



# BOARD OF SUPERVISORS

## CITY AND COUNTY OF SAN FRANCISCO

### AGENDA

Legislative Chamber, Room 250  
City Hall, 1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

Tuesday, October 30, 2018 - 2:00 PM

#### Regular Meeting

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MALIA COHEN, PRESIDENT

VALLIE BROWN, SANDRA LEE FEWER, JANE KIM, RAFAEL MANDELMAN,  
AARON PESKIN, HILLARY RONEN, AHSHA SAFAI, CATHERINE STEFANI, KATY TANG,  
NORMAN YEE

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at [www.sfbos.org](http://www.sfbos.org)

#### BOARD COMMITTEES

##### Committee Membership

**Budget and Finance Committee**  
Supervisors Cohen, Fewer, Stefani

**Budget and Finance Federal Select Committee**  
Supervisors Cohen, Fewer, Tang

**Government Audit and Oversight Committee**  
Supervisors Kim, Peskin, Brown

**Land Use and Transportation Committee**  
Supervisors Tang, Kim, Safai

**Public Safety and Neighborhood Services Committee**  
Supervisors Mandelman, Ronen, Peskin

**Rules Committee**  
Supervisors Safai, Yee, Stefani

##### Meeting Days

Thursday  
10:00 AM

2nd and 4th Thursday  
1:15 PM

1st and 3rd Wednesday  
10:00 AM

Monday  
1:30 PM

2nd and 4th Wednesday  
10:00 AM

1st, 3rd and 4th Wednesday  
1:00 PM

## Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation
- 2) Budget and Legislative Analyst report
- 3) Department or Agency cover letter and/or report
- 4) Public correspondence

These items will be available for review at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, Reception Desk.

## Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using interpretation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous interpretation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting interpretation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

**IMPORTANT INFORMATION:** The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications expected to be made a part of the official file should be submitted to the Clerk of the Board or Clerk of a Committee: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Board or Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution to all of its members.

**LAPTOP COMPUTER FOR PRESENTATIONS:** Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

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**AGENDA PACKET:** Available for review in the Office of the Clerk of the Board, City Hall, 1 Dr. Carlton B Goodlett Place, Room 244, or on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SFGovTV, the Government Channel 26. For DVD copies and scheduling call (415) 554-4188.

**LANGUAGE INTERPRETERS:** Language services are available in Spanish, Chinese and Filipino at all regular and special Board and Committee meetings if made at least 48 hours in advance of the meeting to help ensure availability. For more information or to request services: Contact Peggy Nevin at (415) 554-5184.

所有常規及特別市參事委員會會議 (Board meetings) 除委員會會議 (Committee meetings) 將予以提供西班牙文, 菲律賓文, 及中文的語言服務, 但須在會議前最少48小時作出請求, 旨在確保服務屆時可予以提供。更多資訊或請求有關服務, 請致電 (415) 554-7719聯絡Linda Wong.

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**PAUNAWA:** Mayroong serbisyong pang-wika sa Espanyol, Intsik at Tagalog para sa lahat ng mga regular at espesyal na pulong ng Board, at Komite ng Board. Sa kasalukuyan, mayroong serbisyo sa wikang Filipino na maaaring i-request sa pinakmababa na di bababa sa 48 oras bago ang pulong upang matiyak na matutugunan and inyong kahilingan. Para sa karagdagang impormasyon o para humiling ng serbisyo pang-wika, tawagan lamang ang (415) 554-5184.

### **Disability Access**

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SFGovTV, the Government Channel 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact (415) 554-5184 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 5R, 6, 7, 7R, 7X, 9, 9R, 19, 21, 47, and 49. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

### **Know Your Rights Under The Sunshine Ordinance**

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (San Francisco Administrative Code, Chapter 67) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-5163; or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org)

Citizens may obtain a free copy of the Sunshine Ordinance by printing the San Francisco Administrative Code, Chapter 67, on the Internet at <http://www.sfbos.org/sunshine>

### **Lobbyist Registration and Reporting Requirements**

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code, Section 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site <http://www.sfgov.org/ethics>

## ROLL CALL AND PLEDGE OF ALLEGIANCE

## COMMUNICATIONS

## APPROVAL OF MEETING MINUTES

Approval of the [September 25, 2018](#), Board Meeting Minutes.

## AGENDA CHANGES

## CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

### Items 1 through 6

### Recommendations of the Land Use and Transportation Committee

Present: Supervisors Tang, Kim, Safai

1. [180801](#) **[Amending Ordinance No. 1061 - Sidewalk Width Change - Portions of Beale Street, Howard Street, Main Street, and Mission Street]**

**Sponsor: Kim**

Ordinance amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," to change the official sidewalk width of certain locations fronting Assessor's Parcel Block No. 3718, along the northeasterly side of Beale Street between Mission and Howard Streets, the northwesterly side of Howard Street between Main and Beale Streets, the southwesterly side of Main Street between Howard and Mission Streets, and the southeasterly side of Mission Street between Beale and Main Streets, and to eliminate and reduce portions of the official sidewalk fronting Assessor's Parcel Block No. 3718, Lot Nos. 038 and 039; adopting the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

10/23/2018; PASSED ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

2. [180850](#) **[Agreements - Connection of City Solar Projects with Pacific Gas and Electric Company - Public Utilities Commission]**

Ordinance authorizing the Director of Transportation of the Municipal Transportation Agency (MTA) and the General Manager of the Public Utilities Commission (PUC) to enter into interconnection agreements with Pacific Gas and Electric Company (PG&E) for a solar power project at MTA's Field Operations Facility for a term in excess of ten years; authorizing the PUC's General Manager to enter into an interconnection agreement for Burton High School for a term in excess of ten years; delegating authority to the PUC's General Manager, the MTA's Director of Transportation, and the heads of the San Francisco International Airport, Port of San Francisco, Fire Department, Police Department, Department of Public Health, Real Estate Division, and Recreation and Park Department, or their respective designees, to enter into form interconnection agreements for solar projects with PG&E for terms in excess of ten years, subject to specified conditions; and authorizing deviations from certain otherwise applicable contract requirements in the Administrative Code and the Environment Code, as defined herein. (Public Utilities Commission)

10/23/2018; PASSED ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

3. [180854](#) **[Summary Street Vacation, New Sidewalks, and Property Transfer - Michigan Street]**

**Sponsor: Cohen**

Ordinance ordering the summary street vacation of portions of Michigan Street generally along Assessor's Parcel Block No. 4110, Lot No. 001, and Block No. 4111, Lot No. 004; establishing new official sidewalks on Michigan Street by amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks;" accepting a Public Works Order concerning the street vacation and establishment of new sidewalks; authorizing real property transfers and waiving the provisions of Administrative Code, Chapter 23; authorizing official acts in connection with this Ordinance, as defined herein; affirming the Planning Department's determination under the California Environmental Quality Act; adopting findings that the actions contemplated in this Ordinance are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

10/23/2018; PASSED ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

**Recommendations of the Rules Committee**

*Present: Supervisors Safai, Yee, Stefani*

- 4.     **180756**     **[Various Codes - Authority to Require New or Upgraded Fire Safety Systems in Multi-Unit Residential Buildings with Recurring or Continuing Fire Hazards]**  
**Sponsors: Ronen; Mandelman, Fewer, Safai and Yee**  
Ordinance amending the Building, Housing, Fire, and Administrative Codes to authorize the Building and Fire Departments to require the installation of a new fire safety system or the improvement or upgrade of an existing system to current code requirements in a residential building of three or more dwelling units to remedy recurring or continuing fire hazards that substantially endanger the health and safety of the residents or the general public; amending the Rent Ordinance to prohibit landlords from increasing rents to cover the costs of compliance; affirming the Planning Department’s determination under the California Environmental Quality Act; making findings under the California Health and Safety Code; and directing the Clerk of the Board to forward this Ordinance to the California Building Standards Commission upon final passage.  
  
10/23/2018; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**
  
- 5.     **180890**     **[Administrative Code - Seismic Safety Retrofit and Affordable Housing Loan Program]**  
**Sponsors: Mayor; Peskin, Safai and Brown**  
Ordinance amending the Administrative Code to conform to the passage by the voters on November 8, 2016, of Proposition C a measure, entitled “Loans to Finance Acquisition and Rehabilitation of Affordable Housing,” and to otherwise conform such sections to current practices and make technical corrections.  
  
10/23/2018; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**
  
- 6.     **180893**     **[Administrative Code - Exempting Certain Municipal Transportation Agency Projects From Fiscal Feasibility Ordinance]**  
**Sponsor: Peskin**  
Ordinance amending the Administrative Code to exempt from the Fiscal Feasibility Ordinance capital improvement projects under the jurisdiction of the San Francisco Municipal Transportation Agency that will support an increase or improvement in Municipal Railway service.  
  
10/23/2018; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

## REGULAR AGENDA

## UNFINISHED BUSINESS

### From the Board

7. [170538](#) **[Administrative Code - Increasing the Minimum Compensation Hourly Rate for Employees Under Contracts with Nonprofit Corporations and Public Entities]**  
**Sponsors: Fewer; Ronen, Kim, Yee and Cohen**

Ordinance amending the Administrative Code to increase, as of July 1, 2019, the minimum hourly compensation rate for employees under contracts with nonprofit corporations to \$16.50, and followed thereafter by annual cost-of-living increases beginning July 1, 2020; to increase the minimum hourly compensation rate for employees under contracts with public entities to \$16.00 as of February 1, 2019, \$16.50 as of July 1, 2019, \$17.50 as of July 1, 2020, \$18.00 as of July 1, 2021, and \$18.75 as of July 1, 2022, and followed thereafter by annual cost-of-living increases beginning July 1, 2023; to provide that these increases are conditioned on funds being appropriated by the City; and to establish a working group to consider and advise on issues related to wage increases for employees under contracts with nonprofit corporations and public entities.

(Fiscal Impact)

10/02/2018; CALLED FROM COMMITTEE.

10/16/2018; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

10/16/2018; CONTINUED AS AMENDED ON FIRST READING.

10/23/2018; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

10/23/2018; PASSED ON FIRST READING AS AMENDED.

**Question: Shall this Ordinance be FINALLY PASSED?**

**Recommendation of the Land Use and Transportation Committee**

*Present: Supervisors Tang, Kim, Safai*

8. [180757](#) **[Health Code - Massage Practitioner and Business Permits]**  
**Sponsors: Tang; Yee and Safai**  
Ordinance amending the Health Code to comprehensively revise the regulation of massage practitioners, massage establishments, massage outcall services, and sole practitioner massage establishments by, among other things: 1) authorizing the Director of Health ("Director") to access local, state, and federal criminal history information of permit applicants and permit holders; 2) eliminating temporary massage practitioner permits; 3) clarifying the administrative process by which permit applicants and permit holders may appeal a decision to deny, suspend, or revoke a permit; 4) authorizing the Director to deny a massage establishment permit to an applicant who has been convicted of any offense related to prostitution or solicitation of prostitution, unless the conviction was vacated based on a showing that the individual was a victim of human trafficking; 5) adding or revising massage establishment operating standards relating to vermin, employee areas, locked doors, residential use, and advertising; 6) prohibiting a massage business from operating a massage school on the same premises as a massage establishment; 7) establishing a massage establishment reinspection fee of \$191 per hour; 8) updating administrative and permit penalties; 9) authorizing the imposition of a lien on a property that has contributed to a violation of Article 29 of the Health Code ("Article 29") to collect unpaid administrative penalties, enforcement costs, fines, interest, and attorneys' fees; 10) authorizing the City Attorney to institute civil proceedings for injunctive and monetary relief for violations of Article 29; 11) declaring violations of select provisions of Article 29 to be public nuisances; and 12) discontinuing the acceptance of applications for massage practitioner permits effective January 1, 2019.

10/23/2018; CONTINUED ON FIRST READING.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**Recommendation of the Rules Committee**

*Present: Supervisors Safai, Yee, Stefani*

9. [180979](#) **[Appointment, Children, Youth and Their Families Oversight and Advisory Committee - Joanna Powell]**  
Motion appointing Joanna Powell, term ending July 1, 2020, to the Children, Youth and Their Families Oversight and Advisory Committee. (Rules Committee)

10/23/2018; CONTINUED.

**Question: Shall this Motion be APPROVED?**



## NEW BUSINESS

### Recommendations of the Budget and Finance Committee

*Present: Supervisors Cohen, Fewer, Stefani*

10. [180599](#) **[Lease Agreement - Canonica New York, LLC - Terminal 2 Specialty Retail Concession - \$225,000 Initial Minimum Annual Guarantee]**  
Resolution approving the Terminal 2 Specialty Retail Concession Lease No. 3 - Lease No. 18-0073 between Canonica New York, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of seven years to commence following Board approval, and a minimum annual guarantee of \$225,000 for the first year of the Lease. (Airport Commission)  
**Question: Shall this Resolution be ADOPTED?**
11. [180602](#) **[Lease Agreement - SSP America, Inc. - \$250,000 Minimum Annual Guarantee]**  
Resolution approving the Terminal 2 Casual Dining Food & Beverage Concession Lease No. 6 - Lease No. 18-0074, between SSP America, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, for a term of ten years to commence upon approval by the Board of Supervisors, and a minimum annual guarantee of \$250,000 for the first year of the Lease. (Airport Commission)  
**Question: Shall this Resolution be ADOPTED?**
12. [180852](#) **[Contribution Agreement - United Airlines, Inc. - Airport Infrastructure Project - \$6,250,000]**  
Resolution approving a Contribution Agreement between United Airlines, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, providing for a financial contribution by United Airlines, Inc., in the amount of \$6,250,000 toward design, acquisition, construction and installation of 400 Hz generators and pre-conditioned air units for ten remain overnight aircraft parking positions on Plots 40 and 41 at the San Francisco International Airport, to commence upon approval by the Board of Supervisors, and ending no later than the end date of the 20-year useful life of the equipment purchased under the Contribution Agreement; and making environmental findings under the California Environmental Quality Act. (Airport Commission)  
**Question: Shall this Resolution be ADOPTED?**
13. [180826](#) **[Mental Health Services Act Annual Update - FY2018-2019]**  
Resolution authorizing adoption of the San Francisco Mental Health Services Act Annual Update FY2018-2019. (Public Health Department)  
**Question: Shall this Resolution be ADOPTED?**

14. [180927](#) **[Accept and Expend Grant - Association of Bay Area Governments - Bay Area Regional Network - Energy Efficiency Program Implementation - \$334,500]**  
**Sponsor: Yee**  
Resolution retroactively authorizing the Department of the Environment to accept and expend grant funds in the amount of \$334,500 from the Association of Bay Area Governments to perform additional multifamily and commercial energy efficiency program implementation, as part of a Bay Area Regional Energy Network program, an energy efficiency program for the term of July 1, 2018, through December 31, 2018. (Environment)
- Question: Shall this Resolution be ADOPTED?**
15. [180942](#) **[Accept and Expend Grant - California Department of Housing and Community Development Affordable Housing and Sustainable Communities Program - 1950 Mission Street Project - \$15,000,000]**  
**Sponsors: Mayor; Ronen**  
Resolution authorizing the Mayor's Office of Housing and Community Development to accept and expend an award of \$15,000,000 from the California Department of Housing and Community Development Affordable Housing and Sustainable Communities Program, including a loan of \$10,000,000 and a grant of \$5,000,000 for a project at 1950 Mission Street. (Mayor's Office of Housing and Community Development)
- Question: Shall this Resolution be ADOPTED?**
16. [180943](#) **[Accept and Expend Grant - California Department of Housing and Community Development Affordable Housing and Sustainable Communities Program - 2060 Folsom Street Project - \$14,000,000]**  
**Sponsors: Mayor; Ronen**  
Resolution authorizing the Mayor's Office of Housing and Community Development to accept and expend an award of \$14,000,000 from the California Department of Housing and Community Development Affordable Housing and Sustainable Communities Program, including a loan of \$9,300,000 and a grant of \$4,700,000 for a project at 2060 Folsom Street.
- Question: Shall this Resolution be ADOPTED?**
17. [180945](#) **[Accept and Expend Grant - National HIV Behavioral Surveillance - San Francisco - Bio-Behavioral Surveillance Activities - \$1,025,539]**  
**Sponsors: Mandelman; Cohen**  
Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase of \$466,606 for a total amount of \$1,025,539 from Centers for Disease Control and Prevention to participate in a program, entitled "National HIV Behavioral Surveillance - San Francisco," to continue ongoing bio-behavioral surveillance activities among populations at high risk for HIV infection for the period of January 1, 2018, through December 31, 2018.
- Question: Shall this Resolution be ADOPTED?**

**Recommendations of the Land Use and Transportation Committee**

*Present: Supervisors Tang, Kim, Safai*

**18. [180803](#) [Planning Code - Mission Alcoholic Beverage Special Use District and Mission Street Neighborhood Commercial Transit District]**

**Sponsor: Ronen**

Ordinance amending the Planning Code to require Conditional Use Authorization for Restaurants and prohibit new brewpubs within a subarea of the Mission Alcoholic Beverage Special Use District; to establish limits on the number of eating and drinking establishments, require Conditional Use Authorization for replacing Legacy Businesses and new bars, prohibit mergers of commercial space resulting in greater than 1,500 gross square feet, require ground-floor non-residential tenant space for large projects, and expand Philanthropic Service and Light Manufacturing uses in the Mission Street Neighborhood Commercial Transit District; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**19. [180910](#) [Planning Code - Affordable Housing Projects on Undeveloped Lots in Service/Arts/Light Industrial Districts]**

**Sponsor: Kim**

Ordinance amending the Planning Code to permit Affordable Housing on undeveloped lots in Service/Arts/Light Industrial (SALI) Zoning Districts; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section, 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

09/18/2018; DUPLICATED.

09/18/2018; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

09/18/2018; RE-REFERRED AS AMENDED to the Land Use and Transportation Committee.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

*Present: Supervisors Tang, Kim*

20. [180914](#) **[Planning Code - Modifying Better Streets Plan Requirements and Curb Cut Restrictions]**

**Sponsor: Kim**

Ordinance amending the Planning Code to add new standard required streetscape improvements under the Better Streets Plan; modifying the triggers that would require project sponsors to construct streetscape improvements in the public right-of-way; clarifying the recommended sidewalk width for street types; expanding curb cut restrictions for off-street parking and loading to nearly all zoning districts and certain designated streets, including those on the Citywide Transit Network and any officially adopted bicycle routes or lanes, and requiring a Conditional Use authorization or a Section 309 or 329 exception for new or expanded curb cuts in the applicable areas; adding criteria for the Planning Commission to consider when granting a Conditional Use authorization or an exception as part of a Downtown C-3-O(SD) (Downtown, Office (Special Development)) or large project authorization in mixed-use districts for such curb cuts; prohibiting new curb cuts in bus stops and on Folsom Street between Essex and Second Street; eliminating minimum off-street parking requirements for projects subject to the curb cut restrictions or prohibitions; and making findings under the California Environmental Quality Act, findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience and welfare under Planning Code, Section 302.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**Recommendation of the Public Safety and Neighborhood Services Committee**

*Present: Supervisors Ronen, Peskin*

21. [180677](#) **[Liquor License - 195 Pine Street - 7-Eleven]**

Resolution determining that the transfer of a Type-20 off-sale beer and wine liquor license to 7-Eleven, Inc., doing business as 7-Eleven, located at 195 Pine Street (District 3), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

**Question: Shall this Resolution be ADOPTED?**

**Recommendations of the Rules Committee**

*Present: Supervisors Safai, Yee, Mandelman*

**22. [180913](#) [Administrative Code - Reentry Council - Reporting Duties and Sunset Date]**

**Sponsor: Fewer**

Ordinance amending the Administrative Code to revise the reporting duties of the Reentry Council; and extend the sunset date of the Council by five years to June 1, 2024.

(Board Rule 2.21, requiring a sunset clause not to exceed three years, may be suspended pursuant to Board Rule 5.2 by the affirmative vote of eight Supervisors unless there are fewer than eight Supervisors present; in which case the unanimous consent of the Supervisors, but not less than six, shall be required.)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**23. [180934](#) [Campaign and Governmental Conduct Code - Form 700 (Statement of Economic Interests) Filing Requirements]**

**Sponsor: Cohen**

Ordinance amending the Campaign and Governmental Conduct Code to update the Conflict of Interest Code's Form 700 (Statement of Economic Interests) filing requirements for the City and the San Francisco Unified School District, by adding, deleting, and changing titles of designated officials and employees to reflect organizational and staffing changes, and by refining disclosure requirements for designated officials and employees.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**24. [181041](#) [Police and Health Codes - Regulation of Cannabis Businesses]**

**Sponsors: Mayor; Mandelman and Cohen**

Ordinance amending the Police Code to extend by one year the possible duration of a Temporary Cannabis Business Permit; and amending the Health Code to increase, from 90 days to 120 days, the time period that the Director of the Office of Cannabis may extend a medical cannabis dispensary's authorization to Sell Adult Use Cannabis, and extending by one year to December 31, 2019 the date on which Article 33 (Medical Cannabis Act) expires.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

*Present: Supervisors Safai, Yee*

25. [180976](#) **[Appointment, Board of Appeals - Rachael Tanner]**  
Motion approving the President of the Board of Supervisors Malia Cohen's nomination of Rachael Tanner for appointment to the Board of Appeals, for a term ending July 1, 2022. (Clerk of the Board)

**Question: Shall this Motion be APPROVED?**

*Present: Supervisors Safai, Yee, Mandelman*

26. [181022](#) **[Appointments, Sunshine Ordinance Task Force - Josh Wolf, Leuwam Tesfai, Bruce Wolfe, Rodman Martin, Frank Cannata, Chris Hyland, and Matthew Yankee]**  
Motion appointing Josh Wolf, Leuwam Tesfai, Bruce Wolfe, Rodman Martin, Frank Cannata, Chris Hyland, and Matthew Yankee, terms ending April 27, 2020, to the Sunshine Ordinance Task Force. (Rules Committee)

**Question: Shall this Motion be APPROVED?**

## **SPECIAL ORDER 2:30 P.M. - Recognition of Commendations**

## SPECIAL ORDER 3:00 P.M.

### APPEAL PROCEDURES

Board Rule 4.18 provides that public hearings on appeals shall be scheduled for 3:00 p.m. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 3:00 p.m. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 3:00 p.m.:

1. Appeals where all parties have agreed to request a continuance or a tabling of the appeal.
2. Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).
3. Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.
4. Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 3:00 p.m.
5. Appeals involving participants who have ADA considerations may be set for specific times beginning at 3:00 p.m.

(The President may entertain a motion to continue this Hearing and corresponding legislation to the Board of Supervisors meeting of November 13, 2018.)

### 27. [180836](#) [Hearing - Appeal of Determination of Exemption From Environmental Review - Washington Square Water Conservation Project]

Hearing of persons interested in or objecting to the determination of exemption from environmental review under the California Environmental Quality Act issued as a Categorical Exemption by the Planning Department, on May 17, 2018, for the proposed Washington Square Water Conservation Project to reduce the park's existing irrigation water use by two-thirds and improve saturated soils conditions on the main lawn; within the P (Public) Zoning District with an OS (Open Space) Height and Bulk District. (District 3) (Appellant: Marc Bruno and Save North Beach) (Filed August 16, 2018) (Clerk of the Board)

**Question: Shall this Hearing be HEARD AND FILED?**

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

**(Only one of the following two Motions should be approved.)**

### 28. [180837](#) [Affirming the Categorical Exemption Determination - Washington Square Water Conservation Project]

Motion affirming the determination by the Planning Department that the proposed Washington Square Water Conservation Project is categorically exempt from further environmental review. (Clerk of the Board)

**Question: Shall this Motion be APPROVED?**

29. [180838](#) **[Conditionally Reversing the Categorical Exemption Determination - Washington Square Water Conservation Project]**  
Motion conditionally reversing the determination by the Planning Department that the proposed Washington Square Water Conservation Project is categorically exempt from further environmental review, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)  
**Question: Shall this Motion be APPROVED?**
30. [180839](#) **[Preparation of Findings to Reverse the Categorical Exemption Determination - Washington Square Water Conservation Project]**  
Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed Washington Square Water Conservation Project is categorically exempt from further environmental review. (Clerk of the Board)  
**Question: Shall this Motion be APPROVED?**

### **SPECIAL ORDER 3:00 P.M.**

31. [180956](#) **[Hearing - Appeal of Determination of Community Plan Evaluation - 2750-19th Street]**  
Hearing of persons interested in or objecting to a Community Plan Evaluation by the Planning Department under the California Environmental Quality Act issued on May 30, 2018, for the proposed project at 2750-19th Street, approved on August 23, 2018, to demolish three existing industrial buildings, retain a principal two-story facade, and construct a six-story, 68-foot-tall mixed-use building with approximately 10,000 square feet of ground-floor PDR (Production, Distribution, and Repair), 60 residential units above and bicycle and vehicle parking in a basement. (District 10) (Appellant: Larisa Pedroncelli and Kelly Hill, on behalf of Our Mission No Eviction) (Filed September 24, 2018) (Clerk of the Board)  
**Question: Shall this Hearing be HEARD AND FILED?**

*Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.*

### **(Only one of the following two Motions should be approved.)**

32. [180957](#) **[Affirming the Community Plan Evaluation - 2750-19th Street]**  
Motion affirming the determination by the Planning Department, that the proposed project at 2750-19th Street is exempt from further environmental review under a Community Plan Evaluation. (Clerk of the Board)  
**Question: Shall this Motion be APPROVED?**



33. [180958](#) **[Conditionally Reversing the Community Plan Evaluation - 2750-19th Street]**  
Motion conditionally reversing the determination by the Planning Department, that the proposed project at 2750-19th Street is exempt from further environmental review under a Community Plan Evaluation, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)

**Question: Shall this Motion be APPROVED?**

34. [180959](#) **[Preparation of Findings to Reverse the Community Plan Evaluation - 2750-19th Street]**  
Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department, that the proposed project at 2750-19th Street is exempt from further environmental review under a Community Plan Evaluation. (Clerk of the Board)

**Question: Shall this Motion be APPROVED?**

## COMMITTEE REPORTS

*Reports from committees, if any, recommending emergency or urgent measures.*

*The following items will be considered by the Land Use and Transportation Committee at a Regular Meeting on Monday, October 29, 2018, at 1:30 p.m. The Chair intends to request the Committee to send the following items to the Board as Committee Reports on Tuesday, October 30, 2018.*

35. [180849](#) **[General Plan Amendment - Central Waterfront - Dogpatch Public Realm Plan]**  
**Sponsor: Cohen**  
Ordinance amending various elements of the General Plan and amending the Central Waterfront Area Plan within the General Plan to address and incorporate the Central Waterfront - Dogpatch Public Realm Plan; affirming the Planning Commission's findings under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare under Planning Code, Section 340. (Planning Commission)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
36. [181014](#) **[Urging Support of State Water Board Proposed Updates to the 2006 Bay-Delta Plan]**  
**Sponsors: Peskin; Mandelman, Kim and Brown**  
Resolution urging support of State Water Board proposed updates to the 2006 Bay-Delta Plan.
- Question: Shall this Resolution be ADOPTED?**

### 37. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

### 38. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

### FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

### Items 39 through 41

#### 39. [181034](#) [Supporting "Mayors and CEOs for U.S. Housing Investment" and "Opportunity Starts At Home" - Urging the President and United States Congress to Work With City Leaders to End Homelessness]

Sponsor: Kim

Resolution supporting "Mayors and CEOs for U.S. Housing Investment," a bipartisan coalition welcoming city leaders and CEOs as common stakeholders in expanding housing opportunities and ending homelessness, and "Opportunity Starts At Home," a long-term, multi-sector campaign to meet the rental housing needs of the nation's lowest income people; and urging the President and the United States Congress to work with city officials and local governments in order to ensure neighborhood and household stabilization, and avert the negative impact of inadequate housing as it is linked to unemployment, rising health care costs, public safety challenges, and homelessness.

10/23/2018; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

40. [181038](#) **[Closed Session - Existing Litigation - Pacific Gas and Electric Company - November 13, 2018]**

**Sponsor: Cohen**

Motion that the Board of Supervisors convene in closed session on November 13, 2018, pursuant to California Government Code, Section 54956.9(a), and San Francisco Administrative Code, Section 67.10(d)(1), for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following existing litigation in which the City is a petitioner and Pacific Gas & Electric Company is an adverse party: Federal Energy Regulatory Commission Case No. ER18-1482-000, filed April 30, 2018; Federal Energy Regulatory Commission Case No. ER18-1102-000, filed March 15, 2018; Federal Energy Regulatory Commission Case No. ER18-790-000, filed, February 2, 2018; Federal Energy Regulatory Commission Case No. ER18-768-000, filed January 31, 2018; Federal Energy Regulatory Commission Case No. ER18-198-000, filed October 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2406-000, filed August 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2181-000, filed July 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2204, filed July 31, 2017; Federal Energy Regulatory Commission Case No. ER17-1509-000, filed May 1, 2017; Federal Energy Regulatory Commission Case No. ER17-910-000, filed January 31, 2017; Federal Energy Regulatory Commission Case No. EL15-3-000, filed October 10, 2014; Federal Energy Regulatory Commission Case No. ER15-702-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-703-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-704-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-705-000, filed December 23, 2014; and Federal Energy Regulatory Commission Case No. ER15-735-000, filed December 23, 2014.

10/23/2018; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Motion be APPROVED?**

41. [181039](#) **[Committee of the Whole - Marriott Hotel Worker Strike in San Francisco]**

**Sponsor: Ronen**

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole at a Special Meeting, to hold a public hearing to consider the Marriott hotel worker strike in San Francisco.

10/23/2018; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Motion be APPROVED?**

## 42. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

*[Serious Injury Finding]*

Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

*[Purely Commendatory Finding]*

Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

*[Brown Act Finding]*

Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

## LEGISLATION INTRODUCED AT ROLL CALL

### Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on [http://www.sfbos.org/legislation\\_introduced](http://www.sfbos.org/legislation_introduced).

**Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

**PROPOSED ORDINANCES****181023 [Administrative Code - Extension of the Public Utilities Revenue Bond Oversight Committee]**

Ordinance amending the Administrative Code to extend the sunset date of the Public Utilities Revenue Bond Oversight Committee; and suspend provisions of Board Rule 2.21, to extend the Committee for an additional six years to January 1, 2025. (Public Utilities Commission)

10/22/2018; RECEIVED FROM DEPARTMENT.

10/30/2018; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

**181024 [Planning Code - Landmark Designation - 449 14th Street (aka former Welsh Presbyterian Church)]**

Ordinance amending the Planning Code to designate 449-14th Street (aka former Welsh Presbyterian Church), Assessor's Parcel Block No. 3546, Lot No. 026, as a Landmark under Article 10 of the Planning Code; affirming the Planning Department's determination under the California Environmental Quality Act; and making public necessity, convenience, and welfare findings under Planning Code, Section 302, and findings of consistency with the General Plan, and with the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

10/22/2018; RECEIVED FROM DEPARTMENT.

10/30/2018; ASSIGNED UNDER 30 DAY RULE to the Land Use and Transportation Committee.

**181027 [Petitions and Communications]**

Petitions and Communications received from October 15, 2018, through October 22, 2018, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on October 30, 2018.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information will not be redacted.

From the Residential Rent Stabilization and Arbitration Board, submitting an Annual Report for FY2017-18. Copy: Each Supervisor. (1)

From Department of Homelessness and Supportive Housing, submitting an Annual Report on Evictions from Subsidized Housing for FY2017-2018. Copy: Each Supervisor. (2)

From the Department of Recreation and Park, pursuant to Resolution No. 157-99, submitting the FY2018-2019, 1st quarter Lead Poisoning Prevention report. Copy: Each Supervisor. (3)

From the Planning Department, submitting Notice of Public Hearing and availability of a draft Environmental Impact Report for the proposed project at 10 South Van ness Avenue. Copy: Each Supervisor. (4)

From the Planning Department, submitting a request for the Final Environmental Impact Report for the 10 South Van Ness Avenue Mixed-Use Project. Copy: Each Supervisor. (5)

From the Department of Elections, regarding the recruitment of Poll Workers for the November 6, 2018 election. Copy: Each Supervisor. (6)

From the Planning Department, submitting Notice of Availability of and Intent to Adopt a Mitigated Negative Declaration for a proposed project on Seawall Lots 323 and 324 - Hotel and Theater Project. Copy: Each Supervisor. (7)

From Spencer Hudson of Indivisible SF, regarding a proposed amendment to the Inclusionary Housing Ordinance. File No. 180911. Copy: Each Supervisor. (8)

From Michael Janis, General Manager of the SF Market Source for Fresh Produce, regarding the proposed Refuse Separation Compliance legislation. File No. 180646. Copy: Each Supervisor. (9)

From Yasushi Ito, regarding the memorial for Comfort Women. Copy: Each Supervisor. (10)

From Rosie Martin, regarding issues around Lafayette Park. Copy: Each Supervisor. (11)

From Becky Davis, Chair of the San Francisco Sierra Club, regarding the proposed transit-only lanes. File No. 180876. Copy: Each Supervisor. (12)

From Richard Toshiyuki Drury, of Lozeau Drury, LLP, regarding the Central SoMa Plan and Environmental Impact Report for the Central SoMa Plan. Copy: Each Supervisor. (13)

From the San Francisco Public Utilities Water Power Sewer Service, pursuant to Administrative Code, Chapter 11, Article V, Section 11.44(b), submitting a report

regarding NRG Energy Center San Francisco LLC's compliance with all provisions of Administrative Code, Chapter 11 and the NRG Franchise. Copy: Each Supervisor. (14)

## **ADJOURNMENT**