



# 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, March 5, 2019 - 2:00 PM

#### Regular Meeting

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NORMAN YEE, PRESIDENT

VALLIE BROWN, SANDRA LEE FEWER, MATT HANEY, RAFAEL MANDELMAN,  
GORDON MAR, AARON PESKIN, HILLARY RONEN, AHSHA SAFAI, CATHERINE STEFANI,  
SHAMANN WALTON

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 Fewer, Stefani, Mandelman, Ronen, Yee

**Budget and Finance Federal Select Committee**  
Supervisors Fewer

**Budget and Finance Sub-Committee**  
Supervisors Fewer, Stefani, Mandelman

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

**Land Use and Transportation Committee**  
Supervisors Peskin, Safai, Haney

**Public Safety and Neighborhood Services Committee**  
Supervisors Mandelman, Stefani, Walton

**Rules Committee**  
Supervisors Ronen, Walton, Mar

##### Meeting Days

Wednesday  
1:00 PM

2nd and 4th Thursday  
1:15 PM

Wednesday  
10:00 AM

1st and 3rd Thursday  
10:00 AM

Monday  
1:30 PM

2nd and 4th Thursday  
10:00 AM

Monday  
10:00 AM

## 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.

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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.

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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.

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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 [January 29, 2019](#), 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 12

### Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Mar, Brown, Haney

1. [190002](#) **[Settlement of Lawsuit - Small Property Owners of San Francisco Institute - \$110,000]**  
Ordinance authorizing settlement of the lawsuit filed by Small Property Owners of San Francisco Institute against the City and County of San Francisco for \$110,000; the lawsuit was filed on January 28, 2014, in San Francisco Superior Court, Case No. CPF-14-513453; entitled Small Property Owners of San Francisco Institute v. City and County of San Francisco, et al.; the lawsuit involves a claim for attorney's fees and costs following Petitioner's challenge to Ordinance No. 286-13 on the grounds, in part, that Section 181(c)(3) is preempted by the state Ellis Act. (City Attorney)

02/26/2019; PASSED ON FIRST READING.

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

2. [190003](#) **[Settlement of Unlitigated Claim - Sambou Makalou - \$124,523.97 - Appropriation - Wastewater Enterprise Fund Balance]**  
Ordinance approving the settlement of the unlitigated claim filed by Sambou Makalou against the City and County of San Francisco for \$124,523.97; the claim was filed on June 27, 2018; the claim involves alleged property damage arising from a water main break; and appropriating \$124,523.97 from the San Francisco Public Utilities Commission Wastewater Enterprise fund balance for payment of settlement. (City Attorney)  
  
02/26/2019; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**
3. [190004](#) **[Partial Settlement of Lawsuit - Susan Garduno - \$105,000]**  
Ordinance authorizing settlement of the lawsuit filed by Susan Garduno against the City and County of San Francisco for \$105,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms; as it relates only to property loss of plaintiff Susan Garduno, by the payment of \$105,000 and excluding the claim by this plaintiff for diminution of value for plaintiff's real property and the claim by plaintiff for attorney's fees, costs and interest, which will be addressed in later proceedings. (City Attorney)  
  
02/26/2019; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**
4. [190005](#) **[Settlement of Lawsuit - Winfield International, Inc. - \$500,000]**  
Ordinance authorizing settlement of the lawsuit filed by Winfield International, Inc. against the City and County of San Francisco for a payment by Winfield International, Inc. of \$500,000; the lawsuit was filed on March 20, 2017, in San Francisco Superior Court, Case No. CPF-17-515532 (Appeal No. A153209); entitled Winfield International, Inc. v. City and County of San Francisco; the lawsuit challenges the City's enforcement of the Below Market Rate housing conditions of approval applicable to Petitioner's real property located at 3000 23rd Street; other material terms of the settlement include recording a notice of special restrictions reflecting the Below Market Rate conditions of approval applicable to the real property; and a 12-month extension and related lease terms for the current tenant of Unit No. 205. (City Attorney)  
  
02/26/2019; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**
5. [190006](#) **[Settlement of Lawsuit - N.C., a Minor - \$45,000]**  
Ordinance authorizing settlement of the lawsuit filed by N.C., a minor against the City and County of San Francisco for \$45,000; the lawsuit was filed on July 17, 2017, in United States District Court, Case No. 17-cv-4016; entitled N.C., a minor v. City and County of San Francisco, et al.; the lawsuit involves allegations of civil rights violations. (City Attorney)  
  
02/26/2019; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

6. [190008](#) **[Settlement of Lawsuit - Rocio Guarniz Palacios - \$50,000]**  
Ordinance authorizing settlement of the lawsuit filed by Rocio Guarniz Palacios against the City and County of San Francisco for \$50,000; the lawsuit was filed on January 4, 2017, in San Francisco Superior Court, Case No. CGC-17-556267; entitled Rocio Guarniz Palacios v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

02/26/2019; PASSED ON FIRST READING.

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

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

*Present: Supervisors Peskin, Safai, Haney*

7. [180003](#) **[Planning Code - Landmark Designation - 460 Arguello Boulevard (aka Theodore Roosevelt Middle School)]**  
**Sponsor: Peskin**  
Ordinance amending the Planning Code to designate 460 Arguello Boulevard (aka Theodore Roosevelt Middle School), in Assessor's Parcel Block No. 1061, Lot No. 049, 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 the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

02/26/2019; PASSED ON FIRST READING.

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

8. [180005](#) **[Planning Code - Landmark Designation - 2728 Bryant Street (aka Sunshine School)]**  
**Sponsor: Peskin**  
Ordinance amending the Planning Code to designate 2728 Bryant Street (aka Sunshine School), Assessor's Parcel Block No. 4273, Lot No. 008, 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 the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

02/26/2019; PASSED ON FIRST READING.

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

9. [181045](#) **[Planning Code, Zoning Map - 170 Valencia Street]**  
**Sponsor: Mandelman**  
Ordinance amending the Planning Code by amending the Zoning Map to rezone a portion of 170 Valencia Street from RTO (Residential Transit Oriented District) to NCT-3 (Moderate-Scale Neighborhood Commercial Transit District) to establish a uniform zoning for the site; affirming the Planning Department's determination 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 adopting findings of public necessity, convenience, and general welfare under Planning Code, Section 302.  
  
02/26/2019; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**
10. [181083](#) **[Salina Lam Commemorative Plaque - 810 Silver Avenue, Hillcrest Elementary School]**  
**Sponsor: Ronen**  
Ordinance waiving permit and inspection fees and Public Works hearing, under the Commemorative Street Plaque Ordinance in the Public Works Code, for the installation of a plaque at one location on the Silver Avenue sidewalk, commemorating former Hillcrest Elementary School student Salina Lam; accepting a plaque in honor of Salina Lam as a gift to the City, and directing official acts in furtherance of this Ordinance, as defined herein; and affirming the Planning Department's determination under the California Environmental Quality Act.  
  
02/26/2019; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**
11. [190108](#) **[Planning Code - Conversion of Medical Cannabis Dispensary Uses to Cannabis Retail Uses]**  
Ordinance amending Section 191 of the Planning Code to deem a Grandfathered Medical Cannabis Dispensary (MCD) that receives a permit to operate as an MCD from the Department of Public Health before December 31, 2019, a Temporary Cannabis Sales Use and extending the expiration date of Section 191 to January 1, 2021; affirming the Planning Department's determination 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 public necessity, convenience, and welfare findings under Planning Code, Section 302. (City Administrator)  
  
01/29/2019; DUPLICATED.  
  
01/29/2019; REFERRED.  
  
02/26/2019; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

**Recommendation of the Rules Committee**

*Present: Supervisors Ronen, Walton, Mar*

12. **181158** **[Police Code - Police Department Relationship to National Rifle Association]**  
**Sponsors: Stefani; Mar, Ronen, Walton, Yee, Safai, Brown, Peskin, Haney, Mandelman and Fewer**

Ordinance amending the Police Code to rescind the authorization for the Police Department to be a member of the National Rifle Association or to collect tournament fees for the National Rifle Association.

02/26/2019; PASSED ON FIRST READING.

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

**REGULAR AGENDA**

**UNFINISHED BUSINESS**

**From the Board**

13. **190029** **[Resolution to Establish - SoMa West Community Benefit District]**

**Sponsor: Haney**

Resolution to establish the property-based business improvement district known as the "SoMa West Community Benefit District," ordering the levy and collection of assessments against property located in that district for 15 years, commencing with FY2019-2020, subject to conditions as specified; and making environmental findings.

(The returned weighted ballots voting for the Western SoMa Community Benefit District was 56.17%, and the returned weighted ballots voting against the Western SoMa Community Benefit District was 43.83%; indicating there was no majority protest.)

02/05/2019; CONTINUED.

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



**Recommendation of the Rules Committee**

*Present: Supervisors Ronen, Walton, Mar*

- 14. **181217** **[Administrative Code - Police Officers Questioning Youth]**  
**Sponsors: Ronen; Brown, Peskin, Mar, Walton, Haney, Fewer, Safai and Mandelman**  
 Ordinance amending the Administrative Code to prohibit police officers from questioning persons 17 years of age or younger, in custody, unless certain conditions are met, providing for legal representation of the youth (as defined) in connection with the interrogation, and mandating that responsible adults (as defined) be given access to youth while police officers question youth.  
  
 02/26/2019; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.  
  
 02/26/2019; PASSED ON FIRST READING AS AMENDED.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

**NEW BUSINESS**

**Recommendations of the Budget and Finance Committee**

*Present: Supervisors Fewer, Stefani, Mandelman*

- 15. **190060** **[Accept and Expend Grant - Retroactive - Blue Shield of California Foundation - Leveraging Collaboration to End Domestic Violence - Amendment to the Annual Salary Ordinance - FYs 2018-2019 and 2019-2020 - \$384,562]**  
**Sponsor: Safai**  
 Ordinance retroactively authorizing the Department on the Status of Women to accept and expend a grant in the amount of \$384,562 through the Blue Shield of California Foundation for Leveraging Collaboration to End Domestic Violence Program; and amending Ordinance No. 182-18 (Annual Salary Ordinance File No. 180575 for FYs 2018-2019 and 2019-2020) to provide for the addition of one grant-funded part-time Class 1820 Junior Administrative Analyst position (FTE 0.50) for the period of January 1, 2019, through December 31, 2020.  
  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**

16. [190090](#) **[Authorization to Borrow Funds - Short-Term Loan Program for Federal Employees - Treasurer-Tax Collector - Line of Credit Amount Not to Exceed \$20,000,000]**  
**Sponsors: Mayor; Haney**  
Ordinance authorizing the Treasurer, in the event of a partial shutdown of the United States government occurring between February 2019 and December 2019, to secure a short-term line of credit in an amount not to exceed \$20,000,000 or, in the alternative, partner with one or more financial institutions, for the purpose of providing short-term emergency unsecured individual loans for federal employees residing in San Francisco or working at the San Francisco International Airport.
- (Fiscal Impact)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
17. [190091](#) **[Appropriation - Office of the Treasurer and Tax Collector - Short-Term Loan and Interest Proceeds - Individual Loans and Interest and Other Loan Servicing Expenses - \$20,500,000]**  
**Sponsors: Mayor; Haney**  
Ordinance appropriating \$20,000,000 of short-term loan proceeds to the Treasurer's and Tax Collector's Office to administer individual loans for eligible Federal employees impacted by a future shutdown of the Federal Government; and authorizing repayment of the short-term loan utilizing repayment of those individual loans and up to \$500,000 of General Fund interest earnings.
- (Fiscal Impact)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
18. [181062](#) **[Lease Agreement - Host International, Inc. - Terminal 1 Food and Beverage Concession - \$475,000 Minimum Annual Guarantee]**  
Resolution approving the Terminal 1 Food and Beverage Concession Lease 8 - Lease No. 18-0217, between Host International, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, for a term of ten years with one two-year option to extend, to commence following Board approval, and an initial minimum annual guarantee of \$475,000. (Airport Commission)
- Question: Shall this Resolution be ADOPTED?**
19. [181070](#) **[Lease Agreement - Lady Luck Gourmet, LLC - Terminal 1 Food and Beverage Concession - \$240,000 Minimum Annual Guarantee]**  
Resolution approving the Terminal 1 Food and Beverage Concession Lease 7 - Lease No. 18-0215, between Lady Luck Gourmet, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of ten years with one two-year option to extend, to commence following Board approval, and a minimum annual guarantee of \$240,000 for the first year of the Lease. (Airport Commission)
- Question: Shall this Resolution be ADOPTED?**

20. [181071](#) **[Lease Agreement - SF Foodways, LLC - Terminal 1 Food and Beverage Concession - \$620,000 Minimum Annual Guarantee]**  
Resolution approving the Terminal 1 Food and Beverage Concession Lease 9 - Lease No. 18-0216, between SF Foodways, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of ten years with one two-year option to extend, to commence following Board approval, and a minimum annual guarantee of \$620,000 for the first year of the Lease. (Airport Commission)
- Question: Shall this Resolution be ADOPTED?**
21. [181162](#) **[Accept and Expend Grant - Retroactive - Humboldt State University Program Foundation - Small Business Technical Assistance Expansion Program - \$203,917.50]**  
**Sponsor: Brown**  
Resolution retroactively authorizing the Office of Economic and Workforce Development to accept and expend a grant in the amount of \$203,917.50 from the Humboldt State University Program Foundation to expand the capacity of the San Francisco Small Business Development Center for the period of October 1, 2018, to September 30, 2019. (Department of Economic and Workforce Development)
- Question: Shall this Resolution be ADOPTED?**
22. [190071](#) **[Agreement Amendment - Westside Community Mental Health Center, Inc. - Behavioral Health Services - Not to Exceed \$23,347,118]**  
Resolution approving Amendment No. 1 to the agreement between Westside Community Mental Health Center, Inc. and the Department of Public Health for behavioral health services, to increase the agreement amount by \$17,991,918 for an amount not to exceed \$23,347,118; and to extend the term by three years and six months, from June 30, 2019, for a total agreement term of July 1, 2018, through December 31, 2022. (Public Health Department)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
23. [190144](#) **[Loan Agreement - 735 Davis Senior, L.P. - 100% Affordable Housing at 735 Davis Street - Not to Exceed \$19,583,557]**  
**Sponsor: Mayor**  
Resolution approving and authorizing the Director of the Mayor's Office of Housing and Community Development to execute a Loan Agreement with 735 Davis Senior, L.P., a California limited partnership, in an amount not to exceed \$19,583,557 for a minimum term of 57 years to finance the construction of a 100% affordable, 52-unit multifamily rental housing development (plus one staff unit) for low and moderate income senior households ("Davis Project"); and adopting findings that the Loan Agreement is consistent with the adopted Mitigation Monitoring and Reporting Program under the California Environmental Quality Act, the General Plan, and the eight priority policies of Planning Code, Section 101.1.
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

24. [190145](#) **[Multifamily Housing Revenue Note - 735 Davis Senior LP - Not to Exceed \$21,885,000]**  
**Sponsor: Mayor**  
Resolution authorizing the execution and delivery of a multifamily housing revenue note in one or more series in an aggregate principal amount not to exceed \$21,885,000 for the purpose of providing financing for the construction of a 53-unit multifamily rental housing project known as "735 Davis Senior Apartments;" approving the form of and authorizing the execution of a funding loan agreement, providing the terms and conditions of the loan from the funding lender to the City, and the execution and delivery of the note; approving the form of and authorizing the execution of a borrower loan agreement providing the terms and conditions of the loan from the City to the borrower; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; authorizing the collection of certain fees; approving modifications, changes and additions to the documents; ratifying and approving any action heretofore taken in connection with the back-to-back loans, the note and the project, as defined herein; and granting general authority to City officials to take actions necessary to implement this Resolution, and related matters, as defined herein.
- Question: Shall this Resolution be ADOPTED?**
25. [190146](#) **[Loan Agreement - 88 Broadway Family, L.P. - 100% Affordable Housing at 88 Broadway - Not to Exceed \$31,020,739]**  
**Sponsor: Mayor**  
Resolution approving and authorizing the Director of the Mayor's Office of Housing and Community Development to execute a Loan Agreement with 88 Broadway Family, L.P., a California limited partnership, in an amount not to exceed \$31,020,739 for a minimum term of 57 years to finance the construction of a 100% affordable, 124-unit multifamily rental housing development (plus one staff unit) for low and moderate income households ("Broadway Project"); and adopting findings that the Loan Agreement is consistent with the adopted Mitigation Monitoring and Reporting Program under the California Environmental Quality Act, the General Plan, and the eight priority policies of Planning Code, Section 101.1.
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
26. [190147](#) **[Multifamily Housing Revenue Note - 88 Broadway Family Apartments - Not to Exceed \$55,280,000]**  
**Sponsor: Mayor**  
Resolution authorizing the execution and delivery of a multifamily housing revenue note in one or more series in an aggregate principal amount not to exceed \$55,280,000 for the purpose of providing financing for the construction of a 125-unit multifamily rental housing project known as "88 Broadway Family Apartments;" approving the form of and authorizing the execution of a funding loan agreement, providing the terms and conditions of the loan from the funding lender to the City, and the execution and delivery of the note; approving the form of and authorizing the execution of a borrower loan agreement providing the terms and conditions of the loan from the City to the borrower; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; authorizing the collection of certain fees; approving modifications, changes and additions to the documents; ratifying and approving any action heretofore taken in connection with the back-to-back loans, the note and the project, as defined herein; and granting general authority to City officials to take actions necessary to implement this Resolution, and related matters, as defined herein.
- Question: Shall this Resolution be ADOPTED?**

27. [190149](#) **[Apply for Grant Application - Noncompetitive Alternative Process County Designation - California Department of Housing and Community Development - No Place Like Home Grant Program]**  
**Sponsor: Mayor**  
Resolution authorizing and delegating to the Mayor's Office of Housing and Community Development, on behalf of the City and County of San Francisco, to apply for the county noncompetitive allocation award under the California Department of Housing and Community Development No Place Like Home Program, which provides funding for counties to develop multifamily housing specifically for persons with serious mental illness who are homeless, chronically homeless, or at-risk of chronic homelessness.
- Question: Shall this Resolution be ADOPTED?**
28. [190150](#) **[Apply for Grant Application - Alternative Process County Competitive Allocation Funds - California Department of Housing and Community Development - No Place Like Home Grant Program]**  
**Sponsor: Mayor**  
Resolution authorizing the Mayor's Office of Housing and Community Development, on behalf of the City and County of San Francisco, to apply for and accept the county competitive allocation award under the California Department of Housing and Community Development No Place Like Home Program, which provides funding for counties to develop multifamily housing specifically for persons with serious mental illness who are homeless, chronically homeless, or at-risk of chronic homelessness.
- Question: Shall this Resolution be ADOPTED?**
29. [190152](#) **[Accept and Expend Grant - Retroactive - California Department of Public Health - HIV Prevention State Grant No. 18-10590 - \$467,082]**  
**Sponsor: Mandelman**  
Resolution retroactively authorizing the San Francisco Department of Public Health to accept and expend a grant in the amount of \$467,082 from the California Department of Public Health to participate in a program, entitled "HIV Prevention State Grant No. 18-10590," for the period of July 1, 2018, through June 30, 2019. (Public Health Department)
- Question: Shall this Resolution be ADOPTED?**
30. [190154](#) **[Accept and Expend Grant - California Department of Rehabilitation - State Vocational Rehabilitation Services Program - \$271,200]**  
**Sponsor: Walton**  
Resolution authorizing the Department of Public Health to accept and expend a grant in the amount of \$271,200 from the California Department of Rehabilitation to participate in a program, entitled "State Vocational Rehabilitation Services Program," for the period of July 1, 2019, through June 30, 2022, and waiving indirect costs. (Public Health Department)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

**Recommendations of the Government Audit and Oversight Committee**

*Present: Supervisors Mar, Brown, Peskin*

31. [181210](#) **[Administrative Code - Our City, Our Home Oversight Committee]**  
**Sponsors: Mayor; Brown and Fewer**  
Ordinance amending the Administrative Code to establish the Our City, Our Home Oversight Committee as an advisory committee to monitor the City's use of tax revenue received under the Homelessness Gross Receipts Tax established by Proposition C (November 2018), advise the Board of Supervisors and the Mayor regarding administration of the Our City, Our Home Fund, and recommend ways to reduce barriers that prevent people from exiting homelessness.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
32. [190103](#) **[Donation of Retired Ambulance to the San Francisco Unified School District]**  
Resolution authorizing the Fire Department to donate a retired ambulance to the San Francisco Unified School District's Health Academy at John O'Connell High School. (Fire Department)
- Question: Shall this Resolution be ADOPTED?**

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

*Present: Supervisors Peskin, Safai, Haney*

33. [181187](#) **[Summary Street Vacation - Portions of Bradford Street and Ogden and Crescent Avenues - Property Transfer]**  
**Sponsor: Ronen**  
Ordinance ordering the summary street vacation of portions of Bradford Street, Ogden Avenue, and Crescent Avenue within the perimeter of the Alemany Farmers' Market (Assessor's Parcel Block Nos. 5731, 5732, 5733, 5733A, and 5734), bounded by Alemany Boulevard and Putnam Street; approving jurisdictional transfers of property at the site of the Market from Public Works and the Agricultural Commissioner to the General Services Agency - Real Estate Division; 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 eight priority policies of Planning Code, Section 101.1; and authorizing official acts in connection with this Ordinance, as defined herein.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

34. [181213](#) **[Building Code - Vacant or Abandoned Commercial Storefronts]**  
**Sponsors: Fewer; Yee, Mandelman, Peskin, Stefani, Safai, Ronen, Walton, Haney, Brown and Mar**  
Ordinance amending the Building Code to require vacant or abandoned commercial storefront owners to pay annual registration fees at the time of registration; require annual inspections of registered vacant or abandoned storefronts; update the penalty for violations of the requirement to register vacant or abandoned commercial storefronts; and affirming the Planning Department's determination under the California Environmental Quality Act.

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

### **Recommendations of the Rules Committee**

*Present: Supervisors Ronen, Walton, Mar*

35. [190001](#) **[Administrative Code - County Adult Assistance Programs]**  
**Sponsor: Ronen**  
Ordinance amending the Administrative Code to expand eligibility for assistance under the Personal Assistance Employment Services (PAES) Program, the Cash Assistance Linked to Medi-Cal (CALM) Program, and the Supplemental Security Income Pending (SSIP) Program, to adults who are ineligible for assistance under the CalWORKs Program due to the lifetime limit on the receipt of assistance, and whose children are no longer minors, or are no longer under the care and control of the adult. (Human Services Agency)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
36. [181098](#) **[Appointments, Sugary Drinks Distributor Tax Advisory Committee - Vanessa Bohm, John Maa, Joi Jackson-Morgan, Roberto Ariel Vargas, Johnathan Butler, Janna Cordeiro and Derik Aoki]**  
Motion appointing Vanessa Bohm, John Maa, Joi Jackson-Morgan (residency requirement waived), Roberto Ariel Vargas (residency requirement waived), Johnathan Butler (residency requirement waived), Janna Cordeiro and Derik Aoki, terms ending December 31, 2020, to the Sugary Drinks Distributor Tax Advisory Committee. (Rules Committee)
- Question: Shall this Motion be APPROVED?**
37. [190034](#) **[Appointments, Assessment Appeals Board No. 1 - Scott Spertzel, Edward Campana, Kristine Nelson and Paul Bellar]**  
Motion appointing Scott Spertzel, Edward Campana, Kristine Nelson and Paul Bellar, terms ending September 6, 2021, to Assessment Appeals Board No. 1. (Rules Committee)
- Question: Shall this Motion be APPROVED?**

- 38. [190035](#) [Reappointments, Assessment Appeals Board No 2 - Louisa Mendoza, Daniel Hershkowitz, Joyce Lewis, and Angela Cheung]**  
Motion reappointing Louisa Mendoza, Daniel Hershkowitz, Joyce Lewis and Angela Cheung, terms ending September 6, 2021, to the Assessment Appeals Board No. 2. (Rules Committee)

**Question: Shall this Motion be APPROVED?**
  
- 39. [190036](#) [Reappointment, Assessment Appeals Board No. 3 - Estrella Bryant]**  
Motion reappointing Estrella Bryant, term ending September 6, 2021, to the Assessment Appeals Board No. 3. (Rules Committee)

**Question: Shall this Motion be APPROVED?**
  
- 40. [190186](#) [Reappointment, Park, Recreation, and Open Space Advisory Committee - Wendy Aragon]**  
Motion reappointing Wendy Aragon, term ending February 1, 2020, to the Park, Recreation and Open Space Advisory Committee. (Rules Committee)

**Question: Shall this Motion be APPROVED?**
  
- 41. [190187](#) [Appointments, Bicycle Advisory Committee - Kristin Tieche and Elbert Hill]**  
Motion appointing Kristin Tieche and Elbert Hill, terms ending November 19, 2020, to the Bicycle Advisory Committee. (Rules Committee)

**Question: Shall this Motion be APPROVED?**
  
- 42. [190197](#) [Reappointment, Police Commission - Cindy Elias]**  
Motion confirming the reappointment of Cindy Elias, term ending April 30, 2023, to the Police Commission. (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.

(Hearing continued open from February 5, 2019. On February 27, 2019, the Clerk of the Board received correspondence from the appellant requesting this appeal be withdrawn.)

43. [190039](#) **[Hearing - Appeal of Tentative Map Approval - 630 Natoma Street]**  
Hearing of persons interested in or objecting to the decision of Public Works dated January 4, 2019, approving a Tentative Map for a three-unit condominium project at 630 Natoma Street, Assessor's Parcel Block No. 3727, Lot No. 049. (District 6) (Appellant: Sofia Rillanos) (Filed January 10, 2019) (Clerk of the Board)

02/05/2019; CONTINUED OPEN.

#### **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.**

44. [190040](#) **[Approving Decision of Public Works and Approving Tentative Map - 630 Natoma Street]**  
Motion approving decision of Public Works and approving the Tentative Map for a three-unit condominium project at 630 Natoma Street, Assessor's Parcel Block No. 3727, Lot No. 049; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

02/05/2019; CONTINUED.

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

45. [190041](#) **[Conditionally Disapproving Decision of Public Works and Disapproving Tentative Map - 630 Natoma Street]**

Motion conditionally disapproving decision of Public Works and disapproving the Tentative Map for a three-unit condominium project at 630 Natoma Street, Assessor's Parcel Block No. 3727, Lot No. 049, subject to the Board of Supervisors' adoption of written findings in support of the disapproval. (Clerk of the Board)

02/05/2019; CONTINUED.

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

46. [190042](#) **[Preparation of Findings Related to the Tentative Map - 630 Natoma Street]**

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Map for a three-unit condominium project at 630 Natoma Street, Assessor's Parcel Block No. 3727, Lot No. 049. (Clerk of the Board)

02/05/2019; CONTINUED.

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

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

*(Hearing continued from February 26, 2019.)*

47. [181247](#) **[Hearing - Appeal of Determination of Exemption From Environmental Review - 2831-2833 Pierce Street]**

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 10, 2018, for the proposed project at 2831-2833 Pierce Street, to remodel a three-story two-unit building and construct the addition of a fourth floor. (District 2) (Appellant: Genevieve Anderson) (Filed December 26, 2018) (Clerk of the Board)

02/26/2019; CONTINUED.

**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.**

48. [181248](#) **[Affirming the Categorical Exemption Determination - 2831-2833 Pierce Street]**  
Motion affirming the determination by the Planning Department that the proposed project at 2831-2833 Pierce Street is categorically exempt from further environmental review. (Clerk of the Board)  
  
02/26/2019; CONTINUED.  
  
**Question: Shall this Motion be APPROVED?**
49. [181249](#) **[Conditionally Reversing the Categorical Exemption Determination - 2831-2833 Pierce Street]**  
Motion conditionally reversing the determination by the Planning Department that the proposed project at 2831-2833 Pierce Street 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)  
  
02/26/2019; CONTINUED.  
  
**Question: Shall this Motion be APPROVED?**
50. [181250](#) **[Preparation of Findings to Reverse the Categorical Exemption Determination - 2831-2833 Pierce Street]**  
Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed project at 2831-2833 Pierce Street is categorically exempt from further environmental review. (Clerk of the Board)  
  
02/26/2019; CONTINUED.  
  
**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, March 4, 2019, at 1:30 p.m. The Chair intends to request the Committee to send the following items as Committee Reports on Tuesday, March 5, 2019.*

51. [190007](#) **[General Plan - Downtown Area Plan Amendment - 175 Golden Gate Avenue]**  
**Sponsor: Haney**  
Ordinance amending the General Plan to revise Map 1 of the Downtown Area Plan to include 175 Golden Gate Avenue, Assessor's Parcel Block No. 0349, Lot No. 11, in the C-3-G (Downtown General Commercial District) area; and making environmental findings, 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 340. (Planning Commission)  
  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**52. [180645](#) [Planning Code, Zoning Map - Rezoning, Preservation Designation - 175 Golden Gate Avenue]**

**Sponsor: Haney**

Ordinance amending the Planning Code and Zoning Map to rezone the building at 175 Golden Gate Avenue (De Marillac Academy), Assessor's Parcel Block No. 0349, Lot No. 011, from RC-4 (Residential-Commercial, High Density) to C-3-G (Commercial, Downtown General); designating the building for preservation purposes as a Category III, Contributory Building; 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?**

*The following items will be considered by the Rules Committee at a Regular Meeting on Monday, March 4, 2019, at 10:00 a.m. The Chair intends to request the Committee to send the following items as Committee Reports on Tuesday, March 5, 2019.*

**53. [190209](#) [Mayoral Reappointment, Historic Preservation Commission - Richard Johns]**

Motion approving/rejecting the Mayor's nomination of Richard Johns for reappointment to the Historic Preservation Commission, for a term ending December 31, 2022. (Clerk of the Board)

(Charter, Section 4.135, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, the nominee shall be deemed approved. Transmittal date: February 22, 2019.)

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

**54. [190210](#) [Mayoral Appointment, Historic Preservation Commission - Kate Black]**

Motion approving/rejecting the Mayor's nomination of Kate Black for appointment to the Historic Preservation Commission, for a term ending December 31, 2022. (Clerk of the Board)

(Charter, Section 4.135, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, the nominee shall be deemed approved. Transmittal date: February 22, 2019.)

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

55. [190211](#) **[Mayoral Reappointment, Historic Preservation Commission - Andrew Wolfram]**  
Motion approving/rejecting the Mayor's nomination of Andrew Wolfram for reappointment to the Historic Preservation Commission, for a term ending December 31, 2022. (Clerk of the Board)

(Charter, Section 4.135, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, the nominee shall be deemed approved. Transmittal date: February 22, 2019.)

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

## 56. 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.*

## 57. 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.*

## CLOSED SESSION

*(Scheduled pursuant to Motion No. M19-015 (File No. 190127), approved January 29, 2019, and continued from February 5, 2019. The President intends to entertain a motion to continue this Closed Session to March 12, 2019.)*

## CONFERENCE WITH LABOR NEGOTIATORS

58. [190127](#) **[Closed Session - Labor Negotiations - February 5, 2019]**  
 Closed Session for the Board of Supervisors to convene on February 5, 2019, at 4:00 p.m., with the Mayor's Office and the Department of Human Resources under Administrative Code, Section 67.10(e), and California Government Code, Section 54957.6, regarding negotiations with labor unions representing City employees; scheduled pursuant to Motion No. M19-015, approved January 29, 2019. (Clerk of the Board)

02/05/2019; CONTINUED.

**Closed Session: The Board of Supervisors shall confer with labor negotiators.**

*[Elect To Disclose]*

*Motion that the Board finds it is in the best interest of the public that the Board elect at this time to disclose its closed session deliberations.*

*[Elect Not to Disclose]*

*Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations.*

*After a closed session, if one occurs, pending approval of above action to disclose, the President shall (1) request the Deputy City Attorney to identify the subjects discussed in the closed session, and (2) direct the Clerk of the Board to report the vote taken on any motion in the closed session.*

## 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 59 through 64

59. [190223](#) **[Supporting an Irish Famine Memorial]**  
**Sponsors: Mar; Haney, Peskin, Yee and Safai**  
 Resolution supporting a permanent memorial in San Francisco for the victims and survivors of the Irish Famine, also known as the Great Hunger.

02/26/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

60. [190224](#) **[Supporting California State Assembly Bill No. 1611 (Chiu) - Emergency Hospital Services]**  
**Sponsors: Peskin; Yee, Safai, Ronen, Fewer, Stefani, Brown, Mar and Walton**  
Resolution supporting California State Assembly Bill No. 1611, authored by Assembly Member David Chiu, which would extend consumer protections from the practice of “balance billing” to all privately-insured patients at San Francisco General Hospital.
- 02/26/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
61. [190225](#) **[Approval of a 90-Day Retroactive Extension for Planning Commission Review of Accessory Dwelling Units in New Construction (File No. 181156)]**  
**Sponsor: Safai**  
Resolution retroactively extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 181156) amending the Planning Code and Business and Tax Regulations Code to authorize the addition of an Accessory Dwelling Unit (ADU) in the construction of a new single-family or multi-family building; clarify the ministerial approval process and create an expedited Board of Appeals process for certain ADUs in single-family homes meeting specific requirements; affirming the Planning Department’s California Environmental Quality Act determination; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public convenience, necessity, and welfare under Planning Code, Section 302.
- 02/26/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
62. [190229](#) **[Supporting California State Senate Bill No. 281 (Wiener) - Cow Palace Joint Powers Authority]**  
**Sponsors: Stefani; Brown, Walton and Mar**  
Resolution supporting California State Senate Bill No. 281, authored by Senator Scott Wiener, prohibiting the sales of firearms and ammunition at the Cow Palace in Daly City and requiring the formation of the Cow Palace Joint Powers Authority to develop the property; implementation would begin January 1, 2020.
- 02/26/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
63. [190208](#) **[Final Map 9359 - 830 Broderick Street]**  
Motion approving Final Map 9359, a six residential unit condominium project, located at 830 Broderick Street, being a subdivision of Assessor’s Parcel Block No. 1156, Lot No. 021; and adopting findings pursuant to the General Plan, and the priority policies of Planning Code, Section 101.1. (Public Works)
- 02/22/2019; RECEIVED FROM DEPARTMENT.
- Question: Shall this Motion be APPROVED?**

**64. [190231](#) [Closed Session - Existing Litigation - Tax Measures Adopted by the Voters at the June 5, 2018, and November 6, 2018 Municipal Elections - March 19, 2019]**

Motion that the Board of Supervisors convene in closed session on March 19, 2019, pursuant to California Government Code, Section 54956.9, and San Francisco Administrative Code, Section 67.10(d)(1), for the purpose of conferring with, or receiving advice from, the City Attorney regarding existing litigation in which the City is a defendant, Howard Jarvis Taxpayers Ass'n, Building Owners and Managers Ass'n of California, California Business Properties Ass'n, and California Business Roundtable v. City and County of San Francisco and All Persons Interested in the Matter of Proposition C of the June 2018 Ballot, Case No. CGC 18-568657, filed in San Francisco Superior Court on August 3, 2018; existing litigation in which the City is a plaintiff, City and County of San Francisco v. All Persons Interested in the Matter of Proposition G on the June 5, 2018, San Francisco Ballot, Case No. CGC 18-569987, filed in San Francisco Superior Court on September 21, 2018; and existing litigation in which the City is a plaintiff, City and County of San Francisco v. All Persons Interested in the Matter of Proposition C on the November 6, 2018, San Francisco Ballot, Case No. CGC 19-573230, filed in San Francisco Superior Court on January 28, 2019. (Clerk of the Board)

02/26/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**65. 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 RESOLUTIONS

### 190139 [Real Property Lease Extension - Prologis, L.P. - 1740 Cesar Chavez Street - \$419,760 Initial Annual Base Rent]

Resolution authorizing the Director of Real Estate to exercise a Lease Extension for the real property located at 1740 Cesar Chavez Street with Prologis, L.P., as Landlord, for a five-year term to commence on April 1, 2019, through March 31, 2024, and a five-year option to extend at the monthly base rent of \$34,980 for a total initial annual base rent of \$419,760 with a 3% annual increase. (Human Resources Department)

(Fiscal Impact; no Budget and Legislative Analyst report)

02/04/2019; RECEIVED FROM DEPARTMENT.

02/12/2019; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

02/25/2019; RECEIVED FROM DEPARTMENT.

03/05/2019; SUBSTITUTED AND ASSIGNED to the Budget and Finance Sub-Committee.

**190203 [Contract Amendment - Leaders in Community Alternatives, Inc. - Home Detention and Electronic Monitoring Program Rules and Regulations and Program Administrator's Evidence of Financial Responsibility - 2019 Calendar Year - Not to Exceed \$2,465,000]**

Resolution authorizing the Sheriff's Department to enter into a third amendment to the existing contract with Leaders in Community Alternatives, Inc. ("LCA") to administer the Sheriff's Department's home detention and electronic monitoring program; extending the term by three months for a total contract term of May 1, 2014, through July 31, 2019, and increasing the amount by \$465,000 for a total amount not to exceed \$2,465,000; approving the Sheriff Department's home detention and electronic monitoring program rules and regulations; and approving evidence of financial responsibility demonstrated by program administrator LCA for the 2019 calendar year. (Sheriff)

02/19/2019; RECEIVED FROM DEPARTMENT.

03/05/2019; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

**190204 [Lease Agreement - The Marshall Retail Group, LLC - Boarding Area C Retail Concession Lease 2 - Lease No.18-0368 - \$600,000 Minimum Annual Guarantee]**

Resolution approving the Boarding Area C Retail Concession Lease 2 - Lease No. 18-0368, between The Marshall Retail Group, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of seven years with two one-year options to extend, and a minimum annual guarantee of \$600,000 for the first year of the Lease, to commence following Board approval. (Airport Commission)

02/21/2019; RECEIVED FROM DEPARTMENT.

03/05/2019; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

**190205 [Contract Amendment - Black and Veatch Corporation - Water Enterprise Water System - Calaveras Dam Replacement Project - Not to Exceed \$71,800,000]**

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No. 4 to an agreement with Black and Veatch Corporation, increasing the length of the agreement by ten months, for a total duration of nine years and eight months, for a total agreement term of August 1, 2010, through March 29, 2020, and increasing the agreement by \$3,800,000 for a total not to exceed agreement amount of \$71,800,000 for continued construction management services for the Water Enterprise Water System Improvement Program-funded Agreement No. CS-911R, Calaveras Dam Replacement Project, pursuant to Charter, Section 9.118(b). (Public Utilities Commission)

02/22/2019; RECEIVED FROM DEPARTMENT.

03/05/2019; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

**190206**

**[Grant Agreement Amendment - Retroactive - Self-Help for the Elderly - Nutrition Services Program - Not to Exceed \$10,560,828]**

Resolution retroactively approving Amendment No. 2, authorizing the Executive Director of the Human Services Agency to execute an amendment to the Grant Agreement between the City and County of San Francisco, by and through its Human Services Agency, and the non-profit Self-Help for the Elderly to provide the Nutrition Services Program to older adults and adults with disabilities for the total agreement term of July 1, 2017 to June 30, 2020, by increasing the agreement amount by \$1,136,712 with a contingent amount of \$960,075 for a total not to exceed amount of \$10,560,828. (Human Services Agency)

02/21/2019; RECEIVED FROM DEPARTMENT.

03/05/2019; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

**190207**

**[CalSAWS Consortium - Creation of a 58-County Joint Powers Authority - Memorandum of Understanding]**

Resolution approving the creation of a 58-county Joint Powers Authority to be known as CalSAWS Consortium, and approving the Memorandum of Understanding between the CalSAWS Consortium and the City and County of San Francisco. (Human Services Agency)

02/21/2019; RECEIVED FROM DEPARTMENT.

03/05/2019; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**190236 [Petitions and Communications]**

Petitions and Communications received from February 15, 2019, through February 25, 2019, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on March 5, 2019.

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 City Attorney's Office, submitting a letter from Mayor London Breed and City Attorney Dennis Herrera to the US Department of Justice, regarding The Utility Reform Network's request to appoint an official ratepayers committee. Copy: Each Supervisor. (1)

From the Controller's Office, pursuant to California State Government Code, Section 53646, submitting the Pooled Investment Report for January 2019. Copy: Each Supervisor. (2)

From the Police Commission, submitting notice of approval of the proposed SFPD budget for Fiscal Year 2019/2020. Copy: Each Supervisor. (3)

From the Public Utilities Commission, pursuant to Administrative, Code Chapter 6, Section 6.60(b), submitting a Declaration of Emergency - 2019 February Transmission Line Incident. Copy: Each Supervisor. (4)

From the Public Utilities Commission, pursuant to Ordinance No. 223-15, submitting the Fiscal Year 2017-2018 Report on the CleanPowerSF Program. Copy: Each Supervisor. (5)

From the California Fish and Game Commission, pursuant to provisions of Section 2074.2, of the Fish and Game Code, submitting notice of findings regarding the petition to list Upper Klamath-Trinity River Spring Chinook Salmon as endangered under the California Endangered Species Act. Copy: Each Supervisor. (6)

From the California Department of Food and Agriculture, submitting a notice for San Francisco County for treatment for the Asian Citrus Psyllid. Copy: Each Supervisor. (7)

From Barbara and Dan Heffernan, regarding CEQA Appeal of 2831-2833 Pierce Street. File No. 181247. Copy: Each Supervisor. (8)

From concerned citizens, regarding the Treasure Island Marina. 4 Letters. File No. 181225. Copy: Each Supervisor. (9)

From Jon W. Kimmins, Chief Financial Officer of Gymboree Group, Inc., submitting notice of terminations of employment at Gymboree Corporate Headquarters. Copy: Each Supervisor. (10)

From Michael Denny, regarding waiving of word count and time of adoption rules used for Proposition A. Copy: Each Supervisor. (11)

From Jamey Frank, regarding tolls for driving downtown. Copy: Each Supervisor. (12)

From Susan Vaughan, regarding Uber/Lyft in a public bus stop. Copy: Each Supervisor. (13)

From Muriel Angle, regarding protecting city houses. File No. 181216. Copy: Each Supervisor. (14)

From Jordan Davis, regarding reappointment of Cindy Elias to the Police Commission. File No. 190197. Copy: Each Supervisor. (15)

From Terry Chong, regarding replacement for Public Defender, Jeff Adachi. Copy: Each Supervisor. (16)

From Chelsea Hernandez, regarding removing Sharp Park Golf Course from the Significant Natural Resource Area Plan. Copy: Each Supervisor. (17)

From Clean.Safe.365, regarding Mayor Breed's plan for \$185M of discretionary funds. 11 signatures. File No. 181185. Copy: Each Supervisor. (18)

From Allen Jones, regarding the Human Rights Commission. Copy: Each Supervisor. (19)

From David Romano, regarding Outside Lands Festival permit renewal. File No. 190117. Copy: Each Supervisor. (20)

## **ADJOURNMENT**