

**** Revised 9/14/2017 @ 5:58 p.m.**

(pages 17 & 18)



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, September 19, 2017 - 2:00 PM

Regular Meeting

**LONDON BREED, PRESIDENT
MALIA COHEN, MARK FARRELL, SANDRA LEE FEWER, JANE KIM, AARON PESKIN,
HILLARY RONEN, AHSHA SAFAI, JEFF SHEEHY, 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

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee
Supervisors Cohen, Yee, Tang

Budget and Finance Federal Select Committee
Supervisors Cohen, Sheehy, Fewer

Government Audit and Oversight Committee
Supervisors Kim, Peskin, Breed

Land Use and Transportation Committee
Supervisors Farrell, Peskin, Tang

Public Safety and Neighborhood Services Committee
Supervisors Ronen, Sheehy, Fewer

Rules Committee
Supervisors Safai, Fewer, Yee

Meeting Days

Thursday
10:00 AM

Thursday
1:00 PM

1st and 3rd Wednesday
10:00 AM

Monday
1:30 PM

2nd and 4th Wednesday
10:00 AM

2nd and 4th Wednesday
2:00 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.

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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

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

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 4

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Kim, Peskin, Breed

1. [170727](#) **[Settlement of Lawsuit - Alfred Fred Pittman - \$30,000]**
Ordinance authorizing settlement of the lawsuit filed by Alfred Fred Pittman against the City and County of San Francisco for \$30,000; the lawsuit was filed on June 20, 2013, in United States District Court, Case No. 13-CV-02095; entitled Alfred Fred Pittman v. City and County of San Francisco; the lawsuit involves alleged civil rights violations. (City Attorney)

09/12/2017; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. [170752](#) **[Settlement of Lawsuit - Zhen Qiang Zhang - \$75,000]**
Ordinance authorizing settlement of the lawsuit filed by Zhen Qiang Zhang against the City and County of San Francisco for \$75,000; the lawsuit was filed on November 13, 2014, in San Francisco Superior Court, Case No. CGC-14-542708; entitled Zhen Qiang Zhang v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

09/12/2017; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. [170754](#) **[Settlement of Lawsuit - Stuart Kohler - \$75,000]**
Ordinance authorizing settlement of the lawsuit filed by Stuart Kohler against the City and County of San Francisco for \$75,000; the lawsuit was filed on November 8, 2016, in United States District Court, Case No. 16-CV-6502; entitled Stuart Kohler v. City and County of San Francisco et al.; the lawsuit involves alleged civil rights violations. (City Attorney)

09/12/2017; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. [170796](#) **[Settlement of Lawsuit - Bernard Sandoval - \$120,000]**
Ordinance authorizing settlement of the lawsuit filed by Bernard Sandoval against the City and County of San Francisco for \$120,000; the lawsuit was filed on June 25, 2015, in San Francisco Superior Court, Case No. CGC-15-546562; entitled Bernard Sandoval v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

09/12/2017; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

5. [170834](#) **[Planning Code - Inclusionary Affordable Housing Fee and Dwelling Unit Mix Requirements]**

Sponsors: Breed; Kim, Peskin, Safai and Tang

Ordinance amending the Planning Code to revise the amount of the Inclusionary Affordable Housing Fee and the On-Site and Off-Site Affordable Housing Alternatives and other Inclusionary Housing requirements; to clarify Inclusionary Housing requirements in the Transbay C-3 Special Use District; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of public necessity, convenience, and welfare under Planning Code, Section 302; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

07/18/2017; DUPLICATED.

07/18/2017; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

07/18/2017; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

07/18/2017; PASSED ON FIRST READING AS AMENDED.

07/25/2017; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

07/25/2017; PASSED ON FIRST READING AS AMENDED.

09/05/2017; CONTINUED ON FINAL PASSAGE.

09/12/2017; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

09/12/2017; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Yee, Tang

6. [170862](#) **[Setting Property Tax Rate and Establishing Pass-Through Rate for Residential Tenants - FY2017-2018]**
Sponsor: Mayor
Ordinance levying property taxes at a combined rate of \$1.1723 on each \$100 valuation of taxable property for the City and County of San Francisco, San Francisco Unified School District, San Francisco Community College District, Bay Area Rapid Transit District, and Bay Area Air Quality Management District, and establishing a pass-through rate of \$0.0890 per \$100 of assessed value for residential tenants pursuant to Administrative Code, Chapter 37, for the fiscal year ending June 30, 2018.
- (Fiscal Impact)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
7. [170821](#) **[Accept and Expend Grant - Public Health Foundation Enterprises, Inc. - Zika Response Resources Grant - \$225,366]**
Sponsor: Mayor
Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$225,366 from Public Health Foundation Enterprises, Inc., to participate in a program entitled Zika Response Resources Grant, for the period of March 1, 2017, through July 31, 2018. (Public Health Department)
- Question: Shall this Resolution be ADOPTED?**
8. [170825](#) **[Professional Service Agreement - Associated Right of Way Services, Inc. - Relocation Services - Not to Exceed \$1,250,000]**
Sponsor: Kim
Resolution approving a Professional Services Contract for relocation services between Treasure Island Development Authority and Associated Right of Way Services, Inc., for a five year term to commence following Board approval through June 30, 2022, and two two-year options to extend, for an amount not to exceed \$1,250,000 over the initial five year term.
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

9. [170832](#) **[Grant Approval - Low Income Investment Fund - Child Care Facilities Fund and Technical Assistance - \$25,377,250]**
Resolution retroactively approving the grant between the City and County of San Francisco and Low Income Investment Fund for the purpose of administering the San Francisco Child Care Facilities Fund and providing technical assistance for the period of July 1, 2017, through June 30, 2020, in the amount of \$25,377,250. (Human Services Agency)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?
10. [170833](#) **[Real Property Lease - T-Mobile West LLC - Zuckerberg San Francisco General Hospital and Trauma Center, Building 25 - 1001 Potrero Avenue - \$5,000 Per Month Base Rent Exempt]**
Resolution authorizing and approving the lease of a portion of the equipment room at Zuckerberg San Francisco General Hospital and Trauma Center, Building 25, with T-Mobile West LLC, a Delaware limited liability company, at the monthly base rent of \$5,000 which shall be waived while participating in the Distributed Antenna System and providing enhanced cellular services to the City staff, UCSF staff, patients, and visitors within Building 25, for a five year term to commence upon approval by the Board of Supervisors and Mayor, with three five-year options to extend. (Real Estate Department)

Question: Shall this Resolution be ADOPTED?
11. [170874](#) **[Professional Services Agreement - CH2M HILL Engineers, Inc. - Planning, Engineering, Environmental Services for the Seawall Resiliency Project - Not to Exceed \$39,984,714]**
Sponsor: Mayor
Resolution approving and authorizing the Executive Director of the Port of San Francisco to execute a professional services agreement with CH2M HILL Engineers, Inc., for planning, engineering, and environmental services for the Seawall Resiliency Project, for an amount not to exceed \$39,984,714, and a term of ten years to commence on the later of October 2, 2017, or the effective date through October 1, 2027. (Port)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?
12. [170875](#) **[Apply for Grant - California Department of Housing and Community Development - No Place Like Home - Up to \$150,000]**
Sponsor: Mayor
Resolution authorizing the Department of Homelessness and Supportive Housing to apply for a technical assistance grant in an amount up to \$150,000 from the California Department of Housing and Community Development to support the planning and implementation of No Place Like Home.

Question: Shall this Resolution be ADOPTED?

13. [170876](#) **[Multifamily Housing Revenue Bonds - 1950 Mission Street - Not to Exceed \$95,000,000]**

Sponsors: Mayor; Ronen

Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development ("Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$95,000,000 for 1950 Mission Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$95,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

Question: Shall this Resolution be ADOPTED?

14. [170877](#) **[Multifamily Housing Revenue Bonds - 490 South Van Ness Avenue - Not to Exceed \$65,000,000]**

Sponsors: Mayor; Ronen

Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development ("Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$65,000,000 for 490 South Van Ness Avenue; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$65,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

Question: Shall this Resolution be ADOPTED?

15. [170885](#) **[Multifamily Housing Revenue Bonds - 1294 and 1296 Shotwell Street - Not to Exceed \$50,000,000]**

Sponsor: Ronen

Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development ("Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$50,000,000 for 1294 and 1296 Shotwell Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$50,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Farrell, Peskin, Tang

16. [170419](#) **[Planning Code - North Beach, Telegraph Hill, Broadway and Chinatown Area Controls]**

Sponsor: Peskin

Ordinance amending the Planning Code to support Legacy Businesses; expand the definition of historic buildings and impose additional requirements in the Broadway Neighborhood Commercial District (NCD) and North Beach Special Use District (SUD); prohibit certain uses in the North Beach SUD; reduce the lot size limit in the North Beach SUD; modify the requirements for approval of parking garages in the Telegraph Hill-North Beach Residential SUD, the North Beach NCD, and Chinatown Mixed Use Districts; reduce off-street parking spaces permitted for residential uses in the Telegraph Hill-North Beach Residential SUD, and the Broadway and North Beach NCDs; and 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 convenience, necessity, and welfare under Planning Code, Section 302.

Question: Shall this Ordinance be PASSED ON FIRST READING?

17. [170837](#) **[Building Code - Mandatory Disability Access Improvements - Extension of Time For Compliance and Report to the Board of Supervisors]**

Sponsor: Tang

Ordinance amending Chapter 11D of the Building Code to extend the time for compliance with the requirement that an existing building with a place of public accommodation either have all primary entries and path of travel into the building accessible by persons with disabilities or receive from the City a determination of equivalent facilitation, technical infeasibility, or unreasonable hardship, the Department of Building Inspection's report to the Board of Supervisors, and the limitation on granting extensions of time; restating the findings of local conditions under the California Health and Safety Code; and directing the Clerk of the Board of Supervisors to forward the legislation to the California Building Standards Commission upon final passage.

Question: Shall this Ordinance be PASSED ON FIRST READING?

18. [170884](#) **[Urging the Recreation and Parks Commission to Remove the Name of Justin Herman from the Plaza on The Embarcadero]**

Sponsors: Peskin; Breed, Kim, Cohen, Ronen, Fewer, Yee, Sheehy, Farrell, Safai and Tang

Resolution urging the Recreation and Parks Commission to remove the name of Justin Herman from the plaza located at the intersection of The Embarcadero and Market Street.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Public Safety and Neighborhood Services Committee

Present: Supervisors Ronen, Sheehy, Fewer

19. [161065](#) **[Police Code - Rental Car Disclosure Requirements]**

Sponsors: Breed; Yee, Farrell, Ronen and Sheehy

Ordinance amending the Police Code to require rental car companies to provide written disclosures to customers advising them to remove valuables from the rental vehicle and lock the doors.

Question: Shall this Ordinance be PASSED ON FIRST READING?

20. [170421](#) **[Police Code - Rental Car Restrictions to Reduce Burglaries]**

Sponsors: Yee; Ronen and Sheehy

Ordinance amending the Police Code to restrict visible barcodes and advertising on rental cars rented in the City or at San Francisco International Airport.

Question: Shall this Ordinance be PASSED ON FIRST READING?

21. [170442](#) **[Public Works, Administrative Codes - Requirements for Surface-Mounted Facility Site Permits]**

Sponsor: Cohen

Ordinance amending the Public Works Code to modify the exceptions to the Surface-Mounted Facility Site Permit requirement; to allow a permittee to choose to pay an "in-lieu" fee instead of installing a street tree; to allow a permittee to choose to pay an "in-lieu" fee instead of permitting the installation of a mural on its Surface-Mounted Facility; to repeal the requirements that a permittee install landscaping or pay an "in-lieu" fee and maintain the required landscaping; to repeal the requirement that an applicant for a Surface-Mounted Facility Site Permit make reasonable efforts to locate the facility on private property before submitting an application; to require Public Works to submit a report to the Board of Supervisors every two years on the number of applications for Surface-Mounted Facility Site Permits submitted and issued and on maintenance and graffiti abatement activities at existing Surface-Mounted Facilities; to amend the requirement that a permittee maintain any required street tree; and to amend the Administrative Code to require that the mural "in-lieu" fees be deposited in the Public Works Street Beautification Fund to be used to fund murals and other beautification projects in the public right-of-way.

07/18/2017; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

07/18/2017; RE-REFERRED AS AMENDED to the Public Safety and Neighborhood Services Committee.

Question: Shall this Ordinance be PASSED ON FIRST READING?

22. [170556](#) **[Park Code - Using Glass Beverage Containers in Parks]**

Sponsor: Sheehy

Ordinance amending the Park Code to prohibit the use of glass beverage containers, with certain exceptions, in all City parks.

Question: Shall this Ordinance be PASSED ON FIRST READING?

23. [170643](#) **[Liquor License - 543-2nd Street - Zaza Nail Spa]**

Resolution determining that the issuance of an extension on premise of a Type-42 on-sale beer and wine public premises license to Rachel Cheng for Zaza Nail Spa, located at 543-2nd Street (District 6), 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 recommending 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?

24. [170915](#) **[Liquor License - 195 Pine Street - 7-Eleven]**

Resolution determining that the transfer of a Type-20 off-sale beer and wine liquor license to Jennifer Bernardo, dba 7-Eleven, Inc., 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 recommending 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, Fewer, Yee

25. [170741](#) **[Business and Tax Regulations Code - Central Market Street and Tenderloin Area Citizen's Advisory Committee]**
Sponsor: Kim
Ordinance amending the Business and Tax Regulations Code to reduce the size of the Central Market Street and Tenderloin Area Citizen's Advisory Committee from eleven seats to five, set a sunset date for the Committee, prohibit the City Administrator from executing a Community Benefit Agreement subject to the Committee's review until the Committee has had an opportunity to review the proposed agreement and make recommendations; and make other administrative changes.
Question: Shall this Ordinance be PASSED ON FIRST READING?
26. [170968](#) **[Appointments, Bay Area Regional Interoperable Communications System Authority (BayRICS) - Chief William Scott and Lieutenant Michael Deely]**
Motion appointing Chief William Scott and Lieutenant Michael Deely, for indefinite terms, to the Bay Area Regional Interoperable Communications System Authority (BayRICS). (Rules Committee)
Question: Shall this Motion be APPROVED?
27. [170969](#) **[Mayoral Reappointment, Entertainment Commission - Al Perez]**
Motion approving the Mayor's reappointment of Al Perez to the Entertainment Commission, for a term ending July 1, 2021. (Rules Committee)

(Charter, Section 4.117, 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 of the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: September 5, 2017.)
Question: Shall this Motion be APPROVED?
28. [170970](#) **[Appointments, Sugary Drinks Distributor Tax Advisory Committee - Vanessa Bohm, Kent Woo, Joi Jackson-Morgan, Roberto Ariel Vargas, Jonathan Butler, Areeya Chananudech, Janna Cordeiro, and Lyra Ng]**
Motion appointing Vanessa Bohm, Kent Woo, Joi Jackson-Morgan (residency requirement waived), Roberto Ariel Vargas (residency requirement waived), Jonathan Butler, Areeya Chananudech, Janna Cordeiro, and Lyra Ng (residency requirement waived), terms ending December 31, 2018, to the Sugary Drinks Distributor Tax Advisory Committee. (Rules Committee)
Question: Shall this Motion be APPROVED?

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

29. 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.

30. 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 31 through 43**31. [170990](#) [Approval of a 120-Day Extension for Planning Commission Review of Planning Code, Zoning Map - Establishment of Geary- Masonic Special Use District (File No. 161109)]****Sponsor: Farrell**

Resolution retroactively extending by 120 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 161109) amending the Planning Code by adding Section 249.20; and amending Sheet 4 SU03 of the Zoning Map, to establish the Geary- Masonic Special Use District in the area generally bounded by Geary Boulevard to the south, Masonic Avenue to the east, and Assessor's Parcel Block No. 1071, Lot Nos. 001 and 004, to the north and west, respectively; 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 convenience, necessity, and welfare under Planning Code, Section 302.

09/12/2017; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?**32. [170991](#) [Comfort Women Day - September 22, 2017]****Sponsors: Fewer; Kim and Ronen**

Resolution declaring September 22, 2017, as Comfort Women Day in the City and County of San Francisco.

09/12/2017; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?**33. [170996](#) [Urging the U.S. Navy to Name a Ship in Honor of Joseph Rosenthal]****Sponsor: Peskin**

Resolution urging the naming of a United States Navy Ship in honor of Joseph Rosenthal, whose Pulitzer Prize-winning photo of the raising of the American Flag at Iwo Jima captured the sacrifice of an entire generation of Americans.

09/12/2017; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

- 34. [170974](#) [Final Map 9025 - 1450-15th Street]**
Motion approving Final Map 9025, a 23 residential unit condominium project, located at 1450-15th Street, being a subdivision of Assessor's Parcel Block Number 3549, Lot No. 064, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

09/08/2017; RECEIVED FROM DEPARTMENT.

09/13/2017; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

- 35. [170975](#) [Final Map 9166 - 600 South Van Ness Avenue]**
Motion approving Final Map 9166, a 27 residential unit and 3 commercial unit, mixed-use condominium project, located at 600 South Van Ness Avenue, being a subdivision of Assessor's Parcel Block No. 3575, Lot No. 070, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

09/06/2017; RECEIVED FROM DEPARTMENT.

09/13/2017; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

- 36. [170976](#) [Final Map 9192 - 750 Harrison Street]**
Motion approving Final Map 9192, a 79 residential unit and 1 commercial unit, mixed-use condominium project, located at 750 Harrison Street, being a subdivision of Assessor's Parcel Block No. 3751, Lot No. 029, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

09/05/2017; RECEIVED FROM DEPARTMENT.

09/13/2017; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

- 37. [170977](#) [Final Map 8900 - 2347-2353 Lombard Street]**
Motion approving Final Map 8900, a 21 residential unit and 3 commercial unit, mixed-use condominium project, located at 2347-2353 Lombard Street, being a subdivision of Assessor's Parcel Block No. 0512, Lot No. 061, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

09/05/2017; RECEIVED FROM DEPARTMENT.

09/13/2017; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

- 38. [170978](#) [Final Map 9193 - 22-24 Franklin Street]**
Motion approving Final Map 9193, a 35 residential unit and 1 commercial unit, mixed-use condominium project, located at 22-24 Franklin Street, being a subdivision of Assessor's Parcel Block No. 0836, Lot No. 031, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)
- 09/05/2017; RECEIVED FROM DEPARTMENT.
- 09/13/2017; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**
- 39. [170979](#) [Final Map 8551 - 1230 Mason Street]**
Motion approving Final Map 8551, a 6 residential unit condominium project, located at 1230 Mason Street, being a subdivision of Assessor's Parcel Block No. 0191, Lot No. 017, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)
- 09/05/2017; RECEIVED FROM DEPARTMENT.
- 09/13/2017; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**
- 40. [170980](#) [Final Map 8939 - 172-172A-172B-174-174A-174B Langton Street]**
Motion approving Final Map 8939, a 6 residential unit condominium project, located at 172-172A-172B-174-174A-174B Langton Street, being a subdivision of Assessor's Parcel Block Number 3755, Lot No. 111, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)
- 09/05/2017; RECEIVED FROM DEPARTMENT.
- 09/13/2017; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**
- ** 41. [170998](#) [Issuance of Subpoena Duces Tecum - Derrick Roorda]**
Sponsor: Peskin
Motion directing the Clerk of the Board of Supervisors to issue a subpoena duces tecum to Derrick Roorda, requiring him to appear at the Government Audit & Oversight Committee on October 4, 2017, at 10:00 a.m., to provide oral information at the hearing of File No. 160975 and respond to questions regarding the design, engineering, and cost benefit analysis for the project at 301 Mission Street; and requiring him to produce documents, correspondence, records, and other materials in his possession related to that project.
- 09/12/2017; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**

**** 42. [170999](#) [Closed Session - Labor Negotiations - October 3, 2017]**

Sponsor: Peskin

Motion that the Board of Supervisors convene in closed session on October 3, 2017, with the Department of Human Resources under Administrative Code, Section 67.10(e), and California Government Code, Section 54957.6, regarding labor negotiations of the City's open labor contracts.

09/12/2017; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

43. [171000](#) [Adopting Findings Reversing the Final Environmental Impact Report Certification - Alameda Creek Recapture Project]

Motion adopting findings reversing the Planning Commission's certification of the Final Environmental Impact Report for the San Francisco Public Utilities Commission's proposed Alameda Creek Recapture Project. (Clerk of the Board)

09/12/2017; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

44. 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.

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**170971****[Electrical Code - Low Voltage Lighting; Correction of Section Title]**

Ordinance amending the Electrical Code to correct the title for the Low Voltage Lighting section and conform it to the title in the California Electrical Code. (Building Inspection Commission)

09/06/2017; RECEIVED FROM DEPARTMENT.

09/19/2017; ASSIGNED UNDER 30 DAY RULE to the Land Use and Transportation Committee.

170972**[Building Code - Slope Protection Act]**

Ordinance amending the Building Code to revise the scope section of the City's Slope Protection Act by deleting the reference to an obsolete map and re-enacting a paragraph that was omitted inadvertently in the adoption of the 2016 Code; affirming the Planning Department's determination under the California Environmental Quality Act; and directing the Clerk of the Board of Supervisors to forward this ordinance to the California Building Standards Commission upon final passage. (Building Inspection Commission)

09/06/2017; RECEIVED FROM DEPARTMENT.

09/19/2017; ASSIGNED UNDER 30 DAY RULE to the Land Use and Transportation Committee.

170973**[Plumbing Code - Circuit Venting]**

Ordinance amending the Plumbing Code to prohibit the use of circuit venting unless approved as an alternative engineered design; 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 of Supervisors to forward this ordinance to the California Building Standards Commission upon final passage. (Building Inspection Commission)

09/06/2017; RECEIVED FROM DEPARTMENT.

09/19/2017; ASSIGNED UNDER 30 DAY RULE to the Land Use and Transportation Committee.

PROPOSED RESOLUTION

170981 [Software License and Support Agreement Amendment - Oracle America, Inc. - Not to Exceed \$12,211,193.65]

Resolution authorizing the Controller to enter into the Fifteenth Amendment of a software license and support agreement between Oracle America Inc., and the City and County of San Francisco, to extend the contract term through November 30, 2022, and increase the maximum expenditure by \$4,183,659.87 for a total amount not to exceed \$12,211,193.65. (Controller)

09/11/2017; RECEIVED FROM DEPARTMENT.

09/19/2017; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

171002 [Petitions and Communications]

Petitions and Communications received from September 1, 2017, through September 11, 2017, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on September 19, 2017.

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 Office of the Mayor, pursuant to Charter, Section 3.100, designating Supervisor London Breed as Acting-Mayor from Wednesday, September 6, 2017, at 2:50 p.m., until Friday, September 8, 2017, at 11:59 p.m., and Supervisor Malia Cohen from Saturday September 9, 2017, 12:00 a.m., until Sunday, September 10, 2017, at 12:00 p.m. Copy: Each Supervisor. (1)

From Congressman Eric Swalwell of the United States House of Representatives, regarding proposed legislation on the Alameda Creek Recapture Project. File: 170893. Copy: Each Supervisor. (2)

From California State Senator Nancy Skinner, regarding the proposed legislation on the Alameda Creek Recapture Project. File No. 170893. Copy: Each Supervisor. (3)

From the Office of the Assessor-Recorder, pursuant to Administrative Code, 906.1-3, submitting annual reports regarding Biotechnology Exclusion, Clean Energy Technology Exclusion and Central Market and Tenderloin Area Exclusion. Copy: Each Supervisor. (4)

From the Office of the Treasurer and Tax Collector, pursuant to the Business and Tax Regulations Code, submitting annual reports regarding Central Market Street & Tenderloin Area Exclusion, Enterprise Zone Tax Credit, Stock-Based Compensation Exclusion, Biotechnology Exclusion, and Clean Technology Business Exclusion from the Payroll Expense Tax for the 2016 calendar year. Copy: Each Supervisor. (5)

From Adrienne Pon, Executive Director of the Office of Civic Engagement and Immigrant Affairs, submitting a statement regarding the Deferred Action for Childhood Arrivals (DACA.) Copy Each Supervisor. (6)

From the Planning Department, submitting a letter of response regarding the Mitigated Negative Declaration Appeal for 3516-3526 Folsom Street. Copy: Each Supervisor. (7)

From the Planning Department, submitting documents regarding the Categorical Exemption Appeal for 302 Greenwich Street /1531 Montgomery Street. Copy: Each Supervisor. (8)

From the California Fish and Game Commission, 2 letters pursuant to multiple sections of the Fish and Game Code, submitting a notice of proposed regulatory action regarding freshwater sport fishing, commercial take of the the sea urchin. Copy: Each Supervisor. (9)

From City Administrator Naomi Kelly, Public Works Director Mohammed Nuru, and Recreation and Parks General Manager Phil Ginsburg, regarding the proposed ordinance revising Administrative Code, Chapter 6, to require Project Labor Agreement. File No. 170205. Copy: Each Supervisor. (10)

From Burton Kendall, regarding the proposed legislation to use the Julius' Castle as a restaurant. File No. 170907. Copy: Each Supervisor. (11)

From George Wooding, President of the Coalition for San Francisco Neighborhoods, submitting a Resolution on Rental Car Identification/Auto Burglaries. Copy: Each Supervisor. (12)

From the Office of the Mayor, pursuant to Charter, Section 4.117, making the following reappointment: Copy: Each Supervisor. (13)

Al Perez - Entertainment Commission - term ending July 01, 2021.

From Samantha Harnett, VP General Counsel of Eventbrite, submitting a WARN Act Notice of Planned Action. Copy: Each Supervisor. (14)

From Lori Ajax, Chief of the Bureau of Cannabis Control, submitting notice of Intent to Adopt an Initial Study and Proposed Negative Declaration regarding the Proposed Statewide regulations for the Bureau of Cannabis Control's Commercial Cannabis Business Licensing Program. Copy: Each Supervisor. (15)

From Erin Zuccaro, regarding Ford Bikes. Copy: Each Supervisor. (16)

From concerned citizen, expressing various thoughts. Copy: Each Supervisor. (17)

From West Area CPUC, pursuant to CPUC General Order No. 159A, regarding small cells in San Francisco. Copy: Each Supervisor. (18)

From Matt Middlebrook, regarding AirBnb online registration system. (19)

From concerned citizens, regarding the Appeal of CEQA Mitigated Negative Declaration at 3516-3526 Folsom. 2 letters. Copy: Each Supervisor. (20)

From Stephen Sayad, regarding the illegal seizure of Newfoundland Dog. Copy: Each Supervisor. (21)

From Frank Noto, regarding proposed legislation on car rental burglary legislation. File No. 170421 and 161065. Copy: Each Supervisor. (22)

From Sandy Weil, regarding the Medical Cannabis Dispensary at 2505 Noriega. File Nos. 170916, 170917, 170918, 170919, and 170920. (23)

From concerned citizens, regarding the proposed legislation at One Oak Street. File Nos. 170812, 170813, 170814, and 170815. Copy: Each Supervisor. (24)

ADJOURNMENT