



# 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, February 7, 2017 - 2:00 PM

## Regular Meeting

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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](http://www.sfbos.org)

## BOARD COMMITTEES

### Committee Membership

**Budget and Finance Committee**  
Supervisors Cohen, Yee, Tang

**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

1st and 3rd Thursday  
10:00 AM

Monday  
1:30 PM

2nd and 4th Wednesday  
10:30 AM

2nd and 4th Wednesday  
1:00 PM

## Agenda Item Information

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

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

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

## Meeting Procedures

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

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

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

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

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

**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 and Chinese at all regular and special Board meetings, excluding Committee meetings. Currently, Filipino is available upon request if made at least 48 hours in advance of the meeting to help ensure availability. Additionally, requests for Board Committee meetings must be received at least 48 hours in advance of the meeting to help ensure availability. For more information or to request services: Contact Peggy Nevin at (415) 554-5184.

所有常規及特別市參事委員會會議（Board meetings）除委員會會議（Committee meetings）之外，將予以提供西班牙文及中文的語言服務。目前，菲律賓文將根據所收到的請求予以提供，但須在會議前最少48小時作出請求，旨在確保服務屆時可予以提供。另外，向市參事委員會會議請求有關服務亦須預先在會議前最少48小時作出，也將有助於確保服務屆時可予以提供。更多資訊或請求有關服務，請致電 (415) 554-7719 聯絡 Linda Wong。

**AVISO EN ESPAÑOL:** Los servicios de idiomas están disponibles en español y en chino en todas las reuniones regulares y reuniones especiales de la Junta, excluyendo las reuniones de los Comités. Actualmente, el idioma Filipino está disponible de ser requerido si se solicita por lo menos 48 horas antes de la reunión para ayudar a garantizar su disponibilidad. Adicionalmente, las solicitudes para las Reuniones de los Comités de la Junta deben ser recibidas por lo menos 48 horas antes de la reunión con el fin de ayudar a garantizar su disponibilidad. Para más información o solicitar servicios, por favor contactar a Derek Evans (415) 554-7702.

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

### **Disability Access**

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

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

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

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

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

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

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

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

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

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

## ROLL CALL AND PLEDGE OF ALLEGIANCE

## COMMUNICATIONS

## 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 8

### Recommendations of the Budget and Finance Committee

*Present: Supervisors Cohen, Yee, Tang*

- 161225** **[Business and Tax Regulations Code - Business Registration with Tax Collector]**  
Ordinance amending the Business and Tax Regulations Code to remove the \$100 minimum penalty from one of the penalties for failing to register with the Tax Collector; and to remove the fee and administrative requirements for obtaining a duplicate registration certificate. (Treasurer-Tax Collector)  
  
(Fiscal Impact)  
  
01/31/2017; PASSED, ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

2. [161311](#) **[Waiving Fiscal Feasibility Study and Determination Requirements - Airport Development Plan, Except for Individual Projects as Required by Administrative Code, Chapter 29]**

Ordinance exempting the proposed Airport Development Plan from Administrative Code, Chapter 29, including from the requirements for a fiscal feasibility study and a Board of Supervisors fiscal feasibility determination prior to initiating environmental review, but retaining requirements for possible future individual projects under the Recommended Airport Development Plan which would otherwise be subject to Administrative Code, Chapter 29. (Airport Commission)

(Fiscal Impact)

01/31/2017; PASSED, ON FIRST READING.

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

3. [161316](#) **[Administrative, Business and Tax Regulations, Police Codes - Elimination of Fees]**

**Sponsors: Yee; Ronen and Cohen**

Ordinance amending the Administrative, Business and Tax Regulations, and Police Codes to eliminate various fees imposed by the City.

01/31/2017; PASSED, ON FIRST READING.

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

4. [161343](#) **[Appropriation - Proceeds from Lease Financing - Public Safety Radio System Project - FY2016-2017 - \$34,184,136]**

**Sponsor: Mayor**

Ordinance appropriating \$34,184,136 of lease financing to the Department of Emergency Management for Public Safety Radio System Project in FY2016-2017, and placing the total appropriation of \$34,184,136 on Controller's Reserve pending proceeds from the lease financing.

(Fiscal Impact)

01/31/2017; PASSED, ON FIRST READING.

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

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

*Present: Supervisors Peskin, Yee, Breed*

5. [170006](#) **[Settlement of Lawsuit - Decorative Plant Services Inc. - \$110,000]**  
Ordinance authorizing settlement of the unlawful detainer lawsuit filed by the City and County of San Francisco against Decorative Plant Services Inc. (Decorative Plant), by Decorative Plant's agreement to surrender possession no later than March 31, 2017, Decorative Plant's execution of a Stipulation for Entry of Judgment and a Writ of Possession, and San Francisco Public Utilities Commission (SFPUC) agreement to provide Decorative Plant a payment not to exceed \$110,000 for reimbursement of expenses related to relocation; the lawsuit was filed on November 28, 2016, in San Francisco Superior Court, Case No. CUD-16-657190; entitled City and County of San Francisco, through the Public Utilities Commission (PUC) v. Decorative Plant Services Inc., ACS Marketing Inc. dba S.F. Foliage, Inc., Goldman Enterprises dba Sunborne Nursery Inc., related to the termination of the lease agreement entered into June 1, 2004, between the SFPUC and Decorative Plant Services Inc., for 127,300 square feet at the Southeast Community Facility at 1150 Phelps Avenue. (City Attorney)
- 01/31/2017; PASSED, ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**
6. [170007](#) **[Settlement of Lawsuit - Goldman Enterprises dba Sunborne Nursery Inc. - \$110,000]**  
Ordinance authorizing settlement of the unlawful detainer lawsuit filed by the City and County of San Francisco against Goldman Enterprises, dba Sunborne Nursery Inc. (Sunborne), by Sunborne's agreement to surrender possession no later than March 31, 2017, Sunborne's execution of a Stipulation for Entry of Judgment and a Writ of Possession, and San Francisco Public Utilities Commission (SFPUC) agreement to provide Sunborne a payment not to exceed \$110,000 for reimbursement of expenses related to relocation; the lawsuit was filed on November 28, 2016, in San Francisco Superior Court, Case No. CUD-16-657190; entitled City and County of San Francisco, through the Public Utilities Commission (PUC) v. Decorative Plant Services Inc., ACS Marketing Inc. dba S.F. Foliage, Inc., Goldman Enterprises dba Sunborne Nursery Inc., related to the termination of the lease agreement entered into June 1, 2004, between the SFPUC and Decorative Plant Services Inc. and the sublease to Goldman Enterprises, dba Sunborne Nursery Inc., for 127,300 square feet at the Southeast Community Facility at 1150 Phelps Avenue. (City Attorney)
- 01/31/2017; PASSED, ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**

7. [170008](#) **[Settlement of Lawsuit - ACS Marketing Inc., dba S.F. Foliage Inc. - \$110,000]**  
Ordinance authorizing settlement of the unlawful detainer lawsuit filed by the City and County of San Francisco against ACS Marketing Inc., dba S.F. Foliage Inc. (S.F. Foliage), by S.F. Foliage's agreement to surrender possession no later than March 31, 2017, S.F. Foliage's execution of a Stipulation for Entry of Judgment and a Writ of Possession, and San Francisco Public Utilities Commission (SFPUC) agreement to provide S.F. Foliage a payment not to exceed \$110,000 for reimbursement of expenses related to relocation; the lawsuit was filed on November 28, 2016, in San Francisco Superior Court, Case No. CUD-16-657190; entitled City and County of San Francisco, through the Public Utilities Commission (PUC) v. Decorative Plant Services Inc., ACS Marketing Inc. dba S.F. Foliage, Inc., Goldman Enterprises dba Sunborne Nursery Inc., related to the termination of the lease agreement entered into June 1, 2004, between the SFPUC and Decorative Plant Services Inc., and sublease to ACS Marketing, dba S.F. Foliage, for 127,300 square feet at the Southeast Community Facility at 1150 Phelps Avenue. (City Attorney)

01/31/2017; PASSED, ON FIRST READING.

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

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

*Present: Supervisors Cohen, Peskin, Sheehy*

8. [161165](#) **[Subdivision Code - Requirements for Communications Services Facilities]**  
**Sponsor: Farrell**  
Ordinance amending the Subdivision Code to require that the design of a subdivision for a tentative map or parcel map provide for communications services facilities to each parcel; and affirming the Planning Department's determination under the California Environmental Quality Act.

01/31/2017; PASSED, ON FIRST READING.

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

## REGULAR AGENDA

## UNFINISHED BUSINESS

### Referred Without Recommendation from the Budget and Finance Committee

*Present: Supervisors Cohen, Yee, Tang*

9. [161345](#) **[Lease Disposition and Development Agreement and Ground Lease - Regents of the University of California, San Francisco - New Research Building at Zuckerberg San Francisco General Hospital - Initial Base Rent of \$180,000 per Year]**

**Sponsor: Mayor**

Ordinance approving a Lease Disposition and Development Agreement and 75 year Ground Lease (with option to extend to 99 years) with the Regents of the University of California, San Francisco ("UCSF") for a new research building at the Priscilla Chan and Mark Zuckerberg San Francisco General Hospital and Trauma Center, with an initial base rent to be paid by UCSF of \$180,000 per year; authorizing the Department of Public Health to accept a \$10,000,000 parking reimbursement contribution upon delivery of the Ground Lease to UCSF; making findings under the California Environmental Quality Act, findings of conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b); waiving certain provisions of the Administrative Code and Environment Code; and ratifying certain actions taken in connection therewith, as defined herein.

01/31/2017; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

01/31/2017; PASSED ON FIRST READING AS AMENDED.

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



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

*Present: Supervisors Peskin, Yee, Breed*

- 10. [161270](#) [Settlement of Lawsuit - Bradley Bishop - \$750,000]**  
Ordinance authorizing settlement of the lawsuit filed by Bradley Bishop against the City and County of San Francisco for \$750,000; the lawsuit was filed on February 9, 2015, in San Francisco Superior Court, Case No. CGC-15-544028; entitled Bradley Bishop v. City and County of San Francisco, et al.; the lawsuit involves a medical malpractice claim; other material terms of the settlement are: City and County of San Francisco to waive offset of \$13,891.80 for unpaid services, and Regents of the University of California to pay \$1,750,000. (City Attorney)  
  
01/31/2017; PASSED, ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**
  
- 11. [170005](#) [Settlement of Lawsuit - The Regents of the University of California - \$473,530.02 Credit]**  
Ordinance authorizing settlement of the lawsuit filed by The Regents of the University of California against the City and County of San Francisco for \$473,530.02; the lawsuit was filed on September 22, 2015, in San Francisco Superior Court, Case No. CGC-15-548090; entitled The Regents of the University of California v. City and County of San Francisco; the lawsuit involves a refund for overbilling; other material terms of the settlement are that the refund will be in the form of a credit against future charges for water service. (City Attorney)  
  
01/31/2017; PASSED, ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

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

*Present: Supervisors Cohen, Peskin, Sheehy*

**12. 160925 [Planning Code - Transportation Demand Management Program Requirement]**

**Sponsors: Cohen; Sheehy, Farrell, Breed and Safai**

Ordinance amending the Planning Code to establish a citywide Transportation Demand Management (TDM) Program, to require Development Projects to incorporate design features, incentives, and tools that support sustainable forms of transportation; create a new administrative fee to process TDM Plan applications and compliance reports; make conforming amendments to various sections of the Planning Code; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of public necessity, convenience, and welfare under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

01/31/2017; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

01/31/2017; PASSED ON FIRST READING AS AMENDED.

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

**13. 161291 [Administrative Code - Update Hotel Conversion Ordinance]**

**Sponsors: Peskin; Kim, Safai, Sheehy, Cohen, Ronen and Yee**

Ordinance amending Administrative Code, Chapter 41, to update the Hotel Conversion Ordinance, including: adding or refining definitions of tourist and transit use, comparable unit, conversion, and low-income household; revising procedures for permits to convert residential units; harmonizing fees and penalty provisions with the Building Code; eliminating seasonal short-term rentals for residential hotels that have violated provisions of the Hotel Conversion Ordinance in the previous year; authorizing the Department of Building Inspection to issue administrative subpoenas; adding an operative date; and affirming the Planning Department's determination under the California Environmental Quality Act.

01/31/2017; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

01/31/2017; PASSED ON FIRST READING AS AMENDED.

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

## NEW BUSINESS

### Recommendations of the Rules Committee

*Present: Supervisors Safai, Fewer, Yee*

14. [161350](#) **[Administrative Code - Dignity Fund Oversight and Advisory Committee]**  
**Sponsors: Cohen; Yee**  
Ordinance amending the Administrative Code to set the structure, functions, terms, and administrative support for the Dignity Fund Oversight and Advisory Committee, as required by Charter, Section 16.128-11, adopted as part of Proposition I at the November 8, 2016, general municipal election.

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

15. [170018](#) **[Nomination of County Veterans Service Officer - Sergeant Dorian J. Carr, United States Air Force, Retired]**  
Resolution confirming the nomination of Sergeant Dorian J. Carr, United States Air Force, Retired, as County Veterans Service Officer. (City Administrator)

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

*Present: Supervisors Safai, Fewer*

16. [170057](#) **[Appointment, Association of Bay Area Governments Executive Board - Supervisor Norman Yee]**  
Motion appointing Supervisor Norman Yee, for a two-year term, to the Association of Bay Area Governments Executive Board. (Rules Committee)

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

*Present: Supervisors Safai, Fewer, Yee*

17. [170058](#) **[Appointment, Bay Area Air Quality Management District Board of Directors - Supervisor Hillary Ronen]**  
Motion appointing Supervisor Hillary Ronen, for a four-year term, to the Bay Area Air Quality Management District Board of Directors. (Rules Committee)

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

18. [170059](#) **[Appointment, Local Agency Formation Commission - Supervisor Hillary Ronen]**  
Motion appointing Supervisor Hillary Ronen, for a four-year term, to the Local Agency Formation Commission. (Rules Committee)

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

*Present: Supervisors Safai, Fewer*

19. [170060](#) **[Appointment, Golden Gate Bridge, Highway and Transportation District Board of Directors - Supervisor Norman Yee]**

Motion appointing Supervisor Norman Yee, for a two-year term, to the Golden Gate Bridge, Highway and Transportation District Board of Directors. (Rules Committee)

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

*Present: Supervisors Safai, Fewer, Yee*

20. [170142](#) **[Appointment, Golden Gate Bridge, Highway and Transportation District Board of Directors - Supervisor Aaron Peskin]**

Motion appointing Supervisor Aaron Peskin, for a two-year term, to the Golden Gate Bridge, Highway and Transportation District Board of Directors. (Rules Committee)

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

21. [170143](#) **[Appointment, Golden Gate Bridge, Highway and Transportation District Board of Directors - Supervisor London Breed]**

Motion appointing Supervisor London Breed, for a two-year term, to the Golden Gate Bridge, Highway and Transportation District Board of Directors. (Rules Committee)

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

22. [170144](#) **[Appointment, Golden Gate Bridge, Highway and Transportation District Board of Directors - Supervisor Jeff Sheehy]**

Motion appointing Supervisor Jeff Sheehy, for a two-year term, to the Golden Gate Bridge, Highway and Transportation District Board of Directors. (Rules Committee)

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

*Present: Supervisors Safai, Fewer, Yee*

23. [170061](#) **[Appointment, Metropolitan Transportation Commission - Supervisor Jane Kim]**

Motion appointing Supervisor Jane Kim, for a four-year term, to the Metropolitan Transportation Commission. (Rules Committee)

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

*Present: Supervisors Safai, Yee*

24. [170062](#) **[Appointment, Reentry Council - Supervisor Sandra Lee Fewer]**  
Motion appointing Supervisor Sandra Lee Fewer, for a two-year term, to the Reentry Council. (Rules Committee)

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

*Present: Supervisors Safai, Fewer, Yee*

25. [170063](#) **[Appointment, Park, Recreation and Open Space Advisory Committee - Katherine Mindel Jones]**  
Motion appointing Katherine Mindel Jones, for the unexpired portion of a two-year term, to the Park, Recreation and Open Space Advisory Committee. (Rules Committee)

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

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

## SPECIAL ORDER 3:00 P.M.

### Board of Supervisors Sitting as a Committee of the Whole

*(Hearing scheduled pursuant to Motion No. M16-164 (File No. 161231), approved on November 15, 2016.)*

26. [170113](#) **[Hearing - Committee of the Whole - Findings and Recommendations Regarding Law Enforcement Practices - Update - February 7, 2017]**  
**Sponsors: Cohen; Ronen**  
Hearing of the Board of Supervisors sitting as a Committee of the Whole on February 7, 2017, to hear and receive updates on the final reports, findings, and recommendations of the Blue Ribbon Panel on Transparency, Accountability, and Fairness in Law Enforcement; the Department of Justice Initial Assessment Report of the San Francisco Police Department; the President's Task Force on 21st Century Policing; and the Civil Grand Jury's Report, entitled "Into the Open: Opportunities for More Timely and Transparent Investigations of Fatal San Francisco Police Department Officer-Involved Shootings;" and requesting the Police Department, the Department of Human Resources, the Department of Police Accountability, and the Police Commission to report; scheduled pursuant to Motion No. M16-164, adopted November 15, 2016.

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

### Committee of the Whole Adjourn and Report

#### 27. 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.*

#### 28. 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.*

**29. [170133](#) [Supporting California State Senate Bill 54 (De León) - California Values Act]**  
**Sponsors: Ronen; Fewer, Kim, Peskin, Yee and Safai**

Resolution supporting California State Senate Bill 54, authored by Senator De León, the California Values Act, to limit state and local law enforcement's entanglement with federal immigration enforcement.

01/31/2017; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

## 30. IMPERATIVE AGENDA

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

*[Serious Injury Finding]*

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

*[Purely Commendatory Finding]*

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

*[Brown Act Finding]*

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

## LEGISLATION INTRODUCED AT ROLL CALL

### Introduced by a Supervisor or the Mayor

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

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

### Introduced at the Request of a Department

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

## PROPOSED ORDINANCES

### 170121 [Settlement of Lawsuit - Luyen Phan and Gai Thi Phan Nguyen - \$2,875,000]

Ordinance authorizing settlement of the lawsuit filed by Luyen Phan and Gai Thi Phan Nguyen against the City and County of San Francisco for \$2,875,000; the lawsuit was filed on May 23, 2016, in San Francisco Superior Court, Case No. CGC-16-552178; entitled Luyen Phan, et al. v. City and County of San Francisco, et al.; the lawsuit involves wrongful death of plaintiffs' daughter. (City Attorney)

01/26/2017; RECEIVED FROM DEPARTMENT.

02/07/2017; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

### 170122 [Settlement of Lawsuit - Willie Crawford - \$100,281]

Ordinance authorizing settlement of the lawsuit filed by Willie Crawford against the City and County of San Francisco for payment by City of \$100,281; the lawsuit was filed on March 2, 2015, in the Superior Court, and removed on March 16, 2016, to the Federal District Court, Northern District of California, Case No. 16-cv-01301-CW; entitled Willie Crawford v. City and County of San Francisco; the lawsuit involves a dispute arising from employment; other material terms of the settlement are that plaintiff will resign, and that the City agrees to restore vacation pay, pay severance in accordance with the Municipal Executives' Association collective bargaining agreement, pay the fee for mediation of the dispute, and forgo certain attorney's fees and costs awarded by court. (Public Health Department)

01/30/2017; RECEIVED FROM DEPARTMENT.

02/07/2017; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.



**170123**

**[Public Works Code - Construction Site Runoff on Port Property - Enforcement]**

Ordinance amending the Public Works Code to authorize the Port Executive Director to impose penalties for failure to comply with requirements relating to construction site runoff on property within Port Commission jurisdiction. (Port)

01/30/2017; RECEIVED FROM DEPARTMENT.

02/07/2017; ASSIGNED UNDER 30 DAY RULE to the Public Safety and Neighborhood Services Committee.

**170141****[Petitions and Communications]**

Petitions and Communications received from January 23, 2017, through January 30, 2017, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on February 7, 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 Mayor Lee, designating Supervisor Malia Cohen as Acting-Mayor from Monday, January 30, 2017, at 8:00 p.m., until Tuesday, January 31, 2017, at 8:00 p.m. Pursuant to Charter, Section 3.100. Copy: Each Supervisor. (1)

From Mayor Lee, rescinding the following Acting-Mayor notice:  
Supervisor Malia Cohen as Acting-Mayor from Monday, January 30, 2017, at 8:00 p.m., until Tuesday, January 31, 2017, at 8:00 p.m. Pursuant to Charter, Section 3.100. Copy: Each Supervisor. Copy: Each Supervisor. (2)

From the Clerk of the Board, memo regarding the Office of Small Business submitting written notice of its official adoption of the rules and regulations of Administrative Code Section 2A.243(c)(1), and 2A.243(c)(3)(A) and (B) of the Legacy Business Historical Preservation Fund - Grant To Landlords. Copy: Each Supervisor. (3)

From California Fish and Game Commission, pursuant to Section 2073.3 of the Fish and Game Code, submitting a receipt of petition from the Center for Biological Diversity to list the foothill yellow-legged frog as threatened under the California Endangered Species Act. Copy: Each Supervisor. (4)

From the California Department of Transportation, pursuant to the Streets and Highways Code, Section 73, submitting a Relinquishment of Highway Right of Way. Copy: Each Supervisor. (5)

From concerned citizens, regarding File No. 161345, the UCSF research and academic building at Zuckerberg San Francisco General Hospital and Trauma Center (ZSFG). 9 Letters. Copy: Each Supervisor. (6)

From Anand Singh from Unite Here Local 2, submitting support for 950-974 Market Street (File No. 161365). Copy: Each Supervisor. (7)

From concerned citizens, regarding File No. 170044, SNRAMP EIR. 36 Letters. Copy: Each Supervisor. (8)

From Alvin Ja, regarding the unaddressed flaws in the Balboa Reservoir. Copy: Each Supervisor. (9)

From concerned citizens, regarding the Safe Civil Rights Ordinance. Copy: Each Supervisor. (10)

From concerned citizens, regarding San Francisco as a Sanctuary City and the Immigration Ban. 1275 letters. Copy: Each Supervisor. (11)

From Matthew Heckert, regarding his support for Free City College. Copy: Each Supervisor. (12)

From Nathan Koff, regarding the new parking tax proposals, File No. 161263. Copy:

Each Supervisor. (13)

From concerned citizens, regarding 650 Divisadero. 8 letters. Copy: Each Supervisor (14)

From concerned citizens, regarding the Comfort Woman statue. 2 letters. Copy: Each Supervisor. (15)

From Peter Kirby, submitting a petition titled "Fix the MTA". 242nd signature. Copy: Each Supervisor. (16)

## **ADJOURNMENT**