



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, January 9, 2018 - 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

1st and 3rd Wednesday
1:00 PM

Agenda Item Information

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

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

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

Meeting Procedures

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

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

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

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

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

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

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

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AVISO EN ESPAÑOL: Los servicios de idiomas están disponibles en español, chino, y filipino en todas las reuniones regulares y reuniones especiales de la Junta, de los Comités, si se solicita por lo menos 48 horas antes de la reunión para ayudar a garantizar su disponibilidad. Para más información o solicitar servicios, por favor contactar a (415) 554-5184.

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

Disability Access

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

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

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

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

Know Your Rights Under The Sunshine Ordinance

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

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

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 November 14, 2017, and November 28, 2017, Board Meeting Minutes.

AGENDA CHANGES

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

Pursuant to Charter Section 3.100(7), the Mayor shall appear, in person, at one regularly scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of the Board. This item will be read at the Board Meeting on the second Tuesday of each month, unless rescheduled by the Mayor and the Board President. The Mayor and the Board may not discuss matters that have already been considered in Committee and that are on the Board's Agenda as an action item.

By supermajority vote of the Board of Supervisors (8 votes), the Board may, by oral motion, allow an eligible District Supervisor to ask a question that was not previously posed if the question relates to a sudden or unexpected incident or occurrence raising formal, time-sensitive policy questions that were not anticipated prior to the posting of this agenda. Public comment for this item will take place during general public comment.

There were no questions submitted from Supervisors representing the odd districts. The Mayor may address the Board for up to five minutes.

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Cohen, Yee, Tang

1. [170943](#) **[Accept Gift - Alta Laguna, LLC - 55 Laguna Street; In-Kind Agreement]**
Sponsor: Sheehy
Ordinance accepting as a gift to the City from Alta Laguna, LLC certain costs of constructing public open space and community facility improvements at 55 Laguna Street, pursuant to an In-Kind Agreement with the City; accepting as a gift the costs associated with maintaining the improvements; and making findings under the California Environmental Quality Act.

12/12/2017; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Cohen, Tang

2. [171250](#) **[Appropriation - State and Federal Contingency Reserve - Backfill the Loss of Funding of Various Programs - \$9,559,117 - FY2017-2018]**
Sponsors: Mayor; Cohen
Ordinance appropriating \$9,559,117 from State and Federal Contingency Reserve to the Human Service Agency to backfill the loss of State In-Home Supportive Services (IHSS) revenue at \$4,450,000 and fund unanticipated payment liability to the State for the IHSS Maintenance of Effort due to unanticipated changes at the State level at \$4,350,000; to the Department of Public Health to fund the Center of Disease Control's HIV/AIDS program due to loss of funding at \$686,503; and to the Department of Administrative Services to support recipients of the Deferred Action for Childhood Arrival program at \$72,614 for FY2017-2018.

(Fiscal Impact)

12/12/2017; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Referred Without Recommendation from the Budget and Finance Committee

Present: Supervisors Yee, Safai, Sheehy

- 3. [171157](#) **[Emergency Declaration - Design and Construction of Department of Homelessness and Supportive Housing’s Administrative Offices and Access Point - 440 Turk Street]**

Sponsor: Mayor

Resolution declaring an emergency, and authorizing and directing the Director of Public Works, or designee thereof, to construct an access point to front-door services, case management, medical attention, and mental health counseling to individuals affected by homelessness at the Department of Homelessness and Supportive Housing property at 440 Turk Street, pursuant to Administrative Code, Section 6.60(a).

(Fiscal Impact)

12/12/2017; CONTINUED.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Farrell, Peskin, Tang

- 4. [170830](#) **[Transportation Code - Motorized Scooter and Moped Parking Restrictions]**
Ordinance amending the Transportation Code to permit motorized scooters and mopeds to park in designated motorcycle parking spaces; and affirming the Planning Department’s determination under the California Environmental Quality Act. (Municipal Transportation Agency)

12/12/2017; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 5. [170931](#) **[Transportation Code - Shared Vehicle Parking Restrictions]**
Ordinance amending the Transportation Code to change the term “Car Share Vehicle” to “Shared Vehicle” and permit Shared Vehicles to park in designated parking spaces; and affirming the Planning Department’s determination under the California Environmental Quality Act. (Municipal Transportation Agency)

12/12/2017; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Safai, Yee

- 6. [170937](#) **[Administrative Code - Tenant Assistance Fund for Hazardous Housing]**
Sponsors: Mayor; Safai and Ronen
Ordinance amending the Administrative Code to establish the Tenant Assistance Fund for Hazardous Housing and to allow certain eligible tenants displaced due to administrative orders to vacate issued by the Department of Building Inspection or the Fire Department to receive financial assistance from the Fund for up to two years.

12/12/2017; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Safai, Fewer, Yee

- 7. [171106](#) **[Administrative Code - Reauthorizing Sentencing Commission]**
Sponsor: Cohen
Ordinance amending the Administrative Code to reauthorize the San Francisco Sentencing Commission; and suspend the provisions of Board Rule 2.21 to extend the sunset date to June 30, 2023.

(Board Rule 5.2, Suspension of Rules provides that any rule may be suspended by the affirmative vote of eight Supervisors unless there are fewer than eight Supervisors present, in which case the unanimous consent of the Supervisors present, but not less than six, shall be required.)

12/12/2017; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 8. [171107](#) **[Administrative Code - Appraisals for Jurisdictional Transfers of Real Property for Affordable Housing]**
Sponsor: Peskin
Ordinance amending the Administrative Code to exempt certain City jurisdictional transfers for affordable housing from appraisal requirement.

12/12/2017; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Cohen, Yee, Tang

9. [171133](#) **[Business and Tax Regulations Code - Minimum Filing Thresholds for Gross Receipts Tax and Payroll Expense Tax]**
Ordinance amending the Business and Tax Regulations Code to raise the thresholds above which persons are required to file gross receipts tax and payroll expense tax returns, so that persons who qualify for the small business exemption from either tax are exempt from filing returns for that tax, other than persons taking certain tax exclusions. (Treasurer-Tax Collector)
Question: Shall this Ordinance be PASSED ON FIRST READING?
10. [171155](#) **[Business and Tax Regulations Code - Sugary Drinks Distributor Tax Administration]**
Sponsor: Cohen
Ordinance amending the Business and Tax Regulations Code to administer the Sugary Drinks Distributor Tax.
Question: Shall this Ordinance be PASSED ON FIRST READING?
11. [171172](#) **[Authorizing Agreements - Purchase of Electricity and Related Products and Services for CleanPowerSF - Public Utilities Commission]**
Sponsor: Peskin
Ordinance delegating authority under Charter, Section 9.118, to the General Manager of the Public Utilities Commission to enter into agreements with terms in excess of ten years or requiring expenditures of \$10,000,000 or more for power and related products and services required to supply San Francisco's community choice aggregation program, CleanPowerSF, subject to specified conditions, as defined herein; and authorizing deviations from certain otherwise applicable contract requirements in the Administrative Code and the Environment Code. (Public Utilities Commission)
(Fiscal Impact)
Question: Shall this Ordinance be PASSED ON FIRST READING?
12. [171136](#) **[Agreement Amendment - San Francisco AIDS Foundation - Department of Public Health - HIV Prevention Services - Not to Exceed \$26,182,364]**
Resolution approving a fifth amendment to the agreement between the Department of Public Health and the San Francisco AIDS Foundation to provide HIV Prevention Services, and to extend the contract by two years for a total contract term of September 1, 2011, through June 30, 2020, and increase the agreement amount by \$5,950,952 for a total amount not to exceed \$26,182,364. (Public Health Department)
(Fiscal Impact)
Question: Shall this Resolution be ADOPTED?

13. [171174](#) **[Contract Amendment No. 2 - Richmond Area Multi-Services, Inc. - Department of Public Health - Vocational Rehabilitation Program - Not to Exceed \$20,739,037]**

Resolution approving Amendment No. 2 to the Department of Public Health contract for behavioral health services with Richmond Area Multi-Services, Inc., for Vocational Rehabilitation Program, to extend the contract by two years and ten months, for a total term of January 1, 2016, through October 31, 2020, with a corresponding increase of \$11,180,749 for a total amount not to exceed \$20,739,037. (Public Health Department)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

14. [171175](#) **[Contract Amendment No. 1 - Richmond Area Multi-Services, Inc. - Department of Public Health - Behavioral Health Services - Not to Exceed \$19,047,465]**

Resolution approving Amendment No. 1 to the Department of Public Health contract for behavioral health services with Richmond Area Multi-Services, Inc., for Peer to Peer Employment Program, to extend the contract by two years and six months, for a total term of July 1, 2015, through June 30, 2020, with a corresponding increase of \$9,829,126 for a total amount not to exceed \$19,047,465. (Public Health Department)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

15. [171216](#) **[Agreement Amendment - Kennedy Jenks Consultants, Inc./Bahman Sheikh Water Reuse Consulting/Water Resources Engineering, Inc. - Westside Recycled Water Project - Not to Exceed \$8,000,000]**

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No. 2 to Agreement No. CS-109, Specialized Engineering Services, Recycled Water Projects with Kennedy Jenks Consultants, Inc./Bahman Sheikh Water Reuse Consulting/Water Resources Engineering, Inc. a Joint Venture, to continue providing additional engineering services in support of the Westside Recycled Water Project, increasing the agreement by \$2,500,000 for a total not to exceed agreement amount of \$8,000,000 and with a time extension of three years, for a total agreement duration of 12 years, subject to the Board of Supervisors approval pursuant to Charter, Section 9.118. (Public Utilities Commission)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Referred Without Recommendation from the Budget and Finance Committee

Present: Supervisors Cohen, Yee, Tang

16. [171154](#) **[Re-Appropriation - Lease and Tenant Improvement Costs at 170-9th Street - Department of Homelessness and Supportive Housing - \$4,093,100 - FY2017-2018]**

Sponsor: Mayor

Ordinance re-appropriating \$4,093,100 of lease and tenant improvement cost at 170-9th Street for the renovation of the building at 440 Turk Street for Department of Homelessness and Supportive Housing in FY2017-2018.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Peskin, Tang

17. [171018](#) **[Street Name Change - From the 600 Block of Stevenson Street to "Odd Fellows Way"]**

Sponsor: Kim

Resolution to rename the 600 block of Stevenson Street to "Odd Fellows Way," in recognition to the historical significance of the architectural and cultural contributions the Odd Fellows have made to the City and County of San Francisco.

Question: Shall this Resolution be ADOPTED?

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.

18. [171267](#) **[Hearing - Appeal of Determination of Exemption From Environmental Review - 2417 Green 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 16, 2017, for the proposed project at 2417 Green Street, to make alterations to an existing four-story-over-basement single-family residence with one vehicle parking space; excavate to add two vehicle parking spaces, construct a three-story rear addition, facade alterations and foundation replacement, and lowering the existing building. (District 2) (Appellant: Richard Drury and Rebecca Davis of Lozeau Drury, LLP, on behalf of Philip Kaufman) (Filed November 22, 2017) (Clerk of the Board)

Question: Shall this Hearing be HEARD AND FILED?

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

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

19. [171268](#) **[Affirming the Categorical Exemption Determination - 2417 Green Street]**
Motion affirming the determination by the Planning Department that a proposed project at 2417 Green Street is categorically exempt from further environmental review. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

20. [171269](#) **[Conditionally Reversing the Categorical Exemption Determination - 2417 Green Street]**

Motion conditionally reversing the determination by the Planning Department that the proposed project at 2417 Green 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)

Question: Shall this Motion be APPROVED?

21. [171270](#) **[Preparation of Findings to Reverse the Categorical Exemption Determination - 2417 Green Street]**

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed project at 2417 Green Street is categorically exempt from further environmental review. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.

22. [171299](#) **[Hearing - Appeal of Determination of Exemption From Environmental Review - 401 Main 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 October 24, 2017, approved on November 23, 2017, for the proposed project for ExtenNet Systems Inc. - T-Mobile Cell Sites to install wireless service facilities on an existing Joint Pole Association-owned wooden pole at the approximate address of 401 Main Street. (District 6) (Appellant: Stephen Williams of the Law Offices of Stephen M. Williams, on behalf of Portside Homeowners Association) (Filed November 30, 2017) (Clerk of the Board)

Question: Shall this Hearing be HEARD AND FILED?

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

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

23. [171301](#) **[Affirming the Categorical Exemption Determination - 401 Main Street]**

Motion affirming the determination by the Planning Department that a proposed project at 401 Main Street is categorically exempt from further environmental review. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

24. [171302](#) **[Conditionally Reversing the Categorical Exemption Determination - 401 Main Street]**

Motion conditionally reversing the determination by the Planning Department that the proposed project at 401 Main 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)

Question: Shall this Motion be APPROVED?

25. [171303](#) **[Preparation of Findings to Reverse the Categorical Exemption Determination - 401 Main Street]**

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed project at 401 Main Street is categorically exempt from further environmental review. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M. - CLOSED SESSION

(Scheduled pursuant to Motion No. M17-172 (File No. 171146) approved on October 31, 2017; continued from December 12, 2017.)

CONFERENCE WITH LABOR NEGOTIATORS

26. [171169](#) **[Closed Session - Labor Negotiations - January 9, 2018]**

Closed Session for the Board of Supervisors to convene on January 9, 2018, at 3:00 p.m., 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; scheduled pursuant to Motion No. M17-172, approved October 31, 2017. (Clerk of the Board)

12/05/2017; CONTINUED.

12/12/2017; 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.

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, January 8, 2018, at 1:30 p.m. The Chair intends to request the Committee to send the following items to the Board as Committee Reports on Tuesday, January 9, 2018.

27. [171095](#) **[General Plan Amendment - Western Shoreline Area Plan (Local Coastal Plan)]**
Ordinance amending the Western Shoreline Area Plan of the General Plan, San Francisco's Local Coastal Program Land Use Plan, to add an objective to preserve, enhance, and restore the Ocean Beach shoreline while protecting public access, scenic quality, natural resources, critical public infrastructure, and existing development from coastal hazards; 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. (Planning Commission)

Question: Shall this Ordinance be PASSED ON FIRST READING?

28. [171290](#) **[Interim Zoning Controls - Conditional Use for Restaurants and Storefront Mergers]**
Sponsor: Ronen
Resolution imposing interim zoning controls to require that for a 15-month period a Conditional Use authorization is required for a proposed restaurant use and for a commercial storefront merger resulting in a non-residential use size of 2,000 gross square feet or larger in the area generally defined by the following boundaries: 13th, Duboce, and Division Streets to the north, Mission Street to the west (including any parcel with a property line on either side of Mission Street), Cesar Chavez Street to the south, and Potrero Avenue to the east; 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.

Question: Shall this Resolution be ADOPTED?

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 and 32

31. [171323](#) **[Urging Protection for Ocean and Coastal Regions from Offshore Drilling and Fracking]**
Sponsor: Peskin
 Resolution urging a ban on new offshore drilling and fracking in federal and state waters in the Pacific Ocean and a ban on new federal oil and gas leases in the Pacific, Atlantic, and Arctic Oceans and the Gulf of Mexico.

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

Question: Shall this Resolution be ADOPTED?
32. [180017](#) **[Adoption of Findings Related to Conditional Use Authorization - Proposed Project at 2161-2165 Irving Street]**
 Motion adopting findings in support of the Board of Supervisors' disapproval of the decision of the Planning Commission by its Motion No. 20027, approving a Conditional Use Authorization identified as Planning Case No. 2016-002424CUA for a proposed project located at 2161-2165 Irving Street, and the Board's approval of a Conditional Use Authorization for the same Planning Case and property with additional conditions. (Clerk of the Board)

 01/03/2018; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

33. 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**180001 [Campaign and Governmental Conduct Code - Campaign Finance and Conflict of Interest]**

Ordinance amending the Campaign and Governmental Conduct Code to 1) prohibit earmarking of contributions and false identification of contributors; 2) modify contributor card requirements; 3) require disclosure of contributions solicited by City elective officers for ballot measure and independent expenditure committees; 4) require additional disclosures for campaign contributions from business entities to political committees; 5) require disclosure of bundled campaign contributions; 6) extend the prohibition on campaign contributions to candidates for City elective offices and City elective officers who must approve certain City contracts; 7) prohibit campaign contributions to members of the Board of Supervisors, candidates for the Board, the Mayor, candidates for Mayor, City Attorney, candidates for City Attorney, and their controlled committees, from any person with pending or recently resolved land use matters; 8) require committees to file a third pre-election statement prior to an election; 9) remove the prohibition against distribution of campaign advertisements containing false endorsements; 10) allow members of the public to receive a portion of penalties collected in certain enforcement actions; 11) permit the Ethics Commission to recommend contract debarment as a penalty for campaign finance violations; 12) create new conflict of interest and political activity rules for elected officials and members of boards and commissions; 13) specify recusal procedures for members of boards and commissions; and 14) establish local behested payment reporting requirements for donors and City officers. (Ethics Commission)

12/06/2017; RECEIVED FROM DEPARTMENT.

01/09/2018; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

180002 [Various Codes - Nonsubstantive Clean-Up Ordinance]

Ordinance amending the Administrative, Business and Tax Regulations, Environment, Fire, Health, Police, and Transportation Codes to make nonsubstantive changes that correct errors, such as incorrect citations, typographical errors, incorrect numbering or lettering, and omitted headings or references. (City Attorney)

12/21/2017; RECEIVED FROM DEPARTMENT.

01/09/2018; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

180003 **[Planning Code - Landmark Designation - 460 Arguello Boulevard (aka Theodore Roosevelt Middle School)]**
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)

12/20/2017; RECEIVED FROM DEPARTMENT.

01/09/2018; ASSIGNED UNDER 30 DAY RULE to the Land Use and Transportation Committee.

180004 **[Planning Code - Landmark Designation - 600-32nd Avenue (aka George Washington High School)]**
Ordinance amending the Planning Code to designate 600-32nd Avenue (aka George Washington High School), in Assessor's Parcel Block No. 1574, Lot No. 001, 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)

12/20/2017; RECEIVED FROM DEPARTMENT.

01/09/2018; ASSIGNED UNDER 30 DAY RULE to the Land Use and Transportation Committee.

180005 **[Planning Code - Landmark Designation - 2728 Bryant Street (aka Sunshine School)]**
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)

12/20/2017; RECEIVED FROM DEPARTMENT.

01/09/2018; ASSIGNED UNDER 30 DAY RULE to the Land Use and Transportation Committee.

PROPOSED RESOLUTIONS

180006 **[Lease Agreement - SSP America, Inc. - International Terminal "A" Food Hall and Café Concession - \$495,000 Minimum Annual Guarantee]**
Resolution approving the International Terminal "A" Food Hall and Café Concession Lease No. 17-0238 between SSP America, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, for a term of ten years to commence with Board approval, with two one-year options to extend, and a minimum annual guarantee of \$495,000 for the first year of the Lease. (Airport Commission)

12/11/2017; RECEIVED FROM DEPARTMENT.

01/09/2018; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

180007 [Lease Agreement - Black Point Coffee SFO, LLC - International Terminal "A" Coffee Kiosk Concession - \$165,000 Minimum Annual Guarantee]

Resolution approving the International Terminal "A" Coffee Kiosk Concession Lease No. 17-0254 between Black Point Coffee SFO, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of eight years to commence upon approval by the Board of Supervisors, with two one-year options to extend, and a minimum annual guarantee of \$165,000 for the first year of the Lease. (Airport Commission)

12/11/2017; RECEIVED FROM DEPARTMENT.

01/09/2018; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

180008 [Lease Agreement - Andre-Boudin Bakeries, Inc. - \$330,000 Minimum Annual Guarantee]

Resolution approving the International Terminal "A" Historic Restaurant Concession Lease No. 17-0239 between Andre-Boudin Bakeries, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, for a term of ten years to commence upon approval by the Board of Supervisors, with two one-year options to extend, and a minimum annual guarantee of \$330,000 for the first year of the Lease. (Airport Commission)

12/11/2017; RECEIVED FROM DEPARTMENT.

01/09/2018; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

180009 [Airport Lease Modification - American Airlines, Inc. - Recapture of Certain Land at Plot 40 of the SuperBay Hangar - Total Reduced Annual Rent of \$4,621,912.79]

Resolution approving Modification No. 2 of Lease No. L13-0071 between American Airlines, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, for the recapture of certain land at Plot 40 of the SuperBay Hangar to accommodate the demand for the Airport's construction contractors' parking at the San Francisco International Airport ("Airport"), adjusting the annual rent by \$120,470.88 from \$4,742,383.67 to \$4,621,912.79, with no change to the length of term, to be effective on the first day of the month following approval by the Board of Supervisors. (Airport Commission)

12/08/2017; RECEIVED FROM DEPARTMENT.

01/09/2018; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

180010 [Airport Lease Modification - United Airlines, Inc. - Exchange of Certain Land at Plot 40 of the Superbay Hangar - Total Reduced Annual Rent of \$3,860,232.58]

Resolution approving Modification No. 2 of Lease No. L04-0058 between United Airlines Inc., and the City and County of San Francisco, acting by and through its Airport Commission, for the exchange of certain land at Plot 40 of the SuperBay Hangar to accommodate the demand for the Airport's construction contractors' parking at the San Francisco International Airport ("Airport"), and the reduction in annual rent of approximately \$25,918.29 from \$3,886,150.87 to an adjusted annual rent of \$3,860,232.58, with no change to the length of term, to commence on the first day of the month following approval of the Board of Supervisors. (Airport Commission)

12/08/2017; RECEIVED FROM DEPARTMENT.

01/09/2018; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

180011 **[Airport Professional Services Agreement Modification - Bombardier Transportation (Holdings) USA, Inc.- AirTrain System Operation and Maintenance Services - Not to Exceed \$130,299,196]**

Resolution approving Modification No. 4 to Contract No. 8838, AirTrain Operations and Maintenance, with Bombardier Transportation (Holdings) USA, Inc., exercising the last one-year option to commence on March 1, 2018, for a total term of March 1, 2009, through February 28, 2019, and increasing the contract amount by \$14,854,228 for a new total contract amount not to exceed \$130,299,196, pursuant to Charter, Section 9.118(b). (Airport Commission)

12/08/2017; RECEIVED FROM DEPARTMENT.

01/09/2018; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

180012 **[Real Property Sublease - HealthRIGHT 360 - 1563 Mission Street - Central City Older Adults Program - \$93,242 Initial Annual Base Rent]**

Resolution authorizing the sublease of approximately 1,668 square feet at 1563 Mission Street with HealthRIGHT 360, a California nonprofit corporation, for a five year initial term to commence March 1, 2018, through February 28, 2023, with one three-year optional term, at the monthly base rent of \$7,770.10 for a total initial base rent of \$93,242 with 3% annual increase, reimbursement up to \$38,000 to landlord for tenant improvements, additional charge for utilities and services per month and First Right of Refusal to purchase the building. (Real Estate Department)

12/29/2017; RECEIVED FROM DEPARTMENT.

01/09/2018; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

180018 [Petitions and Communications]

Petitions and Communications received from December 4, 2017, through December 29, 2017, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on January 9, 2018.

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

From Randy Johnson, Mayor of Scotts Valley, submitting condolences regarding the passing of Mayor Lee. Copy: Each Supervisor. (1)

From David G. Haubert, Mayor of Dublin, submitting condolences regarding the passing of Mayor Lee. Copy: Each Supervisor. (2)

From the Office of the Mayor, submitting State Legislation Committee approved Bill Positions from the December 13, 2017, meeting. Copy: Each Supervisor. (3)

From the Office of the Sheriff, pursuant to Administrative Code, Section 96A, submitting a Third Quarter Report. Copy: Each Supervisor. (4)

From the Planning Department, submitting the 2016 San Francisco Annual Housing Inventory report. Copy: Each Supervisor. (5)

From the Office of the Controller, pursuant to Administrative Code, Section 3.6(b), submitting the City's Five Year Financial Plan for FY2017-2018 through FY2021-2022. Copy: Each Supervisor. (6)

From the Office of the Controller, submitting results of an audit of the Social Security Number Truncation Program of the Office of the Assessor-Recorder. Copy: Each Supervisor. (7)

From the Office of the Controller, pursuant to Appendix F of the Charter, submitting the FY2016-2017 Annual Park Maintenance Standards Report. (8)

From the Office of the Treasurer & Tax Collector, submitting a Pooled Investment plan for November 2017. Copy: Each Supervisor. (9)

From Department of Public Works, pursuant to Administrative Code, Section 6.60, submitting a Declaration of Emergency for Fire Station 3 Apparatus Door Replacement. Copy: Each Supervisor. (10)

From the Police Officers' Association, regarding the attempted terror attack on Pier 39. Copy: Each Supervisor. (11)

From West Area California Public Utilities Commission, submitting CPUC Notification regarding Verizon Wireless. Copy: Each Supervisor. (12)

From Yoshiko Yamamoto, regarding Comfort Women Day in San Francisco. Copy: Each Supervisor. (13)

From Timothy Yoo, litigation counsel, regarding the Motion of Adopting Findings in Support of the Board of Supervisors' Decision to Rescind the Tax Sale of the Presidio Terrace Common Area. Copy: Each Supervisor. (14)

From Ricky Phillips, a SFMTA Construction Inspector, regarding the reinstatement of sick/vacation time during the North Bay fires. Copy: Each Supervisor. (15)

From Jian Zhang, Chief Executive Officer at Chinese Hospital, pursuant to requirements for general acute hospitals by the Centralized Application Unit of Licensing & Certification Program of the California Department of Public Health, regarding Chinese Hospital Relocation Services. Copy: Each Supervisor. (16)

From Linda Joe, regarding the renaming of Justin Herman Plaza. Copy: Each Supervisor. (17)

From Mary Lam, regarding the City's discrimination against Uber and Lyft and persons with disabilities. Copy: Each Supervisor. (18)

From Tessa D'Arcangelew, Leadership Development Manager at ACLU of Northern California, regarding Urban Shield. File No. 171158. Copy: Each Supervisor. (19)

From concerned citizens, regarding a petition titled, 'Stop SFMTA (San Francisco Municipal Transportation Agency). 4 letters. Copy: Each Supervisor. (20)

From Howard Chabner, regarding curb ramps. Copy; Each Supervisor. (21)

From concerned citizens, regarding the hearing to consider the state of, and understand the efforts of City departments regarding, institutional housing, particularly assisted living, residential care facilities, and small beds for seniors in San Francisco. File No. 170788. 4 letters. Copy: Each Supervisor. (22)

From Ted Loewenberg of the CAC, regarding the proposed legislation authorizing the Purchase of Electricity and Related Products and Services for CleanPowerSF. Copy: Each Supervisor. (23)

From Susan Wilpitz, regarding the proposed Apothecarium at 2505 Noriega. Copy: Each Supervisor. (24)

From Anastasia Glikshtern, regarding herbicide used on Mt. Davidson. Copy: Each Supervisor. (25)

From Cynthia Avakian, Director of Contracts at SFO, submitting an Administrative Code, Chapter 12B Waiver Request. Copy: Each Supervisor. (26)

From Bob Planthold, regarding permits for the testing of autonomous delivery devices on sidewalks. Copy: Each Supervisor. (27)

From Scott Tsuchitani, regarding Department of Public Work's policy using boulders to displace the homeless. Copy: Each Supervisor. (28)

From David Blatteis, Property Manager at Blatteis Reality Co., Inc., regarding the project located at 2161-2165 Irving Street. Copy: Each Supervisor. (29)

From Lori Gomez, submitting a Declaration of Publication of a Notice of Intent to Circulate Petition. (30)

From Abdoulah Majehed, regarding the passing of Mayor Lee. Copy: Each Supervisor. (31)

From Timothy Yoo, regarding a Petition for Writ of Mandate regarding the Presidio Terrace Association. Copy: Each Supervisor. (32)

From the SF Green Party Resolution in support of Midtown Tenants, regarding the demolition of existing homes at Midtown Park. Copy: Each Supervisor. (33)

From concerned citizens regarding the process for next mayor. 30 letters. Copy: Each Supervisor. (34)

ADJOURNMENT