



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, December 11, 2018 - 2:00 PM

Regular Meeting

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

Angela Calvillo, Clerk of the Board

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BOARD COMMITTEES

Committee Membership

Budget and Finance Committee
Supervisors Cohen, Fewer, Stefani

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

Government Audit and Oversight Committee
Supervisors Kim, Peskin, Brown

Land Use and Transportation Committee
Supervisors Tang, Kim, Safai

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

Rules Committee
Supervisors Safai, Yee, Stefani

Meeting Days

Thursday
10:00 AM

2nd and 4th Thursday
1:15 PM

1st and 3rd Wednesday
10:00 AM

Monday
1:30 PM

2nd and 4th Wednesday
10:00 AM

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

Agenda Item Information

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

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

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

Meeting Procedures

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

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

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

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

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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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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 2, 2018, Special 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 eight (8) votes, the Board of Supervisors 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.

1. [**181195**](#) **[Formal Policy Discussions - December 11, 2018]**
 Pursuant to Charter, Sections 2.103 and 3.100(7), and Administrative Code, Section 2.11, the Mayor shall discuss the following eligible topic submitted from the Supervisor representing District 10. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed two minutes per question or answer.

 1. Educational Revenue Augmented Fund (ERAF) (District 10)

Discussion: The Mayor shall DISCUSS eligible topic(s) with the Board of Supervisors.

SENIORITY DETERMINATION

(Pursuant to Board Rule 6.2.1.)

2. [**181198**](#) **[Seniority Lottery - Newly Elected Members of the Board of Supervisors]**
 Lottery to determine the seniority of the newly elected Members of the Board of Supervisors, scheduled for the regular Board Meeting of Tuesday, December 11, 2018, pursuant to Board Rule 6.2.1. (Clerk of the Board)

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Cohen, Fewer, Stefani

3. [180646](#) **[Environment Code - Refuse Separation Compliance]**
Sponsors: Safai; Tang
Ordinance amending the Environment Code to require audits every three years of large refuse generators for compliance with refuse separation requirements; to establish enforcement measures applicable to large refuse generators found noncompliant; and affirming the Planning Department's determination under the California Environmental Quality Act.

(Fiscal Impact)

12/04/2018; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

12/04/2018; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

4. [180932](#) **[Appropriation - Proceeds from Special Tax Bonds - Transbay Transit Center Project - FY2018-2019 - \$200,000,000]**
Sponsor: Mayor
Ordinance appropriating \$200,000,000 of Special Tax Bonds, Series 2018A and Series 2018B, for financing related to the Transbay Transit Center Project and Transbay Plan Infrastructure Project in FY2018-2019.

(Fiscal Impact)

12/04/2018; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. [181077](#) **[Business and Tax Regulations Code - Validation Actions and Statute of Repose for November 2018 Proposition C]**
Sponsors: Mayor; Cohen, Kim, Ronen and Yee
Ordinance amending the Business and Tax Regulations Code to permit validation actions and impose a statute of repose with respect to Proposition C, adopted by San Francisco voters on November 6, 2018.

12/04/2018; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

6. [181078](#) **[Appropriation and Re-Appropriation - Federal and State Revenues - \$1,120,193 - SSI Cash Out Program - \$197,681; CalWORKs HVI Program - \$295,176; and Housing Support Program Revenue - \$968,320 - Grant and Aid Assistance - FY2018-2019]**

Sponsor: Mayor

Ordinance appropriating \$1,120,193 of Federal and State revenue and re-appropriating \$197,681 for the Supplemental Security Income (SSI) Cash Out program; re-appropriating \$295,176 for the CalWORKs Home Visiting Initiative program; and appropriating \$968,320 of CalWORKs Housing Support program revenue for City grant and aid assistance at the Human Services Agency for FY2018-2019.

(Fiscal Impact)

12/04/2018; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

7. [181079](#) **[Public Employment - Amendment to the Salary Ordinance - Human Services Agency and Department of Public Health - Implementation of SSI Cash Out and CalWORKs Home Visiting Program - FY2018-2019]**

Sponsor: Mayor

Ordinance amending Ordinance No. 182-18 (Salary Ordinance FYs 2018-2019 and 2019-2020) to reflect the addition of 37 new positions (13.0 FTEs) in FY2018-2019 at the Human Services Agency and the Department of Public Health to implement the Supplemental Security Income (SSI) Cash Out and CalWORKs Home Visiting Initiative programs.

(Fiscal Impact)

12/04/2018; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Kim, Brown, Yee

8. [181082](#) **[Business and Tax Regulations Code - Early Care and Education Commercial Rents Tax Credit and Exclusions]**

Sponsors: Kim; Yee

Ordinance amending the Business and Tax Regulations Code to provide a credit against the Early Care and Education Commercial Rents Tax for the operation of certain child care facilities, and to exclude from the Early Care and Education Commercial Rents Tax base amounts subject to the hotel tax or parking tax.

(Fiscal Impact)

12/04/2018; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Tang, Kim, Safai

9. [180282](#) **[Dedication for Public Use - Brewster Street Extension Project]**
Ordinance dedicating the Brewster Street extension consisting of improvements on portions of Brewster Street and Martin Avenue in the Bernal Heights neighborhood to public use, declaring this area as shown on official Public Works drawings as open public right-of-way, and designating it for street and roadway purposes; establishing official sidewalk widths, public right-of-way widths, and street grades in connection with the Brewster Street extension; accepting the Brewster Street extension for City maintenance and liability; accepting a Public Works Order recommending dedication and acceptance of Brewster Street extension; authorizing official acts in connection with this Ordinance; 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. (Public Works)
12/04/2018; PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?
10. [180778](#) **[Building Code - Penalties for Constructing an Impervious Surface in the Front Yard Setback Without the Required Permit]**
Sponsor: Safai
Ordinance amending the Building Code to modify the penalty for constructing an impervious surface in the front yard setback without a permit; affirming the Planning Department's determination under the California Environmental Quality Act; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the California Building Standards Commission upon final passage.
12/04/2018; PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?
- Present: Supervisors Tang, Safai, Peskin*
11. [180915](#) **[Planning Code - Residential Care Facilities]**
Sponsors: Mandelman; Yee
Ordinance amending the Planning Code to allow Residential Care Facilities with seven or more persons as a principally permitted use in RH-3 (Residential House, Three-Family), RC (Residential Commercial), RM (Residential Mixed), and RTO (Residential Transit Oriented) Districts, in Neighborhood Commercial Districts, and in certain Mixed Use Districts; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public necessity, convenience, and general welfare under Planning Code, Section 302.
12/04/2018; PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Tang, Kim, Safai

12. [180935](#) **[Planning Code, Zoning Map - 1550 Evans Avenue Special Use District]**
Sponsor: Cohen
Ordinance amending the Planning Code and Zoning Map to create the 1550 Evans Avenue Special Use District; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare under Planning Code, Section 302.

12/04/2018; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

13. [181026](#) **[Public Works Code - Temporary Mobile Caterer Permit]**
Sponsor: Mandelman
Ordinance amending the Public Works Code to create a Temporary Mobile Caterer permit for restaurants that cannot operate during mandatory seismic retrofits of their buildings.

12/04/2018; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Tang, Safai, Peskin

14. [181031](#) **[Planning Code - Permit Review Procedures for Uses in Neighborhood Commercial Districts]**
Sponsors: Tang; Safai
Ordinance amending the Planning Code to make permanent the pilot program removing neighborhood notice and Planning Commission review for certain uses in Neighborhood Commercial Districts in the areas generally bounded by Supervisorial Districts 4 and 11; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare pursuant to Planning Code, Section 302.

12/04/2018; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Referred Without Recommendation from the Land Use and Transportation Committee

Present: Supervisors Tang, Kim, Safai

15. [181028](#) **[Planning Code - Off-Street Parking Requirements]**
Sponsors: Kim; Peskin, Brown and Mandelman
Ordinance amending the Planning Code to eliminate minimum off-street parking requirements City-wide; and making findings under the California Environmental Quality Act, findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience and welfare under Planning Code, Section 302.
- 12/04/2018; DUPLICATED.
12/04/2018; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**

Recommendation of the Public Safety and Neighborhood Services Committee

Present: Supervisors Mandelman, Ronen, Peskin

16. [181002](#) **[Police Code - Prohibiting Criminal History Inquiries in Private College Admissions]**
Sponsors: Cohen; Ronen, Mandelman, Kim and Yee
Ordinance amending the Police Code to prohibit private post-secondary educational institutions from using an application form that contains questions about an applicant's criminal history, or asking U.S. applicants about criminal history for the purpose of deciding whether to offer admission; requiring educational institutions to retain relevant records for three years authorizing the Office of Labor Standards Enforcement to investigate possible violations and impose penalties; and providing for a private right of action.
- 12/04/2018; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**

Recommendations of the Rules Committee

Present: Supervisors Safai, Yee, Stefani

17. [180317](#) **[Campaign and Governmental Conduct Code - Expanding Whistleblower Protections]**
Sponsor: Cohen
Ordinance amending the Campaign and Governmental Conduct Code to provide additional retaliation protections for whistleblowers, establish retaliation protections for City contractors, increase the remedies available for whistleblowers who have suffered retaliation, and establish greater confidentiality protections for whistleblowers' identities.
12/04/2018; PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Safai, Stefani, Mandelman

18. [180805](#) **[Police Code - Apprentice Hiring Requirements for Cannabis Businesses]**
Sponsor: Safai
Ordinance amending the Police Code to require Cannabis Businesses to ensure that 35% of new hires shall be registered apprentices enrolled in State-approved apprenticeship programs that have a memorandum of understanding (MOU) with one or more City-certified pre-apprenticeship programs, if a relevant State-approved apprenticeship program has such an MOU.
12/04/2018; CONTINUED ON FIRST READING.
Question: Shall this Ordinance be PASSED ON FIRST READING?

19. [180912](#) **[Police and Health Codes - Regulation of Cannabis Businesses]**
Sponsors: Mayor; Mandelman and Cohen
Ordinance amending the Police Code by making a number of changes in the regulation of commercial cannabis activity, including, among other things: 1) defining ownership interest and revising Equity Criteria, for purposes of the Equity Program; 2) modifying the Cannabis Equity Incubator Program requirements; 3) extending by one year the possible duration of a Temporary Cannabis Business Permit; 4) authorizing the Director of the Office of Cannabis to issue Cannabis Business Permits to Medical Cannabis Dispensaries forced to discontinue operations due to a no-fault lease termination before December 31, 2018; 5) modifying the order in which the Director may review and process Cannabis Business Permit applications; 6) revising requirements associated with a Cannabis Business' change in ownership and structure; 7) revising Cannabis Business Permit application requirements; 8) requiring Cannabis Businesses to comply with all permit conditions whether or not they are currently engaging in the permitted activity; 9) modifying the amount of Cannabis that may be delivered or sold to a customer; and 10) authorizing Cannabis Microbusinesses to conduct either storefront or delivery sales, but not both, and reducing from four to three the categories of Commercial activity required to operate as a Cannabis Microbusiness; and amending the Health Code by revising eligibility requirements for medical cannabis dispensaries seeking authorization to Sell Adult Use Cannabis, and extending by one year to December 31, 2019, the date on which Article 33 (Medical Cannabis Act) expires.
- 12/04/2018; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Safai, Yee, Stefani

20. [180925](#) **[Administrative Code - Acceptance of Gifts - SFO Museum]**
Ordinance amending the Administrative Code to authorize the Airport Commission to accept certain gifts, devises, and bequests of objects or other articles for the SFO Museum collection. (Airport Commission)
- 12/04/2018; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

21. [180937](#) **[Administrative Code - Composition and Sunset Date - Single Room Occupancy Task Force]**
Sponsor: Kim
Ordinance amending the Administrative Code to extend the sunset date of the Single Room Occupancy (SRO) Task Force by three years to December 31, 2021; to eliminate one seat on the Task Force; and to change the membership of one seat on the Task Force.
- 12/04/2018; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

22. [180960](#) [Administrative Code - Official Band - San Francisco Lesbian/Gay Freedom Band]

Sponsor: Mandelman

Ordinance amending the Administrative Code to designate the San Francisco Lesbian/Gay Freedom Band as the official band of the City and County of San Francisco.

12/04/2018; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Safai, Stefani, Mandelman

23. [181023](#) [Administrative Code - Extension of the Public Utilities Revenue Bond Oversight Committee]

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

12/04/2018; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

24. [181080](#) [Administrative Code - African American Arts and Cultural District]

Sponsors: Cohen; Ronen

Ordinance amending the Administrative Code to establish the African American Arts and Cultural District in the Bayview Hunters Point neighborhood; to require City departments to submit written reports and recommendations to the Board of Supervisors and the Mayor describing the cultural attributes of the District, and proposing strategies to acknowledge and preserve the cultural legacy of the District; and to establish the African American Arts and Cultural District Community Advisory Committee to advise the City on the same matters; and affirming the Planning Department's determination under the California Environmental Quality Act.

12/04/2018; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

12/04/2018; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

Referred Without Recommendation from the Rules Committee

Present: Supervisors Safai, Yee, Stefani

25. [181105](#) [Mayoral Appointment, Residential Rent Stabilization and Arbitration Board - Jeffrey Joshua Panzer]

Motion approving the Mayor's appointment of Jeffrey Joshua Panzer to the Residential Rent Stabilization and Arbitration Board, for a term ending September 1, 2022. (Clerk of the Board)

(Charter, Section 3.100(18), provides that the Board of Supervisors has the authority to reject the appointment by two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to reject the appointment within the 30-day period shall result in the appointee continuing to serve as appointed. Transmittal date: November 13, 2018.)

12/04/2018; CONTINUED.

Question: Shall this Motion be APPROVED?

NEW BUSINESS**Recommendations of the Budget and Finance Committee**

Present: Supervisors Cohen, Fewer, Stefani

26. [181086](#) [Accept and Expend Grant - United States Department of Justice - National Incident-Based Reporting System - \$5,304,000]

Sponsors: Mayor; Cohen and Stefani

Resolution retroactively authorizing the Police Department to accept and expend a grant in the amount of \$5,304,000 from the United States Department of Justice, Office of Justice Programs, Bureau of Justice Statistics, to assist with National Incident-Based Reporting System transition efforts for the project period of October 1, 2018, through September 30, 2021. (Police Department)

Question: Shall this Resolution be ADOPTED?

27. [181094](#) [Lease of City Property - ArtSpan - 45 Onondaga Avenue - \$50,928 Per Year Rent]

Sponsor: Safai

Resolution authorizing the Director of Property to execute a commercial lease, between the City and County of San Francisco and ArtSpan, for the City-owned property located at 45 Onondaga Avenue for \$50,928 per year; authorizing the reimbursement of up to \$410,000 for tenant improvements; for a term of ten years with two five-year options to extend, to commence following Board approval; making findings that the proposed transaction is in conformance with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting California Environmental Quality Act findings. (Real Estate Department)

Question: Shall this Resolution be ADOPTED?

28. [181095](#) **[Lease of City Property - Volunteers in Medicine - dba Clinic By the Bay - 35 Onondaga Avenue - \$47,520 Per Year Rent]**

Sponsor: Safai

Resolution authorizing the Director of Property to execute a commercial lease, between the City and County of San Francisco and Volunteers in Medicine dba Clinic By the Bay, for the City-owned property located at 35 Onondaga Avenue for \$47,520 per year; authorizing the reimbursement of up to \$410,000 for tenant improvements; for a term of ten years with two five-year options to extend, finding the proposed transaction is in conformance with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting California Environmental Quality Act findings. (Real Estate Department)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Kim, Peskin, Brown

29. [181060](#) **[Settlement of Lawsuit - Philadelphia Indemnity Insurance Company - \$780,000]**

Ordinance authorizing settlement of the lawsuit filed by City and County of San Francisco against the Philadelphia Indemnity Insurance Company for \$780,000; the lawsuit was filed on October 2, 2015, in United States District Court, Case No. 15-cv-04557; entitled City and County of San Francisco v. Philadelphia Indemnity Insurance Company; the lawsuit involves a dispute over whether the City is covered under the terms of a commercial liability insurance policy. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

30. [181090](#) **[Resolution of Intention - SoMa West Community Benefit District]**

Sponsor: Kim

Resolution declaring the intention of the Board of Supervisors to establish a property-based business improvement district known as the "SoMa West Community Benefit District" and levy a multi-year assessment on all parcels in the district; approving the management district plan and engineer's report and proposed boundaries map for the district; ordering and setting a time and place for a public hearing of the Board of Supervisors, sitting as a Committee of the Whole, on February 5, 2019, at 3:00 p.m.; approving the form of the Notice of Public Hearing and Assessment Ballot Proceeding, and Assessment Ballot; directing environmental findings; and directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting, as required by law.

Question: Shall this Resolution be ADOPTED?

31. [181091](#) **[Assessment Ballots for City Parcels - SoMa West Community Benefit District]**

Sponsor: Kim

Resolution authorizing the Mayor or their designee(s) to cast an assessment ballot in the affirmative for the proposed formation of a property and business improvement district to be named the SoMa West Community Benefit District, with respect to certain parcels of real property owned by the City that would be subject to assessment in said district.

Question: Shall this Resolution be ADOPTED?

32. [181055](#) **[Budget and Legislative Analyst Performance Audit - San Francisco Housing Authority and Mayor's Office of Housing and Community Development]**

Sponsor: Peskin

Motion directing the Budget and Legislative Analyst to conduct a performance audit of the San Francisco Housing Authority's reported financial shortfall that includes a prospective analysis of the City's assumption of all responsibilities for the San Francisco Housing Authority's essential functions, including the role currently performed by the Mayor's Office of Housing and Community Development and related oversight.

Question: Shall this Motion be APPROVED?

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Tang, Peskin

33. [180090](#) **[Building Code - Electric Vehicle Charging Stations - Expedited Permit Process]**

Sponsors: Tang; Peskin and Safai

Ordinance amending the Building Code to enact an expedited and streamlined permit process for Electric Vehicle Charging Stations; affirming the Planning Department's determination under the California Environmental Quality Act; and directing the Clerk to forward this Ordinance to the California Building Standards Commission upon final passage.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Rules Committee

Present: Supervisors Safai, Yee, Stefani

34. [180217](#) **[Administrative Code - Dissolving Inactive Advisory Bodies - Reauthorizing and Extending Sunset Date of Workforce Community Advisory Committee and Committee on City Workforce Alignment]**

Ordinance amending the Administrative Code to dissolve the Wage Theft Task Force and Surplus Property Citizens' Advisory Committee; and to reauthorize the Workforce Community Advisory Committee and the Committee on City Workforce Alignment, and extend their sunset dates to June 30, 2019. (Clerk of the Board)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Yee, Stefani, Ronen

35. [180546](#) [Administrative Code - Harassment Prevention Training for City Employees; Reporting Requirements for City Departments]

Sponsors: Cohen; Tang, Stefani, Ronen and Yee

Ordinance amending the Administrative Code to require City employees to complete harassment prevention training annually; Department of Human Resources (DHR) to post harassment prevention training and complaint information on its website; City Attorney to report harassment settlements to the Department on the Status of Women (DOSW); DOSW to post on its website reports from DHR and the City Attorney; and recommending that the Civil Service Commission adopt a rule requiring DHR to accept complaints of harassment, discrimination, or retaliation up to one year after the date of the alleged incident.

Question: Shall this Ordinance be PASSED ON FIRST READING?

36. [180735](#) [Administrative Code - Harassment of Tenants in Single-Family Units Through Rent Increases]

Sponsors: Ronen; Peskin and Fewer

Ordinance amending the Administrative Code to prohibit landlords of single-family homes and condominiums covered by existing eviction controls from circumventing eviction controls through rent increases; and to clarify that a rent increase intended to defraud, intimidate, or coerce the tenant into vacating such a rental unit may qualify as tenant harassment.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Safai, Yee, Stefani

37. [181029](#) [Municipal Elections Code - Deadline for Filing Declaration of Candidacy]

Sponsor: Peskin

Ordinance amending the Municipal Elections Code to require that candidates for local elective office file their declaration of candidacy on the same date as they file their declaration of intention to accept or solicit campaign contributions.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Yee, Stefani, Ronen

38. [181044](#) [Administrative Code - Increasing Compensation - Assessment Appeals Board Members]

Sponsor: Cohen

Ordinance amending the Administrative Code to increase compensation received by members of the Assessment Appeals Board to \$125 for each hearing, or for each morning or afternoon of a hearing, not to exceed \$375 per day; except, when sitting individually as an assessment hearing officer, members receive \$125 for each morning or afternoon of service, not to exceed \$250 per day.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Safai, Yee, Stefani

39. [180972](#) **[Official Seal of the City and County of San Francisco - Use for an Artist Publication]**
Resolution approving the use of the official seal of the City and County of San Francisco for the purpose of an artist publication documenting their one month project in City Hall, The Unofficial Department of Handshakes. (Arts Commission)
Question: Shall this Resolution be ADOPTED?
40. [181099](#) **[Appointments, Food Security Task Force - Ave Lambert, Jennifer Siswandi, Kimberly Madsen, Meg Davidson, Raegan Sales, and Rita Mouton-Patterson]**
Motion appointing Ave Lambert, Jennifer Siswandi, Kimberly Madsen (residency requirement waived), Meg Davidson, Raegan Sales, and Rita Mouton-Patterson, for indefinite terms, to the Food Security Task Force. (Rules Committee)
Question: Shall this Motion be APPROVED?
41. [181150](#) **[Appointments, Metropolitan Transportation Commission - Jane Kim and Supervisor Hillary Ronen]**
Motion appointing Jane Kim, for the term of January 8, 2019, through February 10, 2019, and Supervisor Hillary Ronen, for the term of February 11, 2019, through February 10, 2023, to the Metropolitan Transportation Commission. (Clerk of the Board)
Question: Shall this Motion be APPROVED?

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

SPECIAL ORDER 3:00 P.M.

APPEAL PROCEDURES

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

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

42. [181100](#) **[Hearing - Appeal of Adjustment, Reduction, or Waiver of Development Project Requirements - Residential Childcare Fee - University of San Francisco - Student Residence Hall Project, Lone Mountain Campus - 2500 Turk Street]**
Hearing of persons interested in or objecting to the application of the Residential Child Care Fee per Planning Code, Section 414A, for the Student Residence Hall Project at the University of San Francisco - Lone Mountain Campus located at 2500 Turk Street, Assessor's Parcel Block No. 1107, Lot No. 008. (District 1) (Appellant: Daniel Barsky of Coblentz Patch Duffy and Bass, LLP, on behalf of the University of San Francisco) (Filed October 31, 2018). (Clerk of the Board)

Question: Shall this Hearing be HEARD AND FILED?

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

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

43. [181101](#) **[Denying Appeal for Waiver, Adjustment or Reduction of Residential Child Care Fee - University of San Francisco - Student Residence Hall Project, Lone Mountain Campus - 2500 Turk Street]**
Motion denying the appeal seeking a waiver, adjustment or reduction of the Residential Child Care Fee under Planning Code, Section 414A, for the Student Residence Hall Project at the University of San Francisco - Lone Mountain Campus located at 2500 Turk Street, Assessor's Parcel Block No. 1107, Lot No. 008. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

44. [181102](#) **[Conditionally Approving Waiver, Adjustment or Reduction of Residential Child Care Fee - University of San Francisco - Student Residence Hall Project, Lone Mountain Campus - 2500 Turk Street]**

Motion conditionally approving a waiver, adjustment or reduction of the Residential Child Care Fee under Planning Code, Section 414A, for the Student Residence Hall Project at the University of San Francisco - Lone Mountain Campus, located at 2500 Turk Street, Assessor's Parcel Block No. 1107, Lot No. 008, subject to the adoption of written findings by the Board in support of this determination. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

45. [181103](#) **[Preparation of Findings Related to the Appeal for Waiver, Adjustment or Reduction of Residential Child Care Fee - University of San Francisco - Student Residence Hall Project, Lone Mountain Campus - 2500 Turk Street]**

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to approve a waiver, adjustment or reduction of the Residential Child Care Fee under Planning Code, Section 414A, for the Student Residence Hall Project at the University of San Francisco - Lone Mountain Campus located at 2500 Turk Street, Assessor's Parcel Block No. 1107, Lot No. 008. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Hearing scheduled pursuant to the approval of a motion made during the Board of Supervisors meeting of December 4, 2018, during File No. 181001.)

46. [181196](#) **[Hearing - Committee of the Whole - Charter Amendment (File No. 181001) - Free City College Fund - December 11, 2018]**

Hearing of the Board of Supervisors to sit as a Committee of the Whole on December 11, 2018, to hold a public hearing to consider the proposed Charter Amendment (File No. 181001) to establish the Free City College Fund to defray certain costs of City College students, and to require annual appropriations in designated amounts to the Fund; at an election to be held on November 5, 2019; scheduled pursuant to the approval of a motion made during the Board of Supervisors meeting of December 4, 2018. (Clerk of the Board)

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

(Pursuant to the provisions of Board of Supervisors Rule 2.22.7, at least six days must intervene between the first appearance of a proposed Charter Amendment, before the Board as a referral from Committee, and any Board order of submission to the electorate. In accordance therewith, consideration of the following proposed Charter Amendment appropriately may be continued at least one week.)

47. [181001](#) **[Charter Amendment - Free City College Fund]**
Sponsors: Kim; Mandelman, Yee, Ronen, Brown, Fewer and Safai
 Charter Amendment (Third Draft) to establish the Free City College Fund to defray certain costs of City College students, and to require annual appropriations in designated amounts to the Fund; at an election to be held on November 5, 2019.

12/04/2018; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

12/04/2018; NOT AMENDED.

12/04/2018; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

12/04/2018; CONTINUED AS AMENDED.

Question: Shall this Charter Amendment be CONTINUED?

COMMITTEE REPORTS

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

The following items will be considered by the Budget and Finance Committee at a Regular Meeting on Thursday, December 6, 2018, at 10:00 a.m. The Chair intends to request the Committee to send the following items as Committee Reports on Tuesday, December 11, 2018.

48. [181043](#) **[Administrative Code - Citywide Project Labor Agreement - Public Work or Improvement Projects]**
Sponsors: Mayor; Safai, Peskin and Fewer
 Ordinance amending the Administrative Code to require a citywide project labor agreement applicable to certain types of public work or improvement projects with projected costs over the threshold amounts (ranging from \$1,000,000 to \$5,000,000 depending on the year in which the advertisement for bid is released; or \$10,000,000 if the project is funded by a source other than a general obligation bond) or where delay in completing the project may interrupt or delay services or use of facilities that are important to the City's essential operations or infrastructure.

Question: Shall this Ordinance be PASSED ON FIRST READING?

49. [181109](#) **[Increase of Power Enterprise Commercial Paper Program - Not to Exceed \$250,000,000]**
Ordinance authorizing an increase of the principal amount of the Power Enterprise's Commercial Paper Program by \$160,000,000 from a principal amount not to exceed \$90,000,000 to a principal amount not to exceed \$250,000,000 with such Commercial Paper Notes to be issued or caused to be issued from time to time by the San Francisco Public Utilities Commission to finance and refinance on an interim basis various capital projects benefitting the Power Enterprise; and ratifying previous actions taken in connection therewith, as defined herein. (Public Utilities Commission)
- (Fiscal Impact)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
50. [181089](#) **[Real Property Lease Extension - 1700-1740-17th Street and 1415-16th Street - \$256,281 Monthly Base Rent]**
Sponsor: Cohen
Resolution retroactively authorizing the Director of Property to exercise a Lease Extension approving a First Amendment for the real property located at 1700-1740-17th Street and 1415-16th Street with 1415-16th Street Associates, LLC, a California limited liability corporation, extending the Lease by ten years, from November 3, 2018, for a total term of November 3, 2008, through November 2, 2028, with a monthly base rent of \$256,281 for a total annual base rent of \$3,075,375 on behalf of the Police Department, to commence upon approval by the Board of Supervisors and the Mayor.
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
51. [181073](#) **[Contract Amendment - Toyon Associates, Inc. - Not to Exceed \$10,051,977]**
Resolution retroactively approving an Amendment No. 2 to the contract between the Department of Public Health and Toyon Associates, Inc., to provide regulatory reporting/reimbursement and revenue optimization services, to increase the agreement amount by \$5,055,360 for an amount not to exceed \$10,051,977 and extend the term by four years from March 31, 2018, for a total eight-year term of April 1, 2014, through March 31, 2022. (Public Health Department)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
52. [181074](#) **[Agreement Amendment - Health RIGHT 360 - Behavioral Health Fiscal Intermediary Services - Not to Exceed \$79,058,563]**
Resolution approving an Amendment No. 3 to the agreement between Health RIGHT 360 and the Department of Public Health, for behavioral health fiscal intermediary services, to increase the agreement amount by \$16,260,767 for an amount not to exceed \$79,058,563 and extend the term by five years from December 31, 2018, for a total agreement term of January 1, 2014, through December 31, 2023. (Public Health Department)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

53. [181075](#) **[Agreement Amendment - Progress Foundation - Behavioral Health Services - Not to Exceed \$94,523,518]**
Resolution approving an Amendment No. 1 to the agreement between the Progress Foundation and the Department of Public Health, for behavioral health services, to increase the agreement amount by \$84,877,827 for an amount not to exceed \$94,523,518 and extend the term by four years from December 31, 2018, for a total agreement term of July 1, 2018, through December 31, 2022. (Public Health Department)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
54. [181134](#) **[Agreement Amendment - Cross Country Staffing, Inc. - Department of Public Health Registry Services - Not to Exceed \$24,652,390]**
Resolution approving Amendment No. 1 to the agreement between the Cross Country Staffing, Inc. and the Department of Public Health, for as-needed registry personnel to respond to the increase in patient census at Zuckerberg San Francisco General Hospital and for a technical adjustment to the contract, to increase the agreement amount by \$14,812,390 for an amount not to exceed \$24,652,390 with no change to the term length to expire on June 30, 2019, to commence upon approval by the Board of Supervisors. (Public Health Department)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
55. [181136](#) **[Contract Amendment - Kennedy/Jenks Consultants - Engineering Design and Services - Not to Exceed \$22,000,000]**
Resolution approving Amendment No. 5 to Water Enterprise, Water System Improvement Program-funded Agreement No. CS-879.C, Engineering Project Design Services, with Kennedy/Jenks Consultants, for continued engineering design and engineering services during construction for the Regional Groundwater Storage and Recovery Project and the San Francisco Groundwater Supply Project; and authorizing the General Manager to execute this amendment increasing the agreement by \$3,500,000 for a total not to exceed agreement amount of \$22,000,000 and extending the duration by three years for a total agreement duration of 15 years from December 6, 2007, through December 6, 2022, subject to the Board of Supervisors approval pursuant to Charter, Section 9.118. (Public Utilities Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

56. [181159](#) **[Multifamily Housing Revenue Note - Market Heights Apartments - 211-291 Putnam Street and 1000 Tompkins Avenue - Not to Exceed \$18,000,000]**
Sponsors: Mayor; Ronen
Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed \$18,000,000 for the purpose of providing financing for the acquisition and rehabilitation of a 46-unit multifamily rental housing project located at 211-291 Putnam Street and 1000 Tompkins Avenue; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a project loan agreement; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution, and related matters, as defined herein.
- Question: Shall this Resolution be ADOPTED?**
57. [181160](#) **[Ground Lease Amendment - Market Heights 2, LP - 211-291 Putnam Street - \$15,000 Annual Base Rent]**
Sponsors: Mayor; Ronen
Resolution approving and authorizing a long term amended and restated ground lease with Market Heights 2, LP, on City owned land at 211-291 Putnam Street, Assessor's Parcel Block No. 5731, Lot 002, for a term of 75 years, to commence following approval by the Board of Supervisors, with one 24-year option to extend, and with an annual base rent of \$15,000 in order to rehabilitate a 100% affordable, 45-unit multifamily rental housing development (plus one staff unit) for low-income persons; adopting findings that the amended and restated ground lease is consistent with the California Environmental Quality Act, the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing the Director of Property and Director of the Mayor's Office of Housing and Community Development to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein.
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
58. [181161](#) **[Jurisdictional Transfer of City Property - Real Estate Division - Mayor's Office of Housing and Community Development - 211-291 Putnam Street - \$0]**
Sponsors: Mayor; Ronen
Resolution approving the jurisdictional transfer of City property at 211-291 Putnam Street, Assessor's Parcel Block No. 5731, Lot No. 002, from the Real Estate Division to the Mayor's Office of Housing and Community Development; approving the transfer price of \$0; making findings of consistency with the California Environmental Quality Act, the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing other actions in furtherance of this Resolution, as defined herein.
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

The following items will be considered by the Land Use and Transportation Committee at a Regular Meeting on Monday, December 10, 2018, at 1:30 p.m. The Chair intends to request the Committee to send the following items as Committee Reports on Tuesday, December 11, 2018.

59. [180917](#) [Planning Code - Small Family Child Care in an Affordable Dwelling Unit on the Ground Floor]

Sponsor: Yee

Ordinance amending the Planning Code to permit an affordable dwelling unit with a State-licensed Small Family Child Care Home on the ground floor on certain commercial streets; excluding certain Child Care units from the calculation of maximum density permitted on the site; and making environmental findings, findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

Question: Shall this Ordinance be PASSED ON FIRST READING?

60. [181144](#) [Planning Code - Landmark Designation - 2 Henry Adams Street (the Dunham, Carrigan & Hayden Building)]

Sponsor: Cohen

Ordinance amending the Planning Code to designate 2 Henry Adams Street (the Dunham, Carrigan & Hayden Building), Assessor's Parcel Block No. 3910, 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 findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302. (Historic Preservation Commission)

Question: Shall this Ordinance be PASSED ON FIRST READING?

The following item will be considered by the Public Safety and Neighborhood Services Committee at a Special Meeting on Monday, December 10, 2018, at 4:00 p.m. The Chair intends to request the Committee to send the following item as a Committee Report on Tuesday, December 11, 2018.

61. [181053](#) [Declaring Support for the Tree of Life Synagogue and the Global Jewish Community]

Sponsors: Stefani; Mandelman, Brown, Fewer, Ronen, Tang, Cohen, Peskin, Safai, Kim and Yee

Resolution declaring support for the Tree of Life Synagogue and the global Jewish community following the atrocious anti-Semitic shooting that killed eleven and injured six others on October 27, 2018, in Pittsburgh, Pennsylvania, and repeating the call for common sense gun laws to protect our families and communities.

Question: Shall this Resolution be ADOPTED?

62. 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.

63. 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 64 through 70**64. [181189](#) [Urging the Mayor's Office to Maintain the Structural Independence of the Pretrial Services Program in San Francisco]**

Sponsors: Cohen; Mandelman and Peskin

Resolution urging the Mayor's Office to convene a roundtable to recommend a City and County pretrial services model that is consistent with the implementation of statewide bail reform (California State Senate Bill No. 10), and maintains the tradition of independence between pretrial services and law enforcement.

12/04/2018; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

65. [181190](#) **[Approval of a 90-Day Extension for Planning Commission Review of District 11 Large Residence Special Use District (File No. 180939)]**

Sponsor: Safai

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 180939) amending the Planning Code and Zoning Map to create the District 11 large residence Special Use District (the area within a perimeter established by Interstate 280, Orizaba Avenue, Brotherhood Way, Junipero Serra Boulevard, Holloway Avenue, Ashton Avenue, Ocean Avenue, southern border of Balboa Park, San Jose Avenue, Havelock Street, Interstate 280, Stoneybrook Avenue, Cambridge Street, Stoneyford Avenue, Gladstone Drive, Sunglow Lane, Silver Avenue, Madison Street, Burrows Street, Mansfield Street, western boundary of John McLaren Park, La Grande Avenue, western boundary of John McLaren Park, Geneva Avenue, Linda Vista steps, Lapham Way, Robinson Drive, and the southern boundary of San Francisco) to promote and enhance neighborhood character and affordability by requiring conditional use authorization for large residential developments in the district; affirming the Planning Department's California Environmental Quality Act determination; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public necessity, convenience, and welfare under Planning Code, Section 302.

12/04/2018; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

66. [181191](#) **[Commemorating - 75th Anniversary of the Repeal of the Chinese Exclusion Act of 1943 - Magnuson Act - December 17, 2018]**

Sponsors: Yee; Fewer, Tang, Kim, Peskin and Ronen

Resolution commemorating December 17, 2018, on the 75th Anniversary of the repeal of the Chinese Exclusion Act of 1943, otherwise known as the Magnuson Act.

12/04/2018; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

67. [181182](#) **[Final Map 9019 - 119-7th Street]**

Motion approving Final Map 9019, a 39 residential unit and a two commercial unit, mixed-use condominium project, located at 119-7th Street, being a subdivision of Assessor's Parcel Block No. 3726, Lot No. 103; and adopting findings pursuant to the General Plan, and the priority policies of Planning Code, Section 101.1. (Public Works)

11/30/2018; RECEIVED FROM DEPARTMENT.

12/05/2018; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

68. [181192](#) **[Commending Supervisor Katy Tang]**
Sponsor: Board of Supervisors
Resolution commending and honoring Supervisor Katy Tang for her distinguished service as a Member of the San Francisco Board of Supervisors.
- 12/04/2018; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
69. [181193](#) **[Commending Supervisor Jane Kim]**
Sponsor: Board of Supervisors
Resolution commending and honoring Supervisor Jane Kim for her distinguished service as a Member of the San Francisco Board of Supervisors.
- 12/04/2018; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
70. [181194](#) **[Commending Supervisor Malia Cohen]**
Sponsor: Board of Supervisors
Resolution commending and honoring Supervisor Malia Cohen for her distinguished service as a Member and President of the San Francisco Board of Supervisors.
- 12/04/2018; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

71. 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 ORDINANCE

181175 [Planning Code - Landmark Designation - 22 Beaver Street (Benedict-Gieling House)]

Ordinance amending the Planning Code to designate 22 Beaver Street (Benedict-Gieling House), Assessor's Parcel Block No. 3561, Lot No. 060, 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)

11/26/2018; RECEIVED FROM DEPARTMENT.

12/11/2018; ASSIGNED UNDER 30 DAY RULE to the Land Use and Transportation Committee.

PROPOSED RESOLUTIONS

181176 [Lease Agreement - InMotion Entertainment Group, LLC - Terminal 1 Retail Concession - \$405,000 Minimum Annual Guarantee]

Resolution approving the Terminal 1 Retail Concession Lease 1 - Lease No. 18-0203, between Inmotion Entertainment Group, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of ten years, and a minimum annual guarantee of \$405,000 for the first year of the Lease, to commence following Board approval. (Airport Commission)

11/26/2018; RECEIVED FROM DEPARTMENT.

12/11/2018; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

181177 [Lease Agreement - InMotion Entertainment Group, LLC - Terminal 3 Boarding Areas E and F Electronics Stores - \$500,000 Minimum Annual Guarantee]

Resolution approving the Electronics Stores Lease in Terminal 3 Boarding Areas E and F - Lease No. 18-0232, between InMotion Entertainment Group, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of ten years, and a minimum annual guarantee of \$500,000 for the first year of the Lease, to commence following Board approval. (Airport Commission)

11/26/2018; RECEIVED FROM DEPARTMENT.

12/11/2018; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

181178 [Lease Agreement - InMotion Entertainment Group, LLC - International Terminal Boarding Area A Electronics Store - \$340,000 Minimum Annual Guarantee]

Resolution approving the Electronics Store Lease in International Terminal Boarding Area A - Lease No. 18-0231, between InMotion Entertainment Group, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of ten years, and a minimum annual guarantee of \$340,000 for the first year of the Lease, to commence following Board approval. (Airport Commission)

11/26/2018; RECEIVED FROM DEPARTMENT.

12/11/2018; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

181179 [Service Agreement - Pacific Gas and Electric Company - CleanPowerSF - Not to Exceed \$20,000,000]

Resolution retroactively approving a service agreement between Pacific Gas and Electric Company and the City and County of San Francisco, for services to CleanPowerSF for a term of ten years, from January 1, 2019, through December 31, 2029, in a total amount not to exceed \$20,000,000. (Public Utilities Commission)

11/30/2018; RECEIVED FROM DEPARTMENT.

12/11/2018; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

181180 **[Lease Agreement - Elevate Gourmet Brands, Inc., and Aimhigh ESG, LLC, a Joint Venture dba Elevate Gourmet Brands - SFO Group - Terminal 3 Coffee and Quick Serve Concession - \$375,000 Minimum Annual Guarantee]**

Resolution approving the Terminal 3 Coffee and Quick Serve Concession Lease - Lease No. 18-0346, between Elevate Gourmet Brands, Inc., and Aimhigh ESG, LLC, a joint venture dba Elevate Gourmet Brands - SFO Group, as joint tenants, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of eight years, to commence following Board approval, with two one-year options to extend, and a minimum annual guarantee of \$375,000 for the first year of the Lease. (Airport Commission)

11/30/2018; RECEIVED FROM DEPARTMENT.

12/11/2018; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

181181 **[Settlement of Unlitigated Claim - CDC San Francisco LLC - \$1,413,017.47]**

Resolution approving the settlement of the unlitigated claim filed by CDC San Francisco LLC, against the City and County of San Francisco for \$1,413,017.47 plus statutory interest; the claim was filed on June 15, 2018; the claim involves a refund of property taxes after a reduction in assessed value by the Assessment Appeals Board on January 8, 2018. (City Attorney)

12/03/2018; RECEIVED FROM DEPARTMENT.

12/11/2018; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

181197 **[Petitions and Communications]**

Petitions and Communications received from November 26, 2018, through December 3, 2018, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on December 11, 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 Ivar C. Satero, Director of the San Francisco International Airport, pursuant to Ordinance No. 62-18, submitting updates regarding Terminal 1 - Harvey Milk Terminal. File No. 170872. Copy: Each Supervisor. (1)

From the Office of the Controller, pursuant to Charter, Appendix F, submitting the FY2017-2019 Annual Report regarding the condition of City Parks. Copy: Each Supervisor. (2)

From the Office of the Controller, City Performance Unit, submitting a study for the Department of Care Coordination at Zuckerberg San Francisco General Hospital. Copy: Each Supervisor. (3)

From the Department of Elections, submitting Certification of Election Results for the November 6, 2018, Consolidated General Election. Copy: Each Supervisor. (4)

From concerned citizens, regarding the elimination of minimum off-street parking. File No. 181028. 3 letters. Copy: Each Supervisor. (5)

From concerned citizens, regarding the Central SOMA EIR. File Nos. 180490, 180184, 180185, 180453, and 180612. 2 letters. Copy: Each Supervisor. (6)

From concerned citizens, regarding red transit-only lanes. File No. 180876. 21 Letters. Copy: Each Supervisor. (7)

From Sarah Wilson, Researcher at SEIU Local 1021, regarding a hearing on African-American Workforce Hiring. File No. 180630. Copy: Each Supervisor. (8)

From Ace Washington, regarding the Fillmore Heritage Center. Copy: Each Supervisor. (9)

ADJOURNMENT