



# BOARD OF SUPERVISORS

## CITY AND COUNTY OF SAN FRANCISCO

### AGENDA

Legislative Chamber, Room 250  
City Hall, 1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

Tuesday, February 5, 2019 - 2:00 PM

#### Regular Meeting

NORMAN YEE, PRESIDENT

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

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at [www.sfbos.org](http://www.sfbos.org)

#### BOARD COMMITTEES

##### Committee Membership

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

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

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

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

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

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

##### Meeting Days

Wednesday  
10:00 AM

2nd and 4th Thursday  
1:15 PM

1st and 3rd Thursday  
10:00 AM

Monday  
1:30 PM

2nd and 4th Thursday  
10:00 AM

Monday  
10:00 AM

## Agenda Item Information

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

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

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

## Meeting Procedures

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

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

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

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

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

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

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### **Disability Access**

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

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

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

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

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

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

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

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

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

## **ROLL CALL AND PLEDGE OF ALLEGIANCE**

## **COMMUNICATIONS**

## **APPROVAL OF MEETING MINUTES**

Approval of the [December 18, 2018](#), Board Special Meeting Minutes.

## **AGENDA CHANGES**

## CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

### Items 1 through 6

#### Recommendation of the Budget and Finance Committee

*Present: Supervisors Fewer, Stefani, Mar*

1. [181209](#) **[Appropriation - Proceeds from Seismic Safety Retrofit and Affordable Housing Loan Program, Series 2019A - Mayor's Office of Housing and Community Development - \$75,000,000 - FY2018-2019]**  
**Sponsors: Mayor; Peskin**  
Ordinance appropriating \$75,000,000 of proceeds from the Seismic Safety Retrofit and Affordable Housing Loan Program General Obligation Bond, Series 2019A, to the Mayor's Office of Housing and Community Development to implement loan programs to acquire, improve and rehabilitate at-risk multi-unit residential buildings in need of seismic, fire, health or safety upgrades or other major rehabilitation, and convert those buildings to permanent affordable housing to prevent the loss of rental housing stock and the displacement of long-time residents of the City in FY2018-2019 and placing these funds on Controller's Reserve pending sale of the bonds.  
  
(Fiscal Impact)  
  
01/29/2019; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

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

*Present: Supervisors Peskin, Brown, Mar*

- 2. [181145](#) **[Settlement of Lawsuit - Sentinel Insurance Company, Ltd. - \$600,000]**  
Ordinance authorizing settlement of the lawsuit filed by Sentinel Insurance Company, Ltd. against the City and County of San Francisco for \$600,000; the lawsuit was filed on September 12, 2017, in San Francisco Superior Court, Case No. CGC-17-561235; entitled Sentinel Insurance Company v. City and County of San Francisco; the lawsuit involves alleged damage from a leaking San Francisco Public Utilities Commission pipe; and appropriating funds for this payment from the Public Utilities Commission Water Enterprise fund balance. (City Attorney)

01/29/2019; PASSED ON FIRST READING.

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

- 3. [181146](#) **[Settlement of Unlitigated Claims - Sherry Jackson - \$105,000; Related Appropriation Wastewater Enterprise Fund Balance]**  
Ordinance approving the settlement of the unlitigated claims filed by Sherry Jackson against the City and County of San Francisco for \$105,000; the claims were filed on May 1, 2018; the claims involve alleged property damages due to sewer flooding; appropriating \$105,000 from Public Utilities Commission Wastewater Enterprise fund balance for payment of settlement. (City Attorney)

01/29/2019; PASSED ON FIRST READING.

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

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

*Present: Supervisors Safai, Peskin, Haney*

- 4. [180916](#) **[Planning, Administrative Codes - Zoning Controls and Fees in the C-3-R (Downtown Retail) District]**  
**Sponsor: Peskin**  
Ordinance amending the Planning Code to change zoning controls for Non-Retail Sales and Service Uses in the C-3-R (Downtown Retail) Zoning District; amending the Planning and Administrative Codes to create the Union Square Park, Recreation, and Open Space Fund and Fee; affirming 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.

01/29/2019; PASSED ON FIRST READING.

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

**Recommendations of the Rules Committee**

*Present: Supervisors Safai, Stefani, Haney*

- 5. [180926](#) **[Administrative Code - Extension of Termination Date - Department of Public Health Managed Care Contracts]**  
Ordinance amending the Administrative Code to extend the termination date of managed care contracts approved under Section 21A.3 from December 31, 2020, to December 31, 2025. (Public Health Department)

01/29/2019; PASSED ON FIRST READING.

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

- 6. [181003](#) **[Administrative Code - Graffiti Advisory Board - Extend Sunset Date and Annual Report]**  
**Sponsor: Safai**  
Ordinance amending the Administrative Code to extend the sunset date of the Graffiti Advisory Board for three years to March 1, 2022, and to require the Advisory Board to submit annual rather than biannual reports to the Mayor and Board of Supervisors.

01/29/2019; PASSED ON FIRST READING.

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

## REGULAR AGENDA

## UNFINISHED BUSINESS

### From the Board

7. [180860](#) **[Street Vacation for Various Streets - Sunnydale HOPE SF Project]**  
**Sponsor: Walton**  
 Ordinance ordering the vacation of streets and certain easements in the Sunnydale HOPE SF Project site, generally bounded by Assessor’s Parcel Block No. 6220 on the north, Velasco Avenue and Assessor’s Parcel Block Nos. 6332 and 6331 on the south, Assessor’s Parcel Block Nos. 6220 and 6316 on the west, and Hahn Street on the east, and including Sunnydale Avenue, Blythdale Avenue, Brookdale Avenue, and Santos Street, as part of the Sunnydale HOPE SF Project; reserving various public utility and access easement rights in favor of the City; authorizing the City to quitclaim its interest in the vacation areas to the Housing Authority; affirming the Planning Department’s determination under the California Environmental Quality Act; adopting findings that the actions contemplated in this Ordinance are consistent with the General Plan, and eight priority policies of Planning Code, Section 101.1; and authorizing official acts in connection with this Ordinance, as defined herein, including transmittal of the Ordinance by the Clerk of the Board of Supervisors to the Public Works Director for purposes of recordation of property rights.

01/15/2019; CONTINUED ON FIRST READING.

01/29/2019; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

01/29/2019; PASSED ON FIRST READING AS AMENDED.

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

### Only one of the following two Motions should be approved.

8. [181234](#) **[Affirming the Categorical Exemption Determination - 3637-3657 Sacramento Street]**  
 Motion affirming the determination by the Planning Department that the proposed project at 3637-3657 Sacramento Street is categorically exempt from further environmental review. (Clerk of the Board)

01/15/2019; CONTINUED.

01/29/2019; CONTINUED.

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



9. [181235](#) **[Conditionally Reversing the Categorical Exemption Determination - 3637-3657 Sacramento Street]**

Motion conditionally reversing the determination by the Planning Department that the proposed project at 3637-3657 Sacramento 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)

01/15/2019; CONTINUED.

01/29/2019; CONTINUED.

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

10. [181236](#) **[Preparation of Findings to Reverse the Categorical Exemption Determination - 3637-3657 Sacramento Street]**

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed project at 3637-3657 Sacramento Street is categorically exempt from further environmental review. (Clerk of the Board)

01/15/2019; CONTINUED.

01/29/2019; CONTINUED.

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

**Only one of the following two Motions should be approved.**

11. [181238](#) **[Approving Conditional Use Authorization - 3637-3657 Sacramento Street]**

Motion approving the decision of the Planning Commission by its Motion No. 20336, approving a Conditional Use Authorization identified as Planning Case No. 2007.1347CUA for a proposed project located at 3637-3657 Sacramento Street; and adopting findings pursuant to Planning Code, Section 101.1. (Clerk of the Board)

01/15/2019; CONTINUED.

01/29/2019; CONTINUED.

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

**12. [181239](#) [Conditionally Disapproving Conditional Use Authorization - 3637-3657 Sacramento Street]**

Motion conditionally disapproving the decision of the Planning Commission by its Motion No. 20336, approving a Conditional Use Authorization identified as Planning Case No. 2007.1347CUA for a proposed project at 3637-3657 Sacramento Street, subject to the adoption of written findings by the Board in support of this determination. (Clerk of the Board)

(Charter, Section 4.105, and Planning Code, Section 308.1(d), provides that the Board of Supervisors may disapprove the decision of the Planning Commission by a vote of not less than two-thirds of the members of the Board.)

01/15/2019; CONTINUED.

01/29/2019; CONTINUED.

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

**13. [181240](#) [Preparation of Findings Related to Conditional Use Authorization Appeal - 3637-3657 Sacramento Street]**

Motion directing the Clerk of the Board to prepare findings in support of the Board of Supervisors' disapproval of the proposed Conditional Use Authorization identified as Planning Case No. 2007.1347CUA for a proposed project located at 3637-3657 Sacramento Street. (Clerk of the Board)

01/15/2019; CONTINUED.

01/29/2019; CONTINUED.

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

**Recommendation of the Budget and Finance Committee**

*Present: Supervisors Fewer, Stefani, Mar*

**14. [181113](#) [Authorizing Grant Agreements - Public Utilities Commission Green Infrastructure Grant Program - Terms of 20 Years]**

Ordinance delegating authority under Charter, Section 9.118, to the General Manager of the San Francisco Public Utilities Commission (SFPUC) to enter into grant agreements with terms of 20 years under the SFPUC's Green Infrastructure Grant Program, subject to certain specified conditions, as defined herein, including a July 1, 2020, sunset date. (Public Utilities Commission)

(Fiscal Impact)

01/29/2019; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

01/29/2019; PASSED ON FIRST READING AS AMENDED.

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

## NEW BUSINESS

### Recommendations of the Budget and Finance Committee

*Present: Supervisors Fewer, Stefani, Mandelman*

15. [181151](#) **[Appropriation from 2006 and 2007 Lease Revenue Bond Reserves - Rossi Pool Project - \$4,000,000 - De-Appropriation and Re-Appropriation - Rossi Pool Project - GGP Golf Course Clubhouse Project - \$4,000,000 - Recreation and Park Department - FY2018-2019]**  
**Sponsor: Mayor**  
Ordinance appropriating \$4,000,000 consisting of other non-operating revenue from 2006 and 2007 Lease Revenue Bond Reserves to the Recreation and Park Department to support the Rossi Pool Project, and de-appropriating \$4,000,000 of Open Space funding from the Rossi Pool Project and re-appropriating \$4,000,000 to the Golden Gate Park Golf Course Clubhouse Project in FY2018-2019.  
  
(Fiscal Impact)  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**
16. [181133](#) **[Agreement Amendment - State Department of Health Care Services - Substance Use Disorder Services - FYs 2017-2019 - \$144,811,227]**  
Resolution retroactively authorizing the Department of Public Health, Behavioral Health Services, to enter into Amendment No. A02 to a multi-year organized delivery system intergovernmental agreement for substance use disorder services with the State Department of Health Care Services, in the amount of \$144,811,227 for the term of June 15, 2017, through June 30, 2019; and authorizing and designating the Department of Public Health County Alcohol and Drug Administrator to sign said Agreement and to approve amendments for less than 10% of the contracted amount. (Public Health Department)  
  
**Question: Shall this Resolution be ADOPTED?**
17. [190011](#) **[Emergency Declaration - Repair Southeast Treatment Plant Final Effluent Force Main - Total Estimated Cost Not to Exceed \$4,912,000]**  
Resolution approving an emergency declaration of the San Francisco Public Utilities Commission pursuant to Administrative Code, Sections 6.60 and 21.15, to repair the Southeast Treatment Plant Final Effluent Force Main for a total estimated cost not to exceed \$4,912,000. (Public Utilities Commission)  
  
(Fiscal Impact)  
**Question: Shall this Resolution be ADOPTED?**

Present: Supervisors Fewer, Stefani, Walton

18. [190012](#) **[Emergency Declaration - Monterey Mechanical, Inc. - Repair Oceanside Treatment Plant Ventilation Ducts - Oceanside Treatment Plant - Total Estimated Cost Not to Exceed \$3,000,000]**

Resolution approving an emergency declaration of the San Francisco Public Utilities Commission pursuant to Administrative Code, Section 6.60, to repair the Oceanside Treatment Plant Ventilation Ducts for a total estimated cost not to exceed \$3,000,000. (Public Utilities Commission)

(Fiscal Impact)

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

19. [190013](#) **[Contract Agreement - Southern California Edison Company - Purchase of Renewable Energy - CleanPowerSF - Not to Exceed \$24,000,000]**

Resolution retroactively approving a contract agreement with Southern California Edison Company for supplies of renewable energy for CleanPowerSF for a contract term of one year, from January 1, 2019, through December 1, 2019, in an amount not to exceed \$24,000,000. (Public Utilities Commission)

(Fiscal Impact)

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

Present: Supervisors Fewer, Stefani, Mandelman

20. [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)

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

21. [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)

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

22. [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)

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

*Present: Supervisors Fewer, Stefani, Walton*

23. [190014](#) **[Lease Modification - United States Government - United States Federal Bureau of Investigation - Increase Annual Rent to \$615,384.57]**  
Resolution retroactively approving Modification No. 1 to Lease No. GS-09P-LCA03395, between the United States Government and the City and County of San Francisco, acting by and through its Airport Commission, for space occupied by the United States Federal Bureau of Investigation at the International Terminal of San Francisco International Airport, to extend the term up to three years, two years firm, to commence January 4, 2019, and an increase in annual rent to \$615,384.57. (Airport Commission)

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

24. [190019](#) **[Lease Agreement - L'Occitane Airport Venture, LLC - Airport Concession - \$135,000 Minimum Annual Guarantee]**  
Resolution approving the Terminal 1 Retail Concession Lease 4 - Lease No. 18-0205, between L'Occitane Airport Venture, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of seven years with two one-year options to extend, and a minimum annual guarantee of \$135,000 for the first year of the Lease, to commence following Board approval. (Airport Commission)

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

*Present: Supervisors Fewer, Stefani, Mandelman*

25. [190020](#) **[Lease Agreement - Airport Concession - Spa BR SFO, LLC - \$250,000 Minimum Annual Guarantee]**  
Resolution approving Terminal 3 Boarding Area E and International Terminal Boarding Area G Wellness Concession Lease, between Spa BR SFO, 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 \$250,000 for the first year of the Lease, to commence following Board approval. (Airport Commission)

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

26. [190021](#) **[Lease Agreement - Marshall Retail Group, LLC - Airport Concession - \$440,000 Minimum Annual Guarantee]**  
Resolution approving the Terminal 1 Retail Concession Lease 5 - Lease No. 18-0206, between Marshall Retail 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 \$440,000 for the first year of the Lease, to commence following Board approval. (Airport Commission)
- Question: Shall this Resolution be ADOPTED?**
- Present: Supervisors Fewer, Stefani, Walton*
27. [190022](#) **[Lease Agreement - Skyline Concessions, Inc. - Airport Concession - \$220,000 Minimum Annual Guarantee]**  
Resolution approving the Terminal 1 Retail Concession Lease 7 - Lease No. 18-0208, between Skyline Concessions, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, for a term of seven years with two one-year options to extend, and a minimum annual guarantee of \$220,000 for the first year of the Lease, to commence following Board approval. (Airport Commission)
- Question: Shall this Resolution be ADOPTED?**
28. [190023](#) **[Lease Agreement - RAKH, Inc. - Airport Concession - \$126,000 Minimum Annual Guarantee]**  
Resolution approving the Terminal 1 Retail Concession Lease 6 - Lease No. 18-0207, between RAKH, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, for a term of ten years with two one-year options to extend, and a minimum annual guarantee of \$126,000 for the first year of the Lease, to commence following Board approval. (Airport Commission)
- Question: Shall this Resolution be ADOPTED?**
- Present: Supervisors Fewer, Stefani, Mandelman*
29. [190024](#) **[Lease Agreement - Paradies Lagardere @ SFO 2018, LLC - Airport Concession - \$700,000 Minimum Annual Guarantee]**  
Resolution approving the Terminal 1 Retail Concession Lease 2 - Lease No. 18-0204, between Paradies Lagardere @ SFO 2018, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of seven years with two one-year options to extend, and a minimum annual guarantee of \$700,000 for the first year of the Lease, to commence following Board approval. (Airport Commission)
- Question: Shall this Resolution be ADOPTED?**

30. [190056](#) **[Multifamily Housing Revenue Note - 1990 Folsom Street - Not to Exceed \$62,132,500]**  
**Sponsor: Mayor**  
Resolution authorizing the execution and delivery of a multifamily housing revenue note in one or more series in an aggregate principal amount not to exceed \$62,132,500 for the purpose of providing financing for the construction of an 143-unit multifamily rental housing project known as "1990 Folsom;" approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the loan from the funding lender to the City and the execution and delivery of the note; approving the form of and authorizing the execution of a borrower loan agreement providing the terms and conditions of the loan from the City to the borrower; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; authorizing the collection of certain fees; approving modifications, changes and additions to the documents; ratifying and approving any action heretofore taken in connection with the back-to-back loans, the note and the project; and granting general authority to City officials to take actions necessary to implement this Resolution, and related matters, as defined herein.

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

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

*Present: Supervisors Fewer, Stefani, Mandelman*

31. [190055](#) **[Vertical Disposition and Development Agreement - TMG Partners and Presidio Bay Ventures - Parcel K North/Pier 70]**  
**Sponsor: Mayor**  
Resolution approving a Vertical Disposition and Development Agreement between the Port and a joint venture between TMG Partners and Presidio Bay Ventures for the sale of Parcel K North, located at 20th Street and Illinois Street, by the Port Commission; and adopting findings under the California Environmental Quality Act, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101(b). (Port)

(Fiscal Impact)

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

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

*Present: Supervisors Peskin, Safai, Haney*

32. [181155](#) **[Public Works Code - Major Encroachment Permit Revocation Hearings]**  
**Sponsor: Peskin**  
Ordinance amending the Public Works Code to allow five members of the Board of Supervisors to schedule an administrative hearing before the Board regarding potential revocation of a major encroachment permit when the Director of Public Works has not taken timely steps to schedule and hold a hearing or issue a decision regarding the revocation; and affirming the Planning Department's determination under the California Environmental Quality Act.

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

33. [181175](#) **[Planning Code - Landmark Designation - 22 Beaver Street (Benedict-Gieling House)]**

**Sponsor: Mandelman**

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)

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

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

*Present: Supervisors Ronen, Walton, Mar*

34. [190077](#) **[Appointment, Association of Bay Area Governments, Executive Board - Supervisor Matt Haney]**

Motion appointing Supervisor Matt Haney, term ending June 30, 2020, to the Association of Bay Area Governments, Executive Board. (Clerk of the Board)

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

35. [190080](#) **[Appointment, Transbay Joint Powers Authority - Supervisor Matt Haney]**

Motion appointing Supervisor Matt Haney, for an indefinite term, to the Transbay Joint Powers Authority. (Clerk of the Board)

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

36. [190082](#) **[Appointment, San Francisco Local Agency Formation Commission - Supervisor Matt Haney]**

Motion appointing Supervisor Matt Haney, term ending February 4, 2022, to the San Francisco Local Agency Formation Commission. (Clerk of the Board)

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

37. [190078](#) **[Appointment, Bay Conservation and Development Commission - Supervisor Catherine Stefani]**

Motion appointing Supervisor Catherine Stefani, for an indefinite term, as an alternate member to the San Francisco Bay Conservation and Development Commission. (Clerk of the Board)

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



*Present: Supervisors Ronen, Mar*

38. [190079](#) **[Appointment, Golden Gate Bridge, Highway and Transportation District Board of Directors - Supervisor Shamann Walton]**  
Motion appointing Supervisor Shamann Walton, term ending January 31, 2021, to the Golden Gate Bridge, Highway and Transportation District Board of Directors. (Clerk of the Board)

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

*Present: Supervisors Ronen, Walton*

39. [190081](#) **[Appointment, San Francisco Local Agency Formation Commission - Supervisor Gordon Mar]**  
Motion appointing Supervisor Gordon Mar, term ending February 4, 2022, to the San Francisco Local Agency Formation Commission. (Clerk of the Board)

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

*Present: Supervisors Ronen, Walton, Mar*

40. [190087](#) **[Appointments, Shelter Monitoring Committee - Diana Almanza, Traci Watson, Gabriela Avalos and Vixen Yvonne]**  
Motion appointing Diana Almanza and Traci Watson, terms ending January 1, 2020, and Gabriela Avalos and Vixen Yvonne, terms ending January 1, 2021, to the Shelter Monitoring Committee. (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.

41. [190039](#) **[Hearing - Appeal of Tentative Map Approval - 630 Natoma Street]**  
Hearing of persons interested in or objecting to the decision of Public Works dated January 4, 2019, approving a Tentative Map for a three-unit condominium project at 630 Natoma Street, Assessor's Parcel Block No. 3727, Lot No. 049. (District 6) (Appellant: Sofia Rillanos) (Filed January 10, 2019) (Clerk of the Board)

**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.**

42. [190040](#) **[Approving Decision of Public Works and Approving Tentative Map - 630 Natoma Street]**  
Motion approving decision of Public Works and approving the Tentative Map for a three-unit condominium project at 630 Natoma Street, Assessor's Parcel Block No. 3727, Lot No. 049; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

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

43. [190041](#) **[Conditionally Disapproving Decision of Public Works and Disapproving Tentative Map - 630 Natoma Street]**

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

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

44. [190042](#) **[Preparation of Findings Related to the Tentative Map - 630 Natoma Street]**

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

**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 Resolution No. 421-18 (File No. 181090), adopted on December 11, 2018.)*

45. [190028](#) **[Hearing - Committee of the Whole - Western SoMa Community Benefit District - February 5, 2019, at 3:00 p.m.]**

Hearing of the Board of Supervisors sitting as a Committee of the Whole on February 5, 2019, at 3:00 p.m., to consider establishment of a property-based assessment district to be known as the SoMa West Community Benefit District, pursuant to the California Property and Business Improvement District Law of 1994 (Streets and Highways Code, Sections 36600 et seq.) and City and County of San Francisco Business and Tax Regulations Code Article 15; scheduled pursuant to Resolution No. 421-18, adopted on December 11, 2018. (Clerk of the Board)

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

### **Committee of the Whole Adjourn and Report**

46. [190029](#) **[Resolution to Establish - SoMa West Community Benefit District]**

**Sponsor: Haney**

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

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

**47. 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.*

**48. PUBLIC COMMENT**

*An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.*

*Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.*

## CLOSED SESSION

*(Scheduled pursuant to Motion No. M19-015 (File No. 190127), approved January 29, 2019.)*

## CONFERENCE WITH LABOR NEGOTIATORS

49. [190127](#) **[Closed Session - Labor Negotiations - February 5, 2019]**  
 Closed Session for the Board of Supervisors to convene on February 5, 2019, at 4:00 p.m., with the Mayor's Office and the Department of Human Resources under Administrative Code, Section 67.10(e), and California Government Code, Section 54957.6, regarding negotiations with labor unions representing City employees; scheduled pursuant to Motion No. M19-015, approved January 29, 2019. (Clerk of the Board)

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

*[Elect To Disclose]*

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

*[Elect Not to Disclose]*

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

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

## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

*These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.*

*Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.*

### Items 50 and 51

50. [190118](#) **[Urging California State Legislators to Allow for the Creation of a Public Banking Charter]**  
**Sponsors: Fewer; Ronen, Mandelman, Haney, Mar and Peskin**  
 Resolution urging California State legislators to enact legislation amending the Government Code to enable local agencies to create public banks through an option for a public banking charter.

01/29/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

51. [190107](#) **[Final Transfer Map 9597 - Portions of Pier 70]**  
 Motion approving Final Transfer Map 9597, a 52 lot merger and subdivision of Assessor's Parcel Block No. 4052, Lot No. 001, Assessor's Parcel Block No. 3941, Lot No. 001, Assessor's Parcel Block No. 4046, Lot Nos. 001 and 002, Assessor's Parcel Block No. 4111, Lot Nos. 003 and 004; and adopting findings pursuant to the General Plan, and the priority policies of Planning Code, Section 101.1. (Public Works)

01/24/2019; RECEIVED FROM DEPARTMENT.

01/30/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

## 52. IMPERATIVE AGENDA

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

*[Serious Injury Finding]*

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

*[Purely Commendatory Finding]*

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

*[Brown Act Finding]*

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

## LEGISLATION INTRODUCED AT ROLL CALL

### **Introduced by a Supervisor or the Mayor**

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

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

**Introduced at the Request of a Department**

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

**PROPOSED ORDINANCES****190101 [Settlement of Lawsuit - Satinder Singh - \$425,000]**

Ordinance authorizing settlement of the lawsuit filed by Satinder Singh against the City and County of San Francisco for \$425,000; the lawsuit was filed on January 23, 2014, in San Francisco Superior Court, Case No. CGC-14-536941; entitled Satinder Singh v. Xuong Lu, et al.; the lawsuit involves alleged personal injury from a vehicle collision. (City Attorney)

01/22/2019; RECEIVED FROM DEPARTMENT.

02/05/2019; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**190102 [Settlement of Lawsuit - Brandon Simpson - \$50,000]**

Ordinance authorizing settlement of the lawsuit filed by Brandon Simpson against the City and County of San Francisco for \$50,000; the lawsuit was filed on January 11, 2017, in the United States District Court, Northern District of California, Case No. 17-CV-00133 KAW; entitled Brandon Simpson v. City and County of San Francisco, et al.; the lawsuit involves alleged damages stemming from civil rights violations; other material terms of the settlement are that Mr. Simpson's court ordered criminal restitution will be paid from the settlement proceeds. (City Attorney)

01/22/2019; RECEIVED FROM DEPARTMENT.

02/05/2019; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**PROPOSED RESOLUTIONS****190103 [Donation of Retired Ambulance to the San Francisco Unified School District]**

Resolution authorizing the Fire Department to donate a retired ambulance to the San Francisco Unified School District's Health Academy at John O'Connell High School. (Fire Department)

01/25/2019; RECEIVED FROM DEPARTMENT.

02/05/2019; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**190104 [Public Auction - Tax-Defaulted Real Property]**

Resolution authorizing Tax Collector to sell at public auction certain parcels of tax-defaulted real property, as defined herein. (Treasurer-Tax Collector)

01/28/2019; RECEIVED FROM DEPARTMENT.

02/05/2019; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

**190105** **[Agreement Amendment - Community Awareness and Treatment Services - Behavioral Health Fiscal Intermediary Services - Not to Exceed \$23,186,920]**

Resolution approving Amendment No. 1 to the agreement between Community Awareness and Treatment Services and the Department of Public Health for behavioral health services, to increase the agreement amount by \$14,363,136 for an amount not to exceed \$23,186,920; and to extend the term by three years, from June 30, 2019, for a total agreement term of July 1, 2017, through June 30, 2022. (Public Health Department)

01/25/2019; RECEIVED FROM DEPARTMENT.

02/05/2019; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

**190106** **[Agreement Amendment - Conard House - Behavioral Health Fiscal Intermediary Services - Not to Exceed \$44,862,764]**

Resolution approving Amendment No. 1 to the agreement between Conard House and the Department of Public Health for behavioral health services, to increase the agreement amount by \$36,323,985 for an amount not to exceed \$44,862,764; and to extend the term by four years, from June 30, 2019, for a total agreement term of July 1, 2018, through June 30, 2023. (Public Health Department)

01/25/2019; RECEIVED FROM DEPARTMENT.

02/05/2019; RECEIVED AND ASSIGNED to the Budget and Finance Committee.



**190134 [Petitions and Communications]**

Petitions and Communications received from January 18, 2019, through January 28, 2019, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on February 5, 2019.

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

From the Office of the Mayor, pursuant to Charter, Section 3.100, designating Supervisor Shamann Walton as Acting-Mayor from Wednesday, January 23, 2019, at 7:40 a.m. until Thursday, January 24, 2019, at 11:59 p.m.; and Supervisor Norman Yee from Friday, January 25, 2019, at 12:00 a.m. until Saturday, January 26, 2019, at 12:03 p.m. In the event she is delayed, Supervisor Yee will continue to be Acting-Mayor until her return to California. Copy: Each Supervisor. (1)

From the Mayor's Office of Housing and Community Development, pursuant to Ordinance No. 216-18, submitting quarterly report, covering the period from October through December 2018. File No. 180547. Copy: Each Supervisor. (2)

From the San Francisco Planning Department, submitting a Preliminary Mitigated Negative Declaration for 915 Cayuga Avenue. Copy: Each Supervisor. (3)

From Pacific Gas and Electric Company submitting their notice of request to increase rates for its customer data access application (A.18-11-015). Copy: Each Supervisor. (4)

From the State of California Fish and Game Commission, submitting notice of availability of documents to amend Section 27.65, Title 14, CCR, regarding Filleting of California Sheephead on vessels. Copy: Each Supervisor. (5)

From Cassandra Costello of San Francisco Travel, submitting a letter regarding Housing Conservatorships. 10 signatures. File No. 181042. Copy: Each Supervisor. (6)

From Patrick MacCartee, CEO of Tank18 Winery, regarding the issuance of a Type-20 Liquor License for Porky's Palace LLC, dba Tank18, located at 1345 Howard Street. File No. 181032. Copy: Each Supervisor. (7)

From Regina Jenkins, regarding the 72-hour tow rule. Copy: Each Supervisor. (8)

From Bram Goodwin, founder of San Francisco Social Club, regarding the application for the Cole Ashbury Group Dispensary at 1685 Haight Street. Copy: Each Supervisor. (9)

From Fateh Sidhu, regarding the torture and illegal dog and cat meat trade in Seoul, South Korea. Copy: Each Supervisor. (10)

From concerned citizens, regarding the Bay Delta Plan. 2 letters. Copy: Each Supervisor. (11)

From Fix Muni, regarding problems with SF Muni's NextBus system. Copy: Each Supervisor. (12)

From Erica Maharg, Managing Attorney at San Francisco Baykeeper, regarding proposal to expand the Clipper Cove Marina, Treasure Island. Copy: Each Supervisor. (13)

From Jennifer Gordon, California Department of Food and Agriculture, submitting Notice

of Treatment for the Asian Citrus Psyllid in San Francisco County. Copy: Each Supervisor. (14)

From Michael Nulty, Executive Director of The Alliance for a Better District 6, regarding the issuance of a Type-21 Liquor License for Garfield Beach CVS, LLC located at 500 Pine Street. File No. 180281. Copy: Each Supervisor. (15)

From Susan Vaughan, regarding Genentech shuttle bus obstructing bus stop at Park Presidio and Geary. 2 letters. Copy: Each Supervisor. (16)

From concerned citizens, regarding 3637-3657 Sacramento Street. 2 letters. File No. 181237. Copy: Each Supervisor. (17)

From concerned citizens, regarding tax on vacant housing and storefronts. 2 letters. File No. 181213. Copy: Each Supervisor. (18)

From Spencer Hudson of Indivisible SF, regarding homeless sweeps and restrictions on vehicular habitation. Copy: Each Supervisor. (19)

## **ADJOURNMENT**