



BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

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

Tuesday, September 17, 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

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee
Supervisors Fewer, Stefani, Mandelman

Government Audit and Oversight Committee
Supervisors Mar, Brown, Peskin

Joint City, School District, and City College Select Committee
Supervisors Haney, Walton, Mar (Alt), Commissioners Cook, Collins, Moliga (Alt),
Trustees Randolph, Williams, Selby (Alt)

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

1st and 3rd Thursday
10:00 AM

2nd Friday
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.

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

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

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

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

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

Disability Access

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

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

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

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

Know Your Rights Under The Sunshine Ordinance

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

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

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

Lobbyist Registration and Reporting Requirements

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

ROLL CALL AND PLEDGE OF ALLEGIANCE

COMMUNICATIONS

AGENDA CHANGES

CONSENT AGENDA

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

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

Items 1 through 4

Recommendations of the Budget and Finance Committee

Present: Supervisors Fewer, Stefani

1. [190460](#) **[Waiver of Banner Fee - Retroactive - SOMA Pilipinas Filipino Cultural Heritage District]**
Sponsor: Haney
Ordinance retroactively waiving the banner fees under the Public Works Code for up to 300 banners placed on City-owned poles by SOMA Pilipinas, for an indefinite period beginning September 24, 2018, to celebrate the culture and visibility of the Filipino Cultural Heritage District.

09/10/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Fewer, Stefani, Mandelman

2. [190835](#) **[Appropriation - 2012 General Obligation Parks Bond Proceeds - \$3,100,000 - 2015 General Obligation Housing Bond Proceeds - \$92,725,000 - FY2019-2020]**
Sponsors: Mayor; Fewer

Ordinance appropriating \$3,100,000 of proceeds from the 2012 General Obligation Parks Bond, Series 2019C, to the Port of San Francisco and appropriating \$92,725,000 of proceeds from the 2015 General Obligation Housing Bond, Series 2019D, to the Mayor's Office of Housing and Community Development in FY2019-2020 and placing \$95,825,000 on Controller's Reserve pending the sale of the bonds.

(Fiscal Impact)

09/10/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. [190836](#) **[Appropriation - Fund Balance - San Francisco Seawall Earthquake Safety and Disaster Prevention Program - \$11,500,000 - FY2019-2020]**
Sponsors: Mayor; Peskin

Ordinance appropriating \$11,500,000 of fund balance to the Port for the San Francisco Seawall Earthquake Safety and Disaster Prevention Program in FY2019-2020.

(Fiscal Impact)

09/10/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Peskin, Safai, Haney

4. [190812](#) **[Planning Code - Allowing Long-Term Parking of and Overnight Camping in Vehicles and Ancillary Uses at 2340 San Jose Avenue]**
Sponsors: Safai; Yee, Ronen, Brown, Walton, Haney and Mandelman

Ordinance amending the Planning Code to allow temporary long-term parking of and overnight camping in vehicles, and ancillary uses including administrative offices, restrooms, showering or bathing facilities, kitchen or other food preparation facilities, and eating areas at 2340 San Jose Avenue, Assessor's Parcel Block No. 6973, Lot No. 039, subject to compliance with all other Municipal Code requirements, including but not limited to requirements of the Overnight Safe Parking Pilot Program; 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.

09/10/2019; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

Present: Supervisors Fewer, Stefani, Mandelman

5. [190837](#) **[Setting Property Tax Rate and Establishing Pass-Through Rate for Residential Tenants - FY2019-2020]**
Sponsor: Mayor
Ordinance levying property taxes at a combined rate of \$1.1801 on each \$100 valuation of taxable property for the City and County of San Francisco, San Francisco Unified School District, San Francisco County Office of Education, San Francisco Community College District, Bay Area Rapid Transit District, and Bay Area Air Quality Management District; and establishing a pass-through rate of \$0.0660 per \$100 of assessed value for residential tenants pursuant to Administrative Code, Chapter 37, for the fiscal year ending June 30, 2020.
- (Fiscal Impact)
- 09/10/2019; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.
- 09/10/2019; 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

6. [190649](#) **[Finding of Fiscal Feasibility - Airport Shoreline Protection Program - San Francisco International Airport]**
Resolution finding the proposed updated Airport Shoreline Protection Program at the San Francisco International Airport fiscally feasible and responsible pursuant to San Francisco Administrative Code, Chapter 29. (Airport Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

7. [190847](#) **[Grant Agreement - Retroactive - Environmental Protection Agency - 900 Innes Remediation Project - \$1,200,000]**
Sponsor: Mayor
Resolution retroactively authorizing the Recreation and Park Department to enter into an agreement with the United States Environmental Protection Agency for the receipt of \$1,200,000 for the 900 Innes Remediation Project, for a term of January 1, 2018, through September 30, 2020, pursuant to Charter, Section 9.118(a). (Recreation and Park Department)
- Question: Shall this Resolution be ADOPTED?**
8. [190851](#) **[Accept and Expend Grant - California Victim Compensation Board - Criminal Restitution Compact - Not to Exceed \$267,372]**
Sponsors: Mayor; Stefani
Resolution authorizing the Office of the District Attorney to accept and expend a grant in the amount of \$89,124 for the period of July 1, 2019, through June 30, 2020; \$89,124 for the period of July 1, 2020, through June 30, 2021; and \$89,124 for the period of July 1, 2021, through June 30, 2022, for a total not to exceed amount of \$267,372 from the California Victim Compensation Board for the grant period of July 1, 2019, through June 30, 2022, to continue the Criminal Restitution Compact should the parties agree to an amendment as allowed under the provisions of the grant agreement. (District Attorney)
- Question: Shall this Resolution be ADOPTED?**

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Mar, Brown, Peskin

9. [190660](#) **[Campaign and Governmental Conduct Code - Public Campaign Financing]**
Sponsors: Mar; Safai and Fewer
Ordinance amending the Campaign and Governmental Conduct Code to increase the matching ratio for campaign contributions raised by candidates participating in the City's public financing program and the amount of public funds available for those candidates.
- (Pursuant to Campaign and Governmental Conduct Code, Section 3.204, this matter requires two-thirds vote of the full membership of the Board of Supervisors (8 votes) for passage.)
- (Fiscal Impact)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

10. [190680](#) **[Administrative Code - Heart Trouble and Pneumonia Presumptions for Fire and Police Retirement Benefits]**
Sponsors: Brown; Safai, Stefani, Walton, Yee, Haney, Peskin, Mar and Mandelman
Ordinance amending the Administrative Code to amend heart trouble and pneumonia presumptions for firefighter and police officer industrial disability and death as a result of duty retirement benefits.
- (Pursuant to Charter, Section A8.500, this matter shall require a vote of three-fourths (9 votes) of all members of the Board of Supervisors to approve passage of this ordinance.)
- (Fiscal Impact)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
11. [190366](#) **[Fisherman's Wharf Community Benefit District and Fisherman's Wharf Portside Community Benefit District - Annual Report for FY2017-2018]**
Sponsor: Peskin
Resolution receiving and approving an annual report for the Fisherman's Wharf Community Benefit District and Fisherman's Wharf Portside Community Benefit District for FY2017-2018, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600 et seq.), Section 36650, and the Districts' management agreements with the City, Section 3.4.
- Question: Shall this Resolution be ADOPTED?**
12. [190424](#) **[Noe Valley Community Benefit District - Annual Report - FY2017-2018]**
Sponsor: Mandelman
Resolution receiving and approving the annual report for the Noe Valley Community Benefit District for FY2017-2018, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4. (Department of Economic and Workforce Development)
- Question: Shall this Resolution be ADOPTED?**
13. [190580](#) **[Top of Broadway Community Benefit District - Annual Report - FY2017-2018]**
Sponsor: Peskin
Resolution receiving and approving an annual report for the Top of Broadway Community Benefit District for FY2017-2018, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4. (Department of Economic and Workforce Development)
- Question: Shall this Resolution be ADOPTED?**
14. [190664](#) **[Ocean Avenue Community Benefit District - Annual Report - FY2017-2018]**
Sponsor: Yee
Resolution receiving and approving the annual report for the Ocean Avenue Community Benefit District for FY2017-2018, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4. (Department of Economic and Workforce Development)
- Question: Shall this Resolution be ADOPTED?**

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Peskin, Safai, Haney

15. [190708](#) **[Environment Code - 100% Renewable Energy Required for On-Site Electricity Demands in Nonresidential Buildings of 50,000 Square Feet or More]**
Sponsors: Mayor; Brown, Safai, Peskin and Haney
Ordinance amending the Environment Code to require all nonresidential buildings of 50,000 square feet or more to provide all on-site electricity demands from 100% greenhouse gas-free or renewable sources and to authorize the Director of the Department of the Environment to adopt rules and regulations for implementation of the requirements; and affirming the Planning Department's determination under the California Environmental Quality Act.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

Recommendations of the Rules Committee

Present: Supervisors Ronen, Walton, Mar

16. [190678](#) **[Appointments, Commission of Animal Control and Welfare - Russell Tenosky, Jane Tobin, and Michael Angelo Torres]**
Motion appointing Russell Tenosky, Jane Tobin, and Michael Angelo Torres, terms ending April 30, 2021, to the Commission of Animal Control and Welfare. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**
17. [190863](#) **[Mayoral Appointment, Historic Preservation Commission - Chris Foley]**
Motion approving the Mayor's nomination for appointment of Chris Foley to the Historic Preservation Commission, for a term ending December 31, 2020. (Clerk of the Board)
- (Charter, Section 4.135, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, the nominee shall be deemed approved. Transmittal date: August 16, 2019.)
- (Supervisor Ronen dissented in committee.)
- Question: Shall this Motion be APPROVED?**

18. [190864](#) **[Mayoral Appointment, Historic Preservation Commission - Lydia So]**
Motion approving the Mayor's nomination for appointment of Lydia So to the Historic Preservation Commission, for a term ending December 31, 2022. (Clerk of the Board)

(Charter, Section 4.135, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, the nominee shall be deemed approved. Transmittal date: August 16, 2019.)

(Supervisor Ronen dissented in committee.)

Question: Shall this Motion be APPROVED?

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

19. 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.

20. 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 21 through 24

21. [190937](#) **[Supporting the Demands and Actions of the Close the Camps - Free Our Children Coalition]**
Sponsors: Ronen; Walton, Haney, Yee, Fewer and Mar
Resolution supporting the demands and actions of the Close the Camps - Free Our Children coalition, which aims to draw attention to the systemic mistreatment of immigrants at the United States border and is working towards closing the inhumane immigrant detention camps and freeing innocent children and families.

09/10/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?
22. [190938](#) **[Supporting the Letter to Pacific Gas & Electric Company Expressing Interest in Purchasing Electric Distribution Assets]**
Sponsors: Ronen; Peskin, Mandelman, Yee, Walton, Safai, Brown, Haney, Fewer, Mar and Stefani
Resolution supporting the non-binding indication of interest sent to Pacific Gas & Electric Company on September 6, 2019, proposing to purchase the assets needed to provide electric distribution service to all customers in San Francisco for \$2,500,000,000.

09/10/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?
23. [190939](#) **[Korean Chuseok Day - September 13, 2019]**
Sponsor: Stefani
Resolution recognizing September 13, 2019, as Korean Chuseok Day and honoring the Korean Center, Inc. for its contributions to the Korean-American community in the City and County of San Francisco.

09/10/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

24. [190922](#) **[Final Map 9812 - 3620 Cesar Chavez Street]**
 Motion approving Final Map 9812, a 24 residential unit and one commercial unit, mixed-use condominium project, located at 3620 Cesar Chavez Street, being a subdivision of Assessor's Parcel Block No. 6568, Lot No. 032; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

09/04/2019; RECEIVED FROM DEPARTMENT.

09/11/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

25. IMPERATIVE AGENDA

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

[Serious Injury Finding]

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

[Purely Commendatory Finding]

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

[Brown Act Finding]

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

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

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

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

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

PROPOSED ORDINANCES**190916 [Settlement of Attorney's Fee Claim - Contest Promotions, LLC - City to Receive \$500,000]**

Ordinance authorizing settlement by payment of \$500,000 to the City and County of San Francisco, of the City's claim for attorney's fees and costs arising from the lawsuit that Contest Promotions, LLC, filed against the City; the lawsuit was filed on August 26, 2015, in San Francisco Superior Court, Case No. CGC-15-547630; entitled Contest Promotions, LLC vs. City and County of San Francisco; San Francisco Superior Court Case No. CPF-16-514771 was filed on February 9, 2016, and the actions were consolidated; the lawsuit involves a dispute about the City's compliance with a prior settlement agreement between the parties, and the constitutionality of sections of the Planning Code regulating on-site and off-site commercial signs. (City Attorney)

09/03/2019; RECEIVED FROM DEPARTMENT.

09/17/2019; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

190917 [Settlement of Lawsuit - Fidelis Cybersecurity, Inc. - City to Receive \$850,978]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Fidelis Cybersecurity, Inc. and others for \$850,978; the lawsuit was filed on November 27, 2018, in San Francisco Superior Court, Case No. CGC-18-571572; entitled City and County of San Francisco and the People of the State of California v. Fidelis Cybersecurity, Inc.; Maarek Zalatimo (aka Mark Zalatimo); Heather Zalatimo; Jeff Jorgenson, and Does One through Ten; the lawsuit involves the sale of products to the City in violation of conflict of interest laws; other material terms of the settlement are that Fidelis will pay the settlement amount over 18 months and that the City will return hardware purchased from Fidelis within 30 days. (City Attorney)

09/09/2019; RECEIVED FROM DEPARTMENT.

09/17/2019; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

190918 [Settlement of Lawsuit - Cheryl Jarne - \$40,000]

Ordinance authorizing settlement of the lawsuit filed by Cheryl Jarne against the City and County of San Francisco for \$40,000; the lawsuit was filed on March 2, 2018, in San Francisco Superior Court, Case No. CGC-18-564726; entitled Cheryl Jarne v. City and County of San Francisco, et al.; the lawsuit involves an alleged personal injury on a City sidewalk. (City Attorney)

09/09/2019; RECEIVED FROM DEPARTMENT.

09/17/2019; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

190919 [Jurisdictional Transfer and Exchange of City Property - Municipal Transportation Agency - Real Estate Division - 1419 Bryant Street - 1200-15th Street - \$0]

Resolution approving the jurisdictional transfer of 1419 Bryant Street, a portion of Assessor's Parcel Block No. 3904, Lot No. 002, consisting of approximately 48,000 square feet, currently under the jurisdiction of the Municipal Transportation Agency (MTA) to the Real Estate Division on behalf of Animal Care and Control (ACC), and 1200-15th Street, Assessor's Parcel Block No. 3925, Lot No. 002, consisting of 15,260 square feet improved with an office building of approximately 29,116 rentable square feet, commonly known as the City's Animal Shelter, currently under the jurisdiction of the ACC to the MTA, subject to the terms and conditions of a Memorandum of Understanding between MTA and ACC; approving the transfer price of \$0; adopting environmental findings and other findings that the actions set forth in this Resolution are consistent with 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. (Real Estate Department)

09/04/2019; RECEIVED FROM DEPARTMENT.

09/17/2019; RECEIVED AND ASSIGNED to the Land Use and Transportation Committee.

190920 [Lease Amendment - Lexington Lion San Francisco, LP - 350 Rhode Island Street-North - \$2,600,000 Rent Credit]

Resolution authorizing the execution and acceptance of the First Amendment to Lease of that certain lease dated September 28, 2017 ("Lease"), by and between Lexington Lion San Francisco, LP, a Delaware Limited Partnership, and the City and County of San Francisco, for the real property located at 350 Rhode Island Street-North, facilitating the provision of a rent credit to City in the amount of \$2,600,000 in consideration for a waiver of certain real estate expense pass-through protections afforded to the the City under the Lease, to commence upon approval by the Board of Supervisors. (Real Estate Department)

09/09/2019; RECEIVED FROM DEPARTMENT.

09/17/2019; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

190921 [Contract - Retroactive - Sentinel Offenders Services, LLC - Home Detention and Electronic Monitoring Services]

Resolution retroactively approving the Sheriff Department's contract with Sentinel Offenders Services, LLC to administer a Home Detention and Electronic Monitoring Program, for a term of three years from August 1, 2019, through July 31, 2022, with two one-year options to renew. (Sheriff)

09/05/2019; RECEIVED FROM DEPARTMENT.

09/17/2019; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

190942 [Petitions and Communications]

Petitions and Communications received from August 30, 2019, through September 9, 2019, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on September 17, 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(18), making the following reappointment: Copy: Each Supervisor. (1)

· Eleanor Johns - Airport Commission - term ending August 31, 2023

From the Office of Contract Administration, submitting the FY2018-2019 4th Quarter Proposition Q Analysis. Copy: Each Supervisor. (2)

From the Office of the Controller City Services Auditor, submitting a report on an audit of Traveler Currency Services Inc. Copy: Each Supervisor. (3)

From Public Works, pursuant to Public Works Code, Section 2732, Article 27, submitting the Surface Mounted Permit Report. Copy: Each Supervisor. (4)

From the Office of Contract Management, submitting an Administrative Code, Section 12B, waiver request. Copy: Each Supervisor. (5)

From Aaron Goodman, regarding Muni flyers. Copy: Each Supervisor. (6)

From Thomas J. Busse, regarding ordering the street vacation of the entirety of Seawall 337. Copy: Each Supervisor. (7)

From John-Casey O'Donnell, regarding homeless sweeps. Copy: Each Supervisor. (8)

From Martin Alperen, regarding police traffic law enforcement. Copy: Each Supervisor. (9)

From Bhanu Vikram, submitting comments for Vision Zero. 2 letters. Copy: Each Supervisor. (10)

From Austin Graham, State and Local Program at Campaign Legal Center, regarding the proposed Ordinance to amend San Francisco's Public Financing Program. File No. 190660. Copy: Each Supervisor. (11)

From Bill Lee, on behalf of the Chinese Consolidated Association also known as the Chinese Six Companies, submitting a letter regarding Chinatown Rose Pak Station. (12)

From Laura B. Embleton, regarding San Francisco's treatment of massage therapists. Copy: Each Supervisor. (13)

From concerned citizens, regarding a proposed project at 258 Noe Street. 5 letters. (14)

From concerned citizens, regarding the legislation declaring the National Rifle Association as a domestic terrorist organization. File No. 190841. 175 letters. (15)

ADJOURNMENT