



# 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 24, 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

**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.

**COPYRIGHT:** All system content that is broadcasted live during public proceedings is secured by High-bandwidth Digital Content Protection (HDCP), which prevents copyrighted or encrypted content from being displayed or transmitted through unauthorized devices. Members of the public who wish to utilize chamber digital, audio and visual technology may not display copyrighted or encrypted content during public proceedings.

**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.

所有常規及特別市參事委員會會議 (Board meetings) 除委員會會議 (Committee meetings) 將予以提供西班牙文, 菲律賓文, 及中文的語言服務, 但須在會議前最少48小時作出請求, 旨在確保服務屆時可予以提供。更多資訊或請求有關服務, 請致電 (415) 554-7719聯絡Linda Wong.

**AVISO EN ESPAÑOL:** Los servicios de idiomas están disponibles en español, 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](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

*City Department Highlights*

## AGENDA CHANGES

## REGULAR AGENDA

## UNFINISHED BUSINESS

### Recommendations of the Government Audit and Oversight Committee

*Present: Supervisors Mar, Brown, Peskin*

1. [190660](#) **[Campaign and Governmental Conduct Code - Public Campaign Financing]**  
**Sponsors: Mar; Safai, Fewer, Ronen and Mandelman**  
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 1.103, this matter requires two-thirds vote of the full membership of the Board of Supervisors (8 votes) for passage.)  
  
(Fiscal Impact)  
  
09/17/2019; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

2. [190680](#) **[Administrative Code - Heart Trouble and Pneumonia Presumptions for Fire and Police Retirement Benefits]**

**Sponsors: Brown; Safai, Stefani, Walton, Yee, Haney, Peskin, Mar, Mandelman, Ronen and Fewer**

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)

09/17/2019; PASSED ON FIRST READING.

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

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

*Present: Supervisors Peskin, Safai, Haney*

3. [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, Haney, Ronen and Mandelman**

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.

09/17/2019; PASSED ON FIRST READING.

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

**Recommendations of the Rules Committee**

*Present: Supervisors Ronen, Walton, Mar*

- 4. **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.)

09/17/2019; CONTINUED.

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

- 5. **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.)

09/17/2019; CONTINUED.

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

## NEW BUSINESS

### Recommendations of the Budget and Finance Committee

*Present: Supervisors Fewer, Stefani, Mandelman*

6. [190895](#) **[Authorizing Certificates of Participation - Multiple Capital Improvement Projects - Not to Exceed \$94,600,000]**  
**Sponsors: Mayor; Peskin**  
Ordinance authorizing the execution and delivery of Certificates of Participation, in one or more series from time to time, on a tax-exempt or taxable basis, evidencing and representing an aggregate principal amount not to exceed \$94,600,000 to finance and refinance the acquisition of certain real property located at 814-820 Bryant Street and 470 Sixth Street within the City and related site demolition, preparation and improvement, and the repayment of certain taxable commercial paper notes of the City issued for such purposes, and the acquisition of certain additional property located at 1828 Egbert Avenue within the City and related site demolition, preparation and improvement; approving the form of Supplement to the Trust Agreement between the City and County of San Francisco and U.S. Bank National Association, as trustee ("Trustee") (including certain indemnities contained therein); approving respective forms of Supplements to Property Lease and Project Lease, each between the City and the Trustee, for the lease and lease back of all or a portion of certain real property and improvements located at 375 Laguna Honda Boulevard or other property as determined by the Director of Public Finance; approving the form of an Official Notice of Sale and a Notice of Intention to Sell the Certificates of Participation; approving the form of an Official Statement in preliminary and final form; approving the form of a Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the authorization, sale, execution and delivery of the Certificates of Participation; approving modifications to documents; and ratifying previous actions taken in connection therewith, as defined herein.

(Fiscal Impact)

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

7. [190896](#) **[Authorizing Certificates of Participation - Multiple Capital Improvement Projects - Not to Exceed \$62,000,000]**

**Sponsor: Mayor**

Ordinance authorizing the execution and delivery of Certificates of Participation, in one or more series from time to time, on a tax-exempt or taxable basis, evidencing and representing an aggregate principal amount not to exceed \$62,000,000 to finance and refinance the acquisition of certain real property located within the City for the improvement and equipping of certain existing real property and improvements owned and maintained by the City, including but not limited to the improvement and equipping of the existing Hall of Justice facilities located at 850 Bryant Street within the City and adjacent and related facilities, and the retirement of certain commercial paper notes of the City issued on an interim basis for such purposes; approving the form of Supplement to Trust Agreement between the City and County of San Francisco and U.S. Bank National Association, as trustee ("Trustee") (including certain indemnities contained therein); approving respective forms of Supplements to Property Lease and Project Lease, each between the City and the Trustee, for the lease and lease back of all or a portion of certain real property and improvements located at 375 Laguna Honda Boulevard or other property as determined by the Director of Public Finance; approving the form of an Official Notice of Sale and a Notice of Intention to Sell the Certificates of Participation; approving the form of an Official Statement in preliminary and final form; approving the form of a Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the authorization, sale, execution and delivery of the Certificates of Participation; approving modifications to documents; and ratifying previous actions taken in connection therewith, as defined herein.

(Fiscal Impact)

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

8. [190897](#) **[Appropriation - Certificates of Participation to the General Services Agency to Fund Tenant Improvement Costs for the Hall of Justice Improvement Project - \$62,000,000 - FY2019-2020]**

**Sponsor: Mayor**

Ordinance appropriating \$62,000,000 of Certificates of Participation to the General Services Agency to fund tenant improvements involving the construction, acquisition, improvement, renovation, and retrofitting of City-owned properties as needed for the Hall of Justice Improvement Project enabling staff and offices to be consolidated in acquired City-owned properties in FY2019-2020; and placing \$62,000,000 on Controller's Reserve, pending sales of Certificates of Participation, and \$3,000,000 of project funds are placed on Budget and Finance Committee Reserve pending submission of an expenditure plan for the contingency funds.

(Fiscal Impact)

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



9. [190898](#) **[Appropriation - Certificates of Participation to the General Services Agency to Fund Site Acquisition Costs for the Hall of Justice Relocation Project - \$78,600,000 - FY2019-2020]**  
**Sponsors: Mayor; Peskin**  
Ordinance appropriating \$78,600,000 of Certificates of Participation to the General Services Agency to purchase the property located at 1828 Egbert Avenue and to fund the related demolition, site preparation, and other acquisition costs for the Hall of Justice Relocation Project in FY2019-2020; and placing \$78,600,000 on Controller's Reserve pending sales of Certificates of Participation.
- (Fiscal Impact)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
10. [190704](#) **[Lease Agreement - Emporio Rulli, Inc. dba G.R. Chocolate Boutique - \$150,000 Minimum Annual Guarantee]**  
Resolution approving the Terminal 1 Retail Concession Lease No. 3 - Lease No. 18-0395, between Emporio Rulli, Inc. dba G.R. Chocolate Boutique 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, with a minimum annual guarantee of \$150,000 for the first year of the Lease, to commence upon approval by the Board of Supervisors. (Airport Commission)
- Question: Shall this Resolution be ADOPTED?**
11. [190705](#) **[Lease and Operating Agreement - Smarte Carte Inc. - \$6,493,853]**  
Resolution approving the Airport Luggage Cart Lease and Operating Agreement No. 19-0069, between Smarte Carte Inc., and the City and County of San Francisco, acting by and through its Airport Commission, for a term of three years, with one three-year option to extend, in an amount not to exceed \$6,493,853 to commence upon approval by the Board of Supervisors. (Airport Commission)
- Question: Shall this Resolution be ADOPTED?**
12. [190768](#) **[Contract Amendment - Heluna Health - Comprehensive Outreach and Case Management Programming - Not to Exceed \$39,133,942]**  
**Sponsor: Mayor**  
Resolution approving the fifth amendment to the contract between the City and County of San Francisco and Heluna Health to provide comprehensive outreach and case management programming to meet the needs of people experiencing homelessness in San Francisco known as the San Francisco Homeless Outreach Team, to extend the contract agreement term for an additional 20 months from November 1, 2019, for a total term of August 1, 2014, through June 30, 2021, and to increase the contract amount by \$15,367,886 for a total contract amount of \$39,133,942. (Department of Homelessness and Supportive Housing)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

13. [190809](#) **[Contract - Bar None Auction - Auctioning Services - \$1,300,000 Anticipated Revenue]**  
Resolution authorizing the Office of Contract Administration to enter into a contract for auctioning services with Bar None Auction with an anticipated revenue of \$1,300,000 for a term of October 1, 2019, through September 30, 2022. (Office of Contract Administration)  
**Question: Shall this Resolution be ADOPTED?**
14. [190850](#) **[Sale of Transferable Development Rights - War Memorial Complex - 301 and 401 Van Ness Avenue]**  
**Sponsors: Mayor; Brown**  
Resolution authorizing the Director of Property to sell up to 550,000 gross square feet of remaining transferable development rights ("TDR") previously authorized from the War Memorial Complex, located at 301 and 401 Van Ness Avenue, at fair market value; and to execute and record Certificates of Transfer and to take such additional actions as may be necessary to effectuate one or more TDR transfers in accordance with Planning Code, Section 128.  
**Question: Shall this Resolution be ADOPTED?**
15. [190883](#) **[Office of the Treasurer & Tax Collector to Examine Confidential California Department of Tax and Fee Administration Records]**  
Resolution authorizing officers and employees of the Office of the Treasurer & Tax Collector of the City and County of San Francisco to examine sales or transactions and use tax records of the California Department of Tax and Fee Administration, pursuant to California Revenue and Taxation Code, Section 7056. (Treasurer-Tax Collector)  
**Question: Shall this Resolution be ADOPTED?**
16. [190900](#) **[Certificates of Participation - 49 South Van Ness Project - Official Statement]**  
**Sponsor: Mayor**  
Resolution approving the form of and authorizing the distribution of a preliminary Official Statement relating to the execution and delivery of City and County of San Francisco Certificates of Participation for the 49 South Van Ness Project, and authorizing the preparation, execution and delivery of a final Official Statement; and ratifying the approvals and terms and conditions of a previous Ordinance, and related matters, as defined herein.  
**Question: Shall this Resolution be ADOPTED?**
17. [190901](#) **[Designation of Agents Authorized to Obtain Disaster and Emergency Assistance Funding]**  
**Sponsor: Mayor**  
Resolution authorizing agents to act on behalf of the City and County of San Francisco for all matters pertaining to state and federal disaster and emergency assistance funding.  
**Question: Shall this Resolution be ADOPTED?**

18. [190902](#) **[Apply for Grant Application - United States Department of Housing and Urban Development - Continuum of Care Program - Not to Exceed \$51,175,586]**  
**Sponsors: Mayor; Brown**  
Resolution approving the 2019 grant application for the United States Department of Housing and Urban Development Continuum of Care Program with an amount not to exceed \$51,175,586; and fulfilling the Board of Supervisors review and approval process for all annual or otherwise recurring grants of \$5,000,000 or more. (Department of Homelessness and Supportive Housing)

(Fiscal Impact)

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

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

*Present: Supervisors Ronen, Walton, Mar*

19. [190285](#) **[Administrative Code - Indigenous Peoples Day]**  
**Sponsor: Brown**  
Ordinance amending the Administrative Code to update and revise the legislative findings in support of Indigenous Peoples Day.  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**
20. [190683](#) **[Administrative Code - Conversion of Large Tourist Hotels]**  
**Sponsors: Peskin; Ronen, Mar and Walton**  
Ordinance amending the Administrative Code to re-enact and revise the Tourist Hotel Conversion Ordinance, which restricted the conversion of hotel rooms in large tourist hotels to condominiums, and delete the sunset provision; and affirming the Planning Department's determination under the California Environmental Quality Act.  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**
21. [190840](#) **[Administrative Code - Street-Level Drug Dealing Task Force]**  
**Sponsors: Haney; Ronen, Walton and Mar**  
Ordinance amending the Administrative Code to establish the Street-Level Drug Dealing Task Force to advise the Board of Supervisors, the Mayor, and City departments regarding policies to address harms related to street-level drug dealing in the Tenderloin, Civic Center, Mid-Market, and South of Market neighborhoods; and setting forth the membership and duties of the Task Force.  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**
22. [190894](#) **[Appointment, Association of Bay Area Governments, Executive Board Regional Planning Committee - Supervisor Rafael Mandelman]**  
Motion appointing Supervisor Rafael Mandelman, for a two year term to be determined, to the Association of Bay Area Governments Executive Board Regional Planning Committee. (Clerk of the Board)  
**Question: Shall this Motion be APPROVED?**

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

*Latinx Heritage Month*

### COMMITTEE REPORTS

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

*The following items will be considered by the Government Audit and Oversight Committee at a Regular Meeting on Thursday, September 19, 2019, at 10:00 a.m. The Chair intends to request the Committee to send the following items as Committee Reports on Tuesday, September 24, 2019.*

- 23. [190779](#) [Settlement of Lawsuit - Gregory Saputelli - \$120,000]**  
 Ordinance authorizing settlement of the lawsuit filed by Gregory Saputelli against the City and County of San Francisco for \$120,000; the lawsuit was filed on January 17, 2018, in San Francisco Superior Court, Case No. CGC-18-563713; entitled Gregory Saputelli v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City street. (City Attorney)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**
  
- 24. [190780](#) [Settlement of Lawsuit - Ana Landis Velazquez - \$125,000]**  
 Ordinance authorizing settlement of the lawsuit filed by Ana Landis Velazquez against the City and County of San Francisco for \$125,000; the lawsuit was filed on January 26, 2017, in San Francisco Superior Court, Case No. CGC-17-556697; entitled Ana Landis Velazquez v. City and County of San Francisco; the lawsuit involves an alleged personal injury on a City Street. (City Attorney)

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

  

*The following item will be considered by the Rules Committee at a Regular Meeting on Monday, September 23, 2019, at 10:00 a.m. The Chair intends to request the Committee to send the following item as a Committee Report on Tuesday, September 24, 2019.*
  
- 25. [190899](#) [Administrative Code - Temporarily Displaced Tenant Preference in City Affordable Housing - Compliance with Right to Return for Temporarily Displaced Tenants]**  
**Sponsors: Peskin; Brown**  
 Ordinance amending the Administrative Code to add a preference in City affordable housing programs to tenants temporarily evicted from rental units for capital improvements or rehabilitation work; requiring landlords who regain possession of such rental units to provide evidence of complying with a tenant’s right to re-occupy such tenant’s rental unit; and restricting the issuance of a certificate of final completion unless a landlord provides such evidence.

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

## 26. 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.

## 27. 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 28 through 32

#### 28. [190951](#) [Urging the Governor to Sign California State Assembly Bill No. 857 (Chiu and Santiago) - Public Banks Act]

**Sponsors: Fewer; Walton, Ronen, Peskin, Brown, Mandelman, Mar and Haney**

Resolution urging the Governor to sign into law California State Assembly Bill No. 857, authored by State Assembly Members David Chiu and Miguel Santiago, the "Public Banks Act," to provide a pathway for the creation of municipal and regional public banks.

09/17/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

- 29. [190952](#) [Urging the United States Census Bureau to Provide Non-English Paper Questionnaires for Language Groups of 100,000 or More]**  
**Sponsors: Fewer; Walton, Yee, Peskin, Brown, Ronen, Mandelman, Mar and Haney**  
Resolution urging the United States Census Bureau to provide non-English paper questionnaires for language groups of 100,000 or more in the United States during the 2020 Census, including Chinese, Korean, Vietnamese and Russian.

09/17/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**
  
- 30. [190954](#) [Condemning the United States Department of Agriculture’s Proposed Rule Change that Threatens Food Security]**  
**Sponsors: Walton; Ronen, Brown, Stefani, Mar, Fewer and Yee**  
Resolution condemning a proposed rule change by the United States Department of Agriculture (USDA) that would end categorical eligibility for Supplemental Nutrition Assistance Program benefits and cause more than 3,000,000 people nationwide to be more food insecure; urging the USDA to withdraw said rule change; and asking the Human Services Agency to explain the negative effects such a change will cause.

09/17/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**
  
- 31. [190955](#) [Committee of the Whole - Findings and Recommendations Regarding Law Enforcement Practices - October 22, 2019]**  
**Sponsors: Fewer; Walton**  
Motion directing the Clerk of the Board of Supervisors to schedule a Committee of the Whole hearing on October 22, 2019, at 3:00 p.m., for the Members of the Board of Supervisors to hear and receive updates on the progress and implementation status of the United States Department of Justice recommendations regarding reforms within the Police Department.

09/17/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Motion be APPROVED?**
  
- 32. [190944](#) [Final Map No. 9537- Sunnydale HOPE SF Project, Final Map Phase One]**  
Motion approving phased Final Map No. 9537, Sunnydale HOPE SF Project, Final Map Phase One, relating to portions of the Sunnydale HOPE SF Project, the re-subdivision of existing Assessor’s Parcel Block Nos. 6311 and 6312, Lot Nos. 01, resulting in six lots intended for housing and public right-of-way uses, subject to specified conditions; approving a Public Improvement Agreement related to the Final Map; and acknowledging findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

09/13/2019; RECEIVED FROM DEPARTMENT.

09/18/2019; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

### 33. IMPERATIVE AGENDA

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

*[Serious Injury Finding]*

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

*[Purely Commendatory Finding]*

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

*[Brown Act Finding]*

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

## LEGISLATION INTRODUCED AT ROLL CALL

### Introduced by a Supervisor or the Mayor

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

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on [http://www.sfbos.org/legislation\\_introduced](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****190866****[Fire Code - Repealing 2016 Code, Adopting 2019 Code]**

Ordinance repealing the existing San Francisco Fire Code in its entirety and enacting a new San Francisco Fire Code consisting of the 2019 California Fire Code and portions of the 2018 International Fire Code, together with amendments specific to San Francisco, with an operative date of January 1, 2020; adopting findings of local conditions pursuant to California Health and Safety Code, Section 17958.7; directing the Clerk of the Board of Supervisors to forward San Francisco's amendments to the California Building Standards Commission and State Fire Marshal; and making environmental findings. (Fire Department)

09/16/2019; RECEIVED FROM DEPARTMENT.

09/24/2019; ASSIGNED UNDER 30 DAY RULE to the Land Use and Transportation Committee.

**190867****[Settlement of Lawsuit - California Department of Public Health - City to Pay \$100,000]**

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against California Department of Public Health for \$100,000 and a reduction of the citation from AA to A; the lawsuit was filed on April 13, 2017, in San Francisco Superior Court Case No. CGC-17-558162; entitled City and County of San Francisco v. California Department of Public Health; the lawsuit involves affirmative litigation for relief from citation and fine. (City Attorney)

09/10/2019; RECEIVED FROM DEPARTMENT.

09/24/2019; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**190868****[Settlement of Lawsuit - Lorena Pedraza - \$175,000]**

Ordinance authorizing settlement of the lawsuit filed by Lorena Pedraza against the City and County of San Francisco for \$175,000; the lawsuit was filed on September 19, 2018, in San Francisco Superior Court, Case No. CGC-18-569880; entitled Lorena Pedraza v. City and County of San Francisco; the lawsuit involves alleged medical negligence. (City Attorney)

09/11/2019; RECEIVED FROM DEPARTMENT.

09/24/2019; RECEIVED FROM DEPARTMENT.



## PROPOSED RESOLUTION

**190943 [Contract Agreement - Retroactive - State Department of Health Care Services - Substance Use Disorder Services - \$171,714,918 - FYs 2019-2022]**

Resolution retroactively authorizing the Department of Public Health, Behavioral Health Services to enter into 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 \$171,714,918 for the term of July 1, 2019, through June 30, 2022; 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)

09/16/2019; RECEIVED FROM DEPARTMENT.

09/24/2019; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

**190958 [Petitions and Communications]**

Petitions and Communications received from September 9, 2019, through September 16, 2019, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on September 24, 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 Controller's City Services Auditor, submitting a report on its audit of inventory management at the Airport's Facilities Department. Copy: Each Supervisor. (1)

From the Department of Elections, regarding the opportunity for San Franciscans to volunteer as poll workers on Election Day, Tuesday, November 5, 2019. Copy: Each Supervisor. (2)

From the Office of the Treasurer and Tax Collector, pursuant to California Government Code, Section 53646, submitting the CCSF Pooled Investment Report for August 2019. Copy: Each Supervisor. (3)

From the Human Services Agency, submitting an Administrative Code, Section 12B, waiver request. Copy: Each Supervisor. (4)

From concerned citizens, submitting a letter regarding the proposed Ordinance amending the Campaign and Governmental Conduct Code to increase the matching ratio for campaign contributions. File No. 190660. 3 letters. Copy: Each Supervisor. (5)

From Harvey Sherback, regarding the purchase of PG&E's power lines and other related infrastructure serving San Francisco. Copy: Each Supervisor. (6)

From concerned citizens, regarding the legislation declaring the National Rifle Association as a domestic terrorist organization. File No. 190841. 34 letters. Copy: Each Supervisor. (7)

From concerned citizens, regarding the attempted assassination of Brandon Lee. File No. 190909. Copy: Each Supervisor. (8)

From concerned citizens, regarding the proposed project at 258 Noe Street. 5 letters. Copy: Each Supervisor. (9)

From Mike Buhler, President of SF Heritage, regarding the nomination of Lydia So for seat 2 on the Historic Preservation Commission. File No. 190864. Copy: Each Supervisor. (10)

From Alvin Ja, regarding Balboa Reservoir: misrepresentation of the requirements of Title 14, California Code of Regulations, Section 15125(a). Copy: Each Supervisor. (11)

From Allen Jones, regarding the death of Day'von Hann. Copy: Each Supervisor. (12)

From Paul Kangas, regarding the Airport Shoreline Protection Program at the San Francisco International Airport. Copy: Each Supervisor. (13)

From Jason Dewes, regarding cleanup of a park on Kirkwood Avenue and Friedell Street. Copy: Each Supervisor. (14)

From Tom Brigham, regarding proposed cuts to the San Francisco Police Patrol budget.

Copy: Each Supervisor. (15)

From concerned citizen, regarding President Trump's proposition to help San Francisco with its homeless epidemic. Copy: Each Supervisor. (16)

From Anastasia Glikshtern, regarding the Commission on the Environment's Policy Committee meeting agenda item on the use of highly toxic herbicides in parks and on watershed. Copy: Each Supervisor. (17)

From Laura B. Embleton, Associated Bodywork & Massage Professionals, submitting comments regarding San Francisco's treatment of massage and bodywork therapists. Copy: Each Supervisor. (18)

From Allen Jones, submitting a request to be informed when a group has been assembled to address the issue of Juvenile Hall after 2021. Copy: Each Supervisor. (19)

From Marlene Tran, regarding Supervisor Mar's legislation to require disclosure of aggregated victim demographic data. Copy: Each Supervisor. (20)

## **ADJOURNMENT**