

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, July 24, 2018 - 2:00 PM

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

Regular Meeting

MALIA COHEN, PRESIDENT

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

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Meeting Days

Budget and Finance Committee

Supervisors Cohen, Fewer, Stefani, Yee, Mandelman

Thursday

10:00 AM

Budget and Finance Federal Select Committee

Supervisors Cohen, Fewer, Tang

2nd and 4th Thursday

1:15 PM

Budget and Finance Sub-Committee

Supervisors Cohen, Fewer, Stefani

Thursday

10:00 AM

Government Audit and Oversight Committee

Supervisors Kim, Peskin, Brown

1st and 3rd Wednesday

10:00 AM

Land Use and Transportation Committee

Supervisors Tang, Kim, Safai

Monday

1:30 PM

Public Safety and Neighborhood Services Committee

Supervisors Mandelman, Ronen, Peskin

2nd and 4th Wednesday

10:00 AM

Rules Committee

Supervisors Safai, Yee, Stefani

2nd and 4th Wednesday

2:00 PM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee.

Members Present: Malia Cohen, Vallie Brown, Sandra Lee Fewer, Jane Kim, Rafael Mandelman, Aaron Peskin, Hillary Ronen, Ahsha Safai, Catherine Stefani, and Norman Yee

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, July 24, 2018, with President Malia Cohen presiding.

ROLL CALL AND PLEDGE OF ALLEGIANCE

President Cohen called the meeting to order at 2:05 p.m. On the call of the roll, Supervisor Tang was noted not present. There was a quorum.

President Cohen acknowledged Philippe Mesa, Deputy Secretary of Public Policy, and Ramon Rosario, Secretary of Public Affairs to the Governor of Puerto Rico, who were in attendance during today's meeting.

COMMUNICATIONS

Angela Calvillo, Clerk of the Board of Supervisors, informed the Board of Supervisors that she was in receipt of a communication from Supervisor Katy Tang, informing the Board of her absence and requesting to be excused from today's meeting.

Supervisor Tang Excused from Attendance

Supervisor Peskin, seconded by Supervisor Fewer, moved that Supervisor Tang be excused from attending today's meeting. The motion carried by the following vote:

Ayes: 10 - Cohen, Brown, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 1 - Tang

APPROVAL OF MEETING MINUTES

President Cohen inquired whether any Board Member had any corrections to the June 19, 2018, Board Meeting Minutes or the June 18, 2018, Special Meeting Minutes at the Budget and Finance Committee Meeting, which constituted a quorum of the Board of Supervisors. There were no corrections.

Supervisor Kim, seconded by Supervisor Brown, moved to approve the June 19, 2018, Board Meeting Minutes and the June 18, 2018, Special Meeting Minutes at the Budget and Finance Committee Meeting, which constituted a quorum of the Board of Supervisors. The motion carried by the following vote, following general public comment:

Ayes: 10 - Cohen, Brown, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 1 - Tang

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

180520 [Appropriation and De-Appropriation - Expenditures of \$800,000 Supporting Districts 7, 8, and 10 Participatory Budgeting Projects - FY2017-2018]

Sponsors: Yee; Cohen and Mandelman

Ordinance de-appropriating \$800,000 from Districts 7, 8, and 10 Board Projects in General City Responsibility and appropriating \$800,000 to various departments to support Districts 7, 8, and 10 Participatory Budgeting projects in FY2017-2018.

Ordinance No. 190-18

FINALLY PASSED

Recommendation of the Budget and Finance Sub-Committee

180582 [Park Code - Golf Course Fees]

Sponsor: Mayor

Ordinance amending the Park Code to permit the Recreation and Park Department General Manager to set all golf course fees and charges other than resident rates and certain tournament rates by flexible pricing based on certain factors; increase the allowable flexible pricing discount that is available to residents; establish a resident rate for the Gleneagles Golf Course equal to the current rate plus \$2 per nine holes; authorize automatic annual cost of living increases for all resident rates and tournament rates; create a \$2 per nine hole fee for each golf course except Gleneagles Golf Course to fund special maintenance repairs or course improvements; expand the Harding Park advance booking fee to all other golf courses; and, further, affirming the Planning Department's determination under the California Environmental Quality Act.

Ordinance No. 191-18

FINALLY PASSED

Recommendations of the Government Audit and Oversight Committee

171004 [Settlement of Lawsuit - George Birmingham - City to Receive \$1,500,000 for Sale of Parcels on the 400 Block of Burnett Avenue]

Ordinance authorizing settlement of the lawsuit filed by George Birmingham against the City and County of San Francisco; approving the Agreement for Purchase and Sale of Real Estate; and authorizing official acts in connection with this Ordinance; the lawsuit was filed on September 9, 2015, in San Francisco Superior Court, Case No. CGC 15-547835; entitled George Birmingham v. City and County of San Francisco, et al.; the lawsuit involves plaintiff's attempts to gain street access for his parcel that is separated from Burnett Avenue by a paper street owned by Public Works and a vacant Public Utilities Commission parcel; the material terms of the settlement are the City will pursue the legislative approvals necessary to sell the parcels to plaintiff, and plaintiff will purchase the parcels from the City for \$1,500,000; approving the sale of the parcels; and affirming the Planning Department's determination under the California Environmental Quality Act. (City Attorney)

PASSED ON FIRST READING

180633 [Partial Settlement of Lawsuit - Malcolm Davis - \$28,000]

Ordinance authorizing settlement of the lawsuit filed by Malcolm Davis against the City and County of San Francisco for \$28,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms; as it relates only to property loss of plaintiff Malcolm Davis, by the payment of \$28,000, and excluding the claim by this plaintiff for diminution of value for plaintiff's real property and the claim by plaintiff for attorney's fees, costs and interest, which will be addressed in later proceedings. (City Attorney)

PASSED ON FIRST READING

180638 [Settlement of Lawsuit - John H. Aspelin and Barbara J. Kaplan-Aspelin - \$199,353]

Ordinance authorizing settlement of the lawsuit filed by John H. Aspelin and Barbara J. Kaplan-Aspelin against the City and County of San Francisco for \$199,353; the lawsuit was filed on December 29, 2016, in San Francisco Superior Court, Case No. CGC-16-556207; entitled John H. Aspelin and Barbara J. Kaplan-Aspelin v. City and County of San Francisco and Does 1 Through 50, Inclusive; the lawsuit involves damage to real property and personal property caused by an alleged flooding event at 1 Justin Drive; and appropriating San Francisco Public Utilities Commission funds for payment of the settlement amount. (City Attorney)

PASSED ON FIRST READING

180703 [Settlement of Lawsuit - Charleen Maghzi - \$1,427,637.59]

Ordinance authorizing settlement of the lawsuit filed by Charlene Maghzi, individually and as trustee of the Maghzi Family Marital Trust, against the City and County of San Francisco for \$1,427,637.59; the lawsuit was filed on January 26, 2018, in San Francisco Superior Court, Case No. CGC-18-563778; entitled Charleen Maghzi, individually and as trustee of the Maghzi Family Marital Trust v. The City and County of San Francisco; the lawsuit involves the plaintiff's claim for damages arising from a 2016 landslide adjacent to Casitas Avenue in San Francisco; and appropriating San Francisco Public Utilities Commission funds for payment of the settlement amount. (City Attorney)

PASSED ON FIRST READING

180704 [Settlement of Lawsuit - Robert Brown - \$119,909]

Ordinance authorizing settlement of the lawsuit filed by Robert Brown against the City and County of San Francisco for \$119,909; the lawsuit was filed on August 13, 2016, in United States District Court, Case No. 16-CV-04671; entitled Robert Brown v. City and County of San Francisco et al.; the lawsuit involves claims of alleged civil rights violation. (City Attorney)

PASSED ON FIRST READING

180705 [Settlement of Lawsuit - Isabel Rodriguez-Alba - \$55,000]

Ordinance authorizing settlement of the lawsuit filed by Isabel Rodriguez-Alba against the City and County of San Francisco for \$55,000; the lawsuit was filed on November 10, 2015, in San Francisco Superior Court, Case No. CGC-15-548917; entitled Isabel Rodriguez-Alba v. City and County of San Francisco; the lawsuit involves an injury when plaintiff tripped and fell in a pothole. (City Attorney)

PASSED ON FIRST READING

180706 [Settlement of Lawsuit - Pacific Bell Telephone Company, and AT&T Services, Inc. - \$852,057.22]

Ordinance authorizing settlement of the lawsuit filed by Pacific Bell Telephone Company, and AT&T Services, Inc. against the City and County of San Francisco for \$852,057.22; the lawsuit was filed on October 4, 2016, in San Francisco Superior Court, Case No. CGC-16-554661; entitled Pacific Bell Telephone Company, and AT&T Services, Inc. v. City and County of San Francisco and Does 1 to 100; the lawsuit involves damage to real and personal property caused by two alleged flooding events at 30 Onondaga Street; and appropriating San Francisco Public Utilities Commission funds for payment of the settlement amount. (City Attorney)

PASSED ON FIRST READING

180707 [Settlement of Lawsuit - Gail Bonnifield, Aquene Cali Montano, a Minor, By And Through Her Guardian Ad Litem Ulises Montano, and Dontanayia Lockwood - \$110,000]

Ordinance authorizing settlement of the lawsuit filed by Gail Bonnifield, Aquene Cali Montano, a Minor, By And Through Her Guardian Ad Litem Ulises Montano, and Dontanayia Lockwood against the City and County of San Francisco, et al. for \$110,000; the lawsuit was filed on March 22, 2017, in San Francisco Superior Court, Case No. CGC-17-557677; entitled Gail Bonnifield, et al. v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury from pedestrians being struck by a City vehicle. (City Attorney)

PASSED ON FIRST READING

180709 [Settlement of Lawsuit - Rita Kae Restrepo, Cheryl Randolph - \$195,000]

Ordinance authorizing settlement of the lawsuit filed by Rita Kae Restrepo and Cheryl Randolph against the City and County of San Francisco for \$195,000; the lawsuit was filed on May 13, 2016, in the San Francisco Superior Court, Case No. CGC-16-551996; entitled Rita Kae Restrepo and Cheryl Randolph v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

PASSED ON FIRST READING

180659 [Tolling Agreement - Fong & Chan Architects - Zuckerberg San Francisco General Hospital Rebuild Dispute]

Resolution approving a Tolling Agreement to toll the statutes of limitations for Fong & Chan Architects to bring potential claims against the City and County of San Francisco arising out of the rebuild of the new Zuckerberg San Francisco General Hospital in 2016. (City Attorney)

Resolution No. 261-18

ADOPTED

180711 [Settlement of Unlitigated Claim - Sarah Vigil - \$50,000]

Resolution approving the settlement of the unlitigated claim filed by Sarah Vigil against the City and County of San Francisco for \$50,000; the claim was filed on October 6, 2017; the claim involves a bodily injury arising from a multiple rear-end vehicle accident. (City Attorney)

Resolution No. 271-18

ADOPTED

180712 [Settlement of Unlitigated Claim - P55 Hotel Owner, LLC - \$575,350]

Resolution approving the settlement of the unlitigated claim filed by P55 Hotel Owner, LLC against the City and County of San Francisco for \$575,350; the claim was filed on December 11, 2017; the claim involves an alleged overpayment of transfer tax. (City Attorney)

Resolution No. 272-18

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Cohen, Brown, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 1 - Tang

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

President Cohen requested File Nos. 180574, 180575, 180580, 180583, 180585, 180586, 180587, 180577, 180579, 180589, 180590, 180591, 180592, 180593 and 180594 be called together. Privilege of the floor was granted unanimously to Jon Givner (Office of the City Attorney) who responded to questions raised throughout the discussions.

Appointment of President Pro Tempore

At the request of President Cohen, Supervisor Peskin assumed the chair at 2:22 p.m. so the President could participate in the debate on the budget from the floor.

President Pro Temp Peskin acknowledged Former Mayor Art Agnos, who was in attendance during today's meeting.

President Cohen resumed the chair at 2:58 p.m.

Supervisor Peskin Excused from Voting

Supervisor Peskin requested to be excused from voting on the divided portion of the question for File No. 180574, due to a possible conflict of interest.

Supervisor Safai, seconded by Supervisor Yee, moved that Supervisor Peskin be excused from voting on the divided portion of the question for File No. 180574. The motion carried by the following vote:

Ayes: 9 - Cohen, Brown, Fewer, Kim, Mandelman, Ronen, Safai, Stefani, Yee
Excused: 2 - Peskin, Tang

180574 [Budget and Appropriation Ordinance for Departments - FYs 2018-2019 and 2019-2020]

Sponsor: Mayor

Budget and Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of June 1, 2018, for the FYs ending June 30, 2019, and June 30, 2020.

(Fiscal Impact)

Supervisor Peskin requested the question that this Ordinance be Passed on First Reading be DIVIDED to consider separately the entry line on Page 230 'RP BOS Districts Projects.'

The divided question to consider the line entry on Page 230 'RP BOS District Projects' was PASSED ON FIRST READING by the following vote:

Ayes: 9 - Cohen, Brown, Fewer, Kim, Mandelman, Ronen, Safai, Stefani, Yee
Excused: 2 - Peskin, Tang

Supervisor Cohen, seconded by Supervisor Yee, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, to include five technical adjustments 1) for revenue changes driven by increased FY2017-18 transfer tax receipts, partially offset by contributions to baselines and reduced sales tax in the budget years, allocating \$1,724,307 of this onetime increase; 2) increasing materials and supplies and nonprofit service expenditures, and adding (1 FTE) 1820 Junior Administrative Analyst in the Department of Public Works; 3) increasing nonprofit services expenditures in the Office of Economic and Workforce Development; 4) increasing professional services expenditures in the department of Public Health; and 5) redistributing fund balance over the two years to match expenditures to revenues. The motion carried by the following vote:

Ayes: 10 - Cohen, Brown, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 1 - Tang

(Fiscal Impact)

Supervisor Fewer requested the question that this Ordinance be Passed on First Reading be DIVIDED to consider separately the budget for the Municipal Transportation Agency.

The divided question to consider the budget for the Municipal Transportation Agency was moved. Before the vote was concluded, the motion was rescinded.

Supervisor Cohen, seconded by Supervisor Kim, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 10 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 1 - Tang

The divided question to consider the budget for the Municipal Transportation Agency was PASSED ON FIRST READING by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Noes: 1 - Fewer

Excused: 1 - Tang

The remaining balance of the question was PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 10 - Cohen, Brown, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 1 - Tang

Upon approval of both the divided and remaining questions, the Ordinance was PASSED ON FIRST READING AS AMENDED as a whole.

180575 [Annual Salary Ordinance - FYs 2018-2019 and 2019-2020]**Sponsor: Mayor**

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2019, and June 30, 2020, continuing, creating, or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.
(Fiscal Impact)

Supervisor Cohen, seconded by Supervisor Yee, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, to include five technical adjustments 1) for revenue changes driven by increased FY2017-18 transfer tax receipts, partially offset by contributions to baselines and reduced sales tax in the budget years, allocating \$1,724,307 of this onetime increase; 2) increasing materials and supplies and nonprofit service expenditures, and adding (1 FTE) 1820 Junior Administrative Analyst in the Department of Public Works; 3) increasing nonprofit services expenditures in the Office of Economic and Workforce Development; 4) increasing professional services expenditures in the department of Public Health; and 5) redistributing fund balance over the two years to match expenditures to revenues. The motion carried by the following vote:

Ayes: 10 - Cohen, Brown, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 1 - Tang

(Fiscal Impact)

Supervisor Fewer requested the question that this Ordinance be Passed on First Reading be DIVIDED to consider separately the budget for the Municipal Transportation Agency.

The divided question to consider the budget for the Municipal Transportation Agency was moved. Before the vote was concluded, the motion was rescinded.

Supervisor Cohen, seconded by Supervisor Kim, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 10 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 1 - Tang

The divided question to consider the budget for the Municipal Transportation Agency was PASSED ON FIRST READING by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Noes: 1 - Fewer

Excused: 1 - Tang

The remaining balance of the question was PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 10 - Cohen, Brown, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 1 - Tang

Upon approval of both the divided and remaining questions, the Ordinance was PASSED ON FIRST READING AS AMENDED as a whole.

180580 [Neighborhood Beautification and Graffiti Clean-up Fund Tax Designation Ceiling]**Sponsor: Mayor**

Ordinance adopting the Neighborhood Beautification and Graffiti Clean-up Fund Tax designation ceiling for tax year 2018.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Cohen, Brown, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 1 - Tang

180583 [Administrative Code - Planning Code Enforcement Fund]**Sponsor: Mayor**

Ordinance amending the Administrative Code to allow the Planning Department to use the proceeds in the Planning Code Enforcement Fund for all Planning Code enforcement activities.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Cohen, Brown, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 1 - Tang

180585 [Administrative Code - Cash Revolving Fund - District Attorney's Office - \$2,200]**Sponsor: Mayor**

Ordinance amending the Administrative Code to increase the balance of the District Attorney's revolving fund to \$2,200.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Cohen, Brown, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 1 - Tang

180586 [Health Code - Patient Rates - FYs 2017-2018, 2018-2019, and 2019-2020]**Sponsor: Mayor**

Ordinance amending the Health Code to set patient rates and rates for other services provided by the Department of Public Health, starting July 1, 2018, for FYs 2018-2019 and 2019-2020, through June 30, 2020; and to revise certain Substance Use Disorder treatment services and increase patient rates charged for those Substance Use Disorder treatment services, retroactive to July 1, 2017.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Cohen, Brown, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 1 - Tang

180587 [Administrative Code - Mayor's Fund for the Homeless and Navigation Partnerships Fund]**Sponsor: Mayor**

Ordinance amending the Administrative Code to reclassify the Mayor's Fund for the Homeless as a category eight fund to permit the accumulation of interest; to authorize the same fund to receive grants, gifts, and bequests of money; and to transfer administration of the Navigation Partnerships Fund from the Mayor's Office to the Department of Homelessness and Supportive Housing.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Cohen, Brown, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 1 - Tang

180577 [Treasure Island Development Authority Budget - FYs 2018-2019 and 2019-2020]**Sponsor: Mayor**

Resolution approving the Budget of the Treasure Island Development Authority for FYs 2018-2019 and 2019-2020.

(Fiscal Impact; No Budget and Legislative Analyst Report)

Resolution No. 252-18**ADOPTED by the following vote:**

Ayes: 10 - Cohen, Brown, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 1 - Tang

180579 [Office of Community Investment and Infrastructure, Operating as Successor Agency to the San Francisco Redevelopment Agency - FY2018-2019 Budget - Bond Issuance Not to Exceed \$143,374,815]

Sponsor: Mayor

Resolution approving the FY2018-2019 Budget of the Office of Community Investment and Infrastructure (OCII), operating as the Successor Agency to the San Francisco Redevelopment Agency; and approving the Issuance by OCII of Bonds in an aggregate principal amount not to exceed \$143,374,815.

(Fiscal Impact; No Budget and Legislative Analyst Report)

Resolution No. 253-18

ADOPTED by the following vote:

Ayes: 10 - Cohen, Brown, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 1 - Tang

180589 [Access Line Tax Adjustment - Consumer Price Index of 2018]

Sponsor: Mayor

Resolution concurring with the Controller's establishment of the Consumer Price Index for 2018, and adjusting the Access Line Tax by the same rate.

Resolution No. 254-18

ADOPTED by the following vote:

Ayes: 10 - Cohen, Brown, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 1 - Tang

180590 [Proposition J Contract Certification - Specified Contracted-Out Services Previously Approved]

Sponsor: Mayor

Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: budget analyst (Board of Supervisors); citywide custodial services (excluding City Hall), citywide security services, central shops security, convention facilities management (General Services Agency - City Administrator); mainframe system support (General Services Agency - Technology); security services (Human Services Agency); security services (Homelessness and Supportive Housing); food services for jail inmates (Sheriff); assembly of vote-by-mail envelopes (Department of Elections).

Resolution No. 255-18

ADOPTED by the following vote:

Ayes: 10 - Cohen, Brown, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 1 - Tang

180591 [Accept and Expend Grant - California Victim Compensation Board - Compensation for Crime Victims - \$2,164,014]**Sponsor: Mayor**

Resolution retroactively authorizing the Office of the District Attorney to accept and expend a grant in the amount of \$2,164,014 from the California Victim Compensation Board for a project entitled "Joint Powers Agreement" for the period July 1, 2018, to June 30, 2021.

Resolution No. 256-18**ADOPTED by the following vote:**

Ayes: 10 - Cohen, Brown, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 1 - Tang

180592 [Participation Agreement - California Mental Health Services Authority - Presumptive Transfer]**Sponsor: Mayor**

Resolution authorizing the Director of Health to sign a California Mental Health Services Authority Participation Agreement to facilitate the transfer of funds to cover San Francisco's obligation to pay for mental health treatment for San Francisco foster children placed out-of-county as required by California Welfare & Institutions Code, Section 14717.1.
(Fiscal Impact; No Budget and Legislative Analyst Report)

Resolution No. 257-18**ADOPTED by the following vote:**

Ayes: 10 - Cohen, Brown, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 1 - Tang

180593 [Accept and Expend Grants - Recurring State Grant Funds - Department of Public Health - FY2018-2019]**Sponsor: Mayor**

Resolution authorizing the acceptance and expenditure of State grant funds by the San Francisco Department of Public Health for FY2018-2019. (Public Health Department)

Resolution No. 258-18**ADOPTED by the following vote:**

Ayes: 10 - Cohen, Brown, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 1 - Tang

180594 [Homelessness and Supportive Housing Fund - FYs 2018-2019 and 2019-2020 Expenditure Plans]**Sponsor: Mayor**

Resolution approving the FYs 2018-2019 and 2019-2020 Expenditure Plans for the Department of Homelessness and Supportive Housing Fund. (Department of Homelessness and Supportive Housing)
(Fiscal Impact; No Budget and Legislative Analyst Report)

Resolution No. 259-18**ADOPTED by the following vote:**

Ayes: 10 - Cohen, Brown, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 1 - Tang

Supervisor Fewer Excused from Attendance

Supervisor Cohen, seconded by Supervisor Peskin, moved that Supervisor Fewer be excused from attending today's meeting beginning at 2:55 p.m. and for the remainder of the meeting. The motion carried by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 2 - Fewer, Tang

Recommendations of the Budget and Finance Sub-Committee

180571 [General Obligation Bond Election - Seawall and Other Critical Infrastructure - Ballot Question]

Sponsors: Mayor; Cohen, Kim, Peskin, Yee and Brown

Ordinance adopting a question to appear on the November 6, 2018 ballot regarding the proposed ordinance to incur \$425,000,000 of bonded debt of the City and County to finance the construction, reconstruction, acquisition, improvement, demolition, seismic strengthening and repair of the Embarcadero Seawall and other critical infrastructure, and related costs necessary or convenient for the foregoing purposes.
(Economic Impact)

(Pursuant to California Government Code, Sections 43607 and 43608, this matter shall require a vote of two-thirds (8 votes) of all members of the Board of Supervisors to approve passage of this Ordinance.)

Supervisor Brown requested to be added as a co-sponsor.

Ordinance No. 178-18

FINALLY PASSED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 2 - Fewer, Tang

180661 [Health Service System Plans and Contribution Rates - Calendar Year 2019]

Sponsor: Cohen

Ordinance approving Health Service System plans and contribution rates for calendar year 2019. (Pursuant to Charter, Section A8.422, 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.)

Ordinance No. 192-18

FINALLY PASSED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 2 - Fewer, Tang

Recommendations of the Land Use and Transportation Committee

President Cohen requested File Nos. 180268 and 180456 be called together.

180268 [Planning Code - Accessory Dwelling Units]

Sponsors: Tang; Kim and Brown

Ordinance amending the Planning Code to 1) authorize expansion of an Accessory Dwelling Unit (ADU) within the buildable area, 2) authorize the Zoning Administrator to waive or modify bicycle parking requirements for an ADU, 3) exempt from the permit notification requirement ADUs constructed within the defined existing built envelope, and 4) allow conversion of an existing stand-alone garage, storage structure, or other auxiliary structure to an ADU and expansion of the existing building envelope to add dormers; 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; adopting findings of public necessity, convenience, and welfare under Planning Code, Section 302; and directing the Clerk to send a copy of this Ordinance to the California Department of Housing and Community Development.

Supervisor Brown requested to be added as a co-sponsor.

Supervisor Safai, seconded by Supervisor Ronen, moved that this Ordinance be CONTINUED ON FINAL PASSAGE to the Board of Supervisors meeting of July 31, 2018. The motion carried by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

180456 [Planning Code - HOME-SF and 100% Affordable Housing Bonus Program]

Sponsors: Tang; Safai

Ordinance amending the Planning Code to amend the Housing Opportunities Mean Equity-San Francisco (HOME-SF) Program to revise the amount of inclusionary housing required and the types of development bonuses received for projects with complete environmental evaluation applications submitted on or before December 31, 2019, with existing requirements and bonuses revived for projects with complete environmental evaluation applications submitted on or after January 1, 2020, and to require project authorization under Planning Code, Section 328; revising the 100% Affordable Housing Bonus Program to eliminate a Planning Commission review hearing for 100% affordable housing projects upon delegation by the Planning Commission; establish duties for the Inclusionary Housing Technical Advisory Committee; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of public necessity, convenience, and welfare under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supervisor Safai, seconded by Supervisor Ronen, moved that this Ordinance be CONTINUED ON FINAL PASSAGE to the Board of Supervisors meeting of July 31, 2018. The motion carried by the following vote:

Ayes: 10 - Cohen, Brown, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 1 - Tang

Recommendation of the Rules Committee

180545 [Charter Amendment - Privacy First Policy]

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

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to adopt a Privacy First Policy; at an election to be held on November 6, 2018.

Supervisor Cohen requested to be added as a co-sponsor.

ORDERED SUBMITTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

180356 [Contract Amendment - Western Area Power Administration - Low-Cost Power and Scheduling Coordinator Services - Treasure Island and Yerba Buena Island - Not to Exceed \$28,370,000]

Ordinance approving the third amendment to the contract between the City and County of San Francisco through its Public Utilities Commission (PUC) and the United States, through the Department of Energy Western Area Power Administration, for delivery of low-cost power and scheduling coordinator services to Treasure Island and Yerba Buena Island to extend the term by four years and three months from October 1, 2020, through December 31, 2024, and increasing the maximum amount of the agreement to \$28,370,000; approving the City indemnifying and holding the United States harmless against claims arising from the activities of the City under the contract; waiving Administrative Code requirements, as defined herein, that a City contract contain a statement of guaranteed maximum costs, and contain a statement regarding liability of claimants for submitting false claims; and waiving certain other Administrative Code and Environment Code requirements, as defined herein, upon findings made by the General Manager of the PUC. (Public Utilities Commission)

(Fiscal Impact)

Supervisor Ronen, seconded by Supervisor Peskin, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, by striking 'from \$12,358,486' and adding 'by \$12,419,112.' The motion carried by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

(Fiscal Impact)

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

180588 [De-Appropriation and Appropriation - Expenditures of \$6,174,381 Supporting Increased Workers' Compensation Expenditures - Police Department - FY2017-2018]

Sponsor: Mayor

Ordinance de-appropriating \$6,174,381 from permanent salaries, and appropriating \$6,174,381 to Police Department to support increases in Workers' Compensation expenditures for FY2017-2018. (Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

President Cohen requested File Nos. 180878, 180879, 180880, 180881 and 180882 be called together.

170878 [Resolution of Intention to Form Sub-Project Area G-2, Sub-Project Area G-3, and Sub-Project Area G-4 - Infrastructure Financing District No. 2 (Port of San Francisco, Pier 70)]

Sponsors: Mayor; Cohen

Resolution of Intention to establish Sub-Project Area G-2, Sub-Project Area G-3 and Sub-Project Area G-4 of City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco, Pier 70); to call a public hearing on September 11, 2018, on the establishment and to provide public notice thereof; and affirming the Planning Department's determination, and making findings under the California Environmental Quality Act. (Fiscal Impact)

Resolution No. 232-18

ADOPTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

170879 [Resolution of Intention to Issue Bonds - Not To Exceed \$273,900,000 for Sub-Project Area G-2, \$196,100,000 for Sub-Project Area G-3, and \$323,300,000 for Sub-Project Area G-4 - Infrastructure Financing District No. 2 (Port of San Francisco, Pier 70)]

Sponsors: Mayor; Cohen

Resolution of Intention to Issue Bonds in an Amount Not to Exceed \$273,900,000, \$196,100,000 and \$323,300,000 for Sub-Project Area G-2, Sub-Project Area G-3 and Sub-Project Area G-4, respectively, City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco, Pier 70); and affirming the Planning Department's determination, and making findings under the California Environmental Quality Act. (Fiscal Impact)

Resolution No. 233-18

ADOPTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

170880 [Resolution of Intention to Establish Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70)]

Sponsors: Mayor; Cohen

Resolution of Intention to establish City and County of San Francisco Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70) on land within the City and County of San Francisco commonly known as the Hoedown Yard to finance the construction of affordable housing within Pier 70 and Parcel K South; to provide for future annexation; to call a public hearing on September 11, 2018, on the formation of the district and to provide public notice thereof; determining other matters in connection therewith; and affirming the Planning Department's determination, and making findings under the California Environmental Quality Act.
(Fiscal Impact)

Resolution No. 234-18

ADOPTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

170881 [Resolution Authorizing Executive Director of the Port of San Francisco to Prepare an Infrastructure Financing Plan - Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70)]

Sponsors: Mayor; Cohen

Resolution authorizing and directing the Executive Director of the Port of San Francisco, or designee thereof, to prepare an infrastructure financing plan for City and County of San Francisco Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70); determining other matters in connection therewith; and affirming the Planning Department's determination, and making findings under the California Environmental Quality Act.
(Fiscal Impact)

Resolution No. 235-18

ADOPTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

170882 [Resolution of Intention to Issue Bonds Related to Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70)]

Sponsors: Mayor; Cohen

Resolution of intention to issue bonds for City and County of San Francisco Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70); determining other matters in connection therewith; and affirming the Planning Department's determination, and making findings under the California Environmental Quality Act.
(Fiscal Impact)

Resolution No. 236-18

ADOPTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

171081 [2011 Airport Lease and Use Agreement - Air India Limited]

Resolution approving the terms of 2011 Lease and Use Agreement No. 17-0183 between the City and County of San Francisco, acting by and through its Airport Commission, and Air India Limited to conduct flight operations at San Francisco International Airport, for the lease term to commence following Board approval through June 30, 2021. (Airport Commission)
(Supervisor Fewer dissented in Committee.)

Resolution No. 239-18

ADOPTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 2 - Fewer, Tang

180328 [Application Approval - California Natural Resources Agency - Grant Funds for California Climate Investments Urban Greening Program]

Sponsor: Cohen

Resolution approving the application for grant funds for California Climate Investments Urban Greening Program administered by the California Natural Resources Agency.

Resolution No. 241-18

ADOPTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 2 - Fewer, Tang

180682 [Multifamily Housing Revenue Bonds - 88 Broadway Street - Not to Exceed \$60,000,000]

Sponsor: Mayor

Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development ("Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$60,000,000 for 88 Broadway Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$60,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

Resolution No. 263-18

ADOPTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 2 - Fewer, Tang

President Cohen requested File Nos. 180683, 180684, 180685 and 180686 be called together.

180683 [Port Ground Lease and Port/Mayor's Office of Housing and Community Development Memorandum of Understanding - 88 Broadway Family, L.P. - 735 Davis Street - Seawall Lot 322-1 - \$20,000 Annual Base Rent]

Sponsor: Mayor

Resolution adopting the Mitigation Monitoring and Reporting Program under the California Environmental Quality Act for an affordable housing project at Seawall Lot 322-1 (the "Port Property" or the "Development") along with an affordable housing project on city-owned property at 735 Davis Street (collectively, the "Project"); affirming the Port Commission's Public Trust findings; adopting findings that the Project is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and approving and authorizing the execution of a Ground Lease for the Property with 88 Broadway Family, L.P. ("Lease") with an annual base rent of \$20,000 for a term of 57 years with a 18-year extension option for the development and operation of 124 affordable rental housing units, one manager housing unit, and ancillary ground level uses, and a Memorandum of Understanding between the Port and the Mayor's Office of Housing and Community Development for payment of fair market value for the Port Property and other interdepartmental coordination; and authorizing and directing the Executive Director of the Port of San Francisco and the Director of the Mayor's Office of Housing and Community Development to execute documents and take necessary actions to implement this Resolution, as defined herein. (Fiscal Impact)

Resolution No. 264-18

ADOPTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

180684 [Multifamily Housing Revenue Bonds - 735 Davis Street - Not to Exceed \$30,000,000]

Sponsor: Mayor

Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development ("Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$30,000,000 for 735 Davis Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$30,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

Resolution No. 265-18

ADOPTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

180685 [Jurisdictional Transfer of City Property - Public Works Department - Mayor's Office of Housing and Community Development - 735 Davis Street - \$0]**Sponsor: Mayor**

Resolution approving the jurisdictional transfer of City property at 735 Davis Street, Assessor's Parcel Block No. 0140, Lot No. 008, from Public Works to the Mayor's Office of Housing and Community Development for affordable housing; approving the transfer price of \$0; making findings of consistency 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. (Fiscal Impact)

Resolution No. 266-18**ADOPTED by the following vote:**

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

180686 [Option to Ground Lease and Ground Lease - 735 Davis Senior, L.P. - 735 Davis Street - Ground Lease \$15,000 Annual Base Rent]**Sponsor: Mayor**

Resolution approving and authorizing the execution of an Option to Ground Lease for a term to commence following Board approval through June 30, 2019, with a 12-month option to extend, providing 735 Davis Senior, L.P. the right to ground lease the City owned parcel located at 735 Davis Street (Assessor's Parcel Block No. 0140, Lot No. 008) ("Property") with annual base rent of \$15,000 for a term of 75 years with one 24-year extension option, in order to construct a 100% affordable, 53-unit multifamily rental housing development for low-income to moderate-income seniors and formally homeless seniors; adopting findings that the Ground Lease is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; adopting the Mitigation Measures and Improvement Measures Monitoring and Reporting Program; and authorizing and directing the Acting Director of Property and Director of Mayor's Office of Housing and Community Development to execute any documents, make certain modifications, and take necessary actions to implement this Resolution, as defined herein. (Fiscal Impact)

Resolution No. 267-18**ADOPTED by the following vote:**

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

Recommendations of the Government Audit and Oversight Committee

180244 [Fisherman's Wharf and Fisherman's Wharf Portside Community Benefit Districts - Annual Report - FY2016-2017]

Sponsor: Peskin

Resolution receiving and approving the annual report for the Fisherman's Wharf Community Benefit District and Fisherman's Wharf Portside Community Benefit District for FY2016-2017, 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. (Department of Economic and Workforce Development)

Resolution No. 240-18

ADOPTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

180478 [Real Property Lease - GTE Mobilnet of California Limited Partnership - 1 South Van Ness Avenue - \$60,000 Annual Base Rent]

Resolution authorizing and approving the lease of telecommunications facilities on the roof at 1 South Van Ness Avenue with GTE Mobilnet of California Limited Partnership, dba Verizon Wireless, for an initial ten year term at an annual base rent of \$60,000 with two five-year options to extend, to commence upon execution after approval by the Board of Supervisors and Mayor, in their respective sole and absolute discretion. (Real Estate Department)

Resolution No. 246-18

ADOPTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

180534 [Jurisdictional Transfer of City Property - San Francisco Municipal Transportation Agency - Mayor's Office of Housing and Community Development - \$6,150,000]

Sponsor: Safai

Resolution approving the jurisdictional transfer of City property at the intersection of Geneva Avenue and San Jose Avenue, Assessor's Property Block No. 6973, Lot No. 039, from the San Francisco Municipal Transportation Agency to the Mayor's Office of Housing and Community Development for \$6,150,000; affirming the Planning Department's determination under the California Environmental Quality Act; and finding the proposed transfer is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Real Estate Department)
(Fiscal Impact)

Resolution No. 247-18

ADOPTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

180550 [Conditional Land Disposition and Acquisition Agreement - Potential Exchange of 639 Bryant Street for 2000 Marin Street]**Sponsors: Peskin; Kim**

Resolution approving a Conditional Land Disposition and Acquisition Agreement with 2000 Marin Property, L.P. for the City's future transfer of real property at 639 Bryant Street (Assessor's Parcel Block No. 3777, Lot No. 052) under the jurisdiction of the San Francisco Public Utilities Commission (SFPUC) in exchange for real property at 2000 Marin Street (Assessor's Parcel Block No. 4346, Lot No. 002), subject to several conditions, including the reimbursement of certain SFPUC costs; finding that the Agreement is a conditional land acquisition agreement under California Environmental Quality Act Guidelines, Section 15004(b)(2)(A), and City's discretionary approval after the completion of environmental review. (Public Utilities Commission) (Fiscal Impact)

Resolution No. 248-18**ADOPTED by the following vote:**

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 2 - Fewer, Tang

180560 [Professional Services Agreement Amendment - Calpine Energy Solutions, LLC - Community Choice Aggregation Program - Not to Exceed \$18,769,225]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No. 1 to Agreement No. CS-247[R], Customer and Administrative Services for Community Choice Aggregation Program with Calpine Energy Solutions, LLC, for continued support of CleanPowerSF; and authorize the General Manager of the San Francisco Public Utilities Commission to execute this amendment, increasing the agreement amount by \$13,169,225 for a total not to exceed agreement amount of \$18,769,225 and to extend the term of the agreement up to three years, for a total term of November 1, 2015, through October 13, 2021, with a three-year option to extend. (Public Utilities Commission) (Fiscal Impact)

Resolution No. 249-18**ADOPTED by the following vote:**

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 2 - Fewer, Tang

180561 [Contract Agreement - Addiction, Research and Treatment, Inc., dba Bay Area Addiction, Research and Treatment, Inc. (BAART) - Methadone Services - Not to Exceed \$35,952,000]

Resolution retroactively approving a contract agreement with Addiction, Research and Treatment Inc., dba Bay Area Addiction, Research and Treatment, Inc., for methadone services in an amount not to exceed \$35,952,000 for a contract term of four years from July 1, 2018, through June 30, 2022, with one six-year option to extend. (Public Health Department) (Fiscal Impact)

Resolution No. 250-18**ADOPTED by the following vote:**

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 2 - Fewer, Tang

180639 [Real Property Lease - MP Shoreline Associates Limited Partnership and MP Shorebreeze Associates, L.P. - 460 N. Shoreline Boulevard, Mountain View, California - \$100,874 Annual Base Rent]

Resolution authorizing the lease of property from the City and County of San Francisco, to MP Shoreline Associates Limited Partnership and MP Shorebreeze Associates, L.P., each a California limited partnership, for a term of approximately 60 years, with the base rent of \$100,874 per year with an increase every five years in predetermined increments, and with a 3% annual inflation factor, to commence following Board approval; and authorizing the Director of Property and/or the San Francisco Public Utilities Commission General Manager to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein. (Public Utilities Commission)

Resolution No. 260-18

ADOPTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

180663 [Accept and Expend Grant - San Francisco Parks Alliance - Community Events, Staff Development, Recreation Programming - \$124,614 - FY2016-2017]

Resolution retroactively authorizing the Recreation and Park Department to accept and expend a grant in the amount of approximately \$124,614 from the San Francisco Parks Alliance to fund community events, staff development, recreation programming, and other activities that occurred in FY2016-2017, for the period of July 1, 2016, through June 30, 2017; and waiving indirect costs. (Recreation and Park Department)

Resolution No. 262-18

ADOPTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

Referred Without Recommendation from the Government Audit and Oversight Committee**180563 [Real Property Sublease - HealthRIGHT 360 - 1735 Mission Street - DPH Electronic Health Records Initiative - \$625,617 Initial Annualized Base Rent]**

Resolution retroactively authorizing the sublease of approximately 19,975 square feet at 1735 Mission Street with HealthRIGHT 360, a California nonprofit corporation, to implement a new Electronic Health Record Initiative for the Department of Public Health, for a three and a half-year term to commence July 1, 2018, through January 16, 2022, at the monthly base rent of \$52,135 for an annualized initial base rent of \$625,617 with a 1% annual increase on each January 17, reimbursement up to \$764,498 to the landlord for tenant improvements, and additional charges for utilities and services per month. (Real Estate Department)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 9 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

Supervisor Kim, seconded by Supervisor Peskin, moved to rescind the previous vote to allow further discussions. The motion carried by the following vote:

Ayes: 9 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

Resolution No. 251-18

ADOPTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

Recommendations of the Land Use and Transportation Committee

180319 [Planning Code - Cannabis Retail and Medical Cannabis Dispensaries in Chinatown]

Sponsors: Peskin; Kim, Tang, Fewer and Safai

Ordinance amending the Planning Code to prohibit Cannabis Retail and Medical Cannabis Dispensaries in the Chinatown Mixed Use Districts; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare under Planning Code, Section 302.

Supervisor Peskin, seconded by Supervisor Ronen, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 1, Line 22, through Page 2, Line 6, and Page 2, Lines 10-13, by striking reference to a Planning Commission Resolution, and adding reference to the General Plan Findings in 'Section 2' and the 'Planning Department's Executive Summary.' The motion carried by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

Supervisor Peskin, seconded by Supervisor Ronen, moved that this Ordinance be CONTINUED AS AMENDED ON FIRST READING to the Board of Supervisors meeting of July 31, 2018. The motion carried by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

180519 [Environment Code - Single-Use Food Ware Plastics, Toxics, and Litter Reduction]

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

Ordinance amending the Environment Code to prohibit the sale or use in the City of single-use food service ware made with fluorinated chemicals and certain items made with plastic; require that food service ware accessories be provided only on request or at self-service stations; require reusable beverage cups at certain events that necessitate a City permit or are held at a City-owned or City-leased facility; remove waiver provisions; and affirming the Planning Department's determination under the California Environmental Quality Act.

Supervisors Cohen and Brown requested to be added as co-sponsors.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

180559 [Planning Code - Landmark Designation - 6301 Third Street (aka Arthur H. Coleman Medical Center)]**Sponsor: Cohen**

Ordinance amending the Planning Code to designate 6301 Third Street (aka Arthur H. Coleman Medical Center), Assessor's Parcel Block No. 4968, Lot No. 032, 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 with the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

Supervisor Cohen requested to be added as the sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

Recommendation of the Rules Committee**180749 [Mayoral Reappointment, Board of Appeals - Ann Lazarus]**

Motion approving the Mayoral reappointment of Ann Lazarus to the Board of Appeals, for a term ending July 1, 2022. (Clerk of the Board)

(Charter, Section 4.106, 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, then the nominee shall be deemed approved. Transmittal date: June 29, 2018.)

Motion No. M18-098**APPROVED by the following vote:**

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

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

Supervisor Safai, seconded by Supervisor Yee, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

Supervisor Safai introduced, welcomed, and presented a Certificate of Honor to Captain Jack Hart (Ingleside Station, Police Department) in recognition of his many accomplishments and continued community support. Supervisors Yee, Cohen, Mandelman and Ronen shared in this commendation.

SPECIAL ORDER 3:00 P.M.

President Cohen requested File Nos. 180620 and 180621 be called together.

Board of Supervisors Sitting as a Committee of the Whole

180620 [Hearing - Committee of the Whole - Discover Polk Community Benefit District - July 24, 2018, at 3:00 p.m.]

Hearing of the Board of Supervisors sitting as a Committee of the Whole on July 24, 2018, at 3:00 p.m., to consider establishment of a property-based business improvement district to be known as the Discover Polk 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. 171-18, adopted on May 22, 2018. (Clerk of the Board)

President Cohen opened the public hearing and Supervisor Peskin provided opening remarks on this proposal. The President then inquired as to whether any individual wished to address the Committee of the Whole relating to File Nos. 180620 and 180621. Chris Corgas (Mayor's Office of Economic and Workforce Development) provided an overview of the proposed community benefit district and responded to questions raised throughout the discussion. Susan Martell Fox; Joe; Mike Petrecci; Jonathan Fox; Speaker; Chris Schulman; Ace Washington; spoke in support of the community benefit district. Wilma Palmer; Mr. Wright; spoke in opposition to the community benefit district. There were no other speakers. The President declared public comment closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

180621 [Resolution to Establish - Discover Polk Community Benefit District]**Sponsor: Peskin**

Resolution to establish the property-based business improvement district known as the "Discover Polk Community Benefit District," ordering the levy and collection of assessments against property located in that district for 11 years commencing with FY2018-2019, subject to conditions as specified; and making environmental findings. (Department of Economic and Workforce Development)

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that the returned weighted ballots voting for the Discover Polk Community Benefit District was 50.35%, and the returned weighted ballots voting against the Discover Polk Community Benefit District was 49.65%, further indicating there was no majority protest.

ADOPTED by the following vote:

Ayes: 8 - Brown, Cohen, Kim, Mandelman, Peskin, Ronen, Stefani, Yee

Excused: 2 - Fewer, Tang

Absent: 1 - Safai

Supervisor Cohen, seconded by Supervisor Safai, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 9 - Brown, Cohen, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

Resolution No. 238-18

ADOPTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

SPECIAL ORDER 3:00 P.M.

CLOSED SESSION

CONFERENCE WITH CITY ATTORNEY - Anticipated Litigation

180762 [Closed Session - Anticipated Litigation - Tax Measures Adopted by the Voters at the June 5, 2018 Municipal Election - July 24, 2018]

Closed Session for the Board of Supervisors to convene on July 24, 2018, at 3:00 p.m., pursuant to California Government Code, Section 54956.9, and San Francisco Administrative Code, Section 67.10(d)(2), for the purpose of conferring with, or receiving advice from, the City Attorney regarding anticipated litigation in which the City may be a plaintiff or a defendant, regarding the adoption of Proposition C (Additional Tax on Commercial Rents Mostly to Fund Child Care and Education) and Proposition G (Parcel Tax for San Francisco Unified School District) on the June 5, 2018, ballot; scheduled pursuant to Motion No. M18-096, approved July 17, 2018. (Clerk of the Board)

CONVENED IN CLOSED SESSION

The Board recessed at the hour of 5:02 p.m. to convene in closed session pursuant to Motion No. M18-96 (File No. 180742), approved on July 17, 2018.

The following Supervisors were noted present: Supervisors Brown, Cohen, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Persons in attendance: Jon Givner, Deputy City Attorney; Scott Reiber, Deputy City Attorney; Ben Rosenfield, City Controller; and Angela Calvillo, Clerk of the Board, and Alisa Somera (Office of the Clerk of the Board).

Matter was heard in closed session, no action was taken, and the hearing was filed.

RECONVENED AS THE BOARD OF SUPERVISORS

The Board reconvened at the hour of 5:18 p.m.

The following Supervisors were noted present: Supervisors Brown, Cohen, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

HEARD IN CLOSED SESSION

[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.

Supervisor Yee, seconded by Supervisor Brown, moved not to disclose its Closed Session deliberations. The motion carried by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

COMMITTEE REPORTS

Recommendations of the Budget and Finance Sub-Committee

180736 [Business and Tax Regulations Code - Validation Actions and Statute of Repose for June 2018 Ballot Measures]

Sponsors: Yee; Kim

Ordinance amending the Business and Tax Regulations Code to permit validation actions and impose a statute of repose with respect to Propositions C and G, adopted by San Francisco voters on June 5, 2018.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

President Cohen requested File Nos. 180381, 180382 and 180383 be called together.

180381 [Contract Amendment - Central Computers, Inc. - Technology Marketplace, Tier 1A - \$14,000,000]

Resolution authorizing the Office of Contract Administration to enter into the Second Amendment to the contract agreement between the City and County of San Francisco and Central Computers, Inc., a Technology Marketplace, Tier 1A Generalist contractor, to increase the contract limit from \$12,000,000 to \$14,000,000, with no change to the length of term for the period of October 1, 2014, through September 30, 2018, with the option to extend for up to one year. (Office of Contract Administration)
(Fiscal Impact)

Resolution No. 242-18

ADOPTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

180382 [Contract Amendment - InterVision Systems LLC - Technology Marketplace, Tier 1B - \$32,000,000]

Resolution authorizing the Office of Contract Administration to enter into the Fifth Amendment of the contract agreement between the City and County of San Francisco and InterVision Systems LLC, a Technology Marketplace, Tier 1B Specialist contractor, to increase the contract limit from \$30,000,000 to \$32,000,000, with no change to the length of term for the period of October 1, 2014, through September 30, 2018, with the option to extend for up to one year. (Office of Contract Administration)
(Fiscal Impact)

Resolution No. 243-18

ADOPTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

180383 [Contract Amendment - Xtech JV - Technology Marketplace, Tier 1A - \$109,000,000]

Resolution authorizing the Office of Contract Administration to enter into the Fifth Amendment to the contract agreement between the City and County of San Francisco and Xtech JV, a Technology Marketplace, Tier 1A Generalist contractor, to increase the contract limit from \$94,000,000 to \$109,000,000, with no change to the length of term for the period of October 1, 2014, through September 30, 2018, with the option to extend for up to one year. (Office of Contract Administration)
(Fiscal Impact)

Resolution No. 244-18

ADOPTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

180441 [Airport Professional Services Contract - Management and Operation of the Airport's Public and Employee Parking Facilities - Not to Exceed \$124,812,393]

Resolution retroactively approving Professional Services Contract No. 50107.01 for the Management and Operation of the Airport's Public and Employee Parking Facilities between New South Parking - California, GP, and the City and County of San Francisco, acting by and through its Airport Commission, in an amount not to exceed \$124,812,393 over a five year term from July 1, 2018, through June 30, 2023. (Airport Commission)
(Fiscal Impact)

Resolution No. 245-18

ADOPTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

**180689 [Authorizing Expenditures - SoMa Community Stabilization Fund - \$1,249,999]
Sponsor: Kim**

Resolution authorizing the Mayor's Office of Housing and Community Development to expend SoMa Community Stabilization Fund dollars in the amount of \$1,249,999 to address various impacts of destabilization on residents and businesses in SoMa.
(Fiscal Impact)

Resolution No. 268-18

ADOPTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

President Cohen requested File Nos. 180691 and 180692 be called together.

180691 [Multifamily Housing Revenue Bonds - 211 Putnam Street, 291 Putnam Street, and 1000 Tompkins Avenue - Not to Exceed \$30,000,000]

Sponsor: Ronen

Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development ("Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$30,000,000 for 211 Putnam Street, 291 Putnam Street, and 1000 Tompkins Avenue; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$30,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

Resolution No. 269-18

ADOPTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 2 - Fewer, Tang

180692 [Multifamily Housing Revenue Bonds - 3101 Mission Street, 141 Precita Avenue, and 143 Precita Avenue - Not to Exceed \$35,000,000]

Sponsor: Ronen

Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development ("Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$35,000,000 for 3101 Mission Street, 141 Precita Avenue, and 143 Precita Avenue; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$35,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

Resolution No. 270-18

ADOPTED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 2 - Fewer, Tang

Recommendations of the Land Use and Transportation Committee

180320 [Planning Code - Catering as an Accessory Use]

Sponsors: Safai; Ronen

Ordinance amending the Planning Code to allow Catering as an Accessory Use to Limited Restaurants under certain conditions; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code Section 101.1; and making findings of public necessity, convenience, and welfare pursuant to Planning Code, Section 302.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 2 - Fewer, Tang

180482 [Planning Code - Permit Review Procedures and Zoning Controls - Neighborhood Commercial Districts in Supervisorial Districts 4 and 11]

Sponsors: Tang; Safai

Ordinance amending the Planning Code to create a two-year pilot program removing public notice and Planning Commission review for certain uses in Neighborhood Commercial Districts in Supervisorial Districts 4 and 11; modifying zoning controls for certain uses in Supervisorial Districts 4 and 11; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare pursuant to Planning Code, Section 302.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 2 - Fewer, Tang

180557 [Planning Code - Technical Amendments]

Ordinance amending the Planning Code in order to correct errors in enacted legislation, update outdated references, clarify existing requirements, and re-enact existing text inadvertently deleted in the reorganization of Articles 2 and 7; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public necessity, convenience, and general welfare under Planning Code, Section 302. (Planning Commission)

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee
Excused: 2 - Fewer, Tang

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Mr. Wright; shared concerns regarding the need for affordable housing and discrimination to attain housing.

Speaker; thanked various Members of the Board for assistance they have provided.

Allen Jones; shared concerns regarding egregious acts of racism perpetrated by San Francisco.

Ace Washington; expressed concerns regarding the out-migration of African-Americans in San Francisco.

Ross Hammond; expressed support of the Resolution urging industry companies to divest from coal and tax sands industries (File No. 180759).

Beverly Upton; expressed gratitude for the support given to victims of domestic violence.

Dean Pence; shared concerns regarding a certain development project on Beale Street.

Cynthia Pontus; shared concerns regarding a certain development project on Beale Street.

Amin; shared concerns regarding a certain development project on Beale Street.

Tom Gilberty; shared concerns regarding the need for activism and advocacy, Police Department staffing and Russian interference.

Peter Warfield; shared concerns regarding the San Francisco Public Library.

Speaker; shared various thoughts and concerns with the Board.

Wynship W. Hillier; shared concerns regarding his experience with mental illness and unconstitutional outpatient treatment, and requesting the Board stop funding Citywide Case Management/Community Focus.

Appointment of President Pro Tempore

At the request of President Cohen, Supervisor Yee assumed the chair at 4:38 p.m. The President resumed the chair at 4:44 p.m.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

180760 [Approval of a 180-Day Extension for Planning Commission Review of 2101 Lombard Street Special Use District (File No. 180388)]

Sponsor: Stefani

Resolution retroactively extending by 180 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 180388) amending the Planning Code and the Zoning Map to establish the 2101 Lombard Street Special Use District; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of the Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

Resolution No. 274-18

ADOPTED

180761 [Approval of a 90-Day Extension for Planning Commission Review of Planning Code, Zoning Map - Amend Zoning Map and Abolish Legislated Setback on 19th Avenue Between Quintara and Rivera Streets (File No. 180389)]

Sponsor: Tang

Resolution retroactively extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 180389) amending the Planning Code and Zoning Map by abolishing a nine-foot legislated setback on the west side of 19th Avenue between Quintara Street and Rivera Street, and revising the Zoning Map to rezone from RH-1 (Residential, House; One-Family) to RM-2 (Residential, Mixed; Moderate Density) Assessor's Parcel Block No. 2198, Lot No. 031 (1021 Quintara Street), and to rezone from RH-2 (Residential, House; Two-Family) to RM-2 (Residential, Mixed; Moderate Density) Assessor's Parcel Block No. 2198, Lot No. 001 (located at the intersection of 19th Avenue and Quintara Street), Lot No. 033 (2121-19th Avenue), Lot No. 034 (2145-19th Avenue), and Lot No. 037 (2115-19th Avenue); 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 under Planning Code, Section 302.

Resolution No. 275-18

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

Severed from the For Adoption Without Committee Reference Agenda

180759 [Urging Divestment by Insurance Companies From Coal and Tar Sands Industries]

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

Resolution urging industry companies to divest from coal and tar sands industries; and to end the underwriting of activities in furtherance of the extraction or use of coal and tar sands.

Supervisors Cohen, Ronen, Yee, Kim, Brown, Mandelman, Stefani and Safai requested to be added as co-sponsors.

Supervisor Peskin, seconded by Supervisor Ronen, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Line 3, by adding 'insurance'; and on Page 2, Line 22, by striking 'out' and adding 'our.' The motion carried by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

Resolution urging insurance industry companies to divest from coal and tar sands industries; and to end the underwriting of activities in furtherance of the extraction or use of coal and tar sands.

Resolution No. 273-18

ADOPTED AS AMENDED by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

180730 [Final Map 8615 - 2468A-2472B Bush Street]

Motion approving Final Map 8615, a six unit residential condominium project, located at 2468A-2472B Bush Street, being a subdivision of Assessor's Parcel Block No. 0657, Lot No. 012; and adopting findings pursuant to the General Plan, and the priority policies of Planning Code, Section 101.1. (Public Works)

Supervisor Cohen, seconded by Supervisor Kim, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 9 - Cohen, Brown, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Yee

Excused: 2 - Fewer, Tang

IMPERATIVE AGENDA

There were no imperative agenda items.

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.

ORDINANCES**180772 [Creating Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70) - Adopting an Infrastructure Financing Plan]**

Sponsors: Mayor; Cohen

Ordinance creating City and County of San Francisco Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70); affirming the Planning Department's determination and making findings under the California Environmental Quality Act; and approving other matters in connection therewith.

(Fiscal Impact; No Budget and Legislative Analyst Report)

07/24/18; ASSIGNED UNDER 30 DAY RULE to Board of Supervisors, expires on 8/23/2018.

180773 [Establishing Sub-Project Areas G-2, G-3 and G-4 and Adopting Appendix G-2 to Infrastructure Financing Plan (Port of San Francisco, Pier 70)]

Sponsors: Mayor; Cohen

Ordinance establishing Sub-Project Area G-2, Sub-Project Area G-3 and Sub-Project Area G-4 of City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco, Pier 70); affirming the Planning Department's determination and making findings under the California Environmental Quality Act; and approving other matters in connection therewith.

(Fiscal Impact; No Budget and Legislative Analyst Report)

07/24/18; ASSIGNED UNDER 30 DAY RULE to Board of Supervisors, expires on 8/23/2018.

180680 [Planning Code, Zoning Map - India Basin Special Use District]**Sponsor: Cohen**

Ordinance amending the Planning Code to establish the India Basin Special Use District, located generally at Innes Avenue between Griffith Street and Earl Street, along the India Basin shoreline, in the south-east part of San Francisco; amending the Planning Code by amending the Zoning Map to change zoning designations, height districts, and add the India Basin Special Use District; and making findings under the California Environmental Quality Act, findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

06/26/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 7/26/2018.

07/03/18; REFERRED TO DEPARTMENT.

07/24/18; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

180681 [Development Agreement - India Basin Investment LLC - India Basin Project - Innes Avenue at Griffith Street]**Sponsor: Cohen**

Ordinance approving a Development Agreement between the City and County of San Francisco and India Basin Investment LLC, a California limited liability company, for the India Basin Project at the approximately 28-acre site located at Innes Avenue between Griffith Street and Earl Street, with various public benefits, including 25% affordable housing and 11 acres of parks and open space; making findings under the California Environmental Quality Act and findings of conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b); approving a Public Trust Exchange Agreement, making public trust findings, and authorizing the transfer and acceptance of real property and the recording of a land use covenant consistent with the Public Trust Exchange Agreement; approving specific development impact fees and waiving any conflicting provision in Planning Code, Article 4, or Administrative Code, Article 10; confirming compliance with or waiving certain provisions of Administrative Code, Chapters 14B, 23, 56, and 82 and Subdivision Code, Section 1348, and ratifying certain actions taken in connection therewith.

06/26/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 7/26/2018.

07/03/18; REFERRED TO DEPARTMENT.

07/24/18; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

180776 [Planning Code, Zoning Map - 430-29th Avenue Special Use District]**Sponsor: Fewer**

Ordinance amending the Planning Code and the Zoning Map to establish the 430-29th Avenue Special Use District; and affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

07/24/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 8/23/2018.

180735 [Administrative Code - Harassment of Tenants in Single-Family Units Through Rent Increases]**Sponsors: Ronen; Peskin and Fewer**

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

07/10/18; ASSIGNED UNDER 30 DAY RULE PENDING APPROVAL AS TO FORM to Rules Committee.

07/24/18; SUBSTITUTED AND ASSIGNED UNDER 30 DAY RULE to Rules Committee.

180777 [Planning Code - Prohibiting Employee Cafeterias within Office Space]**Sponsors: Safai; Peskin**

Ordinance amending the Planning Code to prohibit Employee Cafeterias, as defined in the Health Code, within Office space, except for existing Employee Cafeterias; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public necessity, convenience, and welfare under Planning Code, Section 302.

07/24/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 8/23/2018.

180778 [Building Code - Penalties for Constructing an Impervious Surface in the Front Yard Setback Without the Required Permit]**Sponsor: Safai**

Ordinance amending the Building Code to modify the penalty for constructing an impervious surface in the front yard setback without a permit; affirming the Planning Department's determination under the California Environmental Quality Act; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the California Building Standards Commission upon final passage.

07/24/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 8/23/2018.

RESOLUTIONS

180779 [Proposing Adoption of Infrastructure Financing Plan - Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70)]**Sponsors: Mayor; Cohen**

Resolution proposing adoption of the Infrastructure Financing Plan and formation of City and County of San Francisco Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70); providing for future annexation; determining other matters in connection therewith; and affirming the Planning Department's determination, and making findings under the California Environmental Quality Act.

(Fiscal Impact; No Budget and Legislative Analyst Report)

07/24/18; RECEIVED AND ASSIGNED to Board of Supervisors.

180780 [Approving Infrastructure and Revitalization Financing Plan - Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70)]

Sponsors: Mayor; Cohen

Resolution approving the Infrastructure Financing Plan for City and County of San Francisco Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard); determining other matters in connection therewith; and affirming the Planning Department's determination, and making findings under the California Environmental Quality Act.

(Fiscal Impact; No Budget and Legislative Analyst Report)

07/24/18; RECEIVED AND ASSIGNED to Board of Supervisors.

180781 [Authorizing Issuance of Port Infrastructure Financing District Bonds (Port of San Francisco, Pier 70) - Not to Exceed \$273,900,000, \$196,100,000 and \$323,300,000 for Sub-Project Area G-2, Sub-Project Area G-3, and Sub-Project Area G-4, Respectively]

Sponsors: Mayor; Cohen

Resolution approving issuance of Bonds in an amount not to exceed \$273,900,000, \$196,100,000 and \$323,300,000 for Sub-Project Area G-2, Sub-Project Area G-3 and Sub-Project Area G-4, respectively, of City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco, Pier 70); approving Indentures of Trust and Pledge Agreements; and approving other matters in connection therewith.

(Fiscal Impact; No Budget and Legislative Analyst Report)

07/24/18; RECEIVED AND ASSIGNED to Board of Supervisors.

180782 [Authorizing Issuance of Bonds Related to Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70) - Not to Exceed \$91,900,000]

Sponsors: Mayor; Cohen

Resolution authorizing issuance of bonds for City and County of San Francisco Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70) therein in an aggregate principal amount not to exceed \$91,900,000; affirming the Planning Department's determination and making findings under the California Environmental Quality Act; and approving other matters in connection therewith.

(Fiscal Impact; No Budget and Legislative Analyst Report)

07/24/18; RECEIVED AND ASSIGNED to Board of Supervisors.

180783 [Resolution Calling a Special Election Related to Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70)]

Sponsors: Mayor; Cohen

Resolution calling a special election for City and County of San Francisco Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70); determining other matters in connection therewith; and affirming the Planning Department's determination, and making findings under the California Environmental Quality Act.

07/24/18; RECEIVED AND ASSIGNED to Board of Supervisors.

180784 [Resolution Declaring Results of Special Election Related to Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70)]**Sponsors: Mayor; Cohen**

Resolution declaring results of special elections for City and County of San Francisco Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70); determining other matters in connection therewith; and affirming the Planning Department's determination, and making findings under the California Environmental Quality Act.

07/24/18; RECEIVED AND ASSIGNED to Board of Supervisors.

180785 [Supporting California State Proposition 10 - The Affordable Housing Act - November 6, 2018 Ballot]**Sponsors: Peskin; Fewer, Mandelman, Ronen, Kim and Brown**

Resolution supporting California State Proposition 10, The Affordable Housing Act, on the November 6, 2018, ballot; and reaffirming the City and County of San Francisco's support for repeal of the Costa-Hawkins Rental Housing Act.

07/24/18; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

180786 [Petitions for City Parcels - Proposed SoMa West Community Benefit District]**Sponsor: Kim**

Resolution authorizing the Mayor to sign petitions in the affirmative for the proposed formation of a property and business improvement district to be named the SoMa West Community Benefit District, with respect to certain parcels of real property owned by the City that would be subject to assessment in said district.

07/24/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

MOTION

180774 [Authorizing Preparation of Proponent Ballot Arguments and Rebuttal Ballot Arguments - November 6, 2018, Consolidated Statewide General Election]

Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 6, 2018, Consolidated Statewide General Election. (Clerk of the Board)

07/24/18; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

REQUESTS FOR HEARING

180791 [Hearing - Committee of the Whole - Sub-Project Areas G-2, G-3, and G-4 - Infrastructure Financing District No. 2 (Port of San Francisco, Pier 70) - September 11, 2018]

Hearing of the Board of Supervisors sitting as a Committee of the Whole on September 11, 2017, at 3:00 p.m., to hold a public hearing to consider the following to establish Sub-Project Area G-2 (Pier 70 - 28-Acre Site), Sub-Project Area G-3 (Pier 70 - 28-Acre Site) and Sub-Project Area G-4 (Pier 70 - 28-Acre Site) within Sub-Project Area G (Pier 70) of Infrastructure Financing District No. 2 (Port of San Francisco): an Ordinance establishing Sub-Project Area G-2, Sub-Project Area G-3 and Sub-Project Area G-4 of City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco); affirming the Planning Department's determination and making findings under the California Environmental Quality Act; and approving other matters in connection therewith (File No. 180773); and a Resolution approving issuance of Bonds in an Amount Not to Exceed \$273,900,000, \$196,100,000 and \$323,300,000 for Sub-Project Area G-2, Sub-Project Area G-3 and Sub-Project Area G-4, respectively, of City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco); approving Indentures of Trust and Pledge Agreements; and approving other matters in connection therewith (File No. 180781); scheduled pursuant to Resolution No. 232-18, approved on July 24, 2018. (Clerk of the Board)

07/24/18; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

180792 [Hearing - Committee of the Whole - Infrastructure and Revitalization Financing District No.2 (Hoedown Yard, Pier 70) - September 11, 2018]

Hearing of the Board of Supervisors sitting as a Committee of the Whole on September 11, 2018, at 3:00 p.m., to hold a public hearing to consider the following to form Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard): a Resolution proposing adoption of the Infrastructure Financing Plan and formation of the Infrastructure and Revitalization Financing District (File No. 180779); a Resolution calling a special election for the Infrastructure and Revitalization Financing District (File No. 180783); a Resolution declaring results of the special election (File No. 180784); an Ordinance forming the Infrastructure and Revitalization Financing District, and adopting an Infrastructure Financing Plan for such district (180772); and a Resolution authorizing issuance of bonds for the Infrastructure and Revitalization Financing District and project areas therein, in an aggregate principal amount not to exceed \$91,900,000 (File No. 180782); scheduled pursuant to Resolution No. 234-18, approved on July 24, 2018. (Clerk of the Board)

07/24/18; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

In Memoriams

Sophia Ma - Full Board

Frederick Robert Ruigomez - Board President Cohen

ADJOURNMENT

There being no further business, the Board adjourned at the hour 5:20 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 4, 2018.

Angela Calvillo, Clerk of the Board