

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

## MEETING MINUTES

**Tuesday, October 16, 2018 - 2:00 PM**

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

### **Regular Meeting**

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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**

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

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

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

**Land Use and Transportation Committee**  
Supervisors Tang, Kim, Safai

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

**Rules Committee**  
Supervisors Safai, Yee, Stefani

#### **Meeting Days**

Thursday  
10:00 AM

2nd and 4th Thursday  
1:15 PM

1st and 3rd Wednesday  
10:00 AM

Monday  
1:30 PM

2nd and 4th Wednesday  
10:00 AM

Wednesday  
1:00 PM

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

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

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*The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, October 16, 2018, with President Malia Cohen presiding.*

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

*President Cohen called the meeting to order at 2:03 p.m. On the call of the roll, Supervisors Fewer and Kim were noted not present. There was a quorum.*

## **COMMUNICATIONS**

*There were no communications.*

## **APPROVAL OF MEETING MINUTES**

*President Cohen inquired whether any Board Member had any corrections to September 4, 2018, or September 11, 2018, Board Meeting Minutes. There were no corrections.*

**Supervisor Ronen, seconded by Supervisor Peskin, moved to approve the September 4, 2018, and September 11, 2018, Board Meeting Minutes. The motion carried by the following vote, following general public comment:**

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

## **AGENDA CHANGES**

*There were no agenda changes.*

*Supervisors Fewer and Kim were noted present at 2:05 p.m.*

## SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

### 180974 [Formal Policy Discussions - October 16, 2018]

Pursuant to Charter, Sections 2.103 and 3.100(7), and Administrative Code, Section 2.11, the Mayor shall discuss the following eligible topic submitted from the Supervisor representing District 3. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed two minutes per question or answer.

#### 1. Inclusionary Affordable Housing (District 3)

*Mayor London Breed addressed the Board of Supervisors regarding affordable housing and discussed the above referenced topic submitted by the District 3 Supervisor. Supervisor Peskin began the discussions by asking the following question: In June of 2016, 68% of San Francisco voters passed our "Inclusionary Housing for All" measure to maximize affordable housing in exchange for significant benefits to private developers. That led to you, me, and Supervisors Kim and Safai sitting down with a negotiating team made up of market-rate and non-profit developers and grinding out the most comprehensive affordable housing legislation in San Francisco history. Both sides made concessions and agreed on a couple of key tenets: 1) that we would assemble a Technical Advisory Committee to study the feasibility of various affordability requirements on a periodic basis; 2) that we would max the in-lieu fee in order to incentivize the more immediate construction of integrated affordable housing ON-SITE; and 3) that while the development community needed some certainty on the front end, the City also needed some certainty that developers would actually build their projects instead of sitting on valuable entitlements. Then you introduced legislation that, according to your press office, "keeps endangered housing projects moving forward," but really all it does is give a pass to 33 large projects that were grandfathered into lower inclusionary requirements in exchange for the promise that they would actually build housing for our communities. All they had to do was get a site permit by December of this year (not even a first construction permit, which is what we originally wanted) and they got the financing certainty for their investors and a lower inclusionary requirement. Your legislation would cost the people of San Francisco hundreds of units of housing affordable to residents struggling to rent or own housing, constituting a 30% reduction in our BMR housing stock overall. After the exhaustive data-driven and stakeholder process that this City has gone through to secure the maximum number of affordable housing units, my question, is why are we setting a precedent that consensus policies can be changed to benefit market-rate developers to the detriment of our constituents, whose faith in our commitments is undermined when we don't follow our own policies? Mayor Breed responded to Supervisor Peskin's original question by indicating she strongly supports the Inclusionary Affordable Housing Program and the subject legislation is necessary to keep these 33 projects feasible and retain the 4,300 residential units and over 600 affordable units. Mayor Breed further indicated she is open to reassessing the list of 33 projects, but does not want to see additional delays. Supervisor Peskin furthered the discussions by asking the following follow-up question: My office actually has come up against some of the same issues with getting departments to coordinate the processing of ADU applications in a timely and efficient way, or getting MOHCD to put together internal loan fund regulations so that we can release the quarter of a billion dollars of cheap and free money for the acquisition and rehabilitation of at risk affordable housing. So I agree and I'm with you there – I do want to say that given that this body, including you as our former Board President, had a unified position that fiscal feasibility was essential to our ability to strike the right balance of Inclusionary Housing requirements. Given that, I would like to ask you if you will commit to supporting requirements for each of these 33 projects that will get a pass from your legislation to go through a fiscal feasibility analysis. Mayor Breed responded to Supervisor Peskin's follow-up question indicating her desire to start the process from entitlement and reiterated she is open to reassessing the list of 33 projects, but does not want to see additional delays or loss of housing. Mayor Breed did not ask any questions to the Members. Following public comment this matter was filed. No further action was taken.*

**HEARD AND FILED**

## CONSENT AGENDA

### Recommendation of the Budget and Finance Committee

#### **180518 [Administrative Code - Film Commission Programs]**

**Sponsor: Stefani**

Ordinance amending the Administrative Code to modify the daily use fees to engage in film production, to extend the Film Rebate Program through 2028, to correspondingly increase the authorized funding cap for the Film Rebate Project Account from \$4,000,000 to \$13,000,000; and to add administrative penalties for violations of requirements of Film Commission programs. (Fiscal Impact)

**Ordinance No. 244-18**

**FINALLY PASSED**

### Recommendation of the Government Audit and Oversight Committee

#### **180818 [Settlement of Lawsuit - Suzanne Montes - \$575,000]**

Ordinance authorizing settlement of the lawsuit filed by Suzanne Montes against the City and County of San Francisco for \$575,000; the lawsuit was filed on May 23, 2017, in the United States District Court, Case No. 3:17-CV-02928-JSC; entitled Suzanne Montes v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute; other material terms of the settlement are restoring 384 hours of sick leave with pay and 240 hours of vacation to plaintiff. (City Attorney)

**PASSED ON FIRST READING**

### Recommendation of the Land Use and Transportation Committee

#### **180618 [Building Code - Process for Building Inspection Commission and Code Advisory Committee - Review of Legislation Proposed by the Board of Supervisors]**

**Sponsor: Tang**

Ordinance amending the Building Code to establish a process for review by the Building Inspection Commission and Code Advisory Committee of legislation proposed by the Board of Supervisors; and affirming the Planning Department's determination under the California Environmental Quality Act.

**Ordinance No. 245-18**

**FINALLY PASSED**

## **Recommendation of the Public Safety and Neighborhood Services Committee**

### **170781 [Administrative Code - Maya Angelou Artistic Representation at Main Library - City Policy Regarding Depiction of Women on City Property - Women's Recognition Public Art Fund]**

**Sponsors: Stefani; Ronen, Kim, Brown, Cohen, Fewer and Tang**

Ordinance directing the Arts Commission to erect a work of art depicting Maya Angelou at the Main Library; setting a City policy that at least 30% of nonfictional figures depicted or commemorated in statues and other works of art on City-owned property, public building names, and street names, be women; amending the Administrative Code to create a fund to accept gifts to pay for the design, construction, repair, maintenance, and improvement of public art depicting historically significant women on City property; and affirming the Planning Department's determination under the California Environmental Quality Act.

**Ordinance No. 243-18**

**FINALLY PASSED**

**The foregoing items were acted upon by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

## **REGULAR AGENDA**

## **UNFINISHED BUSINESS**

## **Recommendations of the Public Safety and Neighborhood Services Committee**

### **180732 [Police Code - Neighborhood-Restricted Liquor Licenses]**

**Sponsors: Mayor; Ronen**

Ordinance amending the Police Code to authorize the Chief of Police, or the Chief's designee, to provide signed verification of preapplication meetings for neighborhood-restricted liquor licenses.

**Ordinance No. 246-18**

**FINALLY PASSED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

### **180804 [Health Code - Surplus Medication Repository and Distribution Program]**

**Sponsors: Safai; Stefani, Ronen, Brown, Mandelman and Cohen**

Ordinance amending the Health Code to establish a Surplus Medication Repository and Distribution Program, to be overseen by the Department of Public Health.

**Ordinance No. 247-18**

**FINALLY PASSED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

## NEW BUSINESS

### Recommendations of the Budget and Finance Committee

**180933 [Accept and Expend Grant and Amend the Annual Salary Ordinance - Laura and John Arnold Foundation - Financial Justice Project - FY2018-2019 - \$415,597]**

**Sponsor: Brown**

Ordinance retroactively authorizing the Office of the Treasurer & Tax Collector to accept and expend a grant in the amount of \$415,597 from the Laura and John Arnold Foundation for the Financial Justice Project; and amending Ordinance No. 182-18 (Annual Salary Ordinance FY2018-2019) to provide for the creation of one grant funded position. (Treasurer-Tax Collector)

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180658 [Master Lease Amendment - United States Navy - Treasure Island Land and Structures]**

Resolution approving Amendment No. 43 to the Treasure Island Land and Structures Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term for one year to commence December 1, 2018, for a total term of November 19, 1998, through November 30, 2019. (Treasure Island Development Authority)

**Resolution No. 341-18**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180729 [Airport Professional Services Agreement Modification - PGH Wong-MCK JV - Project Management Support Services for the Airport Hotel Program - Not to Exceed \$14,500,000]**

Resolution approving Modification No. 5 to Airport Contract No. 8768.41, Project Management Support Services for the Airport Hotel Program, with PGH Wong-MCK JV, increasing the contract amount by \$4,600,000 for a new total contract amount not to exceed \$14,500,000 for a total term of June 11, 2015, through June 10, 2019, to commence following Board approval, pursuant to Charter, Section 9.118(b). (Airport Commission)  
(Fiscal Impact)

**Resolution No. 343-18**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180851 [Agreements - AECOM Technical Services, Inc., Applied Technology & Science, Avila & Associates Consulting Engineers, Inc. - Specialized and Technical Services for Natural Resources and Watershed Management and Monitoring - Not to Exceed \$14,000,000 Each]**

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Agreements with AECOM Technical Services, Inc., Applied Technology & Science, and Avila & Associates Consulting Engineers, Inc. for Specialized and Technical Services for Natural Resources and Watershed Management and Monitoring, each with an agreement amount not to exceed \$14,000,000 for a total of \$42,000,000 and each with a term not to exceed ten years, for the period of January 1, 2019, through January 1, 2029, pursuant to Charter, Section 9.118(b).  
(Public Utilities Commission)  
(Fiscal Impact)

**Resolution No. 345-18**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

*President Cohen requested File Nos. 180660, 180895, 180896, 180919, and 180920 be called together.*

**180660 [Contract Agreement - Family Service Agency of San Francisco dba Felton Institute - Behavioral Health Services for Children and Families - Not to Exceed \$36,533,164]**

Resolution retroactively approving a contract agreement between the Department of Public Health and Family Service Agency of San Francisco dba Felton Institute, for behavioral health services for children and families in an amount not to exceed \$36,533,164 for a contract term of four years, from July 1, 2018, through June 30, 2022, with one five-year option to extend. (Public Health Department)  
(Fiscal Impact)

**Resolution No. 346-18**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180895 [Apply for Grant Application - Health Resources Services Administration - Ryan White Act HIV/AIDS Emergency Relief Grant Program - \$16,202,223]**

**Sponsors: Mayor; Mandelman**

Resolution authorizing the Department of Public Health to submit an application to continue to receive funding for the Ryan White Act HIV/AIDS Emergency Relief Grant Program grant from the Health Resources Services Administration; and requesting \$16,202,223 in HIV Emergency Relief Program funding for the San Francisco Eligible Metropolitan Area for the period of March 1, 2019, through February 28, 2020.

**Resolution No. 353-18**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180896 [Apply for Grant Application - Centers for Disease Control and Prevention - Integrated HIV Surveillance and Prevention Programs for Health Departments - \$7,008,377]**

**Sponsors: Mayor; Mandelman**

Resolution authorizing the Department of Public Health to submit a one-year application for calendar year 2019 to continue to receive funding for the Integrated HIV Surveillance and Prevention Programs for Health Departments grant from the Centers for Disease Control and Prevention, requesting \$7,008,377 in HIV prevention funding for the period of January 1, 2019, through December 31, 2019. (Public Health Department)

**Resolution No. 354-18**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180919 [Accept and Expend Grant - California Department of Justice - Proposition 56 Tobacco Law Enforcement Grant Program - \$1,753,378]**

**Sponsor: Cohen**

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant from California Department of Justice to participate in a program, entitled "Proposition 56 Tobacco Law Enforcement Grant Program," in the amount of \$1,753,378 for the period of June 1, 2018, through June 30, 2020. (Public Health Department)

**Resolution No. 358-18**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180920 [Accept and Expend Grant - California State Water Resources Control Board - Public Beach Safety Grant Program - \$30,000]**

**Sponsor: Tang**

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant from the California State Water Resources Control Board, Division of Water Quality Beach Safety Program, to participate in a program, entitled "Public Beach Safety Grant Program," in the amount of \$30,000 for the period of July 1, 2018, through June 30, 2019. (Public Health Department)

**Resolution No. 359-18**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee



President Cohen requested File Nos. 180887 and 180899 be called together.

**180887 [Contract Extension - Intersection Media, LLC - Advertising - \$32,250,000 Minimum Guarantee]**

Resolution authorizing the Municipal Transportation Agency to execute an extension of the transit advertising contract with Intersection Media, LLC, for a five-year term to commence July 1, 2019, through June 30, 2024, with a minimum guarantee of \$32,250,000. (Municipal Transportation Agency)

**Resolution No. 352-18**

**ADOPTED by the following vote:**

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

Noes: 1 - Peskin

**180899 [Contract Approval - Alstom Transportation, Inc. - Vendor Managed Inventory Services - Not to Exceed \$62,456,000]**

**Sponsor: Tang**

Resolution approving San Francisco Municipal Transportation Agency ("SFMTA") Contract No. SFMTA 2018-37 with Alstom Transportation, Inc., for Vendor Managed Inventory services to manage and supply parts for the SFMTA rail fleet maintenance program for a total term of three years, to commence upon approval by the Board of Supervisors and subject to the Controller's certification of funds availability, with two two-year options to extend, to be exercised at the sole discretion of the Director of Transportation, for an amount not to exceed \$62,456,000. (Fiscal Impact)

**Resolution No. 355-18**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180918 [Apply for Grant - California Department of Housing and Community Development - California Emergency Solutions and Housing Program]**

**Sponsor: Mayor**

Resolution authorizing the Department of Homelessness and Supportive Housing to apply for the California Emergency Solutions and Housing Program from the California Department of Housing and Community Development. (Department of Homelessness and Supportive Housing)

**Resolution No. 357-18**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180941 [Apply for Grant - California Department of Resources Recycling and Recovery Funds]**

**Sponsors: Mayor; Brown**

Resolution authorizing the Department of the Environment to submit applications on behalf of the City and County of San Francisco for all grants offered by the California Department of Resources Recycling and Recovery for which it is eligible.

**Resolution No. 340-18**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

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

### **180647 [Accept and Expend Grant - California State Senate Bill 1 Local Partnership Program - Parkmerced/Twin Peaks/Mt Davidson Residential Pavement Renovation - \$2,106,000]**

**Sponsor: Mayor**

Resolution authorizing the acceptance and expenditure of California State Senate Bill 1 Local Partnership Program formulaic funding in the amount of \$2,106,000 for San Francisco Public Works' Parkmerced/Twin Peaks/Glen Park Residential Pavement Renovation project. (Public Works)

(Fiscal Impact)

**Resolution No. 339-18**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

### **180702 [Board Response - Civil Grand Jury Report - Mitigating the Housing Crisis: Accessory Dwelling Units and Modular Housing]**

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2017-2018 Civil Grand Jury Report, entitled "Mitigating the Housing Crisis: Accessory Dwelling Units and Modular Housing," and urging the Mayor to cause the implementation of accepted findings and recommendations through his/her department heads and through the development of the annual budget. (Clerk of the Board)

**Resolution No. 342-18**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

### **180907 [Contract Amendments - Aon Risk Insurance Services West, Inc. - Excess Liability Insurance for the Central Subway Project - Not to Exceed \$25,094,436]**

Resolution retroactively approving Amendment No. 3 and Amendment No. 4 to Contract CS-163-1 OCIP Insurance Brokerage Services, to provide excess liability insurance for the Central Subway Project, with Aon Risk Insurance Services West, Inc., to increase the contract amount by \$684,382 and \$6,321,304, respectively, for additional premium charges due to increased construction time and contract costs, for a total contract amount not to exceed \$25,094,436; and to extend the Contract for two years for a total term of February 7, 2012, through June 24, 2020. (Municipal Transportation Agency)

(Fiscal Impact)

**Resolution No. 356-18**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

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

*President Cohen requested File Nos. 180720, 180721, 180722, 180723, 180724, 180725, and 180726 be called together.*

### **180720 [Planning Code - Landmark Designation - 228-248 Townsend Street (aka New Pullman Hotel)]**

Ordinance amending the Planning Code to designate 228-248 Townsend Street (aka New Pullman Hotel), Assessor's Parcel Block No. 3787, Lot No. 018, as a Landmark under Article 10 of the Planning Code; affirming the Planning Department's determination under the California Environmental Quality Act; and making public necessity, convenience, and welfare findings under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

### **180721 [Planning Code - Landmark Designation - 457 Bryant Street (aka Piledrivers, Bridge, and Structural Ironworkers Local No. 77 Union Hall)]**

Ordinance amending the Planning Code to designate 457 Bryant Street (aka Piledrivers, Bridge, and Structural Ironworkers Local No. 77 Union Hall), Assessor's Parcel Block No. 3775, Lot No. 085, as a Landmark under Article 10 of the Planning Code; affirming the Planning Department's determination under the California Environmental Quality Act; and making public necessity, convenience, and welfare findings under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

### **180722 [Planning Code - Landmark Designation - 500-504-4th Street (aka Hotel Utah)]**

Ordinance amending the Planning Code to designate 500-504-4th Street (Hotel Utah), Assessor's Parcel Block No. 3777, Lot No. 001, as a Landmark under Article 10 of the Planning Code; affirming the Planning Department's determination under the California Environmental Quality Act; and making public necessity, convenience, and welfare findings under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

### **180723 [Planning Code - Clyde and Crooks Warehouse Historic District]**

Ordinance amending the Planning Code to add a new Appendix O to Article 10, Preservation of Historical, Architectural, and Aesthetic Landmarks, to create the Clyde and Crooks Warehouse Historic District, encompassing an area generally bounded by Brannan Street to the north, Third Street to the east, Townsend Street to the south, and Lusk Street to the West; affirming the Planning Department's determination under the California Environmental Quality Act; and making public necessity, convenience, and welfare findings under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180724 [Planning Code - Mint-Mission Conservation District]**

Ordinance amending the Planning Code to add a new Appendix K to Article 11, Preservation of Buildings and Districts of Architectural, Historical, and Aesthetic Importance in the C-3 (Downtown Commercial) Districts, to create the Mint-Mission Conservation District, which includes certain properties in the area bounded by Fifth Street, Stevenson Street, Minna Street, and Sixth Street, specifically Assessor's Parcel Block No. 3704, Lot Nos. 003, 010, 012, 013, 015, 017, 018, 019, 020, 021, 022, 024, 028, 029, 034, 035, 059, 079, 113, and 144, and Assessor's Parcel Block No. 3725, Lot Nos. 087 and 088, and designates contributory and significant buildings within that District; affirming the Planning Department's determination under the California Environmental Quality Act; and making public necessity, convenience, and welfare findings under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180725 [Planning Code - Designation of Various Properties as Significant and Contributory in the C-3 District Based on Architectural, Historic and Aesthetic Value]**

Ordinance amending the Planning Code to change the designation of these properties located in the C-3 (Downtown Commercial) District from no rating to Category 1 (Significant) pursuant to Article 11 of the Planning Code, based on architectural, historic, and aesthetic value: 360-4th Street (aka Southern Police Station), 539 Bryant Street (aka Shreve and Company Factory), 340-350 Townsend Street (aka Paul Wood Warehouse), 601-4th Street (aka Heubline Wine Distribution Warehouse), and 500-504-4th Street (aka Hotel Utah); to change the designation of these properties located in the C-3 District from no rating to Category III (Contributory) pursuant to Article 11 of the Planning Code, based on architectural, historic and aesthetic value: 104-106 South Park Street (aka Omiya Hotel/Gran Oriente Filipino), 117-125-6th Street (aka The Rose Hotel), 135-6th Street/495 Minna Street (aka Sunnyside Hotel), 139-149-6th Street (aka Mint Hotel), 157-161-6th Street (aka Sunset Hotel), 169-183-6th Street (aka Adler Hotel), 194-198-5th Street (aka Hotel George), 224 Townsend Street (aka Worthington Company Warehouse), 228 Townsend Street (aka Pullman Hotel), 355 Brannan Street, 361-365 Brannan Street, 457 Bryant Street (aka Pile Driver, Bridge and Structural Iron Workers Union #77), 461 Bryant Street, 480-5th Street, 566-586-3rd Street (aka Central Hotel), 508-514-4th Street (Murschen & Hoelscher Building), 844 Folsom Street (aka Victor Equipment Company), 850 Folsom Street (aka Victor Equipment Company), 854 Folsom Street, and 95 Jack London (aka Gran Oriente Filipino Masonic Temple); to change the designation of this property located in the C-3 District from Category V (Unrated) to Category III (Contributory) pursuant to Article 11 of the Planning Code, based on architectural, historic, and aesthetic value: 47-55-6th Street (Hillside Hotel); affirming the Planning Department's determination under the California Environmental Quality Act; and making public necessity, convenience, and welfare findings under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180726 [Planning Code - Amending Kearny-Market-Mason-Sutter Conservation District and Article 11 Designation of 55-5th Street]**

Ordinance amending the Planning Code to amend Appendix E to Article 11, Preservation of Buildings and Districts of Architectural, Historical, and Aesthetic Importance in the C-3 (Downtown Commercial) Districts to expand the boundaries of the Kearny-Market-Mason-Sutter Conservation District and to designate 55-5th Street as a Contributory Building-Category IV; affirming the Planning Department's determination under the California Environmental Quality Act; and making public necessity, convenience, and welfare findings under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

*Supervisor Kim was noted absent at 2:56 p.m.*

**180831 [Freeway Agreement - California Department of Transportation (Caltrans) - State Highway Route 80 from State Highway Route 101 to the San Francisco-Alameda County Line]**

Resolution adopting a Freeway Agreement with the California Department of Transportation (Caltrans) for State Highway Route 80 from State Highway Route 101 to the San Francisco-Alameda County Line; adopting environmental findings under the California Environmental Quality Act; and authorizing official acts, as defined herein. (Public Works)

**Resolution No. 344-18**

**ADOPTED by the following vote:**

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

**Recommendations of the Rules Committee****171171 [Administrative Code - Shelter Monitoring Committee - Composition of Membership, Powers and Duties, and Sunset Date]**

Ordinance amending the Administrative Code to change the qualifications for members of the Shelter Monitoring Committee, create staggered terms for members, establish a sunset date for the Committee, and to allow shelters that contract with the City to provide clients with clean blankets if clean sheets are unavailable. (Public Health Department)

**PASSED ON FIRST READING by the following vote:**

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

**180002 [Various Codes - Nonsubstantive Clean-Up Ordinance]**

Ordinance amending the Administrative, Business and Tax Regulations, Environment, Fire, Health, Police, and Transportation Codes to make nonsubstantive changes. (City Attorney)

**PASSED ON FIRST READING by the following vote:**

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

Supervisor Kim was noted present at 3:00 p.m.

**180800 [Administrative Code - Cannabis Oversight Committee]**

**Sponsors: Fewer; Kim and Yee**

Ordinance amending the Administrative Code to establish the Cannabis Oversight Committee to advise the Board of Supervisors and the Mayor regarding the implementation and enforcement of City laws and regulations relating to cannabis; and to require the Director of the Office of Cannabis to report information to the Committee regarding the growth of the cannabis industry in the City.

Supervisor Fewer, seconded by Supervisor Yee, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 3, Lines 4-5, by adding 'the Executive Director of the Entertainment Commission or the Executive Director's designee', on Lines 9-11, by adding 'If there are no Equity Applicant permit-holders who apply for the seat, then the Board may appoint a person who, at the time of the appointment, is an Equity Applicant, as that term is defined in Police Code Subsection 1604(b).', and Line 20, by adding 'at the time of the appointment'; on Page 4, Line 15, by adding '6'; on Page 6, Line 1, by adding 'As an advisory committee', and Lines 2-3, by adding 'and shall not have authority over decisions by the Office of Cannabis to issue, deny or modify permits.'; and on Page 7, Lines 5-6, by striking 'six months after the inaugural meeting of the Cannabis Oversight Committee ("Committee") established in Chapter 5, Article X of the Administrative Code' and adding 'January 1, 2020'. The motion carried by the following vote:

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**PASSED ON FIRST READING AS AMENDED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180951 [Appointments, Citizen's Committee on Community Development - Graciela "Aileen" Hernandez and Azalea Renfield]**

Motion appointing Graciela "Aileen" Hernandez and Azalea Renfield, terms ending February 23, 2020, to the Citizen's Committee on Community Development. (Rules Committee)

**Motion No. M18-137**

**APPROVED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180952 [Appointments, Child Care Planning and Advisory Council - Easter Calvit and Graham Dobson]**

Motion appointing Easter Calvit (residency requirement waived) and Graham Dobson, terms ending March 19, 2021, to the Child Care Planning and Advisory Council. (Rules Committee)

**Motion No. M18-138**

**APPROVED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180953 [Reappointment, In-Home Supportive Services Public Authority - Kenzi Robi]**

Motion reappointing Kenzi Robi, term ending March 1, 2021, to the In-Home Supportive Services Public Authority. (Rules Committee)

**Motion No. M18-139**

**APPROVED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee



**180954 [Appointment, Graffiti Advisory Board - Mike Petricca]**

Motion appointing Mike Petricca (residency requirement waived), term ending April 10, 2019, to the Graffiti Advisory Board. (Rules Committee)

**Motion No.** M18-140

**APPROVED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

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

**Supervisor Mandelman, seconded by Supervisor Peskin, 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: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

*President Cohen introduced, welcomed, and presented a Certificate of Honor to Kelly Armstrong, Director/Founder of the Primed & Prepped, in recognition of her many accomplishments and impact providing young people with culinary arts opportunities and honing their leadership skills.*

*Supervisor Mandelman introduced, welcomed, and presented a Certificate of Honor to Judith Levy-Sender and Ramon Sender in recognition of their 17 years organizing Odd Mondays, a community speaker series in Noe Valley.*

*Supervisor Peskin introduced, welcomed, and presented a posthumous Certificate of Honor for Jack Boatwright, Seismologist, in recognition of his many scientific developments and accomplishments in seismology.*

*Supervisor Kim introduced, welcomed, and presented a Certificate of Honor to Mike and Jean Aburahama, owners of Turk & Larkin Deli, in recognition of their over 40 years serving the Tenderloin neighborhood.*

**Appointment of President Pro Tempore**

*At the request of President Cohen, Supervisor Kim assumed the chair at 2:38 p.m. The President resumed the chair at 2:55 p.m.*

## SPECIAL ORDER 3:00 P.M.

### Board of Supervisors Sitting as a Committee of the Whole

*President Cohen requested File Nos. 180792, 180779, 180780, 180783, 180784, 180772, and 180782 be called together.*

#### **180792 [Hearing - Committee of the Whole - Infrastructure and Revitalization Financing District No.2 (Hoedown Yard, Pier 70) - October 16, 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 approving the Infrastructure and Revitalization Financing Plan (File No. 180780); 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)

*President Cohen opened the public hearing, and provided opening remarks and background information regarding the Infrastructure and Revitalization Financing District (IRFD). President Cohen asked if any individual wished to address the Board regarding the proposed IRFD. Brad Benson (Port of San Francisco); provided an overview of the IRFD and responded to questions raised throughout the discussion. Mr. Wright; Tom Gilbert; Francisco Da Costa; spoke on various concerns related to the IRFD. There were no other speakers. President Cohen closed public comment, declared the public hearing heard and filed, and reconvened as the Board of Supervisors.*

**HEARD AND FILED**

### Committee of the Whole Adjourn and Report

#### **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)

**Supervisor Fewer, seconded by Supervisor Yee, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, by changing all hearing date references from 'September 11, 2018' to 'October 16, 2018'. The motion carried by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee



(Fiscal Impact)

**Resolution No. 347-18**

**ADOPTED AS AMENDED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**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, 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. 348-18**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**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.

**Supervisor Fewer, seconded by Supervisor Yee, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, by changing all hearing date references from 'September 11, 2018' to 'October 16, 2018'. The motion carried by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**Resolution No. 350-18**

**ADOPTED AS AMENDED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**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.

*President Cohen requested Angela Calvillo, Clerk of the Board, to announce the results of the election. Clerk Calvillo informed the Board of Supervisors that there were three landowner votes cast for the Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70) (IRFD), with 100% in favor of the IRFD, and further indicating there was no majority protest.*

**Supervisor Fewer, seconded by Supervisor Yee, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, by changing all hearing date references from 'September 11, 2018' to 'October 16, 2018'. The motion carried by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**Resolution No. 351-18****ADOPTED AS AMENDED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**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. (Child Support Services)  
(Fiscal Impact)

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**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)

**Resolution No. 349-18****ADOPTED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**SPECIAL ORDER 3:00 P.M.**

*President Cohen requested File Nos. 180841, 180842, 180843, and 180844 be called together. During these discussions, privilege of the floor was granted unanimously to Wade Wietgreffe (Planning Department) and Kristen Jensen (Office of the City Attorney) who responded to questions raised throughout the discussion.*

**180841 [Hearing - Appeal of Final Environmental Impact Report Certification - India Basin Mixed-Use Project]**

Hearing of persons interested in or objecting to the certification of a Final Environmental Impact Report for a proposed project at 700 Innes Avenue, 900 Innes Avenue, India Basin Open Space, and India Basin Shoreline Park, identified in Planning Case No. 2014-002541ENV, issued by the Planning Commission through Motion No. 20248, dated July 26, 2018; to develop about 29.26 undeveloped acres resulting in approximately 1,575 residential units, 209,000 gross square feet of nonresidential use, up to 1,800 parking spaces, 1,575 bicycle parking spaces, 15.5 acres of new and improved publicly accessible open space, new streets and other public realm improvements; and a Recreation and Park Department component making improvements to the 900 Innes, India Basin open space, and India Basin shoreline park properties, including enhancing existing and developing new open space and recreation facilities totaling about 8.98 acres within the M-1 (Light Industrial), M-2 (Heavy Industrial), NC-2 (Small-Scale Neighborhood Commercial), and P (Public) use districts and 40-X and OS (Open Space) Height and Bulk Districts. (District 10) (Appellants: Mikhail Brodsky, on behalf of Archimedes Banya SF and 748 Innes Avenue HOA; Bradley Angel, for Greenaction for Health and Environmental Justice) (Filed August 23, 2018, and August 27, 2018, respectively) (Clerk of the Board)

*President Cohen opened the public hearing and inquired as to whether any individual wished to address the Board. Bradley Angel, on behalf of Greenaction for Health and Environmental Justice, and Abhishek Vaidya, on behalf of Archimedes Banya SF, (Appellants) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Marie Harrison (Greenaction for Health and Environmental Justice); Francisco Da Costa; Speaker; Leroy White; Vanessa White; Pooky; Rene; Speaker; John McCormick; Mr. Wright; Dr. Derek Marks; Tony Kelly; Julius Coleman; Jesus Flores; David Rosebud; Speaker; Steve Castleman; James Fahey; Tom Gilbert; Otto Duffy; spoke in support of the appeal. Lisa Gibson, Environmental Review Officer (Planning Department), provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Greg Nudd, Deputy Air Pollution Control Officer (Bay Area Air Quality Management District), provided an overview of the air quality mitigation measure and responded to questions raised throughout the discussion. Lou Vasquez (Project Sponsor) provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Planning Department. Kathy Perry; Corey Smith; Dwayne; Jill Fox; Jerome Wolf; Harvey Turner; Ted Lickey; Erica Scott; Debra Hudson; Michael Day Abercrombie; Joyce Armstrong; Jackie Flynn; Jessie Randall; Megan; Speaker; Laina Miller; Rev. Dr. Arelious Walker; Tim Paulson; Michael Hamman; Jeff Welch; Nina Regan; Timothy Wright; spoke in support of the project and in opposition to the appeal. Bradley Angel, on behalf of Greenaction for Health and Environmental Justice, and Speaker, Marie Harrison (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. President Cohen closed public comment and declared the public hearing heard and filed.*

**HEARD AND FILED**

**180842 [Affirming the Final Environmental Impact Report Certification - India Basin Mixed-Use Project]**

Motion affirming the Planning Commission's certification of the Final Environmental Impact Report prepared for the proposed India Basin Mixed-Use Project. (Clerk of the Board)

**Motion No. M18-136**

**Supervisor Cohen, seconded by Supervisor Tang, moved that this Motion be APPROVED. The motion carried by the following vote:**

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

Noes: 1 - Fewer

**180843 [Conditionally Reversing the Final Environmental Impact Report Certification - India Basin Mixed-Use Project]**

Motion conditionally reversing the Planning Commission's certification of the Final Environmental Impact Report prepared for the proposed India Basin Mixed-Use Project, subject to the adoption of written findings of the Board of Supervisors in support of this determination. (Clerk of the Board)

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

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

Noes: 1 - Fewer

**180844 [Preparation of Findings to Reverse the Final Environmental Impact Report Certification - India Basin Mixed-Use Project]**

Motion directing the Clerk of the Board to prepare findings related to reversing the Planning Commission's certification of the Final Environmental Impact Report prepared for the proposed India Basin Mixed-Use Project. (Clerk of the Board)

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

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

Noes: 1 - Fewer

**Appointment of President Pro Tempore**

*At the request of President Cohen, Supervisor Safai assumed the chair at 3:45 p.m. The President resumed the chair at 3:52 p.m.*

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**Referred without Recommendation from the Land Use and Transportation Committee**

*President Cohen requested File Nos. 180816, 180680, and 180681 be called together. During these discussions, privilege of the floor was granted unanimously to Anne Taupier (Office of Economic and Workforce Development) who responded to questions raised throughout the discussion.*

**180816 [General Plan - India Basin Mixed-Use Project]****Sponsors: Mayor; Cohen**

Ordinance amending the General Plan to revise the Bayview Hunters Point Area Plan, and the Urban Design, Commerce and Industry, and Recreation and Open Space Elements, to reflect the India Basin Mixed-Use Project; adopting findings under the California Environmental Quality Act; and making findings under Planning Code, Section 340, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

**Supervisor Cohen, seconded by Supervisor Tang, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, by clarifying the CEQA findings and including reference to the Planning Department memo dated October 10, 2018. The motion carried by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**PASSED ON FIRST READING AS AMENDED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180680 [Planning Code, Zoning Map - India Basin Special Use District]****Sponsors: Mayor; 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.

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180681 [Development Agreement - India Basin Investment LLC - India Basin Project - Innes Avenue at Griffith Street]****Sponsors: Mayor; 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.

*Supervisor Cohen, seconded by Supervisor Safai, moved that Exhibit H to the Development Agreement be AMENDED by amending Section 2.1(b) and adding Sections 2.1(c) through (e). The motion carried by the following vote:*

*Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee*

**Supervisor Cohen, seconded by Supervisor Tang, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, by clarifying the CEQA findings and including reference to the Planning Department memo dated October 10, 2018. The motion carried by the following vote:**

*Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee*

**PASSED ON FIRST READING AS AMENDED by the following vote:**

*Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee*

## COMMITTEE REPORT

### Recommendation of the Land Use and Transportation Committee

**180861 [Planning Code - Fire-Damaged Liquor Stores in North Beach Neighborhood Commercial District]****Sponsor: Peskin**

Ordinance amending the Planning Code to provide that temporary closure of a liquor store in the North Beach Neighborhood Commercial District (NCD) as a result of a fire is not an abandonment of such use, and that relocation of such use to another location in the North Beach NCD does not require a new Conditional Use permit; 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.

*Privilege of the floor was granted unanimously to Ben Rosenfield, City Controller (Office of the Controller) who responded to questions raised throughout the discussion.*

**PASSED ON FIRST READING by the following vote:**

*Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee*

## ROLL CALL FOR INTRODUCTIONS

*See Legislation Introduced below.*

### Appointment of President Pro Tempore

*At the request of President Cohen, Supervisor Tang assumed the chair at 5:42 p.m. The President resumed the chair at 5:51 p.m.*

## PUBLIC COMMENT

*Mr. Wright; spoke on concerns on hourly wage in San Francisco, the General Fund, and taxes in the United States.*

*Francisco Da Costa; spoke on concerns on the General Fund.*

*Allen Jones; spoke on racism and injustice in America.*

*Speaker; spoke on various religious concerns.*

*Peter Drekmeier (Tuolumne River Trust); spoke on concerns of the Bay Dolphin Plan.*

*Denise Louie; spoke in support of the California State Bay Delta Water Conservation Plan.*

*Erik Young (Trout Unlimited); spoke on concern of the State Water Board proposal.*

*Doug Obegi (Natural Resources Defense Council); spoke on concerns on the Tuolumne River flow and water quality standards.*

*Chris Shutes (California Sport Fishing Protection Alliance); spoke on concerns on the Bay Delta Plan.*

*Cindy Charles; spoke on concerns on the Bay Delta Plan and the Public Utilities Commission.*

*John McMamus (Golden Gate Salmon Association); spoke on concerns practices of the Public Utilities Commission.*

*Barry Nelson (Golden Gate Salmon Association); spoke on concerns on practices Public Utilities Commission.*

*Dave Warner; spoke concerns of the Bay Delta Plan.*

*Noah Oppenheimer (Pacific Coast Federation of Fisherman's Associations); spoke on concerns on the Bay Delta Plan.*

*Tom Gilberty; spoke on concerns on recessions and Costa Hawkins.*

## CALLED FROM COMMITTEE

### Called from the Budget and Finance Committee

**170538 [Administrative Code - Increasing the Minimum Compensation Hourly Rate for Employees Under Contracts with Nonprofit Corporations and Public Entities]  
Sponsors: Kim; Fewer and Yee**

Ordinance amending the Administrative Code to increase the minimum hourly compensation rate for employees of City contractors to \$16.86 per hour on July 1, 2018, and followed thereafter by annual cost-of-living increases; and to require that City contractors pay the minimum hourly compensation rate to employees who perform any work funded under an applicable contract with the City.

(Fiscal Impact)

*Supervisor Yee requested to be added as a co-sponsor.*

**Supervisor Fewer, seconded by Supervisor Ronen, moved that this Ordinance be AMENDED, AMENDMENT OF THE WHOLE BEARING NEW TITLE, by increasing minimum hourly compensation rate for employees on July 1, 2019, under contracts with Nonprofit Corporations to \$16.00 plus an amount corresponding to the prior year's increase in the Consumer Price Index, if any, followed thereafter by annual cost-of-living increases; increasing the minimum hourly compensation rate for employees under contract with public entities to \$17.00 on the 60th day following enactment of the ordinance; and adding other clarifying and conforming changes. The motion carried by the following vote:**

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

Noes: 1 - Cohen

**Supervisor Fewer, seconded by Supervisor Yee, moved that this Ordinance be CONTINUED AS AMENDED ON FIRST READING to a Committee of the Whole hearing at the Board of Supervisors on October 23, 2018. The motion carried by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

## 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.*

## CHARTER AMENDMENT

### 181001 [Charter Amendment - Free City College Fund]

**Sponsors:** Kim; Mandelman

Charter Amendment (First Draft) to establish the Free City College Fund to defray certain costs of City College students, and to require annual appropriations in designated amounts to the Fund; at an election to be held on November 5, 2019.

10/16/18; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 11/15/2018.

## ORDINANCES

### 181002 [Police Code - Prohibiting Criminal History Inquiries in Private College Admissions]

**Sponsor:** Cohen

Ordinance amending the Police Code to prohibit private post-secondary educational institutions from using an application form that contains questions about an applicant's criminal history, or asking an applicant about criminal history for the purpose of deciding whether to offer admission; requiring educational institutions to retain relevant records for three years; authorizing the Office of Labor Standards Enforcement to investigate possible violations and impose penalties; and providing for a private right of action.

10/16/18; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 11/15/2018.

**180914 [Planning Code - Modifying Better Streets Plan Requirements and Curb Cut Restrictions]****Sponsor: Kim**

Ordinance amending the Planning Code to add new standard required streetscape improvements under the Better Streets Plan; modifying the triggers that would require project sponsors to construct streetscape improvements in the public right-of-way; clarifying the recommended sidewalk width for street types; expanding curb cut restrictions for off-street parking and loading to nearly all zoning districts and certain designated streets, including those on the Citywide Transit Network and any officially adopted bicycle routes or lanes, and requiring a Conditional Use authorization or a Section 309 or 329 exception for new or expanded curb cuts in the applicable areas; adding criteria for the Planning Commission to consider when granting a Conditional Use authorization or an exception as part of a Downtown C-3-O(SD) (Downtown, Office (Special Development)) or large project authorization in mixed-use districts for such curb cuts; prohibiting new curb cuts in bus stops and on Folsom Street between Essex and Second Street; eliminating minimum off-street parking requirements for projects subject to the curb cut restrictions or prohibitions; 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.

09/18/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/18/2018.

09/26/18; REFERRED TO DEPARTMENT.

09/27/18; RESPONSE RECEIVED.

10/16/18; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

**180916 [Planning, Administrative Codes - Zoning Controls and Fees in the C-3-R (Downtown Retail) District]****Sponsor: Peskin**

Ordinance amending the Planning Code to change zoning controls for Non-Retail Sales and Service Uses in the C-3-R (Downtown Retail) Zoning District; amending the Planning and Administrative Codes to create the Union Square Park, Recreation, and Open Space Fund and Fee; affirming Planning Department's determination under the California Environmental Quality Act; 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 pursuant to Planning Code, Section 302.

09/18/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/18/2018.

09/26/18; REFERRED TO DEPARTMENT.

09/27/18; RESPONSE RECEIVED.

10/16/18; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

**181003 [Administrative Code - Graffiti Advisory Board - Extend Sunset Date and Annual Report]****Sponsor: Safai**

Ordinance amending the Administrative Code to extend the sunset date of the Graffiti Advisory Board for three years to March 1, 2022, and to require the Advisory Board to submit annual rather than biannual reports to the Mayor and Board of Supervisors.

10/16/18; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 11/15/2018.

**181004 [Environment Code - Single-Use Food Ware Plastics, Toxics, and Litter Reduction]**  
**Sponsor: Tang**

Ordinance amending the Environment Code to require food vendors to supply single-use plastic straws only upon request; provide for sale of plastic straws; clarify that nothing in Chapter 16 shall be construed to conflict with laws concerning the rights of individuals with disabilities; and affirming the Planning Department's determination under the California Environmental Quality Act.

10/16/18; ASSIGNED to Land Use and Transportation Committee.

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

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

03/06/18; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 4/5/2018.

03/15/18; REFERRED TO DEPARTMENT.

10/16/18; SUBSTITUTED AND ASSIGNED to Rules Committee.

## RESOLUTIONS

**181005 [Accept and Expend Grant - State Controller's Office, California State 2020 Census Grant - Local Update of Census Addresses Program - \$100,000]**

**Sponsor: Mayor**

Resolution authorizing the Office of Civic Engagement and Immigrant Affairs to accept and expend a grant in the amount of \$100,000 from the California State Controller's Office to support San Francisco's Local Update of Census Addresses efforts and outreach activities related to the 2020 Census for the project period of November 1, 2018, through June 30, 2019. (Office of Civic Engagement & Immigrant Affairs)

10/16/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**181006 [Multifamily Housing Revenue Bonds - 1950 Mission Street - Not to Exceed \$60,488,962]**

**Sponsors: Mayor; Ronen**

Resolution authorizing the issuance, sale and delivery of multifamily housing revenue bonds in an aggregate principal amount not to exceed \$60,488,962 for the purpose of providing financing for the construction of a 157-unit multifamily rental housing project known as 1950 Mission Street Apartments; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of tax exempt residential rental housing bonds by the City in an aggregate principal amount not to exceed \$60,488,962; approving the form of and authorizing the execution of an indenture of trust providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; authorizing the collection of certain fees; approving modifications, changes and additions to the documents; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters, as defined herein.

10/16/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**181007 [Ground Lease - 1950 Mission Housing Associates, LP - 1950 Mission Street - \$15,000 Annual Base Rent]****Sponsors: Mayor; Ronen**

Resolution approving and authorizing a long term Ground Lease with 1950 Mission Housing Associates, LP, on City owned land at 1950 Mission Street ("Property") for a term of 75 years, to commence following approval by the Board of Supervisors, with one 24-year option to extend, and with an annual base rent of \$15,000 in order to construct a 100% affordable, 155-unit multifamily rental housing development (plus two staff units) for low-income persons ("Project"); adopting findings that the Ground Lease is consistent with the California Environmental Quality Act, the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing the Director of Property and the Director of the Mayor's Office of Housing and Community Development to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein.

(Fiscal Impact)

10/16/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**181008 [Shopping Agreement - BoBCat Studios, LLC - Development of Public Defender Documentary Series]****Sponsor: Cohen**

Resolution authorizing the Public Defender to enter into a Shopping Agreement with BoBCat Studios, LLC, to develop the concept of a documentary series based on the San Francisco Public Defender's Office, and grant all necessary trademark licenses and the exclusive right for six months to present to traditional and digital networks.

10/16/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**181009 [Initiating Landmark Designation - 2 Henry Adams Street (aka Dunham, Carrigan and Hayden Building)]****Sponsor: Cohen**

Resolution initiating landmark designation under Article 10 of the Planning Code of 2 Henry Adams Street (aka Dunham, Carrigan and Hayden Building), Assessor's Parcel Block No. 3910, Lot No. 001.

10/16/18; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

**181010 [Sexual Assault Survivor Day - October 6]****Sponsors: Cohen; Ronen, Tang, Fewer, Brown, Kim, Stefani, Peskin, Mandelman and Yee**

Resolution declaring October 6 as "Sexual Assault Survivor Day" annually in the City and County of San Francisco.

10/16/18; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**181011 [Central Market Community Benefit District - Annual Report - 2016 Calendar Year]****Sponsor: Kim**

Resolution receiving and approving an annual report for the Central Market Community Benefit District for the 2016 calendar year, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4. (Department of Economic and Workforce Development)

10/16/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**181012 [Non-Renewal of a Mills Act Historical Property Contract - 690 Market Street]****Sponsor: Peskin**

Resolution regarding non-renewal of a Mills Act historical property contract with RCP LLC, the owner of 690 Market Street, The Chronicle Building, Assessor's Parcel Block No. 311, Lot No. 016 (specifically Assessor's Parcel Block No. 311, Lot Nos. 016-069, 73-74, and 78-79) under Chapter 71 of the Administrative Code; notifying the Assessor Recorder's Office of such non-renewal; and authorizing the Planning Director to send notice of the non-renewal of the historical property contract to the owner and record a notice of non-renewal.

10/16/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**181013 [Lower Polk Community Benefit District - Annual Report - FY2016-2017]****Sponsor: Peskin**

Resolution receiving and approving an annual report for the Lower Polk 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 District's management agreement with the City, Section 3.4. (Department of Economic and Workforce Development)

10/16/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**181014 [Urging Adoption of State Water Board Proposed Updates to the 2006 Bay-Delta Plan and Subsequent Voluntary Agreements]****Sponsors: Peskin; Mandelman, Kim and Brown**

Resolution urging support of State Water Board proposed updates to the 2006 Bay-Delta Plan.

10/16/18; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

## MOTION

**180976 [Appointment, Board of Appeals - Rachael Tanner]**

Motion approving/rejecting the President of the Board of Supervisors Malia Cohen's nomination of Rachael Tanner for appointment to the Board of Appeals, for a term ending July 1, 2022. (Clerk of the Board)

10/11/18; RECEIVED FROM DEPARTMENT.

10/16/18; RECEIVED AND ASSIGNED to Rules Committee.

## REQUESTS FOR HEARING

**181015 [Hearing - Allegations of Sexual Harassment and Sex Discrimination in the Fire Department]****Sponsors: Kim; Peskin, Ronen, Fewer and Cohen**

Hearing to consider the allegations of sexual harassment and sex discrimination in the Fire Department, and the City's policies and practices for responding to such allegations; and requesting the Fire Department and Department of Human Resources to report.

10/16/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**181016 [Hearing - Existing Litigation - Samson Lai, et. al.]****Sponsor: Kim**

Hearing for the purpose of conferring with, or receiving advice from, the City Attorney, under California Government Code, Section 54956.9(a), and Administrative Code, Section 67.10(d)(1), regarding existing litigation in which the City is a defendant; filed on February 21, 2018, in San Francisco Superior Court, Case No. 18-564467; entitled "Samson Lai, et al. v. City and County of San Francisco, et. al.;" the lawsuit involves an employment dispute.

10/16/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**181017 [Hearing - Anticipated Litigation - Central SoMa Special Tax District]****Sponsor: Kim**

Hearing for the purpose of conferring with, or receiving advice from, the City Attorney, under California Government Code, Section 54956.9(b), and Administrative Code, Section 67.10(d)(2), regarding anticipated litigation in which the City would be a defendant, based on a significant exposure to litigation regarding the establishment of the Central SoMa Special Tax District.

10/16/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**181018 [Hearing - Housing Authority, Mayor's Office of Housing and Development - Coordination of Section 8 Program]****Sponsors: Peskin; Cohen, Yee, Safai, Ronen, Brown, Kim and Stefani**

Hearing to receive the Budget and Legislative Analyst's audit of the Housing Authority and Mayor's Office of Housing and Community Development's coordination, management, and accounting of the Section 8 voucher program; and requesting the Budget and Legislative Analyst, Housing Authority, and Mayor's Office of Housing and Community Development to report.

10/16/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**181019 [Hearing - Coordination of Homeless Services Across City Departments]****Sponsor: Stefani**

Hearing on the coordination of homeless services, including the County's use of Welfare and Institutions Code, Section 5150, across City departments; to identify potential gaps in coordinating services for homeless individuals with substance abuse and mental health challenges in order to prevent them from ending up back on the street after entering service providers; and requesting the Department of Homelessness and Supportive Housing, Department of Public Health, and Police Department to report.

10/16/18; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

**181020 [Hearing - Committee of the Whole - Administrative Code - Increasing the Minimum Compensation Hourly Rate - October 23, 2018]**

Hearing of the Board of Supervisors to sit as a Committee of the Whole on October 23, 2018, at 3:00 p.m., to hold a public hearing to consider the proposed Ordinance (File No. 170538) amending the Administrative Code to increase, on July 1, 2019, the minimum hourly compensation rate for employees under contracts with Nonprofit Corporations to \$16.00 plus an amount corresponding to the prior year's increase, if any, in the Consumer Price Index, and followed thereafter by annual cost-of-living increases; to increase the minimum hourly compensation rate for employees under contracts with public entities to \$17.00 on the 60th day following enactment of this ordinance and followed thereafter by annual cost-of-living increases; and establishing a working group to consider and advise on issues related to wage increases for employees under contracts with Nonprofit Corporations and public entities; scheduled pursuant to the approval of a motion made during the Board of Supervisors meeting of October 16, 2018. (Clerk of the Board)

10/16/18; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.



## **Introduced at the Request of a Department**

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

## **PROPOSED ORDINANCES**

### **180955 [Partial Settlement of Lawsuit - Ho Tan and Lionel Tan - \$245,000]**

Ordinance authorizing settlement of the lawsuit filed by Ho Tan and Lionel Tan against the City and County of San Francisco for \$245,000; 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 plaintiffs Ho Tan and Lionel Tan, by the payment of \$245,000 and excluding the claim by these plaintiffs for diminution of value for plaintiffs' real property and the claim by plaintiffs for attorney's fees, costs and interest, which will be addressed in later proceedings. (City Attorney)

10/01/18; RECEIVED FROM DEPARTMENT.

10/16/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### **180962 [Partial Settlement of Lawsuit - Kwok Shing Hong - \$110,796.81]**

Ordinance authorizing settlement of the lawsuit filed by Kwok Shing Hong against the City and County of San Francisco for \$110,796.81; 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 Kwok Shing Hong, by the payment of \$110,796.81 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)

10/01/18; RECEIVED FROM DEPARTMENT.

10/16/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### **180969 [Plumbing Code - Cross-Connection Control]**

Ordinance amending the Plumbing Code to delete the local amendment to the California Plumbing Code referring to the San Francisco Public Utilities Commission's Rules and Regulations in the section on Cross-Connection Control; affirming the Planning Department's determination under the California Environmental Quality Act; and directing the Clerk of the Board of Supervisors to forward this Ordinance to the California Building Standards Commission upon final passage. (Building Inspection Commission)

10/01/18; RECEIVED FROM DEPARTMENT.

10/16/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 11/15/2018.

## PROPOSED RESOLUTIONS

### **180970 [Bi-Annual Housing Balance Report Nos. 6 and 7]**

Resolution receiving and approving the bi-annual Housing Balance Report No. 6, dated May 10, 2018, and Report No. 7, dated September 20, 2018, submitted as required by Planning Code, Section 103. (Planning Department)

09/27/18; RECEIVED FROM DEPARTMENT.

10/16/18; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

### **180971 [Contract Amendment - Health Advocates, LLC - Uncompensated Reimbursement Recovery Services - Not to Exceed \$18,014,546]**

Resolution retroactively approving a contract amendment for uncompensated reimbursement recovery services between Health Advocates, LLC and Department of Public Health, in the amount of \$18,014,546 for a total contract term of January 1, 2014, through December 31, 2021. (Public Health Department)

(Fiscal Impact)

10/01/18; RECEIVED FROM DEPARTMENT.

10/16/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **180972 [Official Seal of the City and County of San Francisco - Use for an Artist Publication]**

Resolution approving the use of the official seal of the City and County of San Francisco for the purpose of an artist publication documenting their one month project in City Hall, The Unofficial Department of Handshakes. (Arts Commission)

10/04/18; RECEIVED FROM DEPARTMENT.

10/16/18; RECEIVED AND ASSIGNED to Rules Committee.



### **In Memoriams**

*Norman Tanner - Supervisor Brown  
Dr. Jack Boatwright - Supervisor Peskin  
Milton James - Supervisor Peskin  
Frankie Kennedy - Supervisor Safai*

### **ADJOURNMENT**

*There being no further business, the Board adjourned at the hour 7:35 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 November 27, 2018.*

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Angela Calvillo, Clerk of the Board