

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, July 9, 2019 - 2:00 PM

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

Regular Meeting

NORMAN YEE, PRESIDENT

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

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee

Supervisors Fewer, Stefani, Mandelman, Ronen, Yee

Budget and Finance Sub-Committee

Supervisors Fewer, Stefani, Mandelman

Government Audit and Oversight Committee

Supervisors Mar, Brown, Peskin

Joint City, School District, and City College Select Committee

Supervisors Haney, Walton, Mar (Alt), Commissioners Cook, Collins, Moliga (Alt),
Trustees Randolph, Williams, Selby (Alt)

Land Use and Transportation Committee

Supervisors Peskin, Safai, Haney

Public Safety and Neighborhood Services Committee

Supervisors Mandelman, Stefani, Walton

Rules Committee

Supervisors Ronen, Walton, Mar

Meeting Days

Wednesday

1:00 PM

Wednesday

10:00 AM

1st and 3rd Thursday

10:00 AM

2nd Friday

10:00 AM

Monday

1:30 PM

2nd and 4th Thursday

10:00 AM

Monday

10:00 AM

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

Members Present: Vallie Brown, Sandra Lee Fewer, Matt Haney, Rafael Mandelman, Gordon Mar, Aaron Peskin, Hillary Ronen, Ahsha Safai, Shamann Walton, and Norman Yee

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, July 9, 2019, with President Norman Yee presiding.

President Yee called the meeting to order at 2:02 p.m.

ROLL CALL AND PLEDGE OF ALLEGIANCE

On the call of the roll, Supervisors Brown, Fewer, Haney, Mar, Peskin, Ronen, Safai, Walton and Yee were noted present.

Supervisors Mandelman and Stefani were noted not present.

A quorum was present.

Supervisor Mandelman was noted present at 2:03 p.m.

COMMUNICATIONS

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

Supervisor Stefani Excused from Attendance

Supervisor Ronen, seconded by Supervisor Safai, moved that Supervisor Stefani be excused from attending today's meeting. The motion carried by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

APPROVAL OF MEETING MINUTES

President Yee inquired whether any Board Member had any corrections to the June 4, 2019, Board Meeting Minutes. There were no corrections requested.

Supervisor Walton, seconded by Supervisor Fewer, moved to approve the June 4, 2019, Board Meeting Minutes. The motion carried by the following vote, following general public comment:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendations of the Government Audit and Oversight Committee

190513 [Settlement of Lawsuit - Joseph Alvarado - \$175,000; Related Appropriation - Wastewater Enterprise Fund Balance]

Ordinance authorizing settlement of the lawsuit filed by Joseph Alvarado against the City and County of San Francisco for \$175,000 and appropriating the same amount from the Public Utilities Commission Wastewater Enterprise Fund balance; the lawsuit was filed on September 6, 2018, in San Francisco Superior Court, Case No. CGC-18-569501; entitled Joseph Alvarado v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injuries on a City street; other material term is waiver of Zuckerberg San Francisco General Hospital lien. (City Attorney)

PASSED ON FIRST READING

190595 [Settlement of Lawsuit - Gwendolyn Woods - \$400,000]

Ordinance authorizing settlement of the lawsuit filed by Gwendolyn Woods against the City and County of San Francisco for \$400,000; the lawsuit was filed on December 11, 2015, in United States District Court, Case No. 15-cv-05666; entitled Gwendolyn Woods v. City and County of San Francisco, et al.; the lawsuit involves alleged civil rights violations. (City Attorney)

PASSED ON FIRST READING

190596 [Settlement of Lawsuit - De'Mario Grant - \$175,000]

Ordinance authorizing settlement of the lawsuit filed by De'Mario Grant against the City and County of San Francisco for \$175,000; the lawsuit was filed on September 20, 2017, in the United States District Court, Northern Division of California, Case No. 3:17-CV-04869-WHA; entitled De'Mario Grant v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

PASSED ON FIRST READING

190645 [Settlement of Lawsuit - Emmett Waldrip through Dixie Waldrip - \$125,000]

Ordinance authorizing settlement of the lawsuit filed by Emmett Waldrip through Dixie Waldrip against the City and County of San Francisco for \$125,000; the lawsuit was filed on October 23, 2017, in San Francisco Superior Court, Case No. CGC-17-562069; entitled Emmett Waldrip, an incompetent, by Dixie Waldrip, his conservator of the estate v. City and County of San Francisco; the lawsuit involves alleged medical negligence. (City Attorney)

PASSED ON FIRST READING

190646 [Settlement of Lawsuit - Jarell Washington - \$40,000]

Ordinance authorizing settlement of the lawsuit filed by Jarell Washington against the City and County of San Francisco for \$40,000; the lawsuit was filed on January 5, 2016, in San Francisco Superior Court, Case No. CGC-16-549718; entitled Jarell Washington v. City and County of San Francisco; the lawsuit involves an alleged personal injury at San Francisco General Hospital. (City Attorney)

PASSED ON FIRST READING

The foregoing items were acted upon by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

190494 [General Obligation Bond Election - Earthquake Safety and Emergency Response - Not to Exceed \$628,500,000]

Sponsors: Mayor; Fewer, Stefani, Mar, Safai and Brown

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, March 3, 2020, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded debt of the City and County: \$628,500,000 to finance the construction, acquisition, improvement, renovation, and seismic retrofitting of the Emergency Firefighting Water System, firefighting facilities and infrastructure, police facilities and infrastructure, facilities for the Department of Emergency Management's 911 Call Center, and other disaster response facilities and infrastructure for earthquake and public safety and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Administrative Code, Chapter 37; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act (CEQA) and adopting findings under CEQA for the remaining portion of the proposed bond; finding that the proposed bond is in conformity with the eight priority policies of Planning Code, Section 101.1(b), and is consistent with the General Plan; consolidating the special election with the general election; establishing the election precincts, voting places, and officers for the election; waiving the word limitation on ballot propositions imposed by Municipal Elections Code, Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code, Section 53410; incorporating the provisions of Administrative Code, Sections 5.30-5.36; and waiving the time requirements specified in Administrative Code, Section 2.34.

(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.)

Ordinance No. 159-19

FINALLY PASSED by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

190625 [Appropriation - Public Utilities Commission - \$12,218,229 - De-Appropriation and Re-Appropriation - Expenditures of \$2,431,505 - Port Commission and Airport Commission - FY2019-2020]**Sponsor: Mayor**

Ordinance appropriating \$12,218,229 in the Public Utilities Commission, de-appropriating and re-appropriating \$2,127,062 in the Airport Commission, and de-appropriating and re-appropriating \$304,443 in the Port Commission; this Ordinance requires a two-thirds vote of all members of the Board of Supervisors for \$12,195,582 in the Public Utilities Commission appropriations approval, \$282,917 in the Airport Commission re-appropriations approval, and for \$139,396 in the Port Commission re-appropriations, pursuant to Charter, Section 9.113(c).

(Pursuant to Charter, Section 9.113(c), this matter shall require a vote of two-thirds (8 votes) of all members of the Board of Supervisors to approve such appropriation ordinance for passage.)

(Fiscal Impact)

Ordinance No. 161-19

FINALLY PASSED by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

Recommendation of the Government Audit and Oversight Committee**190573 [Administrative Code - Cooperative Living Opportunities for Mental Health Loan Fund and Program]****Sponsors: Ronen; Haney**

Ordinance amending the Administrative Code to establish the Cooperative Living Opportunities for Mental Health Loan Fund and the Cooperative Living Opportunities for Mental Health Program to finance the acquisition of residential properties to be operated as communal housing for people with chronic mental illness and/or substance use disorders; requiring the Mayor's Office of Housing and Community Development and the Department of Public Health ("DPH") to establish policies and procedures to issue loans from the Fund; and authorizing DPH to place eligible clients in properties financed by the Fund, and to provide oversight and monitoring of such properties.

(Fiscal Impact)

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

Privilege of the floor was granted unanimously to Jon Givner (Office of the City Attorney) who responded to questions raised throughout the discussion.

Supervisor Safai, seconded by Supervisor Ronen, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 5, Line 25, by adding 'appraisal of the Property'. The motion carried by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

(Fiscal Impact)

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

Recommendation of the Rules Committee

190389 [Administrative Code - Castro Lesbian, Gay, Bisexual, Transgender, and Queer (LGBTQ) Cultural District]

Sponsors: Mandelman; Brown, Ronen and Safai

Ordinance amending the Administrative Code to establish the Castro Lesbian, Gay, Bisexual, Transgender, and Queer (LGBTQ) Cultural District in and around the Castro neighborhood; to require the Mayor's Office of Housing and Community Development to submit written reports and recommendations to the Board of Supervisors and the Mayor describing the cultural attributes of the District and proposing strategies to acknowledge and preserve the cultural legacy of the District; and affirming the Planning Department's determination under the California Environmental Quality Act.

Ordinance No. 160-19

FINALLY PASSED by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

NEW BUSINESS

Recommendations of the Budget and Finance Committee

President Yee requested File Nos. 190501, 190495, and 190666 be called together.

190501 [General Obligation Bonds - Affordable Housing - Not to Exceed \$600,000,000]

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

Resolution determining and declaring that the public interest and necessity demand the construction, development, acquisition, improvement, rehabilitation, preservation and repair of affordable housing improvements and related costs necessary or convenient for the foregoing purposes; to be financed through bonded indebtedness in an amount not to exceed \$600,000,000; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code, Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such bonds; adopting findings under the California Environmental Quality Act; and finding that the proposed bond is in conformity with the General Plan, and the eight priority policies of Planning Code, Section 101.1(b).
(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 Resolution.)

(Fiscal Impact)

Supervisors Mandelman, Mar, Haney, Peskin, and Fewer requested to be added as co-sponsors.

Resolution No. 308-19

ADOPTED by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

190495 [General Obligation Bond Election - Affordable Housing - Not to Exceed \$600,000,000]

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

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 5, 2019, for the purpose of submitting to San Francisco voters a proposition to incur bonded indebtedness of not-to-exceed \$600,000,000 to finance the construction, development, acquisition, improvement, rehabilitation, preservation, and repair of affordable housing improvements, and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such Bonds; incorporating the provisions of the Administrative Code relating to the Citizens' General Obligation Bond Oversight Committee's review of Affordable Housing Bond expenditures; setting certain procedures and requirements for the election; adopting findings under the California Environmental Quality Act; and finding that the proposed Bonds are in conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b).

(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.)

Supervisors Mar, Haney, Peskin, and Fewer requested to be added as co-sponsors.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee
Excused: 1 - Stefani

190666 [2019 General Obligation Affordable Housing Bond Report]

Sponsors: Yee; Ronen and Mar

Motion urging the Mayor's Office of Housing and Community Development to update and amend the 2019 General Obligation Affordable Housing Bond Report to reflect the increase to the Bond amount, updated allocations of proposed funding, and proposed amendments on prioritized uses.

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

Motion No. M19-107

APPROVED by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee
Excused: 1 - Stefani

Recommendations of the Government Audit and Oversight Committee**190425 [Castro/Upper Market Community Benefit District - Annual Report - FY2017-2018]****Sponsor: Mandelman**

Resolution receiving and approving the annual report for the Castro/Upper Market Community Benefit District for FY2017-2018, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4. (Department of Economic and Workforce Development)

Resolution No. 307-19**ADOPTED by the following vote:**

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee
Excused: 1 - Stefani

190600 [Amendment to Memorandum of Understanding - San Francisco Local Agency Formation Commission - Term Extension]**Sponsor: Fewer**

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute the fourth amendment to the Memorandum of Understanding with the San Francisco Local Agency Formation Commission, extending the term by one year, for a total agreement term of 12 years through FY2019-2020, with no change to the total amount not to exceed \$2,100,000 pursuant to Charter, Section 9.118. (Public Utilities Commission)

Resolution No. 310-19**ADOPTED by the following vote:**

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee
Excused: 1 - Stefani

President Yee requested File Nos. 190685 and 190686 be called together.

190685 [Multifamily Housing Revenue Bonds - 500-520 Turk Street and 555 Larkin Street (500 Turk) - Not to Exceed \$48,000,000]

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 \$48,000,000 for 500-520 Turk Street and 555 Larkin Street (San Francisco, California 94102); 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 \$48,000,000; 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. 311-19

ADOPTED by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

190686 [Multifamily Housing Revenue Bonds - 1064-1068 Mission Street - Not to Exceed \$103,000,000]

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 \$103,000,000 for 1064-1068 Mission Street (San Francisco, California 94103); 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 \$103,000,000; 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. 312-19

ADOPTED by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

President Yee requested File Nos. 190687 and 190688 be called together.

190687 [Grant Agreement - 275-10th Street Associates, L.P. - Local Operating Subsidy Program Contract - Bishop Swing Community House, 275-10th Street - Not to Exceed \$5,579,553]

Sponsor: Mayor

Resolution authorizing the Director of the Mayor's Office of Housing and Community Development to execute a Local Operating Subsidy Program Grant Agreement with 275-10th Street Associates, L.P., a California limited partnership, to provide operating subsidies for formerly homeless adult households at Bishop Swing Community House, located at 275-10th Street, for the term of 15 years and six months from July 1, 2019, through December 31, 2034, in an amount not to exceed \$5,579,553.

(Fiscal Impact)

Resolution No. 313-19

ADOPTED by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

190688 [Grant Agreement - Mason Street Housing Associates, L.P. - Local Operating Subsidy Program Contract - 149 Mason Street Apartments, 149 Mason Street - Not to Exceed \$18,135,164]

Sponsor: Mayor

Resolution authorizing the Director of the Mayor's Office of Housing and Community Development to execute a Local Operating Subsidy Program Grant Agreement with Mason Street Housing Associates, L.P., a California limited partnership, to provide operating subsidies for formerly homeless adult households at 149 Mason Street Apartments, 149 Mason Street, for the term of 15 years and six months from July 1, 2019, through December 31, 2034, in an amount not to exceed \$18,135,164.

(Fiscal Impact)

Resolution No. 314-19

ADOPTED by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

190585 [Setting the Budget and Legislative Analyst Services Audit Plan - FY2019-2020]

Sponsors: Mar; Brown and Yee

Motion directing the Budget and Legislative Analyst to (1) conduct four performance audits in FY2019-2020 of (i) the effectiveness of the City departments' pre-apprenticeship and workforce development and community benefits programs; (ii) the administration by the Department of Homelessness and Supportive Housing of homeless services; (iii) the policies and procedures of the Mayor's Office of Housing and Community Development for the acquisition of sites for the development or preservation of affordable housing; and (iv) Public Works' street resurfacing program and street tree maintenance program; and (2) removing from the FY2018-2019 audit work plan the performance audit of the City's workforce development programs for low-income, homeless, and formerly homeless adults.

Motion No. M19-108

APPROVED by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

Recommendation of the Public Safety and Neighborhood Services Committee

190492 [Liquor License Transfer - 475-6th Street - CloudKitchens]

Resolution determining that the premise-to-premise transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Bebidas Bananas Operations, LLC, doing business as CloudKitchens, located at 475-6th Street (District 6), will not serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control deny the issuance of the license, in accordance with California Business and Professions Code, Section 23958.4. (Public Safety and Neighborhood Services Committee)

Resolution No. 315-19

ADOPTED by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

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

Supervisor Peskin, seconded by Supervisor Brown, 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: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

Supervisor Peskin introduced, welcomed, and presented a Certificate of Honor to Lisa O'Malley (Department of Public Health) on the occasion of her retirement after 38 years of civil service, and in recognition of her tireless work and commitment to the City and County of San Francisco.

Supervisor Brown introduced, welcomed, and presented a Certificate of Honor to Elizabeth Murray, Managing Director (War Memorial and Performing Arts Center), on the occasion of her retirement after 38 years with the War Memorial Department, and in recognition of her steadfast service to the City and County of San Francisco. Supervisor Peskin shared in this commendation.

Supervisor Mandelman introduced, welcomed, and presented a Certificate of Honor to Ina Dearman in recognition of her lifetime of advocacy and service to the City and County of San Francisco, including her time on the Planning Commission and Landmarks Preservation Advisory Board. Supervisor Peskin shared in this commendation. Kelly Dearman, her daughter, shared additional remarks and accepted the commendation on her behalf.

Supervisor Mandelman was noted absent at 3:04 p.m.

SPECIAL ORDER 3:00 P.M.

President Yee requested File Nos. 190698, 190699, 190700, and 190701 be called together.

190698 [Hearing - Appeal of Tentative Map Approval - 2146-2150 Union Street]

Hearing of persons interested in or objecting to the decision of Public Works dated June 6, 2019, approving a Tentative Map for a three lot vertical subdivision and a four residential new condominium units project at 2146-2150 Union Street, Assessor's Parcel Block No. 0533, Lot No. 014. (District 2) (Appellants: Ronald Zagoria and Kathryn Zagoria) (Filed June 13, 2019) (Clerk of the Board)

President Yee opened the public hearing and indicated a motion would be entertained to continue this appeal hearing and the associated items to a later meeting date. The President then inquired as to whether any individual wished to address the Board regarding the proposed continuance. There were no speakers. President Yee closed public comment on the continuance.

Supervisor Peskin, seconded by Supervisor Safai, moved that this Hearing be CONTINUED to the Board of Supervisors meeting of July 16, 2019. The motion carried by the following vote:

Ayes: 9 - Brown, Fewer, Haney, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

Absent: 1 - Mandelman

190699 [Approving Decision of Public Works and Approving Tentative Map - 2146-2150 Union Street]

Motion approving the decision of Public Works and approving the Tentative Map for a three lot vertical subdivision and a four residential new condominium units project at 2146-2150 Union Street, Assessor's Parcel Block No. 0533, Lot No. 014; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Supervisor Peskin, seconded by Supervisor Safai, moved that this Motion be CONTINUED to the Board of Supervisors meeting of July 16, 2019. The motion carried by the following vote:

Ayes: 9 - Brown, Fewer, Haney, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

Absent: 1 - Mandelman

190700 [Conditionally Disapproving Decision of Public Works and Disapproving Tentative Map - 2146-2150 Union Street]

Motion conditionally disapproving the decision of Public Works and disapproving the Tentative Map for a three lot vertical subdivision and a four residential new condominium units project at 2146-2150 Union Street, Assessor's Parcel Block No. 0533, Lot No. 014, subject to the Board of Supervisors' adoption of written findings in support of the disapproval. (Clerk of the Board)

Supervisor Peskin, seconded by Supervisor Safai, moved that this Motion be CONTINUED to the Board of Supervisors meeting of July 16, 2019. The motion carried by the following vote:

Ayes: 9 - Brown, Fewer, Haney, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

Absent: 1 - Mandelman

190701 [Preparation of Findings Related to the Tentative Map - 2146-2150 Union Street]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Map for a three lot vertical subdivision and a four residential new condominium units project at 2146-2150 Union Street, Assessor's Parcel Block No. 0533, Lot No. 014. (Clerk of the Board)

Supervisor Peskin, seconded by Supervisor Safai, moved that this Motion be CONTINUED to the Board of Supervisors meeting of July 16, 2019. The motion carried by the following vote:

Ayes: 9 - Brown, Fewer, Haney, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

Absent: 1 - Mandelman

SPECIAL ORDER 3:00 P.M.

President Yee requested File Nos. 190561 and 190562 be called together.

Supervisor Mandelman was noted present at 3:12 p.m.

Board of Supervisors Sitting as a Committee of the Whole**190561 [Hearing - Committee of the Whole - Renewal and Expansion - Union Square Business Improvement District - July 9, 2019]**

Hearing of the Board of Supervisors sitting as a Committee of the Whole on July 9, 2019, at 3:00 p.m., to consider the renewal and expansion of a property-based business improvement district known as the Union Square Business Improvement 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. 221-19, adopted on May 7, 2019. (Clerk of the Board)

President Yee opened the public hearing and Supervisor Peskin provided opening remarks regarding the renewal and expansion of the Union Square Business Improvement District (BID). The President then inquired as to whether any member of the public wished to address the Committee of the Whole relating to the Union Square BID. Chris Corgas (Mayor's Office of Economic and Workforce Development) and Karin Flood, Executive Director (Union Square Business Improvement District), provided an overview of the proposed community benefit district and responded to questions raised throughout the discussion. Wes Tyler (Chancellor Hotel); Raymond Gonzalez (Downtown Streets Team); Minna Tao (Recology); Mark Watson (Watson & Son, Inc.); Jessica Lum (SF Travel); Cammy Blackstone (AT&T); Don Thomas (Donatello Building); Richard Leider (The Leider Group); Jessica Donig (Miracle Messages); Michelle McKinney (Westfield San Francisco Centre); Leah Heil (Westfield San Francisco Shopping Center); Spencer Sechler (Impark); Amy Hull (Trinity Properties); Kelly Powers (Hotel Council of San Francisco); Michael Wright; Speaker; Simon Chang; spoke in support of the Union Square BID. Speaker; spoke in opposition to the Union Square BID. 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

190562 [Resolution to Establish (Renew and Expand) - Union Square Business Improvement District]**Sponsors: Peskin; Haney**

Resolution to establish (renew and expand) the property-based business improvement district known as the "Union Square Business Improvement District," ordering the levy and collection of assessments against property located in that district for ten years commencing with FY2019-2020, subject to conditions as specified; and making environmental findings. (Department of Economic and Workforce Development)

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

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that the returned weighted ballots voting for the Union Square Business Improvement District was 84.87%, and the returned weighted ballots voting against the Union Square Business Improvement District was 15.13%, further indicating there was no majority protest.

Resolution No. 309-19**ADOPTED by the following vote:**

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

COMMITTEE REPORTS

Recommendations of the Rules Committee**190730 [Administrative Code - City College Financial Assistance Fund - Free City College Oversight Committee]****Sponsor: Mar**

Ordinance amending the Administrative Code to modify the San Francisco City College Financial Assistance Fund from which the City provides funding to the San Francisco Community College District, and to modify the membership of the Free City College Oversight Committee that makes recommendations regarding the uses of those funds.

(This item was not sent out as a committee report.)

190586 [Withdrawing Charter Amendment - Free City College Fund]**Sponsors: Mar; Safai**

Motion withdrawing the Charter Amendment previously ordered submitted by the Board of Supervisors, for the election to be held on November 5, 2019, 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 (Board File No. 181001).

(This item was not sent out as a committee report.)

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

Appointment of President Pro Tempore

At the request of President Yee, Supervisor Peskin assumed the chair at 4:03 p.m. The President resumed the chair at 4:10 p.m.

PUBLIC COMMENT

Reuben David Goodman; shared concerns about his perception of a dangerous individual.

Michael Wright; shared concerns regarding settlements reached for police-involved shootings.

Geoffrey; expressed support of the newly introduced Resolution regarding “person first” language and references.

Speaker; expressed support of the newly introduced Resolution regarding “person first” language and references.

Jessica; expressed support of the newly introduced Resolution regarding “person first” language and references.

Speaker; shared concerns regarding the plight of taxi medallion holders due to transportation network companies.

Ali; shared concerns regarding the plight of taxi medallion holders due to transportation network companies.

Speaker; shared concerns regarding the plight of taxi medallion holders due to transportation network companies.

Victoria; expressed opposition to the naming of the Chinatown Station after Rose Pak.

Kimberly Schulman; expressed support of the Resolution to pursue 888 Post Street as a Navigation Center (File No. 190738).

Chris Schulman; expressed support of the Resolution to pursue 888 Post Street as a Navigation Center (File No. 190738).

Erica Waltamade; expressed support of the Resolution to pursue 888 Post Street as a Navigation Center (File No. 190738).

Andrea Carmichael; expressed support of the Resolution to pursue 888 Post Street as a Navigation Center (File No. 190738).

Dan Widechess; expressed support of the Resolution to pursue 888 Post Street as a Navigation Center (File No. 190738).

Susana; expressed opposition to the naming of the Chinatown Station after Rose Pak (see Addendum on page 612).

Jenny; expressed opposition to the naming of the Chinatown Station after Rose Pak.

Kathleen Wells; requested eminent domain be utilized for medical facilities for homeless individuals.

Speaker; expressed opposition to the naming of the Chinatown Station after Rose Pak.

Angela; expressed opposition to the naming of the Chinatown Station after Rose Pak.

Tom Gilbert; complimented Hyacinth Barrett on her years of service, and shared concerns regarding affordable housing.

Speaker; shared his various thoughts with the Board.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

190736 [Supporting California State Senate Bill No. 285 (Wiener) - Public Social Services]

Sponsors: Brown; Ronen, Mandelman and Walton

Resolution supporting California State Senate Bill No. 285, Public Social Services, authored by Senator Scott Wiener, to reduce the prevalence of food insecurity and poverty by increasing participation in the CalFresh program, and support the upcoming expansion of CalFresh to Supplemental Security Income (SSI) recipients for the first time.

Supervisors Ronen, Mandelman, and Walton requested to be added as co-sponsors.

Resolution No. 316-19

ADOPTED

190745 [Final Map 9725 - 127 Buchanan Street]

Motion approving Final Map 9725, a five residential unit condominium project, located at 127 Buchanan Street, being a subdivision of Assessor's Parcel Block No. 0869, Lot No. 007; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M19-109

APPROVED

190746 [Final Map 9367 - 301-303-305-307-309-311 Lake Street]

Motion approving Final Map 9367, a six unit residential condominium project, located at 301-303-305-307-309-311 Lake Street, being a subdivision of Assessor's Parcel Block No. 1364, Lot No. 001; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M19-110

APPROVED

190747 [Final Map 9607 - 228-230 Clayton Street]

Motion approving Final Map 9607, a five-unit residential condominium project, located at 228-230 Clayton Street, being a subdivision of Assessor's Parcel Block No. 1210, Lot No. 024; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M19-111

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Peskin requested that File Nos. 190726, 190738, and 190748 be severed so that they may be considered separately.

190726 [Opposing California Assembly Bill No. 68 (Ting) - Accessory Dwelling Units - Unless Amended]

Sponsor: Peskin

Resolution opposing California State Assembly Bill No. 68, authored by Assembly Member Phil Ting, unless amended, to provide jurisdictional deference to the City and County of San Francisco and other early adopters of permissive Accessory Dwelling Unit regulations.

Supervisor Peskin, seconded by Supervisor Safai, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of July 16, 2019. The motion carried by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee
Excused: 1 - Stefani

190738 [Urging the Department of Real Estate to Pursue an Option to Lease or Purchase Parcel - 888 Post Street - Navigation Center]

Sponsors: Peskin; Haney

Resolution urging the Department of Real Estate to pursue a financially feasible option to lease or purchase Assessor's Parcel Block No. 0300, Lot No. 009, at 888 Post Street, for use as a Navigation Center and/or workforce development and multi-use service center serving homeless and/or formerly homeless individuals.

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

Resolution No. 317-19

ADOPTED by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee
Excused: 1 - Stefani

190748 [Final Map 9837 - Treasure Island]

Motion approving phased Final Transfer Map No. 9837, portions of Treasure Island, a 98 lot subdivision, being a merger and re-subdivision of parcels N1.1.R1, N1.1.R2, N1.1.R4, N1.1.R6, N2.2, N3.1, N4, SPT1.3, STT1.4, STT1.5, STT1.6, STT1.7, STT1.8 and a portion of parcels N1.1.R3, N1.1.R5 and N3.2 as shown on Record of Survey No. 9035, together with Lot Nos. 17 and 21 of Final Map No. 9235, Assessor's Parcel Block No. 1939, Lot Nos. 029, 030, 031, 032, 033, 034, 041, 042, 047, 048, 049, 050, 051, 077, 079, 080, 097, and 101, for financing and conveyancing purposes, subject to specific conditions; and acknowledging findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Supervisor Peskin, seconded by Supervisor Fewer, moved that this Motion be CONTINUED to the Board of Supervisors meeting of July 16, 2019. The motion carried by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee
Excused: 1 - Stefani

IMPERATIVE AGENDA

[Serious Injury Finding]

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

Supervisor Peskin, seconded by Supervisor Mandelman, moved ADOPTION of the serious injury finding. The motion carried by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

[Brown Act Finding]

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

Supervisor Peskin, seconded by Supervisor Mandelman, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

190749 [Supporting AB 1054 (Holden) Only If Amended to Strike Amendments Undermining San Francisco's Authority to Acquire Assets of Embattled Public Utilities]

Sponsors: Peskin; Brown, Ronen, Fewer, Safai, Haney, Mandelman, Mar, Walton and Yee
Resolution supporting Assembly Bill (AB) 1054 only if amended to remove language unrelated to the goal of stabilizing state utilities that would effectively undermine San Francisco's ongoing efforts to assess and acquire Pacific, Gas & Electric (PG&E) assets and to provide safe and reliable utility service to its residents.

President Yee inquired as to whether any member of the public wished to address the Board relating to the Resolution supporting Assembly Bill 1054 (Holden) only if it is amended, as referenced in File No. 190749. There were no speakers. The President declared public comment closed.

Resolution No. 318-19

ADOPTED by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

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

190754 [Mission Bay South - Storm Water Pump Station No. 5 Public Infrastructure Improvements]

Sponsors: Mayor; Haney

Ordinance accepting the irrevocable offer of public infrastructure improvements associated with Mission Bay South Storm Water Pump Station No. 5, including acquisition facilities located on and under portions of State Trust Parcel 5, adjacent to Terry Francois Boulevard and 16th Street; accepting said facilities for City maintenance and liability purposes, subject to specified limitations; approving an easement agreement for the Pump Station control room; adopting findings 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 the Mission Bay South Redevelopment Plan; adopting a Public Works Order; and authorizing official acts, as defined herein, in connection with this Ordinance.

07/09/19; ASSIGNED to Land Use and Transportation Committee.

190755 [Mission Bay South - Parks P2 Parking Lot, P11-11A, P23, and P24 Acceptance]

Sponsors: Mayor; Haney

Ordinance dedicating Park P2 Parking Lot (a portion of Assessor's Parcel Block No. 8710, Lot No. 2, adjacent to Channel Street), Park P11-11A (east of Mission Bay Drive and Circle), and Parks P23 and P24 (adjacent to Terry Francois Boulevard between 16th Street and Illinois Street), as open public right-of-way in Mission Bay South; accepting an irrevocable offer for the acquisition facilities that comprise the Park improvements; designating said facilities for public open space and park purposes only; accepting the Parks for City maintenance and liability purposes, subject to specified limitations; amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" to establish a new official sidewalk width on the north side of Channel Street adjacent to Park P2 Parking Lot; adopting findings under the California Environmental Quality Act; making findings of consistency with the General Plan, the eight priority policies of Planning Code, Section 101.1, and the Mission Bay South Redevelopment Plan; adopting a Public Works Order that recommends acceptance of the abovementioned Parks and related actions; and authorizing official acts, as defined herein, in connection with this Ordinance.

07/09/19; ASSIGNED to Land Use and Transportation Committee.

190756 [Police Code - Cannabis Retailers at Permitted Cannabis Events]**Sponsor: Mandelman**

Ordinance amending the Police Code to require that cannabis retailers at permitted events hold Cannabis Business Permits issued by the City, that applicants for Cannabis Event Permits identify the retailers that will be selling cannabis goods at such events and affirm that said retailers hold City-issued Cannabis Business Permits, and that recipients of Cannabis Event Permits take steps to reasonably ensure that only said retailers will sell cannabis goods at such events; to provide that a material false statement made in connection with an application for a Cannabis Event Permit may be subject to administrative penalty, cause for denial of a pending or future application for a Cannabis Business Permit, and cause for suspension or revocation of an existing Cannabis Business Permit; and affirming the Planning Department's determination under the California Environmental Quality Act.

07/09/19; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 8/8/2019.

190757 [Planning Code - Exemption from Density Limits for Affordable and Unauthorized Units; Residential Care Facilities]**Sponsor: Mandelman**

Ordinance amending the Planning Code to provide an exception from density limit calculations for all affordable units in projects not seeking and receiving a density bonus, permit the legalization of all unauthorized dwelling units notwithstanding a history of no-fault evictions, and principally permit residential care facilities for seven or more persons in all RH (Residential, House) zoning 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 adopting findings of public necessity, convenience, and general welfare under Planning Code, Section 302.

07/09/19; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 8/8/2019.

RESOLUTIONS

190758 [Accept and Expend Grant - Alternative Process County Competitive Allocation Funds - California Department of Housing and Community Development - No Place Like Home Grant Program - \$18,250,554]**Sponsor: Mayor**

Resolution authorizing the Mayor's Office of Housing and Community Development, on behalf of the City and County of San Francisco, to accept and expend the county competitive allocation award in the amount of \$18,250,554, under the California Department of Housing and Community Development No Place Like Home Program, which provides funding for counties to develop multifamily housing specifically for persons with serious mental illness who are homeless, chronically homeless, or at-risk of chronic homelessness, for a term to commence following Board approval.

07/09/19; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

190759 [Accept and Expend Grant - Noncompetitive Alternative Process County Designation - California Department of Housing and Community Development - No Place Like Home Grant Program - \$9,519,091]

Sponsor: Mayor

Resolution authorizing and delegating to the Mayor's Office of Housing and Community Development, on behalf of the City and County of San Francisco, to accept and expend the county noncompetitive allocation award in the amount of \$9,519,091 under the California Department of Housing and Community Development No Place Like Home Program, which provides funding for counties to develop multifamily housing specifically for persons with serious mental illness who are homeless, chronically homeless, or at-risk of chronic homelessness, for a term to commence following Board approval.

07/09/19; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

190760 [Accept and Expend In-Kind Gift - Retroactive - Naloxone Distribution Project - \$57,600]

Sponsors: Mayor; Mandelman and Ronen

Resolution retroactively authorizing the Police Department to accept and expend an in-kind gift of 768 units of Naloxone estimated at \$57,600 through the Naloxone Distribution Project, which is funded by the Substance Abuse and Mental Health Services Administration and administered by the California Department of Health Care Services to combat opioid overdose-related deaths, for the term of February 1, 2019, through May 30, 2019.

07/09/19; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

190761 [Accept and Expend Grant - California State Senate Bill 1 Local Partnership Program - Sunset and Parkside Streets Pavement Renovation - \$2,340,000]

Sponsors: Mayor; Mar

Resolution authorizing the acceptance and expenditure of California State Senate Bill 1 Local Partnership Program formulaic funding in the amount of \$2,340,000 for San Francisco Public Works' Sunset and Parkside Streets Pavement Renovation project, for a term to commence following Board approval through June 30, 2023.
(Fiscal Impact)

07/09/19; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

190762 [Civic Center Community Benefit District - Annual Report for FY2017-2018]

Sponsors: Mayor; Haney and Brown

Resolution receiving and approving an annual report for the Civic Center Community Benefit District for FY2017-2018, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's Management Agreement with the City, Section 3.4.

07/09/19; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

190763 [Authorizing Expenditures - Gift to Compton's District Transgender, Lesbian, Gay, and Bisexual Stabilization Fund - \$300,000]**Sponsors: Mayor; Haney**

Resolution authorizing the Mayor's Office of Housing and Community Development to expend a gift to Compton's District Transgender, Lesbian, Gay, and Bisexual (TLGB) Stabilization Fund dollars in the amount of \$300,000 to support the City's efforts to recognize and support historic and present-day TLGB communities in the Tenderloin neighborhood, for a term of August 1, 2019, through June 30, 2020.

07/09/19; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

190764 [Loan Documents - 937 Clay Street, 305 San Carlos Street, 3198-24th Street, 654 Capp Street - Small Sites Program, Preservation and Seismic Safety Program, Downtown Neighborhoods Preservation Fund - Loans for Affordable Housing - Not to Exceed \$37,493,000]**Sponsors: Mayor; Peskin and Ronen**

Resolution approving and authorizing the Director of the Mayor's Office of Housing and Community Development to execute documents relating to loans for the acquisition, rehabilitation, or permanent financing of four project sites pursuant to the Small Sites Program, Preservation and Seismic Safety Program, and Downtown Neighborhoods Preservation Fund, for a total loan amount not to exceed \$37,544,000; confirming the Planning Department's determination under the California Environmental Quality Act; and finding that the Project loans are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Mayor's Office of Housing and Community Development)
(Fiscal Impact)

07/09/19; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

190765 [Multifamily Housing Revenue Bonds - 401 Avenue of the Palms (Maceo May Apartments) - Not to Exceed \$50,000,000]**Sponsors: Mayor; Haney**

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 \$50,000,000 for 401 Avenue of the Palms (Parcel C3.2 of the Treasure Island Master Plan) (Maceo May Apartments); 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 \$50,000,000; 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.

07/09/19; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

190766 [Accept and Expend Grant - California State Water Resources Control Board - Baker Beach Green Street Early Implementation Project - Not to Exceed \$3,759,822]
Sponsors: Mayor; Stefani

Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a grant in an amount not to exceed \$3,759,822 from the California State Water Resources Control Board for planning, design, and construction of the Sewer System Improvement Program Baker Beach Green Street Early Implementation Project for the period of November 4, 2017, through March 21, 2022. (Public Utilities Commission)
(Fiscal Impact)

07/09/19; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

190767 [Memorandum of Understanding - Reorganization of the Housing Authority of the City and County of San Francisco - Loan Not to Exceed \$20,000,000]
Sponsor: Mayor

Resolution approving a Memorandum of Understanding between the City and County of San Francisco and the Housing Authority of the City and County of San Francisco (SFHA) regarding the reorganization of SFHA; ratifying and approving a loan not to exceed \$20,000,000 to SFHA and any action heretofore taken in connection with such loan to SFHA; and granting general authority to the Mayor and the Mayor's Office of Housing and Community Development to take actions necessary to implement this Resolution, as defined herein.
(Fiscal Impact; No Budget and Legislative Analyst Report)

07/09/19; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

190768 [Contract Amendment - Retroactive - Heluna Health - Comprehensive Outreach and Case Management Programming - Not to Exceed \$39,133,942]
Sponsor: Mayor

Resolution retroactively approving the fourth amendment to the contract between the City and County of San Francisco and Heluna Health to provide comprehensive outreach and case management programming to meet the needs of people experiencing homelessness in San Francisco known as the San Francisco Homeless Outreach Team, to extend the contract agreement term by two years, from July 1, 2019, for a total term of August 1, 2014, through June 30, 2021, and to increase the contract amount by \$15,367,886 for a total contract amount of \$39,133,942. (Department of Homelessness and Supportive Housing)
(Fiscal Impact; No Budget and Legislative Analyst Report)

07/09/19; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

190769 [Adopting and Utilizing Person-First Language When Referring to People With a Criminal Record]

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

Resolution recognizing the harmful impacts of the institutionalization of the use of pejorative language to refer to formerly incarcerated people, and urging the City and County of San Francisco to adopt person-first language.

07/09/19; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

190770 [Approval of a 90-Day Extension for Planning Commission Review of the Jobs Housing Linkage Fee (File No. 190548)]**Sponsor: Haney**

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 190548) amending the Planning Code to update the Jobs Housing Linkage Fee; 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.

07/09/19; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

190771 [Supporting California State Assembly Bill No. 5 (Gonzalez) - Worker Status: Employees and Independent Contractors]**Sponsors: Mandelman; Peskin, Mar, Walton, Haney, Brown, Safai, Yee, Ronen and Fewer**

Resolution supporting California State Assembly Bill No. 5, authored by Assembly Member Lorena Gonzalez, to codify and expand the California Supreme Court's decision in *Dynamex Operations West, Inc. v. Superior Court of Los Angeles* (2018), establishing a presumption that a worker is an employee for purposes of wages and benefits.

07/09/19; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

190772 [Approval of a 90-Day Extension for Planning Commission Review of Planning, Building Codes - Controls on Residential Demolition, Merger, Conversion, and Alteration (File No. 181216)]**Sponsor: Peskin**

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 181216) amending the Planning Code to increase penalties for violations of the Planning Code and change the administrative enforcement procedure; provide new definitions for Residential Demolitions and Residential Flats, expand definitions of Alteration and Removal, expand definitions of, require additional notice, and impose new conditional use criteria for Residential Demolitions, Mergers, and Conversions; require additional review for changes of use to Child Care Facilities that propose an increase in the exterior dimension of the building; expand definition of change of use for Residential, Neighborhood Commercial (NC) and Neighborhood Commercial Transit (NCT) districts; add new notification requirements; add requirements for replacement structures; and establish definitions, criteria and procedures for approvals of Major Expansions of Existing Residential Buildings in certain residential districts; amending the Building Code to make the definition of Residential Demolition consistent with the Planning Code, and require pre-permit inspections and additional application requirements; 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 convenience, necessity, and welfare under Planning Code, Section 302.

07/09/19; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

190773 [Opposing United States Housing & Urban Development Rule Prohibiting Mixed Status Families from Receiving Federal Housing Assistance]**Sponsors: Ronen; Peskin, Walton, Mar, Yee, Haney, Fewer, Safai and Mandelman**

Resolution opposing the United States Department of Housing and Urban Development proposed rule requiring verification of immigration status and disqualifying prohibiting mixed immigration-status families from receiving federal housing assistance.

07/09/19; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

190774 [Real Property Acquisition - 1828 Egbert Avenue - San Francisco Self Storage III, LLC - \$67,300,000]**Sponsor: Walton**

Resolution approving and authorizing the Real Estate Division to acquire Real Property located at 1828 Egbert Avenue, from San Francisco Self Storage III, LLC, dba 1828 Egbert Avenue, LLC, for a purchase price of \$67,300,000 subject to future authorization of Certificates of Participation; placing the real property under the jurisdiction of the Real Estate Division for use of storing evidence and moving property from the Hall of Justice and other locations; adopting findings that the acquisition is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing the Director of Property to execute documents, enter into the Leaseback, and make certain modifications and take certain actions in furtherance of the Purchase Agreement and this Resolution, as defined herein. (Real Estate Department) (Fiscal Impact)

07/09/19; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

190775 [Urging the Office of Small Business to Convene a Small Business Economic Mitigation Working Group]**Sponsors: Walton; Fewer, Ronen, Mar, Mandelman and Yee**

Resolution urging the Office of Small Business to convene a Small Business Economic Mitigation Working Group to outline economic mitigation measures in support of San Francisco small business retailers affected by Ordinance No. 122-19 (File No. 190312); and requesting the Office of the Controller to provide an economic impact report for Ordinance No. 122-19 and an updated report for Ordinance No. 140-17 (File No. 170441).

07/09/19; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

MOTIONS

190776 [Planning Department Report - Interim Zoning Moratorium on Change of Nighttime Entertainment Use - One Maritime Plaza Area]**Sponsor: Peskin**

Motion adopting the Planning Department's report on the interim zoning moratorium on changes of nighttime entertainment use in the One Maritime Plaza area bounded by Jackson Street to the north, Sacramento Street to the south, Drumm Street to the west, and Sansome Street to the east; 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.

07/09/19; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

190742 [Mayoral Reappointment, Entertainment Commission - Ben Bleiman]

Motion approving/rejecting the Mayor's nomination for the reappointment of Ben Bleiman to the Entertainment Commission, for a term ending July 1, 2023. (Clerk of the Board)
(Charter, Section 4.117, 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 of the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: July 1, 2019.)

07/01/19; RECEIVED AND ASSIGNED to Rules Committee.

190751 [Mayoral Appointment, Board of Appeals - Eduardo Santacana]

Motion approving/rejecting the Mayoral nomination for the appointment of Eduardo Santacana to the Board of Appeals, for a term ending July 1, 2020. (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: July 3, 2019.)

07/03/19; RECEIVED AND ASSIGNED to Rules Committee.

190752 [Mayoral Appointment, Treasure Island Development Authority Board of Directors - Ruby Bolaria-Shifrin]

Motion approving/rejecting the Mayor's nomination for the appointment of Ruby Bolaria-Shifrin to the Treasure Island Development Authority Board of Directors, for a term ending February 26, 2022. (Clerk of the Board)
(Pursuant to the Treasure Island Conversion Act of 1997, appointments of Directors who are not City officers are only effective upon approval by a majority of the Board of Supervisors. There is no deadline for confirmation and the appointment is not effective until the Board takes action. Transmittal Date: July 2, 2019.)

07/02/19; RECEIVED AND ASSIGNED to Rules Committee.

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 RESOLUTIONS**190743 [Contract Amendment - Keefe Commissary Network, L.L.C. - Jail Commissary Services - Guaranteed Annual Minimum Income \$590,000]**

Resolution authorizing the Sheriff's Department to enter into a Third Amendment to the existing contract between Keefe Commissary Network, L.L.C., and the City and County of San Francisco, acting by and through its Sheriff's Department, for jail commissary services, to extend the contract term by six months beginning September 1, 2019, for a total term of September 1, 2014, through February 28, 2020, with no change to the guaranteed annual minimum income of \$590,000. (Sheriff)

07/01/19; RECEIVED FROM DEPARTMENT.

07/09/19; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

190744 [Settlement of Unlitigated Claim - Tilt.com, Inc. - \$50,410.20]

Resolution approving the settlement of the unlitigated claim filed by Tilt.com, Inc. against the City and County of San Francisco for \$50,410.20; the claim was filed on December 6, 2018; the claim involves a refund of gross receipts tax, penalties, and interest. (City Attorney)

06/26/19; RECEIVED FROM DEPARTMENT.

07/09/19; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

In Memoriams

Ildfonso Vigil Anguiano - Supervisor Mandelman

Neil Malloch - Supervisor Peskin

Caeser Cornelius Young - Supervisor Walton

ADJOURNMENT

There being no further business, the Board adjourned at the hour 5:21 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 3, 2019.

Angela Calvillo, Clerk of the Board

ADDENDUM

The following information is provided by speaker(s), pursuant to Administrative Code, Section 67.16. The content is neither generated by, nor subject to approval or verification of accuracy by, the Clerk of the Board or the Board of Supervisors.

Susana submitted the following additional information during General Public Comment, as follows: "Some Supervisors voted for Peskin's resolution to name Chinatown Rose Pak Station to merely follow the author's lead. But please consider: 1. What if the views of the author does not represent District 3? 2. This naming is VERY controversial and divided the Chinese community. The simplest way out is to rescind it. So why do you want to aid to stir up the community? 3. A matter of principle. San Francisco is known for supporting the rights of the oppressed minorities and religious freedom. By agreeing to insert Pak's name, it is inevitable to make your constituents feel that you may not care for the people who were bullied by her, including the merchants, residents and people of religious faith who were attached by Pak thru carrying out Community China's policy. I urge you to use judgement and principles, which would win respect from Chinese community and constituents."