

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, May 24, 2016 - 2:00 PM

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

Regular Meeting

LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, AARON PESKIN, KATY TANG, SCOTT WIENER,
NORMAN YEE
Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Yee, Kim, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Tang, Yee	Wednesday 10:00 AM
Government Audit and Oversight Committee Supervisors Peskin, Yee, Breed	1st and 3rd Thursday 9:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Peskin	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Kim, Avalos, Campos	2nd Thursday 2:30 PM
Rules Committee Supervisors Tang, Mar, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Aaron Peskin, Katy Tang, Scott Wiener, and Norman Yee

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, May 24, 2016, with President London Breed presiding.

ROLL CALL AND PLEDGE OF ALLEGIANCE

President Breed called the meeting to order at 2:02 p.m. On the call of the roll, all Supervisors were noted present. There was a quorum.

COMMUNICATIONS

There were no communications.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of April 19, 2016, or the Special Meeting Minutes at the Budget and Finance Committee Meeting of April 20, 2016. There were no corrections.

Supervisor Campos, seconded by Supervisor Mar, moved to approve the Board Meeting Minutes of April 19, 2016, and the Special Meeting Minutes at the Budget and Finance Committee Meeting of April 20, 2016. The motion carried by the following vote, following general public comment:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendations of the Rules Committee

160340 [Appointment, Park, Recreation and Open Space Advisory Committee - Ana Teresa Gee]

Motion appointing Ana Teresa Gee, term ending February 1, 2018, to the Park, Recreation and Open Space Advisory Committee. (Rules Committee)

Motion No. M16-066

APPROVED

160495 [Appointment, Bicycle Advisory Committee - Catherine Orland]

Motion appointing Catherine Orland, term ending November 19, 2016, to the Bicycle Advisory Committee. (Rules Committee)

Motion No. M16-067

APPROVED

160496 [Appointment, Urban Forestry Council - Meg Lowman]

Motion appointing Meg Lowman (residency requirement waived), term ending November 18, 2016, to the Urban Forestry Council. (Rules Committee)

Motion No. M16-068

APPROVED

160497 [Appointment, Public Utilities Revenue Bond Oversight Committee - Marina Pelosi]

Motion reappointing Marina Pelosi, term ending January 1, 2020, to the Public Utilities Revenue Bond Oversight Committee. (Rules Committee)

Motion No. M16-069

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Sub-Committee

160225 [Administrative Code - Best Value Public Works Procurement]

Sponsors: Wiener; Tang, Breed and Yee

Ordinance amending the Administrative Code to allow departments authorized to perform public work to procure public work contracts through a best value process that selects contractors using a combination of price and qualifications, with bid discounts applicable to price; and to require completion of public works contractor performance evaluations, and to require the creation and maintenance of a database to collect the contractor performance evaluations.

Ordinance No. 094-16

FINALLY PASSED by the following vote:

Ayes: 10 - Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Noes: 1 - Avalos

160358 [Appropriation and De-Appropriation - Surplus Revenue and Expenditures - Supporting Increased Overtime Expenditures - \$24,682,824 - FY2015-2016]**Sponsor: Mayor**

Ordinance appropriating \$4,112,120 surplus revenues, de-appropriating \$20,570,704 from permanent salaries, fringe benefit expenses, and non-personnel services, and appropriating \$24,682,824 to overtime in the Sheriff's Department, Department of Emergency Management, Fire Department, Public Health Department, Public Utilities Commission, and the Police Department operating budgets in order to support the Departments' projected increases in overtime as required per Ordinance No. 194-11 in FY2015-2016; this Ordinance requires a two-thirds vote of all members of the Board of Supervisors for approval of the Fire Department overtime appropriations, pursuant to Charter, Section 9.113(c).
(Fiscal Impact)

Supervisor Farrell requested that the question for this Ordinance be DIVIDED to consider the Fire Department, Department of Emergency Management, Sheriff's Department, and the Public Utilities Commission separately.

Ordinance No. 095-16

The divided question relating to the Fire Department, Department of Emergency Management, Sheriff's Department, and the Public Utilities Commission was FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

The remaining balance of the Ordinance relating to the Department of Public Health and the Police Department was FINALLY PASSED by the following vote:

Ayes: 6 - Breed, Farrell, Mar, Tang, Wiener, Yee

Noes: 5 - Avalos, Campos, Cohen, Kim, Peskin

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

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Ordinance No. 095-16

The remaining balance of the Ordinance relating to the Department of Public Health and the Police Department was FINALLY PASSED by the following vote:

Ayes: 7 - Breed, Cohen, Farrell, Mar, Tang, Wiener, Yee

Noes: 4 - Avalos, Campos, Kim, Peskin

Upon passage of both the divided portion and the remaining balance of the question, the Ordinance was finally passed as a whole.

President Breed requested File Nos. 160295 and 160296 be called together.

160295 [Lease Agreement - Bank of America, N.A. - \$365,000 Minimum Annual Guarantee]

Resolution approving the Domestic Terminals 1 and 3 Automated Teller Machines Lease No. 16-0070 between Bank of America, N.A., and the City and County of San Francisco, acting by and through its Airport Commission, with a minimum annual guarantee of \$365,000 for the first year of the Lease for a five-year term to commence following Board approval, with a two-year option to extend exercisable at the sole discretion of the Airport Commission. (Airport Commission)

Resolution No. 203-16**ADOPTED by the following vote:**

Ayes: 8 - Breed, Campos, Cohen, Farrell, Mar, Tang, Wiener, Yee

Noes: 3 - Avalos, Kim, Peskin

160296 **[Lease Agreement - Bank of America, N.A. - \$270,000 Minimum Annual Guarantee]**
Resolution approving the International Terminal Automated Teller Machines Lease No. 16-0069 between Bank of America, N.A., and the City and County of San Francisco, acting by and through its Airport Commission, with a minimum annual guarantee of \$270,000 for the first year of the Lease for a five-year term to commence following Board approval with a two-year option to extend exercisable at the sole discretion of the Airport Commission. (Airport Commission)

Resolution No. 204-16

ADOPTED by the following vote:

Ayes: 8 - Breed, Campos, Cohen, Farrell, Mar, Tang, Wiener, Yee

Noes: 3 - Avalos, Kim, Peskin

Recommendation of the Public Safety and Neighborhood Services Committee

160022 **[Administrative Code - Due Process for All and Sanctuary]**

Sponsors: Avalos; Campos, Kim, Mar and Peskin

Ordinance amending the Administrative Code to prohibit the use of City funds or resources to assist in the enforcement of Federal immigration law, except for individuals who have been convicted of a violent felony and held to answer for a violent felony.

Privilege of the floor was granted unanimously to Sheriff Vicki Hennessy (Sheriff's Department) who responded to questions raised throughout the discussion, acknowledged the collaborated efforts with the sponsor, and stated that she was in agreement with the proposed amendments.

Supervisor Avalos, seconded by Supervisor Peskin, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Line 5, by adding 'or serious', Line 6, by adding 'or serious', and adding 'and modifying reporting requirements', Line 19, by striking 'the immigration', and Line 20, by adding 'or any other such personal information as defined in Chapter 12I'; on Page 2, Lines 8-9, by adding 'or any other such personal information as defined in Chapter 12I'; on Page 11, Line 24, through Page 12, Line 5, by adding the definition of 'Serious Felony'; on Page 13, Line 12, through Page 14, Line 11, by adding three exceptions to the requirement that law enforcement officials not respond to a federal immigration officer's request; and on Page 15, Lines 5-20, by changing the required 'Annual Report' to a 'Semiannual Report' with additional information that the Report will include. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee
Ordinance amending the Administrative Code to prohibit the use of City funds or resources to assist in the enforcement of Federal immigration law, except for individuals who have been convicted of a violent or serious felony and held to answer for a violent or serious felony, and modify reporting requirements.

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

NEW BUSINESS

Recommendations of the Budget and Finance Committee

President Breed requested File Nos. 160479, 160482, 160483, 160484, and 160485 be called together.

160479 [Multifamily Housing Revenue Bonds - 171 Loehr Street and 1250 Sunnydale Avenue ("Britton Court") - Not to Exceed \$76,000,000]

Sponsor: Cohen

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "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 \$76,000,000 for 171 Loehr Street and 1250 Sunnydale Avenue; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

Resolution No. 206-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160482 [Multifamily Housing Revenue Bonds - Goodwill - 1500-1580 Mission Street and 77 South Van Ness Avenue - Not to Exceed \$475,000,000]

Sponsor: Kim

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "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 \$475,000,000 to finance a project at 1500-1580 Mission Street and 77 South Van Ness Avenue; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the tax exempt 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 \$475,000,000; 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. (Mayor's Office of Housing and Community Development)

Resolution No. 207-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160483 [Multifamily Housing Revenue Bonds - Mission Bay South Block East - 1150-3 Street - Not to Exceed \$90,000,000]**Sponsor: Kim**

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "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 \$90,000,000 for 1150-3 Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; 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. (Mayor's Office of Housing and Community Development)

Resolution No. 208-16**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160484 [Multifamily Housing Revenue Bonds - Dorothy Day Community - 54 McAllister Street - Not to Exceed \$111,000,000]**Sponsor: Kim**

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "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 \$111,000,000 for 54 McAllister Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; 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. (Mayor's Office of Housing and Community Development)

Resolution No. 209-16**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160485 [Multifamily Housing Revenue Bonds - Knox SRO - 241-6 Street - Not to Exceed \$20,007,442]**Sponsor: Kim**

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "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 \$20,007,442 for 241-6 Street, also known as the Knox SRO; 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; 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. (Mayor's Office of Housing and Community Development)

Resolution No. 210-16**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendations of the Land Use and Transportation Committee**160198 [Police Code - Storage of Firearms in Any Residence]****Sponsors: Farrell; Cohen, Breed and Campos**

Ordinance amending the Police Code to prohibit any person from keeping a firearm within any residence unless the firearm is stored in a locked container or disabled with a trigger lock.

Supervisors Breed and Campos requested to be added as co-sponsors.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160293 [Planning Code - Landmark Designation - 35-45 Onondaga Avenue (aka Alemany Emergency Hospital and Health Center)]**Sponsors: Avalos; Peskin**

Ordinance designating 35-45 Onondaga Avenue (aka Alemany Emergency Hospital and Health Center), Assessor's Parcel Block No. 6956, Lot Nos. 016 and 017, as a Landmark under Planning Code, Article 10; and making environmental findings, findings of public necessity, convenience and welfare, 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 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendations of the Public Safety and Neighborhood Services Committee**160294 [Health Code - Public Water System Cross-Connection Control and Backflow Prevention]**

Ordinance amending the Health Code to regulate cross-connection and backflow prevention requirements to protect the public water system by replacing obsolete requirements with requirements consistent with current state and federal drinking water quality laws; by reorganizing, updating, and clarifying procedures for implementing such requirements; and by authorizing remedies and penalties for violations and providing enforcement criteria and procedures; and affirming the Planning Department's determination under the California Environmental Quality Act. (Public Utilities Commission)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

President Breed requested File Nos. 151161, 160098, and 160142 be called together.

151161 [Liquor License - 239 Kearny Street]

Resolution determining that the issuance of a Type 48 on-sale general public premises license to Frank LeClerc for Gitane Restaurant and Bar, Inc. dba Gitane Restaurant and Bar, located at 239 Kearny Street (District 3), will serve the public convenience or necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Resolution No. 200-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160098 [Liquor License - 5900 3rd Street]

Resolution determining that the issuance of a Type 21 off-sale general license to Howard Ngo dba Duc Loi's Pantry located at 5900 3rd Street (District 10), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Resolution No. 201-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160142 [Liquor License Transfer - 644 Mission Street]

Resolution determining that the transfer of a Type 20 off-sale beer and wine license from 5900 3rd Street to 644 Mission Street (District 6) to Surinder Singh dba 7-Eleven Store #2366-36039A, will serve the public convenience or necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Resolution No. 202-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160228 [Calling for a California State of Emergency Declaration on Homelessness]

Sponsors: Kim; Cohen, Campos, Peskin, Mar and Avalos

Resolution urging Governor Jerry Brown to declare a State of Emergency on Homelessness to help coordinate region- and state-wide responses to this growing crisis, and provide supplementary state assistance to cities and counties to provide needed supportive services.

Resolution No. 211-16

ADOPTED by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Wiener

Noes: 2 - Tang, Yee

Recommendations of the Rules Committee**160272 [Administrative Code - Exempting California State University Fresno Foundation from Nonprofit Public Access Ordinance]**

Ordinance exempting California State University Fresno Foundation from the Nonprofit Public Access Ordinance, Administrative Code, Chapter 12L, to facilitate the Human Services Agency's entering into a contract with the Foundation for training services required by State law for child welfare staff, supervisors, and foster parents. (Human Services Agency)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160498 [Appointments, Commission on Animal Control and Welfare - Annemarie Fortier, Nicolle "Bunny" Matthews Rosenberg, and Robin Hansen]

Motion reappointing Annemarie Fortier and appointing Nicolle "Bunny" Matthews Rosenberg and Robin Hansen, terms ending April 30, 2018, to the Commission of Animal Control and Welfare. (Rules Committee)

Motion No. M16-070

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

SPECIAL ORDER 3:00 P.M.

Supervisor Avalos was noted absent at 4:35 p.m.

141018 [Public Hearing - Appeal of Tentative Map - 639 Peralta Avenue]

Hearing of persons interested in or objecting to the decision of Public Works, dated September 18, 2014, approving a Tentative Map for a 2-Unit New Construction Condominium Project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014. (District 9) (Appellant: Alexander M. Weyand, on behalf of William H. Bradley) (Filed September 29, 2014). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to a proposed continuance by the appellant and project sponsor. There were no speakers.

Supervisor Campos, seconded by Supervisor Tang, moved that this Hearing be CONTINUED OPEN to the Board of Supervisors meeting of September 6, 2016. The motion carried by the following vote:

Ayes: 10 - Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee
Absent: 1 - Avalos

The President CONTINUED the Hearing open to September 6, 2016.

141019 [Approving Decision of Public Works and Approving the Tentative Parcel Map - 639 Peralta Avenue]

Motion approving decision of Public Works and approving the Tentative Parcel Map for a 2-unit new construction condominium project located at 639 Peralta Avenue, Assessor's Block No. 5634, 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 Campos, seconded by Supervisor Tang, moved that this Motion be CONTINUED to the Board of Supervisors meeting of September 6, 2016. The motion carried by the following vote:

Ayes: 10 - Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee
Absent: 1 - Avalos

141020 [Disapproving Decision of Public Works and Disapproving the Tentative Parcel Map - 639 Peralta Avenue]

Motion disapproving decision of Public Works and disapproving the Tentative Parcel Map for a 2-unit new construction condominium project located at 639 Peralta Avenue, Assessor's Block No. 5634, 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 Campos, seconded by Supervisor Tang, moved that this Motion be CONTINUED to the Board of Supervisors meeting of September 6, 2016. The motion carried by the following vote:

Ayes: 10 - Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee
Absent: 1 - Avalos

141021 [Preparation of Findings Related to the Tentative Parcel Map - 639 Peralta Avenue]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 2-unit new construction condominium project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Tang, moved that this Motion be CONTINUED to the Board of Supervisors meeting of September 6, 2016. The motion carried by the following vote:

Ayes: 10 - Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Absent: 1 - Avalos

Supervisor Avalos was noted present at 4:48 p.m.

SPECIAL ORDER 3:00 P.M.**Board of Supervisors Sitting as a Committee of the Whole****160437 [Hearing - Report of Delinquent Real Property Transfer Taxes]**

Hearing to consider objections to a report of delinquent real property transfer tax under Business and Tax Regulations Code, Section 1115.1(c), for Assessor's Parcel Block No. 0284, Lot No. 010 (562 Sutter Street), and Block No. 0330, Lot No. 023 (55 Cyril Magnin Street), and directing transmission of said report to the Controller and Tax Collector for collection and deposit into the General Fund, scheduled pursuant to Motion No. M16-057, approved May 3, 2016. (Clerk of the Board)

President Breed opened the public hearing and inquired as to whether any member of the public wished to address the Board relating to the report of delinquent real property transfer tax as referenced in File No. 160438. Edward McCaffrey (Office of the Assessor-Recorder) provided an overview of the assessments. Scott Johnson (on behalf of DiamondRock Hospitality Company); Charles Maul (on behalf of Parc 55 Hotel); spoke in objection to the delinquent real property transfer tax. Moe Jamil (Office of the City Attorney) and Douglas Legg (Office of the Assessor-Recorder) responded to questions raised throughout the discussion. There were no other speakers. President Pro Temp Tang declared public comment closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Appointment of President Pro Tempore

At the request of President Breed, Supervisor Tang assumed the chair at 4:46 p.m. The President resumed the chair at 5:05 p.m.

Committee of the Whole Adjourn and Report

160438 [Report of Delinquent Real Property Transfer Taxes]**Sponsors: Tang; Peskin**

Resolution confirming report of delinquent real property transfer tax under Business and Tax Regulations Code, Section 1115.1(c), for Assessor's Parcel Block No. 0284, Lot No. 010 (562 Sutter Street) and Block No. 0330, Lot No. 023 (55 Cyril Magnin Street), and directing transmission of said report to the Controller and Tax Collector for collection and deposit into the General Fund. (Assessor-Recorder)

Resolution No. 205-16**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

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

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

SMALL BUSINESS WEEK

President Breed and Mark Dwight, President (Small Business Commission), provided opening remarks in recognition of Small Business Week and the exceptional small businesses throughout San Francisco. Supervisors then introduced, welcomed, and presented Certificates of Honor to individuals in recognition of Small Business Week, their accomplishments, and their continued community support as referenced below:

Supervisor Wiener recognized Linda and Brian Mitchell (Mitchell's Ice Cream);
Supervisor Yee recognized Michael and Nancy Gharib (Twin Peaks Auto Care);
Supervisor Avalos recognized George and Ed Nasrah (Central Drug Store and Daniel's Pharmacy);
Supervisor Breed recognized David Zimmerman (Blackthorn);
Supervisor Campos recognized Good Life Grocery;
Supervisor Cohen recognized Economic Development on Third (EDoT);
Supervisor Farrell recognized Elias Chahwan (Valentino Market);
Supervisor Kim recognized Kevin McCracken (Social Imprints);
Supervisor Mar recognized Chet Thong (La Promenade Cafe);
Supervisor Peskin recognized Joseph Omran (Le Beau Nob Hill Market); and
Supervisor Tang recognized Eric Rewitzer and Annie Galvin (3 Fish Studios).

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Ace Washington; shared concerns relating to Small Business Week and allowing media into the Legislative Chamber.

Male Speaker; shared concerns relating to homelessness in San Francisco.

Christopher Dahl; shared concerns relating to the sea level rise and climate change.

Male Speaker; shared various religious concerns.

Karen Fleshman; shared concerns relating to officer-involved shootings and brutality.

Abraham Thompson; shared concerns relating to the Falun Da Fa being banned at community parades.

Female Speaker; shared concerns relating to the Falun Da Fa being banned at community parades.

Wangi Zhao; shared concerns relating to the Falun Da Fa being banned at community parades.

Dee Seligman; shared concerns relating to set-asides.

Tom Borden; shared concerns relating to the Recreation and Park Department and park access.

Katherine Howard; shared concerns relating to the Recreation and Park Department and park access.

Elizabeth De Young; shared concerns relating to the Recreation and Park Department and park access.

Mel Chalbard; shared concerns relating to prostitution occurring at a particular business.

Lee Stranahan; shared concerns relating to freedom of debate.

Mr. Wright; shared concerns relating to sanctuary for all and immigration.

Male Speaker; shared concerns relating to officer-involved shootings and brutality.

Tom Gilberty; shared concerns relating to proposed high-rise projects and stadium projects.

Otto Duffy; shared concerns relating to rank-choice voting.

CONFERENCE WITH LABOR NEGOTIATORS

Approval to convene in closed session was acted upon by Motion No. M16-073 (File No. 160566) under the "For Adoption Without Committee Reference" calendar, and public comment on the approval to convene was taken during General Public Comment.

160568 [Closed Session - Labor Negotiations - May 24, 2016]

Closed Session for the Board of Supervisors to confer with the Mayor's Office and the Department of Human Resources regarding the City's negotiations with labor unions representing City employees on May 24, 2016; pursuant to California Government Code, Section 54957.6, and San Francisco Administrative Code, Section 67.10(e). (Clerk of the Board)

Although a motion was not required, since the Motion to Convene was already approved by Motion No. M16-073 (File No. 160566), Supervisor Yee, seconded by Supervisor Mar, moved that the Board of Supervisors convene in closed session with labor negotiators. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

President Breed inquired as to whether any member of the public wished to address the Board regarding convening in closed session. Tom Gilberty; Mr. Wright; shared concerns relating to the closed session. The President declared public comment closed.

CONVENED IN CLOSED SESSION

The Board recessed at the hour of 6:01 p.m. to convene in closed session pursuant to the passage of Motion No. M16-073 (File No. 160566).

The following Supervisors were noted present: Supervisors Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Persons in attendance: Jon Givner (Office of the City Attorney), Diana Doughtie, Chief Negotiator, Micki Callahan, Director (Department of Human Resources), Todd Rydstrom (Office of the City Controller), Nicole Elliott (Mayor's Office), Barbara Garcia, Director, and Greg Wagner (Department of Public Health), Angela Calvillo, Clerk of the Board, and Alisa Somera, Legislative Deputy Director (Office of the Clerk of the Board).

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

RECONVENED IN OPEN SESSION

The Board reconvened at the hour of 6:24 p.m.

The following Supervisors were noted present: Supervisors Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

HEARD AND FILED

[Elect Not to Disclose]

Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations.

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

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

FOR ADOPTION WITHOUT COMMITTEE REFERENCE**160435 [Urging San Francisco Businesses to Participate in SF Biz Connect]****Sponsor: Tang**

Resolution urging San Francisco businesses to participate in SF Biz Connect by shifting an additional 5% of their spending to small and local businesses in order to support our local economy.

Resolution No. 212-16

ADOPTED

160560 [Supporting California State Senate Bill 1157 (Mitchell) - Strengthening Family Connections]**Sponsor: Breed**

Resolution supporting California State Senate Bill 1157, authored by Senator Mitchell, to strengthen family connections in order to ensure families have access to in-person visits with loved ones incarcerated in county jails.

Resolution No. 213-16

ADOPTED

160561 [Arthur Cecchin Day - May 27, 2016]**Sponsor: Farrell**

Resolution declaring May 27, 2016, Arthur Cecchin Day in the City and County of San Francisco.

Resolution No. 214-16**ADOPTED****160562 [Elizabeth Purcell Day - May 27, 2016]****Sponsor: Farrell**

Resolution declaring May 27, 2016, Elizabeth Purcell Day in the City and County of San Francisco.

Resolution No. 215-16**ADOPTED****160563 [CalFresh Awareness and Action Month - May 2016]****Sponsor: Mar**

Resolution declaring the month of May 2016 as CalFresh Awareness and Action Month in the City and County of San Francisco, and urging all community members to support efforts to increase awareness of and participation in the CalFresh program.

Resolution No. 216-16**ADOPTED****160564 [Urging the State of California to Require a Minimum of 25% Post-Consumer Recycled Content in Plastic Beverage Containers]****Sponsors: Wiener; Mar**

Resolution urging the California State Legislature to require all single-use plastic beverage containers sold in the state to have a minimum of 25% post-consumer recycled content.

*Supervisor Mar requested to be added as a co-sponsor.***Resolution No. 217-16****ADOPTED****160565 [Urging Support for the California Legislative Women's Caucus' Request and Priority to Invest \$800,000,000 in the FY2016-2017 California Budget]****Sponsors: Yee; Tang**

Resolution urging the support of the Legislative Women's Caucus budget request of \$800,000,000 in the FY2016-2017 budget that would enable the state to serve tens of thousands of children from birth to five years-old, and for families to have access to quality affordable child care, prioritize our youngest learners, prevent disruption of care for those children, recognize the important and professional nature of the work providers deliver to our state's working families, and for the California Senate and Assembly to support the Legislative Women's Caucus budget request and priorities.

Resolution No. 218-16**ADOPTED**

160545 [Final Map 7888 - 219 Cumberland Street]

Motion approving Final Map 7888, a 6 residential unit condominium project, located at 219 Cumberland Street, being a subdivision of Assessor's Parcel Block No. 3600, Lot No. 042, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M16-071

APPROVED

160546 [Final Map 8752 - 77 Falmouth Street]

Motion approving Final Map 8752, a 15 residential unit and two commercial unit mixed-use condominium project, located at 77 Falmouth Street, being a subdivision of Assessor's Parcel Block No. 3753, Lot No. 314, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M16-072

APPROVED

160566 [Closed Session - Update on Labor Negotiations - May 24, 2016]

Sponsor: Breed

Motion that the Board of Supervisors convene in closed session on May 24, 2016, with the Mayor's Office and the Department of Human Resources under Administrative Code, Section 67.10(e), and California Government Code, Section 54957.6, regarding negotiations with labor unions representing City employees.

Motion No. M16-073

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Peskin requested that File No. 160567 be severed so that it may be considered separately.

160567 [Calling from Committee - Committee of the Whole - General Plan Amendment (File No. 160347) - Affordable Housing Bonus Programs]**Sponsor: Peskin**

Motion calling from the Land Use and Transportation Committee, pursuant to Board's Rules of Order 3.37, the proposed Ordinance (File No. 160347) amending the General Plan to make conforming changes in association with legislation creating the Affordable Housing Bonus Program by amending the Housing Element, Urban Design Element, Van Ness Avenue Area Plan, Chinatown Area Plan, Downtown Area Plan, and Northeastern Waterfront Area Plan; making findings, including findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and affirming the Planning Department's determination under the California Environmental Quality Act.; and scheduling the Board of Supervisors to sit as a Committee of the Whole on June 14, 2016, at 3:00 p.m., to hold a public hearing to consider the proposed Ordinance.

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

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, 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 Amendments

160581 [Charter Amendment - Homeless Housing and Services Fund; Transportation Improvement Fund - Budget Set-Asides]

Sponsors: Mayor; Wiener and Farrell

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to create a Homeless Housing and Services Fund and appropriate \$11,500,000 to the Fund in FY2016-2017 and \$47,750,000 annually to the Fund, adjusted for changes in discretionary City revenues, for the next 24 years, and create a Transportation Improvement Fund and appropriate \$23,000,000 to the Fund in FY2016-2017 and \$95,500,000 annually to the Fund, adjusted for changes in discretionary City revenues, for the next 24 years, at an election to be held on November 8, 2016.

05/24/16; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/23/2016.

160582 [Charter Amendment - City Responsibility for Maintaining Street Trees]

Sponsors: Avalos; Mar

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street trees from abutting property owners to the City; and affirming the Planning Department's determination under the California Environmental Quality Act, at an election to be held on November 8, 2016.

05/24/16; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/23/2016.

160583 [Charter Amendment - Public Advocate]

Sponsors: Campos; Avalos, Kim and Mar

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to: 1) create the Office of the Public Advocate; 2) set the Public Advocate's powers and duties; 3) authorize the Public Advocate to review the administration of City programs, including programs for transmitting information to the public, and to receive, investigate, and attempt to resolve complaints regarding City services and programs; 4) place the Public Advocate in charge of the Office of Labor Standards Enforcement (OLSE), the Office of Citizen Complaints (OCC), and the Controller's whistleblower program; 5) call a special election for November 7, 2017, to elect the first Public Advocate; 6) provide for the Public Advocate's election, removal, and salary; and 7) establish a set-aside of 0.03% of the City's budget, as well as the amounts previously budgeted to OLSE, OCC, and the whistleblower program, to fund the Office of the Public Advocate, and setting an operative date, at an election to be held on November 8, 2016.

05/24/16; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/23/2016.

160584 [Charter Amendment - Independent Investigations Bureau in the Office of the District Attorney]**Sponsor: Cohen**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to designate an Independent Investigations Bureau in the Office of the District Attorney as the primary agency to investigate criminal conduct arising out of critical incidents in the City involving officer-involved use of force, upon the District Attorney's establishment of the Bureau; to provide for development of a protocol between the District Attorney and Chief of Police to staff and coordinate the Bureau; and to establish the Independent Investigations Bureau Fund for the operation of the Bureau and require that an amount equal to 0.34% of the annual budgets of the Police Department and Sheriff's Department and funds for additional costs of the Bureau be allocated annually to the Fund, for so long as the District Attorney maintains the Bureau, at an election to be held on November 8, 2016.

05/24/16; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/23/2016.

160585 [Charter Amendment - Dignity Fund]**Sponsors: Cohen; Mar, Yee, Avalos and Campos**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to: 1) establish the Dignity Fund to support Seniors and Adults with Disabilities; 2) create an annual set-aside from the property tax for the Dignity Fund in an amount equivalent to an annual tax of two cents for each \$100 of assessed valuation, and a baseline appropriation based on City spending for these purposes in FY2016-2017; 3) establish a planning process for expenditures from the Fund; 4) create an Oversight and Advisory Committee; 5) set an expiration date of June 30, 2037; and, 6) change the Commission on Aging to the Aging and Adult Services Commission, update its responsibilities, and divide the appointing power between the Mayor and the Board of Supervisors, at an election to be held on November 8, 2016.

05/24/16; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/23/2016.

160586 [Charter Amendment - Department of Police Accountability]**Sponsor: Cohen**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to: re-name the Office of Citizen Complaints (OCC) as the Independent Police Oversight Department (IPOD); eliminate the requirement that the Police Commission approve IPOD's proposed budget and instead give IPOD direct authority over its proposed budget; authorize IPOD to conduct periodic reviews of how the Police Commission, Police Department, and IPOD have handled claims of officer misconduct; and require an annual appropriation to IPOD at least equal to the OCC budget for FY2015-2016, adjusted for changes in total City discretionary revenues, at an election to be held on November 8, 2016.

05/24/16; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/23/2016.

160587 [Charter Amendment - Non-Citizen Voting in School Board Elections]**Sponsor: Mar**

Draft Charter Amendment to amend the Charter of the City and County of San Francisco by amending Section 8.100 and adding Section 13.111 to authorize San Francisco residents 18 years of age or older who are the parents, legal guardians, or caregivers of children in the San Francisco Unified School District to vote in elections for the Board of Education, regardless of whether the residents are United States citizens, at an election to be held on November 8, 2016.

05/24/16; ASSIGNED UNDER 30 DAY RULE PENDING APPROVAL AS TO FORM to Rules Committee.

160588 [Charter Amendment - Housing and Development Commission]**Sponsors: Peskin; Kim**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco, to create the Housing and Development Commission to oversee the Department of Economic and Workforce Development, the Department of Housing and Community Development, and the Department of Real Estate; to require the Commission to review and make recommendations regarding proposed development agreements and conveyance of certain surplus City property before the Board of Supervisors considers such proposals; and to require the Commission to adopt rules creating competitive selection processes for the Department of Housing and Community Development's expenditure of affordable housing funds and for the development of affordable housing on City-owned property under the jurisdiction of the Department of Housing and Community Development, at an election to be held on November 8, 2016.

05/24/16; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/23/2016.

160589 [Charter Amendment - Municipal Transportation Agency - Appointments to Board of Directors and Budget Process]**Sponsors: Yee; Kim, Peskin and Campos**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to split the power to make appointments to the San Francisco Municipal Transportation Agency (SFMTA) Board of Directors between the Mayor and the Board of Supervisors, to lower the vote by which the Board of Supervisors may reject the SFMTA Budget from seven to six, and to make related changes implementing these amendments, at an election to be held on November 8, 2016.

05/24/16; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/23/2016.

Ordinances**150792 [Fire Code - Disclosure of Fire Safety Information]****Sponsor: Tang**

Ordinance amending the San Francisco Fire Code to require building owners and homeowners' associations to provide fire safety information to residents in buildings with three or more dwelling units, and annual fire safety information and training to residents in buildings with 16 or more units; making findings as to local conditions pursuant to the California Health and Safety Code; and directing the Clerk of the Board of Supervisors to transmit the Ordinance to appropriate State officials.

07/21/15; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 8/20/2015.

07/29/15; REFERRED TO DEPARTMENT.

03/07/16; REMAIN ACTIVE.

05/24/16; SUBSTITUTED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

160590 [Public Works Code - Street Space Occupancy Permits]**Sponsor: Farrell**

Ordinance amending the Public Works Code to place additional limits on the duration of street space occupancy permits, and to limit the number of such permits including permit extensions that can be issued at the same address during a three-year period in Residential, Urban Mixed-Use, and Neighborhood Commercial Districts, and precluding the issuance of such permits at the same address for two years after that three-year period; and affirming the Planning Department's determination under the California Environmental Quality Act.

05/24/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 6/23/2016.

160591 [Mission Bay South - Park P6 Acceptance]**Sponsor: Kim**

Ordinance dedicating City-jurisdictional property, located on a portion of State Trust Parcel 2, commonly known as Mission Bay Park P6, lying along Long Bridge Street and China Basin Street, as open public right-of-way and naming the new park "Mission Bay Kids' Park," accepting an irrevocable offer for the acquisition facilities that comprise the park improvements; designating said facilities for public open space and park purposes, accepting the Park for maintenance and liability purposes, subject to specified limitations; 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; and accepting a Public Works Order, and authorizing official acts in connection with this Ordinance.

05/24/16; ASSIGNED to Land Use and Transportation Committee.

160592 [Administrative Code - Lactation in the Workplace Policy]**Sponsors: Tang; Cohen, Kim, Wiener, Yee, Mar, Farrell, Peskin, Breed, Campos and Avalos**

Ordinance amending the Administrative Code to require the Department of Human Resources to develop a Lactation in the Workplace Policy for all City departments.

05/24/16; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 6/23/2016.

160593 [Prevailing Wage Requirements - Parking Meter Coin Collections and Counting]**Sponsor: Wiener**

Ordinance authorizing the Municipal Transportation Agency to include, in any contract for parking meter coin collections, counting, and support services it executes after issuing a competitive solicitation, provisions that require the contractor and subcontractors to pay prevailing wages to meter collector, coin room operator, crew lead, and foreperson positions, and to provide transitional employment and retention to the prior contractor's employees performing such services, subject to compliance with all applicable state laws and regulations; and making findings as to the applicable prevailing wage rates for the positions covered by this ordinance.

(Fiscal Impact; No Budget and Legislative Analyst Report)

05/24/16; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 6/23/2016.

160594 [De-appropriation and Appropriation - Supporting District 7 Participatory Budgeting Project - \$300,000 - FY2015-2016]**Sponsor: Yee**

Ordinance de-appropriating \$300,000 District 7 Board Projects in the General City Responsibility (GEN) and appropriating \$300,000 to various departments in order to support the District 7 Participatory Budgeting projects in FY2015-2016.

(Fiscal Impact; No Budget and Legislative Analyst Report)

05/24/16; ASSIGNED to Budget and Finance Sub-Committee.

Resolutions

160595 [Accept and Expend Grant - San Francisco Bay Area Rapid Transit District - Pit Stop Public Toilet Program - \$200,000]

Sponsors: Mayor; Kim, Campos and Breed

Resolution retroactively authorizing the Department of Public Works to accept and expend a grant of up to \$200,000 from the San Francisco Bay Area Rapid Transit District for the Pit Stop Public Toilet Program for the period of February 17, 2016, through February 16, 2017.

05/24/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160596 [Contract Amendment - New Flyer of America, Inc. - Purchase of Low Floor Electric Trolley Buses - Not to Exceed \$150,448,729]

Sponsor: Breed

Resolution approving Amendment No. 1 to Contract No. CPT 632 (Procurement of Electric Trolley Buses) with New Flyer of America, Inc., to purchase an additional 33 articulated low-floor electric trolley buses, for an additional amount of \$55,498,285 and a total contract amount not to exceed \$150,448,729 with no change to the term of the contract; and authorizing the Director of Transportation of the San Francisco Municipal Transportation Agency to enter into amendments or modifications to the Agreement, as defined herein. (Municipal Transportation Agency) (Fiscal Impact)

05/24/16; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

160597 [Intent to Prioritize Funding Free City College of San Francisco]

Sponsors: Kim; Breed, Peskin, Yee, Mar, Campos and Avalos

Resolution reclaiming the promise of free higher education in the City and County of San Francisco by securing funding to eliminate enrollment fees for students who are San Francisco residents or working at least half-time in San Francisco, and by supporting educational costs for enrolled students who are in receipt of federal or state financial aid. (Supervisor Farrell dissented in Committee.)

05/24/16; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

160598 [Authorizing Expenditures - SoMa Community Stabilization Fund - \$635,000]

Sponsor: Kim

Resolution authorizing the Mayor's Office of Housing and Community Development to expend SoMa Community Stabilization Fund dollars in the amount of \$635,000 to address various impacts of destabilization on residents and businesses in SoMa, and reaffirming an administrative support plan for the Fund. (Mayor's Office of Housing and Community Development) (Fiscal Impact)

05/24/16; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

160599 [Interim Zoning Controls - Hotel Conversion Ordinance]

Sponsors: Peskin; Kim

Resolution imposing interim zoning controls for an 18-month period for all Residential Hotels, requiring Conditional Use authorization for any application for a permit to convert Residential Hotel Units under Administrative Code, Chapter 41; and making environmental findings and findings of consistency with the General Plan, and with the eight priority policies of Planning Code, Section 101.1.

05/24/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 6/23/2016.

160600 [Opposing the System of Renting Grass at Any San Francisco Public Park]**Sponsors: Kim; Peskin, Avalos, Yee and Campos**

Resolution urging the Recreation and Parks Department to discontinue permanently the pilot program whereby individuals can reserve open space at Mission Dolores Park and urging the Recreation and Parks Department to discontinue any such rental program for any grass plot throughout San Francisco public parks.

05/24/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160601 [Urging the San Francisco Legislative Delegation to Oppose the Proposed “By Right Housing Approvals” Budget Trailer Bill]**Sponsors: Peskin; Mar, Kim, Yee, Avalos and Campos**

Resolution urging the San Francisco Legislative Delegation to oppose the “By Right Housing Approvals” proposed Trailer Bill in recognition of San Francisco’s local planning tools and significant contributions to regional housing development.

05/24/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160602 [Approval of a 90-Day Extension for Planning Commission Review of Sign Regulations (File No. 160424)]**Sponsor: Peskin**

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 160424) amending the San Francisco Planning Code to correct and update provisions, delete obsolete or redundant sections, and reinstate the distinction between Historic and Vintage Signs; amending the Zoning Map to delete the Showplace Square Special Sign District, the South of Market General Advertising Special Sign District, and the Hamm’s Building Historic Special Sign District; affirming the Planning Department’s determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public convenience, necessity, and welfare under Planning Code, Section 302.

05/24/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160603 [Team Edna Day - June 8, 2016]**Sponsor: Wiener**

Resolution declaring June 8, 2016, Team Edna Day in the City and County of San Francisco.

05/24/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

160604 [Initiative Ordinance - Business and Tax Regulations Code - Increase Real Property Transfer Tax on Properties of At Least \$5,000,000]

Sponsors: Kim; Campos, Peskin, Mar, Avalos and Yee

Motion ordering submitted to the voters, at an election to be on held November 8, 2016, an ordinance amending the Business and Tax Regulations Code to increase the Real Property Transfer Tax rate from 2% to 2.25% on properties with a consideration or value of at least \$5,000,000 and less than \$10,000,000; from 2.5% to 2.75% on properties with a consideration or value of at least \$10,000,000 and less than \$25,000,000; and from 2.5% to 3% on properties with a consideration or value of at least \$25,000,000; and increasing the City's appropriations limit by the amount of the tax increase for four years from November 8, 2016.

(Economic Impact)

(Supervisor Farrell dissented in Committee.)

05/24/16; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 6/23/2016.

160605 [Modification of Time for Introduction of Charter Amendment - Non-Citizen Voting]

Sponsor: Mar

Motion modifying the deadline to introduce a non-skeletal Charter Amendment and the deadline for City Attorney approval as to form under Rule 2.22.8 of the Board's Rules of Order to allow introduction on May 24, 2016, of an unsigned Charter Amendment to permit voting by non-citizens in certain elections (Board File No. 160587), and to allow introduction of the Charter Amendment approved as to form on June 7, 2016.

05/24/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160606 [Cost of Living Adjustment to the Contract for Budget and Legislative Analyst Services - \$2,174,806 - FY2016-2017]

Motion enacting a 2.25% cost of living adjustment (COLA) to the base FY2016-2017 contract amount of \$2,126,950 for Budget and Legislative Analyst Services, to be effectuated as of July 1, 2016, resulting in a new FY2016-2017 contract amount of \$2,174,806, an increase of \$47,856; and directing the Clerk of the Board to take all necessary administrative action to amend the contract accordingly. (Clerk of the Board)

05/24/16; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Request for Hearing

160607 [Hearing - Permitting Fees for Park Use]

Sponsors: Kim; Peskin

Hearing on the San Francisco Recreation and Park Department's protocols and procedures for permitting fees for park use City-wide; and requesting the Recreation and Park Department to report.

05/24/16; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services 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**160533 [Contract Approval - San Francisco In-Home Supportive Service Public Authority - Provider Benefits and Administration Contract Approval - \$267,094,964]**

Resolution approving the contract between the City and County of San Francisco and San Francisco In-Home Supportive Services (IHSS) Public Authority for the provision of administration, health, and dental benefits to IHSS Independent Providers for the period of July 1, 2016, to June 30, 2020, in the amount of \$267,094,964. (Human Services Agency)
(Fiscal Impact; No Budget and Legislative Analyst Report)

05/12/16; RECEIVED FROM DEPARTMENT.

05/24/16; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

160538 [Memorandum of Agreement - United States Department of the Interior, National Park Service - Not to Exceed \$12,326,507]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute a Memorandum of Agreement with the United States Department of the Interior, National Park Service, Yosemite National Park, for comprehensive management of watersheds within Yosemite National Park supplying the San Francisco Regional Water System for an amount not to exceed \$12,500,000 and a total duration of two years from July 1, 2016, through June 30, 2018, pursuant to Charter, Section 9.118. (Public Utilities Commission)
(Fiscal Impact)

05/16/16; RECEIVED FROM DEPARTMENT.

05/24/16; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

160539 [Master License Agreement - New Cingular Wireless PCS, LLC, dba AT&T - Outdoor Distributed Antenna System Pole Installation]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute a Master License Agreement for Outdoor Distributed Antenna System Pole Installation between the City and County of San Francisco and New Cingular Wireless PCS, LLC, dba AT&T, for a term of 12 years to commence following Board approval. (Public Utilities Commission)

05/13/16; RECEIVED FROM DEPARTMENT.

05/24/16; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

160540 [Real Property Acquisition - Easement from 2525 Marin LP - Kansas and Marin Streets Sewer System Improvement Project - \$13,500]

Resolution approving and authorizing the acquisition of one permanent access easement from 2525 Marin LP, a Delaware limited partnership, for \$13,500 to be used by the City and County of San Francisco for the right to improve, inspect, maintain, repair, operate, and have access over, in, and upon a portion of the property located at 2525 Marin Street for the Kansas and Marin Streets Sewer System Improvement Project, Project No. CWWSIPCSSR03; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and approving the Agreement and authorizing the Director of Property and/or the San Francisco Public Utilities Commission General Manager to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein. (Public Utilities Commission)

05/16/16; RECEIVED FROM DEPARTMENT.

05/24/16; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

160541 [Term Sheet Endorsement - TZK Broadway, LLC - Teatro ZinZanni Theatre/Hotel Project]

Resolution endorsing the term sheet between TZK Broadway, LLC, whose members include Teatro ZinZanni and its financial and development partner, Kenwood Investments No. 6, LLC, and the Port Commission for the lease and development of a 180-200 room hotel, a dinner-theater featuring Teatro ZinZanni, an approximately 7,500 square-foot public park and open space, and ancillary uses on Seawall Lots 323 and 324 and portions of unimproved Vallejo and Davis Street rights-of-way on the west side of The Embarcadero at Vallejo Street. (Port)

05/16/16; RECEIVED FROM DEPARTMENT.

05/24/16; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

160542 [Cost Reimbursement Agreement - ExxonMobil Corporation - Management of Residual Petroleum Hydrocarbons - Wharf J10 - \$5,000,000]

Resolution approving the Cost Reimbursement Agreement between the Port and ExxonMobil Corporation for the management of residual petroleum hydrocarbons on City property in the area known as Wharf J10 in Fisherman's Wharf, for a term of 20 years or reimbursement of \$5,000,000 increased by 3% annually, whichever comes first. (Port)

05/16/16; RECEIVED FROM DEPARTMENT.

05/24/16; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

160543 [Settlement of Unlitigated Claim - Ebates Inc. - \$395,000]

Resolution approving the settlement of the unlitigated claim filed by Ebates Inc. against the City and County of San Francisco for \$395,000; the claim was filed on February 11, 2016; the claim involves a refund of payroll expense taxes. (City Attorney)

05/11/16; RECEIVED FROM DEPARTMENT.

05/24/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160544 [Settlement of Administrative Civil Liability Complaint - California Regional Water Quality Control Board - \$611,100]

Resolution approving settlement of an administrative civil liability complaint proposed by California Regional Water Quality Control Board against the City and County of San Francisco for \$611,100; the complaint is entitled In the matter of SAN FRANCISCO PUBLIC UTILITIES COMMISSION; February 8, 2014, Discharge of Chlorinated Treated Wastewater; February 8, 2014, Discharge of Undisinfected Partially Treated Wastewater; July 19, 2014, Discharge of Chlorinated Treated Wastewater; July 21, 2014, Discharge of Partially Treated Wastewater; the matter involves alleged violations of combined sewage discharge permit limitations; the settlement also provides for penalty suspension pending completion of a supplemental environmental project. (City Attorney)

05/11/16; RECEIVED FROM DEPARTMENT.

05/24/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

In Memoriams

Larry Miller - Supervisor Wiener

Leon Ruben Medina - Supervisors Campos and Mar

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 6:25 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 June 28, 2016.

Angela Calvillo, Clerk of the Board