



BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO AGENDA

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

Tuesday, November 1, 2016 - 2:00 PM

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

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee
Supervisors Farrell, Tang, Yee

Government Audit and Oversight Committee
Supervisors Peskin, Yee, Breed

Land Use and Transportation Committee
Supervisors Cohen, Wiener, Peskin

Public Safety and Neighborhood Services Committee
Supervisors Kim, Avalos, Campos

Rules Committee
Supervisors Tang, Mar, Cohen

Meeting Days

Wednesday
10:00 AM

1st and 3rd Thursday
9:30 AM

Monday
1:30 PM

2nd Thursday
2:30 PM

2nd and 4th Thursday
11:00 AM

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation
- 2) Budget and Legislative Analyst report
- 3) Department or Agency cover letter and/or report
- 4) Public correspondence

These items will be available for review at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, Reception Desk.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using interpretation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous interpretation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting interpretation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications expected to be made a part of the official file should be submitted to the Clerk of the Board or Clerk of a Committee: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Board or Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution to all of its members.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in the Office of the Clerk of the Board, City Hall, 1 Dr. Carlton B Goodlett Place, Room 244, or on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SFGovTV, the Government Channel 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Language services are available in Spanish and Chinese at all regular and special Board meetings, excluding Committee meetings. Currently, Filipino is available upon request if made at least 48 hours in advance of the meeting to help ensure availability. Additionally, requests for Board Committee meetings must be received at least 48 hours in advance of the meeting to help ensure availability. For more information or to request services: Contact Peggy Nevin at (415) 554-5184.

所有常規及特別市參事委員會會議（Board meetings）除委員會會議（Committee meetings）之外，將予以提供西班牙文及中文的語言服務。目前，菲律賓文將根據所收到的請求予以提供，但須在會議前最少48小時作出請求，旨在確保服務屆時可予以提供。另外，向市參事委員會會議請求有關服務亦須預先在會議前最少48小時作出，也將有助於確保服務屆時可予以提供。更多資訊或請求有關服務，請致電 (415) 554-7719 聯絡 Linda Wong。

AVISO EN ESPAÑOL: Los servicios de idiomas están disponibles en español y en chino en todas las reuniones regulares y reuniones especiales de la Junta, excluyendo las reuniones de los Comités. Actualmente, el idioma Filipino está disponible de ser requerido si se solicita por lo menos 48 horas antes de la reunión para ayudar a garantizar su disponibilidad. Adicionalmente, las solicitudes para las Reuniones de los Comités de la Junta deben ser recibidas por lo menos 48 horas antes de la reunión con el fin de ayudar a garantizar su disponibilidad. Para más información o solicitar servicios, por favor contactar a Derek Evans (415) 554-7702.

PAUNAWA: Mayroong serbisyong pang-wika sa Espanyol at Intsik para sa lahat ng mga regular at espesyal na pulong ng Board, pero wala para sa pulong ng mga Komite ng Board. Sa kasalukuyan, mayroong serbisyo sa wikang Filipino na maaaring i-request sa minimum na di bababa sa 48 oras bago ang pulong upang matiyak na matutugunan and inyong kahilingan. Dagdag pa, ang mga request para sa pulong ng Komite ng Board ay kailangang matanggap sa minimum na di bababa sa 48 oras bago ang pulong upang matiyak ang pagkakaroon nito. Para sa karagdagang impormasyon o para mag-request ng serbisyo pang-wika, tawagan lamang ang (415) 554-5184.

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SFGovTV, the Government Channel 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact (415) 554-5184 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 5R, 6, 7, 7R, 7X, 9, 9R, 19, 21, 47, and 49. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (San Francisco Administrative Code, Chapter 67) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-5163; or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing the San Francisco Administrative Code, Chapter 67, on the Internet at <http://www.sfbos.org/sunshine>

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code, Section 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site <http://www.sfgov.org/ethics>

ROLL CALL AND PLEDGE OF ALLEGIANCE

COMMUNICATIONS

APPROVAL OF MEETING MINUTES

Approval of the September 27, 2016, Board Meeting Minutes.

AGENDA CHANGES

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 1 through 5

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Cohen, Wiener, Peskin

1. [160424](#) **[Planning Code, Zoning Map - Sign Regulations]**
Sponsors: Peskin; Cohen
 Ordinance amending the Planning Code to correct and update provisions, delete obsolete or redundant sections, amend the definitions of Historic Sign and Wind Sign, reinstate the distinction between Historic and Vintage Signs, and further restrict the areas where General Advertising Signs are permitted; amending the Zoning Map to delete the Showplace Square Special Sign District, the South of Market General Advertising Special Sign District, the Hamm’s Building Historic Special Sign District, and the Candlestick Park Special Sign District, and to delete the related Code sections; 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.

10/25/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. [160553](#) **[Planning Code - Signs - Exemptions and General Advertising Sign Penalties]**
Sponsors: Peskin; Mar

Ordinance amending the Planning Code to clarify that all noncommercial Signs are exempt from regulation pursuant to Planning Code, Article 6; increase penalties for repeat violations for the display of illegal General Advertising Signs; shorten the time before penalties for General Advertising Sign violations begin to accrue; allow property liens for such penalties that go unpaid; 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 a finding of public necessity, convenience, and welfare under Planning Code, Section 302.

10/25/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. [160962](#) **[Police Code - Limited Live Performance Permits - Union Street Neighborhood Commercial District]**

Sponsor: Farrell

Ordinance amending the Police Code to allow the Director of the Entertainment Commission to extend from 10:00 p.m. until 11:00 p.m. the hours during which Live Performances may be presented at Limited Live Performance Locales in the Union Street Neighborhood Commercial District; and affirming the Planning Department’s determination under the California Environmental Quality Act.

10/25/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. [160965](#) **[Planning, Green Building Codes - Better Roof Requirements, Including Living Roofs]**

Sponsors: Wiener; Cohen and Mar

Ordinance amending the Planning Code and Green Building Code to establish requirements for certain new building construction facilitating development of renewable energy facilities and living roofs; setting an operative date of January 1, 2017; providing findings as to local conditions pursuant to the California Health and Safety Code; 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.

10/25/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Rules Committee

Present: Supervisors Tang, Cohen

- 5. **160964** **[Administrative Code - Pedestrian Safety Advisory Committee]**
Sponsors: Wiener; Cohen
Ordinance amending the Administrative Code to change the membership requirements for the Pedestrian Safety Advisory Committee, and to establish a sunset date for the Advisory Committee.

10/25/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Peskin, Yee, Breed

- 6. **160789** **[Administrative Code - Updating Job Classifications and Bargaining Units]**
Sponsor: Mayor
Ordinance amending the Administrative Code to reflect changes in job classifications in bargaining units.

10/18/2016; CONTINUED.

10/25/2016; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

10/25/2016; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Farrell, Tang, Yee

7. [160222](#) **[Administrative Code - Prohibition on Leasing for the Extraction of Fossil Fuels]**
Sponsors: Avalos; Breed, Campos, Cohen, Kim, Mar, Peskin, Wiener, Yee, Tang and Farrell
Ordinance amending the Administrative Code to prohibit the City from entering into or extending leases for the extraction of fossil fuel from City-owned land, and requiring inspections of any such land and evaluation of constructive future uses for such land.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?
8. [161034](#) **[Administrative Code - Infant and Toddler Early Learning Scholarship Fund]**
Sponsors: Yee; Kim, Avalos, Mar, Tang and Campos
Ordinance amending the Administrative Code to establish the Infant and Toddler Early Learning Scholarship Fund.

Question: Shall this Ordinance be PASSED ON FIRST READING?
9. [160956](#) **[Agreement Amendment - JobAps, Inc. - Software Support Services - Not to Exceed \$2,237,020]**
Resolution authorizing the Controller to enter into the tenth amendment of a software license and support agreement with JobAps, Inc., increasing the contract term of November 27, 2006, through November 26, 2016, by two years through November 26, 2018, and increasing the maximum expenditure by \$612,350 to an amount not to exceed \$2,237,020. (Controller)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?
10. [161011](#) **[Public Utilities Commission - 2016 Issuance Water Revenue Bonds - Aggregate Principal Amount Not to Exceed \$295,000,000]**
Resolution approving the issuance of water revenue bonds in an aggregate principal amount not to exceed \$295,000,000 to be issued by the Public Utilities Commission of the City and County of San Francisco pursuant to prior ordinances and the Charter of the City and County of San Francisco; affirming covenants contained in the indenture pursuant to which water revenue bonds are issued; authorizing the taking of appropriate actions in connection therewith; and related matters, as defined herein. (Public Utilities Commission)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

11. [161031](#) **[Customer Generation Agreement - Pacific Gas and Electric Company - Solar Power Project - 2055 Silver Avenue]**
Resolution authorizing the General Manager of the Public Utilities Commission to enter into a Customer Generation Agreement with Pacific Gas and Electric Company for a Solar Power Project at Willie Brown Middle School at 2055 Silver Avenue, to continue indefinitely, unless terminated. (Public Utilities Commission)
- Question: Shall this Resolution be ADOPTED?**
12. [161041](#) **[Air Rights Lease - 250 Fremont Street - T8 Housing Partners, L.P. - Transbay Block 8 Affordable Housing - \$15,000 per Year]**
Sponsor: Kim
Resolution approving and authorizing the Successor Agency to the Redevelopment Agency of the City and County of San Francisco to execute a lease of an air rights parcel at 250 Fremont Street, with T8 Housing Partners, L.P., a California limited partnership, for a less than fair market value rent of approximately \$15,000 per year for 75 years, for the purpose of developing housing for very low-income households.
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
13. [161050](#) **[Multifamily Housing Revenue Notes and Variable Rate Multifamily Housing Revenue Bonds - Transbay Block 8 - Not to Exceed \$302,390,833]**
Sponsor: Kim
Resolution authorizing the issuance and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed \$19,290,833 for the purpose of providing financing for the acquisition and construction of an 80-unit multifamily rental housing project located in the City at 250 Fremont Street (also known as Transbay Block 8 Affordable Apartments); authorizing the issuance and delivery of variable rate multifamily housing revenue bonds in an aggregate principal amount not to exceed \$263,100,000 and a multifamily housing revenue note in an aggregate principal amount not to exceed \$20,000,000 for the purpose of providing financing for the acquisition and construction of a 350-unit multifamily rental housing project located in the City at 450 Folsom Street (also known as Transbay Block 8 Tower Apartments); approving, for purposes of Section 147(f) of the Internal Revenue Code of 1986, as amended, the issuance of the tax-exempt portion of said bonds and said notes in an aggregate principal amount not to exceed \$282,359,227; approving the form of and authorizing the execution of funding loan agreements providing the terms and conditions of the multifamily housing revenue notes and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of one or more regulatory agreements and declarations of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; approving the forms of and authorizing the execution of an indenture of trust providing the terms and conditions of the variable rate multifamily housing revenue bonds and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a bond purchase agreement for such bonds; approving the form of and authorizing an official statement for such bonds and authorizing the distribution thereof; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the bonds, the notes and the projects; granting general authority to City officials to take actions necessary to implement this Resolution, subject to the terms of this Resolution; and related matters, as defined herein.
- Question: Shall this Resolution be ADOPTED?**

14. [161071](#) **[Agreement - Department of Public Health - Whole Person Care Pilots Program]**
Sponsor: Mayor
Resolution authorizing the Director of Health to sign an agreement, on behalf of the City and County of San Francisco, with the California Department of Health Care Services for participation in the Whole Person Care Pilots Program to fund coordination of health, behavioral health, and social services in a patient-centered manner with the goal of improved beneficiary health and wellbeing through more efficient and effective use of resources.
- Question: Shall this Resolution be ADOPTED?**
15. [161072](#) **[Multifamily Housing Revenue Bonds - 2800 Arelious Walker Drive - Not to Exceed \$16,000,000]**
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 \$16,000,000 for 2800 Arelious Walker Drive; 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 \$16,000,000; 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.
- Question: Shall this Resolution be ADOPTED?**
16. [161115](#) **[Accept and Expend Grant - Friends of San Francisco Public Library - Annual Grant Award, FY2016-2017 - Up to \$763,355 of In-Kind Gifts, Services, and Cash Monies]**
Sponsor: Mayor
Resolution retroactively authorizing the San Francisco Public Library to accept and expend a grant in the amount of up to \$763,355 of in-kind gifts, services, and cash monies from the Friends of the San Francisco Public Library for direct support for a variety of public programs and services in FY2016-2017.
- Question: Shall this Resolution be ADOPTED?**

17. [161128](#) **[Issuance of Bonds - California Statewide Communities Development Authority - Hebrew Home for Aged Disabled, dba Jewish Home of San Francisco - Not to Exceed \$150,000,000]**
Sponsor: Avalos
Resolution approving in accordance with Internal Revenue Code, Section 147(f), the issuance of revenue bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$150,000,000 to finance the cost of the acquisition, construction, renovation, equipping, and furnishing of facilities owned and managed by the Hebrew Home for Aged Disabled, dba Jewish Home of San Francisco, a California nonprofit public benefit corporation, in connection with the provision of senior residential and care services.
Question: Shall this Resolution be ADOPTED?
18. [161129](#) **[Authorizing Interim Financing - Peninsula Corridor Joint Powers Board - Peninsula Corridor Electrification Project - up to \$150,000,000]**
Sponsor: Cohen
Resolution authorizing interim financing by the Peninsula Corridor Joint Powers Board for the Peninsula Corridor Electrification Project, in an aggregate principal amount not to exceed \$150,000,000 outstanding at any one time.
Question: Shall this Resolution be ADOPTED?
19. [161131](#) **[Issuance and Sale of Revenue Obligations - Association of Bay Area Governments - Presidio Knolls School Project - Not to Exceed \$30,000,000]**
Sponsor: Kim
Resolution approving for purposes of Section 147(f) of the Internal Revenue Code of 1986, as amended, the issuance and sale of revenue obligations by the Association of Bay Area Governments Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed \$30,000,000 to finance or refinance the costs of the acquisition, demolition, construction, renovation, equipping and/or furnishing of preK-8 educational facilities to be owned and operated by Presidio Knolls School.
Question: Shall this Resolution be ADOPTED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Peskin, Breed

20. [160301](#) **[Liquor License Transfer - 447 Bush Street]**
Resolution determining that the transfer of a Type 48 on-sale general public premises license to 451 Bush Street, Inc., dba FLUXUS from 1 Embarcadero Center to 447 Bush 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. (Government Audit and Oversight Committee)
Question: Shall this Resolution be ADOPTED?

21. [160558](#) **[Grant Agreement - Broadway Sansome Associates, L.P. - Municipal Transportation Agency Rent Subsidies - Not to Exceed \$1,192,320]**
Sponsor: Peskin
Resolution authorizing the Director of the Mayor's Office of Housing and Community Development to execute a Grant Agreement with Broadway Sansome Associates, L.P., to provide Municipal Transportation Agency rent subsidies for 12 permanently displaced low-income households at 255 Broadway Street, for a 30-year period to commence following Board approval, in an amount not to exceed \$1,192,320.
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
22. [160756](#) **[Acknowledging the Establishment of Yerba Buena Gardens Conservancy]**
Sponsor: Kim
Resolution acknowledging the establishment of a new public benefit civic nonprofit Yerba Buena Gardens Conservancy to assume long-term operating and management responsibility for Yerba Buena Gardens under a master lease with the City of San Francisco.
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
23. [160615](#) **[Board Response - Civil Grand Jury - Into the Open: Opportunities for More Timely and Transparent Investigations of Fatal San Francisco Police Department Officer-Involved Shootings]**
Motion responding to the Civil Grand Jury's request to provide a status update on the Board of Supervisors response to Recommendation No. R.5.D contained in the 2015-2016 Civil Grand Jury Report, entitled "Into the Open: Opportunities for More Timely and Transparent Investigations of Fatal San Francisco Police Department Officer-Involved Shootings;" and urging the Mayor to cause the implementation of accepted findings and recommendations through his/her department heads and through the development of the annual budget. (Government Audit and Oversight Committee)
- Question: Shall this Motion be APPROVED?**

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Cohen, Wiener, Peskin

24. [160820](#) **[Planning Code - Landmark Designation - 1345 Ocean Avenue (aka Ingleside Presbyterian Church and the Great Cloud of Witnesses)]**
Sponsor: Yee
Ordinance designating 1345 Ocean Avenue (aka Ingleside Presbyterian Church and the Great Cloud of Witnesses), Assessor's Parcel Block No. 6942, Lot No. 050, as a Landmark under Planning Code, Article 10; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

25. [160821](#) **[Planning Code - Amending Landmark Designation - 140 Maiden Lane (aka V. C. Morris Gift Shop)]**
Sponsor: Peskin
Ordinance amending the Landmark Designation of 140 Maiden Lane (aka V. C. Morris Gift Shop), Assessor's Parcel Block No. 0309, Lot No. 019, under Planning Code, Article 10; affirming the Planning Department's determination under the California Environmental Quality Act; 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)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
26. [160893](#) **[Administrative, Public Works, Police Codes - Places for People Program; Permit Fee]**
Sponsor: Wiener
Ordinance amending the Administrative Code to establish a Places for People Program that coordinates the City's authorization of public gatherings and activities and their associated temporary physical improvements on City-owned property, the public right-of-way, and associated privately-owned space in connection with certain public space improvements; provides a process for identifying private Stewards to create and activate the public space and be responsible for managing the events and other activities occurring there; streamlines the process for reviewing proposals and issuing any required permits; and establishes a People Place Permit Fee; amending the Public Works Code to establish a regulatory process for authorizing a People Place on the public right-of-way; amending the Police Code definition of a Limited Live Performance Locale to include People Places; and affirming the Planning Department's determination under the California Environmental Quality Act.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
27. [160954](#) **[Amending Ordinance No. 1061 - Sidewalk Width Change - Portions of De Haro Street Between 15th and 16th Street]**
Ordinance amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," to change the official sidewalk width along the easterly side of De Haro Street between 15th Street and 16th Street, fronting Assessor's Parcel Block No. 3938, Lot No. 001; adopting findings 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. (Public Works)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

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

COMMITTEE REPORTS

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

The following items will be considered by the Land Use and Transportation Committee at a Regular Meeting on Monday, October 31, 2016, at 1:30 p.m. The Chair intends to request the Committee to send the following items to the Board as Committee Reports on Tuesday, November 1, 2016.

28. [160944](#) **[Building Code - Repeal of Existing 2013 Code and Enactment of 2016 Edition]**
Ordinance repealing the 2013 Building Code in its entirety and enacting a 2016 Building Code consisting of the 2016 California Building Code and the 2016 California Residential Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2017; and directing the Clerk of the Board to forward the legislation to the California Building Standards Commission as required by State law. (Building Inspection Commission)

Question: Shall this Ordinance be PASSED ON FIRST READING?

29. [160945](#) **[Building Code - Residential Building Requirements]**
Ordinance adding the provisions of the 2016 California Residential Code with local amendments into various chapters of the 2016 San Francisco Building Code, and adding Chapter 36 to the Building Code to serve as a directory of where such provisions may be found; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2017; and directing the Clerk of the Board to forward the legislation to the California Building Standards Commission as required by State law. (Building Inspection Commission)

Question: Shall this Ordinance be PASSED ON FIRST READING?

30. [160946](#) **[Electrical Code - Repeal of Existing 2013 Code and Enactment of 2016 Edition]**
Ordinance repealing the 2013 Electrical Code in its entirety and enacting a 2016 Electrical Code consisting of the 2016 California Electrical Code as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing an operative date of January 1, 2017; and directing the Clerk of the Board of Supervisors to forward the legislation to the California Building Standards Commission as required by State law. (Building Inspection Commission)

Question: Shall this Ordinance be PASSED ON FIRST READING?

31. [160947](#) **[Existing Building Code - Enactment of New Code]**
Ordinance enacting a 2016 San Francisco Existing Building Code consisting of the 2016 California Existing Building Code with San Francisco amendments; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2017; and directing the Clerk of the Board to forward the legislation to the California Building Standards Commission as required by State law. (Building Inspection Commission)

Question: Shall this Ordinance be PASSED ON FIRST READING?

32. [160948](#) **[Green Building Code - Repeal of Existing 2013 Code and Enactment of 2016 Edition]**
Ordinance repealing the 2013 Green Building Code in its entirety and enacting a 2016 Green Building Code consisting of the 2016 California Green Building Standards Code as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2017; and directing the Clerk of the Board of Supervisors to forward the legislation to the California Building Standards Commission as required by State law. (Building Inspection Commission)

Question: Shall this Ordinance be PASSED ON FIRST READING?

33. [160949](#) **[Mechanical Code - Repeal of Existing 2013 Code and Enactment of 2016 Edition]**
Ordinance repealing the 2013 Mechanical Code in its entirety and enacting a 2016 Mechanical Code consisting of the 2016 California Mechanical Code as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing an operative date of January 1, 2017; and directing the Clerk of the Board of Supervisors to forward the legislation to the California Building Standards Commission as required by State law. (Building Inspection Commission)

Question: Shall this Ordinance be PASSED ON FIRST READING?

34. [160950](#) **[Plumbing Code - Repeal of Existing 2013 Code and Enactment of 2016 Edition]**
Ordinance repealing the 2013 Plumbing Code in its entirety and enacting a 2016 Plumbing Code consisting of the 2016 California Plumbing Code as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing an operative date of January 1, 2017; and directing the Clerk of the Board of Supervisors to forward the legislation to the California Building Standards Commission as required by State law. (Building Inspection Commission)

Question: Shall this Ordinance be PASSED ON FIRST READING?

35. [161082](#) **[Fire Code - Repeal of Existing 2013 Code and Enactment of 2016 Edition]**
Ordinance repealing the current San Francisco Fire Code in its entirety and enacting a 2016 Fire Code consisting of the 2016 California Fire Code and portions of the 2015 International Fire Code as amended by San Francisco, with an operative date of January 1, 2017; adopting findings of local conditions pursuant to California Health and Safety Code, Section 17958.7; directing the Clerk of the Board of Supervisors to forward San Francisco's amendments to the California Building Standards Commission and State Fire Marshal; and making environmental findings. (Fire Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

The following items will be considered by the Rules Committee at a Regular Meeting on Thursday, October 27, 2016, at 11:00 a.m. The Chair intends to request the Committee to send the following items to the Board as Committee Reports on Tuesday, November 1, 2016.

36. [161033](#) **[Administrative Code - Extending Balboa Park Station Area Plan Community Advisory Committee]**

Sponsor: Avalos

Ordinance amending the Administrative Code to codify the Balboa Park Station Area Plan Community Advisory Committee, establish its size and membership, set terms and term limits for its members, and extend its sunset date to February 28, 2020.

Question: Shall this Ordinance be PASSED ON FIRST READING?

37. [161062](#) **[Appointments, Public Utilities Revenue Bond Oversight Committee - Robert Leshner and Tim Cronin]**

Motion appointing Robert Leshner, term ending November 12, 2019, and Tim Cronin, term ending November 12, 2020, to the Public Utilities Revenue Bond Oversight Committee. (Rules Committee)

Question: Shall this Motion be APPROVED?

38. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

39. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

Items 40 through 43

40. [161168](#) **[Urging the Full Repayment of California Soldiers and Veterans for Time Served]**
Sponsors: Farrell; Avalos, Mar, Yee and Cohen
Resolution urging Congressional leadership to pass legislation that will fully absolve California soldiers and veterans debt for time served.
- 10/25/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
41. [161169](#) **[Commending New York Governor Andrew Cuomo, State Senator Liz Krueger and State Assembly Member Linda Rosenthal for New York Assembly Bill A8704C]**
Sponsor: Peskin
Resolution commending New York State Senator Liz Krueger and Assembly Member Linda Rosenthal for co-sponsoring and passing New York State Assembly Bill A8704C, relating to prohibiting advertising for the use of dwelling units in class A multiple-dwelling buildings in New York City, and New York Governor Andrew Cuomo for signing it into law on October 21, 2016.
- 10/25/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

42. [161170](#) **[Waiver Permitting City Employees to Assist the Department of Elections with the November 8, 2016 Election]**

Sponsor: Breed

Motion granting a waiver from the prohibition imposed by Charter, Section 13.104.5, to permit City employees to assist the Department of Elections with the November 8, 2016, election. (Elections Department)

10/25/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

43. [161171](#) **[Committee of the Whole - Resolution of Necessity to Acquire a Lease by Eminent Domain - Central Shops Relocation - 1975 Galvez Avenue - November 29, 2016]**

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on November 29, 2016, at 3:00 p.m., to hold a public hearing on a Resolution of Necessity authorizing the acquisition of a lease at the real property commonly known as 1975 Galvez Avenue, Assessor's Parcel Block No. 5250, Lot No. 016, by eminent domain for the public purpose of completing and constructing the Central Shops Relocation. (Clerk of the Board)

10/25/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

44. **IMPERATIVE AGENDA**

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

[Serious Injury Finding]

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

[Purely Commendatory Finding]

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

[Brown Act Finding]

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

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

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

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

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

PROPOSED ORDINANCES

161141 [Settlement of Lawsuit and Supplemental Appropriation - First National Insurance Company of America - \$405,000]

Ordinance authorizing settlement of the lawsuit filed by First National Insurance Company of America against the City and County of San Francisco for \$405,000; the lawsuit was filed on February 13, 2015, in San Francisco Superior Court, Case No. CGC-15-544117; entitled First National Insurance Company of America v. City and County of San Francisco, et al.; the lawsuit involves alleged water main break and flooded property; and appropriating \$405,000 from the Water Enterprise fund balance for such purpose. (City Attorney)

10/24/2016; RECEIVED FROM DEPARTMENT.

11/01/2016; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

161142 [Settlement of Lawsuit - Beresford Corporation, a California Corporation - \$52,500]

Ordinance authorizing settlement of the lawsuit filed by Beresford Corporation, a California Corporation, against the City and County of San Francisco for \$52,500; the lawsuit was filed on October 30, 2014, in San Francisco Superior Court, Case No. CGC-14-542440; entitled Beresford Corporation, A California Corporation v. City and County of San Francisco, DOE 1 - 10, Inclusive; the lawsuit involves a demand for tax refund. (City Attorney)

10/24/2016; RECEIVED FROM DEPARTMENT.

11/01/2016; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

161143 **[Donation of Retired Pick-Up Truck to San Francisco Firefighters Local 798]**

Resolution authorizing the Fire Department to donate a retired pick-up truck to the San Francisco Firefighters Local 798. (Fire Department)

10/18/2016; RECEIVED FROM DEPARTMENT.

11/01/2016; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

161144 **[Settlement of Unlittigated Claim - BHR Operations, LLC - \$169,263.18]**

Resolution approving the settlement of the unlittigated claim filed by BHR Operations, LLC against the City and County of San Francisco for \$169,263.18; claim was filed on March 14, 2016; the claim involves a refund of Transient Occupancy Tax, Tourist Improvement District Fees and Moscone Expansion District fees. (City Attorney)

10/24/2016; RECEIVED FROM DEPARTMENT.

11/01/2016; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

161173**[Petitions and Communications]**

Petitions and Communications received from October 17, 2016, through October 24, 2016, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on November 1, 2016.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information will not be redacted.

From a concerned citizens, regarding proposed Ordinance to limit short-term rental of a residential unit to no more than 60 days per calendar year. File No. 161093. 2 letters. Copy: Each Supervisor. (1)

From concerned citizens, regarding Resolution urging the SF Municipal Transportation Agency Board of Directors to name Central Subway's Chinatown Station the Central Subway's "Rose Pak Station." File No. 161045. 2 letters. Copy: Each Supervisor. (2)

From Controller's City Services Auditor Division, regarding Municipal Transportation Agency's audit of the methodology used to calculate the overhead rates in its indirect cost allocation plan in FY14-15. Copy: Each Supervisor. (3)

From Mayor Lee, regarding the following Charter, Section 3.100(18), nomination to the Airport Commission. Copy: Each Supervisor. (4)
Linda Crayton, for a term ending August 31, 2020.

From Department of Public Health, regarding June 2016 Public Health and Safety Bond/First Bond Sale. Copy: Each Supervisor. (5)

From Treasure Island Development Authority, submitting executed copies of Master Lease modifications between the Treasure Island Development Authority and the United States Navy. Copy: Each Supervisor. (6)

From SF Sheriff Department, pursuant to Penal Code, Section 4025, submitting Inmate Welfare Fund Annual Report. (7)

From City of Brisbane, regarding proposed Resolution regarding Baylands development. File No. 161044. Copy: Each Supervisor. (8)

From Caltrain, regarding Peninsula Corridor Electrification Project. Copy: Each Supervisor. (9)

From West Area California Public Utilities Commission, submitting notice of various Verizon Wireless facilities. Copy: Each Supervisor. (10)

From Yerba Buena Community Benefit District, regarding proposed Ordinance establishing a Places for People Program. File No. 160893. Copy: Each Supervisor. (11)

From concerned citizens, regarding round-the-clock construction on Rincon Hill Neighborhood. 7 letters. Copy: Each Supervisor. (12)

From Tom Battipaglia, regarding internet choice. File No. 160261. Copy: Each Supervisor. (13)

From concerned citizens, regarding proposed Ordinance appropriating funds for relief to earthquake victims in Italy. File No. 160963. 2 letters. Copy: Each Supervisor. (14)

ADJOURNMENT