



# 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, June 3, 2014 - 2:00 PM

#### Regular Meeting

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DAVID CHIU, PRESIDENT  
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,  
MARK FARRELL, JANE KIM, ERIC MAR, 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](http://www.sfbos.org)

#### BOARD COMMITTEES

##### Committee Membership

**Budget and Finance Committee**  
Supervisors Farrell, Mar, Avalos, Breed, Wiener

**Budget and Finance Sub-Committee**  
Supervisors Farrell, Mar, Avalos

**City and School District Select Committee**  
Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Fewer, Wynns

**Government Audit and Oversight Committee**  
Supervisors Breed, Tang, Chiu

**Land Use and Economic Development Committee**  
Supervisors Wiener, Kim, Cohen

**Neighborhood Services and Safety Committee**  
Supervisors Campos, Mar, Yee

**Rules Committee**  
Supervisors Yee, Tang, Campos

##### Meeting Days

Wednesday  
1:00 PM

Wednesday  
10:00 AM

4th Thursday  
3:30 PM

2nd and 4th Thursday  
10:30 AM

Monday  
1:30 PM

1st and 3rd Thursday  
10:00 AM

1st and 3rd Thursday  
2:00 PM

## **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 1 Dr. Carlton B. Goodlett Place, City Hall, 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 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. 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 above. 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 should be submitted to the Clerk of the Board, Clerk of a Committee or its members: 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 Committee at the hearing and you are encouraged to bring enough copies for distribution.

**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 Clerk's Office, Room 244, City Hall, 1 Dr. Carlton B Goodlett Place, or on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

**LANGUAGE INTERPRETERS:** Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. **AVISO EN ESPAÑOL:** La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Derek Evans (415) 554-7702.

**翻譯 必須在會議前最少四十八小時提出要求**  
**請電 (415) 554-7719**

### **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 SF Cable 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 Madeleine Licavoli at (415) 554-7722 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, 6, 9, 19, 21, 47, 49, 71, and 71L. 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 (Chapter 67 of the San Francisco Administrative Code) 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) 554-7854; or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org)

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code 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 Sec. 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

## AGENDA CHANGES

## APPROVAL OF MEETING MINUTES

*Approval of the April 22, 2014, and April 29, 2014, Board Meeting Minutes.*

## COMMUNICATIONS

## 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 21

### Recommendations of the Government Audit and Oversight Committee

*Present: Supervisors Breed, Tang, Chiu*

1. [140141](#) **[Administrative Code - Reauthorizing Reentry Council]**  
Ordinance amending the Administrative Code to reauthorize the Reentry Council and revise the membership, powers and duties, and sunset date. (Sheriff)  
  
05/20/2014; PASSED, ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

2. [140260](#) **[Administrative Code - Workforce Development - Establishing the Committee on City Workforce Alignment]**  
**Sponsors: Chiu; Cohen and Breed**  
Ordinance amending the Administrative Code to establish the Committee on City Workforce Alignment, to give the Committee responsibility for planning and coordinating the City's Workforce Development programs, and to make other changes to the procedures governing the planning and implementation of Workforce Development Programs.

05/20/2014; PASSED, ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

### **Recommendations of the Land Use and Economic Development Committee**

*Present: Supervisors Wiener, Kim, Cohen*

3. [140062](#) **[Planning Code - Plaza Program]**  
**Sponsors: Mayor; Cohen**  
Ordinance amending the Planning Code, by amending Sections 234, 234.1, 234.2, and 605, in order to modify and make technical amendments to the provisions of Public Use Zoning Districts; 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.

05/20/2014; PASSED, ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

4. [140063](#) **[Public Works Code - Plaza Program]**  
**Sponsors: Mayor; Cohen**  
Ordinance amending the Public Works Code, by adding Section 792, to establish a permit program for plazas on the public right-of-way; and affirming the Planning Department's determination under the California Environmental Quality Act.

05/20/2014; PASSED, ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

5. [140064](#) **[Police Code - Plaza Program Entertainment Permits]**  
**Sponsors: Mayor; Cohen**  
Ordinance amending the Police Code to include "Plazas" as identified in Administrative Code, Chapter 94, as a type of limited live performance locale, and establish various requirements applicable to such Plazas; and affirming the Planning Department's determination under the California Environmental Quality Act.

05/20/2014; PASSED, ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

**Recommendations of the Rules Committee**

*Present: Supervisors Yee, Tang*

6. [140315](#) **[Settlement of Claim - American Airlines, Inc. - Assumption of Lease Obligations and Allocation of Relocation Reimbursement Credits]**  
Ordinance authorizing the settlement of the bankruptcy claim filed by the City and County of San Francisco against American Airlines, Inc., and its affiliated entities in In re: American Airlines, Inc., et al., Case No. 11-15463 SHS, United States Bankruptcy Court for the Southern District of New York, pursuant to a Cure Stipulation; the Cure Stipulation resolves the claim filed by the City and provides for American's assumption of its leases, permits, and related agreement related to American's operations at San Francisco International Airport; under the Cure Stipulation, the Airport will apply certain credits owed by Airport related to American's interim relocation from Terminal 3 Boarding Area E to Terminal 2 Boarding Area D to the amounts owed by American under its leases, permits, and related obligations; further, the Airport will apply the remaining amount of the relocation related credits to American's future obligations; the Cure Stipulation further provides for American's assumption of an agreement related to environmental clean-up and monitoring costs at the Airport. (City Attorney)  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**
7. [140368](#) **[Settlement of Lawsuit - Jacqueline Ortega - \$221,175]**  
Ordinance authorizing settlement of the lawsuit filed by Jacqueline Ortega against the City and County of San Francisco for \$221,175; the lawsuit was filed on November 15, 2012, San Francisco Superior Court, Case No. CGC-12-526188; entitled Jacqueline Ortega, et al. v. City and County of San Francisco, et al. (City Attorney)  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**
8. [140369](#) **[Settlement of Lawsuit - Patricia MacDonald - \$125,000]**  
Ordinance authorizing settlement of the lawsuit filed by Patricia MacDonald against the City and County of San Francisco for \$125,000; the lawsuit was filed on July 16, 2010, in San Francisco Superior Court, Case No. CGC-10-501646; entitled Patricia MacDonald v. City and County of San Francisco, et al.  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**
9. [140370](#) **[Settlement of Lawsuit - Iva Johnson - \$105,000]**  
Ordinance authorizing settlement of the lawsuit filed by Iva Johnson against the City and County of San Francisco for \$105,000; the lawsuit was filed on May 2, 2012, in San Francisco Superior Court, Case No. CGC-12-520470; entitled Iva Johnson v. City and County of San Francisco.  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**

10. [140371](#) **[Settlement of Lawsuit - Contest Promotions, LLC - City to Receive \$375,000]**  
Ordinance authorizing settlement of the lawsuit filed by Contest Promotions, LLC, against the City and County of San Francisco for \$375,000; the lawsuit was filed on September 22, 2009, in the United States District Court for the Northern District of California, Case No. CV-09-4434 SI (MEJ); entitled Contest Promotions, LLC, v. City of San Francisco, et al.; other material terms of said settlement include resolution of Notices of Violation for unpermitted general advertising signs. (City Attorney)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
11. [140402](#) **[Settlement of Lawsuit - Jon Gatto - \$26,000]**  
Ordinance authorizing settlement of the lawsuit filed by Jon Gatto against the City and County of San Francisco for \$26,000; the lawsuit was filed on December 10, 2012, in San Francisco Superior Court, Case No. CGC-12-518200; entitled Jon Gatto v. City and County of San Francisco. (City Attorney)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
12. [140403](#) **[Settlement of Lawsuit - Jameson Ashley - \$150,000]**  
Ordinance authorizing settlement of the lawsuit filed by Jameson Ashley against the City and County of San Francisco for \$150,000; the lawsuit was filed on January 26, 2012, in the United States District Court for the Northern District of California, Case No. C-12-0045-JST; entitled Jameson Ashley v. City and County of San Francisco, et al. (City Attorney)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
13. [140404](#) **[Settlement of Lawsuit - Stantec Consulting Services, Inc. - City to Receive \$15,285,000]**  
Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Stantec Consulting Services, Inc., and Stantec Architecture, Inc., for \$15,285,000; the lawsuit was filed on December 12, 2011, in Alameda County Superior Court, Case No. RG13679711; entitled City and County of San Francisco v. Stantec Consulting Services Inc., et al. (City Attorney)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
14. [140405](#) **[Settlement of Lawsuit - Chris Escher - \$40,000]**  
Ordinance authorizing settlement of the lawsuit filed by Chris Escher against the City and County of San Francisco for \$40,000; the lawsuit was filed on August 14, 2012, in San Francisco Superior Court, Case No. CGC-12-523236; entitled Chris Escher v. City and County of San Francisco, et al. (City Attorney)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
15. [140406](#) **[Settlement of Lawsuit - LaVaughan Butler-Moore - \$43,000]**  
Ordinance authorizing settlement of the lawsuit filed by LaVaughan Butler-Moore against the City and County of San Francisco for \$43,000; the lawsuit was filed on April 2, 2009, in San Francisco Superior Court, Case No. CGC-09-486869; entitled LaVaughan Butler-Moore v. City and County of San Francisco, et al. (City Attorney)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**



16. [140372](#) **[Settlement of Claim - Public Communications Services, Inc., and Global Tel\*Link Corporation - City to Receive \$1,079,116]**  
Resolution approving the settlement of the unlitigated claim by City and County of San Francisco against Public Communications Services, Inc., and Global Tel\*Link Corporation for \$1,079,116. (City Attorney)  
**Question: Shall this Resolution be ADOPTED?**
17. [140373](#) **[Settlement of Claim - Junelle Johannah Estacio Taguas - \$30,000]**  
Resolution approving the settlement of the unlitigated claim filed by Junelle Johannah Estacio Taguas against the City and County of San Francisco for \$30,000; claim was filed on December 9, 2013. (City Attorney)  
**Question: Shall this Resolution be ADOPTED?**
18. [140375](#) **[Tolling and Standstill Agreement - Yosemite Slough Environmental Claims]**  
Resolution approving a Tolling and Standstill Agreement to toll the statute of limitations and forbear the City and other parties that are potentially responsible for environmental contamination at Yosemite Slough from taking action with respect to claims related to costs or expenses arising from the Yosemite Slough Superfund Site. (City Attorney)  
**Question: Shall this Resolution be ADOPTED?**
19. [140407](#) **[Settlement of Claim - Barbara Kay Hamblin - \$250,000]**  
Resolution approving the settlement of the unlitigated claim filed by Barbara Kay Hamblin against the City and County of San Francisco for \$250,000; claim was filed on June 5, 2013. (City Attorney)  
**Question: Shall this Resolution be ADOPTED?**
20. [140498](#) **[Appointment, Commission on Aging Advisory Council - Elinore Lurie]**  
Motion appointing Elinore Lurie, term ending March 31, 2016, to the Commission on Aging Advisory Council. (Rules Committee)  
**Question: Shall this Motion be APPROVED?**
21. [140499](#) **[Appointments, Commission of Animal Control and Welfare - Annemarie Fortier, Nanci Haines, Davi Lang, and Shari O'Neill]**  
Motion appointing Davi Lang member, term ending April 30, 2015, and Annemarie Fortier, Nanci Haines, and Shari O'Neill, terms ending April 30, 2016, to the Commission of Animal Control and Welfare. (Rules Committee)  
**Question: Shall this Motion be APPROVED?**



## REGULAR AGENDA

### UNFINISHED BUSINESS

#### Recommendation of the Land Use and Economic Development Committee

*Present: Supervisors Wiener, Kim, Cohen*

22. [140061](#) **[Administrative Code - Plaza Program]**  
**Sponsors: Mayor; Cohen**  
Ordinance amending the Administrative Code, by adding Chapter 94, Sections 94.1 through 94.7, to establish a Plaza Program that coordinates City activities in some City-owned plazas on public property and public right-of-way; create a process to identify stewards to activate plazas under the jurisdiction of the City's Real Estate Division and regulate such plazas; establishing administrative fees for the Plaza Program; and affirming the Planning Department's determination under the California Environmental Quality Act.

05/20/2014; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

05/20/2014; 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, Mar, Avalos, Breed, Wiener*

23. [140151](#) **[Administrative Code - Local Hire and Prevailing Wages for Construction Projects on City-Owned Property Pursuant to California Law]**  
**Sponsors: Avalos; Breed, Campos, Chiu, Kim, Mar, Wiener and Yee**  
Ordinance amending the Administrative Code to provide that the City's Local Hiring Policy apply to construction projects on property owned by the City and payment of Prevailing Wages pursuant to California law.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

24. [140383](#) **[Administrative Code - Prevailing Wage for Special Event or Trade Show Work on City Property]**

**Sponsors: Wiener; Chiu**

Ordinance amending the Administrative Code to require that prevailing wages be paid for work involving the on-site installation, set-up, assembly, and dismantling of temporary exhibits, displays, booths, modular systems, signage, drapery, specialty furniture, floor coverings, and decorative materials in connection with trade shows, conventions, expositions, and other special events on City property.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

*Present: Supervisors Farrell, Mar, Avalos, Breed*

25. [140487](#) **[Proposition J Contract Certification - Specified Contracted-Out Services Previously Approved]**

**Sponsor: Mayor**

Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees for the following services: information booths, security, parking operations, and shuttle bus (Airport); citations processing, towing, paratransit, parking meter, security, and transit shelter (Municipal Transportation Agency); security and janitorial (Port); security (Public Utilities Commission).

(Fiscal Impact)

**Question: Shall this Resolution be ADOPTED?**

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

*Present: Supervisors Breed, Tang, Chiu*

26. [140512](#) **[Resolution of Intention - Lower Polk Community Benefit District]**

**Sponsor: Chiu**

Resolution declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) known as the "Lower Polk Community Benefit District" and levy a multi-year assessment on all parcels in the district; approving the Management District Plan and Engineer's Report, and proposed boundaries map for the district; ordering and setting a time and place for a public hearing thereon; approving the form of the Notice of Public Hearing and Assessment Ballot Proceeding, and Assessment Ballot; making environmental findings; and directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting as required by law.

**Question: Shall this Resolution be ADOPTED?**

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

## SPECIAL ORDER 3:00 P.M.

### APPEAL PROCEDURES

Board Rule 4.18 provides that public hearings on appeals shall be scheduled for 3:00 p.m. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 3:00 p.m. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 3:00 p.m.:

1. Appeals where all parties have agreed to request a continuance or a tabling of the appeal.
2. Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).
3. Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.
4. Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 3:00 p.m.
5. Appeals involving participants who have ADA considerations may be set for specific times beginning at 3:00 p.m.

27. [140355](#) **[Public Hearing - Appeal of Tentative Parcel Map - 653-655 Fell Street]**  
Hearing of persons interested in or objecting to the decision of the Department of Public Works dated April 8, 2014, approving a Tentative Parcel Map for a 2-lot subdivision located at 653-655 Fell Street, Assessor's Block No. 0829, Lot No. 024. (District 5) (Appellant: Jeremy D. Herzog) (Filed April 9, 2014).

05/06/2014; CONTINUED.

#### **Question: Shall this Hearing be HEARD AND FILED?**

*Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.*

### **(Only one of the following two motions should be approved.)**

28. [140356](#) **[Approving Decision of the Department of Public Works and Approving the Tentative Parcel Map - 653-655 Fell Street]**  
Motion approving the decision of the Department of Public Works and approving the Tentative Parcel Map for a 2-lot subdivision located at 653-655 Fell Street, Assessor's Block No. 0829, Lot No. 024; making environmental findings and findings of consistency with the City's General Plan and eight priority policies of San Francisco Planning Code, Section 101.1. (Clerk of the Board)

05/06/2014; CONTINUED.

#### **Question: Shall this Motion be APPROVED?**

29. [140357](#) **[Disapproving Decision of the Department of Public Works and Disapproving the Tentative Parcel Map - 653-655 Fell Street]**

Motion disapproving the decision of the Department of Public Works and disapproving the Tentative Parcel Map for a 2-lot subdivision located at 653-655 Fell Street, Assessor's Block No. 0829, Lot No. 024; making environmental findings and findings of consistency with the City's General Plan, and eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

05/06/2014; CONTINUED.

**Question: Shall this Motion be APPROVED?**

30. [140358](#) **[Preparation of Findings Related to the Tentative Parcel Map - 653-655 Fell Street]**

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-lot subdivision located at 653-655 Fell Street, Assessor's Block No. 0829, Lot No. 024. (Clerk of the Board)

05/06/2014; CONTINUED.

**Question: Shall this Motion be APPROVED?**

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

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

*(Pursuant to Resolution No. 145-14 (File No. 140452) approved May 6, 2014.)*

31. [140454](#) **[Hearing - Street Vacation Order - Quint Street Railroad Crossing Improvement Project - Quint Street, McKinnon Avenue, and Newcomb Avenue]**

Hearing of persons interested in or objecting to the proposed Ordinance ordering the vacation of portions of Quint Street, McKinnon Avenue, and Newcomb Avenue as part of the Quint Street Railroad Crossing Improvement Project; quitclaiming the City's interest in the vacation areas to the Peninsula Corridor Joint Powers Board; reserving easement rights for the benefit of the City for its utilities; accepting a Department of Public Works Order concerning the street vacation; and authorizing official acts in connection with this Ordinance 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)

**Question: Shall this Hearing be HEARD AND FILED?**

### **Committee of the Whole Adjourn and Report**

**32. [140453](#) [Street Vacation Order - Quint Street Railroad Crossing Improvement Project - Quint Street, McKinnon Avenue, and Newcomb Avenue]**

**Sponsor: Cohen**

Ordinance ordering the vacation of portions of Quint Street, McKinnon Avenue, and Newcomb Avenue as part of the Quint Street Railroad Crossing Improvement Project; quitclaiming the City's interest in the vacation areas to the Peninsula Corridor Joint Powers Board; reserving easement rights for the benefit of the City for its utilities; accepting a Department of Public Works Order concerning the street vacation; and authorizing official acts in connection with this Ordinance, making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**33. 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.*

**34. 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 35 through 41**

35. [140565](#) **[Designation - League of California Cities Voting Delegate and Alternate - Supervisor Norman Yee and Treasurer-Tax Collector José Cisneros]**  
**Sponsor: Mayor**  
Resolution designating Supervisor Norman Yee as the League of California Cities voting delegate, and Treasurer-Tax Collector José Cisneros as the League of California Cities alternate voting delegate.  
  
05/20/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Resolution be ADOPTED?**
36. [140566](#) **[National Hepatitis Awareness Month - May 2014]**  
**Sponsor: Chiu**  
Resolution declaring May 2014 as National Hepatitis Awareness Month in the City and County of San Francisco, with the goal of raising awareness of Hepatitis B and C, encouraging residents to know their hepatitis status, and supporting efforts to make San Francisco the first City in America to be free of hepatitis.  
  
05/20/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Resolution be ADOPTED?**
37. [140567](#) **[Urging Department of Public Health to Divest From Buildings Owned by the Thakor Family Due to Building Code Violations]**  
**Sponsors: Kim; Mar**  
Resolution urging the Department of Public Health to divest all City and County of San Francisco resources from buildings owned and/or operated by the Thakor Family that have a history of building code violations or outstanding notices of violation, in the most expeditious and responsible manner possible, as well as developing and implementing a plan to relocate tenants currently still residing in these buildings.  
  
05/20/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Resolution be ADOPTED?**

- 38. [140568](#) [Rabbi Martin S. Weiner Day - June 6, 2014]**  
**Sponsors: Wiener; Farrell**  
 Resolution honoring the 50th Anniversary of Rabbi Martin S. Weiner's ordination, by Hebrew Union College - Jewish Institute of Religion in 1964, and declaring June 6, 2014, to be Rabbi Martin S. Weiner Day in the City and County of San Francisco.
- 05/20/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 39. [140569](#) [Urging the Passage of California Assembly Bill 2125 (Ridley-Thomas) - Childcare Standard Reimbursement Rates]**  
**Sponsor: Yee**  
 Resolution urging the California State Legislature to pass Assembly Bill 2125, introduced by Assemblymember Ridley-Thomas, which would increase childcare standard reimbursement rates.
- 05/20/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 40. [140573](#) [Urging the California State Legislature to Close the Commercial Property Tax Loophole Implemented through Proposition 13]**  
**Sponsors: Cohen; Yee**  
 Resolution urging the State legislature of California to close the commercial property tax loophole implemented through Proposition 13.
- 05/20/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 41. [140572](#) [Concurring in the Continuation of the Revised Declaration of Local Emergency - Rim Fire (Stanislaus National Forest Area)]**  
 Motion concurring in the continuation of the "Rim Fire" Revised Declaration of Local Emergency by the Mayor and in the actions taken to meet the emergency. (Clerk of the Board)
- 05/20/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**

## 42. 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](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 RESOLUTIONS

### [140582](#) **[Contract Amendment - Global Tel\*Link - Inmate Telephone Services - \$3,000,000]**

Resolution authorizing the Sheriff's Department to enter into a second amendment to the existing contract with Global Tel\*Link for inmate telephone services to extend the contract term to May 31, 2015, to reduce the calling rates for inmate telephone calls per FCC Regulation, to modify the commission paid to the Sheriff's Department, and to modify the additional annual payment to the Sheriff's Department, which will result in an anticipated revenue to the Inmate Welfare Fund of more than \$3,000,000 over the five-year contract term. (Sheriff)

05/22/2014; RECEIVED FROM DEPARTMENT.

06/03/2014; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

**140585** **[Report of Assessment Costs for Sidewalk Inspection and Repair Program]**  
Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs through the Sidewalk Inspection and Repair Program ordered to be performed by said Director pursuant to Public Works Code, Sections 707 and 707.1, the costs thereof having been paid for out of a revolving fund. (Public Works Department)

05/23/2014; RECEIVED FROM DEPARTMENT.

06/03/2014; RECEIVED AND ASSIGNED to the Board of Supervisors.

**140586** **[Emergency Contract - Flatiron, West, Inc. - Repair Lower Cherry Aqueduct - Not to Exceed \$16,000,000]**  
Resolution approving an emergency public work contract between the Public Utilities Commission and Flatiron, West, Inc., under San Francisco Administrative Code, Section 6.6, to perform immediate work to repair Lower Cherry Aqueduct in response to an emergency drought declaration with a contract amount not to exceed \$16,000,000. (Public Utilities Commission)

05/23/2014; RECEIVED FROM DEPARTMENT.

06/03/2014; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

**140589** **[Contract Amendment - State Department of Health Care Services - Substance Use Disorder Services - FY2013-2014 - \$70,682,740]**  
Resolution retroactively authorizing the Department of Public Health - Community Behavioral Health Services (DPH-CBHS) to enter into an amended FY2013-2014 Contract for Substance Use Disorder Services with the State Department of Health Care Services for the term of July 1, 2010, through June 30, 2014, in the amount of \$70,682,740 and authorizing and designating the DPH County Alcohol and Drug Administrator to sign said Agreement and to approve amendments for less than 10% of the contracted amount. (Public Health Department)

05/23/2014; RECEIVED FROM DEPARTMENT.

06/03/2014; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

**140553 [Petitions and Communications]**

Petitions and Communications received from May 12, 2014, through May 23, 2014, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on June 3, 2014.

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 Fish and Game Commission, submitting notice of proposed changes in regulations relating to waterfowl. Copy: Each Supervisor. (1)

From UCSF Medical Center, regarding relocation of Medical Center Clinic. Copy: Each Supervisor. (2)

From Mike Fakhoory, regarding home sharing. Copy: Each Supervisor. (3)

From Janette Barroca, regarding overnight closure of northbound Highway 1. Copy: Each Supervisor. (4)

From concerned citizens, regarding Strawberry Music Festival. 6 letters. Copy: Each Supervisor. (5)

From David Khan, regarding transportation network companies regulations. 3 letters. Copy: Each Supervisor. (6)

From Controller, submitting Nine-Month Budget Status Report. Copy: Each Supervisor. (7)

From Public Health, regarding request for waiver from compliance with Chapter 12B of the City's Administrative Code. (8)

From Office of Citizen Complaints, submitting First Quarter 2014 Statistical Report. Copy: Each Supervisor. (9)

From Mayor Lee, designating Supervisor Mark Farrell as Acting Mayor from May 14 to May 15, 2014. (10)

From Mayor Lee, designating Supervisor Norman Yee as Acting Mayor from May 16 to May 18, 2014. (11)

From Capital Planning Committee, regarding action items to be considered by the Board of Supervisors. Copy: Each Supervisor. (12)

From Controller, submitting Government Barometer - Quarter 3, FY2014 report. Copy: Each Supervisor. (13)

From concerned citizens, submitting a petition regarding Municipal Transportation Agency. 2,614 signatures. Copy: Each Supervisor. (14)

From Marvis Phillips, regarding street infrastructure damage and budget cuts. (15)

From Treasurer and Tax Collector, submitting Monthly Investment Report - April 2014. Copy: Each Supervisor. (16)

From Christopher Dahl, regarding public comment protocol. Copy: Each Supervisor. (17)

From Assessor-Recorder, submitting 2013 Annual Report. (18)

From Clerk of the Board, regarding Public Utilities Commission Retail Water and Wastewater rates, FY2015-2018. Copy: Each Supervisor. (19)

From Mayor Lee, regarding reappointment to the Treasure Island Development Authority Board of Directors. Copy: Each Supervisor. (20)

Linda Richardson - term ending April 28, 2018

Larry Mazzola - term ending April 28, 2018

From Mayor Lee, regarding nomination for appointment to the Port Commission. Copy: Each Supervisor. (21)

Leslie Katz - term ending May 1, 2018

From the Status of Women, regarding Children and Youth Fund reauthorization. 2 letters. (22)

From Curt Grisham, regarding PG&E project at Teresita and Evelyn Streets. Copy: Each Supervisor. (23)

From Controller, regarding an audit report on the General Hospital Rebuild project. (24)

From Controller regarding an audit report on the City's construction contractor bid pool. (25)

From Public Utilities Commission, submitting biennial Franchise Compliance reports. 2 reports. (26)

From Board President Chiu, submitting a memo assigning temporary Committee appointment. Copy: Each Supervisor. (27)

From Nancy Rossman, regarding Laura's Law. File Nos. 140557 and 140558. (28)

From Small Business, regarding response to possible increase in the minimum wage hourly rate. File No. 140486. (29)

From Joe O'Donoghue, regarding appeal on the Transit Effectiveness Project. File Nos. 140326, 140327, 140328, 140329. Copy: Each Supervisor. (30)

From Chamber of Commerce, regarding transportation funding. Copy: Each Supervisor. (31)

From Matthew Yazzie, regarding the use of the R-word in national sports. Copy: Each Supervisor. (32)

From Justin Laundre, regarding billboards in San Francisco. Copy: Each Supervisor. (33)

From James Robinson, regarding Muni advertising. Copy: Each Supervisor. (34)

From Mayor Lee, regarding nominations for appointments to Oversight Board of the Successor Agency. Copy: Each Supervisor. (35)

Bob Muscat - term ending January 24, 2018

John Rahaim - term ending January 24, 2018

From Board of Education, regarding Select Committee appointment. (36)

From concerned citizens, regarding closure of University Mound Ladies Home. 3 letters. (37)

From State Public Health, regarding approval of agreement of funding application. Copy: Each Supervisor. (38)

From Elizabeth Selandia, regarding acquisitions and public relations at the Asian Art Museum. (39)

From concerned citizen, regarding the new bus/taxi lanes at 14th and Church. Copy: Each Supervisor. (40)

From Orca Protection Society, regarding support for Cetacean protection resolution. Copy: Each Supervisor. (41)

From Mission Bay Citizens Advisory Committee, regarding consent to property transfer. File Nos. 140423, 140425, 140426. Copy: Each Supervisor. (42)

## **ADJOURNMENT**