



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, May 6, 2014 - 2:00 PM

Regular Meeting

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

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

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 1, 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 4

Recommendations of the Budget and Finance Committee

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

1. [140377](#) **[Appropriation and De-Appropriation - Surplus Expenditures of \$1,712,732 Supporting Increased Overtime Expenditures - FY2013-2014]**

Sponsor: Mayor

Ordinance appropriating \$1,712,732 to overtime and de-appropriating \$1,712,732 consisting of \$1,322,877 in salaries and \$389,855 in fringe benefits in the Fire Department's Operating Budget in order to support the Department's projected increases in overtime as required per Ordinance No. 194-11 in FY2013-2014.

(Fiscal Impact)

Attachments: [Leg Ver1](#)

[Comm Pkt 042314](#)

[Bdgt Analyst Rpt 042314](#)

[Board Pkt 042914](#)

[Board Pkt 050614](#)

04/29/2014; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. [140378](#) **[Appropriation and De-Appropriation - Surplus Expenditures of \$115,883 Supporting Increased Overtime Expenditures - FY2013-2014]**

Sponsor: Mayor

Ordinance appropriating \$115,883 to overtime and de-appropriating \$115,883 in food expenses in the Sheriff Department's Operating Budget in order to support the Department's projected increases in overtime as required per Ordinance No. 194-11 in FY2013-2014.

(Fiscal Impact)

Attachments: [Leg Ver1](#)

[Comm Pkt 042314](#)

[Bdgt Analyst Rpt 042314](#)

[Board Pkt 042914](#)

[Board Pkt 050614](#)

04/29/2014; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Budget and Finance Sub-Committee

Present: Supervisors Farrell, Mar, Avalos

3. [140234](#) **[Appropriation - Human Services Agency - Increased Revenues and Expenditures - \$31,391,392 - FY2013-2014]**
Sponsors: Mayor; Farrell
Ordinance appropriating \$31,391,392 of In-Home Supportive Services, CalWORKs, and other State and Federal revenue to the Human Services Agency in order to support In-Home Supportive Services, CalWORKs, and other program expenditures in FY2013-2014.

(Fiscal Impact)

Attachments: [Leg Ver1](#)

[Comm Pkt 042314](#)

[Presentation 042314](#)

[Bdgt Analyst Rpt 042314](#)

[Leg Ver2](#)

[Board Pkt 042914](#)

[Board Pkt 050614](#)

04/29/2014; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Wiener, Kim, Cohen

4. [140097](#) **[Planning Code - Medical Cannabis Dispensaries - Ocean Avenue Neighborhood Commercial Transit District]**
Sponsor: Yee
Ordinance amending the Planning Code to require that, in the Ocean Avenue Neighborhood Commercial Transit District, a Medical Cannabis Dispensary (MCD) may be allowed within 500 feet of another MCD as a conditional use, provided that no other Citywide regulation governing the proximity of MCDs to each other becomes law; affirming the Planning Department's California Environmental Quality Act determination; and making Planning Code, Section 302, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Attachments: [Leg Ver1](#)

[Leg Dig Ver1](#)

[PLN Response 022014](#)

[PLN Comm Response 040414](#)

[Comm Pkt 042114](#)

[Board Pkt 042914](#)

[Board Pkt 050614](#)

04/29/2014; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

There were no items.

NEW BUSINESS

Recommendation of the Budget and Finance Committee

Present: Supervisors Farrell, Mar, Breed, Wiener

5. [140379](#) **[Appropriation and De-Appropriation - Surplus Expenditures of \$420,993 Supporting Increased Overtime Expenditures - FY2013-2014]**
Sponsor: Mayor
Ordinance appropriating \$420,993 to overtime and de-appropriating \$420,993 consisting of \$219,359 in salaries and \$201,634 in contingency savings plan in the Department of Emergency Management's Operating Budget in order to support the Department's projected increases in overtime as required per Ordinance No. 194-11 in FY2013-2014.

(Fiscal Impact)

Attachments: [Leg Ver1](#)

[Bdgt Analyst Rpt 043014](#)

[Comm Pkt 043014](#)

[Board Pkt 050614](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Budget and Finance Sub-Committee

Present: Supervisors Farrell, Mar, Avalos

6. [140233](#) **[Public Employment - Amendment to the Annual Salary Ordinance for the Human Services Agency - FYs 2013-2014 and 2014-2015]**

Sponsors: Mayor; Farrell

Ordinance amending Ordinance No. 160-13 (Annual Salary Ordinance FYs 2013-2014 and 2014-2015) to reflect the addition of 53 new positions (8.85 FTEs in FY2013-14) at the Human Services Agency for implementation of additional work associated with increased State and Federal funding.

(Fiscal Impact)

Attachments: [Leg Ver1](#)

[Comm Pkt 042314](#)

[Bdgt Analyst Rpt 042314](#)

[Presentation 042314](#)

[Bdgt Analyst Rpt 043014](#)

[Comm Pkt 043014](#)

[Board Pkt 050614](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

7. [140339](#) **[Accept and Expend Grant - Encouraging Innovation: Field-Initiated Programs, Bureau of Justice Assistance - Amendment to the Annual Salary Ordinance - \$395,231]**

Sponsor: Kim

Ordinance retroactively authorizing the San Francisco Public Defender's Office (PDR) to accept and expend a grant in the amount of \$395,231 from the Department of Justice, Office of Justice Programs, Bureau of Justice Assistance to create the first local and nationally applicable checklist system to better guide attorneys through key moments in cases, ensuring competent representation and avoiding costly errors; and amending Ordinance No. 160-13 (Annual Salary Ordinance, FY2013-2014) to reflect the addition of one Class 8173 Legal Assistant grant-funded position (0.50 FTE) at the PDR for the period of October 1, 2013, through September 30, 2016.

Attachments: [Leg Ver1](#)

[Grant Info Form](#)

[Grant Application Inst 031413](#)

[PDR Project Narrative](#)

[DOJ Award Ltr 093113](#)

[Comm Pkt 043014](#)

[Board Pkt 050614](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

8. [140417](#) **[Apply for, Accept, and Expend Grant - HOME Investment Partnership Program - FY2014-2015 - \$4,274,293]**

Sponsor: Mayor

Resolution approving the FY2014-2015 HOME Investment Partnership (HOME) Program; authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2014-2015 HOME Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$4,244,293 and to expend Program Income in the amount of \$30,000 for a combined total of \$4,274,293 for the term of July 1, 2014, through June 30, 2019.

(Fiscal Impact)

Attachments: [MOHCD Ltr 040414](#)

[Grant Info 040214](#)

[Grant Budget](#)

[Memo 032614](#)

[Comm Pkt 043014](#)

[Board Pkt 050614](#)

Question: Shall this Resolution be ADOPTED?

9. [140418](#) **[Apply for, Accept, and Expend Grant - Housing Opportunities for Persons with AIDS Program - FY2014-2015 - \$8,889,789]**

Sponsors: Mayor; Wiener

Resolution approving the FY2014-2015 Housing Opportunities for Persons with AIDS (HOPWA) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2014-2015 HOPWA Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$8,241,932 and to expend program income and reprogrammed funds in the amount of \$647,857 for a combined total of \$8,889,789 for the period of July 1, 2014, through June 30, 2019.

Attachments: [Leg_Ver1](#)

[Grant Info](#)

[Grant Budget](#)

[MOHCD Ltr 040414](#)

[MOHCD Memo 032614](#)

[Form 126](#)

[Comm Pkt 043014](#)

[Board Pkt 050614](#)

Question: Shall this Resolution be ADOPTED?

10. [140419](#) **[Apply for, Accept, and Expend Grant - Emergency Solutions Grants Program - FY2014-2015 - \$1,393,730]**

Sponsor: Mayor

Resolution approving the FY2014-2015 Emergency Solutions Grants Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2014-2015 Emergency Solutions Grants Program entitlement in the amount of \$1,393,730 from the U.S. Department of Housing and Urban Development, for an unspecified period starting July 1, 2014.

Attachments: [Leg Ver1](#)

[MOHCD Ltr 040414](#)

[Grant Info 040214](#)

[Grant Budget](#)

[MOHCD Memo 032614](#)

[Form 126](#)

[Comm Pkt 043014](#)

[Board Pkt 050614](#)

Question: Shall this Resolution be ADOPTED?

11. [140420](#) **[Apply for, Accept, and Expend Grant - Community Development Block Grant - FY2014-2015 - \$20,090,918]**

Sponsor: Mayor

Resolution approving the FY2014-2015 Community Development Block Grant (CDBG) Program; authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2014-2015 CDBG Program entitlement from the U.S. Department of Housing and Urban Development (HUD) in the amount of \$16,627,564 and to expend program income and reprogrammed funds in the amount of \$3,463,354 for a combined total of \$20,090,918 for a period beginning July 1, 2014, without an expiration date.

Attachments: [Leg Ver1](#)

[MOHCD Ltr 040414](#)

[Grant Info 040214](#)

[Grant Bdgt](#)

[MOHCD Memo 032814](#)

[Form 126](#)

[Comm Pkt 043014](#)

[Board Pkt 050614](#)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Breed, Tang, Chiu

12. [140261](#) **[Park, Police, Public Works Codes - Graffiti Prevention and Abatement]**

Sponsors: Breed; Farrell, Wiener, Tang and Chiu

Ordinance amending the Police Code to ban convicted graffiti offenders from bringing graffiti and etching tools, etching cream, and slap tags into parks or on Municipal Transportation Agency vehicles; amending the Park Code to ban possession of graffiti and etching tools, etching cream, and slap tags in parks; amending the Public Works Code to extend the administrative process and potential administrative remedies to graffiti offenses committed on public property; amending the Public Works Code to permit the City to pursue civil remedies, including injunctive relief, civil penalties, attorney's fees, and repayment of abatement costs, against graffiti offenders; and making uncodified findings.

Attachments: [Leg Ver1](#)

[Leg Dig Ver1](#)

[Response GAB 041614](#)

[BLA Policy Analysis 031314](#)

[Press Release](#)

[Comm Pkt 042414](#)

[Leg Ver2](#)

[Leg Dig Ver2](#)

[Board Pkt 050614](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Wiener, Kim, Cohen

13. [131205](#) **[Planning Code - Production, Distribution, and Repair Zoning]**
Sponsors: Mayor; Cohen, Campos, Chiu and Wiener
Ordinance amending the Planning Code to address various revisions to Production, Distribution, and Repair Zoning (PDR), integrated PDR, and small enterprise workplace zoning controls to facilitate the establishment of such uses; amending the Administrative Code to delete requirements concerning reporting on integrated PDR; affirming the Planning Department's California Environmental Quality Act determination; and making Planning Code, Section 302, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.
- Attachments:** [Leg Ver1](#)
[Leg Dig Ver1](#)
[Response SBC 021314](#)
[Leg Ver2](#)
[Leg Dig Ver2](#)
[Response PLN Dept 032014](#)
[131205 Response SBC 040214](#)
[Response PLN Dept 042314](#)
[Comm Pkt 042814](#)
[Leg Ver3](#)
[Leg Dig Ver3](#)
[Board Pkt 050614](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

14. [140287](#) **[Adding the Name "Rescue Row" to Alabama Street Between 15th and 16th Streets]**
Sponsors: Campos; Wiener, Kim and Cohen
Resolution adding the name "Rescue Row" on Alabama Street between 15th and 16th Streets in recognition of the animal services organizations.
- Attachments:** [Leg Ver1](#)
[Response DPW 041714](#)
[Comm Pkt 042814](#)
[Leg Ver2](#)
[Board Pkt 050614](#)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Pursuant to Motion No. M14-065 (File No. 140386) approved April 22, 2014; Continued from April 29, 2014.)

15. [140390](#) **[Hearing - Homeless Outreach Services - FY2013-2014 - \$1,387,500]**
Hearing to consider the release of funds placed on reserve by Ordinance No. 42-14 (File No. 140121) in the amount of \$1,387,500 for Homeless Outreach Services in FY2013-2014. (Clerk of the Board)

Attachments: [Hearing Notice](#)
[Reserve Request Ltr 042814](#)
[Bdgt Analyst Rpt 042814](#)
[Board Pkt 042914](#)
[Board Pkt 050614](#)
[Bdgt Analyst Rpt 050514](#)

04/29/2014; CONTINUED.

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Pursuant to Motion No. M14-061 (File No. 140291) approved April 15, 2014.)

16. [140294](#) **[Hearing - Transbay Block 6 Project - 280 Beale Street - Air Rights Lease of Successor Agency Property - Multifamily Housing Revenue Bonds]**
Hearing to consider the proposal of the Mayor's Office of Housing and Community Development (acting on behalf of the Office of Community Investment and Infrastructure) to enter into an Air Rights Lease, for a term of 75 years commencing upon Board approval, for the purpose of developing housing for very low-income families, located at 280 Beale Street, with Mercy Housing California 62, LP, a California limited partnership, pursuant to the provisions of California Health and Safety Code, Section 33433, Community Redevelopment Law and a Resolution authorizing the issuance and delivery of multifamily housing revenue bonds in an aggregate principal amount not to exceed \$15,000,000 for the purpose of providing financing for the acquisition and construction of a 70-unit multifamily rental housing project known as Transbay/Block 6 Project; approving the form of and authorizing the execution of a trust indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Attachments: [Board Pkt 050614](#)

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

17. [140292](#) **[Multifamily Housing Revenue Bonds - Transbay/Block 6 Project - Not to Exceed \$15,000,000]**
Sponsor: Kim
Resolution authorizing the issuance and delivery of multifamily housing revenue bonds in an aggregate principal amount not to exceed \$15,000,000 for the purpose of providing financing for the acquisition and construction of a 70-unit multifamily rental housing project known as Transbay/Block 6 Project; approving the form of and authorizing the execution of a trust indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Attachments: [Leg Ver1](#)

[Trust Indenture 050114](#)

[Loan Agmt 050114](#)

[Regulatory Agmt 050114](#)

[Board Pkt 050614](#)

Question: Shall this Resolution be ADOPTED?

18. [140293](#) **[Air Rights Lease - Mercy Housing California 62, LP - 280 Beale Street - Transbay Block 6 Affordable Housing]**
Sponsor: Kim
Resolution approving and authorizing the Successor Agency to the Redevelopment Agency of the City and County of San Francisco to execute an Air Rights Lease of a parcel at 280 Beale Street, with Mercy Housing California 62, LP, a California limited partnership, for a term of 75 years commencing on Board approval, for the purpose of developing housing for very low-income households.

Attachments: [Leg Ver1](#)

[Transbay Block 6 Summary](#)

[Air Rights Lease Draft](#)

[33433 Report 032114](#)

[OCII RESO 29-2014](#)

[Hearing Notice](#)

[Board Pkt 050614](#)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Pursuant to Motion No. M14-075 (File No. 140424) approved April 29, 2014.)

19. [140425](#) **[Hearing - Consent to Provisions in Mission Bay South Agreements Related to Affordable Housing]**
Sponsor: Kim
Hearing of persons interested in or objecting to the proposed Resolution of the Board of Supervisors acting in its capacity as the legislative body to the Successor Agency to the former Redevelopment Agency of the City and County of San Francisco approving provisions in agreements as they relate to affordable housing obligations that would effectuate the transfer of Block Nos. 33 and 34 in the Mission Bay South Plan Area to the Regents of the University of California for the future development of up to 500,000 gross square feet in the Mission Bay South Redevelopment Project Area; and making environmental findings under the California Environmental Quality Act.

Attachments: [Hearing Notice](#)

[Board Pkt 050614](#)

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

20. [140426](#) **[Consent to Provisions - Regents of the University of California - Mission Bay South Agreements Related to Affordable Housing]**

Sponsor: Kim

Resolution of the Board of Supervisors acting in its capacity as the legislative body to the Successor Agency to the former Redevelopment Agency of the City and County of San Francisco approving provisions in agreements as they relate to affordable housing obligations that would effectuate the transfer of Assessor Block Nos. 33 and 34 in the Mission Bay South Plan Area to the Regents of the University of California for the future development of up to 500,000 gross square feet in the Mission Bay South Redevelopment Project Area; and making environmental findings under the California Environmental Quality Act.

Attachments: [Leg Ver1](#)

[BOS Reso 854-98](#)

[CEQA Findings](#)

[MOU](#)

[Termination Agmt](#)

[Agmt Amend5](#)

[Release Agmt](#)

[OCII RESO 30-2014](#)

[Board Pkt 050614](#)

Question: Shall this Resolution be ADOPTED?

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.*

21. [140255](#) **[Public Hearing - Appeal of Tentative Parcel Map - 738 Mission Street]**
Hearing of persons interested in or objecting to the decision of the Department of Public Works dated March 4, 2014, approving a Tentative Parcel Map for a 4-lot subdivision located at 738 Mission Street, Assessor's Block No. 3706, Lot No. 277. (District No. 6) (Appellants: Thomas N. Lippe, on behalf of 765 Market Street Residential Owners Association, the Friends of Yerba Buena, Paul Sedway, Ron Wornick, Matthew Schoenberg, Joe Fang, and Margaret Collins) (Filed March 14, 2014). (Clerk of the Board)

Attachments: [Appeal Ltr 031414](#)

[Index of Final Approvals](#)

[Planning Motion 18829 032113](#)

[BOS Motion M13-062 050713](#)

[Planning Permit to Alter 051513](#)

[Rec Park Reso 1305-015 052313](#)

[Notice of Determination 071913](#)

[Oversight Board Reso 8-2013 072213](#)

[Oversight Board Reso 8-2013 Ex A](#)

[BOA Jurisdiction Request 080213](#)

[Project 7969 Address List](#)

[Project 7969 Map Application 120413](#)

[Project 7969 Map Cond. Approval 010714](#)

[Project 7969 TentAppr 030414](#)

[Proj Sponsor Ltr 033114](#)

[OCII Ltr 033114](#)

[Appellant Ltr 033114](#)

[Planning Ltr 040214](#)

[Board_Pkt_040814](#)

[Board Pkt 050614](#)

04/08/2014; 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.)

22. [140256](#) **[Approving Decision of the Department of Public Works and Approving the Tentative Parcel Map - 738 Mission Street]**

Motion approving the decision of the Department of Public Works and approving the Tentative Parcel Map for a 4-lot subdivision located at Assessor's Block No. 3706, Lot No. 277; 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)

Attachments: [Leg Ver1](#)

[Board Pkt 040814](#)

[Board Pkt 050614](#)

04/08/2014; CONTINUED.

Question: Shall this Motion be APPROVED?

23. [140257](#) **[Disapproving Decision of the Department of Public Works and Disapproving the Tentative Parcel Map - 738 Mission Street]**

Motion disapproving the decision of the Department of Public Works and disapproving the Tentative Parcel Map for a 4-lot subdivision located at Assessor's Block No. 3706, Lot No. 277; 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)

Attachments: [Leg Ver1](#)

[Board Pkt 040814](#)

[Board Pkt 050614](#)

04/08/2014; CONTINUED.

Question: Shall this Motion be APPROVED?

24. [140258](#) **[Preparation of Findings Related to the Tentative Parcel Map - 738 Mission 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 4-lot subdivision located at Assessor's Block No. 3706, Lot No. 277. (Clerk of the Board)

Attachments: [Leg Ver1](#)

[Board Pkt 040814](#)

[Board Pkt 050614](#)

04/08/2014; CONTINUED.

Question: Shall this Motion be APPROVED?

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.

25. [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).

Attachments: [Hearing Notice](#)
[Board Pkt 050614](#)

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.)

26. [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)

Attachments: [Leg Ver1](#)

[Board Pkt 050614](#)

Question: Shall this Motion be APPROVED?

27. [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)

Attachments: [Leg Ver1](#)

[Board Pkt 050614](#)

Question: Shall this Motion be APPROVED?

28. [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)

Attachments: [Leg Ver1](#)

[Board Pkt 050614](#)

Question: Shall this Motion be APPROVED?

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

- Asian-Pacific American Heritage Month

COMMITTEE REPORTS

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

The following item will be considered by the Land Use and Economic Development Committee at a Regular Meeting on Monday, May 5, 2014, at 1:30 p.m. The Chair intends to request the Committee to send the following item to the Board as a Committee Report on Tuesday, May 6, 2014.

29. [140452](#) **[Resolution of Intent - Street Vacation - Quint Street Railroad Crossing Improvement Project - Quint Street, McKinnon Ave and Newcomb Ave]**
Sponsor: Cohen
Resolution declaring the intention of the Board of Supervisors to vacate a portion of Quint Street, McKinnon Avenue, Newcomb Avenue as a part of the Quint Street Railroad Crossing Improvement Project; and setting a hearing date of June 3, 2014, for all persons interested in the proposed vacation of said street areas.
- Attachments:** [Leg Ver1](#)
[PLN General Plan Referral](#)
[Comm Pkt 050514](#)
[Leg Ver2](#)
[Board Pkt 050614](#)

Question: Shall this Resolution be ADOPTED?

30. 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.

31. 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 32 through 36

- 32. [140449](#) [Supporting Senate Bill 962 (Leno) - Smartphone Theft Prevention]**
Sponsors: Chiu; Mar
Resolution supporting Senate Bill 962, introduced by Senator Leno, the Smartphone Theft Prevention Act, to require the installation of theft-detering technological solutions on all smartphones sold in the State of California.
Attachments: [Leg Ver1](#)
[SB 962](#)
[Board Pkt 050614](#)
- 04/29/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 33. [140457](#) [North Beach Branch Library Grand Opening - May 10, 2014]**
Sponsor: Chiu
Resolution recognizing the grand opening of the new North Beach Branch Library and commending the San Francisco Public Library, Department of Public Works, and members of the North Beach community for their hard work to bring the new branch to fruition.
Attachments: [Leg Ver1](#)
[Board Pkt 050614](#)
- 04/29/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

34. [140458](#) **[Supporting California Assembly Bill 2175 (Daly and Ting) - The Renter's Tax Assistance Act]**

Sponsor: Chiu

Resolution supporting Assembly Bill 2175, introduced by Assemblymembers Daly and Ting, a tax rebate program for low-income renters to create financial security for low-income tenants and address the affordable housing needs in the State of California.

Attachments: [Leg Ver1](#)

[AB 2175](#)

[Board Pkt 050614](#)

04/29/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

35. [140422](#) **[Final Map 7734 - 17 Ashbury Street]**

Motion approving Final Map 7734, a six residential unit Condominium Project, located at 17 Ashbury Street being a subdivision of Assessor's Block No. 1188, Lot No. 001, and adopting findings pursuant to the General Plan, and City Planning Code, Section 101.1. (Public Works Department)

Attachments: [Leg Ver1](#)

[DPW Order No. 182498](#)

[Routing Sheet](#)

[Mylar Sheet](#)

[Planning Dept Ltr 111913](#)

[Tax Certificate 111313](#)

[Board Pkt 050614](#)

04/23/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

36. [140440](#) **[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.

Attachments: [Leg Ver1](#)

[Mayor Ltr 012314](#)

[Board Pkt 050614](#)

04/28/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

37. 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

140413 [General Plan - Amendments Related to the 2014 Update of the Recreation and Open Space Element]

Ordinance amending the General Plan by updating the Recreational and Open Space Element of the General Plan; making findings, including environmental findings, and findings of consistency with the General Plan, and the eight priority policies of the Planning Code, Section 101.1. (Planning Commission)

Attachments: [Leg Ver1](#)

[Planning Ltr 041014](#)

[Planning Res No 19114](#)

[Planning Memo 040314](#)

[FINAL Neg Dec 032714](#)

[Rec and Open Space Element](#)

[ROSE Final Draft 032014](#)

04/23/2014; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

140414

[General Plan - Adoption of 2009 Housing Element]

Ordinance amending the General Plan by repealing Ordinance No. 108-11 and adopting the 2009 Housing Element; making findings, including environmental findings, Planning Code, Section 340, findings, and findings of consistency with the General Plan, and the eight priority policies of the Planning Code, Section 101.1. (Planning Commission)

Attachments: [Leg Ver1](#)

[Planning Ltr 042414](#)

[Planning Rpt 042314](#)

[Planning Reso 19122](#)

[Planning Reso 19123](#)

[Planning Rpt 041714](#)

[Planning Memo 033114](#)

[CEQA Rpt 2009](#)

[Planning Ltr 033011](#)

[Planning Rpt 2011](#)

04/24/2014; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

PROPOSED RESOLUTION

140439

[Settlement of Claim - Amy Blackstone - \$28,544]

Resolution approving the settlement of the unlitigated claim filed by Amy Blackstone against the City and County of San Francisco for \$28,544; claim was filed on March 3, 2014, additional material terms of said settlement include title transfer to the City of the artwork created by Amy Blackstone as a sculptural fence for Father Alfred E. Boeddeker Park, the guaranteed physical delivery of the artwork to the City on or before June 30, 2014, and an intellectual property license to the City for the artwork. (City Attorney)

Attachments: [Leg Ver1](#)

04/28/2014; RECEIVED FROM DEPARTMENT.

05/06/2014; RECEIVED AND ASSIGNED to the Rules Committee.

140367 [Petitions and Communications]

Petitions and Communications received from April 21, 2014, through April 28, 2014, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on May 6, 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 Controller, regarding audit report on the Municipal Transportation Agency, Taxis and Accessible Services Division. (1)

From City Administrator, submitting the Local Business Enterprise Contracting Report. (2)

From Mayor's Office of Housing and Community Development, regarding release of reserve for nonprofit rent stabilization services. File No. 140392. Copy: Each Supervisor. (3)

From Cinta Telfer, regarding seismic evaluation of private schools. File No. 140120. (4)

From concerned citizens, submitting signatures for petition regarding GoSolarSF. File No. 140076. 209 Signatures. Copy: Each Supervisor. (5)

From San Francisco Beautiful, regarding proposed graffiti prevention and abatement ordinance. File No. 140261. Copy: Each Supervisor. (6)

From Capital Planning, regarding action items to be considered by the Board approved at the March 17 and April 21, 2014, Committee meetings. Copy: Each Supervisor. (7)

From San Francisco Beautiful, regarding proposed Plaza Program legislation. File No. 140061. Copy: Each Supervisor. (8)

From concerned citizens, submitting signatures for petition regarding Municipal Transportation Agency. 2,604 signatures. (9)

From concerned citizens, submitting signatures for petition regarding Municipal Transportation Agency. 172 signatures. (10)

From Katy Arnold, regarding English as the official language. Copy: Each Supervisor. (11)

From Transplant Donor Network, regarding the Medical Examiner. Copy: Each Supervisor. (12)

From District Attorney, regarding candidacy for Police Commissioner. Copy: Each Supervisor. (13)

From Carl MacCurdo, regarding Uber. Copy: Each Supervisor. (14)

From Jeffrey Clay Barcus, regarding candidacy for Police Commissioner. Copy: Each Supervisor. (15)

From Emergency Management, regarding Supervisor Avalos' inquiry on potential sources of federal grant funding. (16)

From concerned citizen, regarding suggested strategy for Muni Bonds. Copy: Each Supervisor. (17)

From Wild Equity Institute, regarding notice of intent to file suit under the California Environmental Quality Act for approval of Sharp Park safety. Copy: Each Supervisor. (18)

From Jim Essex, regarding healthcare costs. (19)

From American Cancer Society Cancer Action Network, regarding proposed legislation on soda tax. File No. 140098. Copy: Each Supervisor. (20)

From concerned citizens, regarding Strawberry Music Festival. 59 letters. (21)

Attachments: [Board Pkt 050614](#)

ADJOURNMENT