



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, April 22, 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 March 18, 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 11

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Breed, Tang, Chiu

1. [130609](#) **[Follow-Up Board Response - Civil Grand Jury Report - Use of Nonprofit Community-Based Organizations: Measuring Outcomes]**
Motion responding to the 2012-2013 Civil Grand Jury request to provide a status update on the Board of Supervisors' response to Recommendation No. 3 contained in the 2012-2013 Civil Grand Jury Report, entitled "Use of Nonprofit Community-Based Organizations: Measuring Outcomes." (Government Audit and Oversight Committee)

Attachments: [Civil Grand Jury Report](#)
[Comm Pkt 102413](#)
[BOS Res 394-13](#)
[Response Mayor 040314](#)
[Comm Pkt 041014](#)
[Leg Ver2](#)
[Board Pkt 042214](#)

Question: Shall this Motion be APPROVED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Wiener, Kim, Cohen

2. [131087](#) **[Park Code - Rights in Permits]**
Sponsor: Wiener
Ordinance amending the Park Code to distinguish rights in permits for areas and facilities open to the public and rights in permits for events closed to the public; and making environmental findings.
Attachments: [Leg Ver1](#)
[Leg_Dig_Ver1](#)
[Response PD 120213](#)
[Response PLN Dept 112213](#)
[Comm_Pkt_040714](#)
[Board_Pkt_041514](#)
[Board_Pkt_042214](#)
- 04/15/2014; PASSED, ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**
3. [140155](#) **[Commemorative Street Name Designation - "Vicki Mar Lane" - 100 Block of Turk Street]**
Sponsors: Kim; Campos and Wiener
Resolution adding the commemorative street name "Vicki Mar Lane" to the 100 Block of Turk Street in recognition of transgender performer and activist Vicki Marlane and her lasting legacy in the Tenderloin and throughout San Francisco.
Attachments: [Leg Ver1](#)
[Response SFPD 032014](#)
[Response Fire 040314](#)
[Response SFMTA_040314](#)
[Comm Pkt 041414](#)
[Board_Pkt_042214](#)
- Question: Shall this Resolution be ADOPTED?**

4. [140181](#) **[Street Encroachment - Ivy Street Fronting 401 Grove Street]**
Resolution granting revocable permission to Ivy Grove Partners, LLC, to occupy a portion of the public right-of-way to install and maintain planter bulb-outs and irrigation lines on Ivy Street fronting 401 Grove Street (Block No. 0808, Lot No. 036), conditioning the permit, 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. (Public Works Department)

Attachments: [Leg Ver1](#)
[TASC Minutes](#)
[Planning Dept Ltr 080813](#)
[DPW Order No. 182020](#)
[Ivy Grove Ltr 051413](#)
[Street Encroachment Agrmt](#)
[Plans](#)
[Routing Sheet](#)
[Response PLN Dept 041014](#)
[Comm Pkt 041414](#)
[Board_Pkt_042214](#)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Yee, Tang, Campos

5. [140182](#) **[Settlement of Lawsuit - Michael Yaki - City to Receive \$75,000]**
Ordinance authorizing settlement of the lawsuit filed by City Attorney Dennis J. Herrera against Michael Yaki for \$75,000; the lawsuit was filed on December 4, 2013, in San Francisco Superior Court, Case No. CGC-13-535880; entitled Dennis J. Herrera in his official capacity as San Francisco City Attorney v. Michael Yaki; other material terms of the settlement are that Yaki will register as a lobbyist with the San Francisco Ethics Commission, file monthly lobbyist disclosures for the period of July 2012 through August 2013, and complete a lobbyist training. (City Attorney)

Attachments: [Leg Ver1](#)
[Comm Pkt 040314](#)
[Board Pkt 041514](#)
[Board Pkt 042214](#)

04/15/2014; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

6. [140185](#) **[Settlement of Lawsuit - Syncora Guarantee, Inc., formerly XL Capital Assurance, Inc. - City to Receive \$180,000]**
Ordinance authorizing a settlement of the lawsuit filed by the City and County of San Francisco against Syncora Guarantee, Inc. (formerly known as XL Capital Assurance, Inc.) for \$180,000; the lawsuit was filed on October 8, 2008, in San Francisco Superior Court, Case No. CGC-08-480708; entitled City and County of San Francisco v. AMBAC Financial Group Inc., et al.; this partial settlement applies only to claims against Syncora Guarantee; other material terms of the settlement are that Syncora will waive its claim for attorneys fees and costs and cooperate in future discovery. (City Attorney)

Attachments: [Leg Ver1](#)

[Comm Pkt 040314](#)

[Board Pkt 041514](#)

[Board Pkt 042214](#)

04/15/2014; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

7. [140277](#) **[Settlement of Lawsuit - Daniel Dallabrida - \$150,000]**
Ordinance authorizing settlement of the lawsuit filed by Daniel Dallabrida against the City and County of San Francisco for \$150,000; the lawsuit was filed on October 19, 2011, in San Francisco Superior Court, Case No. CGC 11-515117; entitled Daniel Dallabrida v. City and County of San Francisco, et al. (City Attorney)

Attachments: [Leg Ver1](#)

[Comm Pkt 040314](#)

[Board Pkt 041514](#)

[Board Pkt 042214](#)

04/15/2014; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

8. [140278](#) **[Settlement of Lawsuit - Fletcher Ranch Road Properties, LLC - Grant of Access Easements]**

Ordinance authorizing settlement of the lawsuit filed by Fletcher Ranch Road Properties, a Limited Liability Company, Robert N. Fletcher as Trustee Of The Robert N. And Patricia A. Fletcher Living Trust, Richard S. Fletcher as Trustee Of The Richard S. And Linda K. Fletcher Revocable Inter Vivos Trust, and C. Nelson Fletcher As Trustee Of The C. Nelson And Betty S. Fletcher Revocable Inter Vivos Trust against the City and County of San Francisco by granting limited access easements benefitting four parcels owned by plaintiffs; the lawsuit was filed on April 22, 2010, in Alameda County Superior Court, Case No.VG10510699; entitled Fletcher Ranch Road Properties, LLC, et al. v. City and County of San Francisco; other material terms of said settlement are that plaintiffs agree to waive all other claims of access over property owned by the City and County of San Francisco and to permanently restrict their use of the easements. (City Attorney)

Attachments: [Leg Ver1](#)

[Comm Pkt 040314](#)

[Board_Pkt_041514](#)

[Board_Pkt_042214](#)

04/15/2014; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

9. [140279](#) **[Settlement of Lawsuit - California Coastal Protection Network - \$125,000]**

Ordinance authorizing settlement of the lawsuit filed by California Coastal Protection Network against the City and County of San Francisco for \$125,000; the lawsuit was filed on August 9, 2011, in San Francisco County Superior Court, Case No. CGC-11-513176; entitled California Coastal Protection Network v. City and County of San Francisco; other material terms of said settlement include implementation of long-term adaptive management plan for the South Reach of Ocean Beach; and making environmental findings. (City Attorney)

Attachments: [Leg Ver1](#)

[CEQA Determination](#)

[Comm Pkt 040314](#)

[Board_Pkt_041514](#)

[Board_Pkt_042214](#)

04/15/2014; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

10. [140281](#) **[Settlement of Lawsuit - Thomas Cooke, III - \$650,000]**
Ordinance authorizing settlement of the lawsuit filed by Thomas Cooke, III against the City and County of San Francisco for \$650,000; the lawsuit was filed on August 31, 2011, in San Francisco Superior Court, Case No. CGC-11-515143; entitled Thomas Cooke, III, et al. v. City and County of San Francisco. (City Attorney)

Attachments: [Leg Ver1](#)
[Comm Pkt 040314](#)
[Board Pkt 041514](#)
[Board Pkt 042214](#)

04/15/2014; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

11. [140282](#) **[Settlement of Lawsuit - 2342 Broadway, LLC - \$37,500]**
Ordinance authorizing settlement of the lawsuit filed by 2342 Broadway, LLC, against Phil Ting in his official capacity as the Assessor-Recorder of the City and County of San Francisco; the City and County of San Francisco, a California chartered city and county; and DOES 1 through 20, inclusive, in settlement of \$37,500 to Twentythree Fortytwo, LLC; the lawsuit was filed on April 10, 2012, in San Francisco Superior Court, Case No. CGC 12-519888; entitled 2342 Broadway, LLC, v. Phil Ting, et al. (City Attorney)

Attachments: [Leg Ver1](#)
[Comm Pkt 040314](#)
[Board Pkt 041514](#)
[Board Pkt 042214](#)

04/15/2014; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Wiener, Kim, Cohen

12. [140096](#) **[Administrative Code - Tenant Relocation Assistance Payment]**

Sponsors: Campos; Kim, Avalos and Mar

Ordinance amending the Administrative Code to mitigate adverse impacts of tenant evictions to provide that when residential units are withdrawn from the rental market under the Ellis Act, each relocated tenant is entitled to the greater of the existing rent relocation payment, or the difference between the tenant's current rent and the prevailing rent for a comparable apartment in San Francisco over a two year period; and allowing a landlord, through a hearing process, to obtain a revised relocation payment obligation based on an undue financial hardship adjustment or recalculated rent differential amount.

Attachments: [Leg Ver1](#)

[Leg Dig Ver1](#)

[Comm Pkt 031714](#)

[Leg Ver2](#)

[Leg Dig Ver2](#)

[Comm Pkt 032414](#)

[Econ Analysis Rpt 032814](#)

[Board Pkt 040114](#)

[Board Pkt 040814](#)

[Leg Ver3,4](#)

[Leg Dig Ver3,4](#)

[Board Pkt 041514](#)

[Leg Ver5](#)

[Board Pkt 042214](#)

04/01/2014; CONTINUED ON FIRST READING.

04/08/2014; NOT AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

04/08/2014; AMENDED.

04/08/2014; NOT AMENDED.

04/08/2014; AMENDED.

04/08/2014; PASSED ON FIRST READING AS AMENDED.

04/15/2014; AMENDED.

04/15/2014; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

Present: Supervisors Farrell, Mar, Avalos

13. [140232](#) **[Appropriation - Airport Commission - Capital Improvement Projects - \$1,969,830,773 - FY2013-2014]**
Sponsor: Mayor
Ordinance appropriating \$1,969,830,773 of proceeds from the sale of bonds for capital improvement projects to the Airport Commission for FY2013-2014, placing \$30,204,929 of the appropriation for the Plot 700 Development Project on Budget and Finance Committee reserve pending approval by the Board of Supervisors of the CEQA findings for this project, and placing the total appropriation of \$1,969,830,773 on Controller's Reserve pending sale of the bonds.

(Fiscal Impact)

Attachments: [Leg Ver1](#)
[Supplemental](#)
[Comm Pkt 041614](#)
[Bdgt Analyst Rpt 041614](#)
[Leg Ver2](#)
[Board Pkt 042214](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

14. [140318](#) **[Public Works Code - Waiver of Temporary Street Space Occupancy Permit Fee for Small Business Week Sidewalk Sales]**
Sponsors: Tang; Mar
Ordinance waiving the fee required by Public Works Code, Section 724.1(b), for temporary street space occupancy permits on certain designated City streets on Saturday, May 10, 2014, Saturday, May 17, 2014, and Saturday, June 21, 2014, as part of Small Business Week Sidewalk Sales.

Attachments: [Leg Ver1](#)
[Leg Dig Ver1](#)
[Comm Pkt 041614](#)
[Board Pkt 042214](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

15. [140222](#) **[Finding of Fiscal Feasibility - Plot 700 Development Project - San Francisco International Airport]**

Resolution finding the proposed Plot 700 Development Project at San Francisco International Airport fiscally feasible pursuant to Administrative Code, Chapter 29. (Airport Commission)

(Fiscal Impact)

Attachments: [Leg Ver1](#)

[Airport Comm Reso 13-0256](#)

[Fiscal Feasibility Study](#)

[Comm Pkt 041614](#)

[Bdgt Analyst Rpt 041614](#)

[Bdgt Analyst Rpt 041614](#)

[Board Pkt 042214](#)

Question: Shall this Resolution be ADOPTED?

16. [140237](#) **[Bond Issuance - Airport Capital Plan Bonds - \$1,969,830,773]**

Sponsor: Mayor

Resolution approving the issuance of up to \$1,969,830,773 aggregate principal amount of Airport Commission Capital Plan Bonds; and approving certain related matters.

(Fiscal Impact)

Attachments: [Leg Ver1](#)

[Airport Comm Reso 14-0024](#)

[SFO Memo 031014](#)

[Comm Pkt 041614](#)

[Bdgt Analyst Rpt 041614](#)

[Board Pkt 042214](#)

Question: Shall this Resolution be ADOPTED?

17. [140285](#) **[Accept and Expend Grant - 2013 Port Security Grant Program - All-Hazards Training Series and Exercise, and High-Security Fencing - \$698,625]**

Sponsor: Mayor

Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of \$698,625 from the Department of Homeland Security's 2013 Port Security Grant Program, including \$186,750 for an All-Hazards Training Series and Exercise, and \$511,875 for High-Security Fencing, for the period of June 1, 2014, through May 31, 2015.

(Fiscal Impact)

Attachments: [Leg Ver1](#)

[Cover Ltr 022014](#)

[Dept Ltr 022014](#)

[Grant Info Form](#)

[Grant Approval 091813](#)

[Port Memo 020614](#)

[Port RESO 14-05](#)

[Comm_Pkt_041614](#)

[Bdgt_Analyst_Rpt_041614](#)

[Board_Pkt_042214](#)

Question: Shall this Resolution be ADOPTED?

18. [140308](#) **[Home Detention Electronic Monitoring Program Rules and Regulations and Program Administrator's Evidence of Financial Responsibility]**

Resolution approving the Sheriff Department's home detention and electronic monitoring program rules and regulations and approving evidence of financial responsibility demonstrated by program administrator, Leaders in Community Alternatives. (Sheriff)

Attachments: [Leg Ver1](#)

[Agreement](#)

[Comm_Pkt_041614](#)

[Cert of Liability Ins](#)

[PowerPoint 041614](#)

[Leg Ver2](#)

[Board_Pkt_042214](#)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Wiener, Kim, Cohen

19. [131146](#) **[Subdivision Code - Condominium Conversion Fee Appeals and Fee Deferral]**
Sponsor: Breed

Ordinance amending the Subdivision Code to authorize the Clerk of the Board of Supervisors to reject appeals of the condominium conversion fee when the appeal does not challenge the relationship or nexus between the impact of development and the amount of the fee charged, to modify the fee deferral process administered by the Department of Public Works, to allow conversions to proceed with a gap in ownership occupancy due to foreclosure, and affirming the Planning Department's California Environmental Quality Act determination.

Attachments: [Leg Ver1](#)

[Leg Dig Ver1](#)

[Leg Ver2](#)

[Leg Dig Ver2](#)

[Response PLN Dept 040114](#)

[Comm Pkt 041414](#)

[Board Pkt 042214](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

20. [140312](#) **[Planning, Building Codes - Small Business Month Fee Waiver]**
Sponsor: Tang

Ordinance waiving fees in the Planning and Building Codes for certain façade improvements during the month of May every year; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and eight priority policies of Planning Code, Section 101.1.

Attachments: [Leg Dig Ver2](#)

[Leg Ver2](#)

[Comm Pkt 041414](#)

[Board Pkt 042214](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

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

COMMITTEE REPORTS

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

The following item will be considered by the Land Use and Economic Development Committee at a Regular Meeting on Monday, April 21, 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, April 22, 2014.

21. [140384](#) **[Exempting Certain Locations from Police Code Provisions Regulating Arcades]**

Sponsors: Breed; Wiener

Resolution exempting ground floor commercial uses from Police Code, Section 1036.31(a)-(b), which allows up to 10 individual arcade devices at each commercial location, on parcels zoned Upper Market Neighborhood Commercial Transit District and at 1767 Waller Street.

Attachments: [Leg Ver1](#)

[Comm Pkt 042114](#)

[Board Pkt 042214](#)

Question: Shall this Resolution be ADOPTED?

22. **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.

23. **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 24 through 27

24. [140385](#) **[Approval of a 90-Day Extension for Planning Commission Review of an Ordinance (File No. 131120) Establishing the Broadway Alcohol Restricted Use District]**

Sponsor: Chiu

Resolution extending by 90-days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 131120) amending the Planning Code, by adding a new Section 789, to establish the Broadway Alcohol Restricted Use District on parcels with street frontage on Broadway, between Columbus Avenue and Montgomery Street; amending the Zoning Map, Sheet SU-02, to designate the Broadway Alcohol Restricted Use District; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Attachments: [Leg Ver1](#)

[Board Pkt 042214](#)

04/15/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

25. [140363](#) **[Final Map 7439 - 240 and 252-260 5th Street]**
Motion approving Final Map 7439, a four lot merger and 182 residential unit and three commercial unit, mixed-use Condominium Project, located at 240 and 252-260 5th Street being a subdivision of Assessor's Block No. 3732, Lot Nos. 008 and 150, and adopting findings pursuant to the General Plan, and City Planning Code, Section 101.1. (Public Works Department)

Attachments: [Leg Ver1](#)

[Rtg Sheet 040714](#)

[DPW Order No. 182431](#)

[Planning Ltr 050913](#)

[Tax Cert Block No. 3732 Lot No. 008](#)

[Tax Cert Block No. 3732 Lot No. 150](#)

[Mylar Sheets](#)

[Board Pkt 042214](#)

04/09/2014; RECEIVED FROM DEPARTMENT.

Question: Shall this Motion be APPROVED?

26. [140364](#) **[Final Map 7465 - 1515-15th Street]**
Motion approving Final Map 7465, a 40 residential unit and five commercial unit, mixed-use Condominium Project, located at 1515-15th Street being a subdivision of Assessor's Block No. 3553, Lot No. 054, and adopting findings pursuant to the General Plan, and City Planning Code, Section 101.1. (Public Works Department)

Attachments: [Leg Ver1](#)

[Rtg Sheet 040714](#)

[DPW Order No. 182432](#)

[Planning Ltr 101513](#)

[Tax Cert Block No. 3553 Lot No. 054](#)

[Mylar Sheets](#)

[Board Pkt 042214](#)

04/09/2014; RECEIVED FROM DEPARTMENT.

Question: Shall this Motion be APPROVED?

27. [140386](#) **[Committee of the Whole - Release of Reserve - Homeless Outreach Services - FY2013-2014 - \$1,387,500]**

Sponsor: Farrell

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on Tuesday, April 29, 2014, at 3:00 p.m., 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.

Attachments: [Leg Ver1](#)

[Board Pkt 042214](#)

04/15/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

28. **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**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)

04/07/2014; RECEIVED FROM DEPARTMENT.

04/22/2014; RECEIVED AND ASSIGNED to the Rules Committee.

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.

04/07/2014; RECEIVED FROM DEPARTMENT.

04/22/2014; RECEIVED AND ASSIGNED to the Rules Committee.

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.

04/07/2014; RECEIVED FROM DEPARTMENT.

04/22/2014; RECEIVED AND ASSIGNED to the Rules Committee.

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)

04/10/2014; RECEIVED FROM DEPARTMENT.

04/22/2014; RECEIVED AND ASSIGNED to the Rules Committee.

PROPOSED RESOLUTIONS

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)

04/07/2014; RECEIVED FROM DEPARTMENT.

04/22/2014; RECEIVED AND ASSIGNED to the Rules Committee.

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)

04/07/2014; RECEIVED FROM DEPARTMENT.

04/22/2014; RECEIVED AND ASSIGNED to the Rules Committee.

140374 **[Lease Agreement - Federal Express Corporation - Airport Building 900 - \$6,817,955]**
Resolution approving and authorizing the execution of a Lease Agreement for Cargo Building 900 and related areas on Plot 50 No. L14-0054 between Federal Express Corporation and the City and County of San Francisco, acting by and through its Airport Commission, for a minimum rent of \$6,817,955 for a term of five years commencing upon the first day of the month following full City approval but no earlier than July 1, 2014, with one option to extend the term for an additional five years. (Airport Commission)

04/08/2014; RECEIVED FROM DEPARTMENT.

04/22/2014; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

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)

04/10/2014; RECEIVED FROM DEPARTMENT.

04/22/2014; RECEIVED AND ASSIGNED to the Rules Committee.

140376 [Airport Professional Services Agreement - Curbside Management Program - Not to Exceed - \$19,861,000]

Resolution approving Amendment No. 2 to Professional Services Agreement, Airport Contract 8994, to manage and staff the Curbside Management Program between FSP PPM Management, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, in an amount not to exceed \$19,861,000, pursuant to San Francisco Charter, Section 9.118(b), for a term commencing July 1, 2014, through June 30, 2015.

04/11/2014; RECEIVED FROM DEPARTMENT.

04/22/2014; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

140365 [Petitions and Communications]

Petitions and Communications received from April 7, 2014, through April 14, 2014, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on April 22, 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 Clerk of the Board, regarding the following appointments by the Mayor: (1)
Paul Tour-Sarkissian - Small Business Commission
Gabe Harp - Juvenile Probation Commission
John Lee - Library Commission

From concerned citizens, regarding seismic evaluation of private schools. File No. 140120. 37 letters. Copy: Each Supervisor. (2)

From 311 Customer Service Center, responding to Supervisor Norman Yee's inquiry. (Reference No. 20140107-002). (3)

From Entertainment Commission, responding to Supervisor Norman Yee's inquiry. (Reference No. 20140107-006). (4)

From Police Department, responding to Supervisor Norman Yee's inquiry. (Reference No. 20140107-007). (5)

From concerned citizens, submitting signatures for petition regarding Municipal Transportation Agency reform. 107 signatures. Copy: Each Supervisor. (6)

From concerned citizens, submitting signatures for petition regarding GoSolarSF. File No. 140076. 126 signatures. Copy: Each Supervisor. (7)

From Juvenile Probation Commission, submitting letter to Mayor Lee supporting Juvenile Probation Department budget. Copy: Each Supervisor. (8)

From Department of Public Works, submitting Monument Preservation Fund annual report. Copy: Each Supervisor. (9)

From Controller, regarding update to the website for viewing vendor payments at SFOpenBook. Copy: Each Supervisor. (10)

From Pedestrian Safety Advisory Committee, regarding budget request to create unit for vehicular manslaughter cases. Copy: Each Supervisor. (11)

From concerned citizens, submitting signatures for petition regarding electronic cigarettes. 50 signatures. Copy: Each Supervisor. (12)

From Youth Commission, regarding actions taken at the April 7, 2014, meeting. File No. 140274. Copy: Each Supervisor. (13)

From Alvin Ja, regarding City College of San Francisco Board of Trustees. Copy: Each Supervisor. (14)

From Pedestrian Safety Advisory Committee, regarding minimum automobile liability insurance. Copy: Each Supervisor. (15)

From Barbra Paul-Elzer, regarding Sunday parking enforcement. Copy: Each Supervisor. (16)

From Round The Diamond, regarding proposal for Warriors Multi-purpose Cultural Center and Basketball Arena. Copy: Each Supervisor. (17)

From James Corrigan, regarding hands-free cell phone devices for City vehicles. Copy: Each Supervisor. (18)

From Judy Mcree, regarding rainbow flag installation and widening of Castro Street. Copy: Each Supervisor. (19)

Attachments: [Board Pkt 042214](#)

ADJOURNMENT