



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, September 29, 2015 - 2:00 PM

Regular Meeting

LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, 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, Tang, Mar

City and School District Select Committee
Supervisors Kim, Yee, Campos, Fewer, Haney, Walton

Government Audit and Oversight Committee
Supervisors Yee, Christensen, Breed

Land Use and Transportation Committee
Supervisors Cohen, Wiener, Kim

Public Safety and Neighborhood Services Committee
Supervisors Mar, Campos, Christensen

Rules Committee
Supervisors Avalos, Tang, Cohen

Meeting Days

Wednesday
10:00 AM

4th Thursday
3:30 PM

1st and 3rd Thursday
10:30 AM

Monday
1:30 PM

1st and 3rd Thursday
2:00 PM

2nd and 4th Thursday
11:00 AM

Agenda Item Information

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

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

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

Meeting Procedures

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

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

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

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

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

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

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

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

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

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

Disability Access

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

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 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 (San Francisco Administrative Code, Chapter 67) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-7854; or by email at sotf@sfgov.org

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

Lobbyist Registration and Reporting Requirements

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

ROLL CALL AND PLEDGE OF ALLEGIANCE

COMMUNICATIONS

AGENDA CHANGES

CONSENT AGENDA

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

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

Items 1 through 18

Recommendation of the Budget and Finance Committee

Present: Supervisors Farrell, Tang, Mar

1. [150789](#) **[Accept and Expend Grant - FUSE Corps Senior Fellow Grant - Amendment to the Annual Salary Ordinance - \$134,632]**

Sponsor: Mayor

Ordinance authorizing the Department of Human Resources to accept and expend a grant in the amount of \$134,632 from FUSE Corps to prepare students for pathways into careers in Science, Technology, Engineering, and Mathematics; and amending the Annual Salary Ordinance to provide for the addition of one grant-funded Class 0922 Manager I position for the period of September 28, 2015, through September 30, 2016.

09/22/2015; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Yee, Christensen, Mar

2. [150825](#) **[Settlement of Lawsuit - Kathie Lustig - \$100,000]**

Ordinance authorizing settlement of the lawsuit filed by Kathie Lustig against the City and County of San Francisco for \$100,000; the lawsuit was filed on June 13, 2014, in San Francisco Superior Court, Case No. CGC 14-539885; entitled Kathie Lustig v. City and County of San Francisco, et al; other material terms of said settlement are Co-Defendant PG&E will reimburse City \$50,000 as part of settlement. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

3. [150834](#) **[Settlement of Lawsuit - Pacific Gas and Electric Company - City to Receive \$1,594,700]**

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Pacific Gas and Electric Company (PG&E) for \$1,594,700; the lawsuit was filed on March 6, 2013, in San Francisco Superior Court, Case No. CGC-13-529310; entitled City and County of San Francisco v. Pacific Gas and Electric Company; other material terms of the settlement are that the City will execute a limited release of claims covered by the litigation and the City and PG&E will each bear its own fees and costs. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

4. [150837](#) **[Settlement of Lawsuit - Yoshio Haraguchi - \$90,000]**

Ordinance authorizing settlement of the lawsuit filed by Yoshio Haraguchi against the City and County of San Francisco for \$90,000; the lawsuit was filed on August 15, 2014, in San Francisco Superior Court, Case No. CGC-14-541209; entitled Yoshio Haraguchi v. City and County of San Francisco, et al.; other material terms of said settlement is payment of San Francisco General Hospital lien in the amount of \$20,000. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

5. [150839](#) **[Settlement of Lawsuit - Thomas Mich - \$70,000]**

Ordinance authorizing settlement of the lawsuit filed by Thomas Mich against the City and County of San Francisco for \$70,000; the lawsuit was filed on November 12, 2014, in San Francisco Superior Court, Case No. CGC 14-542654; entitled Thomas Mich v. City and County of San Francisco, et al.; other material terms of said settlement are Department of Public Health lien of \$20,469.30 is waived. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

6. [150843](#) **[Settlement of Lawsuit - Granville McCollough - \$87,000]**

Ordinance authorizing the settlement of the lawsuit filed by Granville McCollough against the City and County of San Francisco for \$87,000; the lawsuit was filed on December 11, 2013, in San Francisco Superior Court, Case No. CPF-13-536075, entitled McCollough v. City and County of San Francisco, et al. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

7. [150844](#) **[Settlement of Lawsuit - Denise Green - \$495,000]**
Ordinance authorizing settlement of the lawsuit filed by Denise Green against the City and County of San Francisco for \$495,000; the lawsuit was filed on March 30, 2009, in the United States District Court for the Northern District of California, Case No. C10-2649; entitled Denise Green v. City and County of San Francisco, et al. (City Attorney)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
8. [150753](#) **[Settlement of Unlitigated Claim - James Neidel, Francisco Alfaro, and Jose Alvarez - \$87,515]**
Resolution approving the settlement of the unlitigated claim filed by James Neidel, Francisco Alfaro, and Jose Alvarez against the City and County of San Francisco for \$87,515; claim was filed on March 6, 2015. (City Attorney)
- Question: Shall this Resolution be ADOPTED?**
9. [150777](#) **[Settlement of Unlitigated Claim - Fireman's Fund - \$65,000]**
Resolution approving the settlement of the unlitigated claim filed by Fireman's Fund against the City and County of San Francisco for \$65,000; claim was filed on March 2, 2015. (City Attorney)
- Question: Shall this Resolution be ADOPTED?**
10. [150778](#) **[Settlement of Unlitigated Claim - Pacific Gas and Electric Company - City to Receive \$2,200,000]**
Resolution approving settlement of the unlitigated claim in favor of the City and County of San Francisco against Pacific Gas and Electric Company for \$2,200,000. (City Attorney)
- Question: Shall this Resolution be ADOPTED?**
11. [150779](#) **[Settlement of Unlitigated Claim - Cecilia Galiena - \$60,000]**
Resolution approving the settlement of the unlitigated claim filed by Cecilia Galiena against the City and County of San Francisco for \$60,000; claim was filed on February 19, 2015. (City Attorney)
- Question: Shall this Resolution be ADOPTED?**
12. [150835](#) **[Settlement of Unlitigated Claim - Synergy Project Management, Inc. - City to Pay \$198,979.24]**
Resolution approving settlement of the unlitigated claim by Synergy Project Management, Inc., against the City and County of San Francisco for \$198,979.24; claim was filed on August 22, 2014. (City Attorney)
- Question: Shall this Resolution be ADOPTED?**
13. [150836](#) **[Settlement of Unlitigated Claim - Synergy Project Management, Inc. - City to Pay \$501,561.80]**
Resolution approving settlement of the unlitigated claim by Synergy Project Management, Inc., against the City and County of San Francisco for \$501,561.80; claim was filed on August 22, 2014. (City Attorney)
- Question: Shall this Resolution be ADOPTED?**

14. [150838](#) **[Settlement of Unlitigated Claim - M Squared Construction, Inc. - \$38,000]**
Resolution approving the settlement of the unlitigated claim filed by M Squared Construction, Inc. against the City and County of San Francisco for \$38,000; claim was filed on May 1, 2015. (City Attorney)

Question: Shall this Resolution be ADOPTED?

15. [150852](#) **[Tolling Agreement - California Department of Fish and Wildlife, Office of Spill Prevention and Response - San Mateo Creek Discharges]**
Resolution approving a Tolling Agreement to toll the statutes of limitations for the California Department of Fish and Wildlife, Office of Spill Prevention and Response, to bring potential claims against the Public Utilities Commission for discharges of chlorinated water into San Mateo Creek. (City Attorney)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Cohen, Wiener, Kim

16. [150586](#) **[Planning Code, Zoning Map - Rezoning a Portion of Daggett Street to Public Use/Open Space Zoning]**

Sponsor: Cohen

Ordinance amending the Planning Code by revising the Zoning Map to rezone a portion of Daggett Street between 16th Street and 7th Street from Urban Mixed Use/68-X Height and Bulk District to Public/Open Space as part of the establishment of Daggett Park; and making findings under the California Environmental Quality Act, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

09/22/2015; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

17. [150644](#) **[Land Transfer, Street Vacation, Gift Acceptance, Encroachment Permit, and Related Actions - Archstone Daggett Place, LLC - Daggett Street Between 16th and 7th Streets]**

Sponsor: Cohen

Ordinance approving an agreement with the Port of San Francisco for the City's transfer of Daggett Street between 16th and 7th Streets; summarily vacating the northern portion of the street; authorizing an interdepartmental transfer of the vacation area from Public Works to the Real Estate Division of the Office of the City Administrator for public open space; modifying the official public right-of-way width, changing the official sidewalk width, and changing the official grade on the remaining portion of Daggett Street and portions of 16th and 7th Streets; accepting a gift from Archstone Daggett Place, LLC, for certain open space improvements on the portion of Daggett Street to be vacated and their maintenance; approving a street encroachment permit for the shared public way improvements on the remaining southerly portion of Daggett Street; delegating to the Director of Public Works the authority to accept other required public improvements associated with the adjacent development project; authorizing the Director of Property to execute a license agreement for the maintenance of the vacation area; affirming the Planning Commission'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, for the actions contemplated in this Ordinance.

09/22/2015; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Public Safety and Neighborhood Services Committee

Present: Supervisors Mar, Campos, Christensen

18. [150754](#) **[Mental Health Services Act 2014-2017 Innovation Peer Respite Project Plan]**

Resolution authorizing adoption of the San Francisco Mental Health Services Act 2014-2017 Innovation Peer Respite Project Plan. (Public Health Department)

Question: Shall this Resolution be ADOPTED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Cohen, Wiener, Kim

19. [150646](#) [Administrative Code - Amendments to Residential Rent Stabilization and Arbitration Ordinance]

Sponsors: Kim, Campos, Mar and Avalos

Ordinance amending the Administrative Code to: 1) prohibit, with certain exceptions, rent increases based on the addition of occupants even where a pre-existing rental agreement or lease permits such an increase; 2) prevent evictions based on the addition of occupants if the landlord has unreasonably refused the tenant's written request, including a refusal based on the amount of occupants allowed by the rental agreement or lease; 3) require landlords, after certain vacancies, to set the new base rent, for the next five years, as the lawful rent in effect at the time of the vacancy; 4) require that there be a substantial violation of a lawful obligation or covenant of tenancy as a basis for the recovery of possession; 5) require a landlord, prior to seeking recovery of possession, to provide tenants an opportunity to cure the unauthorized addition of the tenant's family members to the tenant's unit; 6) require that if a landlord seeks to recover possession based on a nuisance, substantial damage, or substantial interference with comfort, safety or enjoyment, the nuisance, substantial damage, or substantial interference be severe, continuing or recurring in nature; 7) prevent a landlord from seeking recovery of possession solely because the tenant is occupying a unit not authorized for residency; 8) require landlords to state in notices to vacate for certain good cause evictions the lawful rent for the unit at the time the notice is served; 9) require the Rent Board to prepare a form in English, Chinese, Spanish, Vietnamese, Tagalog, and Russian stating that a notice to vacate may lead to a lawsuit to evict and stating that advice regarding notices to vacate is available from the Rent Board; 10) require landlords to attach a copy of the Rent Board form in the primary language of the tenant to each notice to vacate; and 11) require landlords to plead and prove in any action to recover possession that at least one of the grounds of Administrative Code, Section 37.9(a)-(b) stated in the notice to vacate is the dominant motive for recovering possession.

09/22/2015; DIVIDED.

[Supervisor Wiener requested the question be divided to consider separately Page 8, Line 9, through Page 9, Line 19, regarding the maximum number of roommates permitted.

09/22/2015; PASSED ON FIRST READING.

[On the call of the roll, Supervisors Farrell, Tang, Wiener, and Yee dissented on the divided portion of the question.]

09/22/2015; PASSED ON FIRST READING AS DIVIDED.

[Upon passage of the divided portion and the remaining balance of the Ordinance, the Ordinance was moved forward as a whole for Final Passage.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Farrell, Tang

20. [150794](#) **[Accept and Expend Gift - Estate of Nguey Woo - Police Department - \$54,972.09]**
Sponsor: Mayor
Resolution authorizing the San Francisco Police Department to accept and expend a donation of \$54,972.09 pursuant to the order of final distribution of the estate of Nguey Woo.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Farrell Tang, Breed

21. [150833](#) **[Consent to Assignment Agreement - MHW Americas, Inc. - Planning and Engineering Services - Proposed Wastewater Enterprise Central Bayside System Improvement Project]**
Resolution approving the terms and conditions of the Consent to Assignment Agreement for existing San Francisco Public Utilities Commission (SFPUC) Agreement No. CS-169, for planning and engineering services for the proposed Wastewater Enterprise Central Bayside System Improvement Project with assignee MWH Americas, Inc., and authorizing the SFPUC General Manager to execute a Consent to Assignment Agreement pursuant to Charter, Section 9.118. (Public Utilities Commission)

Question: Shall this Resolution be ADOPTED?

22. [150876](#) **[Multifamily Housing Revenue Note - 491-31st Avenue - Not to Exceed \$16,227,000]**
Sponsors: Mayor; Mar
Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed \$16,227,000 for the purpose of providing financing for the acquisition and rehabilitation of a 75-unit multifamily rental housing project located at 491-31st Avenue; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Question: Shall this Resolution be ADOPTED?

23. [150877](#) **[Multifamily Housing Revenue Note - 345 Arguello Boulevard - Not to Exceed \$18,047,000]**

Sponsors: Mayor; Mar

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed \$18,047,000 for the purpose of providing financing for the acquisition and rehabilitation of a 69-unit multifamily rental housing project located at 345 Arguello Boulevard; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Question: Shall this Resolution be ADOPTED?

24. [150878](#) **[Multifamily Housing Revenue Note - 990 Pacific Avenue - Not to Exceed \$38,633,000]**

Sponsors: Mayor; Christensen

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed \$38,633,000 for the purpose of providing financing for the acquisition and rehabilitation of a 92-unit multifamily rental housing project located 990 Pacific Avenue; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Question: Shall this Resolution be ADOPTED?

25. [150879](#) **[Multifamily Housing Revenue Note - 666 Ellis Street - Not to Exceed \$22,168,000]**

Sponsors: Mayor; Kim

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed \$22,168,000 for the purpose of providing financing for the acquisition and rehabilitation of a 99-unit multifamily rental housing project located at 666 Ellis Street; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Question: Shall this Resolution be ADOPTED?

26. [150880](#) **[Multifamily Housing Revenue Note - 1150 Scott Street (aka Robert B. Pitts) - Not to Exceed \$48,768,000]**

Sponsors: Mayor; Breed

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed \$48,768,000 for the purpose of providing financing for the acquisition and rehabilitation of a 201-unit multifamily rental housing project located at 1150 Scott Street (aka Robert B. Pitts); approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Question: Shall this Resolution be ADOPTED?

27. [150881](#) **[Multifamily Housing Revenue Note - 1880 Pine Street - Not to Exceed \$21,475,000]**

Sponsors: Mayor; Farrell

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed \$21,475,000 for the purpose of providing financing for the acquisition and rehabilitation of a 113-unit multifamily rental housing project located at 1880 Pine Street; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Question: Shall this Resolution be ADOPTED?

28. [150882](#) **[Multifamily Housing Revenue Note - 255 Woodside Avenue - Not to Exceed \$30,708,000]**

Sponsors: Mayor; Yee

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed \$30,708,000 for the purpose of providing financing for the acquisition and rehabilitation of a 109-unit multifamily rental housing project located at 255 Woodside Avenue; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Question: Shall this Resolution be ADOPTED?

29. [150883](#) **[Multifamily Housing Revenue Note - 100 Appleton Street - Not to Exceed \$39,843,000]**

Sponsors: Mayor; Campos

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed \$39,843,000 for the purpose of providing financing for the acquisition and rehabilitation of a 118-unit multifamily rental housing project known as Holly Courts located at 100 Appleton Street; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Question: Shall this Resolution be ADOPTED?

30. [150884](#) **[Multifamily Housing Revenue Note - 939 and 951 Eddy Street - Not to Exceed \$13,265,000]**

Sponsors: Mayor; Breed

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed \$13,265,000 for the purpose of providing financing for the acquisition and rehabilitation of a 62-unit multifamily rental housing project located at 939 and 951 Eddy Street; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Question: Shall this Resolution be ADOPTED?

31. [150885](#) **[Multifamily Housing Revenue Note - 1065 Oakdale Avenue/798 Jerrold Avenue (aka Hunters Point East West) - Not to Exceed \$69,238,000]**

Sponsors: Mayor; Cohen

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed \$69,238,000 for the purpose of providing financing for the acquisition and rehabilitation of a 213-unit multifamily rental housing project located at 1065 Oakdale Avenue/798 Jerrold Avenue (aka Hunters Point East West); approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Question: Shall this Resolution be ADOPTED?

32. [150886](#) **[Multifamily Housing Revenue Note - 25 Sanchez Street - Not to Exceed \$25,612,000]**
Sponsors: Mayor; Wiener
Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed \$25,612,000 for the purpose of providing financing for the acquisition and rehabilitation of a 90-unit multifamily rental housing project located at 25 Sanchez Street; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.
- Question: Shall this Resolution be ADOPTED?**
33. [150887](#) **[Multifamily Housing Revenue Note - 462 Duboce Avenue - Not to Exceed \$19,514,000]**
Sponsors: Mayor; Wiener
Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed \$19,514,000 for the purpose of providing financing for the acquisition and rehabilitation of a 42-unit multifamily rental housing project located at 462 Duboce Avenue; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.
- Question: Shall this Resolution be ADOPTED?**
34. [150888](#) **[Multifamily Housing Revenue Note - 430 Turk Street - Not to Exceed \$21,770,000]**
Sponsors: Mayor; Kim
Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed \$21,770,000 for the purpose of providing financing for the acquisition and rehabilitation of a 89-unit multifamily rental housing project located at 430 Turk Street; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.
- Question: Shall this Resolution be ADOPTED?**

35. [150889](#) **[Multifamily Housing Revenue Note - 227 Bay Street - Not to Exceed \$14,297,000]**
Sponsors: Mayor; Christensen
Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed \$14,297,000 for the purpose of providing financing for the acquisition and rehabilitation of a 50-unit multifamily rental housing project located at 227 Bay Street; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.
- Question: Shall this Resolution be ADOPTED?**
36. [150892](#) **[Multifamily Housing Revenue Bonds - 1035 Folsom Street and 21 Columbia Square Street - Not to Exceed \$16,000,000]**
Sponsor: Kim
Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$16,000,000 for 1035 Folsom Street and 21 Columbia Square Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$16,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.
- Question: Shall this Resolution be ADOPTED?**
37. [150916](#) **[Public Utilities Commission New Clean Renewable Energy Bonds Issuance - Not to Exceed \$4,100,000]**
Sponsor: Breed
Resolution approving the issuance of not to exceed \$4,100,000 aggregate principal amount of New Clean Renewable Energy Bonds to be issued by the City and County of San Francisco, acting through the San Francisco Public Utilities Commission; approving the execution and delivery of an Equipment Lease/Purchase Agreement, a Direct Purchase Agreement, and a Filing Agent Agreement; and authorizing related actions, as defined herein.
- Question: Shall this Resolution be ADOPTED?**

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Yee, Christensen, Mar

38. [150842](#) **[Settlement of Lawsuit - Mountain Cascade, Inc. - \$3,200,000]**
Ordinance authorizing settlement of the lawsuit filed by Mountain Cascade, Inc., against the City and County of San Francisco for \$3,200,000; the lawsuit was filed on June 11, 2013, in San Mateo County Superior Court, Master File No. CIV 519255, entitled In re: Mountain Cascade Contract Litigation, related to the Public Utilities Commission's construction of the Bay Division Pipeline No. 5 - Peninsula Reaches project. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Cohen, Wiener, Kim

39. [150496](#) **[Planning Code - Inclusionary Housing Requirements in the Eastern Neighborhoods]**
Sponsor: Kim
Ordinance amending the Planning Code to eliminate the Rental Incentive from the Eastern Neighborhood Urban Mixed Use Districts that permits project sponsors to lower their Inclusionary Affordable Housing requirements and applicable Eastern Neighborhood Public Benefit Fee by agreeing to maintain the units in their market rate development as rental units for 30 years; and 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.

Question: Shall this Ordinance be PASSED ON FIRST READING?

40. [150758](#) **[Public Works Code - Public Right-of-Way Occupancy Fee Exemption]**
Sponsor: Campos
Ordinance amending the Public Works Code to provide that floodwater management projects that are located within public rights of way, requiring a minor encroachment permit, and funded by San Francisco Public Utilities Commission grant funds, are exempt from payment of public right-of-way occupancy assessment fees.

Question: Shall this Ordinance be PASSED ON FIRST READING?

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.

(Continued from July 28, 2015.)

41. [150712](#) **[Public Hearing - Appeal of Final Negative Declaration - Recology Landfill Disposal Agreement - Hay Road Landfill in Solano County]**
Hearing of persons interested in or objecting to the adoption of a Final Negative Declaration under the California Environmental Quality Act for a proposed agreement for disposal of municipal solid waste at Recology Hay Road Landfill in Solano County, issued by the Planning Commission on May 21, 2015, and adopted on June 1, 2015. (Appellant: Joshua N. Levine, on behalf of Solano County Orderly Growth Committee) (Filed June 30, 2015). (Clerk of the Board)

07/28/2015; 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.)

42. [150713](#) **[Affirming the Approval of a Final Negative Declaration - Recology Landfill Disposal Agreement - Hay Road Landfill in Solano County]**
Motion affirming the approval by the Planning Commission of a Final Negative Declaration under the California Environmental Quality Act for the proposed agreement for disposal of municipal solid waste at Recology Hay Road Landfill in Solano County. (Clerk of the Board)

07/28/2015; CONTINUED.

Question: Shall this Motion be APPROVED?

43. [150714](#) [Reversing the Approval of a Final Negative Declaration - Recology Landfill Disposal Agreement - Hay Road Landfill in Solano County]

Motion reversing the approval by the Planning Commission of a Final Negative Declaration under the California Environmental Quality Act for the proposed agreement for disposal of municipal solid waste at Recology Hay Road Landfill in Solano County. (Clerk of the Board)

07/28/2015; CONTINUED.

Question: Shall this Motion be APPROVED?

44. [150715](#) [Preparation of Findings to Reverse the Approval of a Final Negative Declaration - Recology Landfill Disposal Agreement - Hay Road Landfill in Solano County]

Motion directing the Clerk of the Board to prepare findings reversing the Planning Commission's approval of a Final Negative Declaration under the California Environmental Quality Act for the proposed agreement for disposal of municipal solid waste at Recology Hay Road Landfill in Solano County. (Clerk of the Board)

07/28/2015; CONTINUED.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.

45. [150854](#) **[Public Hearing - Appeal of Tentative Map - Parkmerced Project]**
Hearing of persons interested in or objecting to the decision of Public Works dated August 24, 2015, approving a tentative map for lot and condominium subdivisions at addresses within the Parkmerced Project, Assessor's Block Nos. 7308, 7326, 7330, and 7335; and making environmental findings under the California Environmental Quality Act. (District 7) (Appellant: Stewart M. Flashman, on behalf of the Parkmerced Action Coalition) (Filed September 3, 2015). (Clerk of the Board)

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.)

46. [150855](#) **[Approving Decision of Public Works and Approving the Tentative Map - Parkmerced Project]**
Motion approving decision of Public Works and approving the Tentative Map for lot and condominium subdivisions at addresses within the Parkmerced Project; Assessor's Block Nos. 7308, 7326, 7330, and 7335; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**
47. [150856](#) **[Disapproving Decision of Public Works and Disapproving the Tentative Map - Parkmerced Project]**
Motion disapproving decision of Public Works and disapproving the Tentative Map for lot and condominium subdivisions at addresses within the Parkmerced Project; Assessor's Block Nos. 7308, 7326, 7330, and 7335. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**
48. [150857](#) **[Preparation of Findings Related to the Tentative Map - Parkmerced Project]**
Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Map for lot and condominium subdivisions at addresses within the Parkmerced Project; Assessor's Block Nos. 7308, 7326, 7330, and 7335. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**

SPECIAL ORDER 3:00 P.M.

49. [150858](#) **[Public Hearing - Appeal of Tentative Map - 40 Bernal Heights Boulevard]**
Hearing of persons interested in or objecting to the decision of Public Works dated August 24, 2015, approving a proposed four-lot subdivision located at 40 Bernal Heights Boulevard, Assessor's Block No. 5640, Lot No. 010; and making environmental findings under the California Environmental Quality Act. (District 9) (Appellant: Betsy Brown and Chris Witteman, on behalf of Bernal/Powhattan Neighbors) (Filed September 3, 2015). (Clerk of the Board)

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.)

50. [150859](#) **[Approving Decision of Public Works and Approving the Tentative Map - 40 Bernal Heights Boulevard]**
Motion approving decision of Public Works and approving the Tentative Map for a four-lot subdivision located at 40 Bernal Heights Boulevard, Assessor's Block No. 5640, Lot No. 010; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**
51. [150860](#) **[Disapproving Decision of Public Works and Disapproving the Tentative Map - 40 Bernal Heights Boulevard]**
Motion disapproving decision of Public Works and disapproving the Tentative Map for a four-lot subdivision located at 40 Bernal Heights Boulevard, Assessor's Block No. 5640, Lot No. 010. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**
52. [150861](#) **[Preparation of Findings Related to the Tentative Map - 40 Bernal Heights Boulevard]**
Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Map for a four-lot subdivision located at 40 Bernal Heights Boulevard, Assessor's Block No. 5640, Lot No. 010. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**

53. 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.

54. 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.

55. [150950](#) [Approval of a 60-Day Extension for Planning Commission Review of an Ordinance Amending the Planning Code to Require Conditional Use Authorization for All Residential Mergers (File No. 150494)]**Sponsor: Avalos**

Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 150494) amending the Planning Code to require conditional use authorization for all residential mergers and to require compliance with landscaping and permeable surfaces requirements for building additions and residential mergers; 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.

09/22/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

56. 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

150932

[General Plan - Fifth and Mission Special Use District]

Ordinance amending the General Plan of the City and County of San Francisco by amending Map 1 of the Downtown Plan to reclassify Lot Nos. 005, 006, 008, 009, 012, and 098 in Assessor's Block No. 3725 as C-3-S; amending Map 5 of the Downtown Plan to reclassify the height and bulk limits in accordance with the Fifth and Mission Special Use District and Sectional Map HT001; amending Figures 2, 3, and 4 of the Downtown Plan to refer to the Fifth and Mission Special Use District, Planning Code, Section 249.74; amending Maps 4 and 5 of the Urban Design Element to refer to the Fifth and Mission Special Use District; amending Maps 2, 3, 5, and 7 of the South of Market Area Plan to remove Lot Nos. 005, 006, 008, 009, 012, and 098 in Assessor's Block No. 3725 from the boundaries of the South of Market Area Plan; and adopting findings, including environmental findings, Section 340, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

09/18/2015; RECEIVED FROM DEPARTMENT.

09/29/2015; ASSIGNED UNDER 30 DAY RULE to the Land Use and Transportation Committee.

150933

[Settlement of Lawsuit - State of Nevada, the Nevada Department of Health and Human Services; Southern Nevada Adult Mental Health Services - City to Receive \$400,000]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against State of Nevada, the Nevada Department of Health and Human Services ("DHHS"); Richard Whitley in his official capacity as Director of DHHS; the Southern Nevada Adult Mental Health Services ("SNAMHS"); and Joanne Malay in her official capacity as Hospital Administrator of SNAMHS for \$400,000; the lawsuit was filed on September 10, 2013, in San Francisco Superior Court, Case No. CGC-13-534108; entitled City and County of San Francisco v. State of Nevada, the Nevada Department of Health and Human Services ("DHHS"); Richard Whitley in his official capacity as Director of DHHS; the Southern Nevada Adult Mental Health Services ("SNAMHS"); and Joanne Malay in her official capacity as Hospital Administrator of SNAMHS; other material terms of the settlement are contractual obligations limiting Defendants' practices relating to transfer of patients from Defendants psychiatric hospital to any city or county in the State of California. (City Attorney)

09/21/2015; RECEIVED FROM DEPARTMENT.

09/29/2015; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

150934 [Settlement of Unlittigated Claim - Hensel Phelps Construction Company - \$35,066.75]

Resolution approving the settlement of the unlittigated claim filed by Hensel Phelps Construction Company against the City and County of San Francisco for \$35,066.75; the claim was filed on March 13, 2015. (City Attorney)

09/15/2015; RECEIVED FROM DEPARTMENT.

09/29/2015; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

150935 [Apply for, Accept, and Expend Grant - Board of State and Community Corrections - Mentally Ill Offender Crime Reduction Grant Program - \$950,000]

Resolution retroactively authorizing the Sheriff's Department to apply for, accept and expend \$950,000 of Mentally Ill Offender Crime Reduction Grant Program funds administered by the Board of State and Community Corrections through the State Recidivism Fund for the period of July 1, 2015, through June 30, 2018. (Sheriff)

09/15/2015; RECEIVED FROM DEPARTMENT.

09/29/2015; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

150936 [Donation of Obsolete Ambulance to San Francisco Unified School District]

Resolution authorizing the Fire Department to donate an obsolete ambulance to the San Francisco Unified School District's Health Academy at Galileo High School. (Fire Department)

09/17/2015; RECEIVED FROM DEPARTMENT.

09/29/2015; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

150937 [Donation of Retired Fire Engine to City College of San Francisco]

Resolution authorizing the Fire Department to donate a retired fire engine to the City College of San Francisco Fire Academy Program. (Fire Department)

09/17/2015; RECEIVED FROM DEPARTMENT.

09/29/2015; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

150938 [Agreement - State Board of Equalization - Implementation of Local Prepaid Mobile Telephony Services Collection Act]

Resolution authorizing the Treasurer to execute an agreement with the State Board of Equalization for implementation of the Local Prepaid Mobile Telephony Services Collection Act, for a term to commence following Board approval, through expiration of the Act. (Treasurer-Tax Collector)

09/21/2015; RECEIVED FROM DEPARTMENT.

09/29/2015; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

150939 [Petitions and Communications]

Petitions and Communications received from September 14, 2015, through September 21, 2015, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on September 29, 2015.

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 the Office of the Controller, submitting a report on its audit of the materials and supplies controls of the Custodial Services unit at the Public Library. Copy: Each Supervisor. (1)

From the Agricultural Commissioner, submitting the 2014 Annual Crop Report. Copy: Each Supervisor. (2)

From the Office of the Controller, submitting a report on compliance audit of Priority Parking, a Port tenant. Copy: Each Supervisor. (3)

From the Office of the Treasurer and Tax Collector, submitting the City and County of San Francisco Pooled Investment Report for the month of August 2015. Copy: Each Supervisor. (4)

From the Office of the Sheriff, requesting Administrative Code, Chapter 12B, Waiver for County of Ventura. Copy: Each Supervisor. (5)

From the Office of the City Administrator Contract Monitoring Division, submitting the Local Business Enterprise Contracting Report for FY2014-2015. Copy: Each Supervisor. (6)

From the Clerk of the Board, reporting 60-Day Memo Receipt for Civil Grand Jury Report "CleanPowerSF At Long Last." Copy: Each Supervisor. (7)

From the Clerk of the Board, reporting 60-Day Memo Receipt for Civil Grand Jury Report "San Francisco Fire Department, What Does the Future Hold?" Copy: Each Supervisor. (8)

From the Clerk of the Board, reporting 60-Day Memo Receipt for Civil Grand Jury Report "San Francisco's City Construction Program: It Needs Work." Copy: Each Supervisor. (9)

From Planning Department, submitting Housing Balance Report. Copy: Each Supervisor. (10)

From Planning Department, submitting transmittal of Planning Department Case No. 2015-009096PCA: Establishing a New Citywide Transportation Sustainability Fee. File No. 150790. (11)

From Pacific Gas and Electric Company, submitting request to increase rates. Copy: Each Supervisor. (12)

From California Public Utilities Commission, submitting notification letter for Verizon Wireless for various facilities. Copy: Each Supervisor. (13)

From Bill Quan, regarding proposed Rent Ordinance amendments. File No. 150646. Copy: Each Supervisor. (14)

From various organizations, relating to the City and County of San Francisco in regards to a memorial for "Comfort Women." File No. 150764. 29 letters. Copy: Each Supervisor. (15)

From concerned citizens, relating to the City and County of San Francisco in regards to a memorial for "Comfort Women." File No. 150764. 10 letters. Copy: Each Supervisor. (16)

From concerned citizens, regarding proposed subdivision of Bernal Heights Boulevard. File No. 150858. 2 letters. Copy: Each Supervisor. (17)

From Christine Hanson, regarding amendment to San Francisco's Priority Development Area Designation. File No. 150896. Copy: Each Supervisor. (18)

From concerned citizens, regarding Midtown Park Apartments. Copy: Each Supervisor. (19)

From Coalition for San Francisco Neighborhoods, regarding Affordable Housing Density Bonus Program. Copy: Each Supervisor. (20)

From concerned citizens, submitting signatures for petition regarding housing crisis. 56 signatures. Copy: Each Supervisor. (21)

From concerned citizens, regarding bicycle yield law. 2 letters. Copy: Each Supervisor. (22)

From Aaron Goodman, regarding Citywide Transportation Sustainability Fee. File No. 150790. Copy: Each Supervisor. (23)

From D. Gill Sperlein, regarding appeal of denial of parade permit application. Copy: Each Supervisor. (24)

ADJOURNMENT