



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, July 23, 2013 - 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, Norton, Wynns

Government Audit and Oversight Committee
Supervisors Cohen, Tang, Campos

Land Use and Economic Development Committee
Supervisors Wiener, Kim, Chiu

Neighborhood Services and Safety Committee
Supervisors Campos, Mar, Yee

Rules Committee
Supervisors Yee, Breed, Cohen

Meeting Days

Wednesday
1:00 PM

Wednesday
10:00 AM

4th Thursday
3:30 PM

2nd and 4th Thursday
10:00 AM

Monday
1:30 PM

1st and 3rd Thursday
10:00 AM

1st and 3rd Thursday
1:30 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 June 18, 2013, 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 16

Recommendations of the Budget and Finance Committee

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

1. [130538](#) **[Administrative Code - Special Funds for Cultural, Arts, and Publicity Programs]**

Sponsor: Mayor

Ordinance amending the Administrative Code to establish the Arts Commission Cultural Centers Fund and the City Administrator Grants for the Arts Fund; clarify provisions of the Convention Facilities Fund, War Memorial Special Fund, and Cultural Equity Endowment Fund; and conform other provisions of the Code to the new funding structure.

Attachments:

[Leg_Dig_Ver1](#)

[Comm_Pkt_062013](#)

[Comm_Pkt_062113](#)

[Leg_Ver2](#)

[Leg-Dig_Ver2](#)

[Board_Packet_071613](#)

[Board_Packet_072313](#)

07/16/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. [130539](#) **[Administrative Code - Library Fines and Fees]**

Sponsor: Mayor

Ordinance amending the Administrative Code to reduce video and digital video disc fees and to increase fees for scanning of photographs at higher resolutions and reproduction of photographs for commercial purposes.

Attachments: [Leg_Ver1](#)

[Library_Reso_2013-01](#)

[Notice_Hearing](#)

[CON_Fee_Memo_061213](#)

[Comm_Pkt_061913](#)

[Comm_Pkt_062113](#)

[Leg_Ver2](#)

[Board_Packet_071613](#)

[Board_Packet_072313](#)

07/16/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. [130540](#) **[Administrative Code - Surety Bonds and Bid Securities]**

Sponsor: Mayor

Ordinance amending the Administrative Code to authorize the Controller to delegate to the Risk Manager authority to make certain decisions regarding the amount of surety bonds and the sufficiency and qualifications of sureties.

Attachments: [Leg_Ver1](#)

[Leg_Dig_Ver1](#)

[Comm_Pkt_061713](#)

[Comm_Pkt_062113](#)

[Board_Packet_071613](#)

[Board_Packet_072313](#)

07/16/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. [130541](#) **[Administrative, Business and Tax Regulation Codes - Controller's Reports and Cash Reserve Fund]**

Sponsor: Mayor

Ordinance amending the Administrative, Business and Tax Regulation Codes to modify when the Controller is required to issue various reports and conduct various program audits and repealing obsolete provisions regarding the cash reserve fund.

Attachments: [Leg_Ver1](#)

[Leg_Dig_Ver1](#)

[Comm_Pkt_061713](#)

[Comm_Pkt_062113](#)

[Board_Packet_071613](#)

[Board_Packet_072313](#)

07/16/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. [130542](#) **[Administrative Code - Public Administrator/Public Guardian Representative Payee Fee]**

Sponsor: Mayor

Ordinance amending the Administrative Code to increase the monthly fee for representative payee services to \$39 dollars per month; and making environmental findings.

Attachments: [Leg_Ver1](#)

[Leg_Dig_Ver1](#)

[Notice_Hearing](#)

[Comm_Pkt_061713](#)

[Comm_Pkt_062013](#)

[Comm_Pkt_062113](#)

[Leg_Ver2](#)

[Leg_Dig_Ver2](#)

[Board_Packet_071613](#)

[Board_Packet_072313](#)

07/16/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

6. [130543](#) **[Administrative Code - Medical Examiner's Fees for Copies of Documents and Certain Services]**

Sponsor: Mayor

Ordinance amending Administrative Code Section 8.14 to adjust the Office of the Chief Medical Examiner's fees for providing certain documents and services; to add a fee for a new service; to delete certain fees; and making environmental findings.

Attachments: [Leg_Ver1](#)

[Hearing_Notice](#)

[CON_Fee_Memo_061213](#)

[Comm_Pkt_062013](#)

[Comm_Pkt_062113](#)

[Leg_Ver2](#)

[Board_Packet_071613](#)

[Board_Packet_072313](#)

07/16/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

7. [130544](#) **[Administrative Code - Library Gift Fund]**
Sponsor: Mayor
Ordinance amending the Administrative Code to create a San Francisco Public Library gift fund.

(Fiscal Impact)

Attachments: [Leg_Ver1](#)
[Leg_Dig_Ver1](#)
[Comm_Pkt_061913](#)
[Comm_Pkt_062113](#)
[Leg_Ver2](#)
[Leg_Dig_Ver2](#)
[Board_Packet_071613](#)
[Board_Packet_072313](#)

07/16/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

8. [130545](#) **[Business and Tax Regulation Code - Hotel Tax Allocations]**
Sponsor: Mayor
Ordinance amending the Business and Tax Regulation Code to remove certain allocations of the Hotel Tax and eliminate obsolete provisions.

(Fiscal Impact)

Attachments: [Leg_Ver1](#)
[Leg_Dig_Ver1](#)
[Comm_Pkt_061713](#)
[Comm_Pkt_062113](#)
[Board_Packet_071613](#)
[Board_Packet_072313](#)

07/16/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

9. [130546](#) **[Fire Code - San Francisco Fire Department Fines and Fees]**
Sponsor: Mayor
Ordinance amending the Fire Code to increase the fees for certain Fire Department services, and making environmental findings.

Attachments: [Leg_Ver1](#)
[Leg_Digest_Ver1](#)
[Notice_Hearing](#)
[CON_Fee_Memo_061213](#)
[Comm_Pkt_061913](#)
[Comm_Pkt_062113](#)
[Board_Packet_071613](#)
[Board_Packet_072313](#)

07/16/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

10. [130547](#) **[Health Code - Patient Rates - FYs 2013-14 and 2014-2015]**
Sponsor: Mayor
Ordinance amending the Health Code to set patient rates and other services provided by the Department of Public Health, effective July 1, 2013, and making environmental findings.

Attachments: [Leg_Ver1](#)
[Leg_Dig_Ver1](#)
[CON_Fee_Memo_061213](#)
[Leg_Ver2](#)
[Comm_Pkt_062013](#)
[Comm_Pkt_062113](#)
[Board_Packet_071613](#)
[130547.pdf](#)

07/16/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

11. [130550](#) **[Police Code - Street Artist Certificate Fee]**

Sponsor: Mayor

Ordinance amending the Police Code Article 24, Section 2404.1, to increase the fee for a Street Artist Certificate in accordance with the applicable Consumer Price Index when necessary in order to ensure recovery of the costs of administering and enforcing the provisions of the Street Artists Ordinance; and making environmental findings.

- Attachments:** [Comm Pkt 062113](#)
[Leg Digest](#)
[Notice Hearing](#)
[CON Fee Memo 061213](#)
[Comm Pkt 061913](#)
[Comm Pkt 062013](#)
[Comm Pkt 062113](#)
[Board Packet 071613](#)
[Board Packet 072313](#)

07/16/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

12. [130551](#) **[Police Code - Police Emergency Alarm Ordinance]**

Sponsor: Mayor

Ordinance amending the Police Code to transfer administration of the Police Emergency Alarm Ordinance from the Department of Emergency Management to the Tax Collector and clarify license renewal and appeal procedures.

- Attachments:** [Leg Ver1](#)
[Leg Dig Ver1](#)
[Comm Pkt 061913](#)
[Comm Pkt 062113](#)
[Board Packet 071613](#)
[Board Packet 072313](#)

07/16/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Yee, Breed

13. [130690](#) **[Appointment, Commission on Aging Advisory Council - Vera Haile]**
Motion appointing Vera Haile, term ending March 31, 2015, to the Commission on the Aging Advisory Council. (Clerk of the Board)

Attachments: [Comm Pkt 071113](#)
[Leg Ver1](#)
[Board Packet 072313](#)

Question: Shall this Motion be APPROVED?

14. [130691](#) **[Appointments, Ballot Simplification Committee - June Fraps, Betty Packard, and Adele Fasick]**
Motion appointing June Fraps, Betty Packard, and Adele Fasick, terms ending November 30, 2014, to the Ballot Simplification Committee. (Clerk of the Board)

Attachments: [Comm Pkt 071113](#)
[Leg Ver1](#)
[Board Packet 072313](#)

Question: Shall this Motion be APPROVED?

15. [130692](#) **[Appointment, Bay Area Regional Interoperable Communications System Authority - Captain Michael Connolly]**
Motion appointing Captain Michael Connolly, for an indefinite term, to the Bay Area Regional Interoperable Communications System Authority, residency requirement waived. (Clerk of the Board)

Attachments: [Comm Pkt 071113](#)
[Leg Ver2](#)
[Board Packet 072313](#)

Question: Shall this Motion be APPROVED?

16. [130693](#) **[Appointment, Wage Theft Task Force - Winifred Kao]**
Motion appointing Winifred Kao, term ending October 2, 2013, to the Wage Theft Task Force. (Clerk of the Board)

Attachments: [Comm Pkt 071113](#)
[Leg Ver1](#)
[Board Packet 072313](#)

Question: Shall this Motion be APPROVED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

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

17. [130535](#) **[Proposed Budget and Annual Appropriation Ordinance - FYs 2013-2014 and 2014-2015]**

Sponsor: Mayor

Proposed Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of July 11, 2013, for the FYs ending June 30, 2014, and June 30, 2015.

(Fiscal Impact)

Attachments: [AAO](#)

[Comm Pkt 061713](#)

[Budget Analyst Rpt 061713](#)

[Comm Pkt 061913](#)

[Budget Analyst Rpt 061913](#)

[Comm Pkt 062013](#)

[Comm Pkt 062113](#)

[Comm Pkt 062413 through 062713](#)

[Budget Analyst Rpt 062013](#)

[Budget Analyst Rpt 062413](#)

[Budget Analyst Rpt 062613](#)

[Budget Analysts Rpt Proposed Budget FY2013-2014](#)

[Add Backs](#)

[Summary Budget Amendments](#)

[Board Packet 070913](#)

[Board Packet 071613](#)

[Board Packet 072313](#)

07/09/2013; CONTINUED ON FIRST READING.

07/16/2013; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

18. [130536](#) **[Annual Salary Ordinance - FYs 2013-2014 and 2014-2015]**

Sponsor: Mayor

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2014, and June 30, 2015, continuing, creating, or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

(Fiscal Impact)

Attachments: [ASO](#)

[Comm Pkt 061713](#)

[Budget Analyst Rpt 061713](#)

[Budget Analyst Rpt 061913](#)

[Comm Pkt 061913](#)

[Comm Pkt 062013](#)

[Comm Pkt 062113](#)

[Comm Pkt 062413 through 062713](#)

[Budget Analyst Rpt 062013](#)

[Budget Analyst Rpt 062413](#)

[Budget Analyst Rpt 062613](#)

[Budget Analysts Rpt Proposed Budget FY2013-2014.](#)

[Board Packet 070913](#)

[Board Packet 071613](#)

[Board Packet 072313](#)

07/09/2013; CONTINUED ON FIRST READING.

07/16/2013; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

19. [130537](#) **[Lease and Management Agreement - Botanical Garden Society - Waiving Fees - Botanical Garden at Strybing Arboretum in Golden Gate Park]**

Sponsor: Mayor

Ordinance approving and authorizing a Lease and Management Agreement between the City and the San Francisco Botanical Garden Society for the San Francisco Botanical Garden at Strybing Arboretum in Golden Gate Park, with an initial term of 10 years with two 10-year extension options; waiving the non-resident admission fee in Park Code, Section 12.46(d) for certain persons and entities as set forth in the Lease and Management Agreement; ratifying prior acts in connection with this Ordinance; and making environmental findings.

(Fiscal Impact)

Attachments: [Leg_Ver1](#)

[Leg_Digest_Ver1](#)

[Lease_No.130537](#)

[Meeting and others Notices for Posting. Please print and post](#)

[BF062013_130537](#)

[Comm_Pkt_062113](#)

[Comm_Pkt_062613](#)

[Leg_Ver2](#)

[Leg_Digest_Ver2](#)

[Lease_062113](#)

[Board_Packet_071613](#)

[Board_Packet_072313](#)

07/16/2013; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

20. [130548](#) **[Park Code - Various Fees]**

Sponsor: Mayor

Ordinance amending the Park Code by updating the berthing fees for the East and West Harbor; reauthorizing the non-resident entrance fee to the Botanical Garden; establishing a facility rental fee for the Lake Merced Boathouse; and repealing obsolete fee provisions; and making environmental findings.

Attachments: [Leg Ver1](#)

[Leg Dig Ver1](#)

[Notice Hearing](#)

[CON Fee Memo 061213](#)

[Comm Pkt 062013](#)

[Comm Pkt 062113](#)

[Comm Pkt 062613](#)

[Board Packet 071613](#)

[Board Packet 072313](#)

07/16/2013; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

From the Land Use and Economic Development Committee Without Recommendation

Present: Supervisors Wiener, Kim, Chiu

21. [121019](#) **[Administrative Code - California Environmental Quality Act Procedures, Appeals, and Public Notice Requirements]**

Sponsors: Wiener; Chiu, Kim, Cohen and Mar

Ordinance amending Administrative Code, Chapter 31, to reflect revisions in the California Environmental Quality Act and to update and clarify certain procedures provided for in Chapter 31, including without limitation: codifying procedures for appeals of exemptions and negative declarations; revising noticing procedures for environmental impact reports and negative declarations for plan area projects exceeding 20 acres; expanding noticing requirements for certain exempt projects; clarifying existing noticing requirements for exempt projects; and making environmental findings.

- Attachments:** [Leg_Ver1](#)
[Leg_Dig_Ver1](#)
[Cat_Ex_111312](#)
[Leg_Ver2](#)
[Leg_Dig_Ver2](#)
[Response_PLN_120312](#)
[Leg_Ver3](#)
[Leg_Dig_Ver3](#)
[Response_PLN_031813](#)
[Response_HPC_032713](#)
[Leg_Ver4](#)
[Leg_Dig_Ver4](#)
[Comm_Pkt_040813](#)
[Cat_Ex_040513](#)
[Leg_Ver5](#)
[Comm_Pkt_042213](#)
[Leg_Ver6](#)
[Leg_Dig_Ver6](#)
[Comm_Pkt_050613](#)
[Cat_Ex_050213](#)
[Leg_Ver7](#)
[Leg_Dig_Ver7](#)
[Comm_Pkt_051313](#)
[Leg_Ver8](#)
[Leg_Dig_Ver8](#)
[Comm_Pkt_052013](#)
[Leg_Ver9](#)
[Leg_Dig_Ver9](#)
[Comm_Pkt_061713](#)
[Board_Packet_062513](#)
[Board_Packet_070913](#)
[Board_Packet_071613](#)
[Leg_Ver10](#)
[Leg_Dig_Ver10](#)
[Board_Packet_072313](#)

06/25/2013; CONTINUED ON FIRST READING.

07/09/2013; CONTINUED ON FIRST READING.

07/16/2013; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

07/16/2013; 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

22. **130616** **[Alternative Bid Process to Award Contracts to Certain Core Trade Subcontractors to Perform Pre-Construction Design-Assist Services - Moscone Expansion Project]**

Sponsor: Mayor

Ordinance authorizing the San Francisco Department of Public Works to implement an alternative bid process to award contracts to certain Core Trade Subcontractors to provide pre-construction design-assist services for the proposed Moscone Expansion Project.

Attachments: [Leg_Ver1](#)

[Leg_Digest_Ver1](#)

[Comm_Pkt_071713](#)

[Board_Packet_072313](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

23. [130497](#) **[Emergency Contract - Southeast Water Pollution Control Plant at 750 Phelps Street - Not to Exceed \$10,335,427]**

Sponsor: Cohen

Resolution approving two emergency Public Works contracts of the San Francisco Public Utilities Commission under Administrative Code, Section 6.60, to replace the unstable roofs on six digesters and two biosolids storage cake bins at the Southeast Water Pollution Control Plant at 750 Phelps Street with a contract amount not to exceed \$10,335,427.

(Fiscal Impact)

Attachments: [Leg Ver1](#)

[Dept Memo 112712](#)

[Dept Memo 031113](#)

[Intro Form](#)

[Comm Pkt 061213](#)

[Form 126](#)

[Form 126](#)

[Budget Analysts Rpt 071013](#)

[Comm Pkt 071013](#)

[Budget Analysts Rpt 071713](#)

[Comm Pkt 071713](#)

[Leg Ver2](#)

[Board Packet 072313](#)

Question: Shall this Resolution be ADOPTED?

24. [130511](#) **[Contract Amendment - HealthRIGHT 360 - \$18,471,407]**
Resolution retroactively approving an amendment to the contract between the Department of Public Health and HealthRIGHT 360 to provide mental health and substance abuse care services in the San Francisco County Jail system to extend the term by two and one half years, from the period of July 1, 2010, through June 30, 2012, to the period of July 1, 2010, through December 31, 2015, for a total contract term of five and one half years, and to increase the total contract amount by \$8,472,407 from \$9,999,000 to \$18,471,407. (Public Health Department)

(Fiscal Impact)

- Attachments:** [Leg_Ver1](#)
[Form_126](#)
[Agmt_Amend2](#)
[Agmt_Assmnt&Assump](#)
[Agmt_Amend1](#)
[Agmt_072012](#)
[Budget_Analysts_Rpt_071713](#)
[Comm_Pkt_071713](#)
[Leg_Ver2](#)
[Board_Packet_072313](#)

Question: Shall this Resolution be ADOPTED?

25. [130512](#) **[Contract Amendment - West Bay Housing Corporation - \$25,060,995]**
Resolution retroactively approving an amendment to the contract between the Department of Public Health and West Bay Housing Corporation to provide Scattered Site Housing and Rental Subsidies Program Services to extend the term from April 1, 2009, through June 30, 2013, to April 1, 2009, through June 30, 2018, and to increase the total contract amount by \$15,491,565 from \$9,569,430 to \$25,060,995. (Public Health Department)

(Fiscal Impact)

- Attachments:** [Leg_Ver1](#)
[Form_126](#)
[Agmt_Amend3](#)
[Agmt_Amend2](#)
[Agmt_Amend1](#)
[Agmt_052009](#)
[Budget_Analysts_Rpt_071713](#)
[Comm_Pkt_071713](#)
[Leg_Ver2](#)
[Board_Packet_072313](#)

Question: Shall this Resolution be ADOPTED?

26. [130513](#) **[Contract - MedImpact Healthcare Systems, Inc. - \$21,593,120]**
Resolution retroactively approving a contract between the Department of Public Health and MedImpact Healthcare Systems, Inc., to provide Pharmacy Benefits Management Services, including computerized approval of prescriptions at a network of community pharmacies for Community Behavioral Health Services clients who do not have prescription drug insurance, in the amount of \$21,593,120 for the period of July 1, 2013, through June 30, 2018. (Public Health Department)

(Fiscal Impact)

Attachments: [Leg Ver1](#)
[Form 126](#)
[Agmt 070113](#)
[Budget Analysts Rpt 071713](#)
[Comm Pkt 071713](#)
[Leg Ver2](#)
[Board Packet 072313](#)

Question: Shall this Resolution be ADOPTED?

27. [130514](#) **[Contract Amendment - Siemens Medical Solutions USA, Inc. - Not to Exceed \$52,294,980]**
Resolution authorizing the Department of Public Health to enter into a contract amendment with Siemens Medical Solutions USA, Inc., for the purchase of product and service enhancements for the term of July 1, 2010, through June 30, 2017, with one option to extend the initial term for an additional 24 months, ending June 30, 2019, for an amount not to exceed 52,294,980. (Public Health Department)

(Fiscal Impact)

Attachments: [Leg Ver1](#)
[Cover Letter](#)
[Form 126 BOS](#)
[Form 126 Mayor](#)
[Agmt Amend1](#)
[Agmt 072010](#)
[Budget Analysts Rpt 071713](#)
[Comm Pkt 071713](#)
[Leg Ver2](#)
[Board Packet 072313](#)

Question: Shall this Resolution be ADOPTED?

28. [130517](#) **[Emergency Contract - Declaration of Emergency - North Shore Force Main - Not to Exceed \$7,575,529]**

Resolution approving a Declaration of Emergency and emergency contract to repair leaks along the North Shore Force Main in the amount not to exceed \$7,575,529. (Public Utilities Commission)

Attachments: [Leg Ver1](#)

[Inter Memo 032211](#)

[Inter Memo 061212](#)

[Inter Memo 071712](#)

[Budget Analysts Rpt 071013](#)

[Comm Pkt 071013](#)

[Budget Analysts Rpt 071713](#)

[Comm Pkt 071713](#)

[Leg Ver2](#)

[Board Packet 072313](#)

Question: Shall this Resolution be ADOPTED?

29. [130532](#) **[Agreement Amendments - Crestwood Behavioral Health Services and Mental Health Management, Inc. Canyon Manor - \$78,285,998]**

Resolution retroactively approving an amendment to each of two agreements for long term mental health services in 24-hour locked facilities between the Department of Public Health and Crestwood Behavioral Health Services, by \$3,010,995 from \$48,717,156 to \$51,728,151; Mental Health Management I, Inc., dba Canyon Manor, by \$5,564,089 from \$20,966,758 to \$26,530,847 for a combined increase of \$78,285,998 with an extension of the term of eighteen months, for a total contract term of October 1, 2008, through December 31, 2014. (Public Health Department)

(Fiscal Impact)

Attachments: [Leg Ver1](#)

[Form 126](#)

[Form 126](#)

[Agmt Amend1](#)

[Agmt 100108](#)

[130532 support4](#)

[130532 support5](#)

[Budget Analysts Rpt 071713](#)

[Comm Pkt 071713](#)

[Leg Ver2](#)

[Board Packet 072313](#)

Question: Shall this Resolution be ADOPTED?

30. [130619](#) **[Accept and Expend Gift - Mayor's Earth Day Breakfast - \$12,500]**
Sponsor: Mayor
Resolution authorizing the Department of the Environment to retroactively accept and expend a gift in the amount of \$12,500 from Citibank to sponsor the Mayor's Annual Earth Day Breakfast which took place at City Hall on April 24, 2013.

Attachments: [Leg_Ver1](#)
[Comm_Pkt_071713](#)
[Board_Packet_072313](#)

Question: Shall this Resolution be ADOPTED?

31. [130645](#) **[Lease Amendment - Real Property at 720 Sacramento Street - Ridgeway Apartments, Inc. - \$26,980 Monthly]**
Resolution retroactively authorizing the second lease amendment for approximately 9,250 square feet of space at 720 Sacramento Street, San Francisco, with Ridgeway Apartments, Inc., as Landlord, for use by the Department of Public Health at the monthly cost of \$26,980 for the period of July 1, 2013, through June 30, 2018. (Real Estate Department)

(Fiscal Impact)

Attachments: [Leg_Ver1](#)
[Form_126-1.doc](#)
[Form_126-2.doc](#)
[Budget_Analysts_Rpt_071713](#)
[Comm_Pkt_071713](#)
[Leg_Ver2](#)
[Board_Packet_072313](#)

Question: Shall this Resolution be ADOPTED?

32. [130649](#) **[Accept and Expend Grant - Community Scale Renewable Energy Integration - Central Corridor EcoDistrict - \$300,000]**

Resolution authorizing the Department of the Environment to retroactively accept and expend a grant of \$300,000 from the California Energy Commission for the purpose of exploring Community Scale Renewable Energy Integration in San Francisco's Central Corridor Eco-District for the term June 1, 2013, through March 31, 2015. (Environment)

Attachments: [Leg Ver1](#)

[Dept Trans](#)

[Grant Reso](#)

[Grant Cost List](#)

[Notice Proposed Awards](#)

[App](#)

[Form 126](#)

[Comm Pkt 071713](#)

[Board Packet 072313](#)

Question: Shall this Resolution be ADOPTED?

33. [130657](#) **[Accept Gifts - EcoCenter - 1455 Market Street - \$114,600]**

Sponsor: Mayor

Resolution authorizing the Department of the Environment to retroactively accept gifts with a total value of \$114,600 to build out the Department of the Environment's EcoCenter at 1455 Market Street.

Attachments: [Leg Ver1](#)

[Donor Lutron](#)

[Donor Rana Creek](#)

[Donor Webcor](#)

[Dept Trans](#)

[Grant Reso Form](#)

[Comm Pkt 071713](#)

[Board Packet 072313](#)

Question: Shall this Resolution be ADOPTED?

34. [130719](#) **[Professional Services Agreement - Budget and Legislative Analyst Services]**
Motion authorizing the Clerk of the Board of Supervisors to commence negotiations and enter into a Professional Services Agreement for Budget and Legislative Analyst Services with Harvey M. Rose Associates, LLC, Debra A. Newman, Louie & Wong, LLP, a Joint Venture and approving said agreement, pursuant to Charter Section 2.117. (Clerk of the Board)

(Fiscal Impact)

Attachments: [Leg_Ver1](#)
[Comm_Pkt_071713](#)
[Leg_Ver2](#)
[Board_Packet_072313](#)

Question: Shall this Motion be APPROVED?

From the Budget and Finance Committee Without Recommendation

Present: Supervisors Farrell, Mar, Avalos

35. [130653](#) **[Administrative Code - Health Service System Plans and Contribution Rates - Calendar Year 2014]**
Sponsor: Farrell
Ordinance amending the Administrative Code, Chapter 16, Article XV, of Part 1, Section 16.703, regarding Board approval of health service system plans and contribution rates for calendar year 2014.

(Fiscal Impact)

Attachments: [Leg_Ver1](#)
[Budget_Analysts_Rpt_071013](#)
[Comm_Pkt_071013](#)
[Budget_Analysts_Rpt_071713](#)
[Comm_Pkt_071713](#)
[Presentation_Kaiser_071713](#)
[Form_126](#)
[Board_Packet_072313](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

36. [130654](#) **[Establishing Monthly Contribution Amount - Health Service Trust Fund]**
Sponsor: Farrell
Resolution establishing monthly contribution amount to the Health Service Trust Fund.

(Fiscal Impact)

Attachments: [Leg Ver1](#)

[Budget Analysts Rpt 071013](#)

[Comm Pkt 071013](#)

[Budget Analysts Rpt 071713](#)

[Comm Pkt 071713](#)

[Board Packet 072313](#)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Wiener, Kim, Chiu

37. [130527](#) **[General Plan - San Francisco Bicycle Transportation Plan]**
Sponsors: Avalos; Chiu and Wiener
Ordinance re-adopting the 2009 San Francisco Bicycle Transportation Plan; rescinding Ordinance No. 0109-05 in its entirety; amending the General Plan in connection with the San Francisco Bicycle Plan; adopting modified environmental findings, and findings that the General Plan amendment is consistent with the General Plan and the eight priority policies of Planning Code, Section 101.1; and authorizing official acts in connection thereto.

Attachments: [Leg Ver1](#)

[Leg Dig Ver1](#)

[Planning Ltr 052213](#)

[PC Res 18870](#)

[CEQA Findings](#)

[Exec Summary](#)

[Maps](#)

[MTA Res 13-054](#)

[Hrg Notice 071513](#)

[Comm Pkt 071513](#)

[Board Packet 072313](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

38. [130528](#) **[Planning, Environment Codes - Bicycle Parking Standards; In Lieu Fee]**
Sponsors: Avalos; Chiu and Wiener
Ordinance amending the Planning Code to revise the bicycle parking standards, allow a portion of the bicycle parking requirements to be satisfied by payment of an in lieu fee, allow automobile parking spaces to be reduced and replaced by bicycle parking spaces, and authorize the Zoning Administrator to waive or modify required bicycle parking; amending the Environment Code to revise cross-references to the Planning Code and make technical amendments; and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1.

Attachments: [Leg_Ver1](#)
[Leg_Dig_Ver1](#)
[Planning_Ltr_052213](#)
[PC_Res_18871](#)
[Exec_Summary](#)
[Fee_Ad_071513](#)
[Leg_Ver2](#)
[Leg_Dig_Ver2](#)
[Comm_Pkt_071513](#)
[Leg_Ver3](#)
[Board_Packet_072313](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

39. [130661](#) **[Police Code - Aerial Signs and Advertising]**
Ordinance amending the Police Code to prohibit the use of aircraft, self-propelled, or buoyant objects to display any sign or advertising device in the airspace over the 34th America's Cup course area; and making environmental findings. (Department of Economic and Workforce Development)

Attachments: [Leg_Ver1](#)
[Leg_Dig_Ver1](#)
[Cat_Ex_071113](#)
[Comm_Pkt_071513](#)
[Board_Packet_072313](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

40. [130647](#) **[Approving Inclusionary Affordable Housing Program Ordinance]**
Motion approving the Inclusionary Affordable Housing Program Ordinance recommending a standard to determine what constitutes a “significant increase in residential development potential” under Charter Section 16.110(h)(1)(B)(iv). (Land Use and Economic Development Committee)

Attachments: [Leg_Ver1](#)
[Leg_Dig_Ver1](#)
[Planning_Cover_Ltr_061213](#)
[PC_Res_18897](#)
[Exec_Summary](#)
[Comm_Pkt_071513](#)
[Leg_Ver2](#)
[Board_Packet_072313](#)

Question: Shall this Motion be APPROVED?

Recommendations of the Rules Committee

Present: Supervisors Yee, Breed

41. [130460](#) **[Administrative Code - Airport Facilities Naming Advisory Committee]**
Sponsors: Campos; Wiener, Avalos, Kim, Mar, Yee and Chiu
Ordinance amending the Administrative Code to establish the Airport Facilities Naming Advisory Committee and to establish its powers and duties.

Attachments: [Leg_Ver1](#)
[Leg_Dig_Ver1](#)
[Comm_Pkt_071113](#)
[Leg_Ver2](#)
[Leg_Dig_Ver2](#)
[Board_Packet_072313](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

42. [130409](#) **[Appointment, Police Commission - Petra DeJesus]**
Motion confirming the Rules Committee's nomination of, and appointing, Petra DeJesus, term ending April 30, 2017, to the Police Commission. (Clerk of the Board)

Attachments: [Comm_Pkt_060613](#)
[Comm_Pkt_071113](#)
[Leg_Ver1](#)
[Board_Packet_072313](#)

Question: Shall this Motion be APPROVED?

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

SPECIAL ORDER 3:00 P.M.

(Pursuant to Resolution No. 164-13 (File No. 130419), approved on June 4, 2013.)

Board of Supervisors Sitting as a Committee of the Whole

43. [130635](#) **[Public Hearing - Top of Broadway Community Benefit District]**
Sponsor: Chiu
Public hearing pursuant to the California Property and Business Improvement District Law of 1994 (Streets and Highways Code §§ 36600 et seq.) and City and County of San Francisco Business and Tax Regulations Code Article 15, to consider establishment of a property-based assessment district to be known as the Top of Broadway Community Benefit District.

Attachments: [Board Packet 072313](#)

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

44. [130636](#) **[Resolution to Establish - Top of Broadway Community Benefit District]**
Sponsor: Chiu
Resolution establishing a property-based business improvement district known as the "Top of Broadway Community Benefit District;" ordering the levy and collection of assessments against property located in that district for eight years commencing with FY2013-2014, subject to conditions as specified; and making environmental findings.

Attachments: [Leg Ver1](#)

[Board Packet 072313](#)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

(Pursuant to Resolution No. 167-13 (File No. 130470), approved on June 4, 2013.)

Board of Supervisors Sitting as a Committee of the Whole

45. [130637](#) **[Public Hearing - Central Market Community Benefit District]**
Sponsor: Kim
Public hearing pursuant to the California Property and Business Improvement District Law of 1994 (Streets and Highways Code §§ 36600 et seq.) and City and County of San Francisco Business and Tax Regulations Code Article 15, to consider renewal and expansion of a property-based assessment district to be known as the Central Market Community Benefit District.

Attachments: [Board Packet 072313](#)

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

46. [130638](#) **[Resolution to Establish (Renew and Expand) - Central Market Community Benefit District]**
Sponsor: Kim
Resolution of formation to establish (renew and expand) the property-based business improvement district known as the "Central Market Community Benefit District," ordering the levy and collection of assessments against property located in that district for 15 years commencing with FY2013-2014, subject to conditions as specified; and making environmental findings.

Attachments: [Leg Ver1](#)

[Board Packet 072313](#)

[Board Packet 072313](#)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

APPEAL PROCEDURES

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

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

47. [130664](#) [Appeal of the Historic Preservation Commission's Decision on a Major Permit to Alter - 706 Mission Street]

Hearing of persons interested in or objecting to the Historic Preservation Commission's decision, dated May 15, 2013, approving a Major Permit to Alter for an interior and exterior rehabilitation, as well as seismic upgrade of the Aronson Building and new construction of a 47-story, 550'-tall tower with up to 215 residential units and a museum (the future home of The Mexican Museum) adjacent to Aronson Building and located partially within the new Montgomery-Mission-Second Street Conservation District. The project would also reconfigure portions of the existing Jessie Square Garage to increase the number of parking spaces from 442 spaces to 470 spaces, add loading and service vehicle spaces, and would allocate up to 215 parking spaces within the garage to serve the proposed residential uses for the property located at 706 Mission Street (Assessor's Block No. 3706, Lot Nos. 093, 275, and portions of Lot No. 277), within the C-3-R (Downtown Office) District and the 400-I Height and Bulk District. (District 6) (Appellants: Thomas N. Lippe on behalf of 765 Market Street Residential Owner's Association, Friends of Yerba Buena, Paul Sedway, Ron Wornick, Matthew Schoenberg, Joe Fang, and Margaret Collins) (Filed June 13, 2013). (Clerk of the Board)

Attachments: [Board Packet 070913](#)

[Board Packet 072313](#)

07/09/2013; 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.)

- 48. [130665](#) **[Affirming Approval of a Major Permit to Alter - 706 Mission Street]**
 Motion affirming the approval by the Historic Preservation Commission of a Major Permit to Alter to allow the interior and exterior rehabilitation of the Aronson Building at 706 Mission Street and related new construction. (Clerk of the Board)

Attachments: [Leg Ver1](#)
[Board Packet 070913](#)
[Board Packet 072313](#)

07/09/2013; CONTINUED.

Question: Shall this Motion be APPROVED?

- 49. [130666](#) **[Reversing Approval of a Major Permit to Alter - 706 Mission Street]**
 Motion reversing the approval by the Historic Preservation Commission of a Major Permit to Alter to allow the interior and exterior rehabilitation of the Aronson Building at 706 Mission Street and related new construction. (Clerk of the Board)

Attachments: [Leg Ver1](#)
[Board Packet 070913](#)
[Board Packet 072313](#)

07/09/2013; CONTINUED.

Question: Shall this Motion be APPROVED?

- 50. [130667](#) **[Preparation of Findings to Reverse Approval of a Major Permit to Alter - 706 Mission Street]**
 Motion directing the Clerk of the Board to prepare findings to reverse the approval by the Historic Preservation Commission of a Major Permit to Alter to allow the interior and exterior rehabilitation of the Aronson Building at 706 Mission Street and related new construction. (Clerk of the Board)

Attachments: [Leg Ver1](#)
[Board Packet 070913](#)
[Board Packet 072313](#)

07/09/2013; CONTINUED.

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

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

The following items will be considered by the Rules Committee at a Regular Meeting on Thursday, July 18, 2013, at 1:30 p.m. The Chair intends to request the Committee to send the following items to the Board as Committee Reports on Tuesday, July 23, 2013.

51. [130336](#) **[Settlement of Lawsuit - Rosemary Bosque - \$49,505.70]**
Ordinance authorizing settlement of the lawsuit filed by Rosemary Bosque against the City and County of San Francisco for \$49,505.70; the lawsuit was filed on May 14, 2010 in San Francisco Superior Court, Case No. CGC-10-499909, entitled Bosque v. City and County of San Francisco. (City Attorney's Office)

Attachments: [Leg Ver1](#)

[Comm Pkt 060613](#)

[Comm Pkt 071813](#)

[Comm Rpt 072313](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

52. [130449](#) **[Settlement of Lawsuit - Jesse J. Byrd - \$75,000]**
Ordinance authorizing settlement of the lawsuit filed by Jesse J. Byrd, Malik Britt, and Rashad Conley against the City and County of San Francisco for \$75,000; the lawsuit was filed on April 8, 2011, in U.S. District Court, Northern District of California, Case No. C11-1742-DMR; entitled Jesse J. Byrd, et al., v. City and County of San Francisco, et al. (City Attorney's Office)

Attachments: [Leg Ver1](#)

[Comm Pkt 060613](#)

[Comm Pkt 071813](#)

[Comm Rpt 072313](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

53. [130507](#) **[Settlement of Lawsuit - Local Search Association - \$85,000]**
Ordinance authorizing settlement of the lawsuit filed by Local Search Association against the City and County of San Francisco for \$85,000; the lawsuit was filed on June 7, 2011, in the U.S. District Court for the Northern District of California, Case No. CV-11-2776 SBA; entitled Local Search Association v. City and County of San Francisco, et al.; other material terms of said settlement are that the parties shall stipulate to entry of a consent judgment against the City and County of San Francisco. (City Attorney's Office)

Attachments: [Leg Ver1](#)

[Comm Pkt 071813](#)

[Comm Rpt 072313](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

54. [130529](#) **[Settlement of Lawsuit - Paulette Adams-Irving - \$350,000]**
Ordinance authorizing settlement of the lawsuit filed by Paulette Adams-Irving against the City and County of San Francisco for \$350,000.00; the lawsuit was filed on March 15, 2011, in San Francisco Superior Court, Case No. CGC 11-509216; entitled Paulette Adams-Irving v. City and County of San Francisco, et al. (City Attorney's Office)

Attachments: [Leg_Ver1](#)
[Comm_Pkt_071813](#)
[Comm_Rpt_072313](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

55. [130530](#) **[Settlement of Lawsuit - Maria Camacho - \$50,000]**
Ordinance authorizing settlement of the lawsuit filed by Maria Camacho against the City and County of San Francisco for \$50,000; the lawsuit was filed on March 7, 2012, in San Francisco Superior Court, Case No. CGC 12-517261; entitled Maria Camacho, et al., v. City and County of San Francisco, et al. (City Attorney's Office)

Attachments: [Leg_Ver1](#)
[Comm_Pkt_071813](#)
[Comm_Rpt_072313](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

56. [130643](#) **[Settlement of Lawsuit - Maria D'Agostino - \$135,000]**
Ordinance authorizing settlement of the lawsuit filed by Maria D'Agostino against the City and County of San Francisco for \$135,000; the lawsuit was filed on June 15, 2012, in San Francisco Superior Court, Case No. CGC-12-521615; entitled Maria D'Agostino, et al., v. City and County of San Francisco, et al. (City Attorney's Office)

Attachments: [Leg_Ver1](#)
[Comm_Pkt_071813](#)
[Comm_Rpt_072313](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

57. [130644](#) **[Settlement of Lawsuit - Wei Vivian Cui - \$30,000]**
Ordinance authorizing settlement of the lawsuit filed by Wei Vivian Cui against the City and County of San Francisco for \$30,000; the lawsuit was filed on November 3, 2011, in San Francisco County Superior Court, Case No. CGC-11-515654; entitled Wei Vivian Cui v. City and County of San Francisco, et al. (City Attorney's Office)

Attachments: [Leg_Ver1](#)
[Comm_Pkt_071813](#)
[Comm_Rpt_072313](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

58. [130531](#) **[Settlement of Claim - Travelers Insurance Company and Connie Curran - \$42,876.54]**

Resolution approving the proposed settlement of claim filed by Travelers Insurance Company and Connie Curran against the City and County of San Francisco for \$42,876.54; claim was filed on November 15, 2011, bearing Claim No. 12-01124. (City Attorney's Office)

Attachments: [Leg Ver1](#)

[Comm Pkt 071813](#)

[Comm Rpt 072313](#)

Question: Shall this Resolution be ADOPTED?

59. [130567](#) **[Settlement of Unlitigated Claims - 300 Spear Realty Venture LLC]**

Resolution approving the settlement of the unlitigated claim in favor of 300 Spear Realty Venture LLC against the City and County of San Francisco; and the unlitigated claim in favor of the City and County of San Francisco against 300 Spear Realty Venture LLC. (City Attorney's Office)

Attachments: [Leg Ver1](#)

[Comm Pkt 071813](#)

[Comm Rpt 072313](#)

Question: Shall this Resolution be ADOPTED?

60. [130634](#) **[Settlement of Administrative Enforcement Action - \$51,000]**

Resolution approving the settlement of the unlitigated administrative enforcement action filed by the San Francisco Bay Regional Water Quality Control Board against San Francisco imposing a penalty of \$51,000. (Public Utilities Commission)

Attachments: [Leg Ver1](#)

[Comm Pkt 071813](#)

[Comm Rpt 072313](#)

Question: Shall this Resolution be ADOPTED?

61. [130705](#) **[Settlement of Unlitigated Claims - Donald Wiggam - \$125,000]**

Resolution approving the settlement of the unlitigated claims filed by Donald Wiggam against the City and County of San Francisco for \$125,000; claims were filed on October 22, 2011, August 9, 2012, and March 26, 2013. (City Attorney's Office)

Attachments: [Leg Ver1](#)

[Comm Pkt 071813](#)

[Comm Rpt 072313](#)

Question: Shall this Resolution be ADOPTED?

62. [130622](#) [Initiative Ordinance - Administrative Code - San Francisco Family Friendly Workplace Ordinance]

Sponsors: Chiu; Cohen, Mar and Campos

Motion ordering submitted to the voters an ordinance amending the Administrative Code to: allow San Francisco-based employees to request flexible or predictable working arrangements to assist with caregiving responsibilities, subject to the employer's right to deny a request based on business reasons; prohibit adverse employment actions based on caregiver status; prohibit interference with rights or retaliation against employees for exercising rights under the Ordinance; require employers to post a notice informing employees of their rights under the Ordinance; require employers to maintain records regarding compliance with the Ordinance; authorize enforcement by the Office of Labor Standards Enforcement, including the imposition of remedies and penalties for a violation, and an appeal process for an employer to an independent hearing officer; authorize waiver of the provisions of the Ordinance in a collective bargaining agreement; and making environmental findings, to the voters of the City and County of San Francisco at an election to be held on November 5, 2013.

Attachments: [Leg_Ver1](#)

[Leg_Dig_Ver1](#)

[Comm_Pkt_071113](#)

[Leg_Ver2](#)

[Comm_Pkt_071813](#)

[Comm_Rpt_072313](#)

Question: Shall this Motion be APPROVED?

The following items will be considered by the Land Use and Economic Development Committee at a Regular Meeting on Monday, July 22, 2013, at 1:30 p.m. The Chair intends to request the Committee to send the following items to the Board as Committee Reports on Tuesday, July 23, 2013.

63. [130186](#) **[Environment Code - Repealing Yellow Pages Distribution Pilot Program]**
Sponsor: Chiu
Ordinance amending the Environment Code by repealing Yellow Pages Distribution Pilot Program.

Attachments: [Leg_Ver1](#)
[Leg_Dig_Ver1](#)
[Comm_Pkt_072213](#)
[Board_Pkt_072313](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

64. [130459](#) **[Planning Code - Mission Alcoholic Beverage Special Use District and Valencia Street Neighborhood Commercial Transit District]**
Sponsors: Campos; Wiener
Ordinance amending the Planning Code, Mission Alcoholic Beverage Special Use District controls, to allow the transfer of liquor licenses and relocation of uses under specified circumstances, to restrict the sale of alcohol for off-site consumption, and to exempt from the controls grocery stores and certain institutional, arts, and other uses; establishing operating conditions for certain establishments with a liquor license; amending the Valencia Street Neighborhood Commercial Transit District controls to restrict the conversion of existing ground floor retail uses to restaurants; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1.

Attachments: [Leg_Ver1](#)
[Cat_Ex_060713](#)
[Leg_Ver2](#)
[Leg_Dig_Ver2](#)
[Cat_Ex_071713](#)
[Response_SBC_071713](#)
[Comm_Pkt_072213](#)
[Response_PLN_072213](#)
[Leg_Ver3](#)
[Board_Pkt_072313](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

65. [130464](#) **[Administrative Code - California Environmental Quality Act Procedures, Appeal of Exempt Project Modification]**
Sponsors: Kim; Chiu, Campos, Avalos, Mar and Yee
Ordinance amending Administrative Code, Chapter 31, to provide for appeal to the Environmental Review Officer to reconsider a determination of the Environmental Review Officer that an exempt project modification does not require a new decision under the California Environmental Quality Act; and making environmental findings.

Attachments: [Leg_Ver1](#)
[Leg_Dig_Ver1](#)
[Comm_Pkt_052013](#)
[Cat_Ex_052413](#)
[Comm_Pkt_061713](#)
[Leg_Ver2](#)
[Leg_Dig_Ver2](#)
[Comm_Pkt_072213](#)
[PC_Res_18924](#)
[HPC_Res_708](#)
[Leg_Ver3](#)
[Leg_Dig_Ver3](#)
[Board_Pkt_072313](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

66. [130570](#) [Planning Code, Zoning Map - Yerba Buena Center Mixed-Use Special Use District]

Ordinance amending the Planning Code and Zoning Map, by adding Section 249.71, to create the Yerba Buena Center Mixed-Use Special Use District (SUD) located at 706 Mission Street, Assessor's Block No. 3706, Lot No. 093 and portions of Lot No. 277, to facilitate the development of the 706 Mission Street, The Mexican Museum and Residential Tower Project, by modifying specific Planning Code regulations related to permitted uses, the provision of a cultural/museum use within the SUD, floor area ratio limitations, dwelling unit exposure, height of rooftop equipment, bulk limitations, and curb cut locations; amending the Zoning Map to add the SUD and increase the height of property in the SUD from 400 feet to 480 feet; and making environmental findings and findings of consistency with the General Plan. (Planning Commission)

Attachments: [Leg_Ver1](#)

[Leg_Dig_Ver1](#)

[Planning_Ltr_060313](#)

[PC_Motion_18875](#)

[PC_Res_18876](#)

[PC_Motion_18877](#)

[PC_Res_18879](#)

[Exec_Summary](#)

[RPC_Res_1305-014](#)

[RPC_Res_1305-015](#)

[Hrg_Notice_071513](#)

[Comm_Pkt_071513](#)

[Comm_Pkt_072213](#)

[Board_Pkt_072313](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

67. 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.

68. 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 69 through 73**69. [130746](#) [Emergency Preparedness Grants - 2013]****Sponsor: Mayor**

Resolution authorizing designated City and County officials to execute and file on behalf of the City and County of San Francisco, a public entity established under the laws of the State of California, any actions necessary for the purpose of obtaining state and federal financial assistance under various grant programs, including: the FY2013 Urban Areas Security Initiative Grant, the FY2013 State Homeland Security Grant Program, the FY2013 Emergency Management Performance Grant, the 2013 California Volunteers Grant Program, and the 2013 Local Government Oil Spill Contingency Plan Grant Program.

Attachments: [Leg_Ver1](#)[Board Packet 072313](#)

07/16/2013; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

70. [130747](#) [Supporting Octavia Boulevard Special Fund Programming - Proposition I Ancillary Projects]

Sponsors: Breed; Wiener

Resolution supporting the programming of \$7,300,000 of funding from the Octavia Boulevard Special Fund for Proposition I Ancillary Projects.

Attachments: [Leg Ver1](#)

[Board Packet 072313](#)

[Leg Ver2](#)

07/16/2013; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

71. [130748](#) [Greater Transparency for the Kaiser Healthcare Rate Increase]

Sponsors: Farrell; Avalos, Breed, Campos, Chiu, Cohen, Kim, Mar, Tang, Wiener and Yee

Resolution urging Kaiser to immediately begin negotiating with the Health Service System toward a fair and transparent pricing model that provides fee schedule transparency and requesting the Health Service System to report back to the Board of Supervisors on the progress of negotiations.

Attachments: [Leg Ver1](#)

[Board Packet 072313](#)

07/16/2013; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

72. [130668](#) [Committee of the Whole - Special Assessment of Liens for Assessment of Cost]

Motion directing the Board of Supervisors to hold a public hearing on July 30, 2013, at 3:00 p.m. with the Board sitting as a Committee of the Whole, to consider adopting a Resolution confirming Report of Delinquent Charges for Code Enforcement cases with delinquent assessment of costs, and fees pursuant to the provisions of Sections 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, 108A, and Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Clerk of the Board)

Attachments: [Leg Ver1](#)

[Board Packet 072313](#)

07/16/2013; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

73. [130753](#) **[Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the November 5, 2013, Consolidated General Municipal Election]**

Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 5, 2013, Consolidated General Municipal Election. (Clerk of the Board)

Attachments: [Leg Ver1](#)

[Board Packet 072313](#)

07/16/2013; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

74. **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 RESOLUTIONS**130729****[Agreement - County CalWIN Consortium - \$53,019,909]**

Resolution amending the membership of the 18 County CalWIN Consortium and authorizing the Director of the Human Services Agency to expand the expenditure authority from \$42,530,138 for an additional amount of \$10,489,771, the project budget including this extension is totaling to \$53,019,909 from July 1, 2013, through August 1, 2015. (Human Services Agency)

Attachments: [Leg Ver1](#)

[Cover Ltr HSA](#)

[Agmt 010713](#)

07/09/2013; RECEIVED FROM DEPARTMENT.

07/23/2013; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

130730**[Agreement - In-Home Supportive Services Consortium - \$87,321,540]**

Resolution approving the contract between the City and the In-Home Supportive Services (IHSS) Consortium of San Francisco for the provision of In-Home Supportive Services for the period of July 1, 2013, to June 30, 2017, in the amount of \$87,321,540. (Human Services Agency)

Attachments: [Leg Ver1](#)

[Agmt 010713](#)

07/10/2013; RECEIVED FROM DEPARTMENT.

07/23/2013; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

130731**[Settlement of Claim - Jeanine Dubois - \$45,000]**

Resolution approving the settlement of the unlitigated claim filed by Jeanine Dubois against the City and County of San Francisco for \$45,000; claim was filed on June 30, 2008. (City Attorney's Office)

Attachments: [Leg Ver1](#)

07/11/2013; RECEIVED FROM DEPARTMENT.

07/23/2013; RECEIVED AND ASSIGNED to the Rules Committee.

130732

[Real Property Lease - Port Commission - 295 Terry Francois]

Resolution approving Port Commission Lease No. L-15255 for restaurant space located at 295 Terry Francois Boulevard in the Central Waterfront with a one hundred eighty month term with one sixty-month term extension option. (Port)

Attachments: [Leg_Ver1](#)

[Cover_Ltr_Port](#)

[Memo_070313](#)

[Agmt_062313](#)

07/23/2013; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

07/23/2013; RECEIVED FROM DEPARTMENT.

130733 [Petitions and Communications]

Petitions and Communications received from July 8, 2013, through July 15, 2013, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on July 23, 2013.

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, reporting the following individuals have submitted Form 700 Statements: (1)

- Stephany Ashley - Legislative Aide - Leaving
- Jessica Canonoy - Legislative Aide - Assuming

From Mayor, submitting report of gifts received during FY2012-2013. Copy: Each Supervisor. (2)

From Department of Child Support Services, certifying Adopted Budget for FYS 2013-2014 and 2014-2015. Copy: Each Supervisor. (3)

*From Controller, submitting the FY2014-2015 Proposed Salary Ordinance as of July 11, 2013. (4)

*From Controller, submitting the FY2014-2015 Proposed Budget and Appropriation Ordinance as of July 11, 2013. (5)

From Shekufeh Samii, regarding support for Neighborhood Emergency Response Team. (6)

From Allen Jones, regarding impact of Candlestick on black community. (7)

From Richard Solomon, regarding parking spaces on Polk Street. (8)

From James Chaffee, regarding San Francisco Public Library Gift Fund. File No. 130544. (9)

From concerned citizens, regarding fiber broadband. 4 letters. (10)

From Lynda Norman, regarding petition to "Restore Sharp Park." (11)

From Nancy Elsner, regarding Canada Geese population at Stow Lake. (12)

From Patricia Sharp, regarding Excelsior Branch Library hours. (13)

From Lili Farhang, regarding Dr. Rajiv Bhatia's contributions to public health. (14)

From Clerk of the Board, distributing FY2013 Edward Byrne Memorial Justice Assistance Grant Program application for review. (15)

From Clerk of the Board, reporting Diversity Tracking System progress. (16)

From Clerk of the Board, the following departments have submitted their reports regarding Sole Source Contracts for FY2012-2013: (17)

- Airport
- Arts Commission
- Assessor-Recorder
- Department of Building Inspection
- City Attorney

District Attorney
Economic and Workforce Development
Elections
Law Library
Department of the Environment
Port
Public Library
Public Utilities Commission
Status of Women
Treasurer-Tax Collector
War Memorial and Performing Arts

*From the Office of Citizen Complaints, submitting quarterly report for First Quarter 2013.
Copy: Each Supervisor. (18)

From Department of Elections, regarding Certification of the 8 Washington Street Special Use District Initiative Petition. Copy: Each Supervisor, Clerk of the Board, Legislative Deputy, Legislation Clerk. (19)

From Animal Care and Control, submitting 12B and 14B Waiver Request Form for Animal Health International Inc. (20)

From Animal Care and Control, submitting 12B and 14B Waiver Request Form for MWI Veterinary Supply Co. (21)

From concerned citizens, regarding Kaiser Health Plan. File Nos. 130653 and 130654. 2 letters. (22)

From Buena Vista Neighborhood Association, regarding SF SAFE Bike Registration and Education proposal. Copy: Each Supervisor. (23)

From concerned citizens, regarding San Francisco Community Land Trust. Copy: Each Supervisor. 2 letters. (24)

From California Department of Fish and Wildlife, submitting Notice of Proposed Rulemaking. Copy: Each Supervisor. (25)

From Lippe Gaffney Wagner LLP, regarding 706 Mission Street. File No. 130570. (26)

From Judith Beck, regarding privatization of City College and Strybing Arboretum. File No. 130537. (27)

From Dorothy Lefkovits, regarding support of Neighborhood Emergency Response Team program. (28)

From Paul Rupert, regarding family friendly workplace legislation. File 130622. (29)

From Eileen Boken, regarding California Environmental Quality Act Procedures legislation. File No. 130248. (30)

From Controller, submitting Annual Report of contributions to the City Services Preservation Fund for FY2012-2013. (31)

From Human Services Agency, regarding FY2012-2013 Donor Report for the Mayor's Fund for the Homeless. (32)

From District Attorney, submitting Annual Report on gifts received. Copy: Each Supervisor. (33)

*(An asterisked item represents the cover sheet to a document that exceeds 25 pages.
The complete document is available at the Clerk's Office, Room 244, City Hall.)

ADJOURNMENT