

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, March 15, 2016 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, AARON PESKIN, KATY TANG, SCOTT WIENER,
NORMAN YEE
Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Yee, Kim, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Tang, Yee	Wednesday 10:00 AM
Government Audit and Oversight Committee Supervisors Peskin, Yee, Breed	2nd and 4th Thursday 9:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Peskin	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Kim, Avalos, Campos	2nd Thursday 2:30 PM
Rules Committee Supervisors Tang, Mar, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Aaron Peskin, Katy Tang, Scott Wiener, and Norman Yee

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, March 15, 2016, with President London Breed presiding.

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:02 p.m. On the call of the roll, Supervisors Kim and Tang were noted not present. There was a quorum.

Supervisor Tang was noted present at 2:03 p.m.

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that she was in receipt of correspondence from the Mayor communicating the Mayor's Veto of legislation contained in File No. 151257, which would increase the Transportation Sustainability Fee for certain non-residential projects. Clerk Calvillo further communicated that she was already in receipt of a request from Supervisor Avalos to agendize this matter at the Regular Meeting of March 22, 2016.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of February 9, 2016. There were no corrections.

Supervisor Peskin, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of February 9, 2016. The motion carried by the following vote, following general public comment:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Mar, Peskin, Tang, Wiener, Yee
Absent: 1 - Kim

AGENDA CHANGES

There were no agenda changes.

Recommendations of the Government Audit and Oversight Committee**CONSENT AGENDA****151241 [Administrative Code - Cash Revolving Fund for Office of the Clerk of the Board]**

Ordinance amending the Administrative Code to create a cash revolving fund allowing the Office of the Clerk of the Board to keep up to \$100 in petty cash in the office; and making nonsubstantive changes to other sections of the Administrative Code that establish cash revolving funds for City departments. (Clerk of the Board)

Ordinance No. 036-16

FINALLY PASSED

160060 [Settlement of Lawsuit - Yuri Simonenko - \$65,000]

Ordinance authorizing settlement of the lawsuit filed by Yuri Simonenko against the City and County of San Francisco for \$65,000; the lawsuit was filed on January 27, 2015, in San Francisco Superior Court, Case No. CGC-15-543836; entitled Yuri Simonenko v. City and County of San Francisco. (City Attorney)

Ordinance No. 038-16

FINALLY PASSED

160061 [Settlement of Lawsuit - Charles Mikich and Alexis Mikich - \$125,000]

Ordinance authorizing settlement of the lawsuit filed by Charles Mikich and Alexis Mikich against the City and County of San Francisco for \$125,000; the lawsuit was filed on September 19, 2011, in the United States District Court for the Northern District of California, Case No. 11-CV-04629; entitled Charles Mikich and Alexis Mikich v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 039-16

FINALLY PASSED

160090 [Settlement of Lawsuit - Lisette Adams, Granville McCollough, and Patrick Touhy - \$1,300,000]

Ordinance authorizing settlement of the lawsuit filed by Lisette Adams, Granville McCollough, and Patrick Touhy, acting for themselves and others similarly situated, against the City and County of San Francisco for \$1,300,000; the lawsuit was filed on October 9, 2013, in United States District Court for the Northern District of California, Case No. 13-04689 YGR; entitled Lisette Adams and Granville McCollough vs. The City and County of San Francisco and The City and County of San Francisco Sheriff's Department. (City Attorney)

Ordinance No. 040-16

FINALLY PASSED

Recommendations of the Land Use and Transportation Committee**151084 [Planning Code - Upper Market Street Neighborhood Commercial Transit District; Second Floor Bars]****Sponsor: Wiener**

Ordinance amending the Planning Code to allow an existing bar on the ground floor in the Upper Market Street Neighborhood Commercial Transit District to expand to the second floor under specified circumstances with a Conditional Use authorization; 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, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

Ordinance No. 035-16**FINALLY PASSED****160106 [Commemorative Street Plaque - Herbert Kosovitz - Washington Square Park]****Sponsor: Peskin**

Resolution authorizing the placement of a street plaque commemorating Herbert Kosovitz at the sidewalk of Washington Square Park, located at Union Street, in accordance with Public Works Code, Sections 789, et seq., the Commemorative Street Plaque Ordinance; and accepting the named plaque as a gift to the City and County of San Francisco from the Friends of Washington Square Park.

Resolution No. 097-16**ADOPTED****Recommendation of the Public Safety and Neighborhood Services Committee****150902 [Administrative Code - Considering Criminal History in Appointments to Boards and Commissions]****Sponsor: Kim**

Ordinance amending the Administrative Code to delete the requirement that applicants for membership on boards and commissions disclose all felony convictions; to limit the City from using criminal history information in making decisions about appointment and removal of members of certain boards, commissions, and other bodies; and to require the City to follow certain restrictions when inquiring about or using conviction history information to make decisions about appointment or removal.

Ordinance No. 034-16**FINALLY PASSED**

The foregoing items were acted upon by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Mar, Peskin, Tang, Wiener, Yee

Absent: 1 - Kim

Supervisor Kim, seconded by Supervisor Peskin, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Sub-Committee

160134 [Agreement - TEGSCO, LLC, dba San Francisco AutoReturn - Towing and Storage of Abandoned and Illegally-Parked Vehicles - Not to Exceed \$65,400,000]

Resolution approving the Agreement with TEGSCO, LLC, dba San Francisco AutoReturn, for services related to the towing, storage, and disposal of abandoned and illegally-parked vehicles in an amount not to exceed \$65,400,000 and for a five year term of April 1, 2016, through March 31, 2021, with the option to extend for up to five additional years; and approving a License between the San Francisco Municipal Transportation Agency and AutoReturn for a portion of the premises at 2650 Bayshore Boulevard in Daly City for use as the long-term vehicle storage and auction facility for a term of five years, with the option to extend for five additional years. (Municipal Transportation Agency)
(Fiscal Impact)

Privilege of the floor was granted unanimously to Jon Givner (Office of the City Attorney) and Steve Lee (Municipal Transportation Agency) who responded to questions raised throughout the discussion.

Resolution No. 099-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendation of the Rules Committee

151277 [Administrative Code - Definition of Final Compensation for Retirement Benefits]

Sponsor: Cohen

Ordinance amending the Administrative Code to update the definition of final compensation for purposes of retirement benefits under the San Francisco Employees' Retirement System, and to include in that definition compensation earnable under the Judges' Retirement System and Judges' Retirement System II.

FINALLY PASSED by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Cohen, Farrell, Mar, Tang, Wiener, Yee

Noes: 1 - Peskin

Absent: 1 - Kim

Supervisor Kim, seconded by Supervisor Peskin, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Ordinance No. 037-16

FINALLY PASSED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Noes: 1 - Peskin

NEW BUSINESS

Supervisor Kim was noted present at 2:08 p.m.

Recommendation of the Budget and Finance Committee

160120 [Amended Ten-Year Capital Expenditure Plan-FYs 2016-2025 - Certificates of Participation - Animal Care and Control Shelter]

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

Resolution amending the City's ten-year capital expenditure plan for FYs 2016-2025 to provide for the financing of an Animal Care and Control Shelter with the execution and delivery of Certificates of Participation or other forms of indebtedness, in accordance with the Capital Plan's General Fund Debt Program.

Resolution No. 098-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Referred Without Recommendation from the Budget and Finance Sub-Committee

160091 [Industrial Lease Agreement - Tanforan Industrial Park, LLC - Bus Operator Training Courses - \$2,480,304 Initial Annual Base Rent]

Resolution authorizing the San Francisco Municipal Transportation Agency (SFMTA) to execute an Industrial Lease Agreement with Tanforan Industrial Park, LLC, for approximately 7.3 acres of space located at 30 Tanforan Avenue, South San Francisco, to be used for SFMTA bus operator training courses for a nine year and five month term estimated to be from October 1, 2016, through February 28, 2026, with an initial annual base rent of \$2,480,304 and annual 2% rent increases; the Lease includes a purchase option, right of first refusal, and an extension option. (Municipal Transportation Agency)
(Fiscal Impact)

Supervisor Cohen, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of April 5, 2016. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendations of the Budget and Finance Sub-Committee

160043 [No Competitive Solicitation Process - Selection of Preferred Contractor - Regents of the University of California - Modern Electronic Health Record System]

Ordinance providing that the competitive solicitation process requirement in Administrative Code, Section 21.1, shall not apply to the Department of Public Health's (DPH) contract for a modern, secure, and fully integrated electronic health record (EHR) system for the San Francisco Health Network to replace DPH's current system; ratifying the selection of the Regents of the University of California (UC), by and through the University of California San Francisco, as the preferred contractor. (Public Health Department)
(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Farrell, Mar, Peskin, Tang, Wiener, Yee

Noes: 2 - Cohen, Kim

160156 [California Statewide Communities Development Authority Issuance of Tax-Exempt Bonds - California College of the Arts or an Affiliate - Not to Exceed \$16,000,000] **Sponsor: Cohen**

Resolution approving in accordance with Internal Revenue Code, Section 147(f), the issuance of tax-exempt obligations by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$16,000,000 to finance and refinance various capital facilities to be owned and/or operated by California College of the Arts or an affiliate.

Resolution No. 100-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

President Breed requested File Nos. 160157 and 160159 be called together.

160157 [Accept and Expend Grant - United States Department of Justice's Office of Violence Against Women - Domestic Violence High Lethality Risk Team - \$750,000]

Sponsor: Cohen

Resolution retroactively authorizing the Department on the Status of Women to accept and expend a grant in the amount of \$750,000 from the United States Department of Justice's Office of Violence Against Women for the Multidisciplinary Domestic Violence High Lethality Risk Team Pilot Project, for a grant period of October 1, 2015, through September 30, 2018.

Resolution No. 101-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160159 [Accept and Expend Grant - Alameda County Waste Management Authority ("StopWaste") - High-Efficiency Toilet and Urinal Incentive Programs - \$535,000]

Sponsor: Wiener

Resolution authorizing the San Francisco Public Utilities Commission (SFPUC) General Manager to accept an award of up to \$535,000 through the SFPUC's Memorandum of Understanding with the Alameda County Waste Management Authority ("StopWaste") for implementation of a regional water conservation program funded in part by grant funds from the California Department of Water Resources.

(Fiscal Impact)

Resolution No. 102-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

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

Supervisor Yee, seconded by Supervisor Avalos, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Supervisor Yee introduced, welcomed, and presented a Certificate of Honor to Blair Randall and Maggie Marks, on behalf of Garden for the Environment, in recognition of Garden for the Environment's 25th Anniversary and their continued community support and accomplishments teaching thousands of San Franciscans to grow their own food. Supervisor Avalos shared in this commendation.

COMMITTEE REPORT

Recommendation of the Rules Committee

160212 [Appointments, Assessment Appeals Board No. 3 - Kristine Nelson and Estrella Bryant]

Motion appointing Kristine Nelson and Estrella Bryant, terms ending September 3, 2018, to the Assessment Appeals Board No. 3. (Rules Committee)

Motion No. M16-031

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Andrew Yip; shared various experiences with the Board.

Sally Stephens (SFDog); expressed support of File No. 160205, regarding Golden Gate National Recreation Area's proposed rule regulating dog walking, and File No. 160226, regarding support of Assembly Bill 1825 to remove the "Vicious" label from dogs seized from convicted dog fighters. Samir Ghosh; expressed support of File No. 160205, regarding Golden Gate National Recreation Area's proposed rule regulating dog walking.

Martha Walters (Crissy Field Dog Group); expressed support of File No. 160205, regarding Golden Gate National Recreation Area's proposed rule regulating dog walking.

Female Speaker; expressed support of File No. 160205, regarding Golden Gate National Recreation Area's proposed rule regulating dog walking.

Nancy Stafford; expressed support of File No. 160205, regarding Golden Gate National Recreation Area's proposed rule regulating dog walking, and File No. 160226, regarding support of Assembly Bill 1825 to remove the "Vicious" label from dogs seized from convicted dog fighters.

Silvia Johnson; shared various experiences with the Board.

Chris Nolan; expressed support of File No. 160226, regarding support of Assembly Bill 1825 to remove the "Vicious" label from dogs seized from convicted dog fighters.

Red Hawk; expressed his concerns relating to dogs and leash laws.

Male Speaker; shared various religious concerns.

Neil Dasai; expressed opposition to File No. 160205, regarding Golden Gate National Recreation Area's proposed rule regulating dog walking.

Brandy Kuentzel; expressed support of File No. 160205, regarding Golden Gate National Recreation Area's proposed rule regulating dog walking, and File No. 160226, regarding support of Assembly Bill 1825 to remove the "Vicious" label from dogs seized from convicted dog fighters.

Daniel Patler; shared his concerns regarding affordable housing and displaced homeless.

Williams Shephard; expressed opposition to File No. 160205, regarding Golden Gate National Recreation Area's proposed rule regulating dog walking.

Francisco Da Costa; expressed concerns regarding the treatment of homeless in San Francisco.

Gary Fergus; expressed opposition to File No. 160205, regarding Golden Gate National Recreation Area's proposed rule regulating dog walking.

Ace Washington; shared in song various concerns with the Board.

Tom Gilbert; shared concerns regarding Mayor Lee and recent City projects and programs that he has implemented and supported.

Female Speaker; expressed opposition to File No. 160228, regarding calling for a California State of Emergency Declaration on homelessness.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

160205 [Opposing Golden Gate National Recreation Area's Proposed Rule Regulating Dog Walking]

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

Resolution opposing Golden Gate National Recreation Area's proposed rule regulating on- and off-leash dog walking in urban parklands throughout San Francisco, Marin, and San Mateo Counties.

Resolution No. 103-16

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Peskin, Tang, Wiener, Yee

Noes: 1 - Mar

160226 [Supporting California Assembly Bill 1825 (Gordon and Maienschein) - Removing the "Vicious" Label from Dogs Seized from Convicted Dog Fighters]**Sponsors: Breed; Campos**

Resolution supporting Assembly Bill 1825, introduced by Assembly Members Gordon and Maienschein, removing the outdated provision in California law that unfairly condemns puppies and dogs seized in connection with convicted animal fighting cases as "vicious."

Supervisor Campos requested to be added as a co-sponsor.

Resolution No. 104-16**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160227 [1916 Easter Rising Centenary Day - April 24, 2016]**Sponsor: Farrell**

Resolution declaring April 24, 2016, as 1916 Easter Rising Centenary Day in the City and County of San Francisco.

Resolution No. 105-16**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160228 [Calling for a California State of Emergency Declaration on Homelessness]**Sponsors: Kim; Cohen, Campos, Yee, Peskin, Mar and Avalos**

Resolution urging Governor Jerry Brown to declare a State of Emergency on Homelessness to help coordinate region- and state-wide responses to this growing crisis, and provide supplementary state assistance to cities and counties to provide needed supportive services.

Supervisor Kim, seconded by Supervisor Peskin, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of March 22, 2016. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160229 [Urging the California Department of Alcohol Beverage Control to Deny Formula Retail Food and Drink Establishments That Do Not Traditionally Sell Alcohol]**Sponsors: Mar; Kim**

Resolution urging the California Department of Alcoholic Beverage Control to deny alcohol license applications of non-traditional alcohol retail businesses in the City and County of San Francisco.

Supervisor Mar, seconded by Supervisor Peskin, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of March 22, 2016. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160230 [Recognizing Problem Gambling Awareness Month - March]**Sponsors: Yee; Mar**

Resolution recognizing March as Problem Gambling Awareness Month in the City and County of San Francisco.

Resolution No. 106-16**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no imperative agenda items.

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.

Ordinances

160065 [Police Code - Paid Parental Leave for Bonding with New Child]

Sponsors: Wiener; Yee

Ordinance amending the Police Code to require employers to provide supplemental compensation to employees who are receiving State Paid Family Leave for purposes of bonding with a new child. (Economic Impact)

01/26/16; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 2/25/2016.

02/01/16; REFERRED TO DEPARTMENT.

02/09/16; TRANSFERRED to Budget and Finance Committee.

02/12/16; REFERRED TO DEPARTMENT.

02/18/16; RECEIVED FROM DEPARTMENT.

03/02/16; REFERRED TO DEPARTMENT.

03/15/16; TRANSFERRED to Budget and Finance Sub-Committee.

03/15/16; SUBSTITUTED AND ASSIGNED to Budget and Finance Sub-Committee.

160104 [Police Code - Entertainment Commission Permit Procedures]**Sponsors: Wiener; Breed and Farrell**

Ordinance amending the Police Code to authorize the Director of the Entertainment Commission to waive the filing fee for Loudspeaker Permits based on certain criteria, replace a leafletting notice requirement to residents with a mailed notice requirement to neighborhood organizations for Place of Entertainment Permit applications in neighborhood-commercial or mixed residential districts, and authorize the Director of the Entertainment Commission to extend the nine-month deadline for conditional grants of Place of Entertainment and Limited Live Performance Permits.

02/02/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 3/3/2016.

02/09/16; REFERRED TO DEPARTMENT.

02/09/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

02/12/16; REFERRED TO DEPARTMENT.

03/15/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

160252 [Planning, Administrative Codes - Construction of Accessory Dwelling Units]**Sponsor: Peskin**

Ordinance amending the Planning Code to allow the construction of Accessory Dwelling Units (ADUs, also known as Secondary or In-Law Units) on all lots in the City in areas that allow residential use; amending the Administrative Code to revise the definition of "rental unit" as it applies to ADUs; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; adopting findings under Planning Code, Section 302; and directing the Clerk to send a copy of this Ordinance to the California Department of Housing and Community Development after adoption.

03/15/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 4/14/2016.

160253 [Health Code - Exempting The Humidor from Certain Provisions of the Tobacco Sales Permit Ordinance]**Sponsor: Peskin**

Ordinance exempting The Humidor, formerly located at 275 Battery Street, from two prohibitions in the Tobacco Sales Permit Ordinance on the issuance of such a permit for The Humidor's new location at One Embarcadero Center: the prohibitions on issuing the permit in a Supervisorial District with 45 or more such permits, and on issuing the permit to a tobacco shop.

03/15/16; ASSIGNED to Public Safety and Neighborhood Services Committee.

160254 [Appropriation - General Fund Reserve Supporting Deposit to Municipal Transportation Agency Fund Balance - \$3,500,000 - FY2015-2016]**Sponsor: Wiener**

Ordinance appropriating \$3,500,000 from the General Fund Reserve to the Municipal Transportation Agency operating fund and supporting a year-end deposit to fund balance in FY2015-2016.

(Fiscal Impact; No Budget and Legislative Analyst Report.)

03/15/16; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 4/14/2016.

160255 [Planning, Administrative Codes - Inclusionary Affordable Housing Fee and Requirements; Preparation of Economic Feasibility Report; Establishing Inclusionary Housing Technical Advisory Committee]

Sponsors: Kim; Peskin

Draft Ordinance amending the Planning and Administrative Codes to increase the Inclusionary Affordable Housing fee and other requirements; require the Controller to prepare an economic feasibility report regarding the City's inclusionary housing requirements and make recommendations by July 31, 2016, and every three years thereafter; and establish the Inclusionary Housing Technical Advisory Committee to provide advice about the economic feasibility of proposals to set maximum economically viable inclusionary housing requirements, and set forth the membership and duties of the Advisory Committee; affirming the Planning Department's determination under the California Environmental Quality Act; making findings under Planning Code, Section 302; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

03/15/16; ASSIGNED UNDER 30 DAY RULE PENDING APPROVAL AS TO FORM to Land Use and Transportation Committee.

Resolutions

160256 [Accept Gift - Cisco, Inc. - Wi-Fi Equipment - \$353,925]

Sponsor: Mayor

Resolution retroactively authorizing the Department of Technology to accept a gift of equipment from Cisco, Inc., with a total value of \$353,925 in order to provide free, wireless access to the Internet in San Francisco.

03/15/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160257 [California Enterprise Development Authority Issuance of Tax-Exempt Bonds - Brandeis School of San Francisco - Not to Exceed \$10,000,000]

Sponsor: Yee

Resolution approving in accordance with Internal Revenue Code of 1986, as amended, Section 147(f) thereof, the issuance of tax-exempt revenue obligations by the California Enterprise Development Authority in an aggregate principal amount not to exceed \$10,000,000 to refinance various capital facilities owned by the Brandeis School of San Francisco.

03/15/16; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

160258 [Supporting California State Senate Bill 1286 (Leno) - Increasing Law Enforcement Transparency]

Sponsors: Cohen; Breed, Kim, Avalos, Peskin, Mar, Yee and Campos

Resolution supporting California State Senate Bill 1286, authored by Senator Mark Leno, improving government transparency and accountability by allowing the public to access information on police misconduct and use of force.

03/15/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160259 [Arbor Day 2016 - March 19, 2016]**Sponsor: Peskin**

Resolution declaring March 19, 2016, as Arbor Day 2016 in the City and County of San Francisco.

03/15/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160260 [Urging the Our Children, Our Families Council to Convene a Chronic Absenteeism Working Group]**Sponsors: Yee; Kim**

Resolution urging the Our Children, Our Families Council to convene and coordinate a Chronic Absenteeism Working Group and to develop an action plan within six months of their first meeting.

03/15/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing**160261 [Hearing - Financial Analysis of Options for a Municipal Fiber Optic Network for Citywide Internet Access]****Sponsor: Farrell**

Hearing on the financial analysis of options for a Municipal Fiber Optic Network for Citywide internet access; and requesting the Budget and Legislative Analyst, Department of Technology, and the Mayor's Office of Civic Innovation to present.

03/15/16; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

160262 [Hearing - Sea Level Rise Action Plan]**Sponsor: Farrell**

Hearing on the Mayor's Sea Level Rise Coordinating Committee's Sea Level Rise Action Plan, including areas of policy, fiscal impact, and budgetary need; and requesting the coordinating committee to report.

03/15/16; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

160263 [Hearing - Surplus Property Report]**Sponsor: Kim**

Hearing on the first annual Surplus Property Report to determine if any property should be transferred to the Mayor's Office of Housing and Community Development, to review the process for identifying property as surplus and underutilized for submission to the Department of Real Estate under the Property Reporting Requirements of Administrative Code, Section 23A; and requesting the Port, San Francisco Municipal Transportation Agency, San Francisco Public Utilities Commission, and San Francisco Unified School District to report.

03/15/16; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

160264 [Hearing - Labor Practices at Fine Arts Museums]**Sponsor: Mar**

Hearing on labor practices at San Francisco Fine Arts Museums; and requesting the City Administrator's Office to report.

03/15/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160265 [Hearing - San Francisco Public Utilities Commission Emergency Water Supply System]**Sponsor: Peskin**

Hearing on the operations and maintenance status of the City's emergency water supply system since taking it over from the Fire Department in 2010, and receiving an update on plans to dispose of spare parts deemed no longer useful or necessary to the ongoing functions of the system; and requesting the San Francisco Public Utilities Commission to report.

03/15/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Introduced by the President 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 ORDINANCE**160207 [Administrative Code - Local Business Enterprise Bid Discounts]**

Ordinance amending the Administrative Code to allow the San Francisco Public Utilities Commission (SFPUC) Local Business Enterprises to receive Bid Discounts on eligible SFPUC Regional Project contracts, with certain restrictions. (Public Utilities Commission)

03/02/16; RECEIVED FROM DEPARTMENT.

03/15/16; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 4/14/2016.

PROPOSED RESOLUTION**160216 [Emergency Contract - Pilot Construction Management, Inc. - Superbay Hangar Emergency Fire Watch and Interim Foam Fire Suppression System Retrofit - Not to Exceed \$4,366,164]**

Resolution approving an emergency public work contract between the Airport Commission and Pilot Construction Management, Inc. under Administrative Code, Section 6.60, for the Superbay Hangar Emergency Fire Watch and Interim Foam Fire Suppression System Retrofit Project in an amount not to exceed \$4,366,164. (Airport Commission)

(Fiscal Impact)

03/04/16; RECEIVED FROM DEPARTMENT.

03/15/16; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

In Memoriam

Sun Choi Law - Supervisor Peskin

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:03 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on April 19, 2016.

Angela Calvillo, Clerk of the Board