



# BOARD OF SUPERVISORS

## CITY AND COUNTY OF SAN FRANCISCO

### AGENDA

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

**Tuesday, April 1, 2014 - 2:00 PM**

#### **Regular Meeting**

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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](http://www.sfbos.org)

#### BOARD COMMITTEES

##### **Committee Membership**

**Budget and Finance Committee**  
Supervisors Farrell, Mar, Avalos, Breed, Wiener

**Budget and Finance Sub-Committee**  
Supervisors Farrell, Mar, Avalos

**City and School District Select Committee**  
Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Fewer, Wynns

**Government Audit and Oversight Committee**  
Supervisors Breed, Tang, Chiu

**Land Use and Economic Development Committee**  
Supervisors Wiener, Kim, Cohen

**Neighborhood Services and Safety Committee**  
Supervisors Campos, Mar, Yee

**Rules Committee**  
Supervisors Yee, Tang, Campos

##### **Meeting Days**

Wednesday  
1:00 PM

Wednesday  
10:00 AM

4th Thursday  
3:30 PM

2nd and 4th Thursday  
10:30 AM

Monday  
1:30 PM

1st and 3rd Thursday  
10:00 AM

1st and 3rd Thursday  
2:00 PM

## **Agenda Item Information**

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

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

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

## **Meeting Procedures**

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

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

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

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

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

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

**LANGUAGE INTERPRETERS:** Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. **AVISO EN ESPAÑOL:** La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Derek Evans (415) 554-7702.

**翻譯 必須在會議前最少四十八小時提出要求  
請電 (415) 554-7719**

### **Disability Access**

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

### **Know Your Rights Under The Sunshine Ordinance**

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-7854; or by email at [sotf@sfgov.org](mailto: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 February 25, 2014, Board Meeting Minutes.*

**COMMUNICATIONS**

**CONSENT AGENDA**

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

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

**Items 1 through 7**

**Recommendation of the Budget and Finance Committee**

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

1. [140190](#) **[Appropriation - Library Preservation Fund - Public Library Teen Center Project - \$3,243,752 - FY2013-2014]**  
**Sponsors: Chiu; Kim and Mar**  
Ordinance appropriating \$3,243,752 of Library Preservation Fund balance to the Public Library for the Teen Center Project in FY2013-2014.

(Fiscal Impact)

**Attachments:** [Leg Ver1](#)  
[Comm Pkt 031914](#)  
[Bdgt Analyst Rpt 031914](#)  
[Board\\_Pkt\\_032514](#)  
[Board\\_Pkt\\_040114](#)

03/25/2014; PASSED, ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

### **Recommendation of the Land Use and Economic Development Committee**

*Present: Supervisors Wiener, Kim, Cohen*

2. [140127](#) **[Landmark Designation Nomination - Tree Located at 3066 Market Street]**  
**Sponsor: Wiener**  
Resolution of intent initiating the nomination of the Sequoiadendron giganteum tree at 3066 Market Street for landmark tree status pursuant to Public Works Code, Section 810(b); acknowledging the temporary designation of such tree pursuant to Public Works Code, Section 810(d); and authorizing other official acts in furtherance of this Resolution.

**Attachments:** [Leg Ver1](#)  
[Nomination Form](#)  
[Ord 17-06](#)  
[Ord 440-06](#)  
[Comm Pkt 032414](#)  
[Board\\_Pkt\\_040114](#)

**Question: Shall this Resolution be ADOPTED?**

### **Recommendations of the Rules Committee**

*Present: Supervisors Yee, Tang, Campos*

3. [140228](#) **[Appointments, Park, Recreation and Open Space Advisory Committee - Denis Mosgofian, Linda D'Avirro, and Winnie Chu]**

Motion appointing Denis Mosgofian and Linda D'Avirro, terms ending February 1, 2015, and Winnie Chu, term ending February 1, 2016, to the Park, Recreation and Open Space Advisory Committee. (Rules Committee)

**Attachments:** [Comm Pkt 032014](#)  
[Leg Ver2](#)  
[Board\\_Pkt\\_040114](#)

**Question: Shall this Motion be APPROVED?**

4. [140229](#) **[Appointments, Pedestrian Safety Advisory Committee - Howard Bloomberg, John Alexander Lowell, and Howard Strassner]**

Motion appointing Howard Bloomberg, John Alexander Lowell, and Howard Strassner, terms ending March 28, 2016, to the Pedestrian Safety Advisory Committee. (Rules Committee)

**Attachments:** [Comm Pkt 032014](#)  
[Leg Ver2](#)  
[Board\\_Pkt\\_040114](#)

**Question: Shall this Motion be APPROVED?**

5. [140230](#) **[Appointment, Elections Commission - Christopher Jerdonek]**

Motion appointing Christopher Jerdonek, term ending January 1, 2019, to the Elections Commission. (Rules Committee)

**Attachments:** [Comm Pkt 032014](#)  
[Leg Ver2](#)  
[Board\\_Pkt\\_040114](#)

**Question: Shall this Motion be APPROVED?**

6. [140231](#) **[Appointments, Veterans Affairs Commission - Dwane Kennedy, Deborah Dacumos, and Angela Jenkins]**

Motion appointing Dwane Kennedy, term ending January 31, 2017, and Deborah Dacumos and Angela Jenkins, terms ending January 31, 2018, to the Veterans Affairs Commission. (Rules Committee)

**Attachments:** [Comm Pkt 032014](#)  
[Leg Ver2](#)  
[Board\\_Pkt\\_040114](#)

**Question: Shall this Motion be APPROVED?**

7. [140248](#) **[Appointment, Mental Health Board - Idell Wilson]**  
Motion appointing Idell Wilson, term ending January 31, 2016, to the Mental Health Board.  
(Rules Committee)

**Attachments:** [Comm Pkt 032014](#)  
[Leg Ver2](#)  
[Board\\_Pkt\\_040114](#)

**Question: Shall this Motion be APPROVED?**

## REGULAR AGENDA

## UNFINISHED BUSINESS

### Recommendation of the Budget and Finance Committee

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

8. [140121](#) **[Appropriation - General Fund Reserve - Homeless Outreach Services - \$1,387,500 - FY2013-2014]**  
**Sponsors: Farrell; Breed, Campos and Chiu**  
Ordinance appropriating \$1,387,500 of General Fund Reserves to the Department of Public Health to provide homeless outreach services in FY2013-2014 and placing the \$1,387,500 of General Fund monies on Board of Supervisors Reserve.

(Fiscal Impact)

**Attachments:** [Leg Ver1](#)  
[Comm Pkt 031914](#)  
[Bdgt Analyst Rpt 031914](#)  
[Leg Ver2](#)  
[Board\\_Pkt\\_032514](#)  
[Leg Ver3](#)  
[Board\\_Pkt\\_040114](#)

03/25/2014; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

03/25/2014; PASSED ON FIRST READING AS AMENDED.

**Question: Shall this Ordinance be FINALLY PASSED?**

## NEW BUSINESS

### Recommendation of the Budget and Finance Committee

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

9. [140238](#) **[Adopting a Fixed Two-Year Budget - Airport, Port, Public Utilities Commission, Library, Child Support Services, and Employees' Retirement System]**

**Sponsors: Mayor; Farrell**

Resolution adopting a fixed two-year budgetary cycle for the Airport, the Port, the Public Utilities Commission, the Library Department, the Department of Child Support Services, and the Employees' Retirement System, defining terms, and setting deadlines.

(Fiscal Impact)

**Attachments:** [Leg Ver1](#)

[Bdgt Analyst Rpt 032614](#)

[Comm Pkt 032614](#)

[Leg Ver2](#)

[Board Pkt\\_040114](#)

**Question: Shall this Resolution be ADOPTED?**

### Recommendations of the Budget and Finance Sub-Committee

*Present: Supervisors Farrell, Mar, Avalos*

10. [140150](#) **[Administrative Code - Expansion of First Source Hiring Program]**

**Sponsors: Avalos; Breed, Campos, Chiu, Kim, Mar, Wiener and Yee**

Ordinance amending the Administrative Code to add First Source Hiring requirements for developers applying for permits for commercial or residential projects to disclose to the City anticipated entry and apprentice level positions for development projects, anticipated local hires, and anticipated wages; and agree to hiring and retention goals for apprentice level positions.

**Attachments:** [Leg Ver1](#)

[Leg Dig Ver1](#)

[Comm Pkt 031914](#)

[Comm Pkt 032614](#)

[Leg Ver2](#)

[Board Pkt\\_040114](#)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**



11. [140188](#) **[Appropriation - 2008 Clean and Safe Neighborhood Park Projects - \$1,089,249.67 - FY2013-2014]**

**Sponsor: Mayor**

Ordinance appropriating \$1,089,249.67 of surplus proceeds from the sale of General Obligation Bonds for completion of capital improvement projects included in the 2008 Clean and Safe Neighborhood Park Projects to the Port Commission for FY2013-2014.

(Fiscal Impact)

**Attachments:** [Leg Ver1](#)

[Bdgt Analyst Rpt 032614](#)

[Comm Pkt 032614](#)

[Board\\_Pkt\\_040114](#)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

12. [140191](#) **[Accept and Expend Grant - Electric Vehicle Fleet Demonstration Project - \$384,000]**

**Sponsor: Mayor**

Resolution retroactively authorizing the Fleet Management Division of the General Services Agency to accept and expend a grant in the amount of \$384,000 from Alameda County for Electric Vehicles and Chargers, for the period of July 30, 2013, through December 31, 2015.

(Fiscal Impact)

**Attachments:** [Leg Ver1](#)

[Grant Info Form](#)

[Grant MOU 073013](#)

[MTC Climate Innovation Grant 081310](#)

[Memo 091312](#)

[Depts and Funding Sources](#)

[Bdgt Analyst Rpt 032614](#)

[Comm Pkt 032614](#)

[Board\\_Pkt\\_040114](#)

**Question: Shall this Resolution be ADOPTED?**

13. [140224](#) **[Designation - Treasure Island Mobility Management Agency]**  
Resolution designating the San Francisco County Transportation Authority as the Treasure Island Mobility Management Agency for certain purposes pursuant to the Treasure Island Transportation Management Act. (Treasure Island Development Authority)

**Attachments:** [Leg Ver1](#)  
[Dept Ltr 030714](#)  
[AB 981](#)  
[TIDA RESO 11-64-10/12](#)  
[TIDA RESO 14-02-01/08](#)  
[Comm Pkt 032614](#)  
[Power Point](#)  
[Board\\_Pkt\\_040114](#)

**Question: Shall this Resolution be ADOPTED?**

### **Recommendations of the Land Use and Economic Development Committee**

*Present: Supervisors Wiener, Kim, Cohen*

14. [140035](#) **[Administrative Code - Consumer Price Index Increase - Temporary Tenant Household Dislocation Compensation]**  
**Sponsor: Chiu**  
Ordinance amending Administrative Code, Chapter 37, "Residential Rent Stabilization and Arbitration Ordinance," to implement California Civil Code, Section 1947.9(a)(1)(A), by requiring the Rent Board to annually adjust the daily compensation rate for tenant household temporary dislocation of less than 20 days, according to the Consumer Price Index (CPI).

**Attachments:** [Leg Ver1](#)  
[Leg Dig Ver1](#)  
[City Atty Memo 011414](#)  
[Comm Pkt 032414](#)  
[Board\\_Pkt\\_040114](#)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

15. [140096](#) **[Administrative Code - Tenant Relocation Assistance Payment]**

**Sponsors: Campos; Kim, Avalos and Mar**

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

- Attachments:** [Leg Ver1](#)  
[Leg Dig Ver1](#)  
[Comm Pkt 031714](#)  
[Leg Ver2](#)  
[Leg Dig Ver2](#)  
[Comm Pkt 032414](#)  
[Econ Analysis Rpt 032814](#)  
[Board\\_Pkt\\_040114](#)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**Referred Without Recommendation from the Land Use and Economic Development Committee**

*Present: Supervisors Wiener, Kim, Cohen*

16. [131148](#) **[Planning, Building, Administrative, and Subdivision Codes - Legalization of Dwelling Units Installed Without a Permit]**  
**Sponsors: Chiu; Wiener, Avalos, Mar and Breed**  
Ordinance amending the Planning and Building Codes to provide a process for granting legal status to existing dwelling units constructed without the required permits, temporarily suspending the code enforcement process for units in the process of receiving legal status, and prohibiting units from being legalized under the provisions of this Ordinance if there have been no-fault evictions; amending the Administrative Code to prohibit the costs of legalization from being passed through to the tenant; amending the Subdivision Code to prohibit legalized units from being subdivided and separately sold; affirming the Planning Department's California Environmental Quality Act determination; making findings of consistency with the General Plan, and the priority policies of Planning Code, Section 101.1; and directing the Clerk of the Board of Supervisors to submit this Ordinance to the California Department of Housing and Community Development in accordance with California Government Code, Section 65852.2(h).

**Attachments:** [Leg\\_Ver1](#)  
[Leg\\_Dig\\_Ver1](#)  
[Leg\\_Ver2](#)  
[Leg\\_Dig\\_Ver2](#)  
[Response PLN Dept 021914](#)  
[Response PLN Comm 020714](#)  
[Leg\\_Ver3](#)  
[Leg\\_Dig\\_Ver3](#)  
[Comm Pkt 032414](#)  
[Response PLN Comm 032414](#)  
[Leg\\_Ver4](#)  
[Board\\_Pkt\\_040114](#)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**Recommendation of the Neighborhood Services and Safety Committee**

*Present: Supervisors Campos, Mar, Yee*

17. [140084](#) **[Administrative Code - Jail Inmate Health Insurance Enrollment]**  
Ordinance amending the Administrative Code, to designate the Sheriff as the entity to assist county jail inmates with submitting an application for a health insurance affordability program consistent with federal requirements. (Sheriff)

**Attachments:** [Leg Ver1](#)  
[Leg Dig Ver1](#)  
[Dept Ltr 012814](#)  
[Board\\_Pkt\\_040114](#)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

### **Recommendation of the Rules Committee**

*Present: Supervisors Yee, Tang, Campos*

18. [140227](#) **[Appointment, Treasury Oversight Committee - Ronald Gerhard]**  
Motion appointing Ronald Gerhard (residency requirement waived), term ending June 5, 2017, to the Treasury Oversight Committee. (Rules Committee)

(Supervisor Campos dissented in Committee.)

**Attachments:** [Comm Pkt 032014](#)  
[Leg Ver2](#)  
[Board\\_Pkt\\_040114](#)

**Question: Shall this Motion be APPROVED?**

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

### SPECIAL ORDER 3:00 P.M.

#### APPEAL PROCEDURES

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

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

**19. [140143](#) [Public Hearing - Appeal of Exemption Determination - San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program]**

Hearing of persons interested in or objecting to the San Francisco Municipal Transportation Agency (SFMTA) Board of Directors approval of Resolution No. 14-023, California Environmental Quality Act Categorical Exemption Determinations for Commuter Shuttle Policy and Pilot Program and amending Transportation Code, Division II, and approval of Motion to suspend the SFMTA Board of Directors Rules of Order, Article 4, Section 10, regarding Published Notice approved on January 21, 2014. (Appellants: Richard T. Drury and Christina M. Caro, on behalf of Sara Shortt, the Harvey Milk Lesbian, Gay, Bisexual, Transgender Democratic Club, Service Employees International Union Local Union 1021, and San Francisco League of Pissed-Off Voters) (Filed February 19, 2014).

**Attachments:** [Appeal Letter 021914](#)  
[SFMTA Response 032114](#)  
[Board Pkt 040114](#)

**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.)**

20. [140144](#) **[Affirming the Exemption Determination - San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program]**  
Motion affirming the determination by the Planning Department that the San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program is exempt from environmental review.

**Attachments:** [Leg Ver1](#)  
[Board Pkt 040114](#)

**Question: Shall this Motion be APPROVED?**

21. [140145](#) **[Reversing the Exemption Determination - San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program]**  
Motion reversing the determination by the Planning Department that the San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program is exempt from environmental review.

**Attachments:** [Leg Ver1](#)  
[Board Pkt 040114](#)

**Question: Shall this Motion be APPROVED?**

22. [140146](#) **[Preparation of Findings to Reverse the Exemption Determination - San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program]**  
Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program is exempt from environmental review.

**Attachments:** [Leg Ver1](#)  
[Board Pkt 040114](#)

**Question: Shall this Motion be APPROVED?**

## COMMITTEE REPORTS

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

*The following item will be considered by the Land Use and Economic Development Committee at a Regular Meeting on Monday, March 31, 2014, at 1:30 p.m. The Chair intends to request the Committee to send the following item to the Board as a Committee Report on Tuesday, April 1, 2014.*

**23. [140122](#) [Planning, Building Codes - Fee Waiver Program - Small Business Month, May 2014]**

**Sponsor: Tang**

Ordinance recognizing Small Business Month in May 2014; amending the Planning Code and the Building Code to retroactively waive fees for the month of May for certain façade improvements; affirming the Planning Department’s determination under the California Environmental Quality Act; and making findings, including environmental findings and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

- Attachments:** [Leg Ver1](#)  
[Leg Dig Ver 1](#)  
[Response Bldg Inspec Comm 032414](#)  
[Comm Pkt 033114](#)  
[Response PLN Comm 032814](#)  
[Board Pkt 040114](#)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**24. 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.*

**25. 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.

26. [140295](#) **[Supporting Assembly Bill 2591 (Weber) - The Basic Material Needs for Homeless Children Act]**  
**Sponsor: Farrell**  
Resolution supporting Assembly Bill 2591, authored by Assemblymember Shirley Weber, the Basic Material Needs for Homeless Children Act.  
**Attachments:** [Leg Ver1](#)  
[AB 2591](#)  
[Board\\_Pkt\\_040114](#)

03/25/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

**27. 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](http://www.sfbos.org/legislation_introduced).

**Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

**PROPOSED ORDINANCES**

**140277 [Settlement of Lawsuit - Daniel Dallabrida - \$150,000]**

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

**Attachments:** [Leg Ver1](#)  
[Comm Pkt 040314](#)

03/19/2014; RECEIVED FROM DEPARTMENT.  
04/01/2014; RECEIVED AND ASSIGNED to the Rules Committee.

**140278 [Settlement of Lawsuit - Fletcher Ranch Road Properties, LLC - Grant of Access Easements]**

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

**Attachments:** [Leg Ver1](#)  
[Comm Pkt 040314](#)

03/19/2014; RECEIVED FROM DEPARTMENT.  
04/01/2014; ASSIGNED to the Rules Committee.

**140279****[Settlement of Lawsuit - California Coastal Protection Network - \$125,000]**

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

**Attachments:** [Leg Ver1](#)

[CEQA Determination](#)

[Comm Pkt 040314](#)

03/24/2014; RECEIVED FROM DEPARTMENT.

03/27/2014; REFERRED TO DEPARTMENT.

03/27/2014; RESPONSE RECEIVED.

04/01/2014; ASSIGNED to the Rules Committee.

**140280****[Settlement of Unlitigated Claim - Rajiv Bhatia - \$155,000]**

Resolution approving settlement of the unlitigated claim asserted by Dr. Rajiv Bhatia against the City and County of San Francisco on September 10, 2013, for \$155,000. (City Attorney)

**Attachments:** [Leg Ver1](#)

[Comm Pkt 040314](#)

03/19/2014; RECEIVED FROM DEPARTMENT.

04/01/2014; ASSIGNED to the Rules Committee.

**140281****[Settlement of Lawsuit - Thomas Cooke, III - \$650,000]**

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

**Attachments:** [Leg Ver1](#)

[Comm Pkt 040314](#)

04/01/2014; RECEIVED FROM DEPARTMENT.

04/01/2014; ASSIGNED to the Rules Committee.

**140282**

**[Settlement of Lawsuit - 2342 Broadway, LLC - \$37,500]**

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

**Attachments:** [Leg Ver1](#)

[Comm Pkt 040314](#)

03/24/2014; RECEIVED FROM DEPARTMENT.

04/01/2014; ASSIGNED to the Rules Committee.

**PROPOSED RESOLUTION**

**140254**

**[Annual Fundraising Drive - 2014]**

Resolution designating those agencies qualified to participate in the 2014 Annual Joint Fundraising Drive for officers and employees of the City and County of San Francisco . (City Administrator)

03/24/2014; RECEIVED FROM DEPARTMENT.

04/01/2014; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

**140276**      **[Petitions and Communications]**

Petitions and Communications received from March 17, 2014, through March 24, 2014, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on April 1, 2014.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information will not be redacted.

From Clerk of the Board, reporting the following individuals have submitted Form 700 Statements: (1)

- Leah Pimentel - LAFCo - Annual
- Deborah Landis - Admin/Finance Deputy - Leaving
- Andres Power - Legislative Aide - Annual
- Bruce Oka - SOTF - Annual
- Judson True - Legislative Aide - Annual

From Office of Citizen Complaints, submitting FY2013 Annual Report. Copy: Each Supervisor. (2)

From concerned citizens, regarding Sharp Park. File No. 140174. 15 letters. Copy: Each Supervisor. (3)

From concerned citizens, regarding ordinance on electronic cigarettes. File No. 131208. 7 letters. Copy: Each Supervisor. (4)

From John Fitch, regarding teens and schools in San Francisco. Copy: Each Supervisor. (5)

From Capital Planning Committee, regarding approval of the San Francisco Library's supplemental appropriation request. Copy: Each Supervisor. (6)

From Treasurer and Tax Collector, submitting Monthly Investment Report for February 2014. Copy: Each Supervisor. (7)

From Department of Public Health, submitting Annual 2013 Title XV Evaluation reports for jails. Copy: Each Supervisor. (8)

From Controller, submitting Economic Barometer - Quarter 4, 2013. Copy: Each Supervisor. (9)

From Clerk of the Board, regarding the following appointment by the Mayor: (10)  
Joseph Arellano - Juvenile Probation Commission

From Clerk of the Board, regarding the following appointment by the Mayor: (11)  
Julian Chang - Juvenile Probation Commission

From concerned citizens, regarding legalization of in-law units. File No. 131148. 4 letters. Copy: Each Supervisor. (12)

From Gerald Cauthen, regarding study of Central Subway Phase 3. Copy: Each Supervisor. (13)

From concerned citizen, regarding burying of utility wires underground. Copy: Each Supervisor. (14)

From Youth Commission, regarding actions taken at the March 17, 2014, meeting on File Nos. 140120, 140123, and 131208. Copy: Each Supervisor. (15)

From concerned citizens, regarding seismic evaluation of private schools. File No. 140120. 295 letters. Copy: Each Supervisor. (16)

From Public Utilities Commission Rate Fairness Board, submitting March 28, 2014, meeting agenda. Copy: Each Supervisor. (17)

From Municipal Transportation Agency, submitting Chapter 14B Local Business Enterprise Participation Report for January 2012 through December 2013. Copy: Each Supervisor. (18)

From Bay Area Council, regarding appeal of SFMTA Resolution No. 14-023. File No. 140143. Copy: Each Supervisor. (19)

From concerned citizens, regarding private transportation networks and taxi services. File No. 140020. 3 letters. Copy: Each Supervisor. (20)

Attachments: [Board Pkt 040114](#)

## ADJOURNMENT