



# 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, May 21, 2013 - 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, 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](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 April 16, 2013, Board Meeting Minutes.*

## **COMMUNICATIONS**

### **SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board**

*Pursuant to Charter Section 3.100(7), this item will be read at the Board Meeting on the second Tuesday of each month, unless rescheduled by the Mayor and the Board President. The Mayor and the Board may not discuss matters that have already been considered in Committee and that are on the Board's Agenda as an action item.*

*By supermajority vote of the Board of Supervisors (8 votes), the Board may, by oral motion, allow an eligible District Supervisor to ask a question that was not previously posed if the question relates to a sudden or unexpected incident or occurrence raising formal, time-sensitive policy questions that were not anticipated prior to the posting of this agenda. Public comment for this item will take place during general public comment.*

1. [130443](#) **[Formal Policy Discussions - May 21, 2013]**  
Pursuant to Charter Sections 2.103 and 3.100(7), and Administrative Code, Section 2.11, the Mayor shall answer the following eligible question submitted by Supervisor representing District 8. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. In many neighborhoods across the city, our sidewalks don't have the capacity to ensure safe and comfortable pedestrian flow, which squeezes pedestrians into tight areas and forces people to step onto the street. While infrastructure improvements like widening our sidewalks and creating bulb-outs can dramatically alleviate pedestrian congestion issues, these improvements are expensive and resources are limited. A less expensive solution is to improve placement of street furniture, such as surface utility boxes, news racks, bus shelters, advertising kiosks, public toilets and other fixtures on the sidewalk, which individually and in the aggregate impede pedestrian flow and restrict visibility of pedestrians at corners. With so many pieces of sidewalk furniture competing for scarce sidewalk real estate, how will you work with the various Departments that authorize placement of these items to ensure that we are doing everything we can to create safe and comfortable sidewalks along our busy streets? How will you ensure that the City is doing everything that it can to fix existing sidewalk bottlenecks and hazardous pedestrian visibility conditions and ensure that we do not create new ones? How will your Pedestrian Strategy, including the 5 miles per year program, address this problem? (Supervisor Wiener, District 8)

**Attachments:** [Board Packet 052113](#)

**Discussion: The Mayor shall DISCUSS eligible questions with the Board of Supervisors.**

## **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 2 through 6**

### **Recommendations of the Budget and Finance Committee**

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

2. [130261](#) **[Health Code - Retroactive Increase in Patient Rates for Certain Mental Health Services]**

**Sponsor: Mayor**

Ordinance amending the Health Code, Section 128, to retroactively increase patient rates charged for certain mental health services.

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

[Leg Dig Ver1](#)

[Repsonse Planning 040813](#)

[Bdgt Analyst Rpt 050813](#)

[Comm Pkt 050813](#)

[Board Packet 051413](#)

[Board Packet 052113](#)

05/14/2013; PASSED, ON FIRST READING.

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

3. [130367](#) **[De-Appropriation and Re-Appropriation - \$16,546,000 to Public Utilities Commission for Expenditures - FY2012-2013]**

**Sponsor: Mayor**

Ordinance de-appropriating \$16,546,000 in existing Wastewater Capital Improvement Program project budgets and re-appropriating the funds to Wastewater Sewer System Improvement Program budgets adopted by the Public Utilities Commission.

(Fiscal Impact)

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

[Bdgt Analyst Rpt 050813](#)

[Comm Pkt 050813](#)

[Board Packet 051413](#)

[Board Packet 052113](#)

05/14/2013; PASSED, ON FIRST READING.

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

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

*Present: Supervisors Farrell, Mar, Avalos*

**4. 130244 [Health, Business and Tax Regulations Code - Regulate and Establish Annual Fees - Cottage Food Operations]**

Ordinance amending the Health Code, by adding Section 452.1, to establish a procedure for regulating Cottage Food Operations; amending the Business and Tax Regulations Code, by adding Section 249.1A, to establish annual fees for Cottage Food Operations; and making environmental findings. (Public Health Department)

(Fiscal Impact)

**Attachments:** [Leg\\_Ver1](#)

[Leg\\_Dig\\_Ver1](#)

[Repsonse Planning\\_040813](#)

[Response SBC\\_050113](#)

[Comm\\_Pkt\\_050813](#)

[Bdgt\\_Analyst\\_Rpt\\_050813](#)

[Board\\_Packet\\_051413](#)

[Board\\_Packet\\_052113](#)

05/14/2013; PASSED, ON FIRST READING.

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

**5. 130370 [Appropriation and De-Appropriation - Equipment Lease Revenue Bonds, Series 2013A - \$2,056,612 - FY2012-2013]**

**Sponsor: Mayor**

Ordinance appropriating \$2,056,612 of Equipment Lease Revenue Bonds, Series 2013A, Proceeds and de-appropriating \$171,628 of equipment lease project to fund related financial costs for issuing Equipment Lease Revenue Bonds, Series 2013A, for Citywide Lease Equipment financing in FY2012-2013.

(Fiscal Impact)

**Attachments:** [Leg\\_Ver1.doc](#)

[Supp\\_Approp\\_Request](#)

[Bdgt\\_Analyst\\_Rpt\\_050813](#)

[Comm\\_Pkt\\_050813](#)

[Board\\_Packet\\_051413](#)

[Board\\_Packet\\_052113](#)

05/14/2013; PASSED, ON FIRST READING.

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

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

*Present: Supervisors Wiener, Kim, Chiu*

**6. [130420](#) [Real Property Conveyance - Land Dedication - 1294-8 Shotwell Street - Inclusionary Affordable Housing]**

**Sponsor: Campos**

Resolution approving and authorizing an agreement for the conveyance of a parcel of real estate, consisting of approximately .27 acres improved by a 11,672 square foot commercial building for the Mayor's Office of Housing pursuant to the land dedication process permitted under Planning Code, Section 419; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code, Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution.

**Attachments:** [Board Packet 052113](#)

[Form 126](#)

[PC Res 18775](#)

[Seller Agmt](#)

[Agmt 050613](#)

[Comm Pkt 051313](#)

[130420](#)

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



## REGULAR AGENDA

## UNFINISHED BUSINESS

### Recommendations of the Budget and Finance Committee

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

7. [130185](#) **[Appropriation - \$656,958 of General Fund Reserve to the Public Defender for Salary Expenditures - FY2012-2013]**

**Sponsors: Campos; Avalos and Mar**

Ordinance appropriating \$656,958 from the General Fund Reserve to the Public Defender for salary expenditures in FY2012-2013, pursuant to Charter Section 9.113, this appropriation is subject to a two-thirds affirmative vote of all members of the Board of Supervisors.

(Fiscal Impact)

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

[Bdgt Analyst Rpt 032713](#)

[Comm Pkt 032713](#)

[Board Packet 040213](#)

[Leg Ver2](#)

[Bdgt Analyst Rpt 050813](#)

[Comm Pkt 050813](#)

[Board Packet 051413](#)

[Board Packet 052113](#)

04/02/2013; RE-REFERRED to the Budget and Finance Committee.

05/14/2013; PASSED ON FIRST READING.

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

8. [130364](#) **[De-Appropriation and Re-Appropriation - \$71,016 to Public Utilities Commission for Overtime - FY2012-2013]**

**Sponsor: Mayor**

Ordinance de-appropriating \$71,016 in salaries in the Public Utilities Commission, Hetch Hetchy Department, operating budget and re-appropriating \$71,016 to overtime in the Public Utilities Commission, Hetch Hetchy Department operating budget in order to support the department's projected increases in overtime as required per Ordinance No. 194-11, and requiring a two-thirds vote of all members of the Board of Supervisors for approval.

**Attachments:** [Leg\\_Ver1.doc](#)

[Supp Approp Request](#)

[Bdgt Analyst Rpt 050813](#)

[Comm Pkt 050813](#)

[Board Packet 051413](#)

[Board Packet 052113](#)

05/14/2013; PASSED ON FIRST READING.

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

9. [130366](#) **[De-Appropriation and Re-Appropriation - \$250,000 to Public Utilities Commission for Overtime - FY2012-2013]**

**Sponsor: Mayor**

Ordinance de-appropriating \$250,000 in debt service in the Public Utilities Commission, Water Enterprise Department, operating budget, and re-appropriating \$250,000 to overtime in the Public Utilities Commission, Water Enterprise Department, operating budget, in order to support the department's projected increases in overtime, as required by Board of Supervisors Ordinance No. 194-11; and requiring a two-thirds vote of all members of the Board of Supervisors for approval.

(Fiscal Impact)

**Attachments:** [Leg\\_Ver1.doc](#)

[PUC Ltr 041813](#)

[Bdgt Analyst Rpt 050813](#)

[Comm Pkt 050813](#)

[Board Packet 051413](#)

[Board Packet 052113](#)

05/14/2013; PASSED ON FIRST READING.

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

## NEW BUSINESS

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

*Present: Supervisors Farrell, Breed, Kim*

**10. [130226](#) [Park Code - South of Market West Skatepark and Dog Park]**

**Sponsor: Kim**

Ordinance amending the Park Code to designate portions of the property (Assessor's Block No. 3513, Lot Nos. 071 and 074) leased by the City and County of San Francisco from the State of California, immediately under and adjacent to the portions of the Central Freeway located between Otis and Stevenson Streets and between Valencia and Stevenson Streets and partially bounded by Duboce Avenue and referred to as "South of Market (SoMa) West Skatepark and Dog Park," as a "park" within the meaning of the Park Code and to authorize the Recreation and Park Department's Park Patrol to patrol those portions of the leased property; and making environmental findings, and findings of consistency with the General Plan.

**Attachments:** [Leg\\_Ver1](#)

[Leg\\_Dig\\_Ver1](#)

[Report\\_PLN\\_102111](#)

[Report\\_PLN\\_030613](#)

[Response\\_PLN\\_032513](#)

[Comm\\_Pkt\\_051513](#)

[Bdgt\\_Analyst\\_Rpt\\_051513](#)

[Leg\\_Ver2](#)

[Board\\_Packet\\_052113](#)

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

11. [130381](#) **[Sale - Road Repaving and Street Safety General Obligation Bonds, 2011, Series 2013C - Not to Exceed \$133,275,000]**

**Sponsors: Mayor; Wiener and Yee**

Resolution authorizing and directing the sale of not to exceed \$133,275,000 aggregate principal amount of Road Repaving and Street Safety General Obligation Bonds, 2011, Series 2013C; prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related to said bonds; providing for the manner of sale of said bonds by competitive sale; approving the forms of official notice of sale and notice of intention to sell bonds; directing the publication of the notice of intention to sell bonds; approving the form of the preliminary official statement and the form and execution of the official statement relating to the sale of said bonds; approving the form of the continuing disclosure certificate; authorizing and approving modifications to documents; declaring the City's intent to reimburse certain expenditures; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds.

(Fiscal Impact)

**Attachments:** [Leg\\_Ver1](#)

[Notice\\_Intention\\_Sell.pdf](#)

[Official\\_Statement.pdf](#)

[Notice\\_Sale.pdf](#)

[Comm\\_Pkt\\_051513](#)

[Bdgt\\_Analyst\\_Rpt\\_051513](#)

[Board\\_Packet\\_052113](#)

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

12. [130363](#) **[Appropriation - Road Repaving and Street Safety General Obligation Bonds, 2011, Series 2013C - \$133,275,000 - FY2012-2013]**

**Sponsors: Mayor; Wiener, Yee and Chiu**

Ordinance appropriating \$133,275,000 of the Road Repaving and Street Safety General Obligation Bonds, 2011, Series 2013B, Proceeds including \$122,058,097 to the Department of Public Works and \$11,216,903 to the Municipal Transportation Agency for resurfacing, sidewalk, curb ramp, and street structure improvements, the redesign of street streetscapes to include pedestrian and bicycle safety improvements, and traffic signal improvements to support transit priority for FY2012-2013 and placing these funds on Controller's Reserve pending the sale of the bonds.

(Fiscal Impact)

**Attachments:** [Leg\\_Ver1.xls](#)

[Comm\\_Pkt\\_051513](#)

[Bdgt\\_Analyst\\_Rpt\\_051513](#)

[Board\\_Packet\\_052113](#)

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

13. [130382](#) **[Sale - Earthquake Safety and Emergency Response General Obligation Bonds, 2010, Series 2013B - Not to Exceed \$31,905,000]**  
**Sponsors: Mayor; Chiu**  
Resolution authorizing and directing the sale of not to exceed \$31,905,000 aggregate principal amount of Earthquake Safety and Emergency Response General Obligation Bonds, 2010, Series 2013B; prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related to said bonds; providing for the manner of sale of said bonds by competitive sale; approving the forms of official Notice of Sale and Notice of Intention to Sell Bonds; directing the publication of the Notice of Intention to Sell Bonds; approving the form of the Preliminary Official Statement and the form and execution of the Official Statement relating to the sale of said bonds; Approving the Form of the Continuing Disclosure Certificate; Authorizing and approving modifications to documents; declaring the City's intent to reimburse certain expenditures; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds.

(Fiscal Impact)

**Attachments:** [Leg\\_Ver1.doc](#)

[Notice\\_Intention\\_Sell.pdf](#)

[Official\\_Statement.pdf](#)

[Notice\\_Sale.pdf](#)

[Comm\\_Pkt\\_051513](#)

[Bdgt\\_Analyst\\_Rpt\\_051513](#)

[Board\\_Packet\\_052113](#)

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

14. [130368](#) **[Appropriation - Earthquake Safety and Emergency Response General Obligation Bonds, 2011, Series 2013B - \$31,905,000 - FY2012-2013]**  
**Sponsors: Mayor; Chiu**  
Ordinance appropriating \$31,905,000 of the Earthquake Safety and Emergency Response General Obligation Bonds, 2010, Series 2013B, Proceeds to the Department of Public Works in FY2012-2013 for necessary repairs and seismic improvements in order to better prepare San Francisco for a major earthquake or natural disaster; and placing these funds on Controller's Reserve pending the sale of the bonds.

(Fiscal Impact)

**Attachments:** [Leg\\_Ver1.doc](#)

[Notice\\_Intention\\_Sell](#)

[Official\\_Statement](#)

[Notice\\_Sale](#)

[Comm\\_Pkt\\_051513](#)

[Bdgt\\_Analyst\\_Rpt\\_051513](#)

[Board\\_Packet\\_052113](#)

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

15. [130380](#) **[Issuance - Clean and Safe Neighborhood Parks General Obligation Bonds, 2012, Series 2013A - Not to Exceed \$195,000,000]**

**Sponsors: Mayor; Farrell, Wiener, Chiu, Avalos and Kim**

Resolution providing for the issuance of not to exceed \$195,000,000 aggregate principal amount of Clean and Safe Neighborhood Parks General Obligation Bonds, 2012, Series 2013A; authorizing the execution, authentication and registration of said Bonds; providing for the levy of a tax to pay the principal and interest thereof; providing for the appointment of depositories and other agents for said Bonds; providing for the establishment of accounts related thereto; ratifying certain actions previously taken; and granting general authority to city officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said Bonds.

(Fiscal Impact)

- Attachments:** [Leg\\_Ver1.doc](#)  
[Memo\\_032313.pdf](#)  
[Comm\\_Pkt\\_051513](#)  
[Bdgt\\_Analyst\\_Rpt\\_051513](#)  
[Board\\_Packet\\_052113](#)

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

16. [130377](#) **[Sale - Clean and Safe Neighborhood Parks General Obligation Bonds, 2012, Series 2013A - Not to Exceed \$74,030,000]**

**Sponsors: Mayor; Farrell, Wiener, Avalos, Kim and Chiu**

Resolution authorizing and directing the sale of not to exceed \$74,030,000 aggregate principal amount of City and County of San Francisco Clean and Safe Neighborhood Parks General Obligation Bonds, 2012, Series 2013A; prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related to said bonds; providing for the manner of sale of said bonds by competitive Sale; approving the forms of Official Notice of Sale and Notice of Intention to Sell Bonds; directing the publication of the Notice of Intention to Sell Bonds; approving the form of the Preliminary Official Statement and the form and execution of the Official Statement Relating to the Sale of Said Bonds; approving the form of the Continuing Disclosure Certificate; authorizing and approving modifications to documents; declaring the City's intent to reimburse certain expenditures; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds.

(Fiscal Impact)

- Attachments:** [Leg\\_Ver1](#)  
[Notice\\_Intention\\_Sell.pdf](#)  
[Official\\_Statement.pdf](#)  
[Notice\\_Sale.pdf](#)  
[Comm\\_Pkt\\_051513](#)  
[Bdgt\\_Analyst\\_Rpt\\_051513](#)  
[Board\\_Packet\\_052113](#)

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

17. [130371](#) **[Appropriation and De-Appropriation - Clean and Safe Neighborhood Park General Obligation Bonds, 2012, Series 2013A - \$74,030,000 - FY2012-2013]**  
**Sponsors: Mayor; Farrell, Wiener, Chiu, Avalos and Kim**

Ordinance appropriating \$74,030,000 of the Clean and Safe Neighborhood Park General Obligation Bonds, 2012, Series 2013A, Proceeds including \$55,156,304 to the Recreation and Parks Department and \$18,873,696 to the Port for the renovation, repair, and construction of parks and open spaces (Proposition B) in FY2012-2013 and placing these funds on Controller's Reserve pending the sale of the bonds.

(Fiscal Impact)

**Attachments:** [Leg\\_Ver1.doc](#)

[Comm Pkt 051513](#)

[Bdgt Analyst Rpt 051513](#)

[Board Packet 052113](#)

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

18. [130335](#) **[Airport Lease Amendment - Gotham Enterprises, LLC - Minimum Annual Guarantee \$37,353]**

Resolution approving Amendment No. 1 to the Domestic Terminal Food and Beverage Lease No. 03-0193 between Gotham Enterprises, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, with a minimum annual guarantee of \$37,353, for the term of September 29, 2003, through February 23, 2017. (Airport Commission)

**Attachments:** [Leg\\_Ver1](#)

[Form 126](#)

[Reso 13 0015](#)

[Lease Amend1](#)

[Comm Pkt 051513](#)

[Budget Analyst 051513.pdf](#)

[Board Packet 052113](#)

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

19. [130378](#) **[Lease - Data Center Space - 3101 Gold Center Drive, Rancho Cordova, California - Initial Term of Two Years - Base Annual Rental Rate of \$130,473.84]**

**Sponsors: Mayor; Chiu**

Resolution authorizing the use of space and communication services within an existing data center located at 3101 Gold Center Drive, Rancho Cordova, California, from the State of California Technology Agency, Office of Technology Services, through an Agreement; and authorizing certain amendments and extensions to said Agreement as warranted for an initial term of two years with a base annual rental rent of \$130,473.84.

**Attachments:** [Leg\\_Ver1](#)

[Form\\_126](#)

[Lease.pdf](#)

[Comm\\_Pkt\\_051513](#)

[Bdgt\\_Analyst\\_Rpt\\_051513](#)

[Board\\_Packet\\_052113](#)

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



20. [130384](#) **[Airspace Lease - State of California - Property along Duboce Street, between Otis Street and Stevenson Street - SoMa West Skatepark - Initial Term of Twenty Years - Initial Monthly Base Rent \$10,000]**

**Sponsor: Kim**

Resolution approving the execution of an airspace lease for a portion of property commonly known as Block No. 3513, Lot No. 071, and located along Duboce Street between Otis Street and Stevenson Street, by and between the City and County of San Francisco (City), and the State of California, acting by and through its Department of Transportation, for an initial term of twenty years and an initial monthly rent of \$10,000; adopting environmental findings and other findings that the actions set forth in this Resolution are consistent with the City's General Plan and eight priority policies; and authorizing other actions in furtherance of this Resolution.

(Fiscal Impact)

**Attachments:** [Leg\\_Ver1](#)

[CA DOT Ltr 120800](#)

[Study](#)

[Form 126](#)

[Prop I](#)

[Lease 04 SF 101 26](#)

[Memo](#)

[Charter Sec 4 105](#)

[Gen Plan Sec 2A 53](#)

[Comm Pkt 051513](#)

[Bdgt Analyst Rpt 051513](#)

[Leg\\_Ver2](#)

[Board Packet 052113](#)

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

21. [130385](#) **[Airspace Lease - State of California - Property under Highway 101 near Duboce Street, between Valencia Street and Stevenson Street - SoMa West Dog Park - Initial Term of Twenty Years - Total Base Rent \$2,335,343]**

**Sponsor: Kim**

Resolution approving the execution of an airspace lease for a portion of property commonly known as Block No. 3513, Lot No. 074, and located under Highway 101 near Duboce Street, between Valencia Street and Stevenson Street, by and between the City and County of San Francisco (City), and the State of California, acting by and through its Department of Transportation, for an initial term of twenty years and a total base rent of \$2,335,343; adopting environmental findings and other findings that the actions set forth in this Resolution are consistent with the City's General Plan and eight priority policies; and authorizing other actions in furtherance of this Resolution.

(Fiscal Impact)

**Attachments:** [Leg\\_Ver1.docx](#)

[Form\\_126.doc](#)

[Study.pdf](#)

[Memo.pdf](#)

[Lease\\_04\\_SF\\_101\\_25.pdf](#)

[Gen\\_Plan\\_Sec\\_2A\\_53.pdf](#)

[Charter\\_Sec\\_4\\_105.pdf](#)

[Prop\\_I.pdf](#)

[CA\\_DOT\\_Ltr\\_120800.pdf](#)

[Comm\\_Pkt\\_051513](#)

[Bdgt\\_Analyst\\_Rpt\\_051513](#)

[Leg\\_Ver2](#)

[Board\\_Packet\\_052113](#)

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

**Recommendation of the Government Audit and Oversight Committee**

*Present: Supervisors Cohen, Tang, Campos*

22. [130318](#) **[Transportation Code - Extension of Abandoned Vehicle Abatement Fee]**  
**Sponsor: Cohen**  
Ordinance amending the Transportation Code, Division I, Section 4.4, to authorize the Service Authority for the Abatement of Abandoned Vehicles (the San Francisco Municipal Transportation Agency Board) to extend the \$1 abandoned vehicle abatement fee on all vehicles registered to City residents for ten years, from June 1, 2013, through May 31, 2023, and making environmental findings.

(Fiscal Impact)

**Attachments:** [Leg Ver1](#)  
[Board Packet 052113](#)

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

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

*Present: Supervisors Wiener, Kim, Chiu*

23. [130070](#) **[Planning Code - Duboce Park Historic District]**  
**Sponsor: Wiener**  
Ordinance amending the Planning Code, by adding a new Appendix N to Article 10, Preservation of Historical, Architectural, and Aesthetic Landmarks, to create the Duboce Park Historic District; and making findings, including environmental findings, and findings of consistency with the General Plan, and Planning Code, Section 101.1(b).

**Attachments:** [Leg Ver1](#)  
[Leg Dig Ver1](#)  
[Planning Rpt 011813](#)  
[Hrg Notice 051313](#)  
[Comm Pkt 051313](#)  
[Leg Ver2](#)  
[Board Packet 052113](#)

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

**24. [130182](#) [Police, Administrative Codes - Entertainment-Related Permits]****Sponsor: Wiener**

Ordinance amending the Police Code to clarify permit requirements and procedures, as well as to expand suspension, citation, and enforcement provisions regarding Entertainment Commission permits, including Place of Entertainment Permits, Limited Live Performance Permits, Temporary Place of Entertainment Permits, Temporary Limited Live Performance Permits, Extended-Hours Premises Permits, and Temporary Extended-Hours Premises Permits, and noise limits and standards; amending the Administrative Code to clarify fee setting and reporting procedures; and making environmental findings.

**Attachments:** [Leg\\_Ver1](#)[Leg\\_Dig\\_Ver1](#)[Cat\\_Ex\\_030813](#)[Response\\_SBC\\_042413](#)[Leg\\_Ver2](#)[Leg\\_Dig\\_Ver2](#)[Response\\_Ent\\_Comm\\_041713](#)[Cat\\_Ex\\_050213](#)[Comm\\_Pkt\\_051313](#)[Leg\\_Ver3\\_Ver4](#)[Leg\\_Dig\\_Ver3\\_Ver4](#)[Board\\_Packet\\_052113](#)**Question: Shall this Ordinance be PASSED ON FIRST READING?****SPECIAL ORDER 3:00 P.M.****Board of Supervisors Sitting as a Committee of the Whole***(Pursuant to File No. 130397, approved May 14, 2013.)***25. [130398](#) [Public Hearing - Report of Assessment Costs for Blighted Properties]**

Hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Clerk of the Board)

**Attachments:** [Hearing\\_Notice.pdf](#)[Board\\_Packet\\_052113](#)**Question: Shall this Hearing be HEARD AND FILED?****Committee of the Whole Adjourn and Report**

26. [130399](#) **[Report of Assessment Costs for Blighted Properties]**  
Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Public Works Department)

**Attachments:** [Leg\\_Ver1.docx](#)  
[DPW\\_Ltr\\_042913.pdf](#)  
[DPW\\_Order\\_No\\_181187.pdf](#)  
[Property\\_Owners.pdf](#)  
[Board\\_Packet\\_052113](#)

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

## **SPECIAL ORDER 3:30 P.M. - Recognition of Commendations**

### **27. 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.*

### **28. 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 29 and 30

29. [130467](#) **[Urging the California State Legislature to Pass Assembly Bill 241]**  
**Sponsor: Avalos**  
Resolution urging the California State Legislature and the Governor to pass Assembly Bill 241, the Domestic Worker Bill of Rights, to provide respect, protection, rights, and dignity to domestic workers and to value the work they perform caring for our children, elderly, and our families.

**Attachments:** [Leg\\_Ver1](#)

[AB\\_241](#)

[Board\\_Packet\\_052113](#)

05/14/2013; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

30. [130472](#) **[Public Works Week - May 18-25, 2013]**  
**Sponsor: Wiener**  
Resolution commending the men and women of the Department of Public Works and declaring May 18-25, 2013, as Public Works Week in the City and County of San Francisco.

**Attachments:** [Leg\\_Ver1](#)

[Board\\_Packet\\_052113](#)

05/14/2013; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

### 31. 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 RESOLUTION

### 130448

#### **[Contract Amendment - Port of San Francisco - Pier 27 James R. Herman Cruise Ship Terminal and Northeast Wharf Plaza - Not to Exceed \$11,491,708]**

Resolution authorizing the Executive Director of the Port of San Francisco to execute an amendment to the contract with Kaplan, McLaughlin, and Diaz Architects, and Pfau Long Architecture, a Joint Venture, for architectural and engineering design services for the Pier 27 James R. Herman Cruise Ship Terminal and Northeast Wharf Plaza Project at Pier 27 to increase the not-to-exceed contract amount by \$1,541,708 from \$9,950,000 to \$11,491,708 for the period of November 10, 2009, through December 31, 2014. (Port)

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

05/13/2013; RECEIVED FROM DEPARTMENT.

05/21/2013; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

**130447 [Petitions and Communications]**

Petitions and Communications received from May 6, 2013, through May 13, 2013, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on May 21, 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 Department of Public Health, submitting annual list of membership organizations for FYs 2013-2014 and 2014-2015. Copy: Each Supervisor. (1)

\*From Office of Citizen Complaints, submitting 2012 Annual Comprehensive Statistical Report. Copy: Each Supervisor. (2)

From Fish and Game Commission, submitting notice of proposed regulatory action relating to commercial fishing activity reports. Copy: Each Supervisor. (3)

From Fish and Game Commission, submitting notice of proposed regulatory action relating to Depredation Permit Application and Bobcat Depredation. Copy: Each Supervisor. (4)

From Controller, submitting FY2012-2013 Nine-Month Budget Status Report. Copy: Each Supervisor. (5)

From Clerk of the Board, submitting memorandum from Board President David Chiu rescheduling Mayoral Question time from May 14th to May 21, 2013. Copy: Each Supervisor. (6)

From Allen Jones, regarding renaming SFO. File No. 130037. Copy: Each Supervisor, Rules Committee Clerk. (7)

From Tom Bird, regarding fiber broadband. File No. 130442. Copy: Each Supervisor, Land Use & Economic Development Committee Clerk. (8)

From Virginia Grandi, regarding 706 Mission Street Tower Project. File No. 130308. Copy: Each Supervisor. (9)

From Annemie D'Haene, regarding Charlie the dog. (10)

From concerned citizens, regarding Masonic Avenue cycle track project. 3 letters. Copy: Each Supervisor. (11)

From Susan Strolis, regarding Parkwide master bicycle rental. File No. 130342. Copy: Each Supervisor. Budget & Finance Committee Clerk. (12)

From Lourdes Noriega, regarding school gardening program. Copy: Each Supervisor. (13)

From Andre Decary, regarding letter of gratitude to employees of SFMTA and the Treasurer & Tax Collector's office. Copy: Each Supervisor. (14)

\*From concerned citizens, regarding support for the Fire Department Neighborhood Emergency Response Team. 20 letters. Copy: Each Supervisor. (15)

\*From concerned citizens, regarding Jerry Garcia Amphitheater petition. 100 letters. Copy: Each Supervisor. (16)



From concerned citizens, regarding Lyme Disease Awareness Month. File No. 130411. 6 letters. Copy: Each Supervisor. (17)

From Charles E. Perkins, regarding Golden State Warriors development. File No. 130321. Copy: Land Use & Economic Development Committee, Land Use & Economic Development Committee Clerk. (18)

From concerned citizens, regarding proposed CEQA legislation. File No. 130248. 2 letters. Copy: Each Supervisor. (19)

From Lee Goodin, regarding the Central Subway. Copy: Each Supervisor. (20)

From Paul Timothy Diaz, regarding Affordable Housing in San Francisco. Copy: Each Supervisor. (21)

From Rosales Law Partners LLP, regarding protest to recommended advertising lease award to Clear Channel Airports. File No. 130072. Copy: Each Supervisor. (22)

From Randy Broman, regarding Duboce Park Landmark District. File No. 130070. Copy: Each Supervisor, Land Use & Economic Development Committee Clerk. (23)

From Allen Jones, regarding host city for Super Bowl. Copy: Each Supervisor. (24)

From D Gianni Family, regarding Marina Degaussing Station Restaurant. File No. 120987. Copy: Each Supervisor. (25)

From Roland Salvato, regarding 8 Washington Project. Copy: Each Supervisor. (26)

From concerned citizens, regarding taxi services and medallions. 5 letters. Copy: Each Supervisor. (27)

From John Barry, regarding parking meter expansion. Copy: Each Supervisor. (28)

\*(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**