



# 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 29, 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 March 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 5**

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

*Present: Supervisors Wiener, Kim, Cohen*

1. [140312](#) **[Planning, Building Codes - Small Business Month Fee Waiver]**

**Sponsor: Tang**

Ordinance waiving fees in the Planning and Building Codes for certain façade improvements during the month of May every year; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and eight priority policies of Planning Code, Section 101.1.

**Attachments:** [Leg Ver2](#)

[Leg Dig Ver2](#)

[Comm Pkt 041414](#)

[BoardPkt042214](#)

[BoardPkt042914](#)

04/22/2014; PASSED, ON FIRST READING.

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

**Recommendations of the Rules Committee**

*Present: Supervisors Yee, Tang, Campos*

- 2. **140304** **[Appointment, Pedestrian Safety Advisory Committee - Todd Henry]**  
Motion appointing Todd Henry, term ending March 28, 2016, to the Pedestrian Safety Advisory Committee. (Rules Committee)

**Attachments:** [Comm Pkt 041714](#)

[Leg Ver2](#)

[BoardPkt042914](#)

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

- 3. **140360** **[Appointments, In-Home Supportive Services Public Authority - Mike Boyd and Melvin Beetle]**  
Motion appointing Melvin Beetle, term ending March 1, 2016, and Mike Boyd, term ending March 1, 2017, to the In-Home Supportive Services Public Authority. (Rules Committee)

**Attachments:** [Comm Pkt 041714](#)

[Leg Ver2](#)

[BoardPkt042914](#)

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

- 4. **140361** **[Appointments, Commission on Aging Advisory Council - Diane Lawrence and Ken Prag]**  
Motion appointing Diane Lawrence and Ken Prag, terms ending March 31, 2016, to the Commission on the Aging Advisory Council. (Rules Committee)

**Attachments:** [Comm Pkt 041714](#)

[Leg Ver2](#)

[BoardPkt042914](#)

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

- 5. **140362** **[Appointment, Shelter Monitoring Committee - Michael Kirkland]**  
Motion appointing Michael Kirkland, term ending November 23, 2014, to the Shelter Monitoring Committee. (Rules Committee)

**Attachments:** [Comm Pkt 041714](#)

[Leg Ver2](#)

[BoardPkt042914](#)

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

## REGULAR AGENDA

## UNFINISHED BUSINESS

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

*Present: Supervisors Farrell, Mar, Avalos*

6. [140232](#) **[Appropriation - Airport Commission - Capital Improvement Projects - \$1,969,830,773 - FY2013-2014]**  
**Sponsor: Mayor**  
Ordinance appropriating \$1,969,830,773 of proceeds from the sale of bonds for capital improvement projects to the Airport Commission for FY2013-2014, placing \$30,204,929 of the appropriation for the Plot 700 Development Project on Budget and Finance Committee reserve pending approval by the Board of Supervisors of the CEQA findings for this project, and placing the total appropriation of \$1,969,830,773 on Controller's Reserve pending sale of the bonds.

(Fiscal Impact)

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

[Supplemental](#)

[Comm Pkt 041614](#)

[Bdgt Analyst Rpt 041614](#)

[Leg Ver2](#)

[Board Pkt 042214](#)

[BoardPkt042914](#)

04/22/2014; PASSED ON FIRST READING.

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

7. [140318](#) **[Public Works Code - Waiver of Temporary Street Space Occupancy Permit Fee for Small Business Week Sidewalk Sales]**

**Sponsors: Tang; Mar**

Ordinance waiving the fee required by Public Works Code, Section 724.1(b), for temporary street space occupancy permits on certain designated City streets on Saturday, May 10, 2014, Saturday, May 17, 2014, and Saturday, June 21, 2014, as part of Small Business Week Sidewalk Sales.

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

[Leg Dig Ver1](#)

[Comm Pkt 041614](#)

[Board Pkt 042214](#)

[BoardPkt042914](#)

04/22/2014; 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*

**8. [131146](#) [Subdivision Code - Condominium Conversion Fee Appeals and Fee Deferral]**

**Sponsor: Breed**

Ordinance amending the Subdivision Code to authorize the Clerk of the Board of Supervisors to reject appeals of the condominium conversion fee when the appeal does not challenge the relationship or nexus between the impact of development and the amount of the fee charged, to modify the fee deferral process administered by the Department of Public Works, to allow conversions to proceed with a gap in ownership occupancy due to foreclosure, and affirming the Planning Department's California Environmental Quality Act determination.

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

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

[Leg\\_Ver2](#)

[Leg\\_Dig\\_Ver2](#)

[Response PLN Dept 040114](#)

[Comm Pkt 041414](#)

[Board\\_Pkt\\_042214](#)

[BoardPkt042914](#)

04/22/2014; PASSED ON FIRST READING.

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

**NEW BUSINESS**

**Recommendations of the Budget and Finance Committee**

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

9. [140377](#) **[Appropriation and De-Appropriation - Surplus Expenditures of \$1,712,732 Supporting Increased Overtime Expenditures - FY2013-2014]**

**Sponsor: Mayor**

Ordinance appropriating \$1,712,732 to overtime and de-appropriating \$1,712,732 consisting of \$1,322,877 in salaries and \$389,855 in fringe benefits in the Fire Department's Operating Budget in order to support the Department's projected increases in overtime as required per Ordinance No. 194-11 in FY2013-2014.

(Fiscal Impact)

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

[Comm Pkt 042314](#)

[Bdgt Analyst Rpt 042314](#)

[BoardPkt042914](#)

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

10. [140378](#) **[Appropriation and De-Appropriation - Surplus Expenditures of \$115,883 Supporting Increased Overtime Expenditures - FY2013-2014]**

**Sponsor: Mayor**

Ordinance appropriating \$115,883 to overtime and de-appropriating \$115,883 in food expenses in the Sheriff Department's Operating Budget in order to support the Department's projected increases in overtime as required per Ordinance No. 194-11 in FY2013-2014.

(Fiscal Impact)

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

[Comm Pkt 042314](#)

[Bdgt Analyst Rpt 042314](#)

[BoardPkt042914](#)

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

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

*Present: Supervisors Farrell, Mar, Avalos*

11. [140234](#) **[Appropriation - Human Services Agency - Increased Revenues and Expenditures - \$31,391,392 - FY2013-2014]**

**Sponsors:** Mayor; Farrell

Ordinance appropriating \$31,391,392 of In-Home Supportive Services, CalWORKs, and other State and Federal revenue to the Human Services Agency in order to support In-Home Supportive Services, CalWORKs, and other program expenditures in FY2013-2014.

(Fiscal Impact)

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

[Comm Pkt 042314](#)

[Bdgt Analyst Rpt 042314](#)

[Leg Ver2](#)

[BoardPkt042914](#)

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

12. [140288](#) **[Lease of Real Property - North Beach Retail Associates, LLC - 2449 and 2450 Taylor Street - Initial Annual Rate \$7,920]**

**Sponsor:** Chiu

Resolution retroactively approving a lease between North Beach Retail Associates, LLC, as landlord, and the City and County of San Francisco, acting by and through the San Francisco Municipal Transportation Agency (SFMTA), as tenant, for certain premises at 2449 and 2450 Taylor Street, for a ten-year term to commence retroactively on January 1, 2014, through December 31, 2023, with a ten-year option at an initial annual lease rate of \$7,920 with annual increases, for use as a SFMTA ticket sales room, restroom, and break room for Muni operators and other authorized Muni and City personnel.

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

[Comm Pkt 042314](#)

[Bdgt Analyst Rpt 042314](#)

[Leg Ver2](#)

[BoardPkt042914](#)

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

13. [140310](#) **[Finding of Fiscal Feasibility - Hall of Justice Jail Replacement]**  
Resolution finding the proposed Hall of Justice Jail Replacement Project is fiscally feasible pursuant to Administrative Code, Chapter 29. (Public Works Department)

(Fiscal Impact)

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

[DPW Ltr 032614](#)

[DPW Ltr 032614](#)

[Fiscal Feasibility Report](#)

[County Jail Needs Assessment](#)

[Comm Pkt 042314](#)

[Bdgt Analyst Rpt 042314](#)

[Presentation 042314](#)

[Leg Ver2](#)

[BoardPkt042914](#)

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

14. [140342](#) **[Revenue Bonds - Port Commission - Capital Improvements - Up to \$30,000,000]**  
**Sponsor: Chiu**  
Resolution authorizing the issuance of up to \$30,000,000 aggregate principal amount of Port Revenue Bonds for the purpose of financing or refinancing certain capital improvements related to the Port; approving the forms of documents relating thereto; approving maximum interest thereon; approving the issuance of Tax-Exempt Bonds (as defined herein) in accordance with Internal Revenue Code, Section 147(f), following a public hearing with the Director of Public Finance; and related matters.

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

[Preliminary Official Statement](#)

[Continuing Disclosure Cert](#)

[Purchase Contract](#)

[Second Supp to Indenture of Trust](#)

[Proof of Publication](#)

[Payment Instructions](#)

[Comm Pkt 042314](#)

[Bdgt Analyst Rpt 042314](#)

[BoardPkt042914](#)

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

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

*Present: Supervisors Wiener, Kim, Cohen*

15. [140097](#) **[Planning Code - Medical Cannabis Dispensaries - Ocean Avenue Neighborhood Commercial Transit District]**  
**Sponsor: Yee**  
Ordinance amending the Planning Code to require that, in the Ocean Avenue Neighborhood Commercial Transit District, a Medical Cannabis Dispensary (MCD) may be allowed within 500 feet of another MCD as a conditional use, provided that no other Citywide regulation governing the proximity of MCDs to each other becomes law; affirming the Planning Department’s California Environmental Quality Act determination; and making Planning Code, Section 302, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.
- Attachments:** [Leg Ver1](#)  
[Leg Dig Ver1](#)  
[PLN Response 022014](#)  
[PLN Comm Response 040414](#)  
[Comm\\_Pkt\\_042114](#)  
[BoardPkt042914](#)

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

16. [140411](#) **[Accept and Expend Grant – Nob Hill Foundation - \$350,000]**  
**Sponsor: Chiu**  
Resolution authorizing the Recreation and Park Department to accept and expend a grant, of up to \$350,000 from the Nob Hill Foundation, for the design and construction of a renovated playground in Huntington Park, for a three-year term, to commence upon Board approval.
- Attachments:** [Leg Ver1](#)  
[Leg Ver2](#)  
[BoardPkt042914](#)

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

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

*Present: Supervisors Campos, Yee*

17. [130390](#) **[Liquor License - 300 Kearny Street]**  
Resolution determining that the issuance of a Type 21 off-sale general license to Mouhannad Mannaa and Jim Saxton for Financial District Fine Wine, Inc., located at 300 Kearny Street (District 3), will serve the public convenience or necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4. (Neighborhood Services and Safety Committee)

**Attachments:** [Comm Pkt 041714](#)

[Leg Ver2](#)

[BoardPkt042914](#)

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

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

*Present: Supervisors Yee, Tang, Campos*

18. [140336](#) **[Reappointment, Police Commission - Joseph Marshall]**  
**Sponsor: Mayor**  
Motion confirming the Mayor's nomination of, and reappointing, Joseph Marshall, for a term ending April 30, 2018, to the Police Commission.

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

[Comm Pkt 041714](#)

[BoardPkt042914](#)

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

19. [140337](#) **[Reappointment, Municipal Transportation Agency Board of Directors - Cheryl Brinkman]**  
**Sponsor: Mayor**  
Motion confirming the Mayor's reappointment of Cheryl Brinkman, for a term ending March 1, 2018, to the Municipal Transportation Agency Board of Directors.

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

[Comm Pkt 041714](#)

[BoardPkt042914](#)

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

20. [140359](#) **[Appointment, Police Commission - Angela Chan]**  
Motion appointing Angela Chan, term ending April 30, 2018, to the Police Commission. (Rules Committee)

**Attachments:** [Comm Pkt 041714](#)

[Leg Ver2](#)

[BoardPkt042914](#)

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

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

## SPECIAL ORDER 3:00 P.M.

### Board of Supervisors Sitting as a Committee of the Whole

*(Pursuant to Motion No. M14-065 (File No. 140386) approved April 22, 2014.)*

21. [140390](#) **[Hearing - Homeless Outreach Services - FY2013-2014 - \$1,387,500]**  
Hearing to consider the release of funds placed on reserve by Ordinance No. 42-14 (File No. 140121) in the amount of \$1,387,500 for Homeless Outreach Services in FY2013-2014. (Clerk of the Board)

**Attachments:** [Hearing Notice](#)

[Reserve Request Ltr 042814](#)

[Bdgt Analyst Rpt 042814](#)

[Board Pkt 042914](#)

**Question: Shall this Hearing be HEARD AND RESERVE RELEASED?**

### Committee of the Whole Adjourn and Report

## SPECIAL ORDER 3:00 P.M.

### Board of Supervisors Sitting as a Committee of the Whole

*(Pending approval of (File No. 140391) Item No. 30.)*

22. [140392](#) **[Hearing - Nonprofit Rent Stabilization Program - FY2013-2014 - \$4,515,000]**  
Hearing to consider the release of funds placed on reserve by Ordinance No. 33-14 (File No. 140008) in the amount of \$4,515,000 for Nonprofit Rent Stabilization services in FY2013-2014. (Clerk of the Board)

**Attachments:** [Hearing Notice](#)  
[Release Request Ltr 042514](#)  
[Bdgt Analyst Rpt 042814](#)  
[Board Pkt 042914](#)

**Question: Shall this Hearing be HEARD AND RESERVE RELEASED?**

### Committee of the Whole Adjourn and Report

#### 23. 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.*

#### 24. 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 25 through 33

25. [140427](#) **[Public Works Week - April 28-May 2, 2014]**  
**Sponsors: Breed; Mar**  
Resolution commending the men and women of the Department of Public Works and declaring April 28-May 2, 2014, as Public Works Week in the City and County of San Francisco.  
**Attachments:** [Leg Ver1](#)  
[BoardPkt042914](#)  
  
04/22/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
**Question: Shall this Resolution be ADOPTED?**
26. [140428](#) **[Commemorating the 50th Anniversary of the Wilderness Act]**  
**Sponsors: Campos; Avalos and Mar**  
Resolution commemorating the 50th Anniversary of the Wilderness Act.  
**Attachments:** [Leg Ver1](#)  
[BoardPkt042914](#)  
  
04/22/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
**Question: Shall this Resolution be ADOPTED?**
27. [140429](#) **[Breathe California Day - April 29, 2014]**  
**Sponsor: Mar**  
Resolution commending Breathe California on the occasion of its 24th Annual Clean Air Awards and declaring April 29, 2014, as Breathe California Day in the City and County of San Francisco.  
**Attachments:** [Leg Ver1](#)  
[BoardPkt042914](#)  
  
04/22/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
**Question: Shall this Resolution be ADOPTED?**

28. [140430](#) **[Urging the Creation of a Late Night Transportation Working Group]**  
**Sponsors: Wiener; Mar**  
Resolution urging the Entertainment Commission and the Office of Economic and Workforce Development to convene and co-chair a Late Night Transportation Working Group, with the express purpose of creating a Late Night Integrated Transportation Plan to improve late night transportation options for San Francisco residents, workers, and visitors.

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

[BoardPkt042914](#)

04/22/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

29. [140330](#) **[Committee of the Whole - Report of Assessment Costs for Blighted Properties]**  
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on May 13, 2014, at 3:00 p.m., to hold a public hearing on a Resolution approving 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. (Public Works Department)

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

[BoardPkt042914](#)

04/22/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

30. [140391](#) **[Committee of the Whole - Release of Reserve - Nonprofit Rent Stabilization Program - FY2013-2014 - \$4,515,000]**  
**Sponsors: Chiu; Kim, Avalos, Mar and Campos**  
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on Tuesday, April 29, 2014, at 3:00 p.m., to consider the release of funds placed on reserve by Ordinance No. 33-14 (File No. 140008) in the amount of \$4,515,000 for Nonprofit Rent Stabilization services in FY2013-2014.

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

[BoardPkt042914](#)

04/22/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

31. [140412](#) **[Final Map 7639A - Octavia Street/Central Freeway]**  
Motion approving Final Map 7639A, a subdivision of portions of the former Central Freeway resulting in 12 lots, and being a subdivision of Assessor's Blocks/Lots: AB 0817/33 & 68, AB 0831/23-24, AB 0832/25-26, AB 0838/34-35, AB 0839/29, AB 0853/21-22, AB 0855/51-52, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works Department)

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

[Rte Sheet 041614](#)

[DPW Ltr 040814](#)

[DPW Order No. 182461](#)

[Planning Ltr 092713](#)

[Mylar Maps](#)

[BoardPkt042914](#)

04/21/2014; RECEIVED FROM DEPARTMENT.

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

32. [140424](#) **[Committee of the Whole - Consent to Provisions in Mission Bay South Agreements Related to Affordable Housing]**  
**Sponsor: Kim**  
Motion scheduling the Board of Supervisors, acting in its capacity as the legislative body of the Successor Agency to the former Redevelopment Agency of the City and County of San Francisco, on May 6, 2014, at 3:00 p.m., to hold a public hearing to consent to provisions in Mission Bay South agreements as they relate to affordable housing obligations that would effectuate the transfer of Assessor Block Nos. 33 and 34 in the Mission Bay South Plan Area to the Regents of the University of California for the future development of up to 500,000 gross square feet in the Mission Bay South Redevelopment Project Area; and making environmental findings under the California Environmental Quality Act.

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

[BoardPkt042914](#)

04/22/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**33. [140431](#) [Records Retention and Destruction Schedule]**

Motion approving the Board of Supervisors revised Records Retention Schedule and Records Retention and Destruction Policy and authorizing the Clerk of the Board to adjust the schedule to increase retention periods and requiring Board approval for additions and/or reduction in retention periods. (Clerk of the Board)

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

[COB Memo 030614](#)

[City Atty Memo 031814](#)

[Controller Memo 041514](#)

[SFERS Memo 031714](#)

[YC Memo 100713](#)

[SOTF Minutes 120413](#)

[BoardPkt042914](#)

04/22/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**34. 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****140402 [Settlement of Lawsuit - Jon Gatto - \$26,000]**

Ordinance authorizing settlement of the lawsuit filed by Jon Gatto against the City and County of San Francisco for \$26,000; the lawsuit was filed on December 10, 2012, in San Francisco Superior Court, Case No. CGC-12-518200; entitled Jon Gatto v. City and County of San Francisco. (City Attorney)

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

04/18/2014; RECEIVED FROM DEPARTMENT.

04/29/2014; ASSIGNED to the Rules Committee.

**140403 [Settlement of Lawsuit - Jameson Ashley - \$150,000]**

Ordinance authorizing settlement of the lawsuit filed by Jameson Ashley against the City and County of San Francisco for \$150,000; the lawsuit was filed on January 26, 2012, in the United States District Court for the Northern District of California, Case No. C-12-0045-JST; entitled Jameson Ashley v. City and County of San Francisco, et al. (City Attorney)

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

04/18/2014; RECEIVED FROM DEPARTMENT.

04/29/2014; ASSIGNED to the Rules Committee.

**140404 [Settlement of Lawsuit - Stantec Consulting Services Inc. - City to Receive \$15,285,000]**

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Stantec Consulting Services Inc., and Stantec Architecture Inc., for \$15,285,000; the lawsuit was filed on December 12, 2011, in Alameda County Superior Court, Case No. RG13679711; entitled City and County of San Francisco v. Stantec Consulting Services Inc., et al. (City Attorney)

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

04/18/2014; RECEIVED FROM DEPARTMENT.

04/29/2014; RECEIVED AND ASSIGNED to the Rules Committee.

**140405**

**[Settlement of Lawsuit - Chris Escher - \$40,000]**

Ordinance authorizing settlement of the lawsuit filed by Chris Escher against the City and County of San Francisco for \$40,000; the lawsuit was filed on August 14, 2012, in San Francisco Superior Court, Case No. CGC-12-523236; entitled Chris Escher v. City and County of San Francisco, et al. (City Attorney)

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

04/18/2014; RECEIVED FROM DEPARTMENT.

04/29/2014; RECEIVED AND ASSIGNED to the Rules Committee.

**140406**

**[Settlement of Lawsuit - LaVaughan Butler-Moore - \$43,000]**

Ordinance authorizing settlement of the lawsuit filed by LaVaughan Butler-Moore against the City and County of San Francisco for \$43,000; the lawsuit was filed on April 2, 2009, in San Francisco Superior Court, Case No. CGC-09-486869; entitled LaVaughan Butler-Moore v. City and County of San Francisco, et al. (City Attorney)

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

04/18/2014; RECEIVED FROM DEPARTMENT.

04/29/2014; RECEIVED AND ASSIGNED to the Rules Committee.

## PROPOSED RESOLUTIONS

**140093 [Contract Amendment and Property Use License - San Francisco AutoReturn Towing]**

Resolution approving the first amendment to the amended and restated Towing Agreement and Property Use License for towing, storage and disposal of abandoned and illegally parked vehicles, between the San Francisco Municipal Transportation Agency and TEGSCO, LLC, dba San Francisco AutoReturn, for a period to commence upon Board approval through July 31, 2015. (Municipal Transportation Agency)

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

[Leg\\_Ver2](#)

[SFMTA Ltr 013114](#)

[SFMTA Ltr 013114](#)

[MTA Reso 14-016](#)

[SFMTA Ltr 012114](#)

[SFMTA Ltr 042114](#)

[Lease 102912](#)

[Agmt Amend1](#)

[Agmt Final 073110](#)

[Agmt Final 073110 Apdx D](#)

[MOU M-13828](#)

[Form 126 Mayor](#)

[Form 126 BOS](#)

02/03/2014; RECEIVED FROM DEPARTMENT.

02/11/2014; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

04/21/2014; RECEIVED FROM DEPARTMENT.

04/29/2014; SUBSTITUTED AND ASSIGNED to the Budget and Finance Sub-Committee.

**140407 [Settlement of Claim - Barbara Kay Hamblin - \$250,000]**

Resolution approving the settlement of the unlitigated claim filed by Barbara Kay Hamblin against the City and County of San Francisco for \$250,000; claim was filed on June 5, 2013. (City Attorney)

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

04/18/2014; RECEIVED FROM DEPARTMENT.

04/29/2014; RECEIVED AND ASSIGNED to the Rules Committee.



**140408****[Emergency Contract - Amending Resolution No. 265-13 - Repair Public Utilities Commission Southeast Water Pollution Control Plant Digesters]**

Resolution amending Resolution No. 265-13 to revise the scope of work for an emergency contract from six to five digesters at the Southeast Water Pollution Control Plant, and increase the contract not-to-exceed amount to \$14,535,427. (Public Utilities Commission)

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

[SFPUC Memo 041414](#)

[BOS Reso 265-13](#)

04/21/2014; RECEIVED FROM DEPARTMENT.

04/29/2014; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

**140409****[Contract Approval - Procurement of a Type II Fireboat - \$11,637,660]**

Resolution approving the award of a contract for Procurement of a Type II Fireboat to Vigor Fab, Inc. (US Fab, Inc.), in an amount not-to-exceed \$11,637,660 pursuant to San Francisco Charter, Section 9.118(b), for the term ending December 31, 2015. (Office of Contract Administration)

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

[OCA Ltr 042114](#)

[Agreement](#)

[Form 126 Mayor](#)

[Form 126 BOS](#)

04/21/2014; RECEIVED FROM DEPARTMENT.

04/29/2014; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

**140410****[Agreement - Use of Fast Pass on BART]**

Resolution approving the Special Transit Fare (Fast Pass®) Agreement between the City and County of San Francisco and the Bay Area Rapid Transit District, with a term of July 1, 2014, through June 30, 2020. (Municipal Transportation Agency)

**Attachments:** [SFMTA Ltr 041814](#)

[SFMTA Ltr 041814](#)

[Agreement](#)

[SFMTA Reso 14-049](#)

[Form 126 Mayor](#)

[Form 126 BOS](#)

04/21/2014; RECEIVED FROM DEPARTMENT.

04/29/2014; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

**140366 [Petitions and Communications]**

Petitions and Communications received from April 14, 2014, through April 21, 2014, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on April 29, 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 Laguna Honda Hospital and Rehabilitation Center, submitting quarterly admissions statistics report. (1)

From Youth Commission, regarding actions at the April 7, 2014, meeting. File No. 140274. Copy: Each Supervisor. (2)

From Asian Women's Shelter, regarding Victor Hwang for appointment to Police Commission. File No. 140359. Copy: Each Supervisor. (3)

From concerned citizens, regarding reappointment of Police Commissioner Angela Chan. File No. 140359. 2 letters. Copy: Each Supervisor. (4)

From concerned citizens, regarding seismic evaluation of private schools. File No. 140120. 22 letters. (5)

From La Casa de las Madres, submitting letter of recommendation for Victor Hwang to Police Commission. Copy: Each Supervisor. (6)

From concerned citizens, submitting signatures for petition regarding Municipal Transportation Agency budget priorities. 2586 signatures. Copy: Each Supervisor. (7)

From concerned citizens, submitting signatures for petition regarding Municipal Transportation Agency reform. 143 signatures. Copy: Each Supervisor. (8)

From concerned citizens, regarding Municipal Transportation Agency enforcement of parking meters on Sundays. 2 letters. Copy: Each Supervisor. (9)

From concerned citizens, submitting signatures for petition regarding GoSolarSF program. File No. 140076. 140 signatures. Copy: Each Supervisor. (10)

From Chamber of Commerce, regarding Graffiti Prevention and Abatement ordinance. File No. 140261. Copy: Each Supervisor. (11)

From Treasurer and Tax Collector, submitting Monthly Investment Report for March 2014. Copy: Each Supervisor. (12)

From Department of Public Health, regarding request for waiver from compliance with Administrative Code, Chapter 12B. (13)

From Controller, submitting audit report of Department of Public Works controls over the Public Safety Building project. Copy: Each Supervisor. (14)

From Jim Corrigan, regarding parking enforcement in red zone. Copy: Each Supervisor. (15)

From Bob Planthold, regarding transportation network companies. Copy: Each Supervisor. (16)

From Allen Jones, regarding removal from Human Rights Commission Equity Advisory Committee. Copy: Each Supervisor. (17)

From Graffiti Advisory Board, regarding proposed graffiti prevention and abatement ordinance. File No. 140261. Copy: Each Supervisor. (18)

From Department of Public Works, submitting Earthquake Safety and Emergency Response 2010 Accountability Report. Copy: Each Supervisor. (19)

From Fire Department, responding to Supervisor Norman Yee's inquiry. (Reference No. 20140107-009). (20)

From Department of Public Health, responding to Supervisor Norman Yee's inquiry. (Reference No. 20140107-002). (21)

From Entertainment Commission, responding to Supervisor Norman Yee's inquiry. (Reference No. 20140107-006). (22)

From Bill Quan, regarding increased spending on eviction legal defense. Copy: Each Supervisor. (23)

From Pacific Gas and Electric Company, reporting that California Public Utilities Commission issued its Order Instituting Rulemaking in R.14-03-016. Copy: Each Supervisor. (24)

**Attachments:** [Board\\_Pkt\\_042914](#)

## ADJOURNMENT