



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 8, 2012 - 2:00 PM

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND,
MARK FARRELL, JANE KIM, ERIC MAR, CHRISTINA OLAGUE, SCOTT WIENER

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee
Supervisors Chu, Avalos, Kim, Cohen, Wiener

Budget and Finance Sub-Committee
Supervisors Chu, Avalos, Kim

City and School District Select Committee
Supervisors Campos, Olague, Chiu, Commissioners Fewer, Maufas, Mendoza

City Operations and Neighborhood Services Committee
Supervisors Elsbernd, Chu, Olague

Government Audit and Oversight Committee
Supervisors Farrell, Elsbernd, Chiu

Land Use and Economic Development Committee
Supervisors Mar, Cohen, Wiener

Public Safety Committee
Supervisors Avalos, Olague, Mar

Rules Committee
Supervisors Kim, Farrell, Campos

Meeting Days

Wednesday
1:00 PM

Wednesday
10:00 AM

4th Thursday
3:30 PM

2nd and 4th Monday
10:00 AM

2nd and 4th Thursday
1:00 PM

Monday
1:00 PM

1st and 3rd Thursday
10:30 AM

1st and 3rd Thursday
1:30 PM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee.

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 Erasmo Vazquez (415) 554-4909.

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

Disability Access

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

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

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

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

Know Your Rights Under The Sunshine Ordinance

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

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

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfbos.org/sunshine>

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site <http://www.sfgov.org/ethics>

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

APPROVAL OF MEETING MINUTES

Approval of the April 2, 2012, Special Meeting Minutes at the Land Use and Economic Development Committee Meeting (File Nos. 120209, 111353, and 120286) and April 3, 2012, Board Meeting Minutes.

COMMUNICATIONS

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

(This item will be read at the Board Meeting on the second regularly scheduled meeting each month. The Mayor and the Board may not discuss matters that have already been considered in Committee and that are on the Board's Regular 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. [120424](#) [Formal Policy Discussions - May 8, 2012]

Pursuant to Charter Sections 2.103 and 3.100(7), and Administrative Code Section 2.11, the Mayor shall answer the following eligible questions submitted from Supervisors representing District 1, 3, 5, and 9. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. At our recent budget town hall with District 1, and 5 residents, a young man eloquently expressed his community's frustration at the lack of resources allocated to providing quality education and training to our youth to help them enter our growing technology sector. He noted that most of these jobs are going to people from outside the City who have had the benefit of tech training programs. I am working with small businesses, SF Made and others, on ways to bring more manufacturing related businesses into District 1; my hope is that these businesses will bring with them not just manufacturing but also design and other technology based jobs. It would be ideal if we could create technology education programs for our local middle and high schools that would be used as a feeder for emerging technology related jobs both in my District and Citywide. Can you commit to working with my office to develop funding sources and the mechanisms for such an endeavor? (Supervisor Mar, District 1)

2. In the wake of a decade of budget deficits, when city government needs to doing more with less, there are significant duplicative functions between departments with overlapping jurisdictions. At a time when small businesses need help, they are overwhelmed with the regulations of 14 city departments; San Francisco has one of the highest number of pedestrian accidents in California, but 12 city department's responsibility for pedestrian safety; our many residents interested in urban agriculture have to navigate 7 different departments; over half of our working families don't have access to child care, yet 3 agencies compete to set child care policy; our city contracts are managed by myriad agencies, and our City's IT system still includes multiple email platforms and several dozen data centers. What will your Administration do to consolidate duplicative functions and make the delivery of City services more efficient? (Supervisor Chiu, District 3)

3. The San Francisco Housing Authority is one of the largest providers of housing in San Francisco and serves over 20,000 people. With roughly 20% of the City's public housing stock in District 5, the policy, budgetary, and operational decisions made by the Housing Authority Board of Commissioners and staff significantly impact residents of my district. Similar to the Redevelopment Agency or the School District, the Authority is a quasi City department that provides critical public services to thousands of San Franciscans. Given its large footprint in the City, and in the interest of promoting transparency, accountability, and integrity of local government, how can we work together to invite the Authority more closely into the City family by locating its Commission hearings in City Hall and broadcasting them for greater public access? (Supervisor Olague, District 5)

4. The Mission neighborhood serves as one of San Francisco's rich artistic and cultural centers, highlighting the unique contributions of Latinos, women and local communities. However, some of our local arts organizations are struggling financially given ongoing cuts to arts funding. As we work to preserve and strengthen these important cultural institutions, can we count on your support and engagement? (Supervisor Campos, District 9)

Attachments: [Board Packet 050812](#)

Question: Shall this Hearing be HEARD AND FILED?

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 8

Recommendations of the Budget and Finance Sub-Committee

Present: Supervisors Chu, Avalos, Kim

2. [120275](#) **[Administrative Code - Department of Building Inspection Cash Revolving Fund]**

Ordinance amending San Francisco Administrative Code Section 10.135 to increase the cash revolving fund of the Department of Building Inspection from \$2,000 to \$4,500. (Building Inspection Commission)

Attachments: [Legislation_ver1](#)

[Comm_Packet_042512](#)

[Board_Packet_050112](#)

[Board_packet_050812](#)

05/01/2012; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. [120320](#) **[Appropriating \$2,694,000 for Nurses Salaries in FY2011-2012]**
Sponsor: Mayor
Ordinance appropriating \$2,694,000 for Nurses Salaries to the Department of Public Health in FY2011-2012.

(Fiscal Impact)

Attachments: [Legislation_Ver1](#)
[Comm_Packet_041812](#)
[Comm_Packet_042512](#)
[Budget_Analyst_042512](#)
[Board_Packet_050112](#)
[Board_Packet_050812](#)

05/01/2012; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. [120354](#) **[Wastewater Enterprise Commercial Paper Program - Not to Exceed \$300,000,000]**
Sponsor: Chu
Ordinance authorizing an increase of the Wastewater Enterprise's Commercial Paper Program to an amount not to exceed \$300,000,000 to be issued from time to time by the San Francisco Public Utilities Commission to finance various capital projects benefitting the Wastewater Enterprise each pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; and ratifying previous actions taken in connection therewith.

(Fiscal Impact)

Attachments: [Legislation_Ver1](#)
[120354 Legislative Digest](#)
[Comm_Packet_042512](#)
[Budget_Analyst_042512](#)
[Board_Packet_050112](#)
[Board_Packet_050812](#)

05/01/2012; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. [120379](#) **[Appropriating \$58,700,580 Consisting of \$45,000,000 of Certificate of Participation Proceeds, \$4,539,337 of Fund Balance and Re-Appropriating \$9,161,243 to the Port Commission in FY2011-2012]**

Sponsors: Mayor; Chiu and Chu

Ordinance appropriating \$58,700,580 consisting of \$45,000,000 of Certificate of Participation 2012 Series A and B proceeds, \$4,539,337 of fund balance and re-appropriating \$9,161,243 from 2010 Revenue Bond funded projects to the Port Commission in FY2011-2012 for the development of the Cruise Terminal Project at Pier 27 and infrastructure and mitigation requirements related to the 34th America's Cup event and the Cruise Terminal Project; and placing \$45,000,000 on Controller's Reserve pending sale of the Certificates of Participation.

(Fiscal Impact)

Attachments: [Legislation_Ver1](#)

[Comm_Packet_042512](#)

[Budget_Analyst_042512](#)

[Board_Packet_050112](#)

[Board_Packet_050812](#)

05/01/2012; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors Elsbernd, Chu, Olague

6. [120322](#) **[Public Works Code - Waiver of Temporary Street Space Occupancy Fee - Small Business Week Sidewalk Sales]**

Sponsor: Olague

Ordinance waiving the fee in Public Works Code Section 724.1(b) for temporary street space occupancy within certain designated streets in the City and County of San Francisco on Sunday, May 13, 2012, and Saturday May 19, 2012, as part of Small Business Week Sidewalk Sales.

Attachments: [Legislation_Ver1](#)

[Leg_Digest_Ver1](#)

[Comm_Packet_042312](#)

[Board_Packet_050112](#)

[Board_Packet_050812](#)

05/01/2012; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

7. **120256** **[Public Infrastructure Improvements - Mission Bay South-Sanitary Sewer Pump Station]**

Ordinance: 1) accepting the irrevocable offer of public infrastructure improvements associated with Mission Bay Sanitary Sewer Pump Station, including acquisition facilities located on and under portions of State Trust Parcel 2; 2) accepting said facilities for City maintenance and liability purposes; 3) adopting environmental findings and findings that such actions are consistent with the City's General Plan eight priority policy findings of Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan; 4) accepting a Department of Public Works Order; and 5) authorizing official acts in connection with this Ordinance. (Public Works Department)

- Attachments:** [Legislation_Ver1](#)
[Leg_Digest_Ver1](#)
[Comm_Packet_042312](#)
[Board_Packet_050112](#)
[Board_Packet_050812](#)

05/01/2012; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

8. **120257** **[Public Infrastructure Improvements - Mission Bay South-66" Sewer Force Main Relocation]**

Ordinance: 1) accepting the irrevocable offer of public infrastructure improvements associated with Mission Bay 66" Sewer Force Main Relocation, including acquisition facilities located under portions of State Trust Parcel 8 and future Owens Street between Sixteenth Street and Mariposa Street; 2) accepting said facilities for City maintenance and liability purposes; 3) adopting environmental findings and findings that such actions are consistent with the City's General Plan eight priority policy findings of Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan; 4) accepting a Department of Public Works Order; and 5) authorizing official acts in connection with this Ordinance. (Public Works Department)

- Attachments:** [Legislation_Ver1](#)
[Leg_Digest_Ver1](#)
[Comm_Packet_042312](#)
[Board_Packet_050112](#)
[Board_packet_050812](#)

05/01/2012; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Public Safety Committee

Present: Supervisors Avalos, Olague

9. [111077](#) **[Police Code - Security Plans for Commercial Parking Garages and Lots]**
Sponsors: Chiu; Wiener
Ordinance amending the San Francisco Police Code Sections 1215 through 1215.4 and adding Section 1215.7 to: 1) require a security plan as part of an application for a commercial parking permit; 2) set requirements for security plans; 3) authorize the Chief of Police to suspend or revoke a commercial parking permit for violation of an approved security plan; 4) authorize the Chief of Police to promulgate rules that set requirements for security plans; and 5) authorize enforcement by the City Attorney in a civil action; and making environmental findings.

Attachments: [Legislation Ver1](#)
[Leg Digest Ver1](#)
[Legislation Ver2](#)
[Comm Packet 041912](#)
[Legislation Ver3](#)
[Board Packet 050112](#)
[Board packet 050812](#)

05/01/2012; PASSED ON FIRST READING AS DIVIDED.

Question: Shall this Ordinance be FINALLY PASSED?

10. [120351](#) **[Administrative Code - Police Department Participation in Federal Counterterrorism Activities]**

Sponsors: Kim; Avalos, Campos, Chiu, Olague, Mar, Wiener and Cohen

Ordinance amending the San Francisco Administrative Code by adding Section 2A.74 to: 1) set City policy regarding Police Department participation in federal counterterrorism activities; 2) require a public discussion at the Police Commission before the execution of any Memorandum of Understanding with the Federal Bureau of Investigation regarding the Joint Terrorism Task Force; and 3) set an annual reporting requirement.

Attachments: [Legislation Ver1](#)

[Leg Digest Ver1](#)

[Comm Packet 041912](#)

[Board Packet 050112](#)

[Board Packet 050812](#)

05/01/2012; AMENDED.

05/01/2012; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

Present: Supervisors Chu, Avalos, Kim

11. [120274](#) **[Park Code - Amending Golden Gate Park Concourse Underground Parking Facility and Other Certain Fees; and Changing Controller Reporting Requirements]**

Ordinance amending the San Francisco Park Code, Article 12, by: 1) amending Section 12.35 to increase certain parking rates and eliminate the Early Bird Rate at the Golden Gate Park Concourse Underground Parking Facility; 2) amending Section 12.20 to revise the Controller's reporting requirement regarding cost recovery; and 3) adding a new Section 12.49 to ratify prior fees and fee adjustments; and making environmental findings and findings of consistency with general plan. (Recreation and Park Department)

Attachments: [Legislation ver1](#)

[Legislative Digest Ver1](#)

[Planning 040312](#)

[Comm Packet 042512](#)

[Budget Analyst 042512](#)

[Comm Packet 050212](#)

[Budget Analyst 050212](#)

[Legislation ver2](#)

[Legislative Digest Ver2](#)

[Legislation Ver3](#)

[Legislative Digest ver3](#)

[Board Packet 050812](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

12. [120279](#) **[Lease of Real Property - Golden Bear Restaurant Company III, dba Mission Rock Resort - 817 Terry A. Francois Boulevard]**

Resolution approving Port Commission Lease No. L-15108 with Golden Bear Restaurant Company III, dba Mission Rock Resort, for restaurant building, deck, and land of approximately 7,924 square feet located at 817 Terry A. Francois Boulevard in the Central Waterfront with a 15 year term and one five year option. (Port)

(Fiscal Impact)

Attachments: [Legislation Ver1](#)
[Comm Packet 050212](#)
[Budget Analyst 050212](#)
[Board Packet 050812](#)

Question: Shall this Resolution be ADOPTED?

13. [120280](#) **[Lease of Real Property Renewal - BRCP 1390 Market, LLC]**

Resolution authorizing a lease amendment to extend the term of the City Attorney lease with BRCP 1390 Market, LLC, for premises at 1390 Market Street (Fox Plaza), consisting of approximately 69,402 square feet, by five years and granting to the City two additional five year extension options. (Real Estate Department)

(Fiscal Impact)

Attachments: [Legislation Ver1](#)
[Comm Packet 050212](#)
[Budget Analyst 050212](#)
[Board packet 050812](#)

Question: Shall this Resolution be ADOPTED?

14. [120381](#) **[Apply for, Accept, and Expend Grant - Housing Opportunities for Persons with AIDS Program - \$12,180,724]**

Sponsor: Mayor

Resolution approving the FY2012-2013 Housing Opportunities for Persons with AIDS (HOPWA) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2012-2013 HOPWA Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$9,731,577 and to expend Program Income and Reprogrammed Funds in the amount of \$2,449,147.

Attachments: [Legislation Ver1](#)
[Comm Packet 050212](#)
[Board Packet 050812](#)

Question: Shall this Resolution be ADOPTED?

15. [120382](#) **[Apply for, Accept, and Expend Grant - HOME Program - \$3,985,888]**
Sponsor: Mayor
Resolution approving the FY2012-2013 HOME Investment Partnership (HOME) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2012-2013 HOME Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$3,955,888, and to expend Program Income in the amount of \$30,000.

Attachments: [Legislation Ver1](#)
[Comm Packet 050212](#)
[Board Packet 050812](#)

Question: Shall this Resolution be ADOPTED?

16. [120383](#) **[Apply for, Accept, and Expend Grant - Emergency Shelter Grants Program - \$2,151,775]**
Sponsor: Mayor
Resolution approving the FY2012-2013 Emergency Shelter Grants Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2012-2013 Emergency Shelter Grants Program entitlement in the amount of \$1,609,318 and accept and expend the second allocation of the City's FY2011-12 Emergency Shelter Grants Program entitlement in the amount of \$507,457 from the U.S. Department of Housing and Urban Development and to expend Reprogrammed Funds in the amount of \$35,000.

Attachments: [Legislation Ver1](#)
[Comm Packet 050212](#)
[Board Packet 050812](#)

Question: Shall this Resolution be ADOPTED?

17. [120384](#) **[Apply for, Accept, and Expend Grant - Community Development Block Grant Program - \$17,734,214]**
Sponsor: Mayor
Resolution approving the FY2012-2013 Community Development Block Grant Program; authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2012-2013 Community Development Block Grant Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$16,204,214 and to expend Program Income in the amount of \$1,530,000.

Attachments: [Legislation Ver1](#)
[Comm Packet 042512](#)
[Comm Packet 050212](#)
[Board Packet 050812](#)

Question: Shall this Resolution be ADOPTED?

18. [120386](#) **[Accept and Expend Grant - Zellerbach Family Foundation - \$37,000]**
Sponsor: Mayor
Resolution authorizing the Adult Probation Department to retroactively accept and expend a grant of consulting services from the Zellerbach Family Foundation through an award to Community Works West in the amount of \$37,000 for developing a gender-responsive approach to serving women involved in San Francisco's criminal justice system.

Attachments: [Legislation Ver1](#)
[Comm Packet 050212](#)
[Board Packet 050812](#)

Question: Shall this Resolution be ADOPTED?

19. [120287](#) **[Master Tournament Agreement Amendment - Harding Park Golf Course - PGA TOUR, Inc.]**
Sponsor: Elsbernd
Resolution approving and authorizing the execution of a Third Amendment to the Master Tournament Agreement with PGA TOUR, Inc., for the use of Harding Park Golf Course for certain professional golf tournaments.

(Fiscal Impact)

Attachments: [Legislation ver1](#)
[Comm Packet 050212](#)
[Budget Analyst 050212](#)
[Board Packet 050812](#)

Question: Shall this Resolution be ADOPTED?

20. [120385](#) **[Real Property Lease Amendment - Sixth Street Baldwin House, LLC - 72-6th Street]**
Sponsors: Mayor; Kim
Resolution authorizing the lease amendment with Sixth Street Baldwin House, LLC, of approximately 1,932 rentable square feet of ground space located at 72-6th Street for the San Francisco Police Department.

(Fiscal Impact)

Attachments: [Legislation Ver1](#)
[Comm Packet 050212](#)
[Budget Analyst 050212](#)
[Legislation ver2](#)
[Board Packet 050812](#)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

21. [111247](#) **[Planning Code - Permitting Five Feet Ground Floor Height Increases in Designated Lots and Prohibiting Certain Lot Mergers Along Geary Boulevard, Balboa Street, and in the Inner and Outer Clement Neighborhood Commercial Districts]**

Sponsor: Mar

Ordinance amending the San Francisco Planning Code by: 1) amending Section 263.20 to permit a 5 feet ground floor height increase a) in the 40-X and 50-X Height and Bulk Districts in the NC-3 Zoning District along Geary Boulevard, from Masonic Avenue to 28th Avenue, except for designated parcels; b) on NC-2 designated parcels on Balboa Street between 2nd Avenue and 8th Avenue, and between 32nd Avenue and 39th Avenue; and c) in the Inner Clement Street and Outer Clement Street Neighborhood Commercial Districts (NCDs); 2) amending Section 121.7(b) to prohibit lot mergers resulting in lots with street frontages greater than 50 feet in the Inner and Outer Clement NCDs, and in NC-2 districts on Balboa Street, between 2nd Avenue and 8th Avenue, and between 32nd Avenue and 38th Avenue; and 3) making findings, including environmental findings and findings of consistency with Planning Code Section 101.1 and the General Plan.

Attachments: [Legislation Ver1](#)

[Leg Digest Ver1](#)

[Response PLN 013112](#)

[Response PLN 020612](#)

[Comm Packet 042312](#)

[Legislation Ver2](#)

[Leg Digest Ver2](#)

[Response SBC 030212](#)

[Comm Packet 043012](#)

[Board Packet 050812](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

22. [120300](#) [Planning Code - Article 10 - Landmarks Preservation]

Sponsors: Wiener; Olague

Ordinance amending the San Francisco Planning Code, Article 10, entitled "Preservation of Historical Architectural and Aesthetic Landmarks," in its entirety; and making findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1(b).

(Supervisor Mar dissented in committee.)

Attachments: [Legislation Ver1](#)

[Legislation Ver2](#)

[Legislation Ver3](#)

[Leg_Digest Ver3](#)

[Comm Packet 043012](#)

[Legislation Ver4](#)

[Board Packet 050812](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

23. [120301](#) [Planning Code - Article 11 - Historic Preservation in the C-3 Districts]

Sponsors: Wiener; Olague

Ordinance amending the San Francisco Planning Code, Article 11, entitled "Preservation of Buildings and Districts of Architectural, Historical, and Aesthetic Importance in the C-3 Districts," in its entirety; and making findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1(b).

(Supervisor Mar dissented in committee.)

Attachments: [Legislation Ver1](#)

[Legislation Ver2](#)

[Leg_Digest Ver2](#)

[Comm Packet 043012](#)

[Legislation Ver3](#)

[Board Packet 050812](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

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

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.

Items 26 through 31

26. [120443](#) **[Accept and Expend Grant - SunShot Rooftop Solar Challenge - \$71,750]**
Sponsor: Chu
Resolution authorizing the Department of the Environment to retroactively accept and expend a grant in the amount of \$71,750 from the U.S. Department of Energy's (U.S. DOE) Rooftop Solar Challenge through SolarTech, an initiative of the Silicon Valley Leadership Group, to document and disseminate best practices regarding the reduction of soft costs in order to make solar energy cost competitive with other forms of energy by the end of the decade.

Attachments: [Legislation_VER1](#)
[Board Packet_050812](#)

05/01/2012; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

27. [120444](#) **[Approval of a 90-Day Extension for Planning Commission Review of Rezoning of 1111 Eighth Street (File No. 111278)]**
Sponsor: Cohen
Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance (File No. 111278) that would amend the Planning Code by amending Sectional Map SU08 of the Zoning Map of the City and County of San Francisco and adding Planning Code Section 249.66 to: 1) establish the Art and Design Educational Special Use District at 1111 Eighth Street to facilitate the continued operation of the California College of the Arts and provide a regulatory scheme for a potential future phased expansion of the campus; and 2) making environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.

Attachments: [Legislation_VER1](#)
[Board Packet_050812](#)

05/01/2012; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

**28. [120445](#) [Accept and Expend Grant - Veterans Administration Specialty Care Access Networks Extension for Community Healthcare Outcomes Project - \$16,447]
Sponsor: Farrell**

Resolution authorizing the Department of Public Health to retroactively accept and expend a grant in the amount of \$16,447 from the San Francisco Department of Veterans Affairs Medical Center, to participate in a program entitled Veterans Administration Specialty Care Access Networks Extension for Community Healthcare Outcomes Project for the period of March 1, 2012, through September 30, 2012.

Attachments: [Legislation_VER1](#)
[Board Packet_050812](#)

05/01/2012; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

**29. [120446](#) [Accept and Expend Grant - 15 Electric Vehicle Chargers Equipment - \$69,000]
Sponsor: Mar**

Resolution authorizing the Department of the Environment to accept and expend 15 electric vehicle chargers from Google, Inc. as a donation.

Attachments: [120447.doc](#)
[Board Packet_050812](#)

05/01/2012; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

30. [120448](#) [Accept and Expend Grant - San Francisco Hepatitis B Free Best Practices - \$5,475]

Sponsor: Wiener

Resolution authorizing the Department of Public Health to retroactively accept and expend a grant in the amount of \$5,475 from the Public Health Foundation Enterprises, Inc., to participate in a program entitled San Francisco Hepatitis B Free Best Practices for the period of January 1, 2012, through December 31, 2012, and waiving indirect costs.

Attachments: [120448.doc](#)
[Board Packet_050812](#)

05/01/2012; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

31. [120449](#) **[Accept and Expend Grant - San Francisco Hepatitis B Free Best Practices - The San Francisco Foundation - \$20,000]**

Sponsor: Wiener

Resolution authorizing the Department of Public Health to retroactively accept and expend a grant in the amount of \$20,000 from The San Francisco Foundation to participate in a program entitled San Francisco Hepatitis B Free Best Practices The San Francisco Foundation for the period of April 1, 2012, through March 31, 2013, and waiving indirect costs.

Attachments: [120449.doc](#)

[Board Packet 050812](#)

05/01/2012; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

32. **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

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.

Pursuant to Section 2.8 of the Rules of Order of the Board of Supervisors, 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 and introduced by the President.

PROPOSED ORDINANCES

Proposed ordinances received from April 24, 2012, through April 30, 2012, for reference by President to appropriate committee on May 8, 2012.

120458 [General Plan - Van Ness Area Plan Amendments - California Pacific Medical Center: Cathedral Hill Campus]

Ordinance amending the San Francisco General Plan Van Ness Area Plan in order to facilitate the development of a high density medical center at the transit nexus of Van Ness Avenue and Geary Boulevard and reflect various elements of this use; and adopting findings, including environmental findings, Planning Code Section 340 findings, and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1. (Planning Department)

04/30/2012; RECEIVED FROM DEPARTMENT.

05/08/2012; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

120459 [General Plan Map - California Pacific Medical Center: St. Luke's Campus]

Ordinance amending the General Plan of the City and County of San Francisco by: 1) amending Map 4 of the Urban Design Element to increase the height limit for the California Pacific Medical Center's St. Luke's Campus (Block No. 6575/Lot Nos. 001, 002; Block No. 6576/Lot No. 021, and the portion of San Jose Avenue between Cesar Chavez Street and 27th Street) to 105 feet; and 2) amending Map 5 of the Urban Design Element to reflect the proposed maximum plan dimensions and maximum diagonal plan dimensions of 227' and 270', respectively, for the St. Luke's Replacement Hospital site and 204' and 228', respectively, for the medical office building site at the St. Luke's Campus; and adopting findings, including environmental findings, Section 340 findings, and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1. (Planning Department)

04/30/2012; RECEIVED FROM DEPARTMENT.

05/08/2012; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

120460 [General Plan Map - California Pacific Medical Center: Cathedral Hill Campus]

Ordinance amending the General Plan of the City and County of San Francisco by: 1) amending Map 4 of the Urban Design Element to allow for development up to a height of 265 feet on the block bounded by Van Ness Avenue, Geary Boulevard, Franklin and Post Streets; 2) amending Map 5 of the Urban Design Element to reflect the proposed maximum plan dimensions and maximum diagonal plan dimensions of 385' and 466', respectively, for the Cathedral Hill Hospital site and 265' and 290', respectively, for the Cathedral Hill MOB site; 3) amending Map 1 of the Van Ness Area Plan, to designate the sites of the proposed Cathedral Hill Hospital and Medical Office Building as the Van Ness Medical Use Subdistrict; and 4) amending Map 2 of the Van Ness Area Plan to create a 265-V height/bulk district coterminous with the Hospital site; and adopting findings, including environmental findings, Planning Code Section 340 findings, and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1. (Planning Department)

04/30/2012; RECEIVED FROM DEPARTMENT.

05/08/2012; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from April 24, 2012, through April 30, 2012, for reference by President to appropriate committee on May 8, 2012.

120452 [International Terminal Equipment Maintenance and Operating Agreement - San Francisco Terminal Equipment Company, LLC]

Resolution approving the International Terminal Equipment Maintenance and Operating Agreement between the San Francisco Terminal Equipment Company, LLC, and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

04/27/2012; RECEIVED FROM DEPARTMENT.

05/08/2012; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

120453 [Agreement Amendment - Western States Oil - Not to Exceed \$107,500,000]

Resolution approving the Sixth Amendment to the agreement between the City and Western States Oil increasing the total not to exceed amount of the contract from \$78,300,000 to 107,500,000 pursuant to Charter Section 9.118(b). (Office of Contract Administration)

04/27/2012; RECEIVED FROM DEPARTMENT.

05/08/2012; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

120454 [Lease of Real Property - 1455 Market Street]

Resolution authorizing the lease of 24,440 square feet at 1455 Market Street for seven years plus option to extend for the San Francisco Department of the Environment's Office purposes. (Real Estate Department)

04/30/2012; RECEIVED FROM DEPARTMENT.

05/08/2012; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

120457 [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 Chapter 80 of the Administrative Code, the costs thereof having been paid for out of a blight abatement fund. (Public Works Department)

Attachments: [Legislation_Ver1](#)

04/27/2012; RECEIVED FROM DEPARTMENT.

05/08/2012; ASSIGNED to the Board of Supervisors.

120423 [Petitions and Communications]

Petitions and Communications received from April 24, 2012, through April 30, 2012, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on May 8, 2012.

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 concerned citizens, regarding enforcement of parking meters on Sundays. (1)

From Planning Department, submitting the 2012 General Advertising Sign Program Report. Copy: Each Supervisor (2)

From Francisco Da Costa, regarding alleged abuse of the Sunshine Ordinance. (3)

From State Public Utilities Commission, submitting notice that PG&E has filed an application for recovery of costs of the 2011 Market Redesign and Technology Upgrade Initiative. Copy: Each Supervisor (4)

From Office of the District Attorney, submitting request for waiver of Administrative Code Chapter 12B for Holiday Inn Golden Gateway. (5)

From concerned citizens, regarding Ross Mirkarimi. 3 letters (6)

From California Commission on Access to Justice, regarding the San Francisco Law Library. Copy: Each Supervisor (7)

From Capital Planning Committee, regarding the Certificates of Participation for Various Port Projects. File No. 120379, Copy: Each Supervisor, Budget and Finance Clerk (8)

From State Fish and Game Commission, regarding proposed regulatory action relating to permits and inspection of facilities for restricted species. Copy: Each Supervisor (9)

From Office of the Mayor, submitting notice that Mayor Lee will be out of State from April 28, 2012, through April 30, 2012. Supervisor Chu will serve as Acting-Mayor. Copy: Each Supervisor, City Attorney (10)

From Human Services Agency, submitting an update to the FY2011-2012 Human Services Care Fund. Copy: Each Supervisor (11)

From Anne Epperly, regarding proposed resolution of necessity to exercise the right of eminent domain to acquire certain real property commonly known as 77 O'Farrell Street by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements. File No. 120336, Copy: Each Supervisor (12)

From Bruce Joab, regarding State grants to benefit the coastal habitat. (13)

From Lloyd Schloegel, submitting opposition to California Pacific Medical Center's long range development plan. Copy: Each Supervisor (14)

From Larry Richards, regarding the Americans with Disabilities Act. Copy: Each Supervisor (15)

From Kevin Reed, regarding medical cannabis dispensaries. (16)

From Molly Burke, regarding BART's fleet of the future. (17)

From Flor De Miel Films, submitting support for the Small Business Fund. File No. 120049 (18)

From Police Department, submitting request for release of reserved funds for the COPS Hiring Recovery Project. Copy: Supervisor Chu, Budget and Finance Clerk (19)

From Richard Morris, regarding the CleanPowerSF Community Choice Program. (20)

*From Office of the Controller, submitting report regarding the Art's Commission monitoring over Bayview Opera House's compliance with grant agreement provisions. (21)

*From Office of the Controller, submitting the Master Fee Schedule of Budget Submissions for FY2012-2013 and FY2013-2014. (22)

*From Office of Citizen Complaints, submitting their 2011 Annual Report. (23)

From Paul Nisbett, regarding tech companies paying taxes in San Francisco. (24)

From concerned citizens, regarding the Beach Chalet Project. 2 letters (25)

From Annie Leuenberger, regarding the removal of murals at the Bernal Heights Branch Library. (26)

From Office of the Clerk of the Board, the following individuals have submitted a Form 700 Statement: (27)

David Pilpel, Redistricting Task Force - Leaving
Mark Schreiber, Redistricting Task Force - Leaving
Mylong Leigh, Redistricting Task Force - Leaving

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

ADJOURNMENT