



# 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, October 23, 2012 - 2:00 PM

#### Regular Meeting

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

#### BOARD COMMITTEES

##### Committee Membership

**Budget and Finance 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  
11:00 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

## **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. Meetings are broadcast live on KPOO 89.5 FM. 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 September 4, 2012, and September 11, 2012, 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 6**

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

*Present: Supervisors Chiu, Chu, Wiener*

1. [120750](#) **[Administrative Code - Retention of Progressive Payments for Public Works Construction Contracts]**

**Sponsors: Mayor; Chu**

Ordinance amending the San Francisco Administrative Code Section 6.22(J) to reduce the amount of retention withheld from progress payments in construction contracts from ten to five percent; and to make minor clarifying corrections.

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

[Response\\_SBC\\_082312](#)

[Comm\\_Packet\\_092712](#)

[Board\\_Packet\\_101612](#)

[Board\\_Packet\\_102312](#)

10/16/2012; PASSED, ON FIRST READING.

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

Present: Supervisors Farrell, Elsbernd, Chiu

2. [120939](#) **[Revising the 2012 Budget and Legislative Analyst's Performance Audit Schedule]**

**Sponsor: Farrell**

Motion revising the Budget and Legislative Analyst's 2012 Performance Audit Schedule to revise the priorities as follows: 1) Department of Public Health and Human Services Agency management of professional services contracts; 2) Adult Probation and Sheriff's departments implementation of Public Safety Realignment; and 3) City departments management and oversight of the former San Francisco Redevelopment Agency assets and functions.

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

[Comm Packet 092712](#)

[Comm Packet 101112](#)

[Board Packet 102312](#)

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

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

Present: Supervisors Mar, Cohen, Wiener

3. [120299](#) **[Administrative Code - Extending Restrictions of the Apartment Conversion Ordinance to Business-Sponsored Short Term Occupancies; Allowing Civil Actions by Certain Non-Profit Entities; Revising Enforcement Procedures]**

**Sponsors: Chiu; Mar**

Ordinance amending the San Francisco Administrative Code by amending Chapter 41A to 1) extend the restrictions against converting apartment units to short-term occupancies to tenants or guests of business entities that rent such apartments; (2) allow civil actions to be brought by certain non-profit entities; (3) revise enforcement procedures; and 4) making environmental findings.

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

[Leg Digest Ver1](#)

[Response PLN 040212](#)

[Comm Packet 100112](#)

[Legislation Ver2](#)

[Leg Digest Ver2](#)

[Board Packet 101612](#)

[Board Packet 102312](#)

10/16/2012; PASSED, ON FIRST READING.

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

4. [120774](#) **[Planning Code - Permitting a Five Feet Ground Floor Height Increase for Active Ground Floor Uses in the Castro Street and the 24th Street - Noe Valley Neighborhood Commercial Districts]**

**Sponsor: Wiener**

Ordinance amending the San Francisco Planning Code by: 1) amending Section 263.20 to permit a five feet ground floor height increase for active ground floor uses in the Castro Street and the 24th Street - Noe Valley Neighborhood Commercial Districts; 2) replacing the figure in Section 263.20; 3) amending Sections 715.1 and 728.1 to make reference to this height exception; and 4) 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 SBC 091212](#)

[Response PLN 091712](#)

[Response PLN 092712](#)

[Comm Packet 100112](#)

[Board Packet 101612](#)

[Board Packet 102312](#)

10/16/2012; PASSED, ON FIRST READING.

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

**Recommendations of the Rules Committee**

*Present: Supervisors Kim, Elsbernd, Campos*

5. **111160** **[Business and Tax Regulations Code - Revisions to the Citizen's Advisory Committee for the Central Market Street and Tenderloin Area]**

**Sponsor: Kim**

Ordinance amending the San Francisco Business and Tax Regulations Code Section 906.3-1 to clarify how members of the Citizen's Advisory Committee for the Central Market Street and Tenderloin Area shall be appointed for their initial terms.

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

[Board Packet 101612](#)

[Board Packet 102312](#)

10/16/2012; PASSED, ON FIRST READING.

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

6. **120929** **[Settlement of Lawsuit - City and County of San Francisco - \$95,000]**

Ordinance authorizing settlement of a lawsuit for breach of contract, declaratory judgment and permanent injunction filed by the City and County of San Francisco against Geary Courtyard Associates, ERP Operating Limited Partnership and Equity Residential, for \$95,000; the lawsuit entitled City and County of San Francisco v. Geary Courtyard Associates, et al., Case No. CGC 12-520504, filed May 4, 2012, in San Francisco Superior Court. (City Attorney)

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

[Board Packet 101612](#)

[Board Packet 102312](#)

10/16/2012; PASSED, ON FIRST READING.

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

**REGULAR AGENDA**

**UNFINISHED BUSINESS**

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

*Present: Supervisors Mar, Cohen, Wiener*



7. [120352](#) **[Administrative Code - Housing Preservation and Production]**

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

Ordinance amending the San Francisco Administrative Code by 1) amending the title of Chapter 10E and adding Section 10E.4 to monitor San Francisco's housing preservation and production policies and goals; and 2) making environmental finding.

(Supervisor Wiener dissented in Committee.)

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

[Leg Digest Ver1](#)

[Response PLN 071212](#)

[Comm Packet 073012](#)

[Comm Packet 091012](#)

[Comm Packet 092412](#)

[Legislation Ver2](#)

[Leg Digest 2](#)

[Comm Packet 100112](#)

[Legislation Ver3](#)

[Leg Digest Ver3](#)

[Board Packet 101612](#)

[Legislation Ver4](#)

[Board Packet 102312](#)

10/16/2012; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

10/16/2012; CONTINUED AS AMENDED ON FIRST READING.

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

## NEW BUSINESS

### Recommendations of the Budget and Finance Committee

*Present: Supervisors Chu, Kim*

8. [120932](#) **[Accept and Expend Grant - Foreclosure Crisis Relief Fund - \$399,442]**  
**Sponsor: Avalos**  
Resolution authorizing the Office of the District Attorney to retroactively accept and expend a grant in the amount of \$399,442 through the California Department of Justice for a program entitled "Foreclosure Crisis Recovery Program" for the period of July 1, 2012, through June 30, 2013.

**Attachments:** [Comm Packet 101712](#)  
[Legislation Ver1](#)  
[Board Packet 102312](#)

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

9. [120933](#) **[Accept and Expend Grant - Compensation for Crime Victims - Not to Exceed \$714,138]**  
**Sponsor: Avalos**  
Resolution authorizing the Office of the District Attorney to retroactively accept and expend up to \$714,138 allocated from the California Victim Compensation and Government Claims Board for a project entitled "Joint Powers Agreement" for the period of July 1, 2012, through June 30, 2015.

**Attachments:** [Comm Packet 101712](#)  
[Legislation Ver1](#)  
[Board Packet 102312](#)

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

10. [120937](#) **[Accept and Expend Grant - Glen Canyon Creekside Loop Trail Improvements - \$163,587]**  
**Sponsor: Wiener**  
Resolution authorizing the Recreation and Park Department to accept and expend a Habitat Conservation Fund Grant in the amount of \$163,587 from the California Department of Parks and Recreation for the Glen Canyon Creekside Loop Trail Project.

**Attachments:** [Legislation Ver1](#)  
[Comm Packet 101712](#)  
[Board Packet 102312](#)

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

11. [120944](#) **[Accept and Expend Grant - Criminal Restitution Compact - Not to Exceed \$85,658]**

**Sponsor: Avalos**

Resolution authorizing the Office of the District Attorney to retroactively accept and expend up to \$85,658 allocated from the California Victim Compensation and Government Claims Board for a project entitled "Criminal Restitution Compact" for the period of July 1, 2012, through June 30, 2013.

**Attachments:** [Comm Packet 101712](#)

[Legislation Ver1](#)

[Board Packet 102312](#)

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

12. [120960](#) **[Support Goals for Federal Funding - Community Development Block Grant, Emergency Solutions Grant, and Housing Opportunities for Persons with AIDS Programs - FY2013-2014]**

Resolution supporting FY2013-2014 Community Development Block Grant, Emergency Solutions Grant, and Housing Opportunities for Persons with AIDS Consolidated Plan Goals. (Mayor's Office of Housing)

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

[Comm Packet 101712](#)

[Board Packet 102312](#)

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

13. [120988](#) **[Accept and Expend Grant - Assistive Technology California Disability Employment Initiative - \$105,000]**

**Sponsor: Mayor**

Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of \$105,000 from the US Department of Labor, passed through California Employment Development Department for the Assistive Technology California Disability Employment Initiative.

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

[Comm Packet 101712](#)

[Board Packet 102312](#)

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

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

*Present: Supervisors Farrell, Elsbernd, Chiu*

14. [120793](#) **[Board Response - Civil Grand Jury Report - Where There's Smoke... The Need to Strengthen the Art Commission's Stewardship of San Francisco's Cultural Legacy]**

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2011-2012 Civil Grand Jury report entitled "Where There's Smoke... The Need to Strengthen the Art Commission's Stewardship of San Francisco's Cultural Legacy" and urging the Mayor to cause the implementation of accepted findings and recommendations through his/her department heads and through the development of the annual budget. (Clerk of the Board)

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

[Response RecPark 082112](#)

[Response AfriAmerArt 092812](#)

[Response BayviewOpera 092612](#)

[Response CAS 080812](#)

[Response ChildYouth 092612](#)

[Response CityAttorney 092412](#)

[Response GAFTA CityAdmin 092812](#)

[Response SFAC 092412](#)

[Response SFPD 092512](#)

[Response SOMArts 092612](#)

[Response StreetArtist 092612](#)

[Response WarMemorial 091712](#)

[Response Controller 100112](#)

[Response Sunshine Task Force 091812](#)

[Response Capital Planning Committee 100112](#)

[Response FAMuseums 100212](#)

[Response SBC 100412](#)

[Response DistrictAttorney 100912.pdf](#)

[Comm Packet 101112](#)

[Legislation Ver2](#)

[Board Packet 102312](#)

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

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

*Present: Supervisors Mar, Cohen, Wiener*

15. [120812](#) **[Administrative Code - Public Housing Right to Return to Revitalized Housing]**  
**Sponsors: Olague; Cohen and Mar**

Ordinance amending the San Francisco Administrative Code by: 1) adding Chapter 39, Sections 39.1 through 39.9, to establish the San Francisco Right to Revitalized Housing Ordinance and set City policy regarding the Right to Return to Revitalized Public Housing Units; and 2) adding Section 37.6(n) to establish new powers for the San Francisco Residential Rent Stabilization and Arbitration Board in connection with the new San Francisco Right to Revitalized Housing Ordinance.

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

[Leg\\_Digest Ver1](#)

[Response PLN 091812](#)

[Response PLN 092712](#)

[Comm Packet 100112](#)

[Legislation Ver2](#)

[Leg\\_Digest Ver2](#)

[Comm Packet 101512](#)

[Legislation Ver3](#)

[Leg\\_Digest Ver3](#)

[Board Packet 102312](#)

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

16. [120886](#) **[Purchase and Sale Agreement - Former Waller Street, from Laguna Street to Buchanan Street - Regents of the University of California]**

**Sponsor: Wiener**

Resolution authorizing: 1) acceptance of a Purchase and Sale Agreement for former Waller Street, from Laguna Street to Buchanan Street; 2) acceptance of Restrictive Easement against former Waller Street as a condition of the sale; 3) adopting environmental findings and findings that the transaction contemplated is consistent with the San Francisco General Plan and the eight priority policies of the San Francisco Planning Code; and 4) authorizing the Director of Property, or designee, to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution.

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

[Comm Packet 101512](#)

[Board Packet 102312](#)

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

17. [120981](#) **[Approval of Construction of Structures in Union Square Park for Central Subway Project]**

Resolution approving, under Charter Section 4.113, construction of surface and subsurface structures in Union Square Park for the Central Subway Project's Union Square Market Street Station. (Municipal Transportation Agency)

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

[Comm Packet 101512](#)

[Board Packet 102312](#)

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

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

**SPECIAL ORDER 4:00 P.M.***APPEAL PROCEDURES*

Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4:00 p.m. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4:00 p.m. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4:00 p.m.:

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

18. **120849** **[Public Hearing - Tentative Parcel Map Appeal - 1101-1103 Dolores Street]**  
Hearing of persons interested in or objecting to the decision of the Department of Public Works dated August 9, 2012, approving a Tentative Parcel Map for a 2-unit condominium conversion located at 1101-1103 Dolores Street, Assessor's Block No. 6511, Lot No. 033. (District 8) (Appellants: Kevin Cheng and Todd Mavis) (Filed August 20, 2012). (Clerk of the Board)

**Attachments:** [Board Packet 091812](#)

[Board Packet 102312](#)

09/18/2012; CONTINUED.

**Question: Shall this Hearing be HEARD AND FILED?**

*Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Tentative Parcel Map described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.*

**(Only one of the following two motions should be approved.)**

19. [120850](#) **[Approving Decision of the Department of Public Works and Approving the Tentative Parcel Map - 1101-1103 Dolores Street]**

Motion approving decision of the Department of Public Works and approving the Tentative Parcel Map for a 2-unit condominium conversion located at 1101-1103 Dolores Street, Assessor's Block No. 6511, Lot No. 033, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; approving the decision of the Department of Public Works. (Clerk of the Board)

**Attachments:** [Legislation Ver1](#)  
[Board Packet 091812](#)  
[Board Packet 102312](#)

09/18/2012; CONTINUED.

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

20. [120851](#) **[Disapproving Decision of the Department of Public Works and Disapproving the Tentative Parcel Map - 1101-1103 Dolores Street]**

Motion disapproving decision of the Department of Public Works and disapproving the Tentative Parcel Map for a 2-unit condominium conversion located at 1101-1103 Dolores Street, Assessor's Block No. 6511, Lot No. 033, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1. (Clerk of the Board)

**Attachments:** [Legislation Ver1](#)  
[Board Packet 091812](#)  
[Board Packet 102312](#)

09/18/2012; CONTINUED.

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

21. [120852](#) **[Preparation of Findings Related to the Tentative Parcel Map Disapproval - 1101-1103 Dolores Street]**

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 2-unit condominium conversion located at 1101-1103 Dolores Street, Assessor's Block No. 6511, Lot No. 033. (Clerk of the Board)

**Attachments:** [Legislation Ver1](#)  
[Board Packet 091812](#)  
[Board Packet 102312](#)

09/18/2012; CONTINUED.

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

22. **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.*



### **23. 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 24 through 26

24. [121022](#) **[Multifamily Housing Revenue Bonds - 1401-1415 Mission Street - Not to Exceed \$50,000,000]**  
**Sponsor: Kim**  
Resolution declaring its intent to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to authorize the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$50,000,000 for a 121-unit residential rental housing development to be located at 1401-1415 Mission Street; authorizing and directing the Director to request the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to CDLAC if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$50,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

**Attachments:** [Legislation\\_Ver1](#)  
[Board Packet 102312](#)

10/16/2012; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

25. [121024](#) **[Domestic Violence Awareness Month - October 2012]**  
**Sponsor: Mar**  
Resolution ratifying that the Board of Supervisors declares the month of October 2012 as Domestic Violence Awareness Month in the City and County of San Francisco.

**Attachments:** [Legislation\\_Ver1](#)  
[Board Packet 102312](#)

10/16/2012; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

26. [121025](#) **[City Employees to Assist the Department of Elections - November 6, 2012, Consolidated Primary Election]**

**Sponsor: Chiu**

Motion granting a waiver from the prohibition imposed by Charter Section 13.104.5, to permit City employees to assist the Department of Elections with the November 6, 2012, Consolidated Primary Election.

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

[Board\\_Packet\\_102312](#)

10/16/2012; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

27. **IMPERATIVE AGENDA**

*Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).*

*[Serious Injury Finding]*

*Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."*

*[Purely Commendatory Finding]*

*Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.*

*[Brown Act Finding]*

*Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.*

## LEGISLATION INTRODUCED BY THE PRESIDENT AT THE REQUEST OF A DEPARTMENT

*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

#### 121004

#### **[Planning Code - Market Street Masonry Historic District]**

Ordinance amending the San Francisco Planning Code by adding a new Appendix M to Article 10 (Preservation of Historical, Architectural and Aesthetic Landmarks) to: 1) create the Market Street Masonry Historic District, a discontinuous landmark historic district; and 2) make findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1(b). (Planning Department)

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

10/10/2012; RECEIVED FROM DEPARTMENT.

10/23/2012; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

#### 121007

#### **[Electric System and Solar Project Agreement - North Star Solar, LLC]**

Ordinance authorizing, pursuant to Charter Section 9.118(a), a System Impact Mitigation Agreement with North Star Solar, LLC, requiring North Star Solar, LLC, to pay the Public Utilities Commission the costs necessary to mitigate the impacts to the City's electric system caused by the interconnection of North Star Solar, LLC's solar project to the electric grid; and authorizing similar mitigation agreements with other projects in the future; and appropriating funds from these agreements to pay the costs of mitigation work. (City Attorney's Office)

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

10/12/2012; RECEIVED FROM DEPARTMENT.

10/23/2012; ASSIGNED UNDER 30 DAY RULE to the Budget and Finance Committee.

#### 121014

#### **[Settlement of Lawsuit - Leslie Jones - \$197,500]**

Ordinance authorizing settlement of the lawsuit filed by Leslie Jones against the City and County of San Francisco for \$197,500.00; the lawsuit was filed on August 5, 2010, in San Francisco Superior Court, Case No. CGC-10-502290; entitled Leslie Jones, et al. v. City and County of San Francisco, et al. (City Attorney's Office)

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

10/15/2012; RECEIVED FROM DEPARTMENT.

10/23/2012; RECEIVED AND ASSIGNED to the Rules Committee.

**121015****[Settlement of Lawsuit - Acquila Yeargin - \$27,500]**

Ordinance authorizing settlement of the lawsuit filed by Acquila Yeargin against the City and County of San Francisco for \$27,500; the lawsuit was filed on July 7, 2010, in San Francisco Superior Court, Case No.CGC-10-501334; entitled Acquila Yeargin v. Brandon Thompson, et al. (City Attorney's Office)

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

10/15/2012; RECEIVED FROM DEPARTMENT.

10/23/2012; RECEIVED AND ASSIGNED to the Rules Committee.

**PROPOSED RESOLUTIONS****121003****[Street Artist Spaces - Hallidie Plaza - East of 5th Street]**

Resolution approving re-designation of 47 selling spaces at Hallidie Plaza, east of 5th Street, for street artists certified by the Arts Commission, City and County of San Francisco; exempting said spaces for one year from the regulations of Police Code Section 2405(c)(3), (4), and (11), relating to size of space and distance between street artists. (Arts Commission)

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

10/11/2012; RECEIVED FROM DEPARTMENT.

10/23/2012; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.

**121006****[Master Lease Extension - 2176-78 Mission Street]**

Resolution authorizing the extension of a Master Lease of Real Property at 2176-78 Mission Street for the Department of Public Health. (Real Estate Department)

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

10/12/2012; RECEIVED FROM DEPARTMENT.

10/23/2012; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

**121009****[Master Lease Amendment - Treasure Island Fire Fighting Training Center]**

Resolution approving the Fourth Amendment to the Treasure Island Fire Fighting Training Center Master Lease between the Treasure Island Development Authority and the United States Navy to Extend the Term. (Treasure Island Development Authority)

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

10/15/2012; RECEIVED FROM DEPARTMENT.

10/23/2012; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

**121011**    **[Proposition J Contract/Certification of Specified Contracted-Out Services - Public Utilities Commission Security Services]**

Resolution concurring with the Controller's certification that services can be performed by private contractor for a lower cost than similar work performed by City and County employees for night and weekend security services at San Francisco Public Utilities Commission's offices on 525 Golden Gate Avenue. (Public Utilities Commission)

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

10/15/2012; RECEIVED FROM DEPARTMENT.

10/23/2012; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

**121012**    **[Adopting CEQA Findings for Geary Road Bridge Project]**

Resolution adopting findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and San Francisco Administrative Code Chapter 31, including the adoption of a mitigation monitoring and reporting program, related to the funding of Project No. CUW26403, the Geary Road Bridge Project, in Alameda County and directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission)

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

10/15/2012; RECEIVED FROM DEPARTMENT.

10/23/2012; RECEIVED AND ASSIGNED to the Rules Committee.

**121028 [Petitions and Communications]**

Petitions and Communications received from October 9, 2012, through October 15, 2012, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on October 23, 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 Public Works, regarding their Annual Report for July 1, 2011, through June 30, 2012. Copy: Each Supervisor. (1)

From Youth Commission, regarding First Quarter Report for FY2012-2013. (2)

From the Clerk of the Board, individual who submitted a Form 700 Statement: (3)  
Jeffrey Cretan - Legislative Aide - Assuming

From Mayor's Office, submitting Notice of Appointment to the Commission on Aging: (4)  
Samer A. Itani

From Planning, submitting Notice of Preparation of an Environmental Impact Report. (5)

From Contoller's Office of Public Finance, submitting a memo regarding the City's Commercial Paper Program. (6)

From Treasure Island Development Authority, regarding communications. (7)

From concerned citizen, regarding KPOO radio. Copy: Each Supervisor. (8)

From Mayor's Office, regarding a memorial service for slain J. Christopher Stevens, U.S. Ambassador to Libya. (9)

From UCSF Medical Center, regarding the relocation of Medical Center Clinics. (10)

From Golden Gate Park Preservation Alliance, regarding support for another case that should come before the Ethics Commission. (11)

From concerned citizen, regarding Fleet Week. (12)

From Rich Pasco, regarding Naturist Action Committee Action Alert.  
File No. 120984. (13)

From Russel Morine, regarding concers for Real Property Lease 2650 Bayshore.  
File No. 120904. (14)

From Aaron Goodman, regarding the demolition of a national eligible master-planned community. (15)

From concerned citizens, regarding the reinstatement of Sheriff Ross Mirkarimi.  
15 Letters. (16)

From concerned citizens, regarding Sheriff Ross Mirkarimi. 26 Letters. File No. 120949.  
(17)

\*(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**