



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, December 11, 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

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 Elsbernd, Wiener, Chiu

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

Public Safety Committee
Supervisors Avalos, Olague, Mar

Rules Committee
Supervisors Kim, Farrell, Avalos

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. 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

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 October 23, 2012, October 30, 2012, and November 6, 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 Tuesday of each month, unless rescheduled by the Mayor and the Board President. The Mayor and the Board may not discuss matters that have already been considered in Committee and that are on the Board's Agenda as an action item.

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

1. [121147](#) [Formal Policy Discussions - December 11, 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 Districts 3 and 11. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. Mr. Mayor, in your March appearance before the Board, I asked you about Proposition I, passed by voters in November 2007 to create an Office of Small Business that supports small businesses in complying with the laws administered by 14 City departments. Prop I specifically stated that within four months of the Office's opening, the Office "shall issue a report that analyzes the existing laws, regulations, roles, procedures and responsibilities of all City departments that impact small businesses and make recommendations regarding the streamlining and consolidation of such departmental functions under the Office of Small Business."

You committed that this report would be completed by June of this year. As of today, no report has been published and no overall recommendations have been made to streamline and consolidate the functions of the 14 different City departments from which 80,000 small businesses seek approvals to do business.

Mr. Mayor, I look forward to continuing to work with your administration on a wide variety of efforts to assist small businesses. Will you re-commit to carrying out this mandate of Prop I, and when will this report be forthcoming? (Supervisor Chiu, District 3)

2. I recently asked the public to suggest questions to ask you, and I received a number of responses through Facebook and Twitter. Several of them were concerned about diversity in our local economy, such as the following from local comedian, Nato Green:

"What does the Mayor propose to promote a diversified economy in San Francisco, so the City is not simply high paid high finance or tech jobs and their low wage servants? Also will the Mayor crash the real estate market to make San Francisco affordable again?"

To elaborate on this, the 2010 census showed the largest population growths in the City were in very low income households and upper income households. In this year's "San Francisco Economic Strategy Update: Phase 1 Findings," the City's Chief Economist wrote that "the industries that create a more balanced distribution of job opportunities are, generally, in the local-serving sector of the economy, which has largely declined in recent years."

What is your plan to create living wage jobs in local-serving industries to prevent the City's middle and working classes from being displaced by people moving to the City for new upper income jobs in the creative (including high tech), financial, and professional service industries?

(And unlike Mr. Green's facetious remarks, I would prefer options that do not include crashing the real estate market.) (Supervisor Avalos, District 11)

Attachments: [Board Packet 121112](#)

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

CONSENT AGENDA

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

Items 2 and 3

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

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

2. [121130](#) **[Transfer of Airspace Parcel Agreements - 151 Third Street - Successor Agency to the San Francisco Redevelopment Agency and San Francisco Museum of Modern Art]**
Sponsors: Kim; Mayor
Resolution approving and authorizing the Director of Real Estate to execute Agreement for Transfer of Airspace Parcel within Assessor's Block No. 3722, Lot No. 078, at 151 Third Street from the Successor Agency to the San Francisco Redevelopment Agency to the City and County of San Francisco; and Agreement for Transfer of Airspace Parcel from the City and County of San Francisco to the San Francisco Museum of Modern Art.
Attachments: [Legislation Ver1](#)
[Leg Digest Ver1](#)
[Comm Packet 120312](#)
[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Rules Committee

Present: Supervisors Kim, Wiener, Avalos

3. [121106](#) [Settlement of Lawsuit - Pacific Rod and Gun Club]**Sponsor: Elsbernd**

Ordinance authorizing settlement of the unlawful detainer lawsuit entitled City and County of San Francisco, et al., v. Pacific Rod and Gun Club, et al., filed on September 24, 2012, in San Francisco Superior Court, Case No. CUD-12-642832, regarding City-owned property located at 520 John Muir Drive in San Francisco; material terms of the settlement agreement include City and Club executing an amended and restated month-to-month lease with improved insurance, indemnity and other provisions in favor of the City, a new 90-day termination notice requirement, and a stipulation for entry of judgment without trial to facilitate City obtaining a writ of possession following such notice period.

Attachments: [Comm Packet 111512](#)

[Legislation Ver1](#)

[Board Packet 120412](#)

[Board Packet 121112](#)

12/04/2012; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

(The public comment legally required under California Government Code, Section 54954.3 and San Francisco Administrative Code, Section 67.15(a) prior to approval was provided and completed on July 17, 2012.)

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

4. [120550](#) **[Affirming Certification of Final Environmental Impact Report - California Pacific Medical Center's Long Range Development Plan]**
Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the California Pacific Medical Center's Long Range Development Plan.
(Clerk of the Board)

Attachments: [120550-1-1.DOC](#)
[Board Packet 061212](#)
[Board Packet 071712](#)
[Board Packet 073112](#)
[Board Packet 112012](#)
[Board Packet 121112](#)

06/12/2012; CONTINUED.
07/17/2012; CONTINUED.
07/31/2012; CONTINUED.
11/20/2012; CONTINUED.

Question: Shall this Motion be APPROVED?

5. [120551](#) **[Reversing Certification of Final Environmental Impact Report - California Pacific Medical Center's Long Range Development Plan]**
Motion reversing the certification by the Planning Commission of the Final Environmental Impact Report for the California Pacific Medical Center's Long Range Development Plan.
(Clerk of the Board)

Attachments: [120551-v1-1.DOC](#)
[Board Packet 061212](#)
[Board Packet 071712](#)
[Board Packet 073112](#)
[Board Packet 112012](#)
[Board Packet 121112](#)

06/12/2012; CONTINUED.
07/17/2012; CONTINUED.
07/31/2012; CONTINUED.
11/20/2012; CONTINUED.

Question: Shall this Motion be APPROVED?

6. [120552](#) **[Preparation of Findings to Reverse Certification of Final Environmental Impact Report - California Pacific Medical Center's Long Range Development Plan]**

Motion directing the Clerk of the Board to prepare findings reversing the certification by the Planning Commission of the Final Environmental Impact Report for the California Pacific Medical Center's Long Range Development Plan. (Clerk of the Board)

Attachments: [120552.doc](#)

[Board Packet 061212](#)

[Board Packet 071712](#)

[Board Packet 073112](#)

[Board Packet 112012](#)

[Board Packet 121112](#)

06/12/2012; CONTINUED.

07/17/2012; CONTINUED.

07/31/2012; CONTINUED.

11/20/2012; CONTINUED.

Question: Shall this Motion be APPROVED?

Recommendation of the Budget and Finance Committee

Present: Supervisors Chu, Avalos, Kim

7. [120997](#) **[Appropriating \$2,255,000 for San Francisco Unified School District - FY2012-2013]**
Sponsors: Kim; Campos, Mar, Avalos and Olague
Ordinance appropriating \$843,000 of State Reserves and \$1,412,000 from School District Set-Aside funds for the San Francisco Unified School District for FY2012-2013.

(Fiscal Impact)

Attachments: [Legislation_Ver1](#)
[Budget_Analyst_111412-.pdf](#)
[Comm_Packet_111412](#)
[Legislation_Ver2](#)
[Board_Packet_112012](#)
[Board_Packet_120412](#)
[Legislation_Ver3](#)
[Board_Packet_121112](#)

11/20/2012; CONTINUED ON FIRST READING.

12/04/2012; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

12/04/2012; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

8. [120523](#) **[Planning Code - Transit Impact Development Fee Increase and Updates]**
Sponsors: Mayor; Wiener and Olague

Ordinance amending the San Francisco Planning Code, Article 4, by revising and making technical corrections to specified definitions in Section 401 relating to the Transit Impact Development Fee (TIDF), amending Sections 402, 408, 411 through 411.5, 411.7, 411.8, and adding a new Section 411.9 to increase TIDF rates, revise exemptions and credits, and clarify TIDF implementation and collection, and making environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1.

Attachments: [Legislation Ver1](#)

[Leg Digest Ver1](#)

[Response PLN_052512.pdf](#)

[Response SBC_071112](#)

[Response PLN_072312](#)

[Leg Digest Ver2](#)

[Comm Packet 091012](#)

[Response SBC_091312](#)

[Board Packet 091812](#)

[Board Packet 100212](#)

[Board Packet 101612](#)

[Board Packet 112012](#)

[Legislation Ver2](#)

[Board Packet 120412](#)

[Legislation Ver3](#)

[Leg Digest Ver3](#)

[Legislation Ver4](#)

[Leg Digest Ver4](#)

[Board Packet 121112](#)

09/18/2012; CONTINUED ON FIRST READING.

10/02/2012; CONTINUED ON FIRST READING.

10/16/2012; CONTINUED ON FIRST READING.

11/20/2012; CONTINUED ON FIRST READING.

12/04/2012; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

12/04/2012; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

12/04/2012; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Mar, Wiener

9. [120982](#) [Jack Early Commemorative Plaque - Stockton Street Adjacent to Washington Square]

Sponsor: Chiu

Ordinance commemorating the Stockton Street sidewalk adjacent to Washington Square Park under Public Works Code Sections 789 et seq., the Commemorative Street Plaque Ordinance, accepting a plaque in honor of Jack Early as a gift to the City, waiving permit and inspection fees for plaque installation, and directing official acts in furtherance of this Ordinance.

Attachments: [Legislation Ver1](#)

[Comm Packet 111912](#)

[Board Packet 120412](#)

[Board Packet 121112](#)

12/04/2012; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Avalos, Kim

10. [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; authorizing similar mitigation agreements with other projects in the future; appropriating funds from these agreements to pay the costs of mitigation work; and placing various mitigation funds on reserve with the Board of Supervisors. (City Attorney's Office)

(Fiscal Impact)

Attachments: [Legislation Ver1](#)
[Leg Digest Ver1](#)
[Budget Analyst 120512-.pdf](#)
[Comm Packet 120512](#)
[Legislation ver2](#)
[Board Packet 121112](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

11. [121064](#) **[Business and Tax Regulations, Police Codes - Parking Stations - Revenue Control Equipment; License Regulations; Parking Tax Bonds; Administrative Citation Process]**

Sponsor: Campos

Ordinance amending the San Francisco Business and Tax Regulations Code by amending Article 6 (Common Administrative Provisions) to revise the bonding requirements for parking operators; revise the time to bring an action to collect tax; clarify the extent of a surety's liability; revise the administrative citation appeal process; and make other minor technical changes; amending Article 22 (Parking Stations; Revenue Control Equipment) to clarify that non-City governmental entities operating parking stations are exempt from the revenue control equipment requirements; and amending the San Francisco Police Code Article 17 (Miscellaneous License Regulations) to clarify that governmental entities operating parking garages or parking lots are exempt from the permitting requirements applicable to other commercial parking garage and valet operations.

Attachments: [Legislation Ver1](#)
[Leg Digest Ver1](#)
[Legislation Ver2](#)
[121064 sbc response.pdf](#)
[Comm Packet 120512](#)
[Board Packet 121112](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

12. [121012](#) **[Adopting CEQA Findings - 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](#)
[Comm Packet 120512](#)
[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

13. [121086](#) **[California Constitution Appropriations Limit for FY2012-2013]**
Resolution establishing the appropriations limit for FY2012-2013 pursuant to California Constitution Article XIII B. (Controller)

(Fiscal Impact)

Attachments: [Response Controller 110512](#)
[Legislation Ver1](#)
[Budget Analyst 120512-.pdf](#)
[Comm Packet 120512](#)
[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

14. [121109](#) **[Expenditures from South of Market Community Stabilization Fund - \$760,000]**
Sponsor: Kim
Resolution authorizing the 2012 South of Market (SoMa) Community Stabilization Fund Program and authorizing the Mayor's Office of Housing to expend SoMa Community Stabilization Fund dollars in the amount of \$760,000.

Attachments: [Legislation Ver1](#)
[Budget Analyst 120512-.pdf](#)
[Comm Packet 120512](#)
[Legislation Ver2](#)
[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

15. [121110](#) **[Issuance of Tax Exempt Obligation - San Francisco Friends School - Not to Exceed \$32,000,000]**
Sponsor: Wiener
Resolution approving the issuance of a tax exempt obligation by the ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed \$32,000,000 to finance and refinance various capital facilities owned by San Francisco Friends School.

Attachments: [Legislation Ver1](#)
[Comm Packet 120512](#)
[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

16. [121125](#) **[Accept and Expend Grant - Sidney E. Frank Foundation Renewable Energy - \$250,000]**

Sponsor: Mayor

Resolution authorizing the Department of the Environment to retroactively accept and expend a grant in the amount of \$250,000 from the Sidney E. Frank Foundation to plan and implement specific projects to source 100% of San Francisco's electrical demand from renewable energy sources from July 15, 2012, through June 15, 2013.

Attachments: [Legislation Ver1](#)

[Comm Packet 120512](#)

[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

17. [121126](#) **[Accept and Expend Grant - Encourage Arrest Policies and Enforcement of Protection Orders Program - \$650,000]**

Sponsor: Mayor

Resolution authorizing the Department on the Status of Women to retroactively accept and expend an extension grant in the amount of \$650,000 through the United States Department of Justice's Office of Violence Against Women, Encourage Arrest Policies and Enforcement of Protection Orders Program, for grant period April 1, 2012, through March 31, 2014.

Attachments: [Legislation Ver1](#)

[Comm Packet 120512](#)

[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

18. [121127](#) **[Wastewater Revenue Bonds Issuance - Public Utilities Commission - Not to Exceed \$670,000,000]**

Sponsor: Mayor

Resolution approving the issuance of wastewater revenue bonds to be issued by the Public Utilities Commission of the City and County of San Francisco in aggregate principal amounts not to exceed \$250,000,000 to refund outstanding wastewater revenue bonds pursuant to the Charter of the City and California Government Code, Sections 53580 et seq., and not to exceed \$420,000,000 to finance capital projects benefiting the Wastewater Enterprise pursuant to amendments to the Charter of the City and County of San Francisco enacted by voters on November 5, 2002, as Proposition E; affirming covenants contained in the indenture pursuant to which the wastewater revenue bonds are issued; authorizing the taking of appropriate actions in connection therewith; and related matters.

(Fiscal Impact)

Attachments: [Legislation Ver1](#)

[Budget Analyst 120512-.pdf](#)

[Comm Packet 120512](#)

[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

19. [121128](#) **[Grant Application - 2012 U.S. Department of Housing and Urban Development Continuum of Care Program]**

Sponsor: Mayor

Resolution approving the 2012 Grant Application for the United States Department of Housing and Urban Development Continuum of Care Program and fulfilling the San Francisco Board of Supervisors review and approval process for all annual or otherwise recurring grants of \$5,000,000 or more.

Attachments: [Legislation Ver1](#)
[Comm Packet 120512](#)
[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

20. [121132](#) **[Accept and Expend Grant - San Francisco Parks Alliance - \$870,355]**

Sponsor: Chiu

Resolution authorizing the Recreation and Park Department to accept and expend a grant of \$870,355 from the San Francisco Parks Alliance for the design and construction of a playground in Sue Bierman Park.

Attachments: [Legislation Ver1](#)
[Comm Packet 120512](#)
[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

21. [121133](#) **[Accept and Expend Grant - FY2012 Homeland Security Grant Program - \$667,670]**

Sponsor: Farrell

Resolution authorizing the Department of Emergency Management to retroactively accept and expend a FY2012 Homeland Security Grant Program grant in the amount of \$667,670 from the United States Department of Homeland Security, through the California Emergency Management Agency, for building and sustaining preparedness capabilities for the period of October 12, 2012, through May 31, 2014.

Attachments: [Legislation Ver1](#)
[Comm Packet 120512](#)
[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

22. [121138](#) **[Lease Termination Agreement - Downtown Parking Corporation - 833 Mission Street]**

Resolution authorizing the termination of the lease agreement with the Downtown Parking Corporation and authorizing the Director of Transportation to execute a Lease Termination Agreement for property located at 833 Mission Street that will expire on December 31, 2012. (Municipal Transportation Agency)

Attachments: [Budget Analyst 120512-.pdf](#)

[Comm Packet 120512](#)

[Legislation Ver1](#)

[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Chu, Avalos

23. [121134](#) **[Permit Amendment - Outside Lands Music Festival - Eight Additional Years]**
Sponsor: Mar

Resolution approving and authorizing an amendment to the Permit with Another Planet Entertainment for the production of the annual Outside Lands Music Festival to grant Another Planet Entertainment, LLC, eight additional years and increasing the capacity of the event to 75,000, providing for Another Planet Entertainment to pay the City increased Rent Payments, endow a gardener within the festival premises, and pay for materials and supplies to maintain the Polo Fields; making environmental findings; and ratifying prior actions.

Attachments: [Legislation Ver1](#)

[Comm Packet 120512](#)

[Legislation Ver2](#)

[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

24. [120434](#) [Police Code - Amendments to Junk Dealer and Junk Gatherer Permit Process]**Sponsor: Cohen**

Ordinance amending the San Francisco Police Code, Sections 974.1, 974.2, 974.4, 974.8, 974.9, 974.10-1, 974.11, 974.14-1, 974.14-2, 974.21, 974.22, 895, 2.26, 2.27, and repealing Sections 974.5, 974.6, 974.10-2, 974.23 and 896 through 898 to cause all existing junk dealer and junk gatherer permits to expire as of June 30, 2013, establish an annual permit for junk dealers with junk yards and a two-year permit for other junk dealers, provide for permit suspensions and revocations to remain in effect during any administrative appeal, amend the permit enforcement process, and update fees; and making environmental findings.

Attachments: [Legislation_Ver1](#)[Leg_Digest_Ver1](#)[Legislation_Ver2](#)[Leg_Digest_Ver2](#)[Legislation_Ver3](#)[Leg_Digest_Ver3](#)[Response_Police_101112](#)[Comm_Packet_120312](#)[Legislation_Ver4](#)[Leg_Digest_Ver4](#)[Board_Packet_121112](#)**Question: Shall this Ordinance be PASSED ON FIRST READING?****25. [120880](#) [Planning Code - Valencia Street Neighborhood Commercial Transit District]****Sponsor: Campos**

Ordinance amending the San Francisco Code, Section 726.52, of the Zoning Control Table, for the Valencia Street Neighborhood Commercial Transit District to permit a personal service use on the third story and above with a Conditional Use Authorization, and make environmental findings, Planning Code Section 302 findings, and findings of consistency with General Plan and the Priority Policies of Planning Code Section 101.1.

Attachments: [Legislation_Ver1](#)[Leg_Digest_Ver1](#)[Response_PLN_091812](#)[Response_SBC_102612](#)[Response_PLN_113012](#)[Comm_Packet_120312](#)[Board_Packet_121112](#)**Question: Shall this Ordinance be PASSED ON FIRST READING?**

26. [120704](#) **[Disapproving Street Encroachment - 10 Niantic Avenue]**
Resolution upholding Department of Public Works' recommendation for disapproval and disapproving the application for a revocable encroachment permit to Lee Yun Ling & Cindy Zhou, for the occupancy of a portion of the public right-of-way for a new single family dwelling encroaching 3-feet into the public right-of-way at 10 Niantic Avenue (Assessor's Block No. 7178, Lot No. 001), under Article 15, Section 786.7 of the Public Works Code. (Public Works Department)

Attachments: [Legislation Ver1](#)
[Comm Packet 120312](#)
[Legislation Ver2](#)
[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

(Pursuant to File No. 121088, approved November 20, 2012.)

Board of Supervisors Sitting as a Committee of the Whole

27. [121089](#) **[Public Hearing to Acquire Temporary Construction Licenses for Various Real Properties by Eminent Domain for Central Subway/Third Street Light Rail Extension Project]**

Hearing of persons interested in or objecting to proposed Resolutions authorizing the acquisition of real properties commonly known as 1 Stockton Street #1 (File No. 121090), (Assessor's Parcel Block No. 0327, Lot No. 025); 1000-1032 Stockton Street #2 (File No. 121091), (Assessor's Parcel Block No. 0193, Lot No. 019); 1455 Stockton Street #3 (File No. 121092), (Assessor's Parcel Block No. 0130, Lot Nos. 001 and 040); 19 Stockton Street #4 (File No. 121093), (Assessor's Parcel Block No. 0327, Lot No. 005); 212 Stockton Street #5 (File No. 121094), (Assessor's Parcel Block No. 0309, Lot No. 011); 216 Stockton Street #6 (File No. 121095), (Assessor's Parcel Block No. 0309, Lot No. 013); 250-4th Street #7 (File No. 121096), (Assessor's Parcel Block No. 3733, Lot No. 008); 39 Stockton Street #8 (File No. 121097), (Assessor's Parcel Block No. 0327, Lot No. 004); 801 Market Street #9 (File No. 121098), (Assessor's Parcel Block No. 3705, Lot No. 048A); 930 Stockton Street #10 (File No. 121099), (Assessor's Parcel Block No. 0210, Lot No. 047); 950 Stockton Street #11 (File No. 121100), (Assessor's Parcel Block No. 0210A, Lot Nos. 002-103) by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1.

Attachments: [Board Packet 121112](#)

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

28. [121090](#) **[Acquisition of a Temporary Construction License by Eminent Domain - Central Subway/Third Street Light Rail Extension - 1 Stockton Street]**
Resolution authorizing the acquisition of a temporary construction license at the real property commonly known as 1 Stockton Street, San Francisco, California, Assessor's Parcel Block No. 0327, Lot No. 025, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)

Attachments: [Legislation Ver1](#)
[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

29. [121091](#) **[Acquisition of a Temporary Construction License by Eminent Domain - Central Subway/Third Street Light Rail Extension - 1000-1032 Stockton Street]**
Resolution authorizing the acquisition of a temporary construction license at the real property commonly known as 1000-1032 Stockton Street, San Francisco, California, Assessor's Parcel Block No. 0193, Lot No. 019, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)

Attachments: [Legislation Ver1](#)
[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

30. [121092](#) **[Acquisition of a Temporary Construction License by Eminent Domain - Central Subway/Third Street Light Rail Extension - 1455 Stockton Street]**
Resolution authorizing the acquisition of a temporary construction license at the real property commonly known as 1455 Stockton Street, San Francisco, California, Assessor's Parcel Block No. 0130, Lot Nos. 001 and 040, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)

Attachments: [Legislation Ver1](#)
[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

31. [121093](#) **[Acquisition of a Temporary Construction License by Eminent Domain - Central Subway/Third Street Light Rail Extension - 19 Stockton Street]**
Resolution authorizing the acquisition of a temporary construction license at the real property commonly known as 19 Stockton Street, San Francisco, California, Assessor's Parcel Block No. 0327, Lot No. 005, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)

Attachments: [Legislation Ver1](#)
[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

32. [121094](#) **[Acquisition of a Temporary Construction License by Eminent Domain - Central Subway/Third Street Light Rail Extension - 212 Stockton Street]**
Resolution authorizing the acquisition of a temporary construction license at the real property commonly known as 212 Stockton Street, San Francisco, California, Assessor's Parcel Block No. 0309, Lot No. 011, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)

Attachments: [Legislation Ver1](#)
[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

33. [121095](#) **[Acquisition of a Temporary Construction License by Eminent Domain - Central Subway/Third Street Light Rail Extension - 216 Stockton Street]**
Resolution authorizing the acquisition of a temporary construction license at the real property commonly known as 216 Stockton Street, San Francisco, California, Assessor's Parcel Block No. 0309, Lot No. 013, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)

Attachments: [Legislation Ver1](#)
[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

34. [121096](#) [Authorizing the Acquisition of a Temporary Construction License by Eminent Domain - Central Subway/Third Street Light Rail Extension - 250-4th Street]

Resolution authorizing the acquisition of a temporary construction license at the real property commonly known as 250-4th Street, San Francisco, California, Assessor's Parcel Block No. 3733, Lot No. 008, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)

Attachments: [Legislation Ver1](#)

[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

35. [121097](#) [Acquisition of a Temporary Construction License by Eminent Domain - Central Subway/Third Street Light Rail Extension - 39 Stockton Street]

Resolution authorizing the acquisition of a temporary construction license at the real property commonly known as 39 Stockton Street, San Francisco, California, Assessor's Parcel Block No. 0327, Lot No. 004, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)

Attachments: [Legislation Ver1](#)

[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

36. [121098](#) [Acquisition of a Temporary Construction License by Eminent Domain - Central Subway/Third Street Light Rail Extension - 801 Market Street]

Resolution authorizing the acquisition of a temporary construction license at the real property commonly known as 801 Market Street, San Francisco, California, Assessor's Parcel Block No. 3705, Lot No. 048A, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)

Attachments: [Legislation Ver1](#)

[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

37. [121099](#) **[Acquisition of a Temporary Construction License by Eminent Domain - Central Subway/Third Street Light Rail Extension - 930 Stockton Street]**
Resolution authorizing the acquisition of a temporary construction license at the real property commonly known as 930 Stockton Street, San Francisco, California, Assessor's Parcel Block No. 0210, Lot No. 047, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)

Attachments: [Legislation Ver1](#)
[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

38. [121100](#) **[Acquisition of a Temporary Construction License by Eminent Domain - Central Subway/Third Street Light Rail Extension - 950 Stockton Street]**
Resolution authorizing the acquisition of a temporary construction license at the real property commonly known as 950 Stockton Street, San Francisco, California, Assessor's Parcel Block No. 0210A, Lot Nos. 002-103, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)

Attachments: [Legislation Ver1](#)
[Board Packet 121112](#)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

(Pursuant to Board Rule 6.21.)

39. [121154](#) **[Seniority Lottery]**
Lottery to determine the seniority of the newly elected Members of the Board of Supervisors scheduled for the regularly scheduled Board Meeting of Tuesday, December 11, 2012, at 3:00 p.m., pursuant to Board Rule 6.21.

Attachments: [Board Packet 121112](#)

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.

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

40. [121118](#) [Public Hearing - Appeal of Determination of Exemption from Environmental Review - San Francisco Municipal Transportation Agency's Fell and Oak Streets Bikeways Project]

Hearing of persons interested in or objecting to the Planning Department's determination dated October 4, 2012, Case No. 2011.0836E, that the San Francisco Municipal Transportation Agency's Fell and Oak Streets Bikeways Project is exempt from environmental review under the California Environmental Quality Act (CEQA), Classes 1 and 4 (State CEQA Guidelines Sections 15301(c) 15304(h)). The proposed work involves removing parking lanes and adding bike lanes, as well as other related changes to Fell and Oak Streets between Baker and Scott Streets. (District 5) (Appellants: Mark Brennan, Howard Chabner, and Ted Loewenberg) (Filed November 2, 2012).

Attachments: [Board Packet 121112](#)

Question: Shall this Hearing be HEARD AND FILED?

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

41. [121119](#) [Affirming the Exemption Determination - San Francisco Municipal Transportation Agency's Fell and Oak Streets Bikeways Project]

Motion affirming the determination by the Planning Department that the San Francisco Municipal Transportation Agency's (SFMTA) Fell and Oak Streets Bikeways Project is exempt from environmental review. (Clerk of the Board)

Attachments: [Legislation_Ver1](#)

[Board Packet 121112](#)

Question: Shall this Motion be APPROVED?

42. [121120](#) **[Reversing the Exemption Determination - San Francisco Municipal Transportation Agency's Fell and Oak Streets Bikeways Project]**
Motion reversing the determination by the Planning Department that the San Francisco Municipal Transportation Agency's (SFMTA) Fell and Oak Streets Bikeways Project is exempt from environmental review.

Attachments: [Legislation Ver1](#)
[Board Packet 121112](#)

Question: Shall this Motion be APPROVED?

43. [121121](#) **[Preparation of Findings to Reverse the Exemption Determination - San Francisco Municipal Transportation Agency's Fell and Oak Streets Bikeways Project]**
Motion directing the Clerk of the Board to prepare findings reversing the exemption determination by the Planning Department that the San Francisco Municipal Transportation Agency's (SFMTA) Fell and Oak Streets Bikeways Project is exempt from environmental review.

Attachments: [Legislation Ver1](#)
[Board Packet 121112](#)

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

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

The following items will be considered by the Rules Committee at a Regular Meeting on Thursday, December 6, 2012, at 1:30 p.m. The Chair intends to request the Committee to send the following items to the Board as Committee Reports on Tuesday, December 11, 2012.

44. [121141](#) **[Appointment, Successor Agency Commission (Commonly Known as Commission on Community Investment and Infrastructure) - Theodore Ellington]**
Sponsor: Mayor
Motion confirming the Mayor's appointment of Theodore Ellington to the Commission on Community Investment and Infrastructure, Seat 1, for the unexpired portion of a four-year term ending November 3, 2016.

Attachments: [Legislation Ver1](#)

Question: Shall this Motion be APPROVED?

45. [121142](#) **[Appointment, Successor Agency Commission (Commonly Known as Commission on Community Investment and Infrastructure) - Marily Mondejar]**
Sponsor: Mayor
Motion confirming the Mayor's appointment of Marily Mondejar to the Commission on Community Investment and Infrastructure, Seat 2, for the unexpired portion of a two-year term ending November 3, 2014.
Attachments: [Legislation_Ver1](#)
- Question: Shall this Motion be APPROVED?**
46. [121143](#) **[Appointment, Successor Agency Commission (Commonly Known as Commission on Community Investment and Infrastructure) - Christine Johnson]**
Sponsor: Mayor
Motion confirming the Mayor's appointment of Christine Johnson to the Commission on Community Investment and Infrastructure, Seat 3, for the unexpired portion of a four-year term ending November 3, 2016.
Attachments: [Legislation_Ver1](#)
- Question: Shall this Motion be APPROVED?**
47. [121144](#) **[Appointment, Successor Agency Commission (Commonly Known as Commission on Community Investment and Infrastructure) - Mara Rosales]**
Sponsor: Mayor
Motion confirming the Mayor's appointment of Mara Rosales to the Commission on Community Investment and Infrastructure, Seat 4, for the unexpired portion of a two-year term ending November 3, 2014.
Attachments: [Legislation_Ver1](#)
- Question: Shall this Motion be APPROVED?**
48. [121145](#) **[Appointment, Successor Agency Commission (Commonly Known as Commission on Community Investment and Infrastructure) - Darshan Singh]**
Sponsor: Mayor
Motion confirming the Mayor's appointment of Darshan Singh to the Commission on Community Investment and Infrastructure, Seat 5, for the unexpired portion of a four-year term ending November 3, 2016.
Attachments: [Legislation_Ver1](#)
- Question: Shall this Motion be APPROVED?**

Recommendation of the Land Use and Economic Development Committee

The following item will be considered by the Land Use and Economic Development Committee at a Regular Meeting on Monday, December 10, 2012, at 1:00 p.m. The Chair intends to request the Committee to send the following item to the Board as a Committee Report on Tuesday, December 11, 2012.

49. [121168](#) [Street Encroachment - 54 Peralta Avenue]**Sponsor: Chiu**

Resolution granting revocable permission to Aquilina Family 2001 Revocable Trust to occupy a portion of the public right-of-way to remove and reconstruct a portion of a City owned and maintained retaining wall to construct a concrete driveway ramp, with accessible transition slopes to conform to the existing sidewalk grade, that will provide vehicular access to a proposed new residence with a garage at 54 Peralta Avenue (Assessor's Block No. 5512, Lot No. 029), conditioned upon the payment of an annual assessment fee of \$215; and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.

Attachments: [Legislation_Ver1](#)[Comm_Packet_121012](#)**Question: Shall this Resolution be ADOPTED?****50. 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.

51. 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 52 through 61

52. [121148](#) **[Final Map 6901 - 1190 Mission Street]**
Motion approving Final Map 6901, a 2 Lot Subdivision and a 418 Residential Unit and 2 Commercial Unit Mixed-Use Condominium Project, located at 1190 Mission Street being a subdivision of Assessors Block No. 3702, Lot No. 308, and adopting findings pursuant to the General Plan and City Planning Code, Section 101.1. (Public Works Department)

Attachments: [Legislation Ver1](#)
[Board Packet 121112](#)

Question: Shall this Motion be APPROVED?

53. [121171](#) **[Apply for Grants - Anti Drug Abuse Program Allocation Funds]**
Sponsor: Mayor
Resolution authorizing the Department of Children Youth and Their Families to apply for grants from the Board of State and Community Corrections.

Attachments: [Legislation Ver1](#)
[Board Packet 121112](#)

12/04/2012; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

54. [121172](#) **[Commemoration of Roe V. Wade Anniversary]**
Sponsors: Campos; Cohen
Resolution commemorating the 40th anniversary of Roe v. Wade and commending the work of pro-choice advocates and service providers in the City and County of San Francisco.

Attachments: [Legislation Ver1](#)
[Board Packet 121112](#)

12/04/2012; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

55. [121173](#) **[Commending Supervisor Sean R. Elsbernd]**
Sponsors: Chiu; Avalos, Campos, Chu, Cohen, Farrell, Kim, Mar, Olague and Wiener
Resolution commending and honoring Supervisor Sean R. Elsbernd for his distinguished service as a Supervisor of the City and County of San Francisco.

Attachments: [Legislation Ver1](#)
[Board Packet 121112](#)

12/04/2012; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

56. [121174](#) [Urging the United States Congress to Fund the Special Diabetes Program - 2014 to 2016]

Sponsors: Cohen; Chiu

Resolution urging the United States Congress to renew and fully fund the Special Diabetes Program for 2014 to 2016.

Attachments: [Legislation Ver1](#)

[Board Packet 121112](#)

12/04/2012; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

57. [121175](#) [Multifamily Housing Revenue Bonds - 5800 Third Street]

Sponsor: Cohen

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$26,000,000 for the property currently known as 5800 Third Street, , San Francisco, California 94124; authorizing and directing the Director to direct 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 the State of California 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 \$26,000,000; 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 121112](#)

12/04/2012; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

58. [121176](#) [Multifamily Housing Revenue Bonds - 1100 Ocean Avenue]**Sponsor: Elsbernd**

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$20,000,000 for 1100 Ocean Avenue, (Assessor's Parcel No. 3180- (portion of) Lot No. 1, San Francisco, California 94112); authorizing and directing the Director to direct 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 the State of California 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 bonds by the City in an aggregate principal amount not to exceed \$20,000,000; 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 121112](#)

12/04/2012; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

59. [121177](#) [Approval of a 30-Day Extension for Planning Commission Review of Establishing the Fillmore Street Neighborhood Commercial District (File No. 120814)]**Sponsor: Olague**

Resolution extending by 30 days the prescribed time within which the Planning Commission may render its decision on a Ordinance (File No. 120814) amending the San Francisco Planning Code by adding Section 744.1 to establish the Fillmore Street Neighborhood Commercial District along Fillmore Street between Bush and Fulton Streets, amending Section 151.1, a portion of Table 151.1, Section 263.20, and Section 607.1(f) to make conforming and other technical changes, amending Sheets ZN02 and ZN07 of the Zoning Map to rezone specified properties to the Fillmore Street Neighborhood Commercial District, and adopting environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Attachments: [Legislation_Ver1](#)

[Board Packet 121112](#)

12/04/2012; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

60. [121181](#) **[Commending Supervisor Christina Olague]**
Sponsors: Chiu; Avalos, Campos, Chu, Cohen, Elsbernd, Farrell, Kim, Mar and Wiener
 Resolution commending and honoring Supervisor Christina Olague for her commitment to public service as a Supervisor of the City and County of San Francisco.

Attachments: [Legislation Ver1](#)
[Board Packet 121112](#)

12/04/2012; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

61. [121182](#) **[Request for Proposals - Budget and Legislative Analysts Services]**
 Motion directing the Clerk of the Board to initiate a Request for Proposals process for Budget and Legislative Analyst services. (Clerk of the Board)

Attachments: [Board Packet 121112](#)

12/04/2012; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

62. 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.

Introduced by the President at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors Section 2.8, 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**121183 [Encroachment, Public Service Easements and Vacations, Infrastructure - 8 Washington Street]**

Ordinance approving an Encroachment Permit for San Francisco Waterfront Partners II, LLC, its successors and assigns (collectively, "Developer") related to the construction and use of various public improvements affecting existing and future public right-of-ways on, under or adjacent to property located at 8 Washington Street/Seawall Lot 351, Assessor's Block No. 0168/Lot No. 058, Block No. 0171/Lot No. 069, and Block No. 0201/Lot Nos. 012-013 (including Seawall Lot 351) (the "8 Washington Development Site") and portions of Washington Street, Drumm Street and The Embarcadero; accepting offers of public improvements for park and open space purposes among other uses on portions of the 8 Washington Development Site; ordering the summary vacation of certain public service easements benefitting various City departments located in, on or under portions of the 8 Washington Development Site, subject to conditions; accepting Department of Public Works Order; accepting and approving a relocated SFPUC Jackson Street sewer easement, a relocated SFPUC Drumm Street sewer easement, a new sewer easement across a portion of Seawall Lot 351, and a new easement for the SFPUC's underground vault structure located along The Embarcadero; approving an agreement with the Developer regarding coordination of the Project with SFPUC's facilities and North Shore to Channel Force Main Project; making environmental findings and findings of consistency with the City's General Plan and the eight priority policy findings of Planning Code Section 101.1; and authorizing official acts in connection with this Ordinance. (Port)

Attachments: [Legislation_Ver1](#)

12/03/2012; RECEIVED FROM DEPARTMENT.

12/11/2012; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS**121184 [Lease Agreement - Japan Center Garage Corporation - Japan Center Public Parking Garage]**

Resolution approving a lease agreement between the City and County of San Francisco and the City of San Francisco Japan Center Garage Corporation for the Japan Center Public Parking Garage with an initial term of 10 years expiring January 2023.

Attachments: [Legislation_Ver1](#)

12/03/2012; RECEIVED FROM DEPARTMENT.

12/11/2012; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

121185 **[Lease Agreement - Uptown Parking Corporation - Sutter Stockton Public Parking Garage]**

Resolution approving a lease agreement between the City and County of San Francisco and the City of San Francisco Uptown Parking Corporation for the Sutter Stockton Public Parking Garage with an initial term of 10 years expiring March 2023. (Municipal Transportation Agency)

Attachments: [Legislation Ver1](#)

12/03/2012; RECEIVED FROM DEPARTMENT.

12/11/2012; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

121186 **[Feeder Agreement - BART]**

Resolution approving the Feeder Agreement between the City and County of San Francisco and the Bay Area Rapid Transit District for payment for transfer trips, with a term from July 1, 2010, to June 30, 2020. (Municipal Transportation Agency)

Attachments: [Legislation Ver1](#)

12/03/2012; RECEIVED FROM DEPARTMENT.

12/11/2012; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

121187 **[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 from January 1, 2010, to June 30, 2018. (Municipal Transportation Agency)

Attachments: [Legislation Ver1](#)

12/03/2012; RECEIVED FROM DEPARTMENT.

12/11/2012; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

121146 [Petitions and Communications]

Petitions and Communications received from November 26, 2012, through December 3, 2012, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on December 11, 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 Civil Service Commission, submitting their FY2011-2012 Annual Report. (1)

From Board of Appeals, submitting their FY2011-2012 Annual Report. (2)

From the Controller, regarding Government Barometer - September 2012 reports. (3)

From Phil Ting, submitting his letter of resignation. (4)

From Planning, submitting publication, San Francisco Commerce & Industry Inventory 2011. Copy: Each Supervisor. (5)

From Controller, regarding memorandum on assessment of the San Francisco Municipal Transportation Agency's compliance with close-out procedures for the Metro East contract. (6)

From Clerk of the Board, regarding alleged violations of the Sunshine Ordinance and referrals from the Sunshine Ordinance Task Force. (7)

From Clerk of the Board, individuals who have submitted a Form 700 Statement: (8)
Stephany Ashley - Legislative Aide - Assuming
Lynne Howe - Legislative Aide - Assuming

From Ethics Commission, submitting notice per Campaign and Government Conduct Code, Section 1.174. (9)

From Elections, submitting certification of election results within the City and County of San Francisco. (10)

From Controller, submitting FY2011-2012 Development Impact Report. (12)

From the Controller, regarding cigarette litter abatement fee adjustment. Copy: Each Supervisor. (13)

From Human Resources, regarding their response to the Merit Systems Services audit. (14)

From State Fish and Game Commission, submitting notice of receipt of petition to list Townsend's big-eared bat as threatened or endangered. Copy: Each Supervisor. (15)

From Aaron Goodman, regarding CEQA legislation. File No. 121019. (16)

From concerned citizens, regarding the Transit Impact Development Fee. File No. 120523. (17)

From concerned citizens, regarding Sharp Park. File No. 120619. 26 letters. (18)

From Allen Matkins, regarding property acquisition by Eminent Domain. File No. 121094. Copy: Each Supervisor, Legislative Clerk. (19)

From Allen Matkins, regarding property acquisition by Eminent Domain. File No. 121090.
Copy: Each Supervisor, Legislative Clerk. (20)

From Anisha Shiao, regarding proposed restaurant on the Marina Green. File No. 120987. (21)

From concerned citizen, regarding anti-nudity ban. File No. 120984. (22)

From concerned citizens, regarding Charlie the dog. 2 letters. (23)

From Transportation, regarding the local bridge seismic retrofit projects programmed for delivery in FY2012-2013. Copy: Each Supervisor.(24)

From Coalition for San Francisco Neighborhoods, regarding Department of the Environment's use of the FY2012-2013 budget. (25)

From concerned citizen, regarding Academy of Art University. (26)

From concerned citizen, regarding Occupy Bernal meeting. (27)

From concerned citizen, regarding San Francisco Municipal Transportation Agency. (28)

From concerned citizen, regarding nude jogging. (29)

From concerned citizen, regarding North of Market/Tenderloin Community Benefit District's Annual Report. (30)

*(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