



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, January 28, 2014 - 2:00 PM

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

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

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee
Supervisors Farrell, Mar, Avalos

City and School District Select Committee
Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Norton, Wynns

Government Audit and Oversight Committee
Supervisors Breed, Tang, Chiu

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

Neighborhood Services and Safety Committee
Supervisors Campos, Mar, Yee

Rules Committee
Supervisors Yee, Tang, Campos

Meeting Days

Wednesday
10:30 AM

4th Thursday
3:30 PM

2nd and 4th Thursday
10:30 AM

Monday
1:30 PM

1st and 3rd Thursday
10:00 AM

1st and 3rd Thursday
2:00 PM

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation
- 2) Budget and Legislative Analyst report
- 3) Department or Agency cover letter and/or report
- 4) Public correspondence

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications should be submitted to the Clerk of the Board, Clerk of a Committee or its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, 1 Dr. Carlton B Goodlett Place, or on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. **AVISO EN ESPAÑOL:** La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Derek Evans (415) 554-7702.

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

Disability Access

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

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

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

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

Know Your Rights Under The Sunshine Ordinance

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

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

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 December 17, 2013, 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 13

Recommendation of the Budget and Finance Committee

Present: Supervisors Farrell, Avalos

1. [131141](#) **[Public Employment - Amendment to the Annual Salary Ordinance - Recreation and Park Department - FYs 2013-2014 and 2014-2015]**

Sponsor: Mayor

Ordinance amending Ordinance No. 160-13 (Annual Salary Ordinance - FYs 2013-2014 and 2014-2015) to reflect the addition of two Class 5502 Project Manager I positions (0.5 FTE) in the Recreation and Park Department for the implementation of the Recreation and Park Department's capital improvements.

(Fiscal Impact)

Attachments: [Leg_Ver1](#)

[Budget_Analysts_Rpt_121113](#)

[Comm_Pkt_121113](#)

[Budget_Analysts_Rpt_010814](#)

[Comm_Pkt_010814](#)

[Leg_Ver2](#)

[Board_Pkt_011414](#)

[Board_Pkt_012814](#)

01/14/2014; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Wiener, Kim, Chiu

2. [130864](#) **[Planning Code - Transfer of Child Care Facility Oversight to Office of Early Care and Education]**

Sponsor: Yee

Ordinance amending the Planning Code to transfer proposed child care facility oversight from the Department of Children, Youth and Their Families to the Office of Early Care and Education; and making environmental findings.

Attachments: [Leg_Ver1](#)

[Leg_Dig_Ver1](#)

[Cat_Ex_100113](#)

[Response_Youth_100713](#)

[Leg_Ver2](#)

[Leg_Dig_Ver2](#)

[Response_PLN_Commission_112513](#)

[Board_Pkt_011414](#)

[Board_Pkt_012814](#)

01/14/2014; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Wiener, Cohen

3. [131085](#) **[Planning Code - Fulton Street Grocery Store Special Use District]**

Sponsor: Breed

Ordinance amending Planning Code, Section 249.35A, to extend the effective date for the Fulton Street Grocery Store Special Use District; provide controls for business signs; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Attachments: [Leg_Ver1](#)

[Leg_Dig_Ver1](#)

[Leg_Ver2](#)

[Leg_Dig_Ver2](#)

[Leg_Ver3](#)

[Leg_Dig_Ver3](#)

[Comm_Pkt_011314](#)

[Board_Pkt_011414](#)

[Response_Pln_Commission_102513](#)

[Board_Pkt_012814](#)

01/14/2014; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Yee, Tang, Campos

4. **131100** **[Appointments, Airport Facilities Naming Advisory Committee - Alex Walker and Nick Smith]**

Motion appointing Alex Walker and Nick Smith, for indefinite terms, to the Airport Facilities Naming Advisory Committee. (Clerk of the Board)

Attachments: [Comm Pkt 112113](#)

[Comm Pkt 011614](#)

[Leg Ver1](#)

[Board Pkt_012814](#)

Question: Shall this Motion be APPROVED?

5. **131109** **[Appointment, San Francisco Health Authority - John Gressman]**

Motion appointing John Gressman, term ending January 15, 2015, to the San Francisco Health Authority. (Clerk of the Board)

Attachments: [Comm Pkt 011614](#)

[Leg Ver1](#)

[Board Pkt_012814](#)

Question: Shall this Motion be APPROVED?

6. **131112** **[Settlement of Claim - United States of America (U.S. Coast Guard) - \$973,287.38]**

Resolution approving the settlement of the unlitigated claim by the United States of America (U.S. Coast Guard) against the City and County of San Francisco for \$973,287.38; claim was served on June 5, 2012. (City Attorney)

Attachments: [Leg_Ver1](#)

[Comm_Pkt_011614](#)

[Board_Pkt_012814](#)

Question: Shall this Resolution be ADOPTED?

7. [131179](#) **[Settlement of Lawsuit - John Wettstein - \$247,500]**
Ordinance authorizing settlement of the lawsuit filed by John Wettstein against the City and County of San Francisco by payment of up to \$247,500; the lawsuit was filed on October 28, 2011, in the San Francisco Superior Court and removed to U.S. District Court, Northern District of California, on November 10, 2011, Case No. C11-5484-CRB; entitled John Wettstein v. City and County of San Francisco, et al. (City Attorney)

Attachments: [Leg_Ver1](#)

[Comm_Pkt_011614](#)

[Board_Pkt_012814](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

8. [131180](#) **[Settlement of Lawsuit - Danilo Martin Molieri and Daniel Steven Molieri - \$40,000]**
Ordinance authorizing settlement of the lawsuit filed by Danilo Martin Molieri and Daniel Steven Molieri against the City and County of San Francisco for \$40,000; the lawsuit was filed on December 1, 2010, in United States District Court, Case No. CV10-5430 MMC; entitled Danilo Martin Molieri, et al., v. City and County of San Francisco, et al. (City Attorney)

Attachments: [Leg_Ver1](#)

[Comm_Pkt_011614](#)

[Board_Pkt_012814](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

9. [131181](#) **[Settlement of Lawsuit - Ricky Rein - \$100,000]**
Ordinance authorizing settlement of the lawsuit filed by Ricky Rein against the City and County of San Francisco for \$100,000; the lawsuit was filed on November 30, 2012, in San Francisco Superior Court, Case No. CGC-12-523533; entitled Ricky Rein v. City and County of San Francisco, et al. (City Attorney)

Attachments: [Leg_Ver1](#)

[Comm_Pkt_011614](#)

[Board_Pkt_012814](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

10. [140004](#) **[Appointment, Small Business Commission - Kathleen Dooley]**
Motion appointing Kathleen Dooley, term ending January 6, 2018, to the Small Business Commission. (Clerk of the Board)

Attachments: [Comm_Pkt_011614](#)

[Leg_Ver1](#)

[Board_Pkt_012814](#)

Question: Shall this Motion be APPROVED?

11. [140005](#) **[Appointment, Balboa Park Station Community Advisory Committee - Gwynn Kaliher-Mackellen]**

Motion appointing Gwynn Kaliher-Mackellen, term ending January 9, 2015, to the Balboa Park Station Community Advisory Committee. (Clerk of the Board)

Attachments: [Comm Pkt 011614](#)

[Leg Ver1](#)

[Board Pkt_012814](#)

Question: Shall this Motion be APPROVED?

12. [140006](#) **[Appointment, Eastern Neighborhoods Citizens Advisory Committee - Julie Leadbetter]**

Motion appointing Julie Leadbetter, term ending October 19, 2015, to the Eastern Neighborhood Citizens Advisory Committee. (Clerk of the Board)

Attachments: [Comm Pkt 011614](#)

[Leg Ver1](#)

[Board Pkt_012814](#)

Question: Shall this Motion be APPROVED?

13. [140007](#) **[Appointment, Citizen's Advisory Committee for the Central Market Street and Tenderloin Area - Robert Marquez]**

Motion appointing Robert Marquez, term ending August 2, 2017, to the Citizen's Advisory Committee for the Central Market Street and Tenderloin Area. (Clerk of the Board)

Attachments: [Comm Pkt 011614](#)

[Leg Ver1](#)

[Board Pkt_012814](#)

Question: Shall this Motion be APPROVED?

REGULAR AGENDA

UNFINISHED BUSINESS

There are no items.

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Farrell, Mar, Avalos

14. 130713 [Agreement - New Flyer of America Inc. - Purchase of Trolley Buses - Not to Exceed \$94,950,444]

Sponsor: Wiener

Resolution approving a contract with New Flyer of America Inc., for the purchase of 60 articulated trolley buses, associated equipment and spare parts, for an amount not to exceed \$94,950,444.

Attachments: [Leg_Ver1](#)

[MTA Reso 13-066](#)

[Leg_Ver2](#)

[Cover Letter](#)

[Form 126 BOS](#)

[Form 126 Mayor](#)

[Agreement](#)

[Bus Option Agreement](#)

[SFMTA Letter 010314](#)

[Budget_Analysts_Rpt_011514](#)

[Comm_Packet_111514](#)

[Board_Pkt_012814](#)

Question: Shall this Resolution be ADOPTED?

15. [131190](#) [General Obligation Bond Election - Earthquake Safety and Emergency Response]**Sponsors: Mayor; Chiu**

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, June 3, 2014, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded debt of the City and County: \$400,000,000 to finance the construction, acquisition, improvement, and seismic retrofitting of Neighborhood Fire and Police Stations, the Emergency Firefighting Water System, seismically secure facilities for the Medical Examiner, the Police Department's Traffic Company, the Police Department's Forensic Services Division, and other critical infrastructure and facilities for earthquake safety and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Administrative Code, Chapter 37; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County, and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act (CEQA), and adopting findings under CEQA for the remaining portion of the proposed bond; finding that the proposed bond is in conformity with the eight priority policies of Planning Code, Section 101.1(b), and is consistent with the General Plan; consolidating the special election with the general election; establishing the election precincts, voting places, and officers for the election; waiving the word limitation on ballot propositions imposed by Municipal Elections Code, Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code, Section 53410; and incorporating the provisions of Administrative Code, Sections 5.30-5.36; and waiving the time requirements specified in Administrative Code, Section 2.34.

Attachments: [Leg_Ver1](#)

[Leg_Dig_Ver1](#)

[Bdgt_Analyst_Rpt_012214](#)

[Comm_Pkt_012214](#)

[Board_Pkt_012814](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

16. [131189](#) [General Obligation Bonds - Earthquake Safety and Emergency Response]**Sponsors: Mayor; Chiu**

Resolution determining and declaring that the public interest and necessity demand the construction, acquisition, improvement, and retrofitting of Neighborhood Fire and Police Stations, the Emergency Firefighting Water System, seismically secure facilities for the Medical Examiner, the Police Department's Traffic Company, the Police Department's Forensic Services Division, and other critical infrastructure and facilities for earthquake safety and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Administrative Code, Chapter 37; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County, and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act (CEQA), and adopting findings under CEQA for the remaining portion of the proposed bond; finding that the proposed bond is in conformity with the eight priority policies of Planning Code, Section 101.1(b), and is consistent with the General Plan; consolidating the special election with the general election; establishing the election precincts, voting places, and officers for the election; waiving the word limitation on ballot propositions imposed by Municipal Elections Code, Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code, Section 53410; incorporating the provisions of Administrative Code, Sections 5.30-5.36; and waiving the time requirements specified in Administrative Code, Section 2.34.

(Fiscal Impact)

Attachments: [Leg_Ver1](#)

[Bdgt_Analyst_Rpt_012214](#)

[Comm_Pkt_012214](#)

[Board_Pkt_012814](#)

Question: Shall this Resolution be ADOPTED?

17. [131193](#) **[Sale of Transferable Development Rights - War Memorial Complex - 301 and 401 Van Ness Avenue]**

Sponsors: Mayor; Chiu and Wiener

Resolution authorizing the Director of Property to sell up to 1,100,000 gross square feet of transferable development rights (TDR) from the War Memorial Complex, 301 and 401 Van Ness Avenue, at fair market value; and to execute and record Certificates of Transfer and to take such additional actions as may be necessary to effectuate one or more TDR transfers in accordance with Planning Code, Section 128.

Attachments: [Leg_Ver1](#)

[Res_No_0726](#)

[Budget_Analysts_Rpt_010814](#)

[Comm_Pkt_010814](#)

[Budget_Analysts_Rpt_011514](#)

[Comm_Packet_111514](#)

[Leg_Ver2](#)

[Board_Pkt_012814](#)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Farrell, Avalos

18. [131211](#) **[Accept and Expend Grant - Kezar Triangle - Golden Gate Park - \$670,000]**
Sponsor: Breed

Resolution retroactively authorizing the Recreation and Park Department to accept and expend a grant of up to \$670,000 from the San Francisco Parks Alliance, for the design and construction of landscape improvements to Kezar Triangle in Golden Gate Park for the period of August 15, 2013, through August 15, 2014.

Attachments: [Leg_Ver1](#)

[Memo_100813](#)

[RPD_Ltr_100813](#)

[Grant_Info_Form](#)

[Project_Budget](#)

[Comm_Pkt_012214](#)

[Board_Pkt_012814](#)

Question: Shall this Resolution be ADOPTED?

19. [131212](#) **[Accept and Expend Grant - San Francisco Youth Back on Treatment to Recovery Through Accountability, Collaboration, and Knowledge - \$250,000]**
Sponsor: Breed

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$250,000 from U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, to participate in a program, entitled "San Francisco Youth Back on Treatment to Recovery through Accountability, Collaboration, and Knowledge," for the period of October 1, 2013, through September 30, 2015; and waiving indirect costs.

Attachments: [Leg_Ver1](#)

[Grant_Info_Form](#)

[Grant_Award_Agmt](#)

[Grant_Budget1](#)

[Grant_Budget2](#)

[Grant_Statement](#)

[Form_126](#)

[Comm_Pkt_012214](#)

[Board_Pkt_012814](#)

Question: Shall this Resolution be ADOPTED?

20. [131213](#) **[Accept and Expend Grant - Safe Havens: Supervised Visitation and Safe Exchange Grant Program - \$133,333]**

Sponsor: Breed

Resolution retroactively authorizing the Department of Public Health to retroactively accept and expend a grant in the amount of \$133,333 from Department of Justice, Office of Violence Against Women, to participate in a program, entitled "Safe Havens: Supervised Visitation and Safe Exchange Grant Program," for the period of October 1, 2013, through September 30, 2014; and waiving indirect costs.

Attachments: [Leg_Ver1](#)

[Grant_Info](#)

[Budget_2013-16](#)

[Budget_Detail](#)

[Memo_091713](#)

[Narrative](#)

[Form_126](#)

[Comm_Pkt_012214](#)

[Board_Pkt_012814](#)

Question: Shall this Resolution be ADOPTED?

21. [131215](#) **[Accept and Expend Grant - San Francisco Parks Alliance - \$1,150,000]**
Sponsor: Farrell
Resolution retroactively authorizing the Recreation and Park Department to accept and expend a grant of up to \$1,150,000 from the San Francisco Parks Alliance for the design and construction of a renovated playground in Mountain Lake Park, for the period of June 20, 2013, through September 30, 2014.

Attachments: [Leg_Ver1](#)

[Memo_100813](#)

[Grant_Info_Form](#)

[Project_Budget](#)

[MOU_062013](#)

[Comm_Pkt_012214](#)

[Board_Pkt_012814](#)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Farrell, Mar, Avalos

22. [131230](#) **[Real Property Lease - Port - Affordable Self Storage, Inc. - \$24,664.86 Monthly]**
Resolution approving Port Commission Lease No. L-15690 with Affordable Self Storage, Inc. for paved vacant land located within Seawall Lot No. 349 in the Southern Waterfront with an initial monthly rent of \$24,664.86 for a 58-month term and possible extension terms of up to 60 months, to commence following Board approval. (Port)

(Fiscal Impact)

Attachments: [Leg_Ver1](#)

[Port_120313](#)

[Agmt_110613](#)

[Memo_110713](#)

[Port_Reso_13-45](#)

[Form_126](#)

[Budget_Analysts_Rpt_011514](#)

[Comm_Packet_111514](#)

[Board_Pkt_012814](#)

Question: Shall this Resolution be ADOPTED?

23. [131231](#) **[Real Property Lease - Port - Affordable Self Storage, Inc. - \$47,789.14 Monthly]**
Resolution approving Port Commission Lease No. L-15691 with Affordable Self Storage, Inc. for paved vacant land located within Seawall Lot No. 349 in the Southern Waterfront with an initial monthly rent of \$47,789.14 for a 31-month term, to commence following Board approval. (Port)

(Fiscal Impact)

Attachments: [Leg_Ver1](#)

[Port_120313](#)

[Agmt_110613](#)

[Memo_110713](#)

[Port_Reso_13-46](#)

[Form_126](#)

[Budget_Analysts_Rpt_011514](#)

[Comm_Packet_111514](#)

[Board_Pkt_012814](#)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Farrell, Avalos

24. [131235](#) **[Apply for Grant - Continuum of Care Program - Not to Exceed \$24,000,000]**
Resolution approving the 2013 Grant Application for the United States Department of Housing and Urban Development Continuum of Care Program with an amount not to exceed \$24,000,000; and fulfilling the Board of Supervisors review and approval process for all annual or otherwise recurring grants of \$5,000,000 or more. (Human Services Agency)

Attachments: [Leg_Ver1](#)

[HSA_Ltr_121913](#)

[Grant_Desc](#)

[Grant_Projects](#)

[Comm_Pkt_012214](#)

[Board_Pkt_012814](#)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Farrell, Mar, Avalos

25. [131238](#) **[Approval of Donations - Airport Capital Improvement Promotion and Event Fund - \$400,000]**

Resolution approving donations of \$100,000 or greater, totaling \$400,000, to the Airport Capital Improvement Promotion and Event Fund from The Boeing Company, Hensel Phelps Construction Co., and United Airlines, Inc., pursuant to Administrative Code, Section 10.100-18. (Airport Commission)

Attachments: [Leg_Ver1](#)

[Airport_Reso_13-0241](#)

[Memo_111213](#)

[Ord_267-13](#)

[Events_Budget](#)

[Comm_Packet_111514](#)

[Board_Pkt_012814](#)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Farrell, Avalos

26. [140013](#) **[Accept and Expend Grant - Byrne Criminal Justice Innovation Program - Up to \$997,217]**

Sponsor: Cohen

Resolution retroactively authorizing the Office of the District Attorney to accept and expend up to \$997,217 awarded by the Office of Justice Programs for a project entitled the "Safer Together Consortium," for the period of October 1, 2013, through September 30, 2016.

Attachments: [Leg_Ver1](#)

[Cover Letter](#)

[Grant Info Form](#)

[Grant Budget](#)

[Grant Application](#)

[Award Letter](#)

[Comm_Pkt_012214](#)

[Board_Pkt_012814](#)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Wiener, Cohen

27. [131118](#) [Planning Code - Landmark Designation - 1712-1716 Fillmore Street (aka Marcus Books and Jimbo's Bop City)]

Sponsor: Breed

Ordinance designating 1712-1716 Fillmore Street (aka Marcus Books and Jimbo's Bop City), Assessor's Block No. 0684, Lot No. 020, as a landmark under Planning Code, Article 10; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Attachments: [Leg_Ver1](#)

[Leg_Dig_Ver1](#)

[Comm_Pkt_011314](#)

[Board_Pkt_012814](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

28. [131145](#) [Competitive Selection Process - Landfill Disposal Provider]

Sponsors: Avalos; Farrell, Chiu, Tang, Breed, Kim, Yee, Wiener, Campos, Cohen and Mar

Ordinance making findings that the City's competitive process for selecting a preferred contractor for landfill disposal was adequate, fair, and consistent with the request for proposals; ratifying the selection of Recology San Francisco (Recology) as the preferred contractor; ratifying the termination of the landfill disposal and facilitation agreements with Recology; endorsing environmental review under the California Environmental Quality Act (CEQA) of the Recology proposal as the City's preferred project alternative; clarifying that, consistent with prior practice and existing law, the definition of "services" contained in Administrative Code, Chapter 21, excludes the agreements resulting from the competitive selection process; and making environmental findings under CEQA.

Attachments: [Leg_Ver1](#)

[Leg_Dig_Ver1](#)

[Leg_Ver2](#)

[Leg_Dig_Ver2](#)

[Comm_Pkt_011314](#)

[Leg_Ver3](#)

[Board_Pkt_012814](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

29. [131162](#) **[General Plan - Adjacent Parcels to the Western South of Market, East South of Market, and Market and Octavia Area Plans]**

Sponsor: Kim

Ordinance amending the General Plan by amending the boundaries of the East South of Market Area Plan to incorporate 40 nearby parcels on Mission Street, generally bounded by 7th Street to the east, 9th Street to the west, and Minna Street to the south; amending the Market and Octavia Planning Area to incorporate nine adjacent parcels along Mission Street and 10th Street, generally bound by Washburn Street to the east, and Minna Street to the south; amending the Western South of Market Area Plan to remove one parcel on 10th Street; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

Attachments: [Leg Ver1](#)

[Leg_Dig_Ver1](#)

[Memo_111813](#)

[PC_Reso_18997](#)

[PD_Exhibit](#)

[PC_19014](#)

[PC_Reso_18757](#)

[PD_Addendum](#)

[Comm_Pkt_011314](#)

[Leg_Ver2](#)

[Leg_Dig_Ver2](#)

[Board_Pkt_012814](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

30. [131161](#) [Planning Code, Zoning Map - Adjacent Parcels and Western South of Market Cleanup]**Sponsor: Kim**

Ordinance amending Zoning Map, Sheets ZN01, ZN07, ZN08, HT07, HT08, and SU07, to revise use districts and height and bulk districts for parcels adjacent to and within the Western South of Market Plan Area; to extend the Van Ness and Market Downtown Residential Special Use District; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Attachments: [Leg_Dig_Ver1](#)

[Memo_111813](#)

[PC_Reso_18997](#)

[PD_Exhibit](#)

[PC_Reso_19014](#)

[PC_18757](#)

[PD_Addendum](#)

[Leg_Ver1](#)

[Comm_Pkt_011314](#)

[Board_Pkt_012814](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations**31. 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.

32. 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 33 through 38

33. [140027](#) **[Final Map 6352 - 1502-1598 Yosemite Avenue, 1509-1587 Wallace Avenue, 2200-2260 Keith Street]**
Motion approving Final Map 6352, a merger and seven lot resubdivision, Lot "A" being a 34 unit commercial Condominium Project, located at 1502-1598 Yosemite Avenue, 1509-1587 Wallace Avenue, 2200-2260 Keith Street, being a subdivision of Assessor's Block No. 4830, Lot Nos. 001 and 015, and adopting findings pursuant to the General Plan, and City Planning Code, Section 101.1. (Public Works Department)

Attachments: [Leg Ver1](#)

[Rte Sheet 6352](#)

[DPW No 182083](#)

[Planning Let 051211](#)

[Tax Cert 120313](#)

[Tax Cert 120413](#)

[Mylar Sheet](#)

[Board Pkt_012814](#)

01/07/2014; RECEIVED FROM DEPARTMENT.

Question: Shall this Motion be APPROVED?

34. [140028](#) **[Final Map 4586 - 168 Hyde Street]**
Motion approving Final Map 4586, a 31 residential unit Condominium Project located at 168 Hyde Street, being a subdivision of Assessor's Block No. 0345, Lot No. 012A, and adopting findings pursuant to the General Plan, and City Planning Code, Section 101.1. (Public Works Department)

Attachments: [Leg Ver1](#)

[Rte Sheet 4586](#)

[DPW No 182082](#)

[Planning Ltr 061707](#)

[Tax Cert 111313](#)

[Mylar Sheet](#)

[Board_Pkt_012814](#)

01/07/2014; RECEIVED FROM DEPARTMENT.

Question: Shall this Motion be APPROVED?

35. [140040](#) **[Opposing Anti-Abortion Banners on Market Street]**
Sponsors: Campos; Yee, Farrell, Wiener, Chiu, Kim, Mar and Cohen
Resolution opposing the anti-abortion banners on Market Street, urging the dedication of banner proceeds to the Department of Public Health for a campaign advancing accurate and scientifically verifiable education about women's reproductive health, and requesting the review of banner regulations to assess whether the banners were issued in violation of City law.

Attachments: [Leg Ver1](#)

[Board_Pkt_012814](#)

01/14/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

36. [140041](#) **[Bond Yee Day - January 31, 2014]**
Sponsor: Chiu
Resolution commending and honoring Bond Yee for 32 years of distinguished service with the City and County of San Francisco and declaring January 31, 2014, to be Bond Yee Day in the City and County of San Francisco.

Attachments: [Leg Ver1](#)

[Board_Pkt_012814](#)

01/14/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

37. [140042](#) **[Urging Federal Action on Comprehensive Immigration Reform]**
Sponsors: Chiu; Campos, Wiener, Cohen, Yee, Mar and Kim
 Resolution urging suspension of further deportations of undocumented immigrants, extension of the "Deferred Action for Childhood Arrivals Program," and an end to the firings of undocumented workers.
- Attachments:** [Leg Ver1](#)
[Board_Pkt_012814](#)

01/14/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

38. [140051](#) **[Final Map 7096 - 1489-1495 Valencia Street]**
 Motion approving Final Map 7096, an eight residential unit and one commercial unit, Mixed-Use Condominium Project, located at 1489-1495 Valencia Street, being a subdivision of Assessor's Block No. 6530, Lot Nos. 041 and 042, and adopting findings pursuant to the General Plan, and City Planning Code, Section 101.1. (Public Works Department)
- Attachments:** [Leg Ver1](#)
[Rte Sheet 7096](#)
[DPW No 182119](#)
[Planning Ltr 051412](#)
[Tax Cert 120413](#)
[Mylar Sheet](#)
[DPW Ltr 012114](#)
[Board_Pkt_012814](#)

01/16/2014; RECEIVED FROM DEPARTMENT.

Question: Shall this Motion be APPROVED?

39. 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 at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES

140031

[Street Vacation Order - Hunters View Phase 2 - West Point Road]

Ordinance ordering the vacation of a portion of West Point Road and various public service easements for the Hunters View Phase 2 development; quitclaiming the City's interest in the vacation areas to the San Francisco Housing Authority; reserving easement rights for the benefit of the City for its utilities; accepting a Department of Public Works Order concerning the street vacation; authorizing official acts in connection with this Ordinance; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works Department)

Attachments: [Leg Dig Ver1](#)

[DPW Order No 182055](#)

[Planning Ltr 070513](#)

[Vacation Map](#)

01/08/2014; RECEIVED FROM DEPARTMENT.

01/28/2014; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

140029 [Resolution of Intent - Street Vacation - Hunters View Phase 2 - West Point Road]

Resolution declaring the intention of the Board of Supervisors to vacate a portion of West Point Road and various public service easements in the Hunters View Phase 2 Project; and setting a hearing date for all persons interested in the proposed vacation of said street areas. (Public Works Department)

Attachments: [DPW Order No 182055](#)

[Planning Ltr 070513](#)

[Vacation Map](#)

01/08/2014; RECEIVED FROM DEPARTMENT.

01/28/2014; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.

140048 [Settlement of Claim - Jacqueline Mallorca - \$45,000]

Resolution approving the settlement of the unlitigated claim filed by Jacqueline Mallorca against the City and County of San Francisco for \$45,000; claim was filed on September 9, 2013. (City Attorney)

01/16/2014; RECEIVED FROM DEPARTMENT.

01/28/2014; RECEIVED AND ASSIGNED to the Rules Committee.

140049 [California Environmental Quality Act Findings - Peninsula Pipelines Seismic Upgrade Project - San Mateo County]

Resolution adopting findings under the California Environmental Quality Act, including the adoption of a mitigation monitoring and reporting program, and a statement of overriding considerations related to the Peninsula Pipelines Seismic Upgrade Project, in San Mateo County. (Public Utilities Commission)

Attachments: [PUC Agenda Item 13 102213](#)

[PUC Reso 08-0200](#)

[PUC Reso 13-0161](#)

[Planning Motion 17734](#)

[Planning Motion 19004](#)

[Reso 092-10](#)

[Project DEIR](#)

[Project DEIR RTC](#)

01/17/2014; RECEIVED FROM DEPARTMENT.

01/28/2014; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

140050

[Public Auction - Tax-Defaulted Real Property]

Resolution authorizing the Tax Collector to sell certain parcels of tax-defaulted real property at public auction. (Treasurer-Tax Collector)

Attachments: [Dept Ltr 011714](#)

[Fact Sheet](#)

01/17/2014; RECEIVED FROM DEPARTMENT.

01/28/2014; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

140002 [Petitions and Communications]

Petitions and Communications received from January 6, 2014, through January 17, 2014, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on January 28, 2014.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information will not be redacted.

*From State Board of Equalization, submitting FY2012-2013 Annual Report. Copy: Each Supervisor. (1)

From Supervisor David Chiu, submitting memorandum regarding 2014 committee assignments. Copy: Each Supervisor. (2)

From Board of State and Community Corrections, submitting report on biennial inspections of juvenile detention and commitment facilities. Copy: Each Supervisor. (3)

*From Department of Public Works, submitting FY2012-2013 Annual Report. Copy: Each Supervisor. (4)

From Planning Department, submitting six-month report for Upper Market Street Neighborhood Commercial Transit District. File No. 130677. Copy: Each Supervisor. (5)

From Civil Service Commission, submitting Notice of Action. (6)

From Sophia De Anda, regarding Federal Postal Inspector complaint. Copy: Each Supervisor. (7)

From Controller, submitting results of follow-up of Audit of the Public Utilities Commission. Copy: Each Supervisor. (8)

From concerned citizens, regarding Broadway Alcohol Restricted Use District Ordinance. File No. 131120. 5 letters. Copy: Each Supervisor. (9)

From Emil Lawrence, regarding amendment to the Transportation Code. Copy: Each Supervisor. (10)

From Abdalla Megahead, regarding wishes for New Year 2014. (11)

From Aaron Goodman, regarding proposed relocation of Ruth Asawa School of the Arts. Copy: Each Supervisor. (12)

From concerned citizen, regarding pedestrian deaths. Copy: Each Supervisor. (13)

From Office of the Governor of California, submitting proclamation calling the June 3, 2014 Statewide Direct Primary Election. Copy: Each Supervisor. (14)

From Controller, submitting FY2012-2013 Public Utilities Commission Ratepayer Assurance Scorecard. Copy: Each Supervisor. (15)

From Controller, submitting report on Public Utilities Commission compliance with close-out procedures. Copy: Each Supervisor. (16)

*From Controller, regarding report on Recreation and Park Commission: The Beach Chalet, L.P. (17)

From Civil Service Commission, regarding amendments to Civil Service Rule 211. Copy: Each Supervisor. (18)

From California Public Utilities Commission, regarding notice of Pacific Gas and Electric Company's application to recover costs associated with 2015 gas transmission. Copy: Each Supervisor. (19)

From Marcelo Fonseca, regarding San Francisco Taxi Drivers Group. Copy: Each Supervisor. (20)

*From Economic and Workforce Development, regarding review of local hiring policy for construction. Copy: Each Supervisor. (21)

From Mayor, designating Supervisor London Breed as Acting-Mayor from January 20, 2014, until January 24, 2014. Copy: Each Supervisor. (22)

From Neighborhood Emergency Response Team, regarding January 2014 training opportunities. (23)

From concerned citizens, submitting signatures for a petition regarding Sharp Park. 950 signatures. Copy: Each Supervisor. (24)

From Supervisor David Chiu, regarding appointment of Supervisor Malia Cohen to the Retirement Board for a term ending on January 7, 2015. Copy: Each Supervisor. (25)

From Controller, submitting Port Commission's report: Sabella & LaTorre Sea Foods. Copy: Each Supervisor. (26)

From Supervisor Norman Yee, submitting memorandum regarding time change for Rules Committee meetings starting February 2014. Copy: Each Supervisor. (27)

From Supervisor London Breed, submitting memorandum regarding time change for Government Audit & Oversight Committee meetings starting January 23, 2014. Copy: Each Supervisor. (28)

*From Budget and Legislative Analyst, submitting report regarding Performance Audit of the Fire Department. File No. 130659. (29)

From Sprague Terplan, regarding proposal to implement free parking on Sundays. Copy: Each Supervisor. (30)

From American Lung Association, regarding State of Tobacco Control report to be released on January 22, 2014. Copy: Each Supervisor. (31)

From Mayor's Office of Housing and Community Development, submitting Midtown Park Apartments emergency work notification. Copy: Each Supervisor. (32)

From State Fish and Game Commission, submitting notice of proposed regulatory action relating to ocean salmon sport fishing. 2 letters. Copy: Each Supervisor. (33)

From David Zovickian, regarding traffic enforcement for cyclists. Copy: Each Supervisor. (34)

From Ted Loewenberg, regarding AT&T Sidewalk Utility Boxes Hearing. File No. 131202.
Copy: Each Supervisor. (35)

From Lisa-Anne Lee, regarding Save KPFA. (36)

*From Planning Department, submitting 2012-2013 Annual Report. Copy: Each
Supervisor. (37)

From Treasurer and Tax Collector, submitting Monthly Investment Report for December
2013. (38)

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

Attachments: [baq012814_140002](#)

ADJOURNMENT