



BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, April 8, 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

Meeting Days

Budget and Finance Committee
Supervisors Farrell, Mar, Avalos, Breed, Wiener

Wednesday
1:00 PM

Budget and Finance Sub-Committee
Supervisors Farrell, Mar, Avalos

Wednesday
10:00 AM

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

4th Thursday
3:30 PM

Government Audit and Oversight Committee
Supervisors Breed, Tang, Chiu

2nd and 4th Thursday
10:30 AM

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

Monday
1:30 PM

Neighborhood Services and Safety Committee
Supervisors Campos, Mar, Yee

1st and 3rd Thursday
10:00 AM

Rules Committee
Supervisors Yee, Tang, Campos

1st and 3rd Thursday
2:00 PM

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

Agenda Item Information

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

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

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

Meeting Procedures

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

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

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

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

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

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

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. **AVISO EN ESPAÑOL:** La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a 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 March 4, 2014, Board Meeting Minutes.

COMMUNICATIONS

CONSENT AGENDA

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

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

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Breed, Tang, Chiu

1. [140147](#) **[Approving the 2014 Budget and Legislative Analyst Services Work Plan]**
Sponsor: Breed
Motion approving the Budget and Legislative Analyst services work plan for 2014; allocating hours for calendar year 2014; authorizing the Budget and Legislative Analyst to reallocate up to 20 percent of the hours between service categories based on Board of Supervisors service needs, and requiring Board of Supervisors approval of hours re-allocation greater than 20 percent; establishing performance goals; and setting a date for the 2014 annual performance evaluation of the Budget and Legislative Analyst Joint Venture Partnership .

Attachments: [Leg Ver1](#)
[Draft Work Plan](#)
[Comm Pkt 032714](#)
[Board Pkt 040814](#)

Question: Shall this Motion be APPROVED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Sub-Committee

Present: Supervisors Farrell, Mar, Avalos

2. [140150](#) **[Administrative Code - Expansion of First Source Hiring Program]**
Sponsors: Avalos; Breed, Campos, Chiu, Kim, Mar, Wiener, Yee and Cohen
Ordinance amending the Administrative Code to add First Source Hiring requirements for developers applying for permits for commercial or residential projects to disclose to the City anticipated entry and apprentice level positions for development projects, anticipated local hires, and anticipated wages; and agree to hiring and retention goals for apprentice level positions.

Attachments: [Leg Ver1](#)
[Leg Dig Ver1](#)
[Comm Pkt 031914](#)
[Comm Pkt 032614](#)
[Leg Ver2](#)
[Board Pkt 040114](#)
[Board Pkt 040814](#)

04/01/2014; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. [140188](#) [Appropriation - 2008 Clean and Safe Neighborhood Park Projects - \$1,089,249.67 - FY2013-2014]

Sponsor: Mayor

Ordinance appropriating \$1,089,249.67 of surplus proceeds from the sale of General Obligation Bonds for completion of capital improvement projects included in the 2008 Clean and Safe Neighborhood Park Projects to the Port Commission for FY2013-2014.

(Fiscal Impact)

Attachments: [Leg Ver1](#)

[Bdgt Analyst Rpt 032614](#)

[Comm Pkt 032614](#)

[Board_Pkt_040114](#)

[Board_Pkt_040814](#)

04/01/2014; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Wiener, Kim, Cohen

4. **140035** **[Administrative Code - Consumer Price Index Increase - Temporary Tenant Household Dislocation Compensation]**

Sponsor: Chiu

Ordinance amending Administrative Code, Chapter 37, "Residential Rent Stabilization and Arbitration Ordinance," to implement California Civil Code, Section 1947.9(a)(1)(A), by requiring the Rent Board to annually adjust the daily compensation rate for tenant household temporary dislocation of less than 20 days, according to the Consumer Price Index (CPI).

Attachments: [Leg Ver1](#)
[Leg Dig Ver1](#)
[City Atty Memo 011414](#)
[Comm Pkt 032414](#)
[Board Pkt 040114](#)
[Board Pkt 040814](#)

04/01/2014; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. **140122** **[Planning, Building Codes - Fee Waiver Program - Small Business Month, May 2014]**

Sponsor: Tang

Ordinance recognizing Small Business Month in May 2014; amending the Planning and Building Codes to retroactively waive fees for the month of May for certain façade improvements; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including environmental findings and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Attachments: [Response Bldg Inspec Comm 032414](#)
[Comm Pkt 033114](#)
[Response PLN Comm 032814](#)
[Board Pkt 040114](#)
[Leg Ver1](#)
[Leg Dig Ver1](#)
[Board Pkt 040814](#)

04/01/2014; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

6. [140096](#) **[Administrative Code - Tenant Relocation Assistance Payment]**

Sponsors: Campos; Kim, Avalos and Mar

Ordinance amending the Administrative Code to mitigate adverse impacts of tenant evictions to provide that when residential units are withdrawn from the rental market under the Ellis Act, each relocated tenant is entitled to the greater of the existing rent relocation payment, or the difference between the tenant's current rent and the prevailing rent for a comparable apartment in San Francisco over a two year period; and allowing a landlord, through a hearing process, to obtain a revised relocation payment obligation based on an undue financial hardship adjustment or recalculated rent differential amount .

- Attachments:** [Leg Ver1](#)
[Leg Dig Ver1](#)
[Comm Pkt 031714](#)
[Leg Ver2](#)
[Leg Dig Ver2](#)
[Comm Pkt 032414](#)
[Econ Analysis Rpt 032814](#)
[Board_Pkt_040114](#)
[Board_Pkt_040814](#)

04/01/2014; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Referred Without Recommendation from the Land Use and Economic Development Committee

Present: Supervisors Wiener, Kim, Cohen

7. **131148** **[Planning, Building, Administrative, and Subdivision Codes - Legalization of Dwelling Units Installed Without a Permit]**

Sponsors: Chiu; Wiener, Avalos, Mar, Breed and Cohen

Ordinance amending the Planning and Building Codes to provide a process for granting legal status to existing dwelling units constructed without the required permits, temporarily suspending the code enforcement process for units in the process of receiving legal status, and prohibiting units from being legalized under the provisions of this Ordinance if there have been no-fault evictions; amending the Administrative Code to prohibit the costs of legalization from being passed through to the tenant; amending the Subdivision Code to prohibit legalized units from being subdivided and separately sold; affirming the Planning Department's California Environmental Quality Act determination; making findings of consistency with the General Plan, and the priority policies of Planning Code, Section 101.1; and directing the Clerk of the Board of Supervisors to submit this Ordinance to the California Department of Housing and Community Development in accordance with California Government Code, Section 65852.2(h).

- Attachments:** [Leg_Ver1](#)
[Leg_Dig_Ver1](#)
[Leg_Ver2](#)
[Leg_Dig_Ver2](#)
[Response PLN Dept 021914](#)
[Response PLN Comm 020714](#)
[Leg_Ver3](#)
[Leg_Dig_Ver3](#)
[Comm Pkt 032414](#)
[Response PLN Comm 032414](#)
[Leg_Ver4](#)
[Board_Pkt_040114](#)
[Leg_Ver5](#)
[Board_Pkt_040814](#)

04/01/2014; AMENDED.

04/01/2014; NOT AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

04/01/2014; AMENDED.

04/01/2014; AMENDED.

04/01/2014; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Neighborhood Services and Safety Committee

Present: Supervisors Campos, Mar, Yee

8. **140084** **[Administrative Code - Jail Inmate Health Insurance Enrollment]**
Ordinance amending the Administrative Code, to designate the Sheriff as the entity to assist county jail inmates with submitting an application for a health insurance affordability program consistent with federal requirements. (Sheriff)

Attachments: [Leg Ver1](#)
[Leg Dig Ver1](#)
[Dept Ltr 012814](#)
[Board_Pkt_040114](#)
[Board_Pkt_040814](#)

04/01/2014; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendation of the Budget and Finance Committee

Present: Supervisors Farrell, Avalos, Breed, Wiener

9. [140034](#) **[Waiving Competitive Solicitation Requirement to Procure Partial Design Documents - Professional Services Agreement - Geneva Car Barn and Powerhouse Project - Aidlin Darling Design - \$837,863]**

Sponsor: Avalos

Ordinance waiving the competitive solicitation requirement under Administrative Code, Section 6.40, and authorizing the General Manager of the Recreation and Park Department to enter into a professional services agreement with Aidlin Darling Design in the amount of \$837,863, for the purpose of completing design development documents and partial completion of construction documents for the Geneva Car Barn and Powerhouse project, and to amend the agreement as necessary to complete final (100 percent) construction documents, to commence following Board approval.

(Fiscal Impact)

Attachments: [Leg Ver1](#)
[Leg Dig Ver1](#)
[Form 126 BOS](#)
[Form 126 Mayor](#)
[Bdgt_Analyst_Rpt_040214](#)
[Comm Pkt 040214](#)
[Leg Ver2](#)
[Board_Pkt_040814](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Breed, Tang, Chiu

10. [140032](#) **[Collective Bargaining Agreement, Arbitration Award - International Brotherhood of Electrical Workers, Local 6 - FY2013-2014]**

Sponsor: Mayor

Ordinance adopting and implementing the Arbitration Award amending Amendment No. 2 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and the International Brotherhood of Electrical Workers, Local 6, by implementing special terms and conditions of employment for FY2013-2014.

Attachments: [Leg Ver1](#)

[Arbitration Award](#)

[Amendment No. 2](#)

[Comm Pkt 032714](#)

[Cost Analysis](#)

[Board_Pkt_040814](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Wiener, Kim, Cohen

11. 131063 [Planning and Administrative Codes - Construction of In-Law Units in Existing Residential Buildings or Auxiliary Structures on the Same Lot; Rent Control]

Sponsors: Wiener; Cohen

Ordinance amending the Planning Code to allow the construction of an additional dwelling unit or units entirely within the existing built envelope as it existed three years prior to the time of the application of a residential building or auxiliary structure on the same lot (In-Law Unit) on any parcel in the Castro Street Neighborhood Commercial District and within 1,750 feet of the District boundaries, excluding any lot within an RH-1(D) zoning district or any lot within 500 feet of Block No. 2623, Lot Nos. 116 through 154; authorizing the Zoning Administrator to waive density and other Planning Code requirements in order to create the In-Law Units, and requiring the Department to monitor rents and publish a report evaluating the effectiveness of the ordinance; amending the Administrative Code to provide that an In-Law Unit constructed with a waiver of Code requirements shall be subject to the provisions of the San Francisco Residential Rent Stabilization and Arbitration Ordinance if the existing building or any existing dwelling unit is already subject to the Rent Ordinance; making environmental findings and findings, of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and directing the Clerk to send a copy of this Ordinance to the California Department of Housing and Community Development, in accordance with State law.

- Attachments:** [Leg_Ver1](#)
[Leg_Dig_Ver1](#)
[Response_Plan_111213](#)
[Leg_Ver2](#)
[Leg_Dig_Ver2](#)
[Response_Pln_Comm_031714](#)
[Leg_Dig_Ver3](#)
[Leg_Ver3](#)
[Comm_Pkt_033114](#)
[Leg_Ver4](#)
[Leg_Dig_Ver4](#)
[Board_Pkt_040814](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Referred Without Recommendation from the Land Use and Economic Development Committee

Present: Supervisors Wiener, Kim, Cohen

12. [140148](#) [Street Encroachment - 1410 Stanyan Street]

Resolution granting revocable permission to Kieran J. Woods to occupy a portion of the public right-of-way to construct and maintain various improvements, including a driveway, associated retaining wall, a vehicular carousel to provide access to a proposed new single family dwelling at 1410 Stanyan Street (Assessor's Block No. 2706, Lot No. 035), landscaping, stairs leading to a public sitting area, and other related improvements within an existing unimproved portion of Stanyan Street between Clarendon and Mountain Spring Avenues; conditioning the permit; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works Department)

Attachments: [DPW Ltr 022114](#)
[Rte Sheet 022414](#)
[Agreement 011514](#)
[Planning Ltr 082613](#)
[DPW Order 182071](#)
[DPW Orders 181770 181903](#)
[Request Ltr 051413](#)
[Site Plan](#)
[Project Timeline](#)
[Hearing Notice Recipients](#)
[Hearing Sign-in](#)
[Comm Pkt 033114](#)
[Leg Ver1](#)
[Board_Pkt_040814](#)

Question: Shall this Resolution be ADOPTED?

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

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Pursuant to Resolution No. 073-14 (File No. 140171) approved March 18, 2014.)

13. 140172 **[Hearing - Street Vacation Order - Hunters Point Shipyard Phase II Redevelopment Plans - Candlestick Point]**
Hearing of persons interested in or objecting to the Ordinance ordering the vacation of portions of streets along with public service easements that may exist within the Hunters Point Shipyard Phase II Redevelopment Plan area, generally bounded the 1948 Bulkhead Line to the north, the 1941 Bulkhead Line to the east, Bancroft Avenue to the south, and Griffith Street to the west, including submerged areas; ordering the vacation of portions of streets along with public service easements that may exist within the Candlestick Point Redevelopment Plan area, generally bounded by Underwood Avenue, Arelious Walker Drive, Gilman Avenue, Donahue Street, Carroll Avenue, Alvord Street, Fitzgerald Avenue, the City and County of San Francisco County Line, Harney Way, Ingerson Avenue, and Hawes Street, including submerged areas; ordering the conditional vacation of portions of Griffith Street, Nichols Way, Cameron Way, Doublerock Street, Giants Drive, Hunters Point Expressway, Jamestown Avenue, Gilman Avenue, and Crisp Road for various purposes; reserving various easement rights in favor of the City and third party utilities, subject to conditions specified in this Ordinance; adopting findings under the California Environmental Quality Act; adopting findings that the vacations are consistent with the Redevelopment Plans and the City's General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing actions in furtherance of this Ordinance. (Clerk of the Board)

Attachments: Board_Pkt_040814

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

Referred Without Recommendation from the Land Use and Economic Development Committee

Present: Supervisors Wiener, Kim, Cohen

14. [140173](#) [Street Vacation Order - Hunters Point Shipyard Phase II Redevelopment Plans - Candlestick Point]

Sponsor: Cohen

Ordinance ordering the vacation of portions of streets along with public service easements that may exist within the Hunters Point Shipyard Phase II Redevelopment Plan area, generally bounded the 1948 Bulkhead Line to the north, the 1941 Bulkhead Line to the east, Bancroft Avenue to the south, and Griffith Street to the west, including submerged areas; ordering the vacation of portions of streets along with public service easements that may exist within the Candlestick Point Redevelopment Plan area, generally bounded by Underwood Avenue, Arelious Walker Drive, Gilman Avenue, Donahue Street, Carroll Avenue, Alvord Street, Fitzgerald Avenue, the City and County of San Francisco County Line, Harney Way, Ingerson Avenue, and Hawes Street, including submerged areas; ordering the conditional vacation of portions of Griffith Street, Nichols Way, Cameron Way, Doublerock Street, Giants Drive, Hunters Point Expressway, Jamestown Avenue, Gilman Avenue, and Crisp Road for various purposes; reserving various easement rights in favor of the City and third party utilities, subject to conditions specified in this Ordinance; adopting findings under the California Environmental Quality Act; adopting findings that the vacations are consistent with the Redevelopment Plans and the City's General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing actions in furtherance of this Ordinance.

Attachments: [Response OCII 031214](#)

[Comm Pkt 031714](#)

[Leg Ver1](#)

[Board_Pkt_040814](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:00 P.M.**Board of Supervisors Sitting as a Committee of the Whole**

(Pursuant to Motion No. M14-034 (File No. 140192) approved March 18, 2014.)

15. [140193](#) **[Hearing - Successor Agency to the Former Redevelopment Agency - Fifth Amendment to Mission Bay North Owner Participation Agreement]**
Hearing of persons interested in or objecting to the proposed Resolution of the Board of Supervisors, acting in its capacity as the Successor Agency to the former Redevelopment Agency of the City and County of San Francisco, to conditionally approve a Fifth Amendment to the Mission Bay North Owner Participation Agreement and to permit a feasible rental project with market rate and affordable moderate-income units available to households earning no more than 90% of the area median income on Block No. N4P3, bound by Berry Street to the south and the I-280 off-ramp to the north, in the Mission Bay North Redevelopment Project Area; and making environmental findings under the California Environmental Quality Act. (Clerk of the Board)

Attachments: [Board Pkt_040814](#)

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

16. [140194](#) **[Successor Agency to the Former Redevelopment Agency - Fifth Amendment to Mission Bay North Owner Participation Agreement]**
Sponsor: Kim
Resolution of the Board of Supervisors, acting in its capacity as the Successor Agency to the former Redevelopment Agency of the City and County of San Francisco, to conditionally approve a Fifth Amendment to the Mission Bay North Owner Participation Agreement and to permit a feasible rental project with market rate and affordable moderate-income units available to households earning no more than 90% of the area median income on Block No. N4P3, bound by Berry Street to the south and the I-280 off-ramp to the north, in the Mission Bay North Redevelopment Project Area; and making environmental findings under the California Environmental Quality Act.

Attachments: [Leg Ver1](#)
[Board Pkt_040814](#)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

APPEAL PROCEDURES

Board Rule 4.18 provides that public hearings on appeals shall be scheduled for 3:00 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 3:00 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 3:00 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 3:00 p.m.
5. Appeals involving participants who have ADA considerations may be set for specific times beginning at 3:00 p.m.

17. [140255](#) **[Public Hearing - Appeal of Tentative Parcel Map - 738 Mission Street]**
Hearing of persons interested in or objecting to the decision of the Department of Public Works dated March 4, 2014, approving a Tentative Parcel Map for a 4-lot subdivision located at 738 Mission Street, Assessor's Block No. 3706, Lot No. 277. (District No. 6) (Appellants: Thomas N. Lippe, on behalf of 765 Market Street Residential Owners Association, the Friends of Yerba Buena, Paul Sedway, Ron Wornick, Matthew Schoenberg, Joe Fang, and Margaret Collins) (Filed March 14, 2014). (Clerk of the Board)

Attachments: [Appeal Ltr 031414](#)
[Index of Final Approvals](#)
[Planning Motion 18829 032113](#)
[BOS Motion M13-062 050713](#)
[Planning Permit to Alter 051513](#)
[Rec Park Reso 1305-015 052313](#)
[Notice of Determination 071913](#)
[Oversight Board Reso 8-2013 072213](#)
[Oversight Board Reso 8-2013 Ex A](#)
[BOA Jurisdiction Request 080213](#)
[Project 7969 Address List](#)
[Project 7969 Map Application 120413](#)
[Project 7969 Map Cond. Approval 010714](#)
[Project 7969 TentAppr 030414](#)
[Proj Sponsor Ltr 033114](#)
[OCII Ltr 033114](#)
[Appellant Ltr 033114](#)
[Planning Ltr 040214](#)
[Board_Pkt_040814](#)

Question: Shall this Hearing be HEARD AND FILED?

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.

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

18. [140256](#) **[Approving Decision of the Department of Public Works and Approving the Tentative Parcel Map - 738 Mission Street]**
Motion approving the decision of the Department of Public Works and approving the Tentative Parcel Map for a 4-lot subdivision located at Assessor's Block No. 3706, Lot No. 277; making environmental findings and findings of consistency with the City's General Plan and eight priority policies of San Francisco Planning Code, Section 101.1. (Clerk of the Board)
Attachments: [Leg Ver1](#)
[Board Pkt 040814](#)
Question: Shall this Motion be APPROVED?
19. [140257](#) **[Disapproving Decision of the Department of Public Works and Disapproving the Tentative Parcel Map - 738 Mission Street]**
Motion disapproving the decision of the Department of Public Works and disapproving the Tentative Parcel Map for a 4-lot subdivision located at Assessor's Block No. 3706, Lot No. 277; making environmental findings and findings of consistency with the City's General Plan, and eight priority policies of San Francisco Planning Code, Section 101.1. (Clerk of the Board)
Attachments: [Leg Ver1](#)
[Board Pkt 040814](#)
Question: Shall this Motion be APPROVED?
20. [140258](#) **[Preparation of Findings Related to the Tentative Parcel Map - 738 Mission Street]**
Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 4-lot subdivision located at Assessor's Block No. 3706, Lot No. 277. (Clerk of the Board)
Attachments: [Leg Ver1](#)
[Board Pkt 040814](#)
Question: Shall this Motion be APPROVED?

21. 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.

22. 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.

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATORS

23. [140324](#) [Closed Session - Update on Labor Negotiations]

Sponsor: Chiu

Motion that the Board of Supervisors convene in closed session on April 8, 2014, with the Mayor's Office and the Department of Human Resources pursuant to San Francisco Administrative Code, Section 67.10(e), and California Government Code, Section 54957.6, regarding negotiations with labor unions representing City employees.

Attachments: [Board Pkt 040814](#)

Question: Shall this Motion be APPROVED?

[Elect To Disclose]

Motion that the Board finds it is in the best interest of the public that the Board elect at this time to disclose its closed session deliberations.

[Elect Not to Disclose]

Motion that the Board finds that it is in the best interests of the public that the Board elect at this time not to disclose its closed session deliberations.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

Items 24 through 27

24. [140321](#) **[Urging the California State Legislature to Pass Senate Constitutional Amendment 5 and Send It to the Voters]**
Sponsors: Breed; Campos, Kim and Wiener
 Resolution urging the California State Legislature to pass Senate Constitutional Amendment 5 that would, with voter approval, amend the State Constitution and overturn the ban on using affirmative action criteria for recruitment and admissions to state institutions of higher education.

Attachments: [Leg Ver1](#)

[SCA 5](#)

[Board Pkt 040814](#)

04/01/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

25. [140313](#) **[Final Map 4875 - 700 Brotherhood Way]**
 Motion approving Final Map 4875, a 121 lot subdivision containing 60 lots for single family homes and 61 lots for Residential Condominium Project, located at 700 Brotherhood Way being a subdivision of Assessor's Block No. 7331, Lot No. 005, and adopting findings pursuant to the General Plan, and City Planning Code, Section 101.1. (Public Works Department)

Attachments: [Leg Ver 1](#)

[Rte Sheet 4875](#)

[DPW Order No 182363](#)

[Planning Ltr 082208](#)

[Mylar Sheet](#)

[Tax Statement](#)

[Board Pkt 040814](#)

03/26/2014; RECEIVED FROM DEPARTMENT.

Question: Shall this Motion be APPROVED?

26. [140314](#) **[Final Map 7440 - 900 Folsom Street]**
Motion approving Final Map 7440, a 281 residential unit and three commercial unit, mixed-use Condominium Project, located at 900 Folsom Street being a subdivision of Assessor's Block No. 3732, Lot Nos. 009, 018, 048, 147, and adopting findings pursuant to the General Plan, and City Planning Code, Section 101.1. (Public Works Department)

Attachments: [Leg Ver 1](#)
[Rte Sheet 7440](#)
[DPW Order No 182364](#)
[DCP Approval Sheet](#)
[Mylar Sheet](#)
[Tax Cert 147](#)
[Tax Cert 009](#)
[Tax Cert 018](#)
[Tax Cert 048](#)
[Board_Pkt_040814](#)

03/26/2014; RECEIVED FROM DEPARTMENT.

Question: Shall this Motion be APPROVED?

27. [140325](#) **[Concurring in the Continuation of the Revised Declaration of Local Emergency - Rim Fire (Stanislaus National Forest Area)]**
Motion concurring in the continuation of the "Rim Fire" Revised Declaration of Local Emergency by the Mayor and in the actions taken to meet the emergency. (Clerk of the Board)

Attachments: [Leg Ver1](#)
[Mayor Ltr 012314](#)
[Board_Pkt_040814](#)

04/01/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

28. 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**140306 [Health Code - Extending Involuntary Psychiatric Holds]**

Ordinance amending the Health Code to authorize the use of an additional thirty-day involuntary psychiatric hold as permitted under California Welfare and Institutions Code, Sections 5270.10-5270.65, and making a finding that this authorization will not result in increased costs to the City or in the reduction of current services. (Human Services Agency)

Attachments: [Leg Dig Ver1](#)

[Human Services Agency Ltr 032414](#)

03/28/2014; RECEIVED FROM DEPARTMENT.

04/08/2014; RECEIVED AND ASSIGNED to the Neighborhood Services and Safety Committee.

140307 [Planning Code - Landmark Designation of 2 Henry Adams Street (aka Dunham, Carrigan & Hayden Building)]

Ordinance designating 2 Henry Adams Street (aka Dunham, Carrigan & Hayden Building), Lot No. 001 in Assessor's Block No. 3910, as a Landmark under Article 10 of the San Francisco Planning Code; and adopting General Plan, Planning Code, Section 101.1, and environmental findings.

Attachments: Leg Dig Ver1

Planning Ltr 032614

HPC Reso 728

HPC Reso 732

Article 10 Landmark Case Report

03/28/2014; RECEIVED FROM DEPARTMENT.

04/08/2014; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

140315**[Settlement of Claim - American Airlines, Inc. - Assumption of Lease Obligations and Allocation of Relocation Reimbursement Credits]**

Ordinance authorizing the settlement of the bankruptcy claim filed by the City and County of San Francisco against American Airlines, Inc. and its affiliated entities in In re: American Airlines, Inc. et al., Case No. 11-15463 SHS, United States Bankruptcy Court for the Southern District of New York, pursuant to a Cure Stipulation. The Cure Stipulation resolves the claim filed by the City and provides for American's assumption of its leases, permits and related agreement related to American's operations at San Francisco International Airport. Under the Cure Stipulation, the Airport will apply certain credits owed by Airport related to American's interim relocation from Terminal 3 Boarding Area E to Terminal 2 Boarding Area D to the amounts owed by American under its leases, permits and related obligations. Further, the Airport will apply the remaining amount of the relocation related credits to American's future obligations. The Cure Stipulation further provides for American's assumption of an agreement related to environmental clean-up and monitoring costs at the Airport. (City Attorney)

03/28/2014; RECEIVED FROM DEPARTMENT.

04/08/2014; RECEIVED AND ASSIGNED to the Rules Committee.

PROPOSED RESOLUTIONS**140308****[Contract Approval - Electronic Monitoring and Case Management Services - Leaders in Community Alternatives, Inc. - \$2,000,000]**

Resolution authorizing the Sheriff's Department to enter into a contract with Leaders in Community Alternatives, Inc. (LCA) in an amount not-to-exceed \$2,000,000 for a term not-to-exceed five years, with an original term from May 1, 2014, to April 30, 2017, with two one-year options to extend, to administer a home detention program with electronic monitoring and case management, which includes the rules and regulations of the program and the requirement that LCA maintain current liability insurance. (Sheriff)

Attachments: [Agreement](#)

03/24/2014; RECEIVED FROM DEPARTMENT.

04/08/2014; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

140309

[Real Property Lease Amendment - Autodesk, Inc. - Pier 9]

Resolution approving Port Commission's Third Amendment to Lease No. L-15169 with Autodesk, Inc., a Delaware corporation, for the lease of unimproved shed space at Pier 9 in the Northern Waterfront with a 111 month term, to commence upon Board approval. (Port)

- Attachments:** [Port Ltr 032714](#)
 [Port Memo 120613](#)
 [Port Reso 13-52](#)
 [Pier 9 Map](#)
 [Port Memo 021914](#)
 [Lease Amendment](#)

03/27/2014; RECEIVED FROM DEPARTMENT.

04/08/2014; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

140310

[Finding of Fiscal Feasibility - Hall of Justice Jail Replacement]

Resolution finding the proposed Hall of Justice jail replacement project is fiscally feasible pursuant to Administrative Code, Chapter 29. (Public Works Department)

- Attachments:** [DPW Ltr 032614](#)
 [DPW Ltr 032614](#)
 [Fiscal Feasibility Report](#)
 [County Jail Needs Assessment](#)

03/28/2014; RECEIVED FROM DEPARTMENT.

04/08/2014; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

140311

[Avigation Easements - San Mateo County - San Francisco International Airport's Noise Insulation Program]

Resolution approving the acquisition of 28 Avigation Easements from various property owners in San Mateo County required for the San Francisco International Airport's Noise Insulation Program (the "Project"); adopting findings that the Project is Categorically Exempt from environmental review under the California Environmental Quality Act (CEQA) Class 1: Existing Facilities; adopting findings that the acquisition is consistent with the City's General Plan, and eight priority policies of City Planning Code, Section 101.1; and authorizing the Director of Property and Mayor to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Airport Commission)

- Attachments:** [Real Estate Ltr 032514](#)
 [Airport Reso 13-0195](#)
 [General Plan Referral 122713](#)
 [Avigation Easment](#)

03/28/2014; RECEIVED FROM DEPARTMENT.

04/08/2014; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.

140316 **[Petitions and Communications]**

Petitions and Communications received from March 24, 2014, through March 31, 2014, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on April 8, 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 Clerk of the Board, reporting the following individuals have submitted Form 700 Statements: (1)

- Severin Campbell - Budget Analyst - Annual
- Arthur Louie - Budget Analyst - Annual
- Catherine Stefani - Legislative Aide - Annual
- Andrea Bruss - Legislative Aide - Annual
- Amy Chan - Legislative Aide - Annual
- Yoyo Chan - Legislative Aide - Annual
- Margaux Kelly - Legislative Aide - Annual
- Ivy Lee - Legislative Aide - Annual
- Jennifer Low - Legislative Aide - Annual
- Mawuli Tugbenyoh - Legislative Aide - Annual
- Dawn Duran - AAB Administrator - Annual

From concerned citizens, regarding seismic evaluation of private schools. File No. 140120. 190 letters. Copy: Each Supervisor. (2)

From concerned citizens, regarding Sharp Park. File No. 140174. 7 letters. Copy: Each Supervisor. (3)

From Wild Equity Institute, regarding Laguna Salada Resource Enhancement Plan. (4)

From concerned citizens, regarding legalization of in-law units. File No. 131148. 6 letters. Copy: Each Supervisor. (5)

From John Fitch, regarding electronic cigarettes. (6)

From Clerk of the Board, regarding the following appointment by the Mayor: (7)
Kimberlee Stryker - Arts Commission

From Clerk of the Board, regarding the following appointment by the Mayor: (8)
Lorna Randlett - Library Commission
Victor Makras - Retirement Board

From Mark Gruberg, regarding taxi lot fees at SFO Airport. (9)

From concerned citizens, submitting signatures for a petition regarding foot patrols in the Excelsior. 375 signatures. (10)

From Neighborhood Emergency Response Team, regarding flyers on training. (11)

From Controller, regarding a report issued on the Department of Public Health. (12)

From David Khan, regarding private transportation networks and taxi services. File No. 140020. Copy: Each Supervisor. (13)

From Controller, submitting a memo regarding tenant relocation assistance payment. File 140096. Copy: Each Supervisor. (14)

From Peter Warfield, regarding proposed ordinance on Library Preservation Fund. File No. 140190. (15)

From Sonya Harris, regarding proposed ordinance on Small Business Month. File No. 140122. Copy: Each Supervisor. (16)

From State Fish and Game, submitting notice of proposed regulatory action relative to California Code of Regulations. Copy: Each Supervisor. (17)

From Civil Service Commission, submitting notice of meeting for April 7, 2014. (18)

From Employees' Retirement System, regarding retirement contribution rates for FY2014-2015. Copy: Each Supervisor. (19)

From Francisco Da Costa, regarding Roberts Rules. (20)

From Houman Forood, regarding plans for parks and open public areas in District 6. Copy: Each Supervisor. (21)

From Jennifer Taylor, regarding a public safety issue in the Mission. Copy: Each Supervisor. (22)

From Planning, providing notification of a project receiving environment review at 505 Paloma Road, Sunol, CA. (23)

From John Duffen, regarding homeless programs. (24)

From concerned citizen, regarding Central Subway. (25)

From Board of Equalization, regarding taxpayers' bill of rights hearings. (26)

From Alice B. Toklas, regarding construction of in-law units in the Castro Street Neighborhood Commercial District. File No. 131063. Copy: Each Supervisor. (27)

From Mari Eliza, regarding CEQA appeal of the Transit Effectiveness Project. Copy: Each Supervisor. (28)

Attachments: [Board Pkt 040814](#)

ADJOURNMENT