



# 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, March 24, 2015 - 2:00 PM

#### Regular Meeting

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LONDON BREED, PRESIDENT  
JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, 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](http://www.sfbos.org)

#### BOARD COMMITTEES

##### Committee Membership

**Budget and Finance Committee**  
Supervisors Farrell, Tang, Mar, Yee, Wiener

**Budget and Finance Sub-Committee**  
Supervisors Farrell, Tang, Mar

**City and School District Select Committee**  
Supervisors Kim, Yee, Campos, Commissioners Mendoza-McDonnell, Fewer, Wynns

**Government Audit and Oversight Committee**  
Supervisors Yee, Christensen, Breed

**Land Use and Transportation Committee**  
Supervisors Cohen, Wiener, Kim

**Public Safety and Neighborhood Services Committee**  
Supervisors Mar, Campos, Christensen

**Rules Committee**  
Supervisors Avalos, Tang, Cohen

##### Meeting Days

Wednesday  
1:00 PM

Wednesday  
10:00 AM

4th Thursday  
3:30 PM

1st and 3rd Thursday  
10:30 AM

Monday  
1:30 PM

1st and 3rd Thursday  
2:00 PM

2nd and 4th Thursday  
11:00 AM

## **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 SFGovTV, the Government Channel 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 Peggy Nevin at (415) 554-5184. **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. **Paunawa:** Ang mga kahilingan ay kailangang matanggap sa loob ng 48 oras bago mag miting upang matiyak na matutugunan ang mga hiling. Mangyaring tumawag kay Joy Lamug sa (415) 554-7712.

**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 SFGovTV, the Government Channel 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 Wilson Ng at (415) 554-5184 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 [sof@sfgov.org](mailto:sof@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

## COMMUNICATIONS

## CONSENT AGENDA

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

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

### Items 1 through 6

### Recommendations of the Government Audit and Oversight Committee

*Present: Supervisors Yee, Christensen, Mar*

1. [150063](#) **[Settlement of Lawsuit - Rena Harel, and Estate of Margie Sonnier - \$52,500]**  
Ordinance authorizing settlement of the lawsuit filed by Rena Harel, and the Estate of Margie Sonnier against the City and County of San Francisco for \$52,500; the lawsuit was filed on March 7, 2013, in San Francisco Superior Court, Case No. PES-08-290936; entitled Estate of Margie Sonnier; Rena Harel v. San Francisco County Tax Assessor.

03/17/2015; PASSED, ON FIRST READING.

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

2. [150064](#) **[Settlement of Lawsuit - Brian O'Hara, by and through his Successor-In-Interest Eileen O'Hara, and Eileen O'Hara, Sheila O'Hara, and Morgan O'Hara - \$250,000]**

Ordinance authorizing settlement of the lawsuit filed by Brian O'Hara, by and through his successor-in-interest Eileen O'Hara, and Eileen O'Hara, Sheila O'Hara, and Morgan O'Hara against the City and County of San Francisco for \$250,000; the lawsuit was filed on February 27, 2013, in San Francisco Superior Court, Case No. CGC-13-529089; entitled Brian O'Hara, et al. v. City and County of San Francisco, et al. (City Attorney)

03/17/2015; PASSED, ON FIRST READING.

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

3. [150065](#) **[Settlement of Lawsuit - Antionette Spears - \$200,000]**  
Ordinance authorizing settlement of the lawsuit filed by Antionette Spears against the City and County of San Francisco for \$200,000; the lawsuit was filed on December 19, 2012, in San Francisco Superior Court, Case No. CGC-12-527288; entitled Antionette Spears v. City and County of San Francisco, et al. (City Attorney)

03/17/2015; PASSED, ON FIRST READING.

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

4. [150066](#) **[Settlement of Lawsuit - E. Lynn Shoenmann, Trustee - \$45,500]**  
Ordinance authorizing settlement of the adversary complaint filed by E. Lynn Shoenmann, Trustee, against the City and County of San Francisco for \$45,500; the adversary complaint was filed on March 7, 2014, in United States Bankruptcy Court, Northern District of California, Case No. CV-14-03025; entitled E. Lynn Shoenmann, Trustee v. City and County of San Francisco. (City Attorney)

03/17/2015; PASSED, ON FIRST READING.

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

### **Recommendations of the Rules Committee**

*Present: Supervisors Avalos, Tang, Cohen*

5. [150238](#) **[Appointments, Bicycle Advisory Committee - Marc Brandt and Casey Allen]**  
Motion appointing Marc Brandt and Casey Allen, terms ending November 19, 2016, to the Bicycle Advisory Committee. (Rules Committee)

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

6. [150239](#) **[Appointment, Single Room Occupancy (SRO) Task Force - Jadma Noronha]**  
Motion appointing Jadma Noronha, term ending December 31, 2015, to the Single Room Occupancy (SRO) Task Force. (Rules Committee)

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

## REGULAR AGENDA

### UNFINISHED BUSINESS

#### Recommendations of the Budget and Finance Sub-Committee

*Present: Supervisors Farrell, Tang, Mar*

7. [141208](#) **[Agreement Amendment - AT&T - Telecommunications Services - Not to Exceed \$97,953,700]**  
Ordinance retroactively authorizing the Department of Technology and the Department of Contract Administration to enter into the Second Amendment of an Agreement between the City and AT&T for the City's telecommunications services by extending the term of the agreement through December 31, 2015, and increasing the total not-to-exceed amount of the agreement to \$97,953,700. (Department of Technology)  
  
(Fiscal Impact)  
  
03/17/2015; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**
8. [150078](#) **[Administrative Code - Power Revenue Bonds]**  
**Sponsor: Mayor**  
Ordinance amending the Administrative Code to provide procedures for the issuance of Power Revenue Bonds by the Public Utilities Commission of the City and County of San Francisco.  
  
03/17/2015; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**
9. [150079](#) **[Public Utilities Commission 2015 Power Revenue Bonds Issuance - Not to Exceed \$48,000,000]**  
**Sponsor: Mayor**  
Ordinance approving the issuance and sale of revenue bonds by the Public Utilities Commission of the City and County of San Francisco in an aggregate principal amount not to exceed \$48,000,000 to finance various capital projects consisting of reconstruction or replacement of existing water and/or electric power facilities pursuant to Charter, Section 9.107(6); and the acquisition, construction, installation, equipping, improvement, or rehabilitation of equipment or facilities for renewable energy and energy conservation pursuant to Charter, Section 9.107(8); approving the execution of certain documents and agreements; and confirming and making certain California Environmental Quality Act determinations, and approving other actions and matters in connection therewith.  
  
(Fiscal Impact)  
  
03/17/2015; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

Present: Supervisors Farrell, Tang

10. [150157](#) **[Accept and Expend Grant - Office of Financial Empowerment Kindergarten to College Program - Amendment to the Annual Salary Ordinance - \$100,000]**

**Sponsor: Campos**

Ordinance retroactively authorizing the Office of the Treasurer-Tax Collector to accept and expend a grant in the amount of \$100,000 from Earned Assets Resource Network for implementing the Office of Financial Empowerment Kindergarten to College Program, for the term of December 1, 2014, through December 1, 2015; and amending Ordinance No. 147-14 (Annual Salary Ordinance, FYs 2014-2015 and 2015-2016) to provide for the creation of one grant-funded position in the Office of Financial Empowerment.

03/17/2015; PASSED ON FIRST READING.

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

11. [141235](#) **[Business and Tax Regulations Code - Repealing Article 3 Regarding Transient Merchants]**

Ordinance amending the Business and Tax Regulations Code to repeal Article 3, which contains a license requirement and tax on transient merchants, both of which have been suspended. (Treasurer-Tax Collector)

03/17/2015; PASSED ON FIRST READING.

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

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

Present: Supervisors Yee, Christensen

12. [150045](#) **[Settlement of Lawsuit - Bay Area Air Quality Management District - \$31,400]**

Ordinance authorizing settlement of the lawsuit filed by The People of the State of California, by and through the Bay Area Air Quality Management District, against the City and County of San Francisco for \$31,400; the lawsuit was filed on March 27, 2012, in San Francisco Superior Court, Case No. CPF-12-512078; entitled The People of the State of California, by and through the Bay Area Air Quality Management District v. The City and County of San Francisco; other material terms of said settlement are that the settlement is a stipulated civil penalty that is allocated between the Fire Department (\$30,000), subject to Board of Supervisors approval, and the Municipal Transportation Agency (\$1,400), subject to Municipal Transportation Agency approval. (City Attorney)

03/17/2015; PASSED ON FIRST READING.

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

**Recommendation of the Land Use and Transportation Committee**

*Present: Supervisors Cohen, Kim*

**13. [150155](#) [General Plan - Repealing Ordinance No. 97-14 - Adoption of 2014 Housing Element]**

**Sponsors: Mayor; Wiener and Cohen**

Ordinance amending the San Francisco General Plan by repealing the 2009 Housing Element (Ordinance No. 97-14), and adopting the 2014 Housing Element; 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.

03/17/2015; PASSED ON FIRST READING.

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

**NEW BUSINESS**

**Recommendations of the Land Use and Transportation Committee**

*Present: Supervisors Cohen, Kim*

**14. [150007](#) [Temporary Access and Use Licenses Extension - FOCIL-MB, LLC, and ARE-San Francisco No. 15, LLC - Mission Bay South]**

Resolution retroactively approving exercise of options to extend two temporary access and use licenses through July 31, 2015, for access, use, maintenance, and operation of public infrastructure improvements at or near the intersection of Seventh Street and Mission Bay Drive in the Mission Bay South area, and authorizing other official acts. (Public Works)

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

*Present: Supervisors Cohen, Wiener, Kim*

**15. [150227](#) [Urging the San Francisco Municipal Transportation Agency Board to Adopt Proof of Labor Harmony Conditions for Commuter Shuttle Operators]**

**Sponsor: Wiener**

Resolution urging the San Francisco Municipal Transportation Agency Board to adopt a requirement that applicants demonstrate labor harmony conditions as part of the Commuter Shuttle Pilot Program and any other permanent Commuter Shuttle Program.

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



**Recommendations of the Rules Committee**

*Present: Supervisors Avalos, Tang, Cohen*

16. **150023** **[Appointments, Urban Forestry Council - John Malcolm Hillan, Andrew Justin Sullivan, Dan Kida, Dan Flanagan, Sandy Sherwin, and K. Rose Hillson]**  
Motion appointing John Malcolm Hillan, Andrew Justin Sullivan, Dan Kida, Dan Flanagan, Sandy Sherwin, and K. Rose Hillson, terms ending November 18, 2016, to the Urban Forestry Council. (Rules Committee)  
**Question: Shall this Motion be APPROVED?**
17. **150024** **[Appointments, Citizens General Obligation Bond Oversight Committee - Brenda Kwee McNulty, Michael Seville, and Dion-Jay Brookter]**  
Motion appointing Brenda Kwee McNulty, Michael Seville, and Dion-Jay Brookter, terms ending November 21, 2016, to the Citizens General Obligation Bond Oversight Committee. (Rules Committee)  
**Question: Shall this Motion be APPROVED?**
18. **150179** **[Appointments, Veterans Affairs Commission - Brendan Rogers, Kevin Miller, Stephen Noetzel, and Regalado Baldonado]**  
Motion appointing Brendan Rogers, Kevin Miller, Stephen Noetzel, Regalado Baldonado, terms ending January 31, 2019, to the Veterans Affairs Commission. (Rules Committee)  
**Question: Shall this Motion be APPROVED?**
19. **150183** **[Appointment, Board of Appeals - Richard Swig]**  
Motion approving the President of the Board of Supervisors London Breed's nomination of Richard Swig, for a term ending July 1, 2016, to the Board of Appeals. (Clerk of the Board)  
  
(Charter, Section 4.106, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved. Transmittal date: February 19, 2015)  
**Question: Shall this Motion be APPROVED?**

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

## 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.

**20. [150167](#) [Public Hearing - Appeal of Categorical Exemption from Environmental Review - 53 States Street]**

Hearing of persons interested in or objecting to the determination of categorical exemption from environmental review under the California Environmental Quality Act issued by the Planning Department on January 8, 2015, for the proposed project at 53 States Street. (District 8) (Appellant: Hector Martinez) (Filed February 9, 2015). (Clerk of the Board)

**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.)**

**21. [150168](#) [Affirming the Categorical Exemption Determination - 53 States Street]**

Motion affirming the determination by the Planning Department that a proposed project at 53 States Street is categorically exempt from environmental review. (Clerk of the Board)

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

**22. [150169](#) [Reversing the Categorical Exemption Determination - 53 States Street]**

Motion reversing the determination by the Planning Department that a proposed project at 53 States Street is categorically exempt from environmental review. (Clerk of the Board)

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

23. [150170](#) **[Preparation of Findings to Reverse the Categorical Exemption Determination - 53 States Street]**  
Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that a proposed project at 53 States Street is categorically exempt from environmental review. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**

### **SPECIAL ORDER 3:00 P.M.**

24. [150171](#) **[Public Hearing - Appeal of Community Plan Exemption from Environmental Review - 340 Bryant Street]**  
Hearing of persons interested in or objecting to the issuance of a Community Plan Exemption by the Planning Department on January 8, 2015, for the proposed project at 340 Bryant Street, exempting the project from further environmental review under the California Environmental Quality Act. (District 6) (Appellant: Sue Hestor on behalf of San Franciscans for Reasonable Growth) (Filed February 9, 2015). (Clerk of the Board)
- 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.)**

25. [150172](#) **[Affirming the Community Plan Exemption Determination - 340 Bryant Street]**  
Motion affirming the determination by the Planning Department that a proposed project at 340 Bryant Street is exempt from further environmental review under a Community Plan Exemption. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**
26. [150173](#) **[Reversing the Community Plan Exemption Determination - 340 Bryant Street]**  
Motion reversing the determination by the Planning Department that a proposed project at 340 Bryant Street is exempt from further environmental review under a Community Plan Exemption. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**
27. [150174](#) **[Preparation of Findings to Reverse the Community Plan Exemption Determination - 340 Bryant Street]**  
Motion directing the Clerk of the Board to prepare findings reversing a Community Plan Exemption determination by the Planning Department that a proposed project at 340 Bryant Street is exempt from further environmental review. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**

## COMMITTEE REPORT

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

*The following item will be considered by the Government Audit and Oversight Committee at a Regular Meeting on Thursday, March 19, 2015, at 10:30 a.m. The Chair intends to request the Committee to send the following item to the Board as a Committee Report on Tuesday, March 24, 2015.*

28. [150247](#) **[Administrative Code - Establishing Balboa Reservoir Community Advisory Committee]**

**Sponsor: Yee**

Ordinance amending the Administrative Code to establish the Balboa Reservoir Community Advisory Committee to advise the Board of Supervisors, the Mayor, and City departments regarding any proposed development under the Public Land for Housing Program at the portion of the Balboa Reservoir owned by the San Francisco Public Utilities Commission; and setting forth the membership and duties of the Advisory Committee.

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

## 29. 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.*

## 30. 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.*

**31. [150273](#) [Approval of a 30-Day Extension for Planning Commission Review of an Ordinance (File No. 141036) Amending the Regulation of Short-Term Residential Rentals]**

**Sponsors: Kim; Campos**

Resolution extending by 30 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 141036) amending Administrative Code, Chapter 41A, to prohibit certain residential units that have been the subject of an Ellis Act eviction from use as short-term residential rentals, and provide for private rights of action to enforce the requirements of this Chapter; and affirming the Planning Department's Determination under the California Environmental Quality Act.

03/17/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

## 32. IMPERATIVE AGENDA

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

*[Serious Injury Finding]*

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

*[Purely Commendatory Finding]*

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

*[Brown Act Finding]*

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

## LEGISLATION INTRODUCED AT ROLL CALL

### **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](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****150175 [Administrative Code - Chapter 6 Public Works Contracting]**

Ordinance amending the Administrative Code to comprehensively revise Chapter 6 Public Works Contracting Policies and Procedures to: 1) increase the Threshold Amount from \$400,000 to \$600,000; 2) authorize sole source contracts under certain conditions; 3) allow procurement of public works construction contracts under \$10,000 with no competitive solicitation; 4) increase the amount of emergency work a department may authorize without Board of Supervisors approval from \$250,000 to \$600,000 by linking it to the Threshold Amount; 5) increase the amount of time allowed to issue a task order from three to four years, increase the limit of the amount of a task order from \$400,000 to \$600,000 by linking it to the Threshold Amount, allow subcontractors to be listed at time of bid or at time of issuance of a task order, and allow for performance and payment bonds to incrementally increase throughout the term of the contracts for Job Order Contracts and as-needed contracts; 6) authorize execution of master as-needed construction contracts and master as-needed inspection, maintenance and repair contracts of equipment and systems on an if-and-as-needed basis; 7) increase the limit of the amount of a task order from \$400,000 to \$600,000 by linking it to the Threshold Amount in master as-needed contracts on an if-and-as-needed basis for services that the Department of Public Health and the Division of Real Estate are authorized to procure; 8) provide greater flexibility and clarify requirements for the design-build and construction manager/general contractor project delivery methods; 9) authorize the Director of Transportation to procure rail grinding and related services through a negotiated project delivery method; 10) allow departments to advertise bids on a public website and/or in a local newspaper or periodical; 11) add a procedure upon rejection or failure of professional services proposals and upon professional services contractor's failure to deliver; and 12) make various other changes and clarifications in Chapter 6. (Public Works)

(Fiscal Impact; No Budget and Legislative Analyst Report.)

02/13/2015; RECEIVED FROM DEPARTMENT.

02/24/2015; ASSIGNED UNDER 30 DAY RULE to the Government Audit and Oversight Committee.

03/04/2015; REFERRED TO DEPARTMENT.

03/16/2015; NOT RECEIVED FROM DEPARTMENT.

03/24/2015; SUBSTITUTED AND ASSIGNED to the Government Audit and Oversight Committee.

**150260**

**[Settlement of Lawsuit - Tamara Hill - \$150,000]**

Ordinance authorizing settlement of the lawsuit filed by Tamara Hill against the City and County of San Francisco for \$150,000; the lawsuit was filed on November 6, 2012, in San Francisco Superior Court, Case No. CGC-12-525143; entitled Tamara Hill v. City and County of San Francisco. (City Attorney)

03/16/2015; RECEIVED FROM DEPARTMENT.

03/24/2015; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**150261**

**[Settlement of Lawsuit - Santokh Kahlon - \$142,500]**

Ordinance authorizing settlement of the lawsuit filed by Santokh Kahlon against the City and County of San Francisco for \$142,500; the lawsuit was filed on August 29, 2013, in California Superior Court, San Francisco Branch, Case No. CGC-13-533906, entitled Santokh Kahlon v. San Francisco Public Utilities Commission, City and County of San Francisco. (City Attorney)

03/16/2015; RECEIVED FROM DEPARTMENT.

03/24/2015; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**150262**

**[Settlement of Lawsuit - Aaron Read - \$112,000]**

Ordinance authorizing settlement of the lawsuit filed by Aaron Read against the City and County of San Francisco for \$112,000; the lawsuit was filed on October 6, 2013, in San Francisco Superior Court, Case No. CGC-13-534077; entitled Aaron Read v. City and County of San Francisco, et al.

03/16/2015; RECEIVED FROM DEPARTMENT.

03/24/2015; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**150263**

**[Summary Vacation of Sewer Easement - Approval of Sale of Easement Interest - 98 Crown Terrace - \$16,000]**

Ordinance ordering the summary vacation of a sewer easement, and approving sale for \$16,000 of City's interest in the vacated easement within property located at 98 Crown Terrace (Assessor's Block No. 2705, Lot No. 029); adopting findings pursuant to the California Streets and Highways Code, Sections 892, and 8330 et seq.; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the vacation and sale are in conformity with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing official acts in furtherance of this Ordinance. (Public Utilities Commission)

03/16/2015; RECEIVED FROM DEPARTMENT.

03/24/2015; ASSIGNED UNDER 30 DAY RULE to the Land Use and Transportation Committee.



## PROPOSED RESOLUTIONS

### 150216

#### **[Annual Fundraising Drive - 2015]**

Resolution designating those agencies qualified to participate in the 2015 Annual Joint Fundraising Drive for officers and employees of the City and County of San Francisco. (City Administrator)

03/16/2015; RECEIVED FROM DEPARTMENT.

03/24/2015; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

### 150264

#### **[Settlement of Unlitigated Claim - Tim and Jennifer Barrett - \$78,988.36]**

Resolution approving the settlement of the unlitigated claim filed by Tim and Jennifer Barrett against the City and County of San Francisco for \$78,988.36; claim was filed on January 9, 2014. (City Attorney)

03/16/2015; RECEIVED FROM DEPARTMENT.

03/24/2015; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**150258 [Petitions and Communications]**

Petitions and Communications received from March 9, 2015, through March 16, 2015, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on March 24, 2015.

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

From concerned citizens, regarding teaching Catholic doctrine. 2 letters. Copy: Each Supervisor. (1)

From City Administrator, regarding City Hall Centennial Preservation Fund report. Copy: Each Supervisor. File No. 150051. (2)

From Public Works, notice of commencement of emergency work on Telegraph Hill Rock Slope Improvement Project. Copy: Each Supervisor. (3)

From William Tickle, regarding regulation of transportation network companies. (4)

From concerned citizens, regarding proposed emergency interim zoning controls. File No. 150192. 5 letters. Copy: Each Supervisor. (5)

From Public Health, regarding grant budget revision for Racial and Ethnic Approaches to Community Health - Heart Healthy SF. Copy: Each Supervisor. (6)

From Product Stewardship Institute Inc., regarding support for Safe Drug Disposal Stewardship Ordinance. File No. 141095. Copy: Each Supervisor. (7)

From Aaron Goodman, regarding Housing Element. File No. 150155. (8)

From Fish and Game, regarding Notice of Findings on flat-tailed horned lizard. Copy: Each Supervisor. (9)

From Sandy Weil, regarding Stow Lake Boathouse lease. Copy: Each Supervisor. (10)

From Planning, regarding Article 10 Landmark Designation of 2168-2174 Market Street, the Swedish American Hall. (11)

From Public Works, regarding 2013-2014 annual report. Copy: Each Supervisor. (12)

From Mayor Lee, regarding reappointment to the Municipal Transportation Agency Board of Directors:

Joel Ramos - term ending March 1, 2019. (13)

From Public Works, regarding justification for 12B waiver for Ventura County contract. Copy: Each Supervisor. (14)

From Controller, regarding Andre-Boudin Bakeries, Inc. performance audit report from January 1, 2012, through December 31, 2013. (15)

From Controller, regarding five-year financial plan FYs 2016-2020 update. (16)

**ADJOURNMENT**