



# 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, May 5, 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 [soft@sfgov.org](mailto:soft@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

## COMMUNICATIONS

## APPROVAL OF MEETING MINUTES

Approval of the [March 31, 2015](#), Board Meeting Minutes.

## AGENDA CHANGES

## 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.

There are no items.

## REGULAR AGENDA

## UNFINISHED BUSINESS

### Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Yee, Breed

- [150289](#) **[Settlement of Lawsuit - Kimberley Tuyay - \$125,000]**  
Ordinance authorizing settlement of the lawsuit filed by Kimberley Tuyay against the City and County of San Francisco for \$125,000; the lawsuit was filed on March 24, 2014, in California Superior Court, San Francisco Branch, Case No. CGC-14-538197; entitled Kimberley Tuyay v. City and County of San Francisco, Department of Emergency Management, et al., later removed to the United States District Court for the Northern District of California, Case No. C 14-01981 NC. (City Attorney)

04/28/2015; PASSED ON FIRST READING.

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

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

*Present: Supervisors Cohen, Wiener, Kim*

**2. [141298](#) [Various Codes - Noise Regulations Relating to Residential Uses Near Places of Entertainment]**

**Sponsors: Breed; Wiener, Cohen, Kim, Christensen and Farrell**

Ordinance amending the Building, Administrative, Planning, and Police Codes to require attenuation of exterior noise for new residential structures and acoustical analysis and field testing in some circumstances; to provide that a Place of Entertainment (POE) not become a public or private nuisance on the basis of noise for nearby residents of residential structures constructed or converted on or after January 1, 2005; to authorize the Entertainment Commission to hold a hearing on a proposed residential use near a POE, and require the project sponsor's participation in the hearing; to authorize the Entertainment Commission to measure noise conditions at such project sites and provide comments and recommendations regarding noise to the Planning Department and Department of Building Inspection; to require lessors and sellers of residential property to disclose to lessees and purchasers potential noise and other inconveniences associated with nearby POEs; to require that such disclosure requirements be recorded against all newly approved residential projects in a Notice of Special Restrictions; to require the Planning Department and Commission to consider noise issues when reviewing proposed residential projects; and to specify factors concerning noise for the Entertainment Commission to review when considering granting a POE permit; making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of local conditions under California Health and Safety Code, Section 17958.7; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the State Building Standards Commission upon final passage.

04/28/2015; CONTINUED ON FIRST READING.

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

**3. [150002](#) [Planning Code - Landmark Designation - 182-198 Gough Street (aka the R. L. Goldberg Building)]**

**Sponsor: Breed**

Ordinance designating 182-198 Gough Street (aka the R. L. Goldberg Building), Assessor's Block No. 0837, Lot No. 014, 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.

04/28/2015; PASSED ON FIRST READING.

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

4. [150117](#) **[Administrative Code - Relocation Payments to Evicted Tenants]**  
**Sponsors: Campos; Kim, Avalos and Mar**  
Ordinance amending the Administrative Code to modify the calculation of the difference between the rent paid by an evicted tenant and market rent (rental payment differential) by having the Controller use data from RealFacts based on number of bedrooms, or another data source providing reliable market data; to cap relocation payments based on the rental payment differential at \$50,000; to require the tenant to submit to the landlord a sworn statement of intent to use the relocation payment solely for housing or other relocation costs; to require the tenant to keep proof of expenditures on relocation costs for at least three years after vacating the unit, and to make copies available to the landlord within ten business days of a request; and to require the tenant to reimburse the landlord any portion of the relocation payment not expended on relocation costs within three years after vacating the unit.
- 04/21/2015; PASSED, ON FIRST READING.
- 04/28/2015; AMENDED.
- 04/28/2015; PASSED ON FIRST READING AS AMENDED.
- Question: Shall this Ordinance be FINALLY PASSED?**

## NEW BUSINESS

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

*Present: Supervisors Farrell, Tang*

5. [150291](#) **[New Lease Extension - Robert J. Cort Marital Trust - 760 Harrison Street - \$304,200 in Initial Year]**  
Resolution authorizing a new Lease between the City and County of San Francisco, as Tenant, and the Robert J. Cort Marital Trust, as Landlord, for clinic space located at 760 Harrison Street, consisting of approximately 13,000 square feet for use by the Department of Public Health; continuing the original lease at \$25,350 monthly through June 30, 2017, for \$304,200 rent in the initial year, plus an additional five-year period at \$42,488 monthly through June 30, 2022, with two 2% annual increases, and three five-year options to extend. (Real Estate Department)
- (Fiscal Impact.)
- Question: Shall this Resolution be ADOPTED?**

Present: Supervisors Farrell, Tang, Mar

6. [150366](#) **[Apply for, Accept, and Expend Grant - Community Development Block Grant Program - \$19,605,891 - FY2015-2016]**  
**Sponsor: Mayor**  
Resolution approving the FY2015-2016 Community Development Block Grant (CDBG) Program; authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2015-2016 CDBG Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$16,489,944 and to expend program income and reprogrammed funds in the amount of \$3,115,947 for a combined total amount of \$19,605,891 over the period beginning July 1, 2015, through the date when all funds are expended.  
**Question: Shall this Resolution be ADOPTED?**
7. [150367](#) **[Apply for, Accept, and Expend Grant - Housing Opportunities for Persons with AIDS Program - \$7,562,162 - FY2015-2016]**  
**Sponsor: Mayor**  
Resolution approving the FY2015-2016 Housing Opportunities for Persons with AIDS (HOPWA) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2015-2016 HOPWA Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$7,461,390 and to expend program income and reprogrammed funds in the amount of \$100,772 for a combined total of \$7,562,162 for the period of July 1, 2015, through June 30, 2020.  
**Question: Shall this Resolution be ADOPTED?**
8. [150368](#) **[Apply for, Accept, and Expend Grant - HOME Program - \$5,806,358 - FY2015-2016]**  
**Sponsor: Mayor**  
Resolution approving the FY2015-2016 HOME Investment Partnership (HOME) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2015-2016 HOME Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$3,931,015 and to expend program income in the amount of \$1,875,343 for a combined total of \$5,806,358 for the term of July 1, 2015, through June 30, 2020.  
**Question: Shall this Resolution be ADOPTED?**
9. [150369](#) **[Apply for, Accept, and Expend Grant - Emergency Solutions Grants Program - \$1,482,125 - FY2015-2016]**  
**Sponsor: Mayor**  
Resolution approving the FY2015-2016 Emergency Solutions Grants (ESG) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2015-2016 ESG Program entitlement from the U.S. Department of Housing and Urban Development, in the amount of \$1,482,125 for an unspecified period starting July 1, 2015.  
**Question: Shall this Resolution be ADOPTED?**

10. [150370](#) **[Accept and Expend Grant - California HCD Local Housing Trust Fund Grant - \$2,000,000]**  
**Sponsor: Breed**  
Resolution authorizing the Mayor's Office of Housing and Community Development to accept and expend a grant in the amount of \$2,000,000 from the California Department of Housing and Community Development Local Housing Trust Fund Program.  
  
(Fiscal Impact.)  
  
**Question: Shall this Resolution be ADOPTED?**  
  
*Present: Supervisors Farrell, Tang*
11. [150371](#) **[California Enterprise Development Authority Revenue Obligations Issuance - The Urban School of San Francisco - Not to Exceed \$25,000,000]**  
**Sponsor: Breed**  
Resolution approving, for purposes of Internal Revenue Code, Section 147(f), the Issuance and Sale of Revenue Obligations by the California Enterprise Development Authority in an aggregate principal amount not to exceed \$25,000,000 to finance or refinance the acquisition, construction, installation, rehabilitation, equipping, and/or furnishing of K-12 educational facilities to be owned and operated by, or leased and operated by, The Urban School of San Francisco, a California non-profit public benefit corporation.  
  
**Question: Shall this Resolution be ADOPTED?**
12. [150373](#) **[Lease Agreement - Glenridge Nursery School - Silver Tree Building - Initial Annual Base Rent of \$26,380.91 and Rent Credits of Up to \$25,000]**  
**Sponsor: Wiener**  
Resolution authorizing the General Manager of the Recreation and Park Department to execute a fifteen-year lease with Glenridge Nursery School for the Silver Tree Building in Glen Canyon Park for an initial annual base rent of \$26,380.91 and rent credits of up to \$25,000 following completion of roof replacement for the term of June 6, 2015, through June 5, 2030.  
  
**Question: Shall this Resolution be ADOPTED?**



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

*Present: Supervisors Cohen, Wiener, Kim*

13. [150331](#) **[Teatro ZinZanni Hotel/Theater/Park Project - Sole Source Negotiations]**  
Resolution exempting from the competitive bidding policy set forth in Administrative Code, Section 2.6-1, the potential real estate transaction involving Port property at Seawall Lots 324 and 323 on the west side of The Embarcadero at Vallejo Street with Teatro ZinZanni, and financial partner Kenwood Investments No. 6, LLC, operating together as TZK Broadway, LLC (TZK), for development of a dinner theater and maximum 200-room, 40-foot boutique hotel and an approximately 7,500 square foot privately financed public park and ancillary uses; urging the Port, Teatro ZinZanni, and TZK to engage in outreach to affected and interested neighbors, community members and other stakeholders to ensure that the proposed project is designed with public input; and urging the Port Director, with the assistance of Port staff, the City Attorney's Office, and other City officials to take all actions needed to negotiate an exclusive negotiating agreement and a term sheet with Teatro ZinZanni and TZK on a sole source basis, consistent with this Resolution. (Port)
- (Supervisor Kim dissented in committee.)
- Question: Shall this Resolution be ADOPTED?**

14. [150341](#) **[Street Encroachment - Newcomb Avenue Frontage of 4705-3rd Street - San Francisco Arts Commission]**  
Resolution granting revocable permission to the San Francisco Arts Commission to occupy a portion of the public right-of-way to construct and maintain a new concrete entry stairway with illuminated handrails, an accessible ramp at the main point of egress and ingress and other related improvements, at the Newcomb Avenue frontage of 4705-3rd Street (Assessor's Block No. 5311, Lot No. 036); 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)
- Question: Shall this Resolution be ADOPTED?**

**Recommendations of the Rules Committee**

*Present: Supervisors Avalos, Tang, Cohen*

15. [150180](#) **[Appointment, Citizen's Committee on Community Development - Patrina Hall]**  
Motion appointing Patrina Hall, term ending February 23, 2017, to the Citizen's Committee on Community Development. (Rules Committee)
- Question: Shall this Motion be APPROVED?**
16. [150391](#) **[Appointment, Veterans Affairs Commission - Sam Pandey]**  
Motion appointing Sam Pandey, term ending January 31, 2016, to the Veterans Affairs Commission. (Rules Committee)
- Question: Shall this Motion be APPROVED?**

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

*Asian-Pacific American Heritage Month*

### COMMITTEE REPORT

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

*The following item will be considered by the Land Use and Transportation Committee at a Regular Meeting on Monday, May 4, 2015, at 1:30 p.m. The Chair intends to request the Committee to send the following item to the Board as a Committee Report on Tuesday, May 5, 2015.*

17. [150412](#) **[Interim Zoning Controls - Conditional Use Authorization for Medical Cannabis Dispensaries in Irving, Judah, Noriega, and Taraval Neighborhood Commercial Districts]**

**Sponsor: Tang**

Resolution imposing interim zoning controls to reinstate the conditional use authorization requirement for Medical Cannabis Dispensaries in the Irving, Judah, Noriega, and Taraval Street Neighborhood Commercial Districts, and impose additional conditional use authorization criteria; and making environmental findings, including findings of consistency with the eight priority policies of Planning Code, Section 101.1.

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

18. **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.*

19. **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 20 through 23

20. [150437](#) **[Supporting Implementation of the 22 Fillmore Transit Priority Project and Urging Approval of the 2015 TIGER VII Grant Application]**  
**Sponsors: Mayor; Kim**  
Resolution supporting the implementation of the 22 Fillmore Transit Priority Project; and urging the United States Department of Transportation to approve the 2015 TIGER VII Grant Application submitted by the San Francisco Municipal Transportation Agency.  
  
04/28/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Resolution be ADOPTED?**
21. [150438](#) **[Calling for the Development of a White-Paper on Private Commuter Shuttle Services]**  
**Sponsor: Farrell**  
Resolution calling on the San Francisco Municipal Transportation Agency to develop a white-paper in coordination with the San Francisco County Transportation Authority, on the City's policy approach to private commuter shuttle services, and report back to the Board of Supervisors.  
  
04/28/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Resolution be ADOPTED?**
22. [150358](#) **[Committee of the Whole - Report of Assessment Costs for Blighted Properties]**  
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on May 12, 2015, at 3:00 p.m., to hold a public hearing on a Resolution approving a report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director, pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Clerk of the Board)  
  
04/28/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Motion be APPROVED?**

**23. [150433](#) [Committee of the Whole - Redevelopment Plan Amendment - Transbay Redevelopment Project Area - June 9, 2015]**

**Sponsor: Kim**

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 9, 2015, at 3:00 p.m., to hold a public hearing to consider the proposed Minor Amendment to the Redevelopment Plan for the Transbay Redevelopment Project Area to provide bulk limits for general office buildings in Zone One.

04/28/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**24. 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 RESOLUTIONS****150423 [Settlement of Unlitigated Claim - Association of Bay Area Governments and ABAG Financing Authority for Nonprofit Corporations - City to Receive \$1,296,340.66 Plus Interest and Other Costs]**

Resolution approving the settlement of the unlitigated claim in favor of the City against the Association of Bay Area Governments (ABAG) and the ABAG Financing Authority for Nonprofit Corporations for \$1,296,340.66 plus interest and other costs; the City's claim sought recovery following the embezzlement of certain Rincon Hill Community Facilities District bond funds under the jurisdiction of the Mayor's Office of Housing and Community Development. (City Attorney)

04/24/2015; RECEIVED FROM DEPARTMENT.

05/05/2015; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**150424 [Settlement of Unlitigated Claim - The Trustees of the University of Pennsylvania - \$68,563.99]**

Resolution approving the settlement of the unlitigated claim filed by The Trustees of the University of Pennsylvania, on behalf of The Wharton School of the University of Pennsylvania against the City and County of San Francisco for \$68,563.99; claim was filed on February 17, 2015. (City Attorney)

04/24/2015; RECEIVED FROM DEPARTMENT.

05/05/2015; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**150425 [Settlement of Unlitigated Claim - Paul Jan Lee - \$32,500]**

Resolution approving the settlement of the unlitigated claim filed by Paul Jan Lee against the City and County of San Francisco for \$32,500; claim was filed on February 17, 2015. (City Attorney)

04/24/2015; RECEIVED FROM DEPARTMENT.

05/05/2015; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**150426 [Real Property Lease - K.L.W. Investments, LLC - 3119 Mission Street - \$473,884 Base Rent in Initial Year]**

Resolution authorizing the lease with K.L.W. Investments, LLC, as Landlord, for the entire property commonly known as 3119 Mission Street consisting of approximately 11,085 square feet at \$39,490.31 monthly for \$473,884 base rent in the initial year for use by the Human Service Agency for a five-year term from July 1, 2015, through June 30, 2020. (Real Estate Department)

04/27/2015; RECEIVED FROM DEPARTMENT.

05/05/2015; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

**150427 [Real Property Lease - K.L.W. Investments, LLC - 3120 Mission Street- \$1,677,980 Base Rent in Initial Year]**

Resolution authorizing the lease with K.L.W. Investments, LLC, as Landlord, for the entire property commonly known as 3120 Mission Street consisting of approximately 39,251 square feet at \$139,831.66 monthly for \$1,677,980 of base rent in the initial year for use by the Human Service Agency for a five-year term from July 1, 2015, through June 30, 2020. (Real Estate Department)

04/27/2015; RECEIVED FROM DEPARTMENT.

05/05/2015; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

**150428 [Prevailing Wage Rates - Various Workers Performing Work Under City Contracts]**

Resolution fixing prevailing wage rates for workers performing work under City contracts for public work and improvements; workers performing work under City contracts for janitorial services; workers performing work in public off-street parking lots, garages, or storage facilities for automobiles on property owned or leased by the City; workers engaged in theatrical or technical services for shows on property owned by the City; workers engaged in the hauling of solid waste generated by the City in the course of City operations, pursuant to a contract with the City; workers performing moving services under City contracts at facilities owned or leased by the City; and workers engaged in exhibit, display, or trade show work at a special event on property owned by the City. (Civil Service Commission)

04/27/2015; RECEIVED FROM DEPARTMENT.

05/05/2015; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

**150429 [Petitions and Communications]**

Petitions and Communications received from April 20, 2015, through April 27, 2015, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on May 5, 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 Municipal Transportation Agency, regarding private security contract with Cypress Security. File No. 150248. Copy: Each Supervisor. (1)

From various organizations, regarding Municipal Transportation Agency's private security contract with Cypress Security. 2 letters. File No. 150248. Copy: Each Supervisor. (2)

From San Francisco Heritage, regarding change of designation for 149-9th Street. File No. 150148. Copy: Each Supervisor. (3)

From Joan Lynch, regarding traffic control plan on April 20th. Copy: Each Supervisor. (4)

From Jeanny Ico, regarding T-Line safety on Muni. Copy: Each Supervisor. (5)

From Andy Bosselman, regarding San Francisco Transit Rider's #OnBoardSF challenge. Copy: Each Supervisor. (6)

From Public Health, submitting waiver request for County of Ventura. Copy: Each Supervisor. (7)

From various organizations, regarding the use of wild or exotic animals in entertainment. 2 letters. File No. 150191. Copy: Each Supervisor. (8)

From concerned citizens, regarding the use of wild or exotic animals in entertainment. 3 letters. File No. 150191. Copy: Each Supervisor. (9)

From Donald Hoganson, regarding various concerns. Copy: Each Supervisor. (10)

From National Association for the Advancement of Colored People, regarding reappointment of Julius Turman to Police Commission. File No. 150399. Copy: Each Supervisor. (11)

From Superior Court, regarding notice of intent to file CEQA petition. Copy: Each Supervisor. (12)

From Controller, submitting Master Fee Schedule of Budget Submissions for FYs 2015-2016 and 2016-2017. Copy: Each Supervisor. (13)

From Mayor, regarding Notice of Appointment to Health Service Board: (14)  
Gregg Sass - term ending May 15, 2018.

From Clerk of the Board, reporting that the following individuals have submitted Form 700 Statements as of April 23, 2015: (15)  
Cerda, Juan - Legislative Aide - Leaving

From Clerk of the Board, submitting quarterly report on departmental spending for quarter ending March 31, 2015. (16)

From Clerk of the Board, regarding Ethics Commission Regulation, Section 1.142-2(c).  
(17)

## **ADJOURNMENT**