



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, July 28, 2015 - 2:00 PM

Regular Meeting

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

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 ka sa (415) 554-5184.

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

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 [June 23, 2015](#), Board Meeting Minutes, and the [June 24, 2015](#), Special Meeting Minutes at the Budget and Finance Committee Meeting.

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.

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

Items 1 through 5

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Yee, Christensen, Breed

1. [150482](#) **[Settlement of Lawsuit - Dana Kess - \$96,000]**
Ordinance authorizing settlement of the lawsuit filed by Dana Kess against the City and County of San Francisco for \$96,000; the lawsuit was filed on August 29, 2013, in California Superior Court, San Francisco Branch, Case No. CGC-13-531728, entitled Dana Kess v. Department of Recreation and Parks, City and County of San Francisco. (City Attorney)

07/21/2015; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. [150547](#) **[Settlement of Lawsuit - Zaria Daskam - \$50,000]**
Ordinance authorizing settlement of the lawsuit filed by Zaria Daskam against the City and County of San Francisco for \$50,000; the lawsuit was filed on September 5, 2013, in San Francisco Superior Court, Case No. CGC-13-534052; entitled Zaria Daskam v. City and County of San Francisco, et al. (City Attorney)

07/21/2015; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. [150612](#) **[Settlement of Lawsuit - Evan Connor - \$320,000]**
Ordinance authorizing the settlement of the lawsuit filed by Evan Connor against the City and County of San Francisco for \$320,000; the lawsuit was filed on September 1, 2011, in San Francisco Superior Court, Case No. CPF-11-511559, entitled Connor v. City and County of San Francisco, et al. (City Attorney)

07/21/2015; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. [150614](#) **[Settlement of Lawsuit - Gallieria, Inc. dba Trico Construction - \$35,000]**
Ordinance authorizing settlement of the lawsuit filed by Gallieria, Inc. dba Trico Construction against the City and County of San Francisco for \$35,000; the lawsuit was filed on June 13, 2014, in San Francisco Superior Court, Case No. CGC-14-539869; entitled Gallieria, Inc. dba Trico Construction v. City and County of San Francisco; other material terms of said settlement are plaintiff to retain refund of premium for payment and performance bond. (City Attorney)

07/21/2015; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. [150615](#) **[Settlement of Lawsuit - Kelly O'Haire - \$725,000]**
Ordinance authorizing settlement of the lawsuit filed by Kelly O'Haire against the City and County of San Francisco for \$725,000; the lawsuit was filed on May 15, 2013, in San Francisco Superior Court, Case No. CGC 13-531419; entitled Kelly O'Haire v. City and County of San Francisco, et al. (City Attorney)

07/21/2015; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Farrell, Tang, Mar, Yee, Wiener

6. [150610](#) **[Annual Budget and Appropriation Ordinance for Departments - FYs 2015-2016 and 2016-2017]**
Sponsor: Mayor
Annual Budget and Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of June 1, 2015, for the FYs ending June 30, 2016, and June 30, 2017.

07/14/2015; CONTINUED ON FIRST READING.

07/21/2015; AMENDED.

07/21/2015; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?
7. [150611](#) **[Annual Salary Ordinance - FYs 2015-2016 and 2016-2017]**
Sponsor: Mayor
Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2016, and June 30, 2017, continuing, creating, or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

07/14/2015; CONTINUED ON FIRST READING.

07/21/2015; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
8. [150559](#) **[Building Code - Fees]**
Sponsor: Mayor
Ordinance amending the Building Code to revise the Fee Schedules; and affirming the Planning Department's determination under the California Environmental Quality Act.

(Fiscal Impact.)

07/14/2015; CONTINUED ON FIRST READING.

07/21/2015; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

9. [150560](#) **[Public Works Code - Fees for Nighttime Work Permit and Preapplication Meetings]**
Sponsor: Mayor
Ordinance amending the Public Works Code to add fees for nighttime work permits and preapplication meetings with staff; and affirming the Planning Department's determination under the California Environmental Quality Act.

07/14/2015; CONTINUED ON FIRST READING.

07/21/2015; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
10. [150561](#) **[Business and Tax Regulations Code - Fire Department Licensing Fees]**
Sponsor: Mayor
Ordinance amending the Business and Tax Regulations Code to increase the fees for certain Fire Department licenses; and making environmental findings.

07/14/2015; CONTINUED ON FIRST READING.

07/21/2015; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Farrell, Tang, Mar, Yee
11. [150566](#) **[Administrative Code - California Environmental Quality Act Procedures and Fees]**
Sponsor: Mayor
Ordinance amending the Administrative Code to eliminate the Installment Agreement Processing Fee and Refund Processing Fee from the California Environmental Quality Act procedures and fees.

07/14/2015; CONTINUED ON FIRST READING.

07/21/2015; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Farrell, Tang, Mar, Yee, Wiener
12. [150567](#) **[Administrative Code - Department of Public Health Group Purchasing Organizations]**
Sponsor: Mayor
Ordinance amending the Administrative Code to authorize the Department of Public Health to participate in Group Purchasing Organizations for procurement of commodities, information technology products and related services, and general and professional services related to operation of its facilities.

07/14/2015; CONTINUED ON FIRST READING.

07/21/2015; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

13. [150568](#) **[Administrative, Planning, Subdivision Codes - Citywide Affordable Housing Fund, Mayor's Housing Programs Fees Fund]**

Sponsor: Mayor

Ordinance amending the Administrative Code to add the Citywide Affordable Housing Fund as a Category Eight self-appropriating fund; amending the Planning and Subdivision Codes to make corresponding changes to affordable housing fee provisions related to the Citywide Affordable Housing Fund; revising the Mayor's Housing Programs Fees Fund to change it to a Category Eight self-appropriating fund; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

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

07/14/2015; CONTINUED ON FIRST READING.

07/21/2015; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Farrell, Tang, Mar, Yee

14. [150569](#) **[Fire Code - Fire Department Fines and Fees]**

Sponsor: Mayor

Ordinance amending the Fire Code to increase the fees for certain Fire Department services; and making environmental findings.

07/14/2015; CONTINUED ON FIRST READING.

07/21/2015; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Farrell, Tang, Mar, Yee, Wiener

15. [150570](#) **[Health Code - Patient Rates - FYs 2015-2016 and 2016-2017]**

Sponsor: Mayor

Ordinance amending the Health Code to set patient rates and other services provided by the Department of Public Health, effective July 1, 2015, through June 30, 2017.

07/14/2015; CONTINUED ON FIRST READING.

07/21/2015; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

16. [150571](#) **[Planning, Building Codes - Fee Waiver for Legalization of Secondary Dwelling Units]**

Sponsor: Mayor

Ordinance amending the Planning and Building Codes to waive fees related to granting legal status to existing dwelling units constructed without required permits; and making findings of consistency with the General Plan, Planning Code, Section 302, and the eight priority policies of Planning Code, Section 101.1.

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

07/14/2015; CONTINUED ON FIRST READING.

07/21/2015; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Farrell, Tang, Yee, Wiener

17. [150572](#) **[Appropriation - Airport Commission - \$2,673,349 - FY2015-2016]**

Sponsor: Mayor

Ordinance appropriating \$2,673,349 to the Airport Commission amending estimated receipts and estimated expenditures in FY2015-2016.

(Fiscal Impact)

07/14/2015; CONTINUED ON FIRST READING.

07/21/2015; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

18. [150573](#) **[Annual Appropriation Ordinance Amendment - Public Utilities Commission Operating Budget - \$2,177,552 - FY2015-2016]**

Sponsor: Mayor

Ordinance amending Ordinance No. 146-14 (Annual Appropriation Ordinance FYs 2014-2015 and 2015-2016) by de-appropriating \$2,177,552 from fringe benefits, non-personnel services, services of other departments, and general reserve and re-appropriating funds to permanent salaries, City grant programs, capital outlay, and overhead in the Public Utilities Commission operating budgets in FY2015-2016.

(Fiscal Impact)

07/14/2015; CONTINUED ON FIRST READING.

07/21/2015; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Farrell, Tang, Mar, Yee

19. [150574](#) [Neighborhood Beautification and Graffiti Clean-up Fund Tax Designation Ceiling]

Sponsor: Mayor

Ordinance adopting the Neighborhood Beautification and Graffiti Clean-up Fund Tax designation ceiling for tax year 2015.

07/14/2015; CONTINUED ON FIRST READING.

07/21/2015; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Farrell, Tang, Yee, Wiener

20. [150575](#) [Public Employment - Annual Salary Ordinance Amendment - Public Utilities Commission Water Enterprise Department - FYs 2015-2016 and 2016-2017]

Sponsor: Mayor

Ordinance amending Ordinance No. 147-14 (Annual Salary Ordinance FYs 2014-2015 and 2015-2016) to reflect the addition of 5.0 off budget positions (5.00 FTEs) in Class 7355 (1.00 FTE, Truck Driver), 7388 (2.00 FTEs, Utility Plumber), and 7463 (2.00 FTEs, Utility Plumber Apprentice) in the Public Utilities Commission Water Enterprise Department in FYs 2015-2016 and 2016-2017.

(Fiscal Impact)

07/14/2015; CONTINUED ON FIRST READING.

07/21/2015; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Budget and Finance Sub-Committee

Present: Supervisors Farrell, Tang, Mar

21. [150432](#) [Administrative Code - Retirement System Disability/Death Presumptions for Sheriff Members]

Sponsor: Farrell

Ordinance amending the Administrative Code to add cancer and heart/pneumonia presumptions for industrial disability and death in the line of duty retirement benefits for Sheriff members of the San Francisco City and County Employees' Retirement System.

(Fiscal Impact)

07/21/2015; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

22. [150625](#) [Business and Tax Regulations, Police Codes - Exempting Certain Parking Stations and Hotels]

Sponsor: Wiener

Ordinance amending the Business and Tax Regulations Code to exempt parking stations and hotels earning less than \$40,000 in gross annual rental revenue from the requirements to obtain a certificate of authority and to make monthly remittances, and to exempt such parking stations from the requirement to obtain a parking tax bond.

07/21/2015; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

23. [150728](#) [Sale of City Property - 30 Van Ness Avenue - Not Less Than \$87,000,000; Appropriation to Defeasement Certificates of Participation - Up to \$31,770,000]

Sponsor: Mayor

Ordinance authorizing the sale, by public competitive bid, of City-owned property located at 30 Van Ness Avenue for not less than \$87,000,000; authorizing the use of a portion of the proceeds from the sale for the defeasance of up to \$25,870,000 outstanding principal amount of Certificates of Participation (30 Van Ness Property) Series 2001A, up to \$5,900,000 outstanding principal amount of Certificates of Participation (City Office Buildings-Multiple Properties Project) Series 2007A, and appropriating funds for such defeasance; excluding the sale from the requirements of the Surplus Property Ordinance; affirming the Planning Department's determination under the California Environmental Quality Act; and adopting findings that the sale is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

(Fiscal Impact)

07/21/2015; AMENDED.

07/21/2015; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

24. [150730](#) [Business and Tax Regulations Code - Procedural Rules for Refunds of Business Taxes and Real Property Transfer Taxes]

Sponsors: Farrell; Cohen

Ordinance amending the Business and Tax Regulations Code to conform the City's business tax and real property transfer tax refund provisions to State law, expand the circumstances and extend the time in which the Tax Collector can issue refunds of business taxes, extend the date on which a claim accrues for purposes of filing a claim for refund of business taxes, and make other revisions to the City's rules regarding refunds of business taxes and real property transfer taxes.

07/21/2015; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Cohen, Wiener, Kim

25. [150348](#) [Planning Code - Applying Inclusionary Housing Requirements to Group Housing]

Sponsors: Avalos; Kim and Mar

Ordinance amending the Planning Code to clarify that the Inclusionary Affordable Housing Program applies to housing projects, as defined, including group housing projects; change certain requirements for group housing projects including eliminating the exemption for group housing projects from certain exposure requirements; allowing a Zoning Administrator partial waiver from the exposure requirements; allowing affordable On-Site Units in group housing projects to be exempt from density calculations in certain circumstances; specifying that On-site Units in group housing projects be priced as 75% of the maximum purchase price for studio units if the bedrooms are less than 350 square feet; and clarify the requirements for Designated Units in certain C-3 districts under Section 124(f), including that they be affordable to households of 120% of AMI for rental and 150% of AMI for ownership and otherwise meet the monitoring and procedures for affordable units under the Inclusionary Affordable Housing Program; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

07/21/2015; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

26. [150526](#) [Amending Ordinance No. 28-15 - Inapplicability of Clean Construction Ordinance to Existing Contracts]

Sponsor: Cohen

Ordinance amending Ordinance No. 28-15, which requires a Construction Emissions Minimization Plan and monitoring for certain public works projects within an Air Pollutant Exposure Zone and establishes controls on emission-producing equipment used for public works projects outside of such zones, to clarify that Ordinance No. 28-15 does not apply to existing contracts and will apply only to construction contracts advertised or initiated on or after the effective date of this Ordinance.

07/21/2015; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

27. [150681](#) [Planning Code - Allowing an Existing Restaurant to Open a Second Location with a Conditional Use Authorization - North Beach Special Use District]

Sponsor: Christensen

Ordinance amending the Planning Code to allow an existing restaurant in the North Beach Special Use District to open a second location in the District with a conditional use authorization provided that it meets certain criteria; affirming the Planning Department's California Environmental Quality Act determination; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

07/21/2015; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Rules Committee

Present: Supervisors Avalos, Tang, Cohen

28. [150527](#) **[Administrative Code - Notice and Filing Period for an Application for Reduction of an Escape Tax Assessment]**
Sponsor: Cohen
Ordinance amending the Administrative Code to require that an application for reduction of an escape tax assessment be filed with the Administrator of the Assessment Appeals Board no later than 60 days after the date of mailing printed on the tax bill or the postmark therefor, whichever is later.

07/21/2015; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS**Recommendations of the Budget and Finance Sub-Committee**

Present: Supervisors Farrell, Tang, Mar

29. [150727](#) **[Appropriation and De-Appropriation - Surplus Expenditures of \$5,033,384 Supporting Increased Overtime Expenditures - FY2014-2015]**
Sponsor: Mayor
Ordinance retroactively appropriating \$5,033,384 to overtime and de-appropriating \$5,033,384 from permanent salaries, premium pay, and fringe benefits in the Sheriff's Department, Police Department and the Public Utilities Commission's operating budgets in order to support the Departments projected increases in overtime as required per Ordinance No. 194-11 in FY2014-2015.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?
30. [150669](#) **[Bookstore Lease - Books, Inc. - \$575,000 Minimum Annual Guarantee]**
Resolution approving the Terminal 3 East Bookstore Lease No. 15-0085 between Books, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, for a five-year term with two one-year options to extend, to commence following Board approval, with a Minimum Annual Guarantee of \$575,000 during the first year of the lease. (Airport Commission)

Question: Shall this Resolution be ADOPTED?

31. [150670](#) **[Lease Amendment - Bayport Concessions, LLC - San Francisco International Airport]**

Resolution approving Amendment No. 2 to Domestic Terminal Food and Beverage Program Lease No. 03-0183 with Bayport Concessions, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for replacement premises in Terminal 1 and Terminal 3; an extended lease term for Terminal 1, ending September 2019; and a modified seven-year lease term for Terminal 3, with three one-year options to extend, to commence following Board approval. (Airport Commission)

Question: Shall this Resolution be ADOPTED?

32. [150671](#) **[Lease Amendment - Gotham Enterprise, LLC - San Francisco International Airport]**

Resolution approving Amendment No. 1 to Specialty Coffee Facilities in Domestic Terminal Buildings Lease No. 03-0069 with Gotham Enterprise, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for replacement premises in Terminal 1, and an extended term of approximately two years, ending September 2019. (Airport Commission)

Question: Shall this Resolution be ADOPTED?

33. [150673](#) **[Emergency Contracts - Cotton, Shires and Associates, Inc.; ARUP North America Limited; and Geostabilization International - Not to Exceed \$5,920,709]**

Resolution approving three emergency public work contracts under Administrative Code, Section 6.60, with Cotton, Shires and Associates, Inc.; ARUP North America Limited; and Geostabilization International for the Telegraph Hill Rock Slope Improvement Project to provide design support and stabilization and construction of the Northwest face of Telegraph Hill above Lombard and Winthrop Streets below Pioneer Park and Coit Tower with a total aggregate amount not to exceed \$5,920,709. (Public Works)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

34. [150699](#) **[Agreement - California Department of Health Care Services - County Children's Health Initiative Program - Up to \$397,405]**

Resolution retroactively authorizing the Department of Public Health to enter into a six-month agreement with the California Department of Health Care Services to receive reimbursement for children enrolled in the Healthy Kids Program, and expend funds in the amount of up to \$397,405 to finance the program for the period of January 1, 2015, through June 30, 2015. (Public Health Department)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

35. [150700](#) **[Real Property Acquisition - Easements from the Kaiser Foundation Hospitals - Regional Groundwater Storage and Recovery Project, San Mateo County - \$53,900]**

Resolution approving and authorizing the acquisition of one permanent subsurface easement and one temporary construction easement from Kaiser Foundation Hospitals District, a California non-profit public benefit corporation, for \$53,900 to be used by the City and County of San Francisco under the Water System Improvement Program for the access, installation, modification, removal, inspection, maintenance, repair, replacement, periodic scheduled maintenance, emergency repairs, and construction of the project known as the Regional Groundwater Storage and Recovery Project, Project No. CUW30103; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and approving the Agreement and authorizing the Director of Property and/or the San Francisco Public Utilities Commission General Manager to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein. (Real Estate Department)

Question: Shall this Resolution be ADOPTED?

36. [150734](#) **[Real Property Acquisition - 490 South Van Ness Avenue - South Van Ness 490, LP, Benicia Lake LLC, and Maurice Casey - \$18,037,500]**

Sponsor: Mayor

Resolution approving the acquisition of real property at 490 South Van Ness (Assessor's Block No. 3553, Lot No. 008) from South Van Ness 490, LP, Benicia Lake LLC, and Maurice Casey for the purchase price of \$18,037,500; adopting findings under the California Environmental Quality Act; and adopting findings that the acquisition is consistent with the City's General Plan, and the eight priority policies of City Planning Code, Section 101.1.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

37. [150736](#) **[Accept and Expend Grant - San Francisco Parks Alliance - \$133,961]**

Sponsor: Christensen

Resolution retroactively authorizing the Recreation and Park Department to accept and expend a grant in the amount of \$133,961 from the San Francisco Parks Alliance to support various Recreation and Park Department operations for FY2013-2014.

Question: Shall this Resolution be ADOPTED?

38. [150740](#) **[Accept and Expend Grant - California Department of Water Resources - Recycled Water Facility - San Francisco International Airport Mel Leong Wastewater Treatment Plant - \$750,000]**

Sponsor: Wiener

Resolution retroactively authorizing the San Francisco Airport Commission to accept and expend a grant in the amount of \$750,000 from the California Department of Water Resources for a new recycled water facility at the San Francisco International Airport Mel Leong Industrial Wastewater Treatment Plant for the four-year term of January 1, 2015, through December 31, 2018.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

39. [150741](#) **[Accept and Expend Grant - Public Health Foundation Enterprises - San Francisco Bay Clinical Trials Unit - \$211,225]**
Sponsor: Wiener
Resolution retroactively authorizing the San Francisco Department of Public Health to accept and expend a grant in the amount of \$211,225 from Public Health Foundation Enterprises to participate in a program entitled "San Francisco Bay Clinical Trials Unit" for the period of December 1, 2014, through November 30, 2015.
- Question: Shall this Resolution be ADOPTED?**
40. [150759](#) **[Sale of Easement - 212 Square Feet at Northeast Corner of 23rd Street and Potrero Avenue - Pacific Gas and Electric Company - \$10,600]**
Sponsor: Cohen
Resolution approving and authorizing the sale of an easement on the City's property, consisting of 212 square feet of land at the northeast corner of 23rd Street and Potrero Avenue, to the Pacific Gas and Electric Company for the price of \$10,600; adopting findings under the California Environmental Quality Act; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this Resolution, as defined herein.
- Question: Shall this Resolution be ADOPTED?**

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Yee, Christensen, Breed

41. [150735](#) **[Agreement - Owners' Association for Administration/Management of Lower Polk Community Benefit District]**
Sponsor: Christensen
Resolution approving an agreement with the nonprofit Owners' Association for Administration/Management of the established property-based Community Benefit District known as the "Lower Polk Community Benefit District," pursuant to California Streets and Highways Code, Section 36651, for a period commencing upon Board approval, through June 30, 2029.
- Question: Shall this Resolution be ADOPTED?**

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Cohen, Wiener, Kim

42. [150584](#) [Zoning - Interim Prohibition on Commercial Mergers in the Proposed Calle 24 Special Use District]

Sponsors: Mayor; Campos

Urgency Ordinance approving an interim prohibition on commercial storefront mergers of greater than 799 gross square feet in the proposed Calle 24 Special Use District, which generally includes all lots bounded by 22nd Street, Potrero Avenue, Cesar Chavez Street, Capp Street, and both sides of 24th Street from Capp Street to Bartlett Street, as well as certain additional adjacent lots, for 45 days in accordance with California Government Code, Sections 65858, et seq.; 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.

(Supervisor Wiener dissented in Committee)

Question: Shall this Ordinance be FINALLY PASSED?

43. [150687](#) [Disposition and Development Agreement - Successor Agency to the San Francisco Redevelopment Agency Land - MA West, LLC - Transbay Block 5 - \$172,500,000]

Sponsor: Kim

Resolution approving the disposition of land by the Office of Community Investment and Infrastructure as Successor Agency to the San Francisco Redevelopment Agency to MA West, LLC, a Delaware limited liability company, a joint venture between affiliates of Golub Real Estate Corp., an Illinois corporation, and The John Buck Company, a Delaware limited liability company, for a purchase price of \$172,500,000; and making findings under Health and Safety Code, Section 33433, as required under the Transbay Redevelopment Plan for the parcel located on Howard Street between Beale and Main Streets, Assessor's Parcel Block No. 3718, Portion of Lot No. 025, commonly known as Transbay Block 5.

Question: Shall this Resolution be ADOPTED?

44. [150688](#) [Disposition and Development Agreement - Successor Agency to the San Francisco Redevelopment Agency Land - Transbay 8 Urban Housing, LLC - Transbay Block 8 - \$71,000,000]

Sponsor: Kim

Resolution approving the disposition of land by the Office of Community Investment and Infrastructure as Successor Agency to the San Francisco Redevelopment Agency to Transbay 8 Urban Housing, LLC, a Delaware limited liability company, and Tenderloin Neighborhood Development Corporation, a California non-profit public benefit corporation, for a purchase price of \$71,000,000; and making findings under Health and Safety Code, Section 33433, as required under the Transbay Redevelopment Plan for the parcel located on Folsom Street between First and Fremont Streets, Assessor's Parcel Block No. 3737, Portions of Lot Nos. 005, 012, and 027, commonly known as Transbay Block 8.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Public Safety and Neighborhood Services Committee

Present: Supervisors Mar, Christensen

45. [150520](#) **[Liquor License Transfer - 1830 Ocean Avenue]**
Resolution determining that the transfer of a Type 21 off-sale general license from 2681-21st Street to 1830 Ocean Avenue (District 7), to Beth Aboulafia, for Target Corporation, dba Target Express, will serve the public convenience or necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Question: Shall this Resolution be ADOPTED?

46. [150521](#) **[Liquor License - 685 Folsom Street]**
Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to Sarah Garand and Jaime Hiraishi for Wine Down SF, LLC, dba Wine Down, located at 685 Folsom Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Question: Shall this Resolution be ADOPTED?

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.

(The President may entertain a Motion to continue Item Nos. 47 through 50 open to a date certain or table.)

47. [141018](#) **[Public Hearing - Appeal of Tentative Map - 639 Peralta Avenue]**
Hearing of persons interested in or objecting to the decision of Public Works, dated September 18, 2014, approving a Tentative Map for a 2-Unit New Construction Condominium Project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014. (District 9) (Appellant: Alexander M. Weyand, on behalf of William H. Bradley) (Filed September 29, 2014). (Clerk of the Board)

10/28/2014; CONTINUED OPEN.

12/16/2014; CONTINUED OPEN.

01/27/2015; CONTINUED OPEN.

04/28/2015; CONTINUED OPEN.

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.)

48. [141019](#) [Approving Decision of Public Works and Approving the Tentative Parcel Map - 639 Peralta Avenue]

Motion approving decision of Public Works and approving the Tentative Parcel Map for a 2-unit new construction condominium project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

10/28/2014; CONTINUED.

12/16/2014; CONTINUED.

01/27/2015; CONTINUED.

04/28/2015; CONTINUED.

Question: Shall this Motion be APPROVED?

49. [141020](#) [Disapproving Decision of Public Works and Disapproving the Tentative Parcel Map - 639 Peralta Avenue]

Motion disapproving decision of Public Works and disapproving the Tentative Parcel Map for a 2-unit new construction condominium project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

10/28/2014; CONTINUED.

12/16/2014; CONTINUED.

01/27/2015; CONTINUED.

04/28/2015; CONTINUED.

Question: Shall this Motion be APPROVED?

50. [141021](#) [Preparation of Findings Related to the Tentative Parcel Map - 639 Peralta Avenue]

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 2-unit new construction condominium project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014. (Clerk of the Board)

10/28/2014; CONTINUED.

12/16/2014; CONTINUED.

01/27/2015; CONTINUED.

04/28/2015; CONTINUED.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.

(The Appellant submitted a letter to withdraw their appeal on July 20, 2015.)

51. [150638](#) [Public Hearing - Tentative Map Application Incompleteness Appeal - 158-162 Linda Street]

Hearing of persons interested in or objecting to the decision of Public Works dated June 9, 2015, determining that a 6-unit condominium conversion application package submitted for 158-162 Linda Street (Assessor's Block No. 3597, Lot No. 049) is incomplete. (District 8) (Appellant: Rosemarie MacGuinness, on behalf of Clemens Buehling and Archana Sharma, Ramon Marin Sanchez, John Costello and Laura Evetts, Lindsey Rollin, Christine Floyd, and Russell Preston) (Filed June 15, 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.)

52. [150639](#) [Approving Decision of Public Works That the Tentative Map Application for 158-162 Linda Street Was Incomplete and Disapproving the Appeal]

Motion approving the decision of Public Works that the tentative map application for 158-162 Linda Street (Assessor's Block No. 3597, Lot No. 049) was incomplete; and disapproving the appeal under the Permit Streamlining Act, California Government Code, Section 65943(c). (Clerk of the Board)

Question: Shall this Motion be APPROVED?

53. [150640](#) [Disapproving Decision of Public Works That the Tentative Map Application for 158-162 Linda Street Was Incomplete and Upholding the Appeal]

Motion disapproving the decision of Public Works that the tentative map application for 158-162 Linda Street (Assessor's Block No. 3597, Lot No. 049) was incomplete; and upholding the appeal under the Permit Streamlining Act, California Government Code, Section 65943(c). (Clerk of the Board)

Question: Shall this Motion be APPROVED?

54. [150641](#) [Preparation of Findings Related Tentative Map Application - 158-162 Linda Street]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' disapproval of Public Works' decision that the tentative map application for 158-162 Linda Street (Assessor's Block No. 3597, Lot No. 049) was incomplete. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.

(The Planning Department submitted a revised determination on July 22, 2015. The President may entertain a Motion to continue Item Nos. 55 through 58 to a date certain.)

55. [150712](#) **[Public Hearing - Appeal of Final Negative Declaration - Recology Landfill Disposal Agreement - Hay Road Landfill in Solano County]**
Hearing of persons interested in or objecting to the adoption of a Final Negative Declaration under the California Environmental Quality Act for a proposed agreement for disposal of municipal solid waste at Recology Hay Road Landfill in Solano County, issued by the Planning Commission on May 21, 2015, and adopted on June 1, 2015. (Appellant: Joshua N. Levine, on behalf of Solano County Orderly Growth Committee) (Filed June 30, 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.)

56. [150713](#) **[Affirming the Approval of a Final Negative Declaration - Recology Landfill Disposal Agreement - Hay Road Landfill in Solano County]**
Motion affirming the approval by the Planning Commission of a Final Negative Declaration under the California Environmental Quality Act for the proposed agreement for disposal of municipal solid waste at Recology Hay Road Landfill in Solano County. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

57. [150714](#) **[Reversing the Approval of a Final Negative Declaration - Recology Landfill Disposal Agreement - Hay Road Landfill in Solano County]**
Motion reversing the approval by the Planning Commission of a Final Negative Declaration under the California Environmental Quality Act for the proposed agreement for disposal of municipal solid waste at Recology Hay Road Landfill in Solano County. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

58. [150715](#) **[Preparation of Findings to Reverse the Approval of a Final Negative Declaration - Recology Landfill Disposal Agreement - Hay Road Landfill in Solano County]**
Motion directing the Clerk of the Board to prepare findings reversing the Planning Commission's approval of a Final Negative Declaration under the California Environmental Quality Act for the proposed agreement for disposal of municipal solid waste at Recology Hay Road Landfill in Solano County. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Pursuant to Motion No. M15-112 (File No. 150675) approved on July 14, 2015.)

59. [150676](#) **[Hearing - Report of Assessment Costs - Building Code Enforcement Violations]**
Public hearing to consider objections to a report of delinquent charges for assessment costs submitted by the Director of the Department of Building Inspection for delinquent charges for code enforcement violations and associated fees pursuant to Building Code, Sections 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, and Section 110A - Tables 1A-K and 1A-G, the costs thereof having accrued pursuant to code enforcement violations. (Clerk of the Board)

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

60. [150677](#) **[Report of Assessment Costs - Building Code Enforcement Violations]**
Resolution approving the Report of Delinquent Charges for Assessment Costs submitted by the Director of the Department of Building Inspection for delinquent charges for code enforcement violations and associated fees pursuant to Building Code, Sections 102A.3, 102A.4, 102A.6, 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, 108A, and 110A - Tables 1A-K and 1A-G, the costs thereof having accrued pursuant to code enforcement violations. (Building Inspection Commission)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Pursuant to Resolution No. 197-15 (File No. 150499) adopted June 2, 2015.)

61. [150771](#) **[Public Hearing - Resolution to Establish (Renew and Expand) the Yerba Buena Community Benefit District]**
Public Hearing to consider renewal and expansion of a property based assessment district known as the Yerba Buena Community Benefit District, pursuant to the California Property and Business Improvement District Law of 1994 (Streets and Highways Code, Sections 36600, et seq.) and City and County of San Francisco Business and Tax Regulations Code, Article 15. (Clerk of the Board)

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

62. [150762](#) **[Resolution to Establish (Renew and Expand) - Yerba Buena Community Benefit District]**
Sponsor: Kim
Resolution to establish (renew and expand) the property-based business improvement district known as the "Yerba Buena Community Benefit District;" ordering the levy and collection of assessments against property located in that district for 15 years commencing with FY2015-2016, subject to conditions as specified herein; and making environmental findings.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Pursuant to Resolution No. 199-15 (File No. 150592) adopted June 9, 2015.)

63. [150770](#) **[Public Hearing - Resolution to Establish the Greater Rincon Hill Community Benefit District]**
Public Hearing to consider establishment of a property-based assessment district to be known as the Greater Rincon Hill Community Benefit District, pursuant to the California Property and Business Improvement District Law of 1994 (Streets and Highways Code, Sections 36600, et seq.) and City and County of San Francisco Business and Tax Regulations Code, Article 15. (Clerk of the Board)

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

64. [150761](#) **[Resolution to Establish - Greater Rincon Hill Community Benefit District]**
Sponsor: Kim
Resolution to establish the property-based business improvement district known as the "Greater Rincon Hill Community Benefit District;" ordering the levy and collection of assessments against property located in that district for 15 years commencing with FY2015-2016, subject to conditions as specified herein; and making environmental findings.

Question: Shall this Resolution be ADOPTED?

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

(Pursuant to Resolution No. 198-15 (File No. 150535) adopted June 9, 2015.)

65. [150772](#) **[Public Hearing - Resolution to Establish the Dogpatch & Northwest Potrero Hill Green Benefit District]**
Public Hearing to consider establishment of a property-based assessment district to be known as the Dogpatch & Northwest Potrero Hill Green Benefit District, pursuant to the California Property and Business Improvement District Law of 1994 (Streets and Highways Code, Sections 36600, et seq.) and City and County of San Francisco Business and Tax Regulations Code, Article 15A. (Clerk of the Board)

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

66. [150795](#) **[Resolution to Establish - Dogpatch & Northwest Potrero Hill Green Benefit District]**
Sponsor: Cohen
Resolution to establish the property-based business improvement district known as the "Dogpatch & Northwest Potrero Hill Green Benefit District;" ordering the levy and collection of assessments against property located in that district for ten years commencing with FY2015-2016, subject to conditions as specified herein; and making environmental findings.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

67. [150723](#) **[Public Hearing - Appeal of Tentative Map - 645 Texas Street]**
Hearing of persons interested in or objecting to the decision of Public Works dated June 25, 2015, approving a Tentative Map for a 91 residential unit and 1 commercial unit mixed-use new construction condominium project at 645 Texas Street, Assessor's Block No. 4102, Lot No. 026. (District 10) (Appellant, Marilyn Muratore) (Filed July 6, 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.)

68. [150724](#) **[Approving Decision of Public Works and Approving the Tentative Map - 645 Texas Street]**
Motion approving decision of Public Works and approving the Tentative Map for a 91 residential unit and 1 commercial unit mixed-use new construction condominium project at 645 Texas Street, Assessor's Block No. 4102, Lot No. 026; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)
Question: Shall this Motion be APPROVED?
69. [150725](#) **[Disapproving Decision of Public Works and Disapproving the Tentative Map - 645 Texas Street]**
Motion disapproving decision of Public Works and disapproving the Tentative Map for a 91 residential unit and 1 commercial unit mixed-use new construction condominium project at 645 Texas Street, Assessor's Block No. 4102, Lot No. 026; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)
Question: Shall this Motion be APPROVED?
70. [150726](#) **[Preparation of Findings Related to the Tentative Map - 645 Texas Street]**
Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Map for a 91 residential unit and 1 commercial unit mixed-use new construction condominium project at 645 Texas Street, Assessor's Block No. 4102, Lot No. 026. (Clerk of the Board)
Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

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

The following items will be considered by the Rules Committee at a Regular Meeting on Thursday, July 23, 2015, at 11:00 a.m. The Chair intends to request the Committee to send the following items to the Board as Committee Reports on Tuesday, July 28, 2015.

71. [150658](#) **[Initiative Ordinance - Environment Code - Clean Energy Right to Know Act]**
Sponsors: Breed; Avalos, Wiener and Christensen
Motion ordering submitted to the voters an Ordinance amending the Environment Code to define the terms Clean Energy, Green Energy, and Renewable Greenhouse Gas-Free Energy to provide San Francisco residents and businesses accurate information regarding electric power; and requiring the Department of the Environment to identify power sourced from nuclear power plants, at an election to be held on November 3, 2015.
Question: Shall this Motion be APPROVED?

72. [150773](#) **[Appointment, Bicycle Advisory Committee - Paul Wells]**
Motion appointing Paul Wells to the Bicycle Advisory Committee, term ending November 19, 2016, or for the tenure of the nominating Supervisor, whichever is shorter in duration. (Rules Committee)

Question: Shall this Motion be APPROVED?

The following items will be considered by the Land Use and Transportation Committee at a Regular Meeting on Monday, July 27, 2015, at 1:30 p.m. The Chair intends to request the Committee to send the following items to the Board as Committee Reports on Tuesday, July 28, 2015.

73. [150659](#) **[Initiative Ordinance - Administrative Code - Surplus City Property Ordinance]**
Sponsors: Kim; Avalos, Cohen and Wiener
Motion ordering submitted to the voters an Ordinance amending the Administrative Code to update provisions of the Surplus City Property Ordinance, expand the affordability criteria for housing developed on property acquired for affordable housing under the Ordinance, restrict for 120 days any other disposition of surplus City property being considered for transfer to the Mayor's Office of Housing and Community Development for development of affordable housing under the Ordinance, provide for implementation of the State Surplus Property Statute, and provide for amendment of the initiative ordinance by the Board of Supervisors, at an election to be held on November 3, 2015; and affirming the Planning Department's determination under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

74. [150804](#) **[Planning, Administrative Codes - Construction of Accessory Dwelling Units - District 8]**
Sponsor: Wiener
Ordinance amending the Planning Code to allow the construction of Accessory Dwelling Units (ADUs, also known as Secondary or In-Law Units) within the boundaries of Board of Supervisors District 8, prohibit approval of an application for construction of an ADU in any building where a tenant has been evicted under the Ellis Act within ten years prior to filing the application, and prohibit an ADU from being used for short-term rental; amending the Administrative Code to correct section references; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1; and directing the Clerk of the Board of Supervisors to send a copy of this ordinance to the California Department of Housing and Community Development after adoption.

Question: Shall this Ordinance be PASSED ON FIRST READING?

75. [150805](#) **[Planning, Administrative Codes - Construction of Accessory Dwelling Units - District 3]**

Sponsor: Christensen

Ordinance amending the Planning Code to allow the construction of Accessory Dwelling Units (ADUs, also known as Secondary or In-Law Units) within the boundaries of Board of Supervisors District 3, prohibit approval of an application for construction of an ADU in any building where a tenant has been evicted under the Ellis Act within ten years prior to filing the application, and prohibit an ADU from being used for short-term rental; amending the Administrative Code to correct section references; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and directing the Clerk of the Board of Supervisors to send a copy of this Ordinance to the California Department of Housing and Community Development after adoption.

Question: Shall this Ordinance be PASSED ON FIRST READING?

76. **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.

77. **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 78 through 83

78. [150768](#) **[Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the November 3, 2015, Consolidated General Election]**

Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 3, 2015, Consolidated General Election. (Clerk of the Board)

07/14/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

07/21/2015; CONTINUED.

Question: Shall this Motion be APPROVED?

79. [150798](#) **[Approval of a 60-Day Extension for Planning Commission Review of an Ordinance Amending the Planning Code to Require Conditional Use Authorization for All Residential Mergers (File No. 150494)]**

Sponsor: Avalos

Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 150494) amending the Planning Code to require conditional use authorization for all residential mergers and to require compliance with landscaping and permeable surfaces requirements for building additions and residential mergers; affirming the Planning Department's California Environmental Quality Act determination; and making Planning Code, Section 302, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

07/21/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

- 80. [150799](#) [Urging Governor Brown and the California State Legislature to Restore \$331,044,084 to the National Mortgage Special Deposit Fund]**
Sponsor: Avalos
Resolution urging Governor Jerry Brown and the California State Legislature to comply with the Sacramento County Superior Court's decision that found they illegally diverted \$331,044,084 from the National Mortgage Special Deposit Fund; and to meet with the plaintiffs in the lawsuit to discuss the schedule for restoring these funds and tailoring programs for the funds to help struggling homeowners keep their homes.
- 07/21/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 81. [150800](#) [Artistic Free Speech Day - August 7, 2015]**
Sponsor: Farrell
Resolution declaring August 7, 2015, as Artistic Free Speech Day in the City and County of San Francisco.
- 07/21/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 82. [150801](#) [Supporting the "No Traffick Ahead" Campaign to Take a Stand Against Human Trafficking in the Bay Area Before the 2016 Super Bowl and Beyond]**
Sponsors: Tang; Kim, Cohen, Mar and Breed
Resolution supporting the "No Traffick Ahead" Campaign by leveraging San Francisco's buying power to encourage local hotels and restaurants to take steps before the 2016 Super Bowl to address human trafficking by training employees, auditing supply chains for risk of trafficking, and adopting codes of conduct; and requesting City departments that interact with human trafficking cases to train their staff on human trafficking.
- 07/21/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 83. [150807](#) [Consolidation of Elections Scheduled for November 3, 2015]**
Sponsor: Breed
Resolution consolidating the City and County of San Francisco Municipal Election to be held on November 3, 2015, with the City College of San Francisco Governing Board Election and the City and County of San Francisco Special Bond Election; and providing that the election precincts, voting places, and officers for these elections shall be the same as for the State General Election.
- 07/21/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

84. 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 RESOLUTIONS**150776 [Freeway Operations and Maintenance Agreement - State of California - Bus Rapid Transit Facilities on State Route 101/Van Ness Avenue]**

Resolution approving a Freeway Operations and Maintenance Agreement with the State of California apportioning maintenance responsibilities for Highway 101/Van Ness Avenue and authorizing the Director of Public Works to execute said Agreement on behalf of the City. (Public Works)

07/20/2015; RECEIVED FROM DEPARTMENT.

07/28/2015; RECEIVED AND ASSIGNED to the Land Use and Transportation Committee.

150777 [Settlement of Unlitigated Claim - Fireman's Fund - \$65,000]

Resolution approving the settlement of the unlitigated claim filed by Fireman's Fund against the City and County of San Francisco for \$65,000; claim was filed on March 2, 2015. (City Attorney)

07/15/2015; RECEIVED FROM DEPARTMENT.

07/28/2015; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

150778 [Settlement of Unlitigated Claim - Pacific Gas and Electric Company - City to Receive \$2,200,000]

Resolution approving settlement of the unlitigated claim in favor of the City and County of San Francisco against Pacific Gas and Electric Company for \$2,200,000. (City Attorney)

07/16/2015; RECEIVED FROM DEPARTMENT.

07/28/2015; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

150779 [Settlement of Unlitigated Claim - Cecilia Galiena - \$60,000]

Resolution approving the settlement of the unlitigated claim filed by Cecilia Galiena against the City and County of San Francisco for \$60,000; claim was filed on February 19, 2015. (City Attorney)

07/16/2015; RECEIVED FROM DEPARTMENT.

07/28/2015; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

150780 **[Master Lease Amendment - United States Navy - Treasure Island Land and Structures]**

Resolution approving Amendment No. 40 to the Treasure Island Land and Structures Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term for one year, for the period of December 1, 2015, through November 30, 2016. (Treasure Island Development Authority)

07/17/2015; RECEIVED FROM DEPARTMENT.

07/28/2015; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

150781 **[Master Lease Amendment - United States Navy - Treasure Island South Waterfront]**

Resolution approving Amendment No. 31 to the Treasure Island South Waterfront Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term for one year, for the period of December 1, 2015, through November 30, 2016. (Treasure Island Development Authority)

07/17/2015; RECEIVED FROM DEPARTMENT.

07/28/2015; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

150782 **[Master Lease Amendment - United States Navy - Treasure Island Marina]**

Resolution approving Amendment No. 19 to the Treasure Island Marina Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term for one year, for the period of December 1, 2015, through November 30, 2016. (Treasure Island Development Authority)

07/17/2015; RECEIVED FROM DEPARTMENT.

07/28/2015; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

150783 **[Master Lease Amendment - United States Navy - Treasure Island Childcare]**

Resolution approving Amendment No. 11 to the Treasure Island Childcare Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term for one year, for the period of December 1, 2015, through November 30, 2016. (Treasure Island Development Authority)

07/17/2015; RECEIVED FROM DEPARTMENT.

07/28/2015; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

150784 **[Cooperative Agreement Modification - United States Navy - Treasure Island Development Authority]**

Resolution approving and authorizing the Treasure Island Development Authority to enter into a modification of the Cooperative Agreement with the United States Navy to extend the term from October 1, 2015, until the earlier of the termination of the Conveyance Agreement executed between the Navy and Authority, or the date that all parcels at the former Naval Station Treasure Island are conveyed.

07/17/2015; RECEIVED FROM DEPARTMENT.

07/28/2015; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

150785 [Contract Agreement - State Department of Health Care Services - Substance Use Disorder Services - FYs 2014-2017 - \$40,371,901]

Resolution retroactively authorizing the San Francisco Department of Public Health, Behavioral Health Services (DPH-BHS) to enter into an amended multi-year contract for substance use disorder services with the State Department of Health Care Services (DHCS), in the amount of \$40,371,901 for the term of July 1, 2014, through June 30, 2017; and authorizing and designating the DPH County Alcohol and Drug Administrator to sign said Agreement and to approve amendments for less than 10% of the contracted amount. (Public Health Department)

07/17/2015; RECEIVED FROM DEPARTMENT.

07/28/2015; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

150803 [Petitions and Communications]

Petitions and Communications received from July 13, 2015, through July 20, 2015, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on July 28, 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 Department of Elections, submitting certification of the "Mission District Housing Moratorium" initiative measure. Copy: Each Supervisor. (1)

From Department of Elections, submitting certification of the "Short-Term Residential Rentals" initiative measure. Copy: Each Supervisor. (2)

From Civil Grand Jury, submitting copies of the following 2014-2015 reports: (3)
CleanPowerSF: At Long Last
San Francisco's City Construction Program: It Needs Work
San Francisco Fire Department: What Does the Future Hold?
Unfinished Business: A Continuity Report on the 2011-12 Report, Déjà Vu All Over Again

From Mayor Lee, regarding Sheriff's Department communication policy with Federal Immigration authorities, pertaining to the Sanctuary Ordinance. Copy: Each Supervisor. (4)

From Mayor Lee, designating Supervisor Farrell as Acting-Mayor from July 18, 2015, to July 25, 2015. Copy: Each Supervisor. (5)

From Mayor Lee, regarding appointment to the Commission on the Status of Women: (6)
Breanna Zwart - Term ending January 22, 2019

From Sunshine Ordinance Task Force, reporting notice of members excessive absences. Copy: Each Supervisor. (7)

From Department of Public Health, submitting proposal for City Option Modernization and creation of an Employee Wellness Fund. Copy: Each Supervisor. (8)

From Clerk of the Board, reporting that the following departments have submitted their reports regarding Sole Source Contracts for FY2014-2015: (9)

- 311
- Adult Probation
- Arts Commission
- Assessor-Recorder
- Building Inspection
- Children and Families Commission
- City Administrator
- City Attorney
- Controller
- Department of Elections
- Office of Economic and Workplace Development
- Port of San Francisco
- Municipal Transportation Agency
- War Memorial and Performing Arts Center

From Clerk of the Board, reporting that the following individual has submitted a Form 700 Statement as of July 16, 2015: (10)
Yadegar, Daniel - Legislative Aide - Assuming Office

From Treasurer and Tax Collector, submitting Monthly Pooled Investment Report for June 2015. Copy: Each Supervisor. (11)

From Planning Department, submitting notification of the Advanced Rainfall Prediction Project receiving environmental review. (12)

From California Highway Patrol, submitting recent activities during May through June 2015. Copy: Each Supervisor. (13)

From Pacific Gas and Electric Company, submitting Order Instituting Rulemaking of Public Utilities Code Sections 364 and 768.6. (14)

From Office of Economic and Workplace Development, regarding proposed establishment of Greater Rincon Hill Community Benefit District. File Nos. 150592, 150686, 150761, and 150770. Copy: Each Supervisor. (15)

From SirkinLaw APC, regarding 158-162 Linda Street; Block No. 3597, Lot No. 49; 6-Unit ECP Conversion. Copy: Each Supervisor. (16)

From Judith Robinson, regarding rent-control proposal. File No. 150646. Copy: Each Supervisor. (17)

From Sierra Club, regarding municipal solid waste disposal. File Nos. 150715 and 150765. Copy: Each Supervisor. (18)

From Pelosi Law Group, regarding 645 Texas Street appeal. File Nos. 150723, 150724, and 150726. (19)

From various associations, regarding memorial for "comfort women." File No. 150764. 4 letters. Copy: Each Supervisor. (20)

From Edward Naritomi, regarding limiting rentals. File No. 150363. Copy: Each Supervisor. (21)

From concerned citizens, regarding homelessness. 2 letters. Copy: Each Supervisor. (22)

From concerned citizens, regarding San Francisco as a sanctuary city. 59 letters. Copy: Each Supervisor. (23)

ADJOURNMENT