



# 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, December 15, 2015 - 2:00 PM

## Regular Meeting

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LONDON BREED, PRESIDENT  
JOHN AVALOS, DAVID CAMPOS, MALIA COHEN,  
MARK FARRELL, JANE KIM, ERIC MAR, AARON PESKIN, 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

**City and School District Select Committee**  
Supervisors Kim, Yee, Campos, Fewer, Haney, Walton

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

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

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

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

### Meeting Days

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 City Hall, 1 Dr. Carlton B. Goodlett Place, 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 interpretation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous interpretation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting interpretation 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. 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 expected to be made a part of the official file should be submitted to the Clerk of the Board or Clerk of a Committee: 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 Board or Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution to all of its members.

**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 the Office of the Clerk of the Board, City Hall, 1 Dr. Carlton B Goodlett Place, Room 244, 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:** Language services are available in Spanish and Chinese at all regular and special Board meetings, excluding Committee meetings. Currently, Filipino is available upon request if made at least 48 hours in advance of the meeting to help ensure availability. Additionally, requests for Board Committee meetings must be received at least 48 hours in advance of the meeting to help ensure availability. For more information or to request services: Contact Peggy Nevin at (415) 554-5184.

所有常規及特別市參事委員會會議（Board meetings）除委員會會議（Committee meetings）之外，將予以提供西班牙文及中文的語言服務。目前，菲律賓文將根據所收到的請求予以提供，但須在會議前最少48小時作出請求，旨在確保服務屆時可予以提供。另外，向市參事委員會會議請求有關服務亦須預先在會議前最少48小時作出，也將有助於確保服務屆時可予以提供。更多資訊或請求有關服務，請致電 (415) 554-7719 聯絡 Linda Wong。

**AVISO EN ESPAÑOL:** Los servicios de idiomas están disponibles en español y en chino en todas las reuniones regulares y reuniones especiales de la Junta, excluyendo las reuniones de los Comités. Actualmente, el idioma Filipino está disponible de ser requerido si se solicita por lo menos 48 horas antes de la reunión para ayudar a garantizar su disponibilidad. Adicionalmente, las solicitudes para las Reuniones de los Comités de la Junta deben ser recibidas por lo menos 48 horas antes de la reunión con el fin de ayudar a garantizar su disponibilidad. Para más información o solicitar servicios, por favor contactar a Derek Evans (415) 554-7702.

**PAUNAWA:** Mayroong serbisyong pang-wika sa Espanyol at Intsik para sa lahat ng mga regular at espesyal na pulong ng Board, pero wala para sa pulong ng mga Komite ng Board. Sa kasalukuyan, mayroong serbisyo sa wikang Filipino na maaaring i-request sa minimum na di bababa sa 48 oras bago ang pulong upang matiyak na matutugunan and inyong kahilingan. Dagdag pa, ang mga request para sa pulong ng Komite ng Board ay kailangang matanggap sa minimum na di bababa sa 48 oras bago ang pulong upang matiyak ang pagkakaroon nito. Para sa karagdagang impormasyon o para mag-request ng serbisyo pang-wika, tawagan lamang ang (415) 554-5184.

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

Citizens may obtain a free copy of the Sunshine Ordinance by printing the San Francisco Administrative Code, Chapter 67, 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, Section 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 [November 3, 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.

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

### Items 1 through 7

### Recommendations of the Budget and Finance Committee

Present: Supervisors Farrell, Tang, Mar

- [150817](#)** **[Administrative Code - Prevailing Wage, Apprenticeship, and Local Hire for City Property Sold for Housing Development or Leased by the City]**  
**Sponsors: Cohen; Farrell and Avalos**  
Ordinance amending the Administrative Code to require inclusion of prevailing wage, apprenticeship, and local hiring requirements in the sale of City-owned property for the development of housing or where the City is a landlord, and to require inclusion of prevailing wage and apprenticeship requirements where the City is a tenant; and authorizing the Office of Labor Standards Enforcement and Office of Economic and Workforce Development to enforce such provisions to the extent not already authorized.  
  
(Fiscal Impact)  
  
12/08/2015; PASSED, ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

2. [151078](#) **[Accept and Expend Grant - California Career Pathways Trust - Amendment to the Annual Salary Ordinance - \$1,056,976]**

**Sponsor: Tang**

Ordinance retroactively authorizing the Office of Economic and Workforce Development to accept and expend a grant in the amount of \$1,056,976 from the California Department of Education through the City College of San Francisco for the California Career Pathways Trust Implementation Grant for the period of June 1, 2015, through June 30, 2017; and amending Ordinance No. 129-15 (Annual Salary Ordinance FYs 2015-2017) to provide for the creation of two Class 9774 Senior Community Development Specialist I grant-funded positions (0.67 FTE each) in the Office of Economic and Workforce Development.

12/08/2015; PASSED, ON FIRST READING.

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

3. [151176](#) **[Appropriation - Loan from Hetch Hetchy Power Enterprise's Fund Balance to Community Choice Aggregation Program, and Payment Terms - FY2015-2016 - \$4,000,000]**

**Sponsors: Mayor; Breed and Mar**

Ordinance appropriating \$4,000,000 from the FY2015-2016 Hetch Hetchy Power Enterprise's fund balance to provide working capital for the Community Choice Aggregation Program (CleanPowerSF); and amending the repayment term of the existing loan authorized by Ordinance No. 120-15, and establishing the term for repayment of the additional loan, at five years from date of program launch in 2016.

(Fiscal Impact)

12/08/2015; PASSED, ON FIRST READING.

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

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

*Present: Supervisors Yee, Christensen, Breed*

4. [150985](#) **[Settlement of Lawsuit - John Russo Industrial Sheetmetal, Inc., dba JRI, Inc. - \$2,100,000]**

Ordinance authorizing settlement of the lawsuit filed by John Russo Industrial Sheetmetal, Inc., a California corporation, dba JRI, Inc. ("JRI") against the City and County of San Francisco for \$2,100,000 and other material terms; the lawsuit was filed on June 17, 2010, in Alameda County Superior Court Case No. HG10520625, entitled JRI, Inc. v. City and County of San Francisco, et al., related to the contract for the manufacture and delivery of two Aircraft Rescue Fire Fighting vehicles for use at San Francisco International Airport ("Airport"); other material terms of said settlement include that the City will convert the prior termination of JRI's contract for default to a termination for convenience; for five years, JRI will not bid on any Airport contracts, including as a subcontractor, or challenge any Airport procurements; and the parties mutually release all claims relating to the contract or the lawsuit. (City Attorney)

12/08/2015; PASSED, ON FIRST READING.

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

5. [151163](#) **[Settlement of Lawsuit - New Cingular Wireless, LLC, Donald Sipple, John Simon, Kark Simonsen, and Christopher Jacobs - \$3,038,832]**  
Ordinance authorizing settlement of the lawsuit filed by New Cingular Wireless, LLC, Donald Sipple, John Simon, Karl Simonsen, and Christopher Jacobs against the City and County of San Francisco for \$3,038,832; the lawsuit was filed on May 27, 2011, in Los Angeles Superior Court, Case No. BC462270; entitled Donald Sipple, et al. v. City Of Alameda, et al.; other material terms of said settlement are dismissal of the cross-complaint filed by the City and County of San Francisco against New Cingular Wireless, LLC, and AT&T Mobility, LLC. (City Attorney)

12/08/2015; PASSED, ON FIRST READING.

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

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

*Present: Supervisors Cohen, Wiener, Kim*

6. [151126](#) **[Planning Code, Zoning Map - Establishing the Japantown Neighborhood Commercial District]**  
**Sponsors: Breed; Mar, Peskin and Campos**  
Ordinance amending the Planning Code to establish the Japantown Neighborhood Commercial District (NCD) for the area between Geary Boulevard and Post Street from Fillmore Street to Laguna Street, the north side of Post Street from Webster Street to Laguna Street, and Buchanan Street from Post Street to mid-way between Sutter Street and Bush Street; revising various Planning Code sections to make conforming and other technical changes; revising the Zoning Map to add the Japantown NCD; 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, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

12/08/2015; PASSED, ON FIRST READING.

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

### **Recommendation of the Public Safety and Neighborhood Services Committee**

*Present: Supervisors Mar, Campos, Christensen*

7. [150346](#) **[Liquor License - 1504B Fillmore Street]**  
Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to Tat Cheung Lo for Level 2 Karaoke, located at 1504B Fillmore Street (District 5), 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?**

## REGULAR AGENDA

### UNFINISHED BUSINESS

#### Recommendations of the Budget and Finance Committee

*Present: Supervisors Farrell, Tang, Mar*

8. [150995](#) **[Administrative Code - Establishing Mission Bay Transportation Improvement Fund, and Advisory Committee]**

**Sponsors: Mayor; Kim, Farrell, Tang, Mar, Wiener, Campos, Cohen, Yee and Breed**  
Ordinance amending the Administrative Code to establish a fund to pay for City services and capital improvements addressing transportation and other needs of the community in connection with events at the Golden State Warriors Event Center and Mixed Use Project; create an advisory committee to make recommendations about the use of monies from the fund; and adopting findings under the California Environmental Quality Act.

(Fiscal Impact)

12/08/2015; AMENDED.

12/08/2015; PASSED ON FIRST READING AS AMENDED.

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

9. [150996](#) **[Golden State Warriors Event Center at Mission Bay - Delegation of Public Improvement Approvals and Other Actions]**

**Sponsor: Mayor**

Ordinance delegating to the Director of Public Works the authority to accept required public improvements related to the development of the Golden State Warriors Event Center and Mixed-Use Development pursuant to the Mission Bay South Redevelopment Plan; authorizing the Director of the Real Estate Division to accept any future easements, licenses, or grant deeds related to the development project, including a public sidewalk easement and grant deeds for property underlying public improvements; and adopting findings pursuant to the California Environmental Quality Act.

12/08/2015; AMENDED.

12/08/2015; PASSED ON FIRST READING AS AMENDED.

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



10. [150997](#) **[Golden State Warriors Event Center at Mission Bay - Street and Easement Vacations]**

**Sponsor: Mayor**

Ordinance ordering the summary vacation of four easements for water line, sanitary sewer, and/or storm water purposes and two offers of dedication within portions of Assessor's Block No. 8722, Lot Nos. 1 and 8 within the Mission Bay South Redevelopment Plan Area for the Golden State Warriors Event Center and Mixed-Use Development at Mission Bay South Blocks 29-32; authorizing a termination and quitclaim of the easements and other City and County of San Francisco rights and interest in the vacated areas; authorizing the General Manager of the Public Utilities Commission and the Director of Property to execute the quitclaim deeds for the vacated easements and vacation area; providing license agreement(s), including if appropriate, a retroactive extension of the previously executed agreement, for the public's use of the temporary Terry A. Francois Boulevard Connector Road; adopting findings pursuant to the California Environmental Quality Act; and making findings of consistency with the Mission Bay South Redevelopment Plan, the General Plan, and the eight priority policies of Planning Code, Section 101.1, for the actions contemplated in this Ordinance.

12/08/2015; AMENDED.

12/08/2015; PASSED ON FIRST READING AS AMENDED.

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

**Recommendation of the Government Audit and Oversight Committee**

*Present: Supervisors Yee, Christensen, Breed*

11. [151066](#) **[Mills Act Historical Property Contract - 807 Montgomery Street]**

**Sponsor: Peskin**

Resolution approving a Mills Act historical property contract between 807 Montgomery, LLC, the owners of 807 Montgomery Street, and the City and County of San Francisco, under Administrative Code, Chapter 71; and authorizing the Planning Director and the Assessor to execute the historical property contract.

12/08/2015; CONTINUED.

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



## NEW BUSINESS

### Recommendations of the Budget and Finance Committee

*Present: Supervisors Farrell, Tang, Mar*

12. [150624](#) **[Administrative Code - Supportive Housing Tenants' Enrollment in Public Benefits]**  
**Sponsor: Farrell**  
Ordinance amending the Administrative Code to require providers of City-funded permanent supportive housing to make reasonable efforts to help enroll tenants in all public benefits for which they are eligible and provide an annual report regarding tenant enrollment in public benefits.  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**
13. [151020](#) **[Amending Ordinance No. 89-10 - Water Revenue Bond Issuance and Sale - Public Utilities Commission - Not to Exceed \$1,737,724,038]**  
Ordinance amending Ordinance No. 89-10, to authorize the San Francisco Public Utilities Commission to enter into one or more State of California State Water Resources Control Board Installment Sale Agreements and Grants in an aggregate principal amount not to exceed the previously authorized amount of \$1,737,724,038 to finance, among other projects, the costs of the San Francisco Westside Recycled Water Project pursuant to the Charter, including Proposition E, an amendment to the Charter enacted by the voters on November 5, 2002; and ratifying previous actions taken in connection therewith. (Public Utilities Commission)  
  
(Fiscal Impact)  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**
14. [151125](#) **[Accept and Expend Grant - United States Department of Labor - American Apprenticeship Initiative - Amendment to the Annual Salary Ordinance - \$2,999,999]**  
**Sponsor: Mayor**  
Ordinance retroactively authorizing the Office of Economic and Workforce Development to accept and expend a grant in the amount of \$2,999,999 from the United States Department of Labor for the American Apprenticeship Initiative Grant for the period of October 1, 2015, to September 30, 2020; and amending Ordinance No. 129-15 (Annual Salary Ordinance FYs 2015-2016 and 2016-2017) to provide for the creation of one (1) Class 9774 Senior Community Development Specialist I grant-funded position (0.58 FTE) in the Office of Economic and Workforce Development.  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**

15. [150717](#) **[Lease - San Francisco International Airport Replacement Air Traffic Control Tower - Operation and Occupancy by the United States Government - \$20]**  
Resolution approving Lease No. DTFAWN-15-L-00093 with the U.S. Government for occupancy and operation of the replacement Air Traffic Control Tower at the San Francisco International Airport by the United States Government, acting by and through the Federal Aviation Administration, for the lease amount of \$1 per year totaling \$20 over the 20-year term to commence following Board approval. (Airport Commission)

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

*Present: Supervisors Farrell, Tang*

16. [150742](#) **[Accept and Expend Grant - California Natural Resources Agency - Noe Valley Town Square Project - \$567,039]**

**Sponsor: Wiener**

Resolution retroactively authorizing the Recreation and Park Department to accept and expend an Urban Greening for Sustainable Communities Grant from the California Natural Resources Agency in the amount of \$567,039 for the Noe Valley Town Square Project for the period of September 1, 2015, through May 1, 2017, and authorizing the Director of Real Estate to file a Memorandum of Unrecorded Grant Agreement with the Assessor-Recorder defining the terms of the grant agreement, as defined herein.

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

*Present: Supervisors Farrell, Tang, Mar*

17. [151024](#) **[Contract Modification - T3 East, a Joint Venture - Construction Management Services - Airport Terminal 3 Improvement Projects - Not to Exceed \$12,115,000]**

Resolution retroactively approving the sixth modification to Airport Contract 9048.9, Construction Management Services for the Airport Terminal 3 Improvement Projects between T3 East, a Joint Venture, and the City and County of San Francisco, acting by and through its Airport Commission, for a new total not-to-exceed amount of \$11,794,000 with a new end date of November 11, 2016, pursuant to Charter, Section 9.118(b); and authorizing the Airport Director to negotiate and execute, with Airport Commission approval, further modifications for a total amount not to exceed \$12,115,000 and a term end date no later than February 1, 2017. (Airport Commission)

(Fiscal Impact)

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

18. [151029](#) **[Contract Amendment - A Better Way, Inc. - Behavioral Health Services - Not to Exceed \$14,115,308]**

Resolution approving amendment number two to the Department of Public Health contract for behavioral health services with A Better Way, Inc., to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of \$4,132,394 for a total amount not to exceed \$14,115,308. (Public Health Department)

(Fiscal Impact)

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

19. [151037](#) **[Contract Amendment - HealthRIGHT360 - Jail Psychiatric Services - Behavioral Health Services - Not to Exceed \$26,930,843]**  
Resolution approving amendment number three to the Department of Public Health contract for behavioral health services with HealthRIGHT360 to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of \$8,459,436 for a total amount not to exceed \$26,930,843. (Public Health Department)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
20. [151041](#) **[Contract Amendment - Larkin Street Youth Services - Behavioral Health Services - Not to Exceed \$11,802,629]**  
Resolution approving amendment number one to the Department of Public Health contract for behavioral health services with Larkin Street Youth Services to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of \$1,871,834 for a total amount not to exceed \$11,802,629. (Public Health Department)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
21. [151042](#) **[Contract Amendment - Oakes Children's Center - Behavioral Health Services - Not to Exceed \$13,646,536]**  
Resolution approving amendment number three to the Department of Public Health contract for behavioral health services with Oakes Children's Center to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of \$4,370,003 for a total amount not to exceed \$13,646,536. (Public Health Department)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
22. [151045](#) **[Contract Amendment - Regents of the University of California San Francisco - Infant Parent Program - Behavioral Health Services - Not to Exceed \$12,316,517]**  
Resolution approving amendment number one to the Department of Public Health contract for behavioral health services with The Regents of the University of California San Francisco, for the infant parent program, to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of \$3,010,777 for a total amount not to exceed \$12,316,517. (Public Health Department)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

23. [151099](#) **[Finding of Fiscal Feasibility - Airport Shoreline Protection Project at San Francisco International Airport]**

Resolution finding the proposed Airport Shoreline Protection Project at San Francisco International Airport fiscally feasible and responsible pursuant to San Francisco Administrative Code, Chapter 29. (Airport Commission)

(Fiscal Impact)

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

24. [151168](#) **[Agreement Amendment - APX, Inc. - Power Scheduling Coordination and Related Support Services - Not to Exceed \$105,000,000]**

Resolution retroactively authorizing the General Manager of the San Francisco Public Utilities Commission to execute the first amendment to Agreement No. CS-344, Power Scheduling Coordination and Related Support Services, with APX, Inc., increasing the not to exceed amount by \$100,000,000, for a total not-to-exceed amount of \$105,000,000, and with no change to the five-year agreement duration, to allow for the payment of the California Independent System Operator (CAISO) power transmission charges. (Public Utilities Commission)

(Fiscal Impact)

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

25. [151169](#) **[Water Enterprise Agreement - Planning and Design Services, Mountain Tunnel Improvements - Not to Exceed \$21,000,000]**

Resolution approving and authorizing the General Manager of the San Francisco Public Utilities Commission to negotiate and execute Hetch Hetchy Water and Power funded Agreement No. CS-249, Planning and Design Services, Mountain Tunnel Improvements, for an amount not to exceed \$21,000,000 and with a duration of ten years, with options to extend the agreement for up to an additional three years, for a total of duration not to exceed 13 years, pursuant to Charter, Section 9.118. (Public Utilities Commission)

(Fiscal Impact)

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

*Present: Supervisors Farrell, Tang*

26. [151181](#) **[Apply for, Accept and Expend Grant - Metropolitan Transportation Commission - State Transportation Improvement Program - \$1,910,000]  
Sponsor: Mayor**

Resolution authorizing the filing of an application for funding assigned to the Metropolitan Transportation Commission (MTC); stating assurance to complete the projects; and authorizing Public Works to accept and expend \$1,910,000 in State Transportation Improvement Program grant funds awarded through MTC.

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

*Present: Supervisors Farrell, Mar*

27. [151183](#) **[Office of Community Investment and Infrastructure, Operating as Successor Agency to the San Francisco Redevelopment Agency - Budget and Bonds Amendment - Mission Bay South Project Area - Not to Exceed \$135,000,000 - FY2015-2016]  
Sponsor: Mayor**

Resolution approving an amendment to the FY2015-2016 budget of the Office of Community Investment and Infrastructure, operating as the Successor Agency to the San Francisco Redevelopment Agency, by increasing the Successor Agency's bond proceeds by \$135,000,000, authorizing expenditures in an amount not to exceed \$135,000,000, and approving the issuance of bonds in an additional principal amount not to exceed \$135,000,000 to finance enforceable obligations in the Mission Bay South Project Area.

(Fiscal Impact)

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

*Present: Supervisors Farrell, Tang*

28. [151188](#) **[Apply for, Accept, and Expend Grant - Metropolitan Transportation Commission - Active Transportation Program - \$3,800,000]  
Sponsor: Mayor**

Resolution retroactively authorizing the filing of an application for funding assigned to the Metropolitan Transportation Commission (MTC); committing any necessary matching funds; stating assurance to complete the projects; and authorizing Public Works to accept and expend \$3,800,000 in Active Transportation Program grant funds awarded through MTC.

(Fiscal Impact)

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

29. [151191](#) **[Accept and Expend Grant - California Office of Traffic Safety - Alcohol and Drug Impaired Driver Vertical Prosecution Program - \$290,704]**  
**Sponsor: Farrell**  
Resolution retroactively authorizing the Office of the District Attorney to accept and expend a grant in the amount of \$290,704 from the California Office of Traffic Safety for the Alcohol and Drug Impaired Driver Vertical Prosecution Program for the grant period October 1, 2015, through September 30, 2016.
- Question: Shall this Resolution be ADOPTED?**
30. [151196](#) **[Accept and Expend Grant-In-Place - San Francisco Parks Alliance - Noe Valley Town Square - \$450,000]**  
**Sponsor: Wiener**  
Resolution retroactively authorizing the Recreation and Park Department to accept and expend a Grant-in-Place, from the San Francisco Parks Alliance, of improvements to Noe Valley Town Square valued at \$450,000.
- Question: Shall this Resolution be ADOPTED?**
- Present: Supervisors Farrell, Tang, Mar*
31. [151215](#) **[Real Property Lease - 450 Toland Street - Four Fifty Toland, LLC - \$735,600 per Year - Purchase and Sale Agreements - 555 Selby Street, and 1975 Galvez Avenue - Selby and Hudson Corporation, W.Y.L. Five Star Service Industries - \$6,300,000 and \$5,000,000]**  
Resolution authorizing the execution and acceptance of a Lease by and between the City and County of San Francisco and Four Fifty Toland, LLC, a California Limited Liability Company, for the real property located at 450 Toland Street with an initial lease amount of \$735,600 per year; the execution and acceptance of a Purchase and Sale Agreement by and between City and Selby and Hudson Corporation, a California corporation, for the real property located at 555 Selby Street for \$6,300,000; the execution and acceptance of a Purchase and Sale Agreement by and between the City and W.Y.L. Five Star Service Industries, Inc., a California corporation, for the real property located at 1975 Galvez Avenue for \$5,000,000; and finding the proposed transactions are in conformance with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Utilities Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
32. [151232](#) **[Cooperative Agreement - State of California (Caltrans) - Van Ness Transit Improvement Project]**  
**Sponsors: Breed; Farrell and Mar**  
Resolution approving a Cooperative Agreement with the State of California (Caltrans) regarding construction support and funding of the Van Ness Transit Improvement Project; and making findings under the California Environmental Quality Act.
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

33. [151236](#) **[Contract Amendment - New Flyer of America, Inc. - Purchase of Low Floor Diesel-Hybrid Buses - Not to Exceed \$412,270,421]**  
**Sponsors: Wiener; Breed**  
Resolution approving Amendment No. 2 to Contract No. CPT 713 (Procurement of 40-Ft and 60-Ft Low Floor Diesel Hybrid Coaches) with New Flyer of America Inc., to purchase an additional 152 standard and 113 articulated low floor diesel-hybrid buses, for an additional amount of \$244,630,752 and a total contract amount not to exceed \$412,270,421 subject to availability of funding, with no change to the term of the contract and the notice to proceed contingent on funding availability.

(Fiscal Impact)

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

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

*Present: Supervisors Yee, Christensen, Breed*

34. [151124](#) **[Memorandum of Understanding - Amendment No. 8 to Firefighters, Local 798, Unit 1]**  
**Sponsors: Mayor; Breed**  
Ordinance adopting and implementing Amendment No. 8 to the 2007-2018 Memorandum of Understanding between the City and County of San Francisco and the Firefighters, Local 798, Unit 1, by implementing specified terms and conditions of employment for FYs 2015-2016, 2016-2017, and 2017-2018.

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

35. [150600](#) **[Follow-Up Board Response - Civil Grand Jury - Office of the Assessor-Recorder: Despite Progress, Still the Lowest Rated in the State]**  
Motion responding to the 2014-2015 Civil Grand Jury request to provide a status update on the Board of Supervisors' response to the relevant recommendation issued in the 2014-2015 Civil Grand Jury Report entitled, "Office of the Assessor-Recorder, Still the Lowest Rated in the State." (Clerk of the Board)

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



**Referred Without Recommendation from the Budget and Finance Committee**

*Present: Supervisors Farrell, Tang, Mar*

**36. [151174](#) [Authorizing Certificates of Participation - Rehabilitation Detention Facility Project - Not to Exceed \$215,000,000]**

**Sponsor: Mayor**

Ordinance authorizing the execution and delivery of Certificates of Participation on a tax-exempt or taxable basis evidencing and representing an aggregate principal amount of not to exceed \$215,000,000 to finance the costs of acquisition, construction, and installation of certain additions and improvements for a rehabilitation detention facility to be located on property within the City; authorizing the issuance of commercial paper notes in advance of the delivery of the Certificates; approving the form of Trust Agreement between the City and County of San Francisco and the Trustee (including certain indemnities contained therein); authorizing the selection of the Trustee by the Director of Public Finance; approving respective forms of a Property Lease and a Lease Agreement, each between the City and the Trustee for the lease and lease back of all or a portion of certain hospital property and facilities; approving the forms of Purchase Contract, Official Notice of Sale, and Notice of Intention to Sell Certificates; directing the publication of the Notice of Intention to Sell Certificates; approving the form of the Preliminary Official Statement and the form and execution of the Official Statement relating to the sale of the Certificates; approving the form of the Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the authorization, execution, sale, and delivery of the Certificates; approving modifications to documents and agreements; declaring the City's intent to reimburse certain expenditures; and ratifying previous actions taken in connection therewith.

(Fiscal Impact)

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

**37. [151175](#) [Appropriation - Certificates of Participation for Construction of the Rehabilitation Detention Facility - \$215,000,000 - FY2015-2016]**

**Sponsor: Mayor**

Ordinance appropriating \$215,000,000 in Certificates of Participation for construction of the Rehabilitation Detention Facility and associated costs in FY2015-2016, and placing these funds on Controller's Reserve pending the sale of the Certificates.

(Fiscal Impact)

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

38. [151184](#) **[Real Property Acquisition - 814-820 Bryant Street, 444-6th Street, 450-6th Street, and 470-6th Street - Various Owners - At Fair Market Value - Not to Exceed \$14,500,000]**  
**Sponsor: Mayor**  
Resolution authorizing the acquisition of real property at 814-820 Bryant Street, 444-6th Street, 450-6th Street, and 470-6th Street (Assessor's Block No. 3759, Lot Nos. 009, 012, 014, 043, and 045) from Lin Trust, Musso Trust, and Myung Chun, respectively; and the issuance of Commercial Paper Notes in an aggregate principal amount not to exceed \$14,500,000.  
  
(Fiscal Impact; No Budget and Legislative Analyst Report)  
  
**Question: Shall this Resolution be ADOPTED?**
39. [151185](#) **[Issuance of Tax Exempt and Taxable Commercial Paper Notes - Construction of Rehabilitation Detention Facility - Not to Exceed \$11,310,000]**  
**Sponsor: Mayor**  
Resolution authorizing the execution and delivery of tax-exempt and/or taxable commercial paper notes in an aggregate amount of up to \$11,310,000 to provide interim funding for the construction of the Rehabilitation Detention Facility to replace County Jail No. 3 and County Jail No. 4; and determining other matters in connection therewith.  
  
(Fiscal Impact)  
  
**Question: Shall this Resolution be ADOPTED?**
40. [151187](#) **[Accept and Expend State Bond Financing - State Public Works Board - Construction of Rehabilitation and Detention Facility - \$80,000,000]**  
**Sponsor: Mayor**  
Resolution authorizing the Sheriff's Department to accept and expend \$80,000,000 of lease revenue bond financing from the State Public Works Board to fund the construction of the Rehabilitation and Detention Facility project to replace County Jail No. 3 and County Jail No. 4.  
  
(Fiscal Impact)  
  
**Question: Shall this Resolution be ADOPTED?**
41. [151177](#) **[Appropriation and De-Appropriation - Expenditures for Mental Health Services - \$1,483,000 - FY2015-2016]**  
**Sponsor: Mayor**  
Ordinance appropriating \$1,483,000 for capital construction for the renovation of San Francisco General Hospital to accommodate mental health services in the Department of Public Health and de-appropriating \$1,483,000 in FY2015-2016.  
  
(Fiscal Impact)  
  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**

42. [151180](#) **[Amended Ten-Year Capital Expenditure Plan - FYs 2016-2025]**  
**Sponsor: Mayor**  
Resolution amending the City's ten-year capital expenditure plan for FYs 2016-2025 to accept an award of \$80,000,000 from the California Board of State and Community Corrections for the proposed Rehabilitation and Detention Facility Project and to recognize the revised scope thereof; and to advance projects within the Justice Facilities Improvement Program financed through the Capital Plan's General Fund Debt Program.

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

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

*Present: Supervisors Cohen, Wiener, Kim*

43. [150793](#) **[Planning Code - Child Care Requirements for Office and Residential Projects and Associated Fees]**  
**Sponsors: Yee; Avalos**  
Ordinance amending the Planning Code to increase the Child Care In Lieu Fee for office and hotel development projects of up to \$1.57 per gross square foot and apply the fee to projects of 25,000 or more gross square feet; to impose a tiered Child Care Fee for residential development projects of up to \$1.83 per gross square foot; to allow developers the option to provide onsite Small Family Daycare Homes in lieu of the fee; 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.

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

44. [150943](#) **[Administrative Code - Bicycle Yield Enforcement Policy]**  
**Sponsors: Avalos; Breed, Campos, Kim, Mar and Wiener**  
Ordinance amending the Administrative Code to add Chapter 110 to establish the "San Francisco Right-of-Way Policy" to promote safety, tolerance, and harmony among all users of City Streets; make arrests and citations of bicyclists for failure to stop at a stop sign the lowest traffic enforcement priority, provided that the bicyclist first slows to a safe speed and yields the right-of-way to any other vehicle or pedestrian in the intersection; require quarterly reports from the Police Department on statistics related to traffic enforcement, injuries, and fatalities; urge the Municipal Transportation Agency to develop a program to educate the public about the Bicycle Yield Enforcement Policy; and require notification of state officials of this Ordinance.

(Supervisor Cohen dissented in committee.)

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

45. [151082](#) **[Health Code - Amendment to Sugar-Sweetened Beverage Warning Ordinance]**  
**Sponsor: Wiener**  
Ordinance amending the Health Code by changing the exemption for permitted signs under Section 4203(d) of the Sugar-Sweetened Beverage Warning Ordinance to signs permitted on or before October 20, 2015.

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

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

### COMMITTEE REPORTS

*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, December 14, 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, December 15, 2015.*

46. [151198](#) **[Interim Zoning Controls Six-Month Extension - Formula Retail Uses in the Castro Street Neighborhood Commercial District]**  
**Sponsor: Wiener**  
Resolution extending, for an additional six-month period, interim zoning controls in the Castro Street Neighborhood Commercial District to require a Conditional Use authorization under Planning Code, Section 303.1, for a proposed use that has been determined to be Formula Retail, even if a project sponsor subsequently removes one or more distinguishing Formula Retail Use features from the project proposal; and affirming the Planning Department's determination under the California Environmental Quality Act.

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

*The following item will be considered by the Public Safety and Neighborhood Services Committee at a Special Meeting on Friday, December 11, 2015, at 1:15 p.m. The Chair intends to request the Committee to send the following item to the Board as a Committee Report on Tuesday, December 15, 2015.*

47. [150973](#) **[Police Code - Storage of Firearms in Motor Vehicles]**  
**Sponsors: Campos; Mar and Yee**  
Ordinance amending the Police Code to prohibit any person from placing, storing, or leaving a firearm in an unattended motor vehicle unless it is in a lock box or in the locked trunk of the motor vehicle.

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

The following items will be considered by the Public Safety and Neighborhood Services Committee at a Special Joint Meeting with the Local Agency Formation Commission on Friday, December 11, 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, December 15, 2015.

48. [151230](#) **[Urging the California Public Utilities Commission to Reject the Pacific Gas and Electric Company's Proposed Increases to Net Energy Metering Fees]**  
**Sponsors: Avalos; Breed, Campos and Mar**

Resolution urging the California Public Utilities Commission to reject the Pacific Gas and Electric Company's proposed increased fees to net energy metering program, and support alternatives that will minimize fees and ensure that customers receive a fair price for excess electricity they export to utilities.

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

49. [151231](#) **[Urging the California Public Utilities Commission to Re-Examine Fairness of Proposed Increase to Power Charge Indifference Adjustment]**  
**Sponsors: Avalos; Breed, Campos, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee**

Resolution urging the California Public Utilities Commission ("CPUC") to reject the Pacific Gas and Electric Company's proposed increase to the Power Charge Indifference Adjustment ("PCIA") in Application 15-06-001 and support alternatives that will mitigate the impacts of proposed rate increases on Community Choice Aggregation ("CCA") customers and prospective CCA customers; and to express support for the CPUC's re-examination of how the PCIA is calculated and applied to CCA customers.

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

The following item will be considered by the Rules Committee at a Rescheduled Meeting on Thursday, December 10, 2015, at 10:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a Committee Report on Tuesday, December 15, 2015.

50. [151248](#) **[Appointments, Cannabis State Legalization Task Force]**  
Motion appointing 14 members, terms ending August 31, 2016, to the Cannabis State Legalization Task Force. (Clerk of the Board)

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

51. **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.

## 52. 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 53 through 59

53. [151261](#) **[Approval of a 45-Day Extension for Planning Commission Review of Inclusionary Affordable Housing Program (File No. 150911)]**  
**Sponsors: Mayor; Farrell and Tang**  
Resolution extending by 45 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 150911) amending the Planning Code to provide revised geographic, timing, pricing and other requirements for the off-site alternative to the Inclusionary Housing Fee; create a new option for off-site projects that qualify as Nonprofit Provider Partner Projects; create a new alternative for project sponsors of smaller market-rate projects to direct the Affordable Housing Fee to small sites projects; create an option for project sponsors of on- and off-site housing to provide higher amounts of affordable housing at higher levels of affordability termed "dialing up;" revise certain definitions and operating procedures related to the Inclusionary Housing Program and make conforming changes; 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 the Planning Code, Section 101.1.
- 12/08/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

- 54. [151252](#) [Final Map 7909 - 555 Fulton Street and 746 Laguna Street]**  
Motion approving Final Map 7909, a 139 residential unit and one commercial unit, mixed-use Condominium Project, located at 555 Fulton Street and 746 Laguna Street, being a merger and subdivision of Assessor's Block No. 0794, Lot Nos. 028 and 015, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)
- 12/07/2015; RECEIVED FROM DEPARTMENT.
- 12/09/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**
- 55. [151253](#) [Final Map 7915 - 457 Oak Street]**  
Motion approving Final Map 7915, a five residential unit Condominium Project, located at 457 Oak Street, being a subdivision of Assessor's Block No. 0840, Lot No. 037, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)
- 12/02/2015; RECEIVED FROM DEPARTMENT.
- 12/09/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**
- 56. [151254](#) [Final Map 8300 - 2438 Lake Street]**  
Motion approving Final Map 8300, a six residential unit Condominium Project, located at 2438 Lake Street, being a subdivision of Assessor's Block No. 1333, Lot No. 020, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)
- 12/02/2015; RECEIVED FROM DEPARTMENT.
- 12/09/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**
- 57. [151255](#) [Final Map 8434 - 2152-2154 Market Street]**  
Motion approving Final Map 8434, a six residential unit Condominium Project, located at 2152-2154 Market Street, being a subdivision of Assessor's Block No. 3542, Lot No. 012, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)
- 12/07/2015; RECEIVED FROM DEPARTMENT.
- 12/09/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**



58. [151256](#) **[Final Map 8613 - 1338-1340 Union Street]**  
Motion approving Final Map 8613, a five residential unit Condominium Project, located at 1338-1340 Union Street, being a subdivision of Assessor's Block No. 0525, Lot No. 010, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

12/07/2015; RECEIVED FROM DEPARTMENT.

12/09/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

59. [151262](#) **[Closed Session - Existing Litigation - Pacific Gas and Electric Company]**  
**Sponsor: Breed**  
Motion that the Board of Supervisors convene in closed session on January 12, 2016, pursuant to California Government Code, Section 54956.9(a), and San Francisco Administrative Code, Section 67.10(d)(1), for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following existing litigation in which the City is a plaintiff, defendant, and petitioner and Pacific Gas and Electric Company is an adverse party: Federal Energy Regulatory Commission Case No. EL15-3-000, filed October 10, 2014; Federal Energy Regulatory Commission Case No. ER15-702-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-703-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-704-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-705-000, filed December 23, 2014; and Federal Energy Regulatory Commission Case No. ER15-735-000, filed December 23, 2014.

12/08/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

## 60. 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 ORDINANCE****151250 [Settlement of Lawsuits - 765 Market Street Residential Owners Association - City to Consider Pedestrian and Traffic Improvements]**

Ordinance authorizing settlement of the lawsuits filed by 765 Market Street Residential Owners Association, et al., against the City and County of San Francisco; the first lawsuit was filed on August 16, 2013, in Sacramento Superior Court, Case No. 34-2013-80001609 and then transferred to San Francisco Superior Court, Case No. CPF-14-513433, and appealed to the First Appellate District for the Court of Appeal of the State of California, Case No. A143980, entitled 765 Market Street Residential Owners Association, et al. v. City and County of San Francisco, et al.; the second lawsuit was filed on June 19, 2014, in San Francisco Superior Court, Case No. CPF-14-540094, and appealed to the First Appellate District for the Court of Appeal of the State of California, Case No. A143983, entitled 765 Market Street Residential Owners Association, et al. v. City and County of San Francisco, et al.; material terms of said settlement include the City's commitment to initiate consideration of installing of a crosswalk at Third Street and Stevenson Street, revising signal timing and offsets on Third Street, and relocating the pedestrian signal at Third Street; and the commitment of Real Party in Interest, 706 Mission Street Co., LLC, to donate \$100,000 to the City to offset costs to fund the improvements if they are approved by the City. (City Attorney)

12/07/2015; RECEIVED FROM DEPARTMENT.

12/15/2015; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**PROPOSED RESOLUTION****151251 [Administrative Code - Water Efficient Irrigation]**

Ordinance amending the Administrative Code by revising the applicability threshold to 500 square feet for requirements for the development and maintenance of landscape irrigation controls for specified new construction landscapes and landscape rehabilitation projects. (Public Utilities Commission)

12/07/2015; RECEIVED FROM DEPARTMENT.

12/15/2015; ASSIGNED UNDER 30 DAY RULE to the Land Use and Transportation Committee.

**151266 [Petitions and Communications]**

Petitions and Communications received from November 30, 2015, through December 7, 2015, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on December 15, 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 the Office of the Controller's City Services Auditor, submitting "Perspectives from the Navigation Center, Report #4." Copy: Each Supervisor. (1)

From the Office of the Controller, submitting memo "Cigarette Litter Abatement Fee Adjustment, Effective January 1, 2016." Copy: Each Supervisor. (2)

From the Office of the Controller, submitting Comprehensive Annual Financial Report, FY2014-2015. Copy: Each Supervisor. (3)

From Elections Commission, submitting "Open Source Voting Systems Resolution." Copy: Each Supervisor. (4)

From Ethics Commission, submitting annual report for FY2014-2015. (5)

From Clerk of the Board, reporting that the following individual has submitted Form 700 Statement: (6)

Vejby, Caitlin Emily - Legislative Aide - Leaving Office

From Sheriff, submitting "Mentally Ill Offender Crime Reduction Grant Housing Implementation Plan." Copy: Each Supervisor. (7)

From concerned citizens, regarding bicycle yield proposed legislation. 8 Letters. File No. 150943. Copy: Each Supervisor. (8)

From Sprague Terplan, regarding Super Bowl disruptions. File No. 151097. (9)

From Hospital Council of Northern & Central California, regarding Transportation Sustainability Fee. File No. 151121. Copy: Each Supervisor. (10)

From District Attorney, regarding proposed jail. File Nos. 151185 and 151187. Copy: Each Supervisor. (11)

From American Civil Liberties Union, regarding proposed jail. File Nos. 151185 and 151187. Copy: Each Supervisor. (12)

From concerned citizen, regarding proposed jail. File Nos. 151185 and 151187. Copy: Each Supervisor. (13)

From Mosser Companies, regarding Onsen Holistic Spa and Tea Room. Copy: Each Supervisor. (14)

From The Apothecarium, regarding candidacy of David Hua for the Cannabis Legalization Task Force. Copy: Each Supervisor. (15)

From Lauren Fogel, regarding 22 Ord Court. File Nos. 151113, 151114, 151115 and 151116. Copy: Each Supervisor. (16)

## **ADJOURNMENT**