



BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

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

Tuesday, April 5, 2016 - 2:00 PM

Regular Meeting

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

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee
Supervisors Farrell, Tang, Yee, Kim, Wiener

Budget and Finance Sub-Committee
Supervisors Farrell, Tang, Yee

Government Audit and Oversight Committee
Supervisors Peskin, Yee, Breed

Land Use and Transportation Committee
Supervisors Cohen, Wiener, Peskin

Public Safety and Neighborhood Services Committee
Supervisors Kim, Avalos, Campos

Rules Committee
Supervisors Tang, Mar, Cohen

Meeting Days

Wednesday
1:00 PM

Wednesday
10:00 AM

1st and 3rd Thursday
9:30 AM

Monday
1:30 PM

2nd Thursday
2:30 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) 554-5163; or by email at 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 February 23, 2016, and March 1, 2016, 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 and 2

Recommendations of the Rules Committee

Present: Supervisors Tang, Mar, Cohen

1. [160268](#) **[Appointment, Children and Families First Commission - Sylvia Deporto]**
Motion appointing Sylvia Deporto (residency requirement waived), term ending April 28, 2018, to the Children and Families First Commission. (Rules Committee)
Question: Shall this Motion be APPROVED?

2. [160269](#) **[Appointment, Eastern Neighborhoods Citizens Advisory Committee - Chirag Bhakta]**
Motion appointing Chirag Bhakta, term ending October 19, 2017, to the Eastern Neighborhoods Citizens Advisory Committee. (Rules Committee)
Question: Shall this Motion be APPROVED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Farrell, Tang, Yee, Wiener

3. [160195](#) **[Appropriation - Proceeds from Road Repaving and Street Safety General Obligation Bonds of \$44,145,000 and Bond Interests of \$2,317,851 - FY2015-2016]**
Sponsor: Mayor
Ordinance appropriating \$46,462,851 consisting of \$44,145,000 of the 2016E Series Road Repaving and Street Safety (RRSS) 2011 General Obligation Bond Proceeds and \$2,317,851 of accumulated bond interest earnings to the Department of Public Works and Municipal Transportation Agency for street resurfacing, the redesign of streetscapes to include pedestrian and bicycle safety improvements, and traffic signal improvements to support transit priority in FY2015-2016 and placing these funds on Controller's Reserve pending the sale of the bonds and review of arbitrage costs.
- (Fiscal Impact)
- 03/22/2016; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**
4. [160196](#) **[Appropriation - Proceeds from General Obligation Bonds and Bond Proceed Interest Earnings - \$29,673,553 - FY2015-2016]**
Sponsor: Mayor
Ordinance appropriating \$29,673,553 consisting of \$25,215,000 of the 2016 Series Earthquake Safety and Emergency Response (ESER 2010) General Obligation Bond Proceeds, and \$4,458,553 accumulated bond interest to Public Works in FY2015-2016 for necessary repairs and seismic improvements in order to better prepare San Francisco for a major earthquake or natural disaster and placing these funds on Controller's Reserve pending the sale of the bonds and review of arbitrage costs.
- (Fiscal Impact)
- 03/22/2016; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**

5. [160197](#) **[Appropriation - Proceeds from Earthquake Safety and Emergency Response General Obligation Bonds - \$111,060,000 - FY2015-2016]**

Sponsor: Mayor

Ordinance appropriating \$111,060,000 of the 2016 Series Earthquake Safety and Emergency Response (ESER 2014) General Obligation Bond Proceeds to the Department of Public Works in FY2015-2016 for necessary repairs and seismic improvements in order to better prepare San Francisco for a major earthquake or natural disaster.

(Fiscal Impact)

03/22/2016; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Referred Without Recommendations from the Budget and Finance Committee

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

6. [151178](#) **[Appropriation - General Fund Reserve - Facilities Improvements in the Recreation and Park Department - \$2,500,000 - FY2015-2016]**

Sponsor: Avalos

Ordinance appropriating \$2,500,000 from the General Fund Reserve to the Recreation and Park Department for facilities improvements in the Geneva Car Barn in FY2015-2016.

(Fiscal Impact)

03/22/2016; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Tang, Yee, Kim, Wiener

7. [160116](#) **[Administrative Code - Establishing a San Francisco Super Bowl 50 Impact Fund]**

Sponsors: Peskin; Kim

Ordinance amending the Administrative Code to establish a San Francisco Super Bowl 50 Impact Fund to be used to provide financial support to small businesses specifically impacted by Super Bowl-related events.

(Fiscal Impact)

03/22/2016; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

8. [160117](#) **[Appropriation - Funding for the Super Bowl 50 Impact Fund - \$100,000 - FY2015-2016]**
Sponsors: Peskin; Kim
Ordinance appropriating \$100,000 from the General Reserve to fund the Super Bowl 50 Impact Fund in FY2015-2016.

(Fiscal Impact)

03/22/2016; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Referred Without Recommendation from the Budget and Finance Sub-Committee

Present: Supervisors Farrell, Tang, Yee

9. [160091](#) **[Industrial Lease Agreement - Tanforan Industrial Park, LLC - Bus Operator Training Courses - \$2,480,304 Initial Annual Base Rent]**
Resolution authorizing the San Francisco Municipal Transportation Agency (SFMTA) to execute an Industrial Lease Agreement with Tanforan Industrial Park, LLC, for approximately 7.3 acres of space located at 30 Tanforan Avenue, South San Francisco, to be used for SFMTA bus operator training courses for a nine year and five month term estimated to be from October 1, 2016, through February 28, 2026, with an initial annual base rent of \$2,480,304 and annual 2% rent increases; the Lease includes a purchase option, right of first refusal, and an extension option. (Municipal Transportation Agency)

(Fiscal Impact)

03/15/2016; CONTINUED.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Yee, Breed

10. [160023](#) **[Administrative Code - San Francisco Homicide Reward Fund]**
Sponsors: Breed; Cohen, Yee, Peskin and Campos
Ordinance amending the Administrative Code to establish the San Francisco Homicide Reward Fund.

03/22/2016; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Peskin, Yee, Breed

- 11. [160103](#) **[Public Works Code - Clarifying Graffiti Prohibition and Establishing Administrative Penalties]**
Sponsors: Peskin; Breed
 Ordinance amending the Public Works Code to clarify that prohibited graffiti extends to all public property, including all City assets; establish expedited notice and hearing procedures, create administrative penalties for an offending party, and renumber code sections; and affirming the Planning Department’s determination under the California Environmental Quality Act.

03/22/2016; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

03/22/2016; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

Present: Supervisors Tang, Yee, Wiener

- 12. [150732](#) **[Building, Administrative Codes - Mandatory Disability Access Improvements; Building Owner’s Notice to Tenant; Administrative Fee]**
Sponsor: Tang
 Ordinance amending the Building Code to require any existing building with a place of public accommodation either to have all primary entries and path of travel into the building accessible by persons with disabilities or to receive from the City a determination of equivalent facilitation, technical infeasibility, or unreasonable hardship; establishing a Disability Access Compliance Unit within the Department of Building Inspection; establishing a fee to offset the costs of the disability access improvement program; amending Administrative Code, Chapter 38, to require a building owner to give notice of the mandatory Building Code primary entry and path of travel accessibility requirements in any new or amended public accommodation lease; affirming the Planning Department’s California Environmental Quality Act determination; making findings of local conditions under the California Health and Safety Code; and directing the Clerk of the Board of Supervisors to forward the legislation to the California Building Standards Commission upon final passage.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

- 13. [160065](#) **[Police Code - Paid Parental Leave for Bonding with New Child]**
Sponsors: Wiener; Yee
 Ordinance amending the Police Code to require employers to provide supplemental compensation to employees who are receiving State Paid Family Leave for purposes of bonding with a new child.

(Economic Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

14. [160221](#) **[Appropriation - Community Impact Improvement Fees - Eastern Neighborhoods Infrastructure Improvement Projects - \$739,671 - FY2015-2016]**
Sponsor: Mayor
Ordinance appropriating \$739,671 of Community Improvement Impact Fees revenue to the Recreation and Park Department to support the Eastern Neighborhoods Infrastructure Improvement Projects in FY2015-2016.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?
15. [160147](#) **[Contract Agreement - State Department of Health Care Services - Substance Use Disorder Services - FYs 2014-2017 - \$47,586,924]**
Resolution retroactively authorizing the San Francisco Department of Public Health, Behavioral Health Services to enter into an amended multi-year contract for substance use disorder services with the State Department of Health Care Services, in the amount of \$47,586,924 for the term of July 1, 2014, through June 30, 2017; and authorizing and designating the Department of Public Health County Alcohol and Drug Administrator to sign said Agreement and to approve amendments for less than 10% of the contracted amount. (Public Health Department)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?
16. [160189](#) **[Authorize the Director of Public Works to Execute Agreements - Third Street Bridge Rehabilitation Project - \$18,369,975]**
Resolution authorizing the Director of Public Works to execute agreements with the California Department of Transportation pertaining to the Third Street Bridge Rehabilitation Project for the amount of \$18,369,975. (Public Works)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Cohen, Wiener, Peskin

17. [151164](#) **[Planning Code - Landmark Designation - 171 San Marcos Avenue (aka Cowell House)]**
Sponsors: Yee; Peskin
Ordinance designating 171 San Marcos Avenue (aka Cowell House), Assessor's Block No. 2882, Lot No. 035, as a Landmark under Planning Code, Article 10; and making environmental findings, public necessity, convenience and welfare findings, and 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?

18. [160100](#) **[Administrative Code - No-Fault Eviction Protections During School Year]**
Sponsors: Campos; Kim, Avalos, Mar and Cohen
Ordinance amending the Administrative Code to prevent certain no-fault evictions (owner move-in, condominium conversion, removal of rental unit, capital improvement, and substantial rehabilitation) during the school year if a child under 18 or a person who works at a school in San Francisco resides in the rental unit, is a tenant or has a custodial or family relationship with a tenant, and the tenant has resided in the unit for 12 months or more, provided, however, that this ordinance would not restrict the timing of evictions performed in connection with mandatory seismic retrofits pursuant to Building Code, Chapter 34B, and Administrative Code, Chapter 65A; and to remove existing exceptions for owners that apply to owner move-in evictions during the school year.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

Recommendations of the Public Safety and Neighborhood Services Committee

Present: Supervisors Kim, Campos

19. [160024](#) **[Police, Administrative Codes - All-Gender Toilet Facilities]**
Sponsors: Campos; Farrell, Kim, Avalos, Mar and Yee
Ordinance amending the Police Code to mandate that businesses and places of public accommodation designate single-user toilet facilities that are available to the public or employees as all-gender and accessible to persons of any gender identity, and require enforcement of the signage requirements by the Department of Building Inspection; amending the Administrative Code to require buildings on land that the City owns or leases to provide all-gender toilet facilities; and affirming the Planning Department's determination under the California Environmental Quality Act.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

Present: Supervisors Kim, Campos, Yee

20. [160223](#) **[Declaring Existence of a Shelter Crisis]**
Sponsors: Campos; Kim, Avalos, Mar, Yee, Breed, Peskin and Cohen
Ordinance making findings and declaring the existence of a shelter crisis in San Francisco under California Government Code, Sections 8698, et seq.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

Recommendations of the Rules Committee

Present: Supervisors Tang, Mar, Cohen

- 21. [160208](#) **[Reappointment, Municipal Transportation Agency Board of Directors - Cristina Rubke]**
Sponsor: Mayor
Motion confirming the Mayor's reappointment of Cristina Rubke to the Municipal Transportation Agency Board of Directors, term ending March 1, 2020.

(Charter, Section 8A.102(a), provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority (six votes) of the Board of Supervisors after a public hearing. Transmittal Date: March 2, 2016.)

Question: Shall this Motion be APPROVED?

- 22. [160214](#) **[Reappointment, Municipal Transportation Agency Board of Directors - Malcom Heinicke]**
Sponsor: Mayor
Motion confirming the Mayor's reappointment of Malcom Heinicke to the Municipal Transportation Agency Board of Directors, term ending March 1, 2020.

(Charter, Section 8A.102(a), provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority (six votes) of the Board of Supervisors after a public hearing. Transmittal Date: March 4, 2016.)

Question: Shall this Motion be APPROVED?

- 23. [160266](#) **[Appointments, Mental Health Board - Angela Pon, Ulash Thakore-Dunlap, and Idell Wilson]**
Motion appointing Angela Pon and reappointing Ulash Thakore-Dunlap and Idell Wilson, terms ending January 31, 2019, to the Mental Health Board. (Rules Committee)

Question: Shall this Motion be APPROVED?

- 24. [160267](#) **[Appointments, Graffiti Advisory Board - Amy Landgraf and Gregory Dillon]**
Motion appointing Amy Landgraf (residency requirement waived), term ending April 10, 2017, and Gregory Dillon, term ending March 11, 2018, to the Graffiti Advisory Board. (Rules Committee)

Question: Shall this Motion be APPROVED?

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

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Scheduled pursuant to Resolution No. 071-16 (File No. 160105) approved on March 11, 2016.)

25. [160236](#) **[Hearing - Street Vacation Order - James Alley - Chinese Hospital Improvements]**
Hearing of persons interested in or objecting to a proposed Ordinance (File No. 160153) ordering the street vacation of James Alley, generally bounded by Assessor's Block No. 0192 and Jackson Street, as part of improvements to the Chinese Hospital; approving a quitclaim of the City's interest in the vacation area pursuant to the terms and conditions of a Purchase and Sale Agreement between the City and County of San Francisco, as seller, and Chinese Hospital Association, as buyer; reserving various easement rights in favor of third party utilities and private property owners; affirming the Planning Department's determination under the California Environmental Quality Act; adopting findings that the actions contemplated in this legislation are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing official acts in connection with this Ordinance. (Clerk of the Board)

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

Referred Without Recommendation from the Land Use and Transportation Committee

Present: Supervisors Cohen, Wiener, Peskin

26. [160153](#) **[Street Vacation - James Alley - Chinese Hospital Improvements]**
Sponsor: Peskin
Ordinance ordering the street vacation of James Alley, generally bounded by Assessor's Block No. 0192 and Jackson Street, as part of improvements to the Chinese Hospital; approving a quitclaim of the City's interest in the vacation area pursuant to the terms and conditions of a Purchase and Sale Agreement between the City and County of San Francisco, as seller, and Chinese Hospital Association, as buyer; reserving various easement rights in favor of third party utilities and private property owners; affirming the Planning Department's determination under the California Environmental Quality Act; adopting findings that the actions contemplated in this legislation are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing official acts in connection with this Ordinance.

Question: Shall this Ordinance be PASSED ON FIRST READING?

27. 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.

28. 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 29 through 33

29. [160229](#) [Urging the California Department of Alcoholic Beverage Control to Deny Non-Traditional Retail Licenses]

Sponsor: Mar

Resolution urging the California Department of Alcoholic Beverage Control to deny alcohol license applications of non-traditional alcohol retail businesses in the City and County of San Francisco.

03/08/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

03/15/2016; CONTINUED.

03/22/2016; CONTINUED.

Question: Shall this Resolution be ADOPTED?

30. [160288](#) **[Supporting the California Faculty Association]**
Sponsors: Mar; Avalos, Kim, Campos, Peskin and Yee
Resolution supporting the California Faculty Association and urging the California State University (CSU) administration give the CSU faculty the respect they deserve and agree to the reasonable salary increases they demand.
- 03/22/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
31. [160289](#) **[Urging the San Francisco Municipal Transportation Agency to Enforce Labor Harmony Provisions with Respect to Bauer's Intelligent Transportation, Inc., and its Labor Harmony Violations]**
Sponsors: Peskin; Kim, Avalos, Breed, Campos, Cohen, Mar, Wiener, Tang and Yee
Resolution urging the San Francisco Municipal Transportation Agency (SFMTA) Board and SFMTA Director to deny the Commuter Shuttle Program permit application submitted by Bauer's Intelligent Transportation, Inc., until such time as Bauer's demonstrates full compliance with Labor Harmony, under the provisions of Board of Supervisors Resolution No. 96-15 and Transportation Code, Section 914.
- 03/22/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
32. [160290](#) **[Supporting California State Assembly Bill 1887 (Low) - Banning State-Supported Travel to States that Discriminate]**
Sponsors: Wiener; Campos
Resolution supporting California State Assembly Bill 1887, authored by Assembly Member Evan Low, which prohibits a state agency from requiring its employees, officers, or members from traveling to states that sanction or require discrimination on the basis of sexual orientation, gender identity, or gender expression and prohibits state-funded or state sponsored travel to those same states.
- 03/22/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
33. [160300](#) **[Final Map 8755 - 1 Franklin Street]**
Motion approving Final Map 8755, a 35 residential unit and three commercial unit, mixed-use Condominium Project, located at 1 Franklin Street, being a subdivision of Assessor's Parcel Block No. 0837, Lot No. 003, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)
- 03/28/2016; RECEIVED FROM DEPARTMENT.
- 03/30/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**

34. IMPERATIVE AGENDA

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

[Serious Injury Finding]

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

[Purely Commendatory Finding]

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

[Brown Act Finding]

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

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES**160272 [Administrative Code - Exempting California State University Fresno Foundation from Nonprofit Public Access Ordinance]**

Ordinance exempting California State University Fresno Foundation from the Nonprofit Public Access Ordinance, Administrative Code, Chapter 12L, to facilitate the Human Services Agency's entering into a contract with the Foundation for training services required by State law for child welfare staff, supervisors, and foster parents. (Human Services Agency)

03/22/2016; RECEIVED FROM DEPARTMENT.

04/05/2016; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

160293 [Planning Code - Landmark Designation - 35-45 Onondaga Avenue (aka Alemany Emergency Hospital and Health Center)]

Ordinance designating 35-45 Onondaga Avenue (aka Alemany Emergency Hospital and Health Center), Assessor's Parcel Block No. 6956, Lot Nos. 016 and 017, as a Landmark under Planning Code, Article 10; and making environmental findings, findings of public necessity, convenience and welfare, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

03/24/2016; RECEIVED FROM DEPARTMENT.

04/05/2016; ASSIGNED UNDER 30 DAY RULE to the Land Use and Transportation Committee.

160294 [Health Code - Public Water System Cross-Connection Control and Backflow Prevention]

Ordinance amending the Health Code to regulate cross-connection and backflow prevention requirements to protect the public water system by replacing obsolete requirements with requirements consistent with current state and federal drinking water quality laws; by reorganizing, updating, and clarifying procedures for implementing such requirements; and by authorizing remedies and penalties for violations and providing enforcement criteria and procedures; and affirming the Planning Department's determination under the California Environmental Quality Act. (Public Utilities Commission)

03/24/2016; RECEIVED FROM DEPARTMENT.

04/05/2016; ASSIGNED UNDER 30 DAY RULE to the Public Safety and Neighborhood Services Committee.

PROPOSED RESOLUTIONS

160218

[Annual Fundraising Drive - 2016]

Resolution designating those agencies qualified to participate in the 2016 Annual Joint Fundraising Drive for officers and employees of the City and County of San Francisco. (City Administrator)

03/21/2016; RECEIVED FROM DEPARTMENT.

04/05/2016; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

160273

[Street Artist Spaces - Market Street, Drumm to Spear Streets]

Resolution approving designation of four selling spaces on the north side of Market Street, Drumm to Spear Streets, for use by street artists certified by the Arts Commission of the City and County of San Francisco; and exempting said spaces from the regulations of Police Code, Section 2405, relating to street artist display size, distance from entrances, distance from crosswalks, and distance between artists' displays. (Arts Commission)

03/18/2016; RECEIVED FROM DEPARTMENT.

04/05/2016; RECEIVED AND ASSIGNED to the Land Use and Transportation Committee.

160274

[Real Property Lease - 1030 Polk Associates, LP - Tenant Improvements - 2000 Oakdale Avenue - \$150,000 Rent in the Base Year - \$3,200,000 Estimated Tenant Improvements Cost]

Resolution authorizing the Director of Property, on behalf of San Francisco Public Works, to execute a lease of 9,900 rentable square feet at 2000 Oakdale Avenue at a base-year rent expense to City of \$150,000 for an initial term of ten years to commence following Board approval, plus three five-year options to extend; and construction of tenant improvements costing the City an estimated \$3,200,000. (Public Works)

03/18/2016; RECEIVED FROM DEPARTMENT.

04/05/2016; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

160275

[Contract Amendment - Alliant Insurance Services, Inc. - Insurance Broker and Risk Management Consulting Services - \$59,848,705]

Resolution authorizing the Director of Risk Management to enter into the Second Amendment of a contract with Alliant Insurance Services, Inc., for Insurance Broker and Risk Management Consulting Services, to increase the contract limit from \$32,288,248 to \$59,848,705 for the term of June 1, 2013, through July 30, 2018. (City Administrator)

03/21/2016; RECEIVED FROM DEPARTMENT.

04/05/2016; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

160276 [Master Lease Amendment, Sublease Amendment - AMB Pier One LLC, Port - Pier 1]

Resolution approving the Second Amendment to Lease No. L-12838 at Pier 1 with AMB Pier One LLC, a California limited liability company, including an option to extend for an additional fifteen-year term; and approving the First Amendment to the Port of San Francisco sublease at Pier 1; each as approved by the Port Commission. (Port)

03/21/2016; RECEIVED FROM DEPARTMENT.

04/05/2016; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

160277 [Settlement of Unlitigated Claim - Henry L. Thompson - \$225,000]

Resolution approving the settlement of the unlitigated claim filed by Henry L. Thompson against the City and County of San Francisco for \$225,000; the claim was filed on May 1, 2015; the claim involves an employment dispute. (City Attorney)

03/21/2016; RECEIVED FROM DEPARTMENT.

04/05/2016; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

160295 [Lease Agreement - Bank of America, N.A. - \$365,000 Minimum Annual Guarantee]

Resolution approving the Domestic Terminals 1 and 3 Automated Teller Machines Lease No. 16-0070 between Bank of America, N.A., and the City and County of San Francisco, acting by and through its Airport Commission, with a minimum annual guarantee of \$365,000 for the first year of the Lease for a five-year term to commence following Board approval, with a two-year option to extend exercisable at the sole discretion of the Airport Commission. (Airport Commission)

03/23/2016; RECEIVED FROM DEPARTMENT.

04/05/2016; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

160296 [Lease Agreement - Bank of America, N.A. - \$270,000 Minimum Annual Guarantee]

Resolution approving the International Terminal Automated Teller Machines Lease No. 16-0069 between Bank of America, N.A., and the City and County of San Francisco, acting by and through its Airport Commission, with a minimum annual guarantee of \$270,000 for the first year of the Lease for a five-year term to commence following Board approval with a two-year option to extend exercisable at the sole discretion of the Airport Commission. (Airport Commission)

03/23/2016; RECEIVED FROM DEPARTMENT.

04/05/2016; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

160297 [Lease Agreement - Swissport Cargo Services, L.P. - West Field Cargo Building 632 and Related Areas on Plot 9 - \$2,345,996.92]

Resolution approving Lease Agreement No. 14-0263 between Swissport Cargo Services, L.P., and the City and County of San Francisco, acting by and through its Airport Commission, for approximately 19,048 square feet of exclusive use space in West Field Cargo Building 632 and related areas on Plot 9, with an estimated minimum rent of \$2,345,996.92 for a three-year initial term to commence following Board approval, and two one-year options to extend. (Airport Commission)

03/23/2016; RECEIVED FROM DEPARTMENT.

04/05/2016; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

160298 [Emergency Work - Designing, Repairing and Upgrading Security Systems for County Jail Nos. 1 and 2 - Not to Exceed \$2,967,000]

Resolution approving emergency public work by San Francisco Public Works under Administrative Code, Section 6.60, to design, repair and upgrade the central control intercom and attendant security systems at the Sheriff's Department's County Jail Nos. 1 and 2, both located at 425-7 Street, with an amount not to exceed \$2,967,000. (Public Works)

03/25/2016; RECEIVED FROM DEPARTMENT.

04/05/2016; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

160299 [Contract Agreement - Skidata, Inc. - Replacement of Parking Access and Revenue Control Systems at 22 Off-Street Parking Facilities - Not to Exceed \$19,319,270]

Resolution authorizing the Director of Transportation of the San Francisco Municipal Transportation Agency (SFMTA) to enter into a contract with Skidata, Inc., for the equipment, software, and professional services required to install and maintain a new parking access and revenue-control system at 22 parking facilities, for a total not to exceed \$19,319,270 and a term to commence following Board approval through June 30, 2029; and affirming the SFMTA determination under the California Environmental Quality Act. (Municipal Transportation Agency)

03/28/2016; RECEIVED FROM DEPARTMENT.

04/05/2016; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

160302 [Contract Approval - Univar USA, Inc. - Purchase of Sodium Hypochlorite - Estimated Not to Exceed \$24,000,000]

Resolution approving the contract between the City and County of San Francisco and Univar USA, Inc., pursuant to Charter, Section 9.118(b), for purchase of sodium hypochlorite with an initial amount not to exceed \$14,500,000 for a term of June 1, 2016, through May 31, 2019; with two options to extend the agreement for up to one year each with a total amount not to exceed \$24,000,000 for the term ending March 31, 2021. (Office of Contract Administration)

03/21/2016; RECEIVED FROM DEPARTMENT.

04/05/2016; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

160279 [Petitions and Communications]

Petitions and Communications received from March 14, 2016, through March 28, 2016, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on April 5, 2016.

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 Mayor Lee, regarding the following Charter, Section 3.100(18), appointment to the Small Business Commission. (1)

Irene Yee Riley - term ending January 6, 2020

From Mayor Lee, regarding the following Charter, Section 3.100(18), appointment to the Human Services Commission. (2)

Pablo Stewart - term ending January 15 2020

From Mayor Lee, designating Supervisor Katy Tang as Acting-Mayor from March 25, 2016, to March 27, 2016. Copy: Each Supervisor. (3)

From Clerk of the Board, reporting that the following individuals have submitted Form 700 Statements: (4)

Hillary Ronen - Legislative Aide - Annual
Andres Power - Legislative Aide - Annual
Ivy Lee - Legislative Aide - Annual
Vallie Brown - Legislative Aide - Leaving Office
Frances Hsieh - Legislative Aide - Annual
Connie Chan - Legislative Aide - Assuming Office
Kanishka Burns - Legislative Aide - Assuming Office
Ray Law - Legislative Aide - Annual
Ashley Summers - Legislative Aide - Annual
Conor Johnston - Legislative Aide - Annual
Iris Wong - Legislative Aide - Annual
Carolyn Goossen - Legislative Aide - Annual

From the Office of the Controller, submitting City Services Auditor's memorandum regarding San Francisco Public Utilities Commission's monitor of Change Orders for Sunol Valley Water Treatment Plant Improvement Project. Copy: Each Supervisor. (5)

From the Office of the Controller, regarding the launching of the San Francisco Performance Scorecards website. Copy: Each Supervisor. (6)

From the Office of the Controller, regarding Airport Commission: RDG Concessions, LLC, Correctly Reported Its Revenue and Paid Its Rent for January 2013 through December 2014. Copy: Each Supervisor. (7)

From the Office of the Controller, regarding Joint Report of the Five-Year Financial Plan Update for General Fund Supported Operations, FY2016-2017 through FY2019-2020. Copy: Each Supervisor. (8)

From the Office of the Controller, regarding Audits of TripTel, Inc., and Goodfellows Shoeshine-California, Inc. Copy: Each Supervisor. (9)

From the Office of the Treasurer and Tax Collector, submitting City and County of San Francisco's Monthly Pooled Investment Report for February 2016. Copy: Each Supervisor. (10)

From Department of Aging and Adult Services, regarding 2016 Needs Assessment Report. Copy: Each Supervisor. (11)

From the Office of the Assessor-Recorder, regarding 2015 Annual Report of Real Estate Watchdog Cases. Copy: Each Supervisor. (12)

From Capital Planning Committee, submitting action items to be considered by the Board of Supervisors. Copy: Each Supervisor. (13)

From State Fish and Game Commission, submitting notice of proposed extension of existing emergency regulations for Fisheries at Risk Due to Drought Conditions. Copy: Each Supervisor. (14)

From concerned citizens, regarding homeless Navigation Centers. File No. 160223. 2 letters. Copy: Each Supervisor. (15)

From concerned citizens, regarding coyotes. File No. 151246. 2 letters. Copy: Each Supervisor. (16)

From Mayor's Office on Disability, regarding proposed legislation for mandatory disability access improvements. File No. 150732. Copy: Each Supervisor. (17)

From West Area CPUC, regarding notification of filing for various Verizon Wireless locations. Copy: Each Supervisor. (18)

From concerned citizens, regarding Cristina Rubke's nomination to SFMTA Board of Directors. File No. 160208. 3 letters. Copy: Each Supervisor. (19)

From concerned citizens, regarding proposed rule regulating dog walking in the Golden Gate National Recreation Area (GGNRA). File No. 160205. 3 letters. Copy: Each Supervisor. (20)

From concerned citizens, regarding Open Source Voting System Project. File No. 160127. 4 letters. Copy: Each Supervisor. (21)

From concerned citizens, regarding Super Bowl 50 Impact Fund. File Nos. 160116, 160117. 8 letters. Copy: Each Supervisor. (22)

From concerned citizens, regarding all-gender toilet facilities. File No. 160024. 2 letters. Copy: Each Supervisor. (23)

From Engineering Associates, LLC, regarding notification of nighttime construction on 4th Street. (24)

From Dave Massen, regarding revenue-neutral carbon tax. Copy: Each Supervisor. (25)

From Marcelo Fonseca, regarding public transportation safety. Copy: Each Supervisor. (26)

From California Public Utilities Commission Public Advisor's Office, regarding Notice of Pacific Gas and Electric Company's request to increase rates. Copy: Each Supervisor. (27)

From M&M Group Assets, Inc., regarding application for Liquor License for 65 Post Street. File No. 160249. (28)

From Raton 927 LLC, regarding application for Liquor License for 927 Post Street. File No. 160250. (29)

From Najib and Hanan Saliba, regarding application for Liquor License for 2836 Franklin Street. File No. 160251. (30)

From Associated General Contractors of California, Inc., regarding proposed family leave ordinance. File No. 160065. Copy: Each Supervisor. (31)

From John O'Grady, regarding pedestrian injuries. Copy: Each Supervisor. (32)

From concerned citizens, submitting signatures for petition titled "San Francisco Needs a Better Plan." 395th signer. Copy: Each Supervisor. (33)

From concerned citizens, submitting signatures for petition titled "Stop SFMTA (San Francisco Municipal Transportation Agency)." 4,194th signer. Copy: Each Supervisor. (34)

From Lou Ann Bassan and Larry Klingenberg, regarding SFMTA plans for Lombard and Chestnut streets. Copy: Each Supervisor. (35)

From Nancy Reyering, regarding letter on "Open the Watershed." File No. 160183. Copy: Each supervisor. (36)

From Julie Wall, regarding mandatory sterilization for pit bulls. Copy: Each Supervisor. (37)

From Lisa Anton, regarding plan to close top viewing area of Twin Peaks to cars. Copy: Each Supervisor. (38)

From concerned citizens, regarding help for homeless residents. File No. 160228. 2 letters. Copy: Each Supervisor. (39)

From Dennis Hong, regarding various concerns. File Nos. 160116, 160117, 160103, and 160228. Copy: Each Supervisor. (40)

From San Francisco Council of District Merchants Associations, regarding proposed formula retail legislation. File No. 160102. Copy: Each Supervisor. (41)

ADJOURNMENT