



BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO AGENDA

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

Tuesday, May 17, 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 [April 12, 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 through 4

Recommendation of the Budget and Finance Sub-Committee

Present: Supervisors Farrell, Tang, Yee

1. [160318](#) **[Appropriation - Proceeds from Certificates of Participation for Animal Care and Control Renovation - \$60,500,000 - FY2015-2016]**
Sponsors: Mayor; Tang and Campos
Ordinance appropriating \$60,500,000 of Certificates of Participation to the Department of Administrative Services in FY2015-2016 for the Animal Care and Control Renovation Project.

(Fiscal Impact.)

05/10/2016; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Cohen, Wiener, Peskin

2. [151280](#) **[Planning Code - Permitting Accessory Massage Uses, with a Conditional Use Permit, in the North of Market Residential Special Use District]**

Sponsor: Kim

Ordinance amending the Planning Code to permit accessory massage uses, with a Conditional Use permit, in the North of Market Residential Special Use District; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including findings of public necessity, convenience and welfare under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

05/10/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Tang, Mar, Cohen

3. [150944](#) **[Administrative Code - Establishing the Safer Schools Sexual Assault Task Force]**

Sponsors: Kim; Cohen, Tang and Mar

Ordinance amending the Administrative Code to establish the Safer Schools Sexual Assault Task Force to advise the Board of Supervisors regarding proposed policies to reduce sexual assault at educational institutions; and setting forth the membership and duties of the Task Force.

05/10/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. [160359](#) **[Administrative Code - Establishing Municipal Fines and Fees Task Force]**

Sponsors: Avalos; Kim, Cohen and Mar
Ordinance amending the Administrative Code to establish the Municipal Fines and Fees Task Force to advise the Board of Supervisors, the Mayor, and City departments regarding policies that reduce fines and fees for low-income City residents; and setting forth the membership and duties of the Task Force.

05/10/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Sub-Committee

Present: Supervisors Farrell, Tang, Yee

- 5. [160025](#) **[Administrative Code - Nutritional Standards for Food and Beverages Sold in Vending Machines on City Property or Served at City Meetings and Events]**
Sponsors: Farrell; Mar

Ordinance amending the Administrative Code to require that prepackaged food and beverages sold in vending machines on City property meet specified nutritional standards and calorie labeling requirements; to require City departments to make best efforts to meet nutritional guidelines for food and beverages purchased with City funds and served at City events and meetings; to encourage restaurants, cafeterias, and concessions located on City property to offer healthy food options; and to require the Department of Public Health (DPH) to submit a report to the Board of Supervisors if DPH concludes that nutritional standards and guidelines should be updated.

05/10/2016; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Peskin, Breed

- 6. [150672](#) **[Home Detention Electronic Monitoring Program Rules and Regulations and Program Administrator’s Evidence of Financial Responsibility - 2015]**

Resolution approving the Sheriff Department’s home detention and electronic monitoring program rules and regulations and approving evidence of financial responsibility demonstrated by program administrator, Leaders in Community Alternatives, for the 2015 calendar year. (Sheriff)

05/03/2016; CONTINUED.

Question: Shall this Resolution be ADOPTED?

- 7. [160313](#) **[Home Detention Electronic Monitoring Program Rules and Regulations and Program Administrator’s Evidence of Financial Responsibility - 2016]**

Resolution approving the Sheriff Department’s home detention and electronic monitoring program rules and regulations and approving evidence of financial responsibility demonstrated by program administrator, Leaders in Community Alternatives, for the 2016 calendar year. (Sheriff)

05/03/2016; CONTINUED.

Question: Shall this Resolution be ADOPTED?

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

Present: Supervisors Farrell, Tang, Yee

8. [160225](#) **[Administrative Code - Best Value Public Works Procurement]**
Sponsors: Wiener; Tang, Breed and Yee
Ordinance amending the Administrative Code to allow departments authorized to perform public work to procure public work contracts through a best value process that selects contractors using a combination of price and qualifications, with bid discounts applicable to price; and to require completion of public works contractor performance evaluations, and to require the creation and maintenance of a database to collect the contractor performance evaluations.
Question: Shall this Ordinance be PASSED ON FIRST READING?
9. [160358](#) **[Appropriation and De-Appropriation - Surplus Revenue and Expenditures - Supporting Increased Overtime Expenditures - \$24,682,824 - FY2015-2016]**
Sponsor: Mayor
Ordinance appropriating \$4,112,120 surplus revenues, de-appropriating \$20,570,704 from permanent salaries, fringe benefit expenses, and non-personnel services, and appropriating \$24,682,824 to overtime in the Sheriff's Department, Department of Emergency Management, Fire Department, Public Health Department, Public Utilities Commission, and the Police Department operating budgets in order to support the Departments' projected increases in overtime as required per Ordinance No. 194-11 in FY2015-2016; this Ordinance requires a two-thirds vote of all members of the Board of Supervisors for approval of the Fire Department overtime appropriations, pursuant to Charter, Section 9.113(c).
Question: Shall this Ordinance be PASSED ON FIRST READING?
10. [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)
Question: Shall this Resolution be ADOPTED?

11. [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)

Question: Shall this Resolution be ADOPTED?

12. [160311](#) **[Lease Agreement - China Airlines Limited - Airport Building No. 648 and Related Areas on Plot 10 - \$5,851,076]**
Resolution retroactively approving and authorizing the execution of Facility Lease Agreement No. 16-0072 for Cargo Building 648 on Plot 10, between China Airlines Limited and the City and County of San Francisco, acting by and through its Airport Commission, for an estimated rent of \$5,851,076 for a three-year term to commence April 9, 2016, through April 8, 2019, with one three-year option to extend. (Airport Commission)

Question: Shall this Resolution be ADOPTED?

13. [160315](#) **[Agreement Amendment - Cogsdale Corporation - Software Maintenance, FAMIS Project - Maximum Expenditure of \$1,759,067.62]**
Resolution authorizing the Controller to enter into the Ninth Amendment of a Software Maintenance Agreement with Cogsdale Corporation, for perpetual software maintenance services for the Controller's Financial Accounting and Management Information System ("FAMIS") Project, extending the contract term of July 1, 2006, through June 30, 2016, up to three years through June 30, 2019, and increasing the maximum expenditure for the Ninth Amendment up to \$452,661.65, and a total contract amount up to \$1,759,067.62. (Controller)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

14. [160369](#) **[Multifamily Housing Revenue Bonds - 1101 Connecticut Street (also known as Potrero Block X) - Not to Exceed \$56,000,000]**

Sponsor: Cohen

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$56,000,000 for 1101 Connecticut Street (also known as Potrero Block X); authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$56,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein. (Mayor's Office of Housing and Community Development)

Question: Shall this Resolution be ADOPTED?

15. [160371](#) **[Multifamily Housing Revenue Bonds - 1035 Folsom Street and 21 Columbia Square Street - Not to Exceed \$16,000,000]**

Sponsor: Kim

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds in an aggregate principal amount not to exceed \$16,000,000 for the purpose of providing financing for the acquisition and rehabilitation of a 50-unit multifamily residential rental housing project known as Columbia Park Apartments; ratifying the approvals and terms and conditions of a previous Resolution; and related matters. (Mayor's Office of Housing and Community Development)

Question: Shall this Resolution be ADOPTED?

16. [160427](#) **[Replacement Credit Facilities - Tax Exempt and Taxable Lease Revenue Commercial Paper Certificates of Participation - To Fund Board-Approved Capital Projects - Not to Exceed \$250,000,000]**

Sponsor: Mayor

Resolution re-authorizing the issuance of Tax-Exempt (Series 1 and Series 2) and Taxable Lease Revenue Commercial Paper Certificates of Participation (Series 1-T and Series 2-T), in an aggregate principal amount not to exceed \$250,000,000 to finance the acquisition, construction, and rehabilitation of capital improvements and capital equipment approved by the Board of Supervisors and the Mayor; authorizing the replacement of the existing credit facilities in the amount of \$150,000,000; and approving and authorizing execution of a first supplement to trust agreement, a first amendment to site lease, a first amendment to sublease, revolving credit agreements, fee agreements, dealer agreements, and certain other related financing documents, and authorizing other related actions.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

17. [160481](#) **[Preservation of Affordable Housing Units - South Beach Marina, Inc. - South Beach Marina Apartments - 2 Townsend Street - Not to Exceed \$59,300,000]**
Sponsor: Kim

Resolution approving an agreement with South Beach Marina, Inc., to preserve 101 affordable housing units at South Beach Marina Apartments in an amount not to exceed \$59,300,000 and authorizing the Director of the Mayor's Office of Housing and Community Development to execute the Agreement on behalf of the City and County of San Francisco to prevent the displacement of existing low- and moderate-income households residing at the South Beach Marina Apartments, and creating permanent affordability restrictions for all units to remain affordable to households earning up to 120% of Area Median Income. (Mayor's Office of Housing and Community Development)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Peskin, Yee, Breed

18. [160278](#) **[Administrative Code - City Navigation Centers for the Homeless]**
Sponsors: Campos; Avalos and Mar

Ordinance amending the Administrative Code to require the City to open and operate no fewer than six Navigation Centers within twenty-four months of the effective date of the ordinance, offering comprehensive health, mental health, and other services to homeless people, and moving homeless people off the streets and into permanent housing or transitional or stable supportive housing that eventually leads to permanent housing through case management, social service programs, and the integration of other relevant city services; specifying programmatic requirements for Navigation Centers; requiring the development of plans for the equitable distribution of shelter and housing resources, and the identification of sustainable revenue sources for the development of new, permanent housing; and affirming the Planning Department's determination under the California Environmental Quality Act.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

19. [160124](#) **[Setting the 2016 Budget and Legislative Analyst Services Audit Plan]**
Sponsors: Campos; Avalos, Kim, Yee, Peskin and Mar

Motion directing the Budget and Legislative Analyst to conduct a performance audit of the City's Real Estate Division in 2016.

Question: Shall this Motion be APPROVED?

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Wiener, Peskin

20. [160431](#) **[Commemorative Street Name Designation - "Gene Compton's Cafeteria Way" - 100 Block of Taylor Street]**
Sponsors: Kim; Campos, Wiener and Peskin
Resolution approving the addition of the commemorative street name "Gene Compton's Cafeteria Way" to the 100 Block of Taylor Street in recognition of the Fiftieth Anniversary of the turning point for the civil rights movement for Gay, Lesbian, Bisexual, Transgender, Queer, Questioning, and Intersex people, and in specific the contributions of Transgender Women.

Question: Shall this Resolution be ADOPTED?

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

SPECIAL ORDER 3:00 P.M.*APPEAL PROCEDURES*

Board Rule 4.18 provides that public hearings on appeals shall be scheduled for 3:00 p.m. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 3:00 p.m. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 3:00 p.m.:

1. Appeals where all parties have agreed to request a continuance or a tabling of the appeal.
2. Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).
3. Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.
4. Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 3:00 p.m.
5. Appeals involving participants who have ADA considerations may be set for specific times beginning at 3:00 p.m.

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

21. **160400** **[Public Hearing - Appeal of Conditional Use Authorization - 1066 Market Street]**

Hearing of persons interested in or objecting to the certification of a Conditional Use Authorization pursuant to Planning Code, Sections 124(f) and 303, for a proposed project at 1066 Market Street, Assessor's Parcel Block No. 0350, Lot No. 003, identified in Planning Case No. 2013.1753CXV, issued by the Planning Commission by Motion No. 19594 dated March 17, 2016, to allow additional square footage above the base floor area ratio for dwelling units that will be affordable for the life of the project to households whose incomes are within 90% of the area median income. (District 6) (Appellant: Donald Falk, on behalf of the Tenderloin Neighborhood Development Corporation) (Filed April 18, 2016). (Clerk of the Board)

Question: Shall this Hearing be HEARD AND FILED?

(Only one of the following two Motions should be approved.)

22. **160401** **[Approving Conditional Use Authorization - 1066 Market Street]**

Motion approving the decision of the Planning Commission by its Motion No. 19594, approving a Conditional Use Authorization identified as Planning Case No. 2013.1753CXV for a proposed project located at 1066 Market Street, and adopting findings pursuant to Planning Code, Section 101.1. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

23. [160402](#) **[Disapproving Conditional Use Authorization - 1066 Market Street]**
Motion disapproving the decision of the Planning Commission by its Motion No. 19594, approving a Conditional Use Authorization identified as Planning Case No. 2013.1753CXV for a proposed project located at 1066 Market Street. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**
24. [160403](#) **[Preparation of Findings Related to Conditional Use Authorization Appeal - 1066 Market Street]**
Motion directing the Clerk of the Board to prepare findings in support of the Board of Supervisors' disapproval of the proposed Conditional Use Authorization identified as Planning Case No. 2013.1753CXV for a proposed project located at 1066 Market Street. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Scheduled pursuant to Motion No. M16-046 (File No. 160349) approved on April 19, 2016.)

25. [160350](#) **[Hearing - Report of Assessment Costs for Blighted Properties]**
Hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for inspection and/or abatement of blighted conditions ordered to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Clerk of the Board)
- Question: Shall this Hearing be HEARD AND FILED?**

Committee of the Whole Adjourn and Report

26. [160351](#) **[Report of Assessment Costs for Blighted Properties]**
Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Public Works)
- Question: Shall this Resolution be ADOPTED?**

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, May 16, 2016, at 1:30 p.m. The Chair intends to request the Committee to send the following item to the Board as a Committee Report on Tuesday, May 17, 2016.

27. [160388](#) **[Option Agreement - Sale of Transbay Block 4 - F4 Transbay Partners, LLC - \$45,000,000]**

Sponsors: Mayor; Kim

Resolution approving an option agreement for the potential sale of Transbay Block 4 (the northern one-third of the block bounded by Beale, Howard, Main, and Folsom Streets) by the Successor Agency to the San Francisco Redevelopment Agency to F4 Transbay Partners, LLC, a Delaware limited liability company, for \$45,000,000; and making findings under Health and Safety Code, Section 33433.

Question: Shall this Resolution be ADOPTED?

The following item will be considered by the Rules Committee at a Regular Meeting on Thursday, May 12, 2016, at 11:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a Committee Report on Tuesday, May 17, 2016.

28. [160486](#) **[Development of a Transportation Sales Tax Expenditure Plan]**

Sponsors: Wiener; Avalos and Mar

Resolution urging the San Francisco County Transportation Authority, in partnership with the Mayor's Office and the San Francisco Municipal Transportation Agency, to develop a San Francisco Transportation Expenditure Plan to specify the use of revenues from a potential new half-cent sales tax for transportation for potential consideration for the November 2016 ballot.

Question: Shall this Resolution be ADOPTED?

29. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

30. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

Items 31 through 34

31. [160488](#) **[Urging Adequate State-wide Funding for Dependency Counsel]**
Sponsors: Cohen; Kim, Peskin and Campos
Resolution urging the California State Legislature, the Judicial Council, and Governor Jerry Brown to adequately fund dependency counsel in the State of California, a statutory obligation of the State, to address a state-wide crisis in funding deleteriously affecting our most vulnerable families in San Francisco and the State of California, particularly families that are poor and families of color.
- 05/03/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 05/10/2016; CONTINUED.
- Question: Shall this Resolution be ADOPTED?**
32. [160523](#) **[Bay Day - October 1, 2016]**
Sponsor: Wiener
Resolution declaring October 1, 2016, to be Bay Day in the City and County of San Francisco.
- 05/10/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

33. [160504](#) **[Committee of the Whole - Report of Assessment Costs for Sidewalk Inspection and Repair Program]**

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 28, 2016, at 3:00 p.m., to hold a public hearing on a Resolution approving a report of assessment costs submitted by the Director of Public Works for work done or caused to be done through the Sidewalk Inspection and Repair Program pursuant to the provisions of Public Works Code, Sections 707 and 707.1, the costs thereof having been paid for by the City and County out of a revolving fund. (Clerk of the Board)

05/03/2016; RECEIVED FROM DEPARTMENT.

05/10/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

34. [160507](#) **[Final Map 8270 - 388 Fulton Street]**

Motion approving Final Map 8270, a 69 residential unit and five commercial unit, mixed-use Condominium Project, located at 388 Fulton Street, being a subdivision of Assessor's Parcel Block No. 0785, Lot No. 051, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

05/03/2016; RECEIVED FROM DEPARTMENT.

05/11/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

35. **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

160499 [Summary Street Vacation - Greenwich Street - Pioneer Park Improvements]

Ordinance ordering the summary street vacation of a portion of Greenwich Street adjacent to Coit Tower, and generally bounded by Assessor's Parcel Block No. 0079 to the north, Assessor's Parcel Block No. 0086 to the south, Kearny Street to the west, and Montgomery Street to the east, as part of improvements to Pioneer Park; approving an interdepartmental transfer of the vacation area from Public Works to the Recreation and Park Department; affirming the Planning Department's determination under the California Environmental Quality Act; adopting findings that the actions contemplated in this Ordinance 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. (Recreation and Park Commission)

05/09/2016; RECEIVED FROM DEPARTMENT.

05/17/2016; ASSIGNED UNDER 30 DAY RULE to the Land Use and Transportation Committee.

160500 [Settlement of Lawsuit - Ken Meisle - \$40,000]

Ordinance authorizing settlement of the lawsuit filed by Ken Meisle against the City and County of San Francisco for \$40,000; the lawsuit was filed on November 26, 2014, in San Francisco Superior Court, Case No. CGC-14-542935; entitled Ken Meisle v. City and County of San Francisco; the lawsuit involves personal injury and property damage. (City Attorney)

05/03/2016; RECEIVED FROM DEPARTMENT.

05/17/2016; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

160501**[Settlement of Lawsuit - Martha Abbene - \$81,000]**

Ordinance authorizing settlement of the lawsuit filed by Martha Abbene against the City and County of San Francisco for \$81,000; the lawsuit was filed on January 21, 2015, in San Francisco Superior Court, Case No. CGC-15-543761; entitled Martha Abbene v. City and County of San Francisco, et al.; the lawsuit involves personal injury due to uneven road surface. (City Attorney)

05/03/2016; RECEIVED FROM DEPARTMENT.

05/17/2016; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS**160502****[Lease Agreement - City of San Francisco Uptown Parking Corporation - Union Square Public Parking Garage Lease and Café - Anticipated Revenue of More Than \$1,000,000]**

Resolution approving and authorizing the General Manager of the Recreation and Park Department to execute a lease agreement with the City of San Francisco Uptown Parking Corporation for the Union Square Public Parking Garage and portions of Union Square Plaza for the operation of a café, for a ten-year term to commence upon Board approval, and two five-year options to extend, with all revenue in excess of operating costs to be transferred to the Recreation and Park Department, with anticipated revenue to the City of more than \$1,000,000. (Recreation and Park Commission)

05/09/2016; RECEIVED FROM DEPARTMENT.

05/17/2016; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

160503**[Contract Amendment - Helios Healthcare, LLC - Not to Exceed \$14,635,152]**

Resolution approving a third amendment to the Department of Public Health contract with Helios Healthcare, LLC, for long-term mental health services in a 24-hour locked facility, to extend the contract by two years from July 1, 2011, through June 30, 2016, to July 1, 2011, through June 30, 2018, with a corresponding increase of \$4,688,841 for a total amount not to exceed \$14,635,152. (Public Health Department)

05/09/2016; RECEIVED FROM DEPARTMENT.

05/17/2016; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

160506**[Report of Assessment Costs for Sidewalk Inspection and Repair Program]**

Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs through the Sidewalk Inspection and Repair Program ordered to be performed by said Director pursuant to Public Works Code, Sections 707 and 707.1, the costs thereof having been paid for out of a revolving fund. (Public Works)

05/03/2016; RECEIVED FROM DEPARTMENT.

05/17/2016; RECEIVED AND ASSIGNED to the Board of Supervisors.

160531 [Petitions and Communications]

Petitions and Communications received from May 2, 2016, through May 9, 2016, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on May 17, 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 Office of the Controller, submitting Super Bowl 50 City Budget Impact Report. Copy: Each Supervisor. (1)

From the Office of the Controller, submitting Master Fee Schedule of Budget Submissions for FY 2016-17 and FY 2017-18 Budget Deliberations. Copy: Each Supervisor. (2)

From Clerk of the Board, reporting that the following individual has submitted a Form 700 Statement: (3)

Rachel Redondiez - Legislative Aide - Leaving Office

From Ethics Commission, submitting report titled "San Francisco's Limited Public Financing Program for the November 2015 Election." Copy: Each Supervisor. (4)

From Human Services Agency, submitting annual list of membership organizations for FY 2016-17. Copy: Each Supervisor. (5)

From Mayor Lee, regarding the following Charter Section 4.114, appointment to the Port Commission. (6)

Eleni Kounalakis - term ending May 1, 2020

From Office of the Controller, submitting Municipal Transportation Agency Budget and Mayor's FY 2016-17 & FY 2017-18 Proposed Budget. Copy: Each Supervisor. (7)

From Planning Department, submitting Notice of Availability of Academy of Art University Project Existing Sites Technical Memorandum. Copy: Each Supervisor. (8)

From Planning Department, submitting Notice of Availability of a Draft Environmental Impact Report for 1979 Mission Street Mixed Use Project. Copy: Each Supervisor. (9)

From Planning Department, submitting Community Plan Exemption Certificate and CPE Checklist for 701 Third Street. Copy: Each Supervisor. (10)

From California High Speed Rail Authority, regarding High Speed Rail Scoping Meetings. Copy: Each Supervisor. (11)

From State Fish and Game Commission, submitting notice of proposed regulatory action relating to establishing a nonlead ammunition coupon program. Copy: Each Supervisor. (12)

From State Fish and Game Commission, submitting notice of proposed regulatory action regarding Upland game bird hunting. Copy: Each Supervisor. (13)

From State Fish and Game Commission, submitting notice of proposed regulatory action regarding Department of Fish and Wildlife Lands Pass Program and Land Public Uses. Copy: Each Supervisor. (14)

From State Fish and Game Commission, submitting notice of findings regarding fisher (Pekania). Copy: Each Supervisor. (15)

From Allen Matkins Leck Gamble Mallory & Natsis LLP, regarding Density Bonus Law. File No. 160255. Copy: Each Supervisor. (16)

From concerned citizens, regarding candidates for the Sunshine Ordinance Task Force. 3 letters. File No. 160407. Copy: Each Supervisor. (17)

From Rick Howard, regarding application for ABC Type 48 license at 2227 Polk Street. File No. 160494. (18)

From Community Housing Partnership, regarding supportive housing. Copy: Each Supervisor. (19)

From concerned citizens, regarding proposed ordinance designating tree at 46A Cook Street as a landmark tree. 2 letters. File No. 160320. Copy: Each Supervisor. (20)

From Saint Francis Foundation, regarding application of Ana Gee for Park, Recreation and Open Space Advisory Committee. File No. 160340. Copy: Each Supervisor. (21)

From concerned citizens, regarding public access to the Crystal Springs Watershed. 3 letters. Copy: Each Supervisor. (22)

From concerned citizens, regarding sale of land in Millbrae. Copy: Each Supervisor. (23)

From William Charles Hohenwarter, regarding working conditions at the San Francisco Museum of Modern Art. Copy: Each Supervisor. (24)

From Christine Harris, regarding quality of life issues. Copy: Each Supervisor. (25)

From Margaret McNamara, regarding homeless issues. Copy: Each Supervisor. (26)

From concerned citizens, regarding grievances of hunger strikers. 3 letters. Copy: Each Supervisor. (27)

From Jessica Evans, regarding planned development of the park to be located on Guy Place. Copy: Each Supervisor. (28)

From concerned citizens, submitting signatures for petition titled "San Francisco Needs a Better Plan." 404th signer. Copy: Each Supervisor. (29)

From Office of the Mayor, submitting State Legislation Committee Bill Positions and the State Legislation Committee Minutes from January, February and March 2016. Copy: Each Supervisor. (30)

ADJOURNMENT