

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, January 14, 2014 - 2:00 PM

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

Regular Meeting

DAVID CHIU, PRESIDENT

JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos	Wednesday 1:00 PM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Norton, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Breed, Tang, Chiu	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Wiener, Kim, Cohen	Monday 1:30 PM
Neighborhood Services and Safety Committee Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Yee, Tang, Campos	1st and 3rd Thursday 2:00 PM

Members Present: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:05 p.m. On the call of the roll, Supervisors Kim and Mar were noted absent. There was a quorum.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Breed, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of December 10, 2013. The motion carried by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Tang, Wiener, Yee
Absent: 2 - Kim, Mar

COMMUNICATIONS

There were none.

*Supervisor Kim was noted present at 2:06 p.m.
Supervisor Mar was noted present at 2:07 p.m.*

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

140022 [Formal Policy Discussions - January 14, 2014]

Pursuant to Charter, Sections 2.103 and 3.100(7), and Administrative Code, Section 2.11, the Mayor shall answer the following eligible questions submitted from Supervisors representing Districts 1, 5, and 9. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. Mayor Lee, we are in the midst of a housing affordability and evictions crisis not seen since the venture-capital tech surge and real estate speculation frenzy of the late 1990s "dot com boom." Your response in the last two months certainly deserves credit - - first, in supporting the preference legislation for Ellis evictees from private-owned rental housing to get into City-subsidized affordable units, and second, your Executive Directive prioritizing approvals for affordable housing projects in recognition that the real estate market is leaving out more and more low and moderate income San Franciscans. I look forward to the day that the Richmond District will break ground on new affordable housing projects to meet the housing needs of my District's growing low-income senior population.

However, these policy priorities are incumbent upon increasing the actual production of affordable housing units, which is entirely dependent on funding to do so. Moreover, the current tech induced affordable housing crisis and your administration's recent response are occurring in the midst of your simultaneous initiative to absorb the housing authority and rehabilitating and re-servicing 3,000 existing units of public housing, thus in combination committing your administration to the largest affordable housing program in recent City history and effecting a vast range of San Franciscans from residents with little or no income to low income to middle income households. This creates a serious challenge for us all to ensure the resources are sufficient to both expand and advance the citywide production of affordable housing to confront the growing crisis and renovate and enhance the City's public housing. Such an ambitious program far exceeds funds available from the Proposition C Housing Trust Fund.

Mr. Mayor, what additional funding can we expect in your budget proposal to address these significant needs for increasing as well as accelerating the City's production of affordable housing? (Supervisor Mar, District 1)

2. Mr. Mayor, according to the California Department of Education's most recent data, the high school graduation rate for African Americans in San Francisco is 12% lower than SFUSD's overall graduation rate. And African American males drop out at a far higher rate than any other group.

Although the homicide rate has declined from a high of 97 in 2008 to 48 in 2013, according to SPFD data, African American males continue to fall victim to violent crimes at an enormously disproportionate rate.

According to Sheriff's Department data and the Controller's October 2013 report, 56 percent of San Francisco inmates are African American while only six percent of adult San Franciscans are African American. African Americans aged 18 to 25 make up the single largest demographic group in jail, accounting for a whopping 16 percent of the total inmate population.

All the while, the African American population in San Francisco continues to plummet, decreasing by another 18 percent (59,461 to 48,870) from 2000 to 2010. And though San Francisco's overall population is expected to grow considerably, the California Department of Finance projects our African American population to decline yet further to 34,101 by 2050.

We are experiencing a crisis in the African American community in San Francisco, particularly among African American males. As we prepare to celebrate the Martin Luther King holiday this weekend, what can we as a city do to focus on this population and help them thrive? (Supervisor Breed, District 5)

3. For every Ellis Act eviction that takes place in San Francisco, we know that many other tenants have been displaced from their homes after accepting a monetary offer, often called "buy-outs" from their landlord. There are currently no municipal regulations of these buy-outs that lead to the significant reduction of rent controlled units in our City. Will you commit to working with me on legislation addressing buy-outs? (Supervisor Campos, District 9)

Mayor Edwin Lee addressed the Board of Supervisors and discussed the above referenced questions. Following public comment this matter was filed. No further action was taken.

HEARD AND FILED

CONSENT AGENDA

There were no items.

REGULAR AGENDA

UNFINISHED BUSINESS

There were no items.

NEW BUSINESS

Recommendations of the Budget and Finance Committee

131141 [Public Employment - Amendment to the Annual Salary Ordinance - Recreation and Park Department - FYs 2013-2014 and 2014-2015]

Sponsor: Mayor

Ordinance amending Ordinance No. 160-13 (Annual Salary Ordinance - FYs 2013-2014 and 2014-2015) to reflect the addition of two Class 5502 Project Manager I positions (0.5 FTE) in the Recreation and Park Department for the implementation of the Recreation and Park Department's capital improvements.

(Fiscal Impact)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131130 [California Constitution Appropriations Limit - FY2013-2014]

Sponsor: Farrell

Resolution establishing the appropriations limit for FY2013-2014 pursuant to California Constitution, Article XIII B.

Resolution No. 007-14

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131172 [Interconnection Agreement - Pacific Gas and Electric Company - Solar Power Project - 201 Van Ness Avenue]

Resolution authorizing the Public Utilities Commission's General Manager to enter into a long term interconnection agreement with Pacific Gas and Electric Company, to commence following Board approval, for a Solar Power Project at Davies Symphony Hall, 201 Van Ness Avenue, pursuant to Charter, Section 9.118(b). (Public Utilities Commission)

Resolution No. 008-14

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131182 [Emergency Contract - Clean Harbors Environmental Services, Inc. - Not to Exceed \$1,000,000]

Resolution retroactively approving emergency contract with Clean Harbors Environmental Services, Inc., for environmental clean-up of soil and water and regrading of the runway safety area after the crash landing of Asiana Airlines Flight 214 in an amount not to exceed \$1,000,000 for services already performed, for the period of July 11, 2013, to September 19, 2013. (Airport Commission) (Fiscal Impact)

Resolution No. 009-14

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131183 [Emergency Contract - Fixed Gas Monitoring System - Southeast Water Pollution Control Plant - Not to Exceed \$225,000]

Resolution retroactively approving an emergency procurement contract of the Public Utilities Commission under Administrative Code, Section 21.15, to obtain materials needed to repair the Fixed Gas Monitoring System at the Southeast Water Pollution Control Plant with a contract amount not to exceed \$225,000 for the period of November 18, 2013, to May 18, 2014. (Public Utilities Commission)

Resolution No. 010-14

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131210 [Accept and Expend Grant - Urban Areas Security Initiative Grant Increase: Budget Revision - FY2013 - \$687,988]

Sponsor: Mayor

Resolution retroactively authorizing the Department of Emergency Management, on behalf of the City and County San Francisco, as the fiscal agent for the Bay Area Urban Areas Security Initiative (UASI), to accept and expend an increase to FY2013 UASI grant funds in the amount of \$687,988 for a total of \$22,619,300 from the U.S. Department of Homeland Security through the California Office of Emergency Services, for the period of September 1, 2013, through May 31, 2015.

Resolution No. 011-14

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Economic Development Committee

130864 [Planning Code - Transfer of Child Care Facility Oversight to Office of Early Care and Education]

Sponsor: Yee

Ordinance amending the Planning Code to transfer proposed child care facility oversight from the Department of Children, Youth and Their Families to the Office of Early Care and Education; and making environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131143 [Changes to the Special Tax District No. 2009-1 - San Francisco Sustainable Financing]

Sponsors: Mayor; Chiu, Tang and Wiener

Resolution authorizing the City and County of San Francisco Special Tax District No. 2009-1 (San Francisco Sustainable Financing) to levy special taxes and incur debt to finance work deemed necessary to bring buildings or real property, including privately owned buildings or real property, into compliance with seismic safety standards or regulations.

Resolution No. 012-14

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

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

Privilege of the Floor

Supervisor Yee, seconded by Supervisor Cohen, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Yee introduced, welcomed, and presented a Certificate of Honor to Marc Christensen of the Merced Extension Triangle Neighborhood Association (METNA) in recognition of his tireless work, accomplishments, and continued community support.

Supervisor Cohen introduced, welcomed, and presented a Certificate of Honor to Kathy Bella, on behalf of the Big Brothers and Big Sisters of the Bay Area, in recognition of their accomplishments and continued community support.

SPECIAL ORDER 3:00 P.M.**131225 [Public Hearing - Appeal of Final Environmental Impact Report - 1111 California Street - The Masonic Center Renovation Project]**

Hearing of persons interested in or objecting to the Planning Commission's decision, dated November 14, 2013, certification of a Final Environmental Impact Report identified as Planning Case No. 2011.0471E, through its Motion No. 19019, for the proposed Masonic Center renovation project at 1111 California Street, Assessor's Block No. 0253, Lot No. 020. (District 3) (Appellants: Jay Wallace on behalf of the Coalition for San Francisco Neighborhoods, Nob Hill Neighbors and Berit Muh) (Filed December 13, 2013). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Jay Wallace (Appellant) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Bob Passmore; Walter Paulson; Ray Hartz (San Francisco Open Government); Berit Ma; Hiroshi Fukuda (San Francisco Land Use and Housing Committee); Linda Chapman (Nob Hill Neighbors); spoke in support of the appeal. Brett Bollinger (Planning Department) provided an overview of the decision of the Planning Department. Steve Vettel (Project Sponsor) provided an overview of the project and further requested the Board to uphold the decision of the Planning Commission. David Elliott Lewis; Greg Gallios; Mary Wrengogi; Female Speaker; Stanley Meyers; spoke in support of the project and in opposition to the appeal. Jay Wallace (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

131226 [Affirming Final Environmental Impact Report Certification - 1111 California Street - The Masonic Center Renovation Project]

Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for The Masonic Center Renovation Project at 1111 California Street. (Clerk of the Board)

Motion No. M14-003

Supervisor Chiu, seconded by Supervisor Farrell, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131227 [Reversing Final Environmental Impact Report Certification - 1111 California Street - The Masonic Center Renovation Project]

Motion reversing the certification by the Planning Commission of the Final Environmental Impact Report for The Masonic Center Renovation Project at 1111 California Street. (Clerk of the Board)

Supervisor Chiu, seconded by Supervisor Farrell, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131228 [Preparation of Findings to Reverse Final Environmental Impact Report Certification - 1111 California Project - The Masonic Center Renovation Project]

Motion directing the Clerk of the Board to prepare findings reversing the certification by the Planning Commission of the Final Environmental Impact Report for The Masonic Center Renovation Project at 1111 California Street. (Clerk of the Board)

Supervisor Chiu, seconded by Supervisor Farrell, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

140024 [Hearing - Implementing Assembly Bill 85 - Department of Public Health - Intent to Adopt the Savings Formula Option - FY2013-2014]

Hearing of persons interested in or objecting to the Resolution (File No. 131234) authorizing the Department of Public Health to implement Assembly Bill 85 via the Savings Formula Option to redirect a portion of current Health realignment funds to social service programs; and determine payments from the Health Subaccount to the Family Support Subaccount. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to implementing Assembly Bill 85 as referenced in File No. 131234. Greg Wagner (Department of Public Health) provided an overview of the proposed legislation and implementation and responded to questions raised throughout the discussion. There were no other speakers. The President declared the public hearing closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

131234 [Implementing Assembly Bill 85 - Department of Public Health - Intent to Adopt the Savings Formula Option - FY2013-2014]

Resolution authorizing the Department of Public Health to implement Assembly Bill 85 via the Savings Formula Option to redirect a portion of current Health realignment funds to social service programs; and determine payments from the Health Subaccount to the Family Support Subaccount. (Public Health Department)

Resolution No. 006-14

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

COMMITTEE REPORTS

Recommendations of the Land Use and Economic Development Committee

131085 [Planning Code - Fulton Street Grocery Store Special Use District]

Sponsor: Breed

Ordinance amending Planning Code, Section 249.35A, to extend the effective date for the Fulton Street Grocery Store Special Use District; provide controls for business signs; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131214 [Multifamily Housing Revenue Bonds - 227-228 West Point Road - Not to Exceed \$45,000,000]

Sponsor: Cohen

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (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 \$45,000,000 for 227-228 West Point Road (Assessor's Parcel No. 4624, Lot Nos. 29 and 31); 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 \$45,000,000; 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.

Resolution No. 005-14

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Ray Hartz (San Francisco Open Government); expressed concerns relating to his Constitutional rights being violated during his public comment.

Walter Paulson; shared in song certain concerns with the Board.

David Elliott Lewis (Mental Health Board); spoke relating to mental health crises, support line, and counseling.

Christopher Dahl; expressed concerns relating to political parties and moral blindness.

Ross Hammond (Friends of the Earth); spoke in support of proposed legislation relating to hydraulic fracturing.

Jed Holtzman (350 San Francisco); spoke in support of proposed legislation relating to hydraulic fracturing.

Lawrence Danos (350 Bay Area); spoke in support of proposed legislation relating to hydraulic fracturing.

Hillary Aidun (Center for Biological Diversity); spoke in support of proposed legislation relating to hydraulic fracturing.

John; expressed various religious concerns.

Male Speaker (350 San Francisco); spoke in support of proposed legislation relating to hydraulic fracturing.

Frank Martinez Campos (Latin American Advancement); expressed concerns relating to abortion and working families.

Ellen Shaffer; expressed concerns relating to abortion and banners.

Robin Brasso (Silver Ribbon); expressed concerns relating to abortion and banners.

Pat Maginnis; expressed concerns relating to abortion and banners.

Paul Kangas (Solar One); spoke in support of proposed legislation relating to hydraulic fracturing.

Jordan D'Angle; expressed concerns relating to the corner property on Kearny and Broadway, renovations, and tenants.

Stephen Kasalatto; expressed concerns relating to the corner property on Kearny and Broadway and moratoriums.

Joe Brenner; expressed concerns relating to abortion and banners.

Susan Englander; expressed concerns relating to abortion and banners.

Marcos Major (Climate Action Now); spoke in support of proposed legislation relating to hydraulic fracturing.

James Glover; expressed concerns relating to local hiring.

Don Price; spoke indicating he stopped by to say hello to the Board of Supervisors.

Ace Washington; spoke commending District 5 and Bay View boycott.

Edmund Larry; expressed concerns relating to medical marijuana, 49ers, and march for Martin Luther King, Jr.

Jakkee Bryson; expressed concerns relating to eviction protection and police protection.

Male Speaker; expressed concerns relating to abortion.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

140003 [Concurring in the Continuation of the Revised Declaration of Local Emergency - Rim Fire (Stanislaus National Forest Area)]

Motion concurring in the continuation of the "Rim Fire" Revised Declaration of Local Emergency by the Mayor and in the actions taken to meet the emergency. (Clerk of the Board)

Motion No. M14-005

APPROVED

140016 [Approval of a 90-Day Extension for Planning Commission Review of an Ordinance Rezoning 133-135 Golden Gate Avenue from RC-4 to C-3-G (File No. 130999)]

Sponsor: Kim

Resolution extending by 90-days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 130999) amending the Zoning Use District Map ZN01, to provide for eligibility to sell transferable development rights for property at 133-135 Golden Gate Avenue (St. Boniface Church and Rectory); and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Resolution No. 013-14

ADOPTED

140017 [Approval of a 30-Day Extension for Planning Commission Review of Construction of In-Law Units in Existing Residential Buildings or Auxiliary Structures on the Same Lot; Rent Control (File No. 131063)]

Sponsor: Wiener

Resolution extending by 30-days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 131063) amending the Planning Code to allow the construction of an additional dwelling unit or units within the existing envelope of a residential building or auxiliary structure on the same lot ("In-Law Units") on any parcel in the Castro Street Neighborhood Commercial District and within 1,750 feet of the District boundaries, excluding any lot within 500 feet of Block No. 2623, Lot Nos. 116 through 154, and authorizing the Zoning Administrator to waive density and other Planning Code requirements in order to create the In-Law Units; amending the Administrative Code to provide that an In-Law Unit constructed with a waiver of Code requirements shall be subject to the provisions of the San Francisco Residential Rent Stabilization and Arbitration Ordinance if the existing building or any existing dwelling unit is already subject to the Rent Ordinance; making environmental findings and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and directing the Clerk to send a copy of this Ordinance to the California Department of Housing and Community Development in accordance with State law.

Resolution No. 014-14

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Chiu requested that File No. 140023 be severed so that it may be considered separately.

140023 [Committee of the Whole - Implementing Assembly Bill 85 - Department of Public Health - Intent to Adopt the Savings Formula Option - FY2013-2014]

Sponsor: Chiu

Motion scheduling the Board to sit as a Committee of the Whole on January 14, 2014, at 3:00 p.m., to hold a public hearing of persons interested in or objecting to the Resolution (File No. 131234) authorizing the Department of Public Health to implement Assembly Bill 85 via the Savings Formula Option to redirect a portion of current Health realignment funds to social service programs; and determine payments from the Health Subaccount to the Family Support Subaccount.

Motion No. M14-004

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Chiu requested that File No. 131197 be severed so that it may be considered separately.

131197 [Fracking Moratorium in California]

Sponsors: Chiu; Mar

Resolution supporting a moratorium on hydraulic fracturing in the State of California.

Supervisor Mar requested to be added as a co-sponsor.

Supervisor Chiu, seconded by Supervisor Campos, moved that this Resolution be AMENDED on Page 1, Line 1, by changing the title to 'Fracking Moratorium in California'; Line 11, by deleting 'is not' and adding 'has been unregulated'; Line 13, by deleting 'no' and adding 'at best incomplete'; on Page 2, Line 16, by deleting 'Unregulated'; and on Page 3, Line 15 by adding 'halt to'; Lines 16 and 17, by deleting 'moratorium on' and 'until further studies of the environmental impacts of fracking are done in conjunction with public input.' The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisors Campos and Cohen requested to be added as co-sponsors.

Resolution No. 015-14

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no items.

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.

Ordinances

131086 [Planning Code, Zoning Map - 1500 Page Street Affordable Housing Special Use District]

Sponsors: Breed; Campos

Ordinance amending the Planning Code, to establish the 1500 Page Street Affordable Housing Special Use District (SUD) for the property located at 1500 Page Street (Assessor's Block No. 1223, Lot No. 004); amend the Zoning Map to add the Affordable Housing SUD and modify the height and bulk limits for the lot, and repeal the provisions establishing the 1500 Page Street Residential Care SUD and the permitted building height for the Residential Care SUD; affirming the Planning Department's California Environmental Quality Act findings; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

11/05/13; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 12/4/2013.

12/05/13; REFERRED TO DEPARTMENT.

12/18/13; RESPONSE RECEIVED.

01/08/14; RESPONSE RECEIVED.

01/14/14; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

140032 [Collective Bargaining Agreement, Arbitration Award - International Brotherhood of Electrical Workers, Local 6 - FY2013-2014]

Sponsor: Mayor

Ordinance adopting and implementing the Arbitration Award amending Amendment No. 2 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and the International Brotherhood of Electrical Workers, Local 6, by implementing special terms and conditions of employment for FY2013-2014.

01/14/14; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 2/13/2014.

140033 [Authorizing Levy and Collection of Special Taxes Within City and County of San Francisco Special Tax District No. 2009-1 - Seismic Safety Retrofits]

Sponsors: Mayor; Chiu, Tang and Wiener

Ordinance amending Ordinance No. 16-10 to authorize the levy and collection of Special Taxes within City and County of San Francisco Special Tax District No. 2009-1 (San Francisco Sustainable Financing) for seismic safety retrofits to certain privately owned buildings or real property; and directing the Clerk of the Board to publish a notice of public hearing and other matters related thereto.

01/14/14; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 2/13/2014.

140034 [Waiving Competitive Solicitation Requirement - Professional Services Agreement - Geneva Car Barn and Powerhouse Project - Aidlin Darling Design - \$838,000]

Sponsor: Avalos

Ordinance waiving the competitive solicitation requirement under Administrative Code, Section 6.40, and authorizing the General Manager of the Recreation and Park Department to enter into a Professional Services Agreement with Aidlin Darling Design in the amount of \$838,000 for the purpose of completing the design and construction documents for the Geneva Car Barn and Powerhouse Project, to commence following Board approval.
(Fiscal Impact.)

01/14/14; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 2/13/2014.

140035 [Administrative Code - Consumer Price Index Increase - Temporary Tenant Household Dislocation Compensation]

Sponsor: Chiu

Ordinance amending Administrative Code, Chapter 37, "Residential Rent Stabilization and Arbitration Ordinance," to implement California Civil Code, Section 1947.9(a)(1)(A), by requiring the Rent Board to annually adjust the daily compensation rate for tenant household temporary dislocation of less than 20 days, according to the Consumer Price Index (CPI).

01/14/14; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 2/13/2014.

140036 [Planning Code - Dwelling Unit Density]

Sponsor: Wiener

Ordinance amending the Planning Code to exclude Affordable Housing Units as defined from density calculations for projects that provide at least 20% of their units as Affordable Units and amending density calculations under certain scenarios; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.
(Economic Impact)

01/14/14; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 2/13/2014.

140037 [Planning Code - Creating a Definition for Fractional Ownership of a Building Containing Two or More Dwelling Units]**Sponsors: Mar; Campos, Avalos and Kim**

Draft Ordinance amending the Planning Code by creating a definition for ownership of a building containing two or more dwelling units, or possession thereof under a written contract to purchase or transfer ownership, by persons, firms, companies, corporations or partnerships, where persons, firms, companies, corporations or partnerships have or may have an undivided ownership interest in the property; by agreement have an exclusive right of occupancy to an individual dwelling unit; where the dwelling unit have not been mapped as a condominium, community apartment or stock cooperative per Subdivision Code, Article 9; creating a requirement for the Planning Department to review the proposed project for compliance with the Planning Code and any applicable design guidelines approved by the Planning Commission; requiring any application for conversion of an existing building from One Ownership to Fractionalized Ownership to meet all applicable provisions of the City's Housing, Building and City Planning Codes including standards for fire and life safety consistent with new construction, pending Board approval.

01/14/14; ASSIGNED UNDER 30 DAY RULE PENDING APPROVAL AS TO FORM to Land Use and Economic Development Committee.

Resolutions**140038 [Agreement - Owners' Association for Administration/Management of Central Market Community Benefit District]****Sponsor: Kim**

Resolution approving an agreement with the nonprofit Owners' Association for Administration/Management of the renewed and expanded property-based Community Benefit District known as the "Central Market Community Benefit District," pursuant to California Streets and Highways Code, Section 36651, for a period commencing upon Board approval to June 30, 2028.

01/14/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

140039 [Pedestrian Safety Public Awareness Working Group]**Sponsors: Yee; Avalos and Kim**

Resolution urging the Transportation Authority to convene and coordinate a Pedestrian Safety Public Awareness Working Group and to develop an action plan within 90 days of their first meeting.

01/14/14; RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

140040 [Opposing Anti-Abortion Banners on Market Street]**Sponsors: Campos; Yee, Farrell, Wiener, Chiu, Kim, Mar and Cohen**

Resolution opposing the anti-abortion banners on Market Street, urging the dedication of banner proceeds to the Department of Public Health for a campaign advancing accurate and scientifically verifiable education about women's reproductive health, and requesting the review of banner regulations to assess whether the banners were issued in violation of City law.

01/14/14; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

140041 [Bond Yee Day - January 31, 2014]**Sponsors: Chiu; Tang, Mar and Wiener**

Resolution commending and honoring Bond Yee for 32 years of distinguished service with the City and County of San Francisco and declaring January 31, 2014, to be Bond Yee Day in the City and County of San Francisco.

01/14/14; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

140042 [Urging Federal Action on Comprehensive Immigration Reform]**Sponsors: Chiu; Campos, Wiener, Cohen, Yee, Mar, Kim and Avalos**

Resolution urging suspension of further deportations of undocumented immigrants, extension of the "Deferred Action for Childhood Arrivals Program," and an end to the firings of undocumented workers.

01/14/14; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

140047 [Implement a VISION ZERO Three Point Plan: Engineering, Education and Enforcement]**Sponsors: Kim; Avalos, Yee, Chiu and Mar**

Resolution urging the Mayor, the Chief of Police, and Director of the Municipal Transportation Agency to adopt a VISION ZERO Three Point Plan to expedite the goals of San Francisco's Pedestrian and Bicycle Strategies and implement an action plan to reduce traffic fatalities to zero in the next ten years through better engineering, education, and enforcement.

01/14/14; RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

Requests for Hearing**140020 [Hearing - Regulatory Status of Private Transportation Networks]****Sponsor: Mar**

Hearing on the regulatory status of private transportation networks and their role in meeting the City's transportation goals.

01/07/14; RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

01/14/14; SUBSTITUTED AND ASSIGNED to Neighborhood Services and Safety Committee.

140043 [Hearing - Permitting Process - Displaying Banners on Publicly Managed Lamp Posts]**Sponsor: Campos**

Hearing on the Department of Public Works' (DPW) permitting process for displaying banners on the City's publicly managed lamp posts, focusing on the process and criteria DPW follows to determine whether a banner meets the definition of a "City-wide special event banner," under the Public Works Code, Section 184.78(c)(3), as well as any special procedures that DPW follows when an applicant submits a request to post banners on historic lamp posts.

01/14/14; RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

140044 [Hearing - Municipal Transportation Agency Contract for New Flyer Hybrid Buses]

Sponsor: Campos

Hearing regarding the Municipal Transportation Agency contracting process for the New Flyer hybrid buses, approved by the Board of Supervisors on October 29, 2013, as referenced in File No. 130977, to obtain additional information regarding the contracting process and construction of the fleet that occurred before approval by the Board of Supervisors.

01/14/14; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

140045 [Hearing - Budget and Legislative Analyst's Performance Audit - Fire Department]

Sponsors: Cohen; Breed

Hearing on the Budget and Legislative Analyst's Performance Audit of the Fire Department.

01/14/14; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

140046 [Hearing - Closures of Recycling Centers]

Sponsor: Mar

Hearing to assess the issues posed by the closing of San Francisco's community recycling centers and to discuss what the City's collective strategy should be in light of these closures.

01/14/14; RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

In Memoriams

Bobbie Jean Baker – Supervisors Wiener and Kim

Kathryn Vidosh – Supervisor Wiener

Michael Stewart Fahey – Supervisor Avalos

Ruby LaVerne Johnson – Supervisor Breed

Lynn Ann O'Brien Maddan – Supervisor Tang

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:26 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on February 25, 2014.

Angela Calvillo, Clerk of the Board