

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, March 18, 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, Breed, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Mar, Avalos	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Fewer, 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 2:10 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Mar, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of February 11, 2014. The motion carried by the following vote:

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

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendations of the Rules Committee

140114 [Settlement of Lawsuit - State Farm Insurance Company - \$115,000]

Ordinance authorizing settlement of the lawsuit filed by State Farm Insurance Company against the City and County of San Francisco for \$115,000; the lawsuit was filed on July 1, 2013, in Superior Court of California, County of San Francisco, Case No. CGC-13-532539; entitled State Farm General Insurance Company, v. City and County of San Francisco, et al. (City Attorney's Office)

PASSED, ON FIRST READING

140118 [Settlement of Lawsuit - Elevated Investors II, LLC - City to Receive \$20,000]

Ordinance authorizing settlement of the writ action filed by the City and County of San Francisco against Assessment Appeals Board No. 1, and Elevated Investors II, LLC, as the real party in interest, in exchange for a payment of \$20,000 from Elevated Investors II LLC; the lawsuit was filed on June 12, 2009, in San Francisco Superior Court, Case No. CPF-11-511651; entitled City and County of San Francisco, et al., v. Assessment Appeals Board No. 1, (Elevated Investors II, LLC). (City Attorney's Office)

PASSED, ON FIRST READING

140137 [Settlement of Lawsuit - Gabe Terry - \$125,000]

Ordinance authorizing settlement of the lawsuit filed by Gabe Terry and Elena Wong Terry against the City and County of San Francisco for \$125,000; the lawsuit was filed on July 6, 2012, in San Francisco Superior Court, Case No. CGC-12-522132; entitled Gabe Terry, et al. v. City and County of San Francisco, et al. (City Attorney's Office)

PASSED, ON FIRST READING

140115 [Settlement of Claim - John C. Lyons - \$125,000]

Resolution approving the settlement of the unlitigated claim filed by John C. Lyons against the City and County of San Francisco for \$125,000; claim was filed on February 5, 2013. (City Attorney's Office)

Resolution No. 095-14

ADOPTED

140116 [Settlement of Claim - California State Automobile Association Insurance Company - \$56,330.42]

Resolution approving the settlement of the unlitigated claim filed by California State Automobile Association Insurance Company against the City and County of San Francisco for \$56,330.42; claim was filed on August 30, 2013. (City Attorney's Office)

Resolution No. 096-14

ADOPTED

140119 [Settlement of Lawsuit - BRE/GLEN Portfolio Mezz 4, LLC - \$512,581.50]

Ordinance authorizing settlement of the lawsuit filed by BRE/GLEN Portfolio Mezz 4, LLC, against the City and County of San Francisco for \$512,581.50; the lawsuit was filed on March 26, 2013, in San Francisco Superior Court, Case No. CGC-13-530011; entitled BRE/GLEN Portfolio Mezz 4, LLC v. City and County of San Francisco. (City Attorney's Office)

Ordinance No. 029-14

FINALLY PASSED

140165 [Appointments, SRO Task Force - Sam Patel and Pratibha Tekkey]

Motion appointing Sam Patel and Pratibha Tekkey (residency requirement waived), terms ending December 31, 2015, to the SRO Task Force. (Rules Committee)

Motion No. M14-032

APPROVED

140178 [Appointment, Commission on the Aging Advisory Council - Margie Ramirez]

Motion appointing Margie Ramirez, term ending March 31, 2015, to the Commission on the Aging Advisory Council. (Rules Committee)

Motion No. M14-033

APPROVED

The foregoing items were acted upon by the following vote:

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

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Sub-Committee

140090 [Administrative Code - Local Hiring Policy - Jurisdictional Boundary for Mandatory Participation]

Sponsors: Avalos; Mar and Campos

Ordinance amending the Administrative Code, to provide that the residents of the Public Utilities Commission service area are considered "local" for purposes of mandatory participation for the City's Local Hiring Policy, on certain projects located within 70 miles of the jurisdictional boundary of the City and County of San Francisco.

Ordinance No. 032-14

FINALLY PASSED by the following vote:

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

Recommendation of the Land Use and Economic Development Committee

140065 [Shaw Alley Public Improvements - Gift Acceptance and Permit for Maintenance] **Sponsor: Kim**

Ordinance accepting the Shaw Alley public improvements and maintenance of same as a gift to the City; approving a major street encroachment permit for the construction and maintenance of the public improvements; deferring a portion of the additional street space occupancy permit fees associated with the permit and adjacent development; affirming the Planning Department's determination under the California Environmental Quality Act; adopting findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and directing official acts in furtherance of this Ordinance.

Ordinance No. 031-14

FINALLY PASSED by the following vote:

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

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

140008 [Appropriating \$4,515,000 from the General Fund Reserve for Nonprofit Rent Stabilization Program - Mayor's Office of Housing and the Arts Commission - FY2013-2014]

Sponsors: Chiu; Kim, Avalos and Mar

Ordinance appropriating \$4,515,000 from the general fund reserve to the Mayor's Office of Housing in the amount of \$2,515,000 and to the Arts Commission in the amount of \$2,000,000 for FY2013-2014, establishing the Nonprofit Rent Stabilization Program, and placing these funds on Budget and Finance Committee reserve pending a report from the Nonprofit Displacement Work Group to the Board of Supervisors.

(Fiscal Impact)

Privilege of the floor was granted to Tom DeCaigny (Arts Commission), Ben Rosenfield, Controller, and Brian Cheu, Director, Mayor's Office of Community Development, who responded to questions raised throughout the discussion.

Supervisor Yee, seconded by Supervisor Cohen, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Ordinance appropriating \$4,515,000 from the general fund reserve to the Mayor's Office of Housing in the amount of \$2,515,000 and to the Arts Commission in the amount of \$2,000,000 for FY2013-2014, establishing the Nonprofit Rent Stabilization Program, and placing these funds on Board of Supervisors reserve pending a report from the Nonprofit Displacement Work Group to the Board of Supervisors.

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

PASSED ON FIRST READING AS AMENDED by the following vote:

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

140189 [Accept and Expend Grant - Rockefeller Foundation - Chief Resilience Officer - Amendment to the Annual Salary Ordinance - \$440,000]

Sponsor: Mayor

Ordinance authorizing the Office of the City Administrator to accept and expend a grant in the amount of \$440,000 from the Rockefeller Foundation to hire a Chief Resilience Officer for San Francisco, and amending Ordinance No. 160-13 (Annual Salary Ordinance, FYs 2013-2014 and 2014-2015) to reflect the addition of one grant-funded position (.25 FTE) in Class 0933, Manager V, at the Office of the City Administrator, for the period of April 1, 2014, through March 31, 2016.

PASSED, ON FIRST READING by the following vote:

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

131209 [Accept Gift - Department of Technology - Wi-Fi Equipment - \$701,894]**Sponsors: Mayor; Chiu**

Resolution retroactively authorizing the Department of Technology to accept a gift of equipment, software, and services from Ruckus Wireless, Inc., with a total value of \$701,894 in order to provide free wireless access to the Internet along Market Street.

Resolution No. 087-14**ADOPTED by the following vote:**

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

131216 [Accept and Expend Gift - Park Wi-Fi Project - \$608,000]**Sponsor: Farrell**

Resolution authorizing the Department of Technology to accept and expend a gift of \$608,000 in cash from San Francisco Citizens Initiative for Technology and Innovation in order to provide free, wireless Internet access to the public in certain parks and recreational facilities in San Francisco; and making environmental findings.

Resolution No. 088-14**ADOPTED by the following vote:**

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

131217 [Accept Gift - Department of Technology - Wi-Fi Equipment - \$270,000]**Sponsor: Farrell**

Resolution authorizing the Department of Technology to accept a gift of equipment, software, and services from Cisco, Inc., with a total value of \$270,000 in order to provide free, wireless internet access at various locations in San Francisco.

Resolution No. 089-14**ADOPTED by the following vote:**

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

140068 [Accept and Expend Grant - HIV Transmission Cluster Analysis to Inform Prevention - \$108,366]**Sponsor: Wiener**

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$108,366 from The Regents of the University of California to participate in a program, entitled "HIV Transmission Cluster Analysis to Inform Prevention," for the period of July 1, 2013, through June 30, 2014.

Resolution No. 092-14**ADOPTED by the following vote:**

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

140092 [Agreement - Itron, Inc. - Meter Reading and Forecasting Software Maintenance - \$171,000]

Resolution authorizing the General Manager of the Public Utilities Commission to enter into an agreement with Itron, Inc., for meter reading and forecasting software maintenance, for a term of five and one-half years, from March 30, 2014, to September 30, 2019, in the amount of \$171,000 pursuant to Charter, Section 9.118(b). (Public Utilities Commission)
(Fiscal Impact)

Resolution No. 093-14

ADOPTED by the following vote:

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

140099 [Accept and Expend Grant - San Francisco Family Intervention, Reentry and Supportive Transitions Program - \$749,967]

Sponsor: Breed

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$749,967 from U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention, and Second Chance Act Juvenile Reentry Program, to participate in a program entitled, "San Francisco Family Intervention, Reentry, and Supportive Transitions Program," for the period of October 1, 2013, through September 30, 2014.

Resolution No. 094-14

ADOPTED by the following vote:

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

140124 [Authorizing Expenditures - South of Market Community Stabilization Fund - \$105,000]

Sponsor: Kim

Resolution authorizing the Mayor's Office of Housing and Community Development to expend South of Market Community Stabilization Fund dollars in the amount of \$105,000 for capacity building and tenant counseling services.

Resolution No. 097-14

ADOPTED by the following vote:

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

Recommendations of the Neighborhood Services and Safety Committee**140039 [Pedestrian Safety Public Awareness Working Group]**

Sponsors: Yee; Avalos, Kim and Campos

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.

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

Resolution No. 090-14

ADOPTED by the following vote:

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

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

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.

Resolution No. 091-14**ADOPTED by the following vote:**

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

Recommendations of the Rules Committee**131208 [Health Code - Restrictions on Sale and Use of Electronic Cigarettes]****Sponsors: Mar; Avalos, Chiu, Yee and Cohen**

Ordinance amending the Health Code to prohibit the use of electronic cigarettes where smoking is otherwise prohibited; require a tobacco permit for the sale of electronic cigarettes; prohibit the sale of electronic cigarettes where the sale of tobacco products is otherwise prohibited; and making environmental findings.

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

Privilege of the floor was granted to Tomas Aragon (Department of Public Health) who responded to questions raised throughout the discussion.

PASSED, ON FIRST READING by the following vote:

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

140081 [Administrative Code - Dissolving the Community Oversight Committee Regarding Enforcement of Marijuana Offenses]

Ordinance amending the Administrative Code, by deleting Section 12X.6, to dissolve the Community Oversight Committee Regarding Enforcement of Marijuana Offenses. (Clerk of the Board)

PASSED, ON FIRST READING 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

There were none.

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

140030 [Hearing - Street Vacation Order - Hunters View Phase 2 - West Point Road]

Hearing of persons interested in or objecting to the proposed Ordinance ordering the vacation of a portion of West Point Road and various public service easements for the Hunters View Phase 2 development; quitclaiming the City's interest in the vacation areas to the San Francisco Housing Authority; reserving easement rights for the benefit of the City for its utilities; accepting a Department of Public Works Order concerning the street vacation; authorizing official acts in connection with this Ordinance; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to File No. 140031. Supervisor Cohen provided some opening remarks. Barbara Moy (Department of Public Works) provided an overview of the vacation and responded to questions raised throughout the discussion. Espinola Jackson; Larry Edmund; Michael Petrelis; Male Speaker; spoke in support of the vacation. There were no other speakers. The President declared public comment 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

140031 [Street Vacation Order - Hunters View Phase 2 - West Point Road]

Ordinance ordering the vacation of a portion of West Point Road and various public service easements for the Hunters View Phase 2 development; quitclaiming the City's interest in the vacation areas to the San Francisco Housing Authority; reserving easement rights for the benefit of the City for its utilities; accepting a Department of Public Works Order concerning the street vacation; authorizing official acts in connection with this Ordinance; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works Department)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Noes: 1 - Avalos

Supervisor Campos, seconded by Supervisor Breed, moved to rescind the previous vote. The motion passed by the following vote:

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

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Breed, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Noes: 2 - Avalos, Campos

COMMITTEE REPORTS

Recommendations of the Land Use and Economic Development Committee

131121 [Planning Code - Amending the Third Street Alcohol Restricted Use District]

Sponsor: Cohen

Ordinance amending the Planning Code, to amend the Third Street Alcohol Restricted Use District, to allow Alcoholic Beverage Control (ABC) Type 2, "Winegrower" licenses; 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

140171 [Resolution of Intent - Street Vacation - Hunters Point Shipyard Phase II Redevelopment Plans - Candlestick Point]

Sponsor: Cohen

Resolution declaring the intent of the Board to order the vacation of portions of streets along with public service easements that may exist within the Hunters Point Shipyard Phase II Redevelopment Plan area, generally bounded the 1948 Bulkhead Line to the north, the 1941 Bulkhead Line to the east, Bancroft Avenue to the south, and Griffith Street to the west, including submerged areas; order the vacation of portions of streets along with public service easements that may exist within the Candlestick Point Redevelopment Plan area, generally bounded by Underwood Avenue, Arelious Walker Drive, Gilman Avenue, Donahue Street, Carroll Avenue, Alvord Street, Fitzgerald Avenue, the City and County of San Francisco County Line, Harney Way, Ingerson Avenue, and Hawes Street, including submerged areas; order the conditional vacation of portions of Griffith Street, Nichols Way, Cameron Way, Doublerock Street, Giants Drive, Hunters Point Expressway, Jamestown Avenue, Gilman Avenue, and Crisp Road for various purposes; reserve various easement rights in favor of the City and third party utilities, subject to conditions specified in this Ordinance; and setting a hearing date of April 8, 2014, for all persons interested in the proposed vacation of said street areas and public service easements.

ADOPTED by the following vote:

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

Supervisor Farrell, seconded by Supervisor Avalos, moved to rescind the previous vote. The motion passed by the following vote:

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

Resolution No. 073-14

ADOPTED by the following vote:

Ayes: 9 - Breed, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Noes: 2 - Avalos, Campos

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Peter Warfield (Library User's Association); spoke in opposition to proposed SF Public Library funding request for Teen Center and illiteracy learning center.

Lois Roberts; spoke in support for transparency and public accountability back to City College of San Francisco.

Keith Dennis; expressed concerns relating to assisted living.

Madeleine Savit; expressed concerns relating to public safety, zero tolerance, and additional public funding needed.

Espinola Jackson; expressed concerns relating to housing, homelessness, and need for an audit of public funds.

Leslie de Taillandier; read a letter relating to neuro-development disorders relating to wifi.

Mark Troutner; expressed various religious concerns.

Dale Seymour; expressed concerns relating to technology and associated displacement.

Male Speaker; expressed concerns relating to ride sharing programs and associated safety concerns.

John; expressed various concerns relating to wood.

Michael Petrelis; expressed concerns relating to San Francisco Chronicle photos and associated violations.

Christopher Dahl; expressed various concerns relating to Vietnam.

James Goode; expressed concerns relating to hiring policies and legislative interference.

Charles Grisham; expressed concerns relating to quality of life in San Francisco and recent construction.

Larry Edmund; expressed various concerns.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

140243 [Supporting Senate Bill 1005 (Lara) - Expanding Access to Health Care Coverage for All Californians Regardless of Immigration Status]

Sponsors: Campos; Mar

Resolution supporting California Senate Bill 1005, introduced by Senator Ricardo Lara, which authorizes enrollment in the Medi-Cal program or in insurance offered through a health benefit exchange to individuals who would otherwise qualify for enrollment in those programs but are denied access based on their immigration status.

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

Resolution No. 098-14

ADOPTED

140192 [Committee of the Whole - Fifth Amendment to Mission Bay North Owner Participation Agreement - April 8, 2014]**Sponsor: Kim**

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole acting in its capacity as the Successor Agency to the former Redevelopment Agency of the City and County of San Francisco on April 8, 2014, at 3:00 p.m., to hold a public hearing to conditionally approve a Fifth Amendment to the Mission Bay North Owner Participation Agreement and to permit a feasible rental project with market rate and affordable moderate-income units available to households earning no more than 90% of the area median income on Block No. N4P3, bound by Berry Street to the south and the I-280 off-ramp to the north, in the Mission Bay North Redevelopment Project Area; and making environmental findings under the California Environmental Quality Act.

Motion No. M14-034**APPROVED****The foregoing items were acted upon 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

131148 [Planning, Building, Administrative, and Subdivision Codes - Legalization of Dwelling Units Installed Without a Permit]

Sponsors: Chiu; Wiener and Avalos

Ordinance amending the Planning and Building Codes to provide a process for granting legal status to existing dwelling units constructed without the required permits, temporarily suspending the code enforcement process for units in the process of receiving legal status, and prohibiting units from being legalized under the provisions of this Ordinance if there have been no-fault evictions; amending the Administrative Code to prohibit the costs of legalization from being passed through to the tenant; amending the Subdivision Code to prohibit legalized units from being subdivided and separately sold; affirming the Planning Department's California Environmental Quality Act determination, making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and directing the Clerk of the Board of Supervisors to submit this Ordinance to the California Department of Housing and Community Development in accordance with California Government Code, Section 65852.2(h).

11/26/13; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 12/26/2013.

12/20/13; REFERRED TO DEPARTMENT.

02/07/14; RESPONSE RECEIVED.

02/11/14; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

02/19/14; RESPONSE RECEIVED.

02/19/14; REFERRED TO DEPARTMENT.

02/20/14; RESPONSE RECEIVED.

03/18/14; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

140120 [Building Code - Earthquake Performance Evaluation of Private School Structures]
Sponsors: Mayor; Breed, Campos, Chiu, Farrell, Mar, Tang, Wiener and Yee

Ordinance amending the Building Code to require that existing private elementary and secondary schools obtain an evaluation by a licensed structural engineer for performance during a future earthquake, to assess a fee for Building Department review and related evaluation processing, to exempt buildings for which voluntary seismic strengthening is performed that meets or exceeds 2013 Building Code requirements from new San Francisco seismic strengthening requirements for 15 years, and to require that a building changing to a school occupancy classification comply with the evaluation requirements; making environmental findings, and findings under the California Health and Safety Code; and directing the Clerk of the Board of Supervisors to forward this Ordinance to the California Building Standards Commission in accordance with California Health and Safety Code, Section 17958.7.

02/11/14; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 3/14/2014.

02/20/14; RESPONSE RECEIVED.

02/28/14; REFERRED TO DEPARTMENT.

03/06/14; NOTICED.

03/07/14; RESPONSE RECEIVED.

03/17/14; RESPONSE RECEIVED.

03/18/14; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

140260 [Administrative Code - Workforce Development – Establishing the Committee on City Workforce Alignment]

Sponsors: Chiu; Cohen

Ordinance amending the Administrative Code to establish the Committee on City Workforce Alignment, to give the Committee responsibility for planning and coordinating the City's Workforce Development programs, and to make other changes to the procedures governing the planning and implementation of Workforce Development programs.

03/18/14; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 4/17/2014.

140261 [Park, Police, Public Works Codes - Graffiti Prevention and Abatement]

Sponsors: Breed; Farrell, Wiener and Tang

Ordinance amending the Park and Police Codes to ban convicted graffiti offenders from bringing graffiti and etching tools, etching cream, and slap tags into parks or on Municipal Transportation Agency vehicles; amending the Public Works Code to extend the administrative process and potential administrative remedies to graffiti offenses committed on public property; amending the Public Works Code to permit the City to pursue civil remedies, including injunctive relief, civil penalties, attorney's fees, and repayment of abatement costs, against graffiti offenders; and making uncodified findings.

03/18/14; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 4/17/2014.

Resolutions

140262 [Real Property Lease Renewal - WCPI Commercial, LLC - 1449 Webster Street - \$9,142.07 Monthly]

Sponsor: Breed

Resolution authorizing the exercise of an option to extend the lease of 3,900 sq. ft. at 1449 Webster Street with WCPI Commercial, LLC, for the Office of Economic and Workforce Development's Western Addition employment assistance programs for \$9,142.07 monthly for a term of three years ending August 31, 2017.

03/18/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

140263 [Urging Congress to Pass the California Emergency Drought Relief Act]

Sponsors: Breed; Chiu

Resolution urging the United States Congress to pass the California Emergency Drought Relief Act of 2014 in order to support critical water supply and conservation projects for the San Francisco Bay Area.

03/18/14; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

140264 [Supporting Assembly Bill 1553 (Yamada) - Prohibit Long-Term Care Insurance Providers from Charging Higher Premium Rates Based on Gender]

Sponsors: Chiu; Kim, Cohen and Mar

Resolution supporting Assembly Bill 1553, authored by Assemblymember Mariko Yamada, to prohibit long-term care insurance providers from charging higher premium rates based on gender.

03/18/14; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

140265 [Resolution of Intent - Multifamily Housing Revenue Bonds - 200-6th Street]

Sponsor: Kim

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 for 200-6th Street, (Assessor's Parcel No. 3731, Lot No. 1); 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; 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).

03/18/14; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

140266 [Supporting Assembly Bill 1743 (Ting) - Removing the Number of Syringes a Pharmacist Can Sell to an Adult Without a Prescription]**Sponsor: Mar**

Resolution urging the California State Legislature to pass Assembly Bill 1743, authored by Assemblymember Phil Ting, to remove the number of syringes a pharmacist can sell to an adult without a prescription and remove the sunset date in current law.

03/18/14; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

140267 [Approval of a 90-Day Extension for Planning Commission Review of an Ordinance (File No. 131064) That Would Modify the Definition of a “Bona Fide Eating Place”]**Sponsor: Wiener**

Resolution extending by 90-days the prescribed time within which the Planning Commission may render its decision on a Ordinance (File No. 131064) amending the Planning Code, to expand the definition of “bona fide eating place” to include a definition based on food sales per occupant; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

03/18/14; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motion**140268 [Posting Legislation in Machine-Readable Format]****Sponsor: Farrell**

Motion requiring the Clerk of the Board of Supervisors to make Ordinances, Resolutions, and written Motions available on the Board’s website in machine-readable format.

03/18/14; RECEIVED AND ASSIGNED to Rules Committee.

Requests for Hearing**140269 [Hearing - Impact of the Mid-Market Tax Break]****Sponsor: Campos**

Hearing on the impact that the legislation creating the Mid-Market tax break, commonly known as the “Twitter Tax Break,” has had on San Francisco; including a discussion on the amount of the tax break, its impact on commercial rents, including rents for non-profit tenants, as well as its impact on residential housing prices and tenant displacement in San Francisco, and a discussion on the impacts of the City’s decision not to collect Stock Based Compensation.

03/18/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

140270 [Hearing - Implementation and Compliance of Language Access Ordinance]**Sponsor: Chiu**

Hearing in conjunction with the release of the 2014 Language Access Ordinance Annual Compliance Report to receive a status update on the implementation and compliance with the Ordinance.

03/18/14; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

140271 [Hearing - Update on the Status of the Mission Bay Transit Loop Project]

Sponsors: Cohen; Chiu

Hearing on the status of the Mission Bay Transit Loop Project.

03/18/14; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

140272 [Hearing - Summer Jobs Plus Initiative and Recreation and Park Department Summer Programming Updates for Youth and Children]

Sponsor: Kim

Hearing to receive informational updates from the Mayor's Office of Employment and Workforce Development, Department of Children, Youth, and Their Families, Recreation and Parks Department (RPD), and the San Francisco Unified School District (SFUSD) on the status of the Summer Jobs Plus Initiative, as well as available opportunities for summer programming at San Francisco RPD sites and through SFUSD's Summer School Programming.

03/18/14; RECEIVED AND ASSIGNED to City and School District Select Committee.

140273 [Hearing - Elevators and Disability Access in Single-Room Occupancy Hotels]

Sponsor: Kim

Hearing and presentations from the Department of Building Inspection, Department of Public Health, and the Mayor's Office on Disability, on the issue of elevators in Single-Room Occupancy Hotels located within the City and County of San Francisco, including but not limited to disability access when elevators are out-of-service, cost of repairs and replacement, and best practices for mitigation by property owners and building management.

03/18/14; RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

140274 [Hearing - Expanding Technology Sector Opportunities for Girls and Low-Income Youth]

Sponsor: Mar

Hearing on expanding technology sector opportunities for girls and low-income youth.

03/18/14; RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

Introduced at the Request of a Department

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

PROPOSED ORDINANCE**140226 [Various Codes - Nonsubstantive Clean-Up Ordinance]**

Ordinance amending the Administrative, Business and Tax Regulations, Campaign and Governmental Conduct, Environment, Health, Municipal Elections, Park, Police, and Subdivision Codes, to make nonsubstantive changes. (City Attorney's Office)

03/10/14; RECEIVED FROM DEPARTMENT.

03/18/14; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 4/17/2014.

PROPOSED RESOLUTIONS**140222 [Finding of Fiscal Feasibility - Plot 700 Development Project - San Francisco International Airport]**

Resolution finding the proposed Plot 700 Development Project at San Francisco International Airport fiscally feasible pursuant to Administrative Code, Chapter 29. (Airport Commission)
(Fiscal Impact)

03/05/14; RECEIVED FROM DEPARTMENT.

03/18/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

140224 [Designation - Treasure Island Mobility Management Agency]

Resolution designating the San Francisco County Transportation Authority as the Treasure Island Mobility Management Agency for certain purposes pursuant to the Treasure Island Transportation Management Act. (Treasure Island Development Authority)

03/07/14; RECEIVED FROM DEPARTMENT.

03/18/14; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

140225 [Contract - Titan Outdoor, LLC - Advertising - Guarantee of Over \$28,500,000] Sponsor: Breed

Resolution authorizing the San Francisco Municipal Transportation Agency (SFMTA) to execute a transit advertising contract with Titan Outdoor, LLC, for a term commencing July 1, 2014, and ending June 30, 2019, which offers a minimum guarantee to the SFMTA of \$28,500,000 over the term of the contract. (Municipal Transportation Agency)
(Fiscal Impact)

03/10/14; RECEIVED FROM DEPARTMENT.

03/18/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

In Memoriams

Joseph Flanagan - Full Board

Ron Smith - Supervisors Cohen, Farrell, Tang, Wiener, and Campos

Shigemi "Shig" Komiyama - Supervisor Mar

Dennis Garden - Supervisors Yee and Campos

Laura Takeuchi – Supervisor Breed

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:34 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 April 22, 2014.

Angela Calvillo, Clerk of the Board