

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, April 1, 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, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:13 p.m. On the call of the roll, Supervisor Mar was not present. There was a quorum.

AGENDA CHANGES

There were none.

Supervisor Mar Excused from Attendance

Supervisor Breed, seconded by Supervisor Farrell, moved that Supervisor Mar be excused from attending today's meeting. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

APPROVAL OF MEETING MINUTES

Supervisor Campos, seconded by Supervisor Breed, moved to approve the Board Meeting Minutes of February 25, 2014. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

- 140190** [Appropriation - Library Preservation Fund - Public Library Teen Center Project - \$3,243,752 - FY2013-2014]
Sponsors: Chiu; Kim and Mar
Ordinance appropriating \$3,243,752 of Library Preservation Fund balance to the Public Library for the Teen Center Project in FY2013-2014.
(Fiscal Impact)
Ordinance No. 041-14
FINALLY PASSED

Recommendation of the Land Use and Economic Development Committee

- 140127** [Landmark Designation Nomination - Tree Located at 3066 Market Street]
Sponsor: Wiener
Resolution of intent initiating the nomination of the Sequoiadendron giganteum tree at 3066 Market Street for landmark tree status pursuant to Public Works Code, Section 810(b); acknowledging the temporary designation of such tree pursuant to Public Works Code, Section 810(d); and authorizing other official acts in furtherance of this Resolution.
Resolution No. 107-14
ADOPTED

Recommendations of the Rules Committee

- 140228** [Appointments, Park, Recreation and Open Space Advisory Committee - Denis Mosgofian, Linda D'Avirro, and Winnie Chu]
Motion appointing Denis Mosgofian and Linda D'Avirro, terms ending February 1, 2015, and Winnie Chu, term ending February 1, 2016, to the Park, Recreation and Open Space Advisory Committee. (Rules Committee)
Motion No. M14-041
APPROVED
- 140229** [Appointments, Pedestrian Safety Advisory Committee - Howard Bloomberg, John Alexander Lowell, and Howard Strassner]
Motion appointing Howard Bloomberg, John Alexander Lowell, and Howard Strassner, terms ending March 28, 2016, to the Pedestrian Safety Advisory Committee. (Rules Committee)
Motion No. M14-042
APPROVED

140230 [Appointment, Elections Commission - Christopher Jerdonek]

Motion appointing Christopher Jerdonek, term ending January 1, 2019, to the Elections Commission. (Rules Committee)

Motion No. M14-043

APPROVED

140231 [Appointments, Veterans Affairs Commission - Dwane Kennedy, Deborah Dacumos, and Angela Jenkins]

Motion appointing Dwane Kennedy, term ending January 31, 2017, and Deborah Dacumos and Angela Jenkins, terms ending January 31, 2018, to the Veterans Affairs Commission. (Rules Committee)

Motion No. M14-044

APPROVED

140248 [Appointment, Mental Health Board - Idell Wilson]

Motion appointing Idell Wilson, term ending January 31, 2016, to the Mental Health Board. (Rules Committee)

Motion No. M14-045

APPROVED

The foregoing items were acted upon by the following vote:

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

Excused: 1 - Mar

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

140121 [Appropriation - General Fund Reserve - Homeless Outreach Services - \$1,387,500 - FY2013-2014]

Sponsors: Farrell; Breed, Campos and Chiu

Ordinance appropriating \$1,387,500 of General Fund Reserves to the Department of Public Health to provide homeless outreach services in FY2013-2014 and placing the \$1,387,500 of General Fund monies on Board of Supervisors Reserve.
(Fiscal Impact)

Ordinance No. 042-14

FINALLY PASSED by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Wiener, Yee

Noes: 1 - Tang

Excused: 1 - Mar

NEW BUSINESS

Recommendation of the Budget and Finance Committee

140238 [Adopting a Fixed Two-Year Budget - Airport, Port, Public Utilities Commission, Library, Child Support Services, and Employees' Retirement System]

Sponsors: Mayor; Farrell

Resolution adopting a fixed two-year budgetary cycle for the Airport, the Port, the Public Utilities Commission, the Library Department, the Department of Child Support Services, and the Employees' Retirement System, defining terms, and setting deadlines.

(Fiscal Impact)

Resolution No. 108-14

ADOPTED by the following vote:

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

Excused: 1 - Mar

Recommendations of the Budget and Finance Sub-Committee

140150 [Administrative Code - Expansion of First Source Hiring Program]

Sponsors: Avalos; Breed, Campos, Chiu, Kim, Mar, Wiener, Yee and Cohen

Ordinance amending the Administrative Code to add First Source Hiring requirements for developers applying for permits for commercial or residential projects to disclose to the City anticipated entry and apprentice level positions for development projects, anticipated local hires, and anticipated wages; and agree to hiring and retention goals for apprentice level positions.

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

PASSED ON FIRST READING by the following vote:

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

Excused: 1 - Mar

140188 [Appropriation - 2008 Clean and Safe Neighborhood Park Projects - \$1,089,249.67 - FY2013-2014]

Sponsor: Mayor

Ordinance appropriating \$1,089,249.67 of surplus proceeds from the sale of General Obligation Bonds for completion of capital improvement projects included in the 2008 Clean and Safe Neighborhood Park Projects to the Port Commission for FY2013-2014.

(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

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

Excused: 1 - Mar

140191 [Accept and Expend Grant - Electric Vehicle Fleet Demonstration Project - \$384,000]**Sponsor: Mayor**

Resolution retroactively authorizing the Fleet Management Division of the General Services Agency to accept and expend a grant in the amount of \$384,000 from Alameda County for Electric Vehicles and Chargers, for the period of July 30, 2013, through December 31, 2015.

Resolution No. 109-14**ADOPTED by the following vote:**

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

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)

Resolution No. 110-14**ADOPTED by the following vote:**

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

Recommendations of the Land Use and Economic Development Committee**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).

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

140096 [Administrative Code - Tenant Relocation Assistance Payment]**Sponsors: Campos; Kim, Avalos and Mar**

Ordinance amending the Administrative Code to mitigate adverse impacts of tenant evictions to provide that when residential units are withdrawn from the rental market under the Ellis Act, each relocated tenant is entitled to the greater of the existing rent relocation payment, or the difference between the tenant's current rent and the prevailing rent for a comparable apartment in San Francisco over a two year period; and allowing a landlord, through a hearing process, to obtain a revised relocation payment obligation based on an undue financial hardship adjustment or recalculated rent differential amount.

Privilege of the floor was granted to Delene Wolf, Executive Director of the Rent Board, and Jon Givner, Deputy City Attorney, who responded to questions raised throughout the discussion.

Supervisor Breed, seconded by Supervisor Cohen, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

Supervisor Yee, seconded by Supervisor Campos, moved to AMEND on Page 4, Lines 14 through 18, as articulated in Supervisor Breed's amendment, relating to hardship adjustment hearings.

Supervisor Wiener, seconded by Supervisor Breed, moved to AMEND on Page 4, starting on Line 1, relating to Landlord hardship provisions.

Supervisor Breed, seconded by Supervisor Cohen, moved to continue this matter until later in the meeting. The motion carried without objection.

Supervisor Avalos, seconded by Supervisor Breed, moved that this Ordinance be CONTINUED ON FIRST READING to April 8, 2014. The motion carried by the following vote:

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

Excused: 1 - Mar

Referred Without Recommendation from the Land Use and Economic Development Committee

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

Sponsors: Chiu; Wiener, Avalos, Mar, Breed and Cohen

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 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).

Privilege of the floor was granted to Bill Strawn (Department of Building Inspection) who responded to questions raised throughout the discussion.

Supervisor Wiener, seconded by Supervisor Yee, moved that this Ordinance be AMENDED to strike the findings listed in the proposed amendment by Supervisor Yee beginning on Page 3, Line 23, through Page 6, Line 3. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

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

Ayes: 5 - Breed, Farrell, Tang, Wiener, Yee
Noes: 5 - Avalos, Campos, Chiu, Cohen, Kim
Excused: 1 - Mar

Supervisor Wiener, seconded by Supervisor Cohen, moved that this Ordinance be AMENDED to strike the findings listed in the proposed amendment by Supervisor Yee beginning on Page 4, Line 1, through Page 6, Line 9; and on Page 6, Line 18, to change 'RH-2' to 'RH-1(D)'. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

Supervisor Yee withdrew his previous motion without opposition.

Supervisor Chiu, seconded by Supervisor Wiener, moved that this Ordinance be AMENDED on Page 7, beginning on Line 17, by adding 'Upon receiving the reports one year and two years after the effective date, the Clerk of the Board of Supervisors shall schedule a public hearing for each report on the agenda of the appropriate Board of Supervisors committee to consider the effectiveness of the program.' The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

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

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 8 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Wiener

Noes: 2 - Tang, Yee

Excused: 1 - Mar

Recommendation of the Neighborhood Services and Safety Committee

140084 [Administrative Code - Jail Inmate Health Insurance Enrollment]

Ordinance amending the Administrative Code, to designate the Sheriff as the entity to assist county jail inmates with submitting an application for a health insurance affordability program consistent with federal requirements. (Sheriff)

PASSED ON FIRST READING by the following vote:

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

Excused: 1 - Mar

Recommendation of the Rules Committee

140227 [Appointment, Treasury Oversight Committee - Ronald Gerhard]

Motion appointing Ronald Gerhard (residency requirement waived), term ending June 5, 2017, to the Treasury Oversight Committee. (Rules Committee)
(Supervisor Campos dissented in Committee.)

APPROVED by the following vote:

Ayes: 9 - Avalos, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee

Noes: 1 - Breed

Excused: 1 - Mar

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

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

Excused: 1 - Mar

Motion No. M14-047

APPROVED by the following vote:

Ayes: 8 - Avalos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee

Noes: 2 - Breed, Campos

Excused: 1 - Mar

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

There were none.

SPECIAL ORDER 3:00 P.M.

*Supervisor Campos was noted absent at 5:02 p.m. and noted present at 5:13 p.m.
Supervisor Farrell was noted absent at 5:30 p.m. and noted present at 5:49 p.m.
Supervisor Chiu was noted absent at 5:42 p.m. and noted present at 6:27 p.m.
Supervisor Breed was noted absent at 6:29 p.m. and noted present at 6:41 p.m.
Supervisor Cohen was noted absent at 6:49 p.m. and noted present at 6:55 p.m.
Supervisor Tang was noted absent at 7:52 p.m. and noted present at 8:28 p.m.*

140143 [Public Hearing - Appeal of Exemption Determination - San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program]

Hearing of persons interested in or objecting to the San Francisco Municipal Transportation Agency (SFMTA) Board of Directors approval of Resolution No. 14-023, California Environmental Quality Act Categorical Exemption Determinations for Commuter Shuttle Policy and Pilot Program and amending Transportation Code, Division II, and approval of Motion to suspend the SFMTA Board of Directors Rules of Order, Article 4, Section 10, regarding Published Notice approved on January 21, 2014. (Appellants: Richard T. Drury and Christina M. Caro, on behalf of Sara Shortt, the Harvey Milk Lesbian, Gay, Bisexual, Transgender Democratic Club, Service Employees International Union Local Union 1021, and San Francisco League of Pissed-Off Voters) (Filed February 19, 2014). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Richard Drury (Appellant) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Alexandra Goldman; Christina Caro; Sarah Shortt; Alysabeth Alexander; Tom Capistrano; Trina Oates; Darien Lomeri; Brian Basinger; Tony Kelly; Rebecca Smalley; John Vick; Ethan Berger; Male Speaker; Male Speaker; Martin Mackerel; Dean Preston; Melissa Gordon; Michael Redmond; Mira Ingram; Jennifer Fieber; Erin McElroy; Sue Vaughan; Female Speaker; Jennifer Willis; Norlisa Cooper; Rudy Asercion; Ed Kitchley; Larry Bradshaw; Anandi Worden; Karen Jobere; Ima Kohinko; Terrie Frye; Evelyn Correa; Kay Walker; Nate Sonn; Lupe Arriolla; Bill; Rose Buyers; Stu Roseman; Mike Nulty; Otto Duffy; Lydia Blumberg; Carey Dall; Ed; Karen Babbitt; Aaron Peskin, Former Member of the Board of Supervisors; Claire Baine; Christopher Dahl; Peter Warfield; Larry Edmund; Wendy Arragon; Chris Daly (SEIU, Local 1021), Former Member of the Board of Supervisors; Jessica Leahman; English Dodd; spoke in support of the appeal. Sarah Jones, Environmental Review Officer (Planning Department), Ed Reiskin, Director (Municipal Transportation Agency (MTA)), Carli Paine (MTA), Marlana Byrne, Deputy City Attorney, Jon Givner, Deputy City Attorney; provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Ed Reiskin, Director (MTA), Carli Paine (MTA) (Project Sponsor) provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Planning Department. Male Speaker; Carlos Alveri; Male Speaker; Dominic Haigh; Matt Regan; Andrew Textor; Male Speaker; Alec Berryman; Francesca Wahl; Leslie Miller; Henry Karniolowicz; Jeremy Wallenberg; Adrian Covert; Kia; Veronica Ballard; Gabriela Medina; spoke in support of the project and in opposition to the appeal. Richard Drury (Appellant) provided a rebuttal and further requested the Board to approve the appeal. Harvey Rose, Budget and Legislative Analyst (BLA), Fred Rousseau (BLA), responded to questions raised throughout the discussion. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

140144 [Affirming the Exemption Determination - San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program]

Motion affirming the determination by the Planning Department that the San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program is exempt from environmental review. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Avalos, moved that this Motion be CONTINUED to April 8, 2014. The motion FAILED by the following vote:

Ayes: 4 - Avalos, Campos, Cohen, Kim
Noes: 6 - Breed, Chiu, Farrell, Tang, Wiener, Yee
Excused: 1 - Mar

Motion No. M14-046

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

Ayes: 8 - Breed, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 2 - Avalos, Campos
Excused: 1 - Mar

140145 [Reversing the Exemption Determination - San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program]

Motion reversing the determination by the Planning Department that the San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program is exempt from environmental review. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Avalos, moved that this Motion be CONTINUED to April 8, 2014. The motion FAILED by the following vote:

Ayes: 4 - Avalos, Campos, Cohen, Kim
Noes: 6 - Breed, Chiu, Farrell, Tang, Wiener, Yee
Excused: 1 - Mar

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

Ayes: 8 - Breed, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 2 - Avalos, Campos
Excused: 1 - Mar

140146 [Preparation of Findings to Reverse the Exemption Determination - San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program]

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program is exempt from environmental review. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Avalos, moved that this Motion be CONTINUED to April 8, 2014. The motion FAILED by the following vote:

Ayes: 4 - Avalos, Campos, Cohen, Kim
Noes: 6 - Breed, Chiu, Farrell, Tang, Wiener, Yee
Excused: 1 - Mar

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

Ayes: 8 - Breed, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee

Noes: 2 - Avalos, Campos

Excused: 1 - Mar

COMMITTEE REPORTS

Recommendation of the Land Use and Economic Development Committee

140122 [Planning, Building Codes - Fee Waiver Program - Small Business Month, May 2014]

Sponsors: Tang; Mar

Ordinance recognizing Small Business Month in May 2014; amending the Planning and Building Codes to retroactively waive fees for the month of May for certain façade improvements; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including 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: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee

Excused: 1 - Mar

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Merlin; expressed various concerns relating to taxi and ride sharing programs.

Cynthia Cruz; spoke in support for proposed tax measure relating to shuttles.

Neil McNamera; expressed various concerns relating to renaming of the Bay Bridge and support for former Mayor Rolph.

Larry Edmund; expressed various concerns.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

140295 [Supporting Assembly Bill 2591 (Weber) - The Basic Material Needs for Homeless Children Act]

Sponsor: Farrell

Resolution supporting Assembly Bill 2591, authored by Assemblymember Shirley Weber, the Basic Material Needs for Homeless Children Act.

Resolution No. 111-14

ADOPTED by the following vote:

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

Excused: 1 - Mar

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

140317 [Administrative Code - Irrevocable Employer Health Care Expenditure Requirement and Establishment of Health Care Access Assistance Program]

Sponsors: Campos; Avalos, Kim and Mar

Ordinance revising the Health Care Security Ordinance to require all health care expenditures to be made irrevocably; to establish a City public benefit program known as the Health Care Access Assistance Program (HCAAP); to describe the public benefits available under each of HCAAP's three component programs, Healthy San Francisco, Covered San Francisco, and Health Care Access Accounts; to set certain eligibility requirements for program participants; and to set an operative date of October 1, 2014.

04/01/14; ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Safety Committee, expires on 5/1/2014.

140318 [Public Works Code - Waiver of Temporary Street Space Occupancy Permit Fee for Small Business Week Sidewalk Sales]**Sponsors: Tang; Mar**

Ordinance waiving the fee required by Public Works Code, Section 724.1(b), for temporary street space occupancy permits on certain designated City streets on Saturday, May 10, 2014, Saturday, May 17, 2014, and Saturday, June 21, 2014, as part of Small Business Week Sidewalk Sales.

04/01/14; ASSIGNED to Land Use and Economic Development Committee.

140319 [Public Works Code - Surface-Mounted Facility Site Permits]**Sponsors: Wiener; Breed**

Ordinance amending the Public Works Code to establish the requirements for Surface-Mounted Facility Site Permits; to set fees for obtaining such permits; to make the provisions of the Ordinance retroactive; and making environmental findings.

04/01/14; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 5/1/2014.

Resolutions**140320 [Accept Gift - Police Department - Automated External Defibrillators - Approximately \$15,000]****Sponsor: Kim**

Resolution authorizing the Police Department to accept a gift of 10 Automated External Defibrillators from Mr. John Konstin, valued at approximately \$15,000 for the use of the Tenderloin District Station.

04/01/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

140321 [Urging the California State Legislature to Pass Senate Constitutional Amendment 5 and Send It to the Voters]**Sponsors: Breed; Campos, Kim and Wiener**

Resolution urging the California State Legislature to pass Senate Constitutional Amendment 5 that would, with voter approval, amend the State Constitution and overturn the ban on using affirmative action criteria for recruitment and admissions to state institutions of higher education.

04/01/14; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions**140324 [Closed Session - Update on Labor Negotiations]****Sponsor: Chiu**

Motion that the Board of Supervisors convene in closed session on April 8, 2014, with the Mayor's Office and the Department of Human Resources pursuant to San Francisco Administrative Code, Section 67.10(e), and California Government Code, Section 54957.6, regarding negotiations with labor unions representing City employees.

04/01/14; RECEIVED AND ASSIGNED to Board of Supervisors.

140325 [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)

04/01/14; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing**140322 [Hearing - Sheriff Department Budget Update - FYs 2014-2015 and 2015-2016]**
Sponsor: Farrell

Hearing to receive an update on the Sheriff Department's budget for FYs 2014-2015 and 2015-2016.

04/01/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

140323 [Hearing - Recommendations of the Lesbian, Gay, Bisexual, and Transgender (LGBT) Aging Task Force on the Needs and Concerns of Senior Members of the LGBT Community]

Sponsors: Wiener; Campos

Hearing to formally accept the recommendations of the written report of the Lesbian, Gay, Bisexual, and Transgender (LGBT) Aging Task Force to the Board of Supervisors; the report will consist of a series of final recommendations, shall include action plans for implementation of recommendations, timelines for implementation, estimated costs and potential funding sources plus additional information to facilitate implementation.

04/01/14; 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 ORDINANCES**140277 [Settlement of Lawsuit - Daniel Dallabrida - \$150,000]**

Ordinance authorizing settlement of the lawsuit filed by Daniel Dallabrida against the City and County of San Francisco for \$150,000; the lawsuit was filed on October 19, 2011, in San Francisco Superior Court, Case No. CGC 11-515117; entitled Daniel Dallabrida v. City and County of San Francisco, et al. (City Attorney)

03/19/14; RECEIVED FROM DEPARTMENT.

04/01/14; RECEIVED AND ASSIGNED to Rules Committee.

140278 [Settlement of Lawsuit - Fletcher Ranch Road Properties, LLC - Grant of Access Easements]

Ordinance authorizing settlement of the lawsuit filed by Fletcher Ranch Road Properties, a Limited Liability Company, Robert N. Fletcher as Trustee Of The Robert N. And Patricia A. Fletcher Living Trust, Richard S. Fletcher as Trustee Of The Richard S. And Linda K. Fletcher Revocable Inter Vivos Trust, and C. Nelson Fletcher As Trustee Of The C. Nelson And Betty S. Fletcher Revocable Inter Vivos Trust against the City and County of San Francisco by granting limited access easements benefitting four parcels owned by plaintiffs; the lawsuit was filed on April 22, 2010, in Alameda County Superior Court, Case No.VG10510699; entitled Fletcher Ranch Road Properties, LLC, et al. v. City and County of San Francisco; other material terms of said settlement are that plaintiffs agree to waive all other claims of access over property owned by the City and County of San Francisco and to permanently restrict their use of the easements. (City Attorney)

03/19/14; RECEIVED FROM DEPARTMENT.

04/01/14; ASSIGNED to Rules Committee.

140279 [Settlement of Lawsuit - California Coastal Protection Network - \$125,000]

Ordinance authorizing settlement of the lawsuit filed by California Coastal Protection Network against the City and County of San Francisco for \$125,000; the lawsuit was filed on August 9, 2011, in San Francisco County Superior Court, Case No. CGC-11-513176; entitled California Coastal Protection Network v. City and County of San Francisco; other material terms of said settlement include implementation of long-term adaptive management plan for the South Reach of Ocean Beach; and making environmental findings. (City Attorney)

03/24/14; RECEIVED FROM DEPARTMENT.

03/27/14; REFERRED TO DEPARTMENT.

03/27/14; RESPONSE RECEIVED.

04/01/14; ASSIGNED to Rules Committee.

140280 [Settlement of Unlitigated Claim - Rajiv Bhatia - \$155,000]

Resolution approving settlement of the unlitigated claim asserted by Dr. Rajiv Bhatia against the City and County of San Francisco on September 10, 2013, for \$155,000. (City Attorney)

03/19/14; RECEIVED FROM DEPARTMENT.

04/01/14; ASSIGNED to Rules Committee.

140281 [Settlement of Lawsuit - Thomas Cooke, III - \$650,000]

Ordinance authorizing settlement of the lawsuit filed by Thomas Cooke, III against the City and County of San Francisco for \$650,000; the lawsuit was filed on August 31, 2011, in San Francisco Superior Court, Case No. CGC-11-515143; entitled Thomas Cooke, III, et al. v. City and County of San Francisco. (City Attorney)

04/01/14; RECEIVED FROM DEPARTMENT.

04/01/14; ASSIGNED to Rules Committee.

140282 [Settlement of Lawsuit - 2342 Broadway, LLC - \$37,500]

Ordinance authorizing settlement of the lawsuit filed by 2342 Broadway, LLC, against Phil Ting in his official capacity as the Assessor-Recorder of the City and County of San Francisco; the City and County of San Francisco, a California chartered city and county; and DOES 1 through 20, inclusive, in settlement of \$37,500 to Twentythree Fortytwo, LLC; the lawsuit was filed on April 10, 2012, in San Francisco Superior Court, Case No. CGC 12-519888; entitled 2342 Broadway, LLC, v. Phil Ting, et al. (City Attorney)

03/24/14; RECEIVED FROM DEPARTMENT.

04/01/14; ASSIGNED to Rules Committee.

PROPOSED RESOLUTION**140254 [Annual Fundraising Drive - 2014]**

Resolution designating those agencies qualified to participate in the 2014 Annual Joint Fundraising Drive for officers and employees of the City and County of San Francisco. (City Administrator)

03/24/14; RECEIVED FROM DEPARTMENT.

04/01/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

In Memoriams

Dena Fischer - Full Board

Paul Alfred Giannini - Supervisor Yee

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 11:20 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 May 6, 2014.

Angela Calvillo, Clerk of the Board