

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, July 22, 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 10:00 AM
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 11:00 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: 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 2:08 p.m. On the call of the roll, Supervisor Avalos was noted not present.

Supervisor Avalos Excused from Attendance

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

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

Excused: 1 - Avalos

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Campos, seconded by Supervisor Yee, moved to approve the Board Meeting Minutes of June 17, 2014. The motion carried by the following vote:

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

Excused: 1 - Avalos

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that the Resolution 'Concurring in the Continuation of the Revised Declaration of Local Emergency relating to the Rim Fire (Stanislaus National Forest Area)' was inadvertently omitted from the Board Agenda and will therefore be considered on the Imperative Agenda.

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

140590 [Administrative Code - County Clerk's Fees]

Sponsor: Mayor

Ordinance amending the Administrative Code to adjust the fees for County Clerk services for FY2014-2015; to remove fees for obsolete services; and to authorize annual automatic adjustment of Municipal ID Card fees to reflect changes in the Consumer Price Index.
(Fiscal Impact)

Ordinance No. 162-14

FINALLY PASSED

140591 [Administrative Code - Eliminating Mayor's Office of Housing and Community Development Escrow Account Administration Fee]

Sponsor: Mayor

Ordinance amending the Administrative Code to eliminate the Mayor's Office of Housing and Community Development escrow account administration fee.
(Fiscal Impact)

Ordinance No. 163-14

FINALLY PASSED

140592 [Building Code - Temporary Fee Reduction]

Sponsor: Mayor

Ordinance amending the Building Code to reduce all fees for staff services by 7% for a 6-month period and affirming the Planning Department's determination under the California Environmental Quality Act.
(Fiscal Impact)

Ordinance No. 164-14

FINALLY PASSED

140593 [Planning Code - Fee Elimination]

Sponsors: Mayor; Tang

Ordinance amending the Planning Code to eliminate 4 fees, including the Installment Agreement Processing Fee, the Refund Processing Fee, the Fee for Information Analysis Request for Information Technology, and the Reactivation Fee for Closed Cases; making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.
(Fiscal Impact)

Ordinance No. 165-14

FINALLY PASSED

140594 [Subdivision Code - Fee to Set Survey Monuments]**Sponsor: Mayor**

Ordinance amending the Subdivision Code to adopt a fee to set survey monuments and affirming the Planning Department's determination under the California Environmental Quality Act.
(Fiscal Impact)

Ordinance No. 166-14**FINALLY PASSED****140623 [Administrative Code - Use of Art Enrichment Funds and Maintenance of Public Art]****Sponsor: Mayor**

Ordinance amending the Administrative Code to define "art enrichment"; to allow aggregation of art enrichment funds for use on any City property rather than only the funding department's property; to allow the Arts Commission to reserve up to 10% of the art enrichment budget for maintenance and conservation; to allow art enrichment funds to be used exclusively for maintenance and conservation under limited circumstances; and to clarify references to the Arts Commission's jurisdiction over works of art consistent with the Charter; and making environmental findings.

(Fiscal Impact)

Ordinance No. 167-14**FINALLY PASSED****140624 [Neighborhood Beautification and Graffiti Clean-up Fund - Tax Designation Ceiling - Tax Year 2014]****Sponsor: Mayor**

Ordinance adopting the Neighborhood Beautification and Graffiti Clean-up Fund Tax designation ceiling for tax year 2014.
(Fiscal Impact)

Ordinance No. 168-14**FINALLY PASSED****140627 [Building Code - Use of Repair and Demolition Fund for Telegraph Hill Stabilization]****Sponsors: Mayor; Chiu**

Ordinance amending the Building Code to authorize use of the Repair and Demolition Fund specified in Building Code, Section 102A.13, to address costs associated with private property owner responsibility to stabilize Telegraph Hill, as part of the Rock Slope Improvement Project, and affirming the Planning Department's determination under the California Environmental Quality Act.
(Fiscal Impact)

Ordinance No. 169-14**FINALLY PASSED****140628 [Health Code - Patient Rates 2014-2016]****Sponsor: Mayor**

Ordinance amending the Health Code to set patient rates and other services provided by the Department of Public Health, effective July 1, 2014, and making environmental findings.
(Fiscal Impact)

Ordinance No. 170-14**FINALLY PASSED**

140640 [Appropriation - Department of War Memorial - \$14,496,012 - FY2014-2015]**Sponsor: Mayor**

Ordinance appropriating an additional \$14,496,012 for the Veterans Building Seismic Upgrade and Improvement Project of the Department of War Memorial for FY2014-2015, and placing the total appropriation of \$14,496,012 on Controller's Reserve.

(Fiscal Impact)

Ordinance No. 171-14

FINALLY PASSED

140642 [Park Code - Annual Increase of West Harbor Berthing License Fees]**Sponsor: Mayor**

Ordinance amending the Park Code to require the Controller to increase the berthing license fees for the West Harbor of the San Francisco Marina Small Craft Harbor each year by 3% or the annual increase in the Consumer Price Index, whichever is higher, until September 1, 2043; and making environmental findings.

(Fiscal Impact)

Ordinance No. 172-14

FINALLY PASSED

Recommendation of the Budget and Finance Sub-Committee**140703 [Administrative Code - Health Service System Plans and Contribution Rates of Calendar Year 2015]****Sponsor: Farrell**

Ordinance amending the Administrative Code, Chapter 16, Article XV, Part 1, by amending Section 16.703, regarding Board approval of Health Service System plans and contribution rates.

(Fiscal Impact)

Ordinance No. 174-14

FINALLY PASSED

Recommendations of the Land Use and Economic Development Committee**140009 [Housing Code - Allowing the Storage of Items Other Than Automobiles in Private Garages of Residential Buildings]****Sponsor: Farrell**

Ordinance amending the Housing Code to allow the storage of tenants' personal items other than automobiles in the garages of homes, apartment buildings, and residential hotels; and making environmental findings.

Ordinance No. 160-14

FINALLY PASSED

140235 [Administrative Code - Information from Project Sponsors Regarding Their Anti-Discriminatory Housing Policies]**Sponsors: Campos; Wiener, Kim, Farrell, Avalos, Mar and Cohen**

Ordinance amending the Administrative Code to require the Planning Department to ask, and project sponsors to answer, on the application for specified residential and mixed-use projects, informational questions regarding their anti-discriminatory housing policies based on sexual orientation and gender identity; and to require an annual report from the Human Rights Commission on the data collected from such applications; and affirming the Planning Department's California Environmental Quality Act determination.

Ordinance No. 161-14**FINALLY PASSED****140679 [Administrative Code - Temporary Severance of Rental Housing Services During Mandatory Seismic Retrofit]****Sponsors: Mayor; Chiu and Wiener**

Ordinance amending Administrative Code, Chapter 37 "Residential Rent Stabilization and Arbitration Ordinance," and adding Chapter 65A "Compensation, or Substitute Housing Service, for Tenants Affected by Temporary Severance of Specified Housing Services During Mandatory Seismic Work Required by Building Code, Chapter 34B," to address temporary severance of specified housing services during mandatory seismic retrofit required by City Building Code, Chapter 34B "Mandatory Earthquake Retrofit of Wood-Frame Buildings."

Ordinance No. 173-14**FINALLY PASSED****140699 [Adopting California Environmental Quality Act Findings - San Francisco International Airport - Terminal 1 Program]**

Resolution adopting California Environmental Quality Act Findings related to the Terminal 1 Program at San Francisco International Airport. (Airport Commission)

Resolution No. 283-14**ADOPTED****Recommendation of the Rules Committee****140753 [Appointment, Park, Recreation and Open Space Advisory Committee - Maya Rodgers]**

Motion appointing Maya Rodgers, term ending February 1, 2015, to the Park, Recreation and Open Space Advisory Committee. (Rules Committee)

Motion No. M14-123**APPROVED****The foregoing items were acted upon by the following vote:**

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

Excused: 1 - Avalos

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

140619 [Annual Budget and Appropriation Ordinance for Selected Departments - FYs 2014-2015 and 2015-2016]

Sponsor: Mayor

Annual Budget and Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for selected departments of the City and County of San Francisco as of June 2, 2014, for the FYs ending June 30, 2015, and June 30, 2016.

(Fiscal Impact)

Ordinance No. 146-14

FINALLY PASSED by the following vote:

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

Excused: 1 - Avalos

140621 [Annual Salary Ordinance - FYs 2014-2015 and 2015-2016]

Sponsor: Mayor

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2015, and June 30, 2016, continuing, creating, or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

(Fiscal Impact)

Ordinance No. 147-14

FINALLY PASSED by the following vote:

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

Excused: 1 - Avalos

Recommendation of the Government Audit and Oversight Committee

140444 [Development Agreement - Schlage Lock Project - Visitacion Development, LLC]

Sponsors: Mayor; Cohen

Ordinance approving a Development Agreement between the City and County of San Francisco and Visitacion Development, LLC, for certain real property located in Visitacion Valley, bounded approximately to the north and west by McLaren Park and the Excelsior and Crocker Amazon Districts, to the east by the Caltrain tracks, and to the south by the San Francisco/San Mateo County line and the City of Brisbane; making findings under the California Environmental Quality Act, findings of conformity with the General Plan, and the eight priority policies of Planning Code, Section 101.1(b); and waiving certain provisions of Administrative Code, Chapter 56.

(Fiscal Impact)

(Economic Impact)

Ordinance No. 149-14

FINALLY PASSED by the following vote:

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

Excused: 1 - Avalos

Recommendations of the Land Use and Economic Development Committee

140445 [Planning Code, Zoning Map - Visitacion Valley/Schlage Lock Special Use District]

Sponsors: Mayor; Cohen

Ordinance amending the Planning Code, Section 249.45, to provide for use controls, including controls for formula retail uses, building standards, and procedural requirements, including noticing and community participation procedures, for applications for development, including design review and modifications, among other controls, in Zone 1 of the Schlage Lock/Visitacion Valley Special Use District (also referred to as the Schlage Lock site); amending the Zoning Map by amending Sectional Maps ZN10 and HT10 to reflect the Visitacion Valley/Schlage Lock Special Use District; and making environmental findings and findings of consistency with the General Plan and the eight priority policies of Planning Code, Section 101.1.

Ordinance No. 150-14

FINALLY PASSED by the following vote:

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

Excused: 1 - Avalos

140675 [General Plan Amendment - Visitation Valley/Schlage Lock Special Use District]

Ordinance amending the General Plan to amend Maps 1, 2, 4, and 5 of the Commerce and Industry Element, Map 6 of the Transportation Element, Maps 4 and 5 of the Urban Design Element, and the Land Use Index to implement the Visitation Valley/Schlage Lock Special Use District, which generally includes the properties bounded by Bayshore, Blanken and Tunnel Avenue to the San Francisco/San Mateo County line to the south, including the properties fronting Bayshore Boulevard from Arleta Avenue to the San Francisco/San Mateo County line to the south, and including the properties fronting Leland Avenue from Cora Street to Bayshore Boulevard; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

Ordinance No. 151-14

FINALLY PASSED by the following vote:

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

Excused: 1 - Avalos

Recommendation of the Rules Committee**140507 [Charter Amendment - Retiree Health Benefits for Former Redevelopment Agency and Successor Agency Employees]**

Sponsors: Cohen; Yee

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco, Sections A8.428 and A8.432, to provide retiree health care benefits to employees of the former Redevelopment Agency of the City and County of San Francisco or the Successor Agency to the Redevelopment Agency of the City and County of San Francisco who started working for the City and County of San Francisco before March 1, 2015, and after January 31, 2012, without a break in employment, and to persons who are registered as domestic partners to retired employees under the law of the state, city, or county in which they reside or who live in a jurisdiction that does not recognize domestic partnership but who have submitted the Health Service System Declaration of Domestic Partnership Form, at an election to be held on November 4, 2014.

ORDERED SUBMITTED by the following vote:

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

Excused: 1 - Avalos

Referred Without Recommendation from the Rules Committee

140556 [Charter Amendment - Population-Based Adjustment to General Fund Appropriation to the Transportation Fund]

Sponsors: Wiener; Chiu

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to adjust the required annual appropriation from the General Fund to the Transportation Fund annually to reflect increases in the population of San Francisco, subject to discontinuation by the Mayor if the voters enact a new general tax on vehicles registered to a San Francisco address, at an election to be held on November 4, 2014; and making environmental findings.

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

ORDERED SUBMITTED by the following vote:

Ayes: 6 - Breed, Campos, Chiu, Cohen, Kim, Wiener

Noes: 4 - Farrell, Mar, Tang, Yee

Excused: 1 - Avalos

NEW BUSINESS

Recommendations of the Budget and Finance Committee

140596 [Administrative Code - Leasing of Equipment]

Ordinance amending the Administrative Code to authorize the Department of Public Health to enter into operating leases for equipment. (Public Health Department)

PASSED ON FIRST READING by the following vote:

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

Excused: 1 - Avalos

140726 [De-Appropriation and Re-Appropriation Proceeds from Wastewater Revenue Bonds - North Shore to Channel Force Main Project and Amending Ordinance Nos. 201-09, 95-10, and 108-12 - \$23,000,000 - FY2014-2015]

Sponsor: Mayor

Ordinance de-appropriating and re-appropriating \$23,000,000 in Wastewater Revenue Bonds for the Wastewater Enterprises North Shore to Channel Force Main Project, placing \$8,470,000 on Controller's reserve, subject to Public Utilities Commission and Board of Supervisors' approval, following completion of project-related analysis pursuant to the California Environmental Quality Act, where required, receipt of proceeds of indebtedness, and amending adopted capital appropriation Ordinance Nos. 201-09, 95-10, and 108-12 in FY2014-2015.
(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

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

Excused: 1 - Avalos

140772 [Appropriation and De-Appropriation - Surplus Expenditures Supporting Increased Overtime Expenditures - FY2013-2014 - \$653,283]**Sponsor: Mayor**

Ordinance retroactively appropriating \$653,283 to overtime and de-appropriating \$653,283 in salaries in the Fire Department's Operating Budget in order to support the Department's projected increases in overtime as required per Ordinance No. 194-11 in FY2013-2014.

(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

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

Excused: 1 - Avalos

140773 [Appropriation and De-Appropriation - Surplus Expenditures Supporting Increased Overtime Expenditures - FY2013-2014 - \$76,242]**Sponsor: Mayor**

Ordinance retroactively appropriating \$76,242 to overtime and de-appropriating \$76,242 consisting of \$43,609 in salaries and \$32,663 in contingency savings plan in the Department of Emergency Management's Operating Budget in order to support the Department's projected increases in overtime as required per Ordinance No.194-11 in FY2013-2014.

(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

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

Excused: 1 - Avalos

140408 [Emergency Contract - Amending Resolution No. 265-13 - Repair Public Utilities Commission Southeast Water Pollution Control Plant Digesters - Not to Exceed \$14,545,427]

Resolution amending Resolution No. 265-13 to revise the scope of work for an emergency contract from six to five digesters at the Southeast Water Pollution Control Plant, and increase the contract not-to-exceed amount to \$14,535,427. (Public Utilities Commission)

(Fiscal Impact)

Resolution No. 279-14**ADOPTED by the following vote:**

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

Excused: 1 - Avalos

140608 [Contract Amendment - URS Corporation - Engineering Support Services - \$28,500,000]

Resolution authorizing the General Manager of the Public Utilities Commission to execute amendment No. 4 to an agreement with URS Corporation, increasing the length of the agreement by up to two years, nine months, until May 24, 2019, for a total duration of fifteen years and nine months, and increasing the estimated cumulative contract amount from \$24,000,000 to \$28,500,000 for engineering support services for the Water Enterprise Water System Improvement Program-funded Agreement No. CS-716, Calaveras Dam Replacement, pursuant to Charter, Section 9.118(b). (Public Utilities Commission)
(Fiscal Impact)

Resolution No. 280-14

ADOPTED by the following vote:

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

**140732 [Accept In-Kind Gift - James R. Herman Cruise Terminal - Art Installation - \$250,000]
Sponsors: Mayor; Chiu and Avalos**

Resolution authorizing the Port of San Francisco to accept a gift of art referred to as the James R. Herman Tribute valued at \$250,000 from the James R. Herman Memorial Committee for display at the new James R. Herman Cruise Terminal at Pier 27.

Resolution No. 285-14

ADOPTED by the following vote:

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

**140779 [Apply for, Accept, and Expend Grant - Active Transportation Program - \$1,298,000]
Sponsor: Mayor**

Resolution authorizing the filing of an application for funding assigned to the California Transportation Commission (CTC); filing of an application for funding assigned to the Metropolitan Transportation Commission (MTC); committing any necessary matching funds; stating assurance to complete the projects; and authorizing the Department of Public Works to accept and expend \$1,298,000 in Active Transportation Program grant funds awarded through CTC and/or MTC.

Resolution No. 243-14

ADOPTED by the following vote:

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

140780 [Real Property Acquisition - 900 Innes Avenue - Not to Exceed \$2,975,000]**Sponsor: Cohen**

Resolution authorizing: 1) the acquisition of real property at 900 Innes Avenue (Lot Nos. 1-5 and 24, Assessor's Block No. 4605, Lot No. 10, Assessor's Block No. 4629A, Lot No. 2, Assessor's Block No. 4630, and Lot Nos. 1-3, 3A, 19 and 20, Assessor's Block No. 4646) from the Tenderloin Housing Clinic, Inc.; 2) the issuance of Commercial Paper (CP) Notes in an aggregate principal amount not to exceed \$2,975,000; 3) the subsequent jurisdictional transfer of the Property to the Recreation and Park Department upon repayment of the CP Notes; and 4) finding the proposed transaction in conformance with the City's General Plan, and the eight priority policies of Planning Code, Section 101.1.

(Fiscal Impact)

Resolution No. 244-14

ADOPTED by the following vote:

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

Excused: 1 - Avalos

140782 [Conditional Jurisdictional Transfer of City Property - Francisco Reservoir - \$9,900,000]**Sponsors: Farrell; Chiu, Breed, Campos, Tang, Wiener and Yee**

Resolution approving the jurisdictional transfer of Assessor's Block No. 0046, Lot No. 001, consisting of 3.29 acres and 143,344 square feet, and a portion of Assessor's Block No. 0047, Lot No. 001, commonly known as Francisco Reservoir, and surrounding area currently under the jurisdiction of the San Francisco Public Utilities Commission (SFPUC), to the Recreation and Park Department (RPD) as to subject to the terms and conditions of a Memorandum of Understanding between SFPUC and RPD; approving the transfer price of \$9,900,000; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

(Fiscal Impact)

Resolution No. 286-14

ADOPTED by the following vote:

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

Excused: 1 - Avalos

140098 [Initiative Ordinance - Business and Tax Regulations Code - Tax on Sugar-Sweetened Beverages to Fund Food and Health Programs]**Sponsors: Mar, Wiener; Avalos, Cohen, Chiu and Campos**

Motion ordering submitted to the voters at an election to be held on November 4, 2014, an Ordinance amending the Business and Tax Regulations Code by adding a new Article 8, imposing a tax of two cents per ounce on the distribution of sugar-sweetened beverages, to fund City-operated programs and City grants for active recreation and improving food access, health, and nutrition, and to fund San Francisco Unified School District physical education, after-school physical activity, health, or nutrition programs, and school lunch and other school nutrition programs.

(Economic Impact)

Motion No. M14-124

APPROVED by the following vote:

Ayes: 6 - Campos, Chiu, Cohen, Farrell, Mar, Wiener

Noes: 4 - Breed, Kim, Tang, Yee

Excused: 1 - Avalos

140728 [Appropriation - Proceeds from San Francisco Taxable General Obligation Bonds - Seismic Safety Loan Program - \$24,000,000 - FY2014-2015]**Sponsors: Mayor; Chiu**

Ordinance appropriating \$24,000,000 of City and County of San Francisco Taxable General Obligation Bonds, Series 2014, for the Seismic Safety Loan Program in the Mayor's Office of Housing in FY2014-2015.

(Fiscal Impact)

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

PASSED ON FIRST READING by the following vote:

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

Excused: 1 - Avalos

140727 [General Obligation Bonds - Seismic Safety Loan Program - Not to Exceed \$24,000,000]**Sponsors: Mayor; Chiu**

Resolution authorizing and directing the sale of not to exceed \$24,000,000 aggregate principal amount of City and County of San Francisco Taxable General Obligation Bonds (Seismic Safety Loan Program, 1992), Series 2014C in one or more series; prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related to said bonds; providing for the manner of sale of said bonds by competitive sale or negotiated sale; approving the forms of official notice of sale, a notice of intention to sell bonds, and a bond purchase contract; directing the publication of the notice of intention to sell bonds in the event of a competitive sale; authorizing the selection of underwriters in the event of a negotiated sale; approving the form of the preliminary official statement and authorizing the execution of the official statement relating to the sale of said bonds; approving the form of the continuing disclosure certificate; authorizing and approving modifications to documents; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds.

(Fiscal Impact)

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

Resolution No. 284-14

ADOPTED by the following vote:

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

Excused: 1 - Avalos

140729 [Lease Agreement - Historic Buildings at 400-600 20th Street - Orton Development, Inc. - Historic Pier 70, LLC]**Sponsors: Mayor; Cohen**

Resolution approving and authorizing a lease for the historic buildings having an address at 400-600 20th Street east of Illinois Streets at Pier 70 between the Port Commission and Orton Development, Inc., or its affiliate, Historic Pier 70, LLC, a California limited liability company, for a term of 66 years to commence following Board approval.

(Fiscal Impact)

Resolution No. 273-14

ADOPTED by the following vote:

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

Excused: 1 - Avalos

140749 [License Agreement - Pacific Gas and Electric Company - Embarcadero-Potrero 230kV Transmission Project - Initial Term License Fee of \$15,275,205.35]

Resolution approving License No. 15762 between the Port Commission and Pacific Gas and Electric Company for the ZA-1 Embarcadero-Potrero 230kV Transmission Project for approximately 435,600 square feet of submerged land between Pier 28½ and the 23rd Street, 52,272 square feet of underground access for horizontal directional drilling, and 21,120 square feet of land along 23rd Street with an Initial Term License Fee of \$15,275,205.35 for a 40 year term, to commence following Board approval, with a 26 year option. (Port)
(Fiscal Impact)

Resolution No. 274-14

ADOPTED by the following vote:

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

Excused: 1 - Avalos

140750 [Option Agreement - Pacific Gas and Electric Company - Purchase the Hoedown Yard - Illinois and 22nd Streets - \$8,283,726]

Resolution approving an option agreement to purchase the Hoedown Yard at the northeast corner of Illinois and 22nd Streets from Pacific Gas and Electric Company for \$63.37 per square foot or approximately \$8,283,726. (Port)
(Fiscal Impact)

Resolution No. 275-14

ADOPTED by the following vote:

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

Excused: 1 - Avalos

Recommendations of the Government Audit and Oversight Committee**140455 [Administrative Code - Cancer Presumption for Fire and Police Retirement Benefits]**

Sponsors: Chiu; Wiener, Breed, Farrell, Cohen and Campos

Ordinance amending the Administrative Code to create a cancer presumption for firefighter and police officer industrial disability and death as a result of duty retirement benefits.
(Fiscal Impact)

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

PASSED ON FIRST READING by the following vote:

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

Excused: 1 - Avalos

140734 [Assessment Ballots for City Parcels - Lower Polk Community Benefit District]**Sponsor: Chiu**

Resolution authorizing the Mayor, or his designees, to cast assessment ballots in the affirmative on behalf of the City and County of San Francisco, as the owner of three parcels of real property over which the Board of Supervisors has jurisdiction, that would be subject to assessment in the proposed property and business improvement district to be the Lower Polk Community Benefit District for an election to be held on July 29, 2014.

Resolution No. 245-14**ADOPTED by the following vote:**

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

Excused: 1 - Avalos

Recommendations of the Land Use and Economic Development Committee**140284 [Building Code - Vacant or Abandoned Commercial Storefronts and Registration Fee]****Sponsors: Tang; Chiu, Yee and Mar**

Ordinance amending the Building Code to establish a procedure for maintaining and registering vacant or abandoned commercial storefronts, including imposition of a registration fee.

Supervisors Chiu, Yee, and Mar requested to be added as co-sponsors.

Supervisor Tang, seconded by Supervisor Wiener, moved that this Ordinance be AMENDED on Page 3, Line 16, by adding 'unless the Department, in its sole discretion, determines that the owner needs additional time to complete the repair, rehabilitation, or construction of the Commercial Storefront.'

The motion carried by the following vote:

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

Excused: 1 - Avalos

PASSED ON FIRST READING AS AMENDED by the following vote:

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

Excused: 1 - Avalos

140700 [Modification of Design-Build Requirements - Airport's Terminal 1 Center Renovation and the Boarding Area B Reconstruction Projects]

Ordinance modifying or waiving certain required contracting procedures in the Administrative Code, as applied to the design-build of two Airport projects in the Terminal 1 Program (the Terminal 1 Center Renovation and the Boarding Area B Reconstruction Projects). (Airport Commission)

PASSED ON FIRST READING by the following vote:

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

Excused: 1 - Avalos

Recommendations of the Rules Committee

140692 [Appointment, Entertainment Commission - Liam Frost]

Motion approving the Mayor's nomination of Liam Frost to the Entertainment Commission, for a term ending July 1, 2018.

(Charter, Section 4.117, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: June 10, 2014.)

Motion No. M14-125

APPROVED by the following vote:

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

Excused: 1 - Avalos

140693 [Reappointment, Board of Appeals - Ann Blumlein Lazarus]

Motion approving the Mayor's reappointment of Ann Blumlein Lazarus to the Board of Appeals, for a term ending July 1, 2018.

(Charter, Section 4.106, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: June 10, 2014.)

Motion No. M14-126

APPROVED by the following vote:

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

Excused: 1 - Avalos

140751 [Appointment, Entertainment Commission - Steven Lee]

Motion appointing Steven Lee, term ending July 1, 2018, to the Entertainment Commission. (Rules Committee)

Motion No. M14-127

APPROVED by the following vote:

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

Excused: 1 - Avalos

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

Privilege of the Floor

Supervisor Campos, seconded by Supervisor Mar, 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: 10 - Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Avalos

Supervisor Campos introduced, welcomed, and presented a Certificate of Honor to Phimy Truong, Director, Youth Commission, in recognition of her accomplishments upon her departure from the City and County of San Francisco. Supervisors Mar, Kim, Chiu, and Cohen shared in this commendation.

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

140808 [Hearing - Interim Moratorium on Institutional Change of Use in a Portion of the University Mound Neighborhood]

Hearing on the Urgency Ordinance approving an interim zoning moratorium on institutional changes of use in a portion of the University Mound neighborhood generally bounded by Highway 280 on the north, Wayland Street on the south, University Street on the east, and Cambridge Street on the west, for 45 days and making required findings, including environmental findings, and findings of consistency with 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. 140809. Supervisor Campos provided an overview to the proposed interim moratorium. Patrick Monnette-Shaw; Dionne Roberts; Sandra Parker; Theresa Flandrick; Thomas Pugh; Jacalyn Morri; Isaac Taggart; Peter Garindo; Patricia Cardena; Tony Robles; Female Speaker; Deborah Gerson; Tom Gilbert; Michael Petrelis; Edmund Juizye; spoke in support of the interim moratorium. John Sedlander; spoke in opposition to the interim moratorium. 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.

Privilege of the floor was granted unanimously to Alice Parker who provided some closing remarks.

HEARD AND FILED

Committee of the Whole Adjourn and Report

140809 [Zoning - Interim Moratorium on Change of Institutional Use in a Portion of the University Mound Neighborhood]**Sponsors: Campos; Mar and Avalos**

Urgency Ordinance approving an interim zoning moratorium on changes of institutional use in a portion of the University Mound neighborhood bounded by Highway 280 on the north, Wayland Street on the south, University Street on the east, and Cambridge Street on the west, for 45 days, affirming the Planning Department's determination under the California Environmental Quality Act, and making findings of consistency with the eight priority policies of Planning Code, Section 101.1.

Supervisors Mar and Avalos requested to be added as co-sponsors.

Ordinance No. 175-14**FINALLY PASSED by the following vote:**

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

Excused: 1 - Avalos

COMMITTEE REPORTS

Recommendations of the Neighborhood Services and Safety Committee

130650 [Administrative Code - Home Detention and Electronic Monitoring Program]

Ordinance amending the Administrative Code to expand the category of jail inmates eligible for the Home Detention Program; and authorizing the Sheriff to implement an Electronic Monitoring Program to pretrial detainees being held in lieu of bail. (Sheriff)

Privilege of the floor was granted unanimously to Mark Nicco (Sheriff's Department) and Jason Elliott (Mayor's Office) and Ross Mirkarimi, Sheriff, who responded to questions raised throughout the discussion.

Supervisor Campos, seconded by Supervisor Kim, moved that this Ordinance be CONTINUED ON FIRST READING to September 9, 2014. The motion FAILED by the following vote:

Ayes: 5 - Campos, Kim, Mar, Tang, Yee

Noes: 5 - Breed, Chiu, Cohen, Farrell, Wiener

Excused: 1 - Avalos

Supervisor Breed made a motion to Terminate Debate/Call the Question, seconded by Supervisor Cohen. The motion failed due to lack of a second required mover pursuant to Board Rule 5.33.

Privilege of the floor was granted unanimously to Greg Suhr, Police Chief, who responded to questions raised throughout the discussion.

Supervisor Campos, seconded by Supervisor Cohen, moved that this Ordinance be TABLED. The motion carried by the following vote:

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

Excused: 1 - Avalos

140054 [Liquor License - 365-11th Street]

Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to Vladimir Cood for BuzzWorks, Inc., dba SF:BuzzWorks:SOMA, located at 365-11th Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Neighborhood Services and Safety Committee)

Resolution No. 276-14

ADOPTED by the following vote:

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

Excused: 1 - Avalos

140183 [Liquor License - 854 Geary Street]

Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to Miriam Lipton for 854 Geary, LLC, dba Tender, located at 854 Geary Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Neighborhood Services and Safety Committee)

Resolution No. 277-14

ADOPTED by the following vote:

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

Excused: 1 - Avalos

140338 [Liquor License Transfer - 1 Jefferson Street]

Resolution determining that the transfer of a Type 21 off-sale general license from 1541 Polk Street to 1 Jefferson Street (District 3), to John Kevlin for Garfield Beach CVS, LCC, and Longs Drug Stores California, LLC, dba CVS, will serve the public convenience or necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the license. (Neighborhood Services and Safety Committee)

Resolution No. 278-14

ADOPTED by the following vote:

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

Excused: 1 - Avalos

Recommendations of the Rules Committee**140599 [Settlement of Lawsuit - Jay Korber - \$4,072,519]**

Ordinance authorizing settlement of the lawsuit filed by Jay Korber against the City and County of San Francisco for \$4,072,519; the lawsuit was filed on April 12, 2013, in San Francisco Superior Court, Case No. CGC-13-530600; entitled Jay Korber v. City and County of San Francisco, et al. (City Attorney)

PASSED ON FIRST READING by the following vote:

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

Excused: 1 - Avalos

140664 [Settlement of Lawsuit - Yerba Buena Consortium, LLP - City to Provide Pedestrian Improvements]

Ordinance authorizing settlement of the lawsuit filed by Yerba Buena Consortium, LLP, and Tenants and Owners Development Corporation against the City and County of San Francisco; the lawsuit was filed on August 19, 2013, in Sacramento Superior Court, Case No. 34-2013-80001611; entitled Yerba Buena Consortium, LLP, et al. v. City and County of San Francisco, et al.; material terms of said settlement are installing "no bicycle riding on sidewalk" signs in Yerba Buena area, widening the sidewalk at corner of 4th and Mission Streets, applying for funding to install a pedestrian crosswalk at Folsom and Mabini Streets, convening a Sidewalk Management Workgroup, drafting a Sidewalk Management Plan, and providing special notice for sidewalk table permits. (City Attorney)

PASSED ON FIRST READING by the following vote:

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

140665 [Settlement of Lawsuit - Lee Ann Crocker - \$45,000]

Ordinance authorizing settlement of the lawsuit filed by Lee Ann Crocker against the City and County of San Francisco for \$45,000; the lawsuit was filed on May 21, 2013, in San Francisco Superior Court, Case No. CGC-13-531600; entitled Lee Ann Crocker v. City and County of San Francisco, Does 1 to 10. (City Attorney)

PASSED ON FIRST READING by the following vote:

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

140666 [Settlement of Lawsuit - Siobhan McAuliffe - \$250,000]

Ordinance authorizing settlement of the lawsuit filed by Siobhan McAuliffe against the City and County of San Francisco for \$250,000; the lawsuit was filed on January 5, 2012, in United States District Court for the Northern District of California, Case No. CV-12-00071 CRB, and then re-filed on September 20, 2012, in San Francisco Superior Court, Case No. 12-524514; entitled Siobhan McAuliffe v. City & County of San Francisco. (City Attorney)

PASSED ON FIRST READING by the following vote:

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

140760 [Settlement of Lawsuit - Rowena Seto - \$225,000]

Ordinance authorizing settlement of the lawsuit filed by Rowena Seto against the City and County of San Francisco for \$225,000; the lawsuit was filed on July 18, 2012, in San Francisco Superior Court, Case No. CPF-12-512350; entitled Rowena Seto v. City and County of San Francisco, et al. (City Attorney)

PASSED ON FIRST READING by the following vote:

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

Supervisor Breed Excused from Voting

Supervisor Yee, seconded by Supervisor Mar, moved that Supervisor Breed be excused from voting on File No. 140761. The motion carried by the following vote:

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

140761 [Settlement of Lawsuit - Caramad Conley - \$3,500,000]

Ordinance authorizing settlement of the lawsuit filed by Caramad Conley against the City and County of San Francisco for \$3,500,000; the lawsuit was filed on January 27, 2012, in United States District Court, Case No. C12-00454; entitled Caramad Conley v. City and County of San Francisco and Prentice Earl Sanders. (City Attorney)

PASSED ON FIRST READING by the following vote:

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

140762 [Settlement of Lawsuit - Friends of Appleton-Wolford Libraries and Coalition for a Better North Beach Library - City to Waive Litigation Costs]

Ordinance authorizing settlement of the lawsuit filed by Friends of Appleton-Wolford Libraries and Coalition for a Better North Beach Library and Playground against the City and County of San Francisco; the lawsuit was filed on July 27, 2011, in San Francisco Superior Court, Case No. CPF-11-511469 (Court of Appeal Case No. A136409), entitled Friends of Appleton-Wolford Libraries, et al. v. City and County of San Francisco, et al.; material terms of said settlement are Petitioners' waiver of further appeal rights in exchange for the City's waiver of litigation costs. (City Attorney)

PASSED ON FIRST READING by the following vote:

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

140672 [Settlement of Claims - The Regents of the University of California - \$580,631.86]

Resolution approving the settlement of the unlitigated claims filed by The Regents of the University of California against the City and County of San Francisco for \$580,631.86; claims were filed on December 15, 2010, and June 24, 2013. (City Attorney)
(Supervisor Campos dissented in committee.)

Resolution No. 281-14

ADOPTED by the following vote:

Ayes: 9 - Breed, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Noes: 1 - Campos
Excused: 1 - Avalos

140673 [Settlement of Claim - The Wharton School of the University of Pennsylvania - \$66,217.67]

Resolution approving the settlement of the unlitigated claim filed by The Wharton School of the University of Pennsylvania against the City and County of San Francisco for \$66,217.67; claim was filed on March 13, 2013. (City Attorney)

Resolution No. 282-14

ADOPTED by the following vote:

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

Excused: 1 - Avalos

Recommendation of the Land Use and Economic Development Committee**140702 [Administrative Code - Urban Agriculture Incentive Zones Act Program and Procedures]**

Sponsors: Chiu; Cohen

Ordinance amending the Administrative Code, by adding Chapter 53A, creating local procedures to implement the Urban Agriculture Incentive Zones Act, including establishing the City's Urban Agriculture Incentive Zone; and making environmental findings.

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

PASSED ON FIRST READING by the following vote:

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

Excused: 1 - Avalos

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Male Speaker; expressed various religious concerns.

Christopher Dahl; expressed various concerns relating to lies and untruths and running of red lights.

Darcie Luce; spoke in support of proposed legislation relating to protection of the San Francisco Estuary.

Male Speaker; spoke in support of proposed legislation relating to cost of doing business.

Tom Gilbert; expressed various concerns relating to Muni elevators and experience of operators and management.

Male Speaker; expressed various concerns relating to homelessness and veterans.

Edmund Juizye; expressed various concerns.

Male Speaker; expressed various concerns relating to tenants rights.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

140824 [Approval of a 60-Day Extension for Planning Commission Review of an Ordinance (File No.140381) Regulating Short-Term Residential Rentals and Establishing an Application Fee]

Sponsor: Chiu

Resolution extending by 60-days the prescribed time within which the Planning Commission may render its decision on a Ordinance (File No.140381) amending the Planning Code, by revising Sections 102.7, 102.13, 790.88, and 890.88, and amending the Administrative Code, by revising Sections 37.9(a), 41A.4, 41A.5, and 41A.6, and amending various other Code Sections to provide an exception for permanent residents to the prohibition on short-term residential rentals under certain conditions; to create procedures, including a registry administered by the Department of Building Inspection, for tracking short-term residential rentals and compliance; to establish an application fee for the registry; to clarify that short-term residential rentals shall not change a unit's type as residential; 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. 287-14

ADOPTED

140825 [Urging an End to the Ban on Blood Donations by Gay and Bisexual Men]

Sponsors: Wiener; Campos and Chiu

Resolution urging the United States Food and Drug Administration to end the federal ban on blood donation by gay and bisexual men.

Resolution No. 289-14

ADOPTED

140755 [Committee of the Whole - Report of Assessment Costs for Building Code Enforcement Violations]

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on July 29, 2014, at 3:00 p.m., to hold a public hearing on a Resolution approving the Report of Delinquent Charges for Assessment Costs submitted by the Director of the Department of Building Inspection for delinquent charges for code enforcement violations and associated fees pursuant to Building Code, Sections 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, 108A, and 110A - Tables 1A-K and 1A-G, the costs thereof having accrued pursuant to code enforcement violations. (Clerk of the Board)

Motion No. M14-129

APPROVED

140796 [Final Map 7760 - 1501 Filbert Street]

Motion approving Final Map 7760, a 27 residential unit and 3 commercial unit, mixed-use condominium project, located at 1501 Filbert Street, being a subdivision of Assessor's Block No. 0527, Lot No. 051, and adopting findings pursuant to the General Plan, and the eight priority policies of City Planning Code, Section 101.1. (Public Works Department)

Motion No. M14-130

APPROVED

The foregoing items were acted upon by the following vote:

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

Excused: 1 - Avalos

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Chiu requested that File No. 140807 be severed so that it may be considered separately.

140807 [Committee of the Whole - Zoning - Interim Moratorium on Institutional Change of Use in a Portion of the University Mound Neighborhood - July 22, 2014]

Sponsor: Campos

Motion scheduling the Board to sit as a Committee of the Whole on July 22, 2014, at 3 p.m., to hold a public hearing on the Urgency Ordinance approving an interim zoning moratorium on institutional changes of use in a portion of the University Mound neighborhood generally bounded by Highway 280 on the north, Wayland Street on the south, University Street on the east, and Cambridge Street on the west, for 45 days and making required findings, including environmental findings, and findings of consistency with the eight priority policies of Planning Code, Section 101.1.

The President inquired as to whether any member of the public wished to address the Board relating to File No. 140807. Male Speaker; spoke neither in support nor opposition to the matter. There were no other speakers. The President declared public comment closed.

Motion No. M14-128

APPROVED by the following vote:

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

Excused: 1 - Avalos

Supervisor Campos requested that File No. 140822 be severed so that it may be considered separately.

140822 [Intent to Prioritize Funding a Cost of Doing Business Supplemental Appropriation]

Sponsors: Campos; Mar, Yee, Avalos and Cohen

Resolution to prioritize approval of a supplemental appropriation up to the amount of \$3,400,000 during FY2014-2015 to fund a cost of doing business allocation for non-profit agencies that contract with the City and County of San Francisco.

Supervisor Campos, seconded by Supervisor Mar, moved that this Resolution be CONTINUED to July 29, 2014. The motion carried by the following vote:

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

Excused: 1 - Avalos

Supervisor Chiu requested that File Nos. 140823 and 140826 be severed so that they may be considered separately.

140823 [Urging Protection of the San Francisco Bay-Delta Estuary]

Sponsors: Chiu; Mar

Resolution urging the on-going Bay-Delta planning processes of the Delta Stewardship Council, the Bay Delta Conservation Plan, and the State Water Resources Control Board, and protection of the health of the San Francisco Bay-Delta Estuary.

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

Resolution No. 288-14

ADOPTED by the following vote:

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

Excused: 1 - Avalos

140826 [Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the November 4, 2014, Consolidated General Election]

Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 4, 2014, Consolidated General Election. (Clerk of the Board)

Supervisor Mar, seconded by Supervisor Farrell, moved that this Motion be AMENDED, AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

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

Excused: 1 - Avalos

Supervisor Mar, seconded by Supervisor Farrell, moved that this Motion be CONTINUED AS AMENDED to July 29, 2014. The motion carried by the following vote:

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

Excused: 1 - Avalos

IMPERATIVE AGENDA

[Serious Injury Finding]

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

Supervisor Tang, seconded by Supervisor Cohen, moved ADOPTION of the serious injury finding. The motion carried by the following vote:

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

Excused: 1 - Avalos

[Brown Act Finding]

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

Supervisor Tang, seconded by Supervisor Cohen, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

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

Excused: 1 - Avalos

140849 [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)

The President inquired as to whether any member of the public wished to address the Board relating to File No. 140849. Edmund Juizye; spoke neither in support nor opposition to the matter. There were no other speakers. The President declared public comment closed.

Motion No. M14-131

APPROVED by the following vote:

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

Excused: 1 - Avalos

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

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 certain buildings from the evaluation requirements, to provide that buildings where voluntary seismic retrofit work is done to specified standards shall not be identified as a seismic hazard under later-enacted local building standards, 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 upon final passage.

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.

03/07/14; RESPONSE RECEIVED.

03/17/14; RESPONSE RECEIVED.

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

07/22/14; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

140851 [Appropriation and De-Appropriation - Surplus Expenditure of \$12,292 Supporting Increased Overtime Expenditures - FY2013-2014]

Sponsor: Mayor

Ordinance retroactively appropriating \$12,292 to overtime and de-appropriating \$12,292 in fringe benefits in the Public Utilities Commission Bureau Operating Budget to support the department's projected increases in overtime as required per Ordinance No. 194-11 in FY2013-2014.

07/22/14; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 8/21/2014.

140852 [Appropriation and De-Appropriation - Surplus Expenditure of \$79,437 Supporting Increased Overtime Expenditures - FY2013-2014]**Sponsor: Mayor**

Ordinance retroactively appropriating \$79,437 to overtime and de-appropriating \$79,437 in salaries in the Public Utilities Commission Water Enterprise Department Operating Budget to support the department's projected increases in overtime as required per Ordinance No. 194-11 in FY2013-2014.

07/22/14; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 8/21/2014.

140853 [Appropriation and De-Appropriation - Surplus Expenditure of \$193,935 Supporting Increased Overtime Expenditures - FY2013-2014]**Sponsor: Mayor**

Ordinance retroactively appropriating \$193,935 to overtime and de-appropriating \$193,935 in salaries in the Public Utilities Commission Wastewater Enterprise Department Operating Budget to support the department's projected increases in overtime as required per Ordinance No. 194-11 in FY2013-2014.

07/22/14; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 8/21/2014.

140854 [Administrative Code - Film Production Fees and Notice Requirements]**Sponsor: Cohen**

Ordinance amending the Administrative Code to add "web series" to the schedule of film production use fees and to establish notice requirements to affected residents and businesses for film productions that will result in parking or traffic obstructions lasting four consecutive hours or more.

07/22/14; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 8/21/2014.

140855 [Zoning - Interim Moratorium Extension on Change of Institutional Use in a Portion of the University Mound Neighborhood]**Sponsor: Campos**

Urgency Ordinance approving an extension of the interim zoning moratorium on changes of institutional use in a portion of the University Mound neighborhood bounded by Highway 280 on the north, Wayland Street on the south, University Street on the east, and Cambridge Street on the west, for 10 months and 15 days, affirming the Planning Department's determination under the California Environmental Quality Act, and making findings of consistency with the eight priority policies of Planning Code, Section 101.1.

07/22/14; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/21/2014.

Resolutions**140856 [Urging Vigorous Defense of San Francisco's Participatory Waterfront Development Process]****Sponsors: Campos; Avalos and Mar**

Resolution committing to support vigorous defense by San Francisco City Attorney Dennis Herrera of San Francisco's participatory waterfront development process and upholding the will of the voters who passed Proposition B in the June 3, 2014, election.

07/22/14; RECEIVED AND ASSIGNED to Rules Committee.

140857 [Supporting and Encouraging the Development of a Policy to Prohibit the Transportation and Export of Hazardous Materials]**Sponsor: Cohen**

Resolution supporting and encouraging the Department of the Environment and the Port in developing a policy to prohibit the transportation and export of hazardous fossil fuel materials including crude oil, coal, and petroleum coke in the City and County of San Francisco.

07/22/14; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motion**140858 [Committee of the Whole - Contract Amendment - San Francisco AIDS Foundation - Not to Exceed \$14,734,565 - July 29, 2014]****Sponsor: Wiener**

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on July 29, 2014, at 3:00 p.m. to hold a public hearing on a Resolution (File No. 140504) approving an amendment to the contract between the Department of Public Health and the San Francisco AIDS Foundation to provide HIV prevention services and extend the contract term through June 30, 2016, for an amount not to exceed \$14,734,565.

07/22/14; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Request for Hearings**140756 [Hearing - Report of Assessment Costs for Building Code Enforcement Violations]**

Hearing to consider objections to a report of Delinquent Charges for Assessment Costs submitted by the Director of the Department of Building Inspection for delinquent charges for code enforcement violations and associated fees pursuant to Building Code, Sections 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, 108A, and 110A - Tables 1A-K and 1A-G, the costs thereof having accrued pursuant to code enforcement violations. (Clerk of the Board)

07/22/14; RECEIVED AND ASSIGNED to Board of Supervisors.

140859 [Hearing - Contract Amendment - San Francisco AIDS Foundation - Not to Exceed \$14,734,565]

Hearing of persons interested in or objecting to a Resolution (File No. 140504) approving an amendment to the contract between the Department of Public Health and the San Francisco AIDS Foundation to provide HIV prevention services and extend the contract term through June 30, 2016, for an amount not to exceed \$14,734,565. (Clerk of the Board)

07/22/14; RECEIVED AND ASSIGNED to Board of Supervisors.

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**140798 [Business and Tax Regulations Code - Amendments to Common Administrative Provisions, Business Registration, Payroll Expense Tax, and Gross Receipts Tax]**

Ordinance amending the Business and Tax Regulations Code by: 1) revising the minimum filing amounts for the payroll expense tax and gross receipts tax and making the amounts consistent with administrative requirements for the small business exemptions; 2) clarifying penalty and interest provisions; 3) clarifying that each member of a combined group engaged in business in San Francisco must register with the Tax Collector; 4) clarifying when annual adjustments must be made to the business registration fee; 5) clarifying the basis of the business registration fee; and 6) deleting obsolete registration provisions. (Treasurer-Tax Collector)

07/11/14; RECEIVED FROM DEPARTMENT.

07/22/14; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 8/21/2014.

PROPOSED RESOLUTION**140799 [Contract Approval - Keefe Commissary Network, LLC - Guaranteed Annual Minimum Income \$590,000]**

Resolution approving a contract for operating the Sheriff's Jail Commissary and Inmate Trust Fund Accounting and Management System between Keefe Commissary Network, LLC, and the City and County of San Francisco, acting by and through its Sheriff's Department for a three-year term beginning September 1, 2014, and ending August 31, 2017, with two one-year options to extend, exercisable by the Sheriff's Department with a guaranteed annual minimum income of \$590,000. (Sheriff)

07/14/14; RECEIVED FROM DEPARTMENT.

07/22/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

In Memoriams

*Ruth Coleman - Supervisor Cohen
Willie James Howard - Supervisor Cohen
Priya Haji - Supervisor Cohen
Alice Chew - Supervisor Tang*

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 7:08 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 September 2, 2014.

Angela Calvillo, Clerk of the Board