

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

## MEETING MINUTES

**Tuesday, September 2, 2014 - 2:00 PM**

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

**Regular Meeting**

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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

<b>Budget and Finance Committee</b> Supervisors Farrell, Mar, Avalos	Wednesday 10:00 AM
<b>City and School District Select Committee</b> Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
<b>Government Audit and Oversight Committee</b> Supervisors Breed, Tang, Chiu	2nd and 4th Thursday 11:00 AM
<b>Land Use and Economic Development Committee</b> Supervisors Wiener, Kim, Cohen	Monday 1:30 PM
<b>Neighborhood Services and Safety Committee</b> Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
<b>Rules Committee</b> Supervisors Yee, Tang, Campos	1st and 3rd Thursday 2:00 PM

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

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## ROLL CALL AND PLEDGE OF ALLEGIANCE

*The meeting was called to order at 2:07 p.m. On the call of the roll, all Supervisors were noted present.*

## AGENDA CHANGES

*There were none.*

## APPROVAL OF MEETING MINUTES

Supervisor Kim, seconded by Supervisor Tang, moved to approve the Board Meeting Minutes of July 8, 2014, July 15, 2014, July 22, 2014, and July 29, 2014. The motion carried by the following vote:

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

## COMMUNICATIONS

*Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that she was in receipt of correspondence from Mayor Edwin Lee on August 19, 2014, communicating the Second Declaration of Local Emergency, relating to the Rim Fire (Stanislaus National Forest Area), pursuant to Charter, Section 3.100, and Administrative Code, Chapter 7, which empowers the Mayor to proclaim the existence of a local emergency, subject to ratification by the Board of Supervisors. Further communicating that this matter was placed on the Without Reference to Committee Agenda on today's meeting.*

## CONSENT AGENDA

### Recommendations of the Budget and Finance Sub-Committee

#### 140774 [Police Code - Street Artist Certificate Fee Waivers for Honorably Discharged Veterans]

**Sponsor: Mayor**

Ordinance amending the Police Code to require the Director of Cultural Affairs, or his or her designee, to waive Street Artist Certificate fees for honorably discharged veterans and to grant refunds to honorably discharged veterans who file a refund claim on or before July 1, 2015, for any fees collected between January 1, 2009, and July 1, 2014.

**Ordinance No. 192-14**

**FINALLY PASSED**

**140801 [Appropriation - Proceeds from Earthquake Safety and Emergency Response General Obligation Bonds of \$106,095,000 - FY2014-2015]****Sponsors: Mayor; Chiu**

Ordinance appropriating \$106,095,000 of the 2014 Series Earthquake Safety and Emergency Response (ESER 2014) General Obligation Bond Proceeds to the Department of Public Works in FY2014-2015 for necessary repairs and seismic improvements in order to better prepare San Francisco for a major earthquake or natural disaster.  
(Fiscal Impact)

**Ordinance No. 193-14****FINALLY PASSED****140802 [Appropriation - Proceeds from Earthquake Safety and Emergency Response General Obligation Bonds of \$57,840,000 - FY2014-2015]****Sponsors: Mayor; Chiu**

Ordinance appropriating \$57,840,000 of the 2014 Series Earthquake Safety and Emergency Response (ESER 2010) General Obligation Bond Proceeds to the Department of Public Works in FY2014-2015 for necessary repairs and seismic improvements in order to better prepare San Francisco for a major earthquake or natural disaster.  
(Fiscal Impact)

**Ordinance No. 194-14****FINALLY PASSED****Recommendation of the Rules Committee****140643 [Administrative Code - Energy Efficiency Coordinating Committee]****Sponsor: Mar**

Ordinance amending the Administrative Code to rename the Energy Efficiency Steering Committee as the Energy Efficiency Coordinating Committee; to reauthorize the Committee for one year unless further extended by the Board of Supervisors; to change the qualifications for membership on the Committee; and to revise the Committee's powers and duties.

**Ordinance No. 191-14****FINALLY PASSED****The foregoing items were acted upon by the following vote:**

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

**Severed from the Consent Agenda**

*Supervisor Breed requested that File No. 140776 be severed so that it may be considered separately.*

**Recommendation of the Land Use and Economic Development Committee****140776 [Police, Business and Tax Regulations Codes - Regulating Mechanical Amusement Devices and Arcades]**

**Sponsors: Breed; Wiener and Kim**

Ordinance amending the Police Code to reduce restrictions on the location of, and lessen permitting requirements for, mechanical amusement devices and arcades, and remove obsolete Code provisions; and making environmental findings.

**Supervisor Breed, seconded by Supervisor Kim, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee  
Ordinance amending the Police Code to reduce restrictions on the location of, and lessen permitting requirements for, mechanical amusement devices and arcades, and remove obsolete Code provisions; amending the Business and Tax Regulations Code to clarify the appeal period for appealing mechanical amusement device permits and other Entertainment Commission permits to the Board of Appeals; and making environmental findings.

**PASSED ON FIRST READING AS AMENDED by the following vote:**

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

## REGULAR AGENDA

## UNFINISHED BUSINESS

### Recommendation of the Budget and Finance Sub-Committee

#### **140795 [Outreach Advertising and Neighborhood Outreach Advertising - FY2014-2015]**

**Sponsor: Mayor**

Resolution designating Small Business Exchange to be the outreach newspaper of the City and County of San Francisco for the African American, Chinese and Hispanic communities; Sing Tao Daily and World Journal to be the outreach newspapers of the City and County of San Francisco for the Chinese community; El Reportero to be the outreach newspaper of the City and County of San Francisco for the Hispanic community; San Francisco Bay View to be the outreach newspaper of the City and County of San Francisco for the African American community; Bay Area Reporter to be the outreach newspaper of the City and County of San Francisco for the Lesbian, Gay, Bisexual and Transgender community; Central City Extra to be the neighborhood outreach newspaper of the City and County of San Francisco for the Central City neighborhood; The Western Edition to be the neighborhood outreach newspaper of the City and County of San Francisco for the Western Addition neighborhood; Northside Publications/Marina Times to be the neighborhood outreach newspaper of the City and County of San Francisco for the Northern San Francisco neighborhood; West Portal Monthly to be the neighborhood outreach newspaper of the City and County of San Francisco for the West Portal neighborhood; and Potrero View to be the neighborhood outreach newspaper of the City and County of San Francisco for the Potrero Hill, Dogpatch, Bayview, SOMA, Mission Bay neighborhoods; to provide outreach advertising for FY2014-2015.

**Resolution No. 322-14**

**ADOPTED by the following vote:**

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

## NEW BUSINESS

### Recommendation of the Budget and Finance Sub-Committee

**140586 [Emergency Contract - Flatiron, West, Inc. - Repairing Lower Cherry Aqueduct - Not to Exceed \$14,000,000]**

Resolution approving an emergency public work contract between the Public Utilities Commission and Flatiron, West, Inc., under San Francisco Administrative Code, Section 6.6, to perform immediate work to repair Lower Cherry Aqueduct in response to an emergency drought declaration with a contract amount not to exceed \$14,000,000. (Public Utilities Commission) (Fiscal Impact)

**Resolution No.** 321-14

**ADOPTED by the following vote:**

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

### Recommendation of the Land Use and Economic Development Committee

**140725 [Underground District - Ringold Alley]**

**Sponsor:** Kim

Ordinance creating Underground District No. 360 on Ringold Alley from 8th Street to 9th Street; and making environmental findings.

**PASSED ON FIRST READING by the following vote:**

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

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

*There were none.*

## SPECIAL ORDER 3:00 P.M.

### Board of Supervisors Sitting as a Committee of the Whole

#### **140836 [Public Hearing - Establishing the Community Facilities District (CFD) 2014-1 (Transbay Transit Center)]**

Public hearing of persons interested in or objecting to the proposed Resolution of Formation for Special Tax District No. 2014-1, establishing the Transbay Transit CFD and determining other matters in connection therewith; Resolution determining necessity to incur bonded indebtedness for the CFD; and Resolution calling for a special election in the City and County of San Francisco to submit the issues of the special tax, the incurring of bonded indebtedness and the establishment of the appropriations limit to the qualified electors of the CFD. (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 Nos. 140836, 140814, 140815, and 140816. Supervisor Kim made some opening remarks and moved to continue the matters open to September 9, 2014, at 3:00 p.m. Matt Field (TMG Partners); Bruce Agid (TJPACAC); Patrick Valentino (TJPACAC); Alice Rogers; Charlie Lavin; expressed various concerns and spoke in opposition to the current proposed district. Supervisor Wiener made some closing comments. There were no other speakers.*

**Supervisor Kim, seconded by Supervisor Campos, moved that this Hearing be CONTINUED open to September 9, 2014, at 3:00 p.m. The motion carried by the following vote:**

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

*The President CONTINUED the Hearing open to September 9, 2014, at 3:00 p.m.*

### Committee of the Whole Adjourn and Report

#### **140814 [Resolution of Formation - City and County of San Francisco Community Facilities District No. 2014-1 (Transbay Transit Center)]**

**Sponsor: Mayor**

Resolution of formation of the City and County of San Francisco Community Facilities District No. 2014-1 (Transbay Transit Center) and determining other matters in connection therewith.

**Supervisor Kim, seconded by Supervisor Campos, moved that this Resolution be CONTINUED to September 9, 2014, at 3:00 p.m. The motion carried by the following vote:**

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

#### **140815 [Determining Necessity to Incur Bonded Indebtedness - City and County of San Francisco Community Facilities District No. 2014-1 (Transbay Transit Center)]**

**Sponsor: Mayor**

Resolution determining necessity to incur bonded indebtedness for City and County of San Francisco Community Facilities District No. 2014-1 (Transbay Transit Center) and determining other matters therewith.

**Supervisor Kim, seconded by Supervisor Campos, moved that this Resolution be CONTINUED to September 9, 2014, at 3:00 p.m. The motion carried by the following vote:**

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

**140816 [Special Election for the Community Facilities District No. 2014-1 (Transbay Transit Center)]****Sponsor: Mayor**

Resolution calling for a special election in the City and County of San Francisco Community Facilities District No. 2014-1 (Transbay Transit Center).

**Supervisor Kim, seconded by Supervisor Campos, moved that this Resolution be CONTINUED to September 9, 2014, at 3:00 p.m. The motion carried by the following vote:**

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

**SPECIAL ORDER 3:00 P.M.****Board of Supervisors Sitting as a Committee of the Whole****140658 [Hearing - Street Vacation Order - McCoppin Hub City Plaza Project - McCoppin Street]**

Hearing of persons interested in or objecting to the proposed Ordinance ordering the vacation of portions of McCoppin Street west of Valencia Street that is generally bounded by Highway 101 to the west, Valencia Street to the east, Assessor's Block No. 3503, Lot No. 003 to the north, and Assessor's Block No. 3502, Lot No. 113 to the south, for the purposes of the McCoppin Hub City Plaza Project; reducing the official sidewalk width on the southerly side of McCoppin Street, establishing a new sidewalk on the easterly side of Valencia Street adjacent to the street vacation area, and reducing the official right-of-way width of this portion of McCoppin Street; approving an interdepartmental transfer of the vacated area from the Department of Public Works to the Division of Real Estate; making findings under the California Environmental Quality Act and adopting findings that the vacation and public right-of-way changes are consistent with the General Plan, and the eight priority policies of City Planning Code, Section 101.1; and authorizing actions in furtherance of this Ordinance. (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 Nos. 140657 and 140283. Supervisor Kim provided some opening remarks. John Updike, Real Estate Director, provided an overview of the vacation and responded to questions raised throughout the discussion. Supervisor Wiener provided some closing comments. There were no other speakers. The President declared public comment closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.*

**HEARD AND FILED**

**Committee of the Whole Adjourn and Report**



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## **Referred Without Recommendation from the Land Use and Economic Development Committee**

### **140657 [Street Vacation Order - McCoppin Hub City Plaza Project - McCoppin Street]**

**Sponsors: Kim; Wiener**

Ordinance vacating a portion of McCoppin Street west of Valencia Street that is generally bounded by Highway 101 to the west, Valencia Street to the east, Assessor's Block No. 3503, Lot No. 003 to the north, and Assessor's Block No. 3502, Lot No. 113 to the south, for the purposes of the McCoppin Hub City Plaza Project; reducing the official sidewalk width on the southerly side of McCoppin Street, establishing a new sidewalk on the easterly side of Valencia Street adjacent to the street vacation area, and reducing the official right-of-way width of this portion of McCoppin Street; approving an interdepartmental transfer of the vacated area from the Department of Public Works to the Division of Real Estate; making findings under the California Environmental Quality Act and adopting findings that the vacation and public right-of-way changes are consistent with the General Plan, and the eight priority policies of City Planning Code, Section 101.1; and authorizing actions in furtherance of this Ordinance.

**PASSED ON FIRST READING by the following vote:**

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

## **Recommendation of the Land Use and Economic Development Committee**

### **140283 [Planning Code - Rezoning McCoppin Plaza to Public Use/Open Space Zoning]**

**Sponsors: Kim; Wiener**

Ordinance amending the Planning Code to rezone McCoppin Street from Valencia Street to its terminus on Market Street from NCT-3/85-X and 40- X (Moderate-Scale Neighborhood Commercial Transit District) to P (Public Use)/OS (Open Space) as part of the establishment of McCoppin Hub Plaza; and making findings under the California Environmental Quality Act, and findings of consistency with the General Plan, and the eight priority policies of Planning Code Section 101.1.

**PASSED ON FIRST READING by the following vote:**

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

## **ROLL CALL FOR INTRODUCTIONS**

*See Legislation Introduced below.*

## PUBLIC COMMENT

*Male Speaker; expressed various concerns.*

*Reuben David Goodman; expressed various concerns relating to human rights and nursing facilities.*

*Male Speaker; expressed various concerns relating to children abductions.*

*John DiDonna; shared in poem certain concerns relating to public transit with the Board.*

*Patrick McCann; expressed various concerns relating to the proposed Flower Market acquisition.*

*John Decantur; expressed various concerns relating to home sharing.*

*Male Speaker; expressed various concerns relating to undocumented youth and home sharing.*

*Cynthia; expressed various concerns relating to home sharing.*

*Karen C.; expressed various concerns relating to home sharing.*

*Madeleine Savit; expressed various concerns relating to emergency preparedness and disaster relief.*

*Geo; expressed various concerns relating to home sharing.*

*Dave Massen; expressed various concerns relating to proposed legislation relating to carbon tax.*

*Andrew Kingsdale; expressed various concerns relating to proposed legislation relating to carbon tax.*

*Ashley; expressed various concerns relating to home sharing.*

*Nancy Rock; expressed various concerns relating to domestic violence.*

*Beverly Upton (Domestic Violence Consortium); expressed various concerns relating to domestic violence.*

*Tom Gilberty; expressed various concerns.*

## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

### **140896 [Committee of the Whole - Special Election for the Community Facilities District No. 2014-1 (Transbay Transit Center)]**

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on September 2, 2014, at 3:00 p.m., to hold a public hearing to consider a Resolution (File No. 140816) calling for a special election in the City and County of San Francisco Community Facilities District No. 2014-1 (Transbay Transit Center). (Clerk of the Board)

**Motion No. M14-141**

**APPROVED**

### **140883 [Commitment to Investing in the Safety of Children in Parks and Open Space]**

**Sponsors: Cohen; Breed, Avalos, Kim and Chiu**

Resolution reaffirming the commitment of the City and County of San Francisco to invest in the safety of its children in our parks and open space.

**Resolution No. 323-14**

**ADOPTED**

**140887 [Supporting California Assembly Bill 935 (Frazier) - California Veterans Driver's License]****Sponsors: Farrell; Chiu**

Resolution supporting California State Assembly Bill 935, introduced by Assembly Member Frazier, which calls for the creation of clearly identifiable California state driver's licenses and identification cards for veterans.

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

**Resolution No. 324-14****ADOPTED****140872 [Final Map 7788 - 530-534 Clipper Street]**

Motion approving Final Map 7788, a six residential unit condominium project, located at 530-534 Clipper Street, being a subdivision of Assessor's Block No. 6545, Lot No. 011, 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. M14-142****APPROVED****140890 [Final Map 7764 - 138-146 Beulah Street]**

Motion approving Final Map 7764, a six residential unit condominium project, located at 138-146 Beulah Street, being a subdivision of Assessor's Block No. 1250, Lot No. 014, 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. M14-143****APPROVED****140891 [Final Map 7633 - 45 Lansing Street]**

Motion approving Final Map 7633, a 320 residential unit condominium project, located at 45 Lansing Street, being a subdivision of Assessor's Block No. 3749, Lot No. 059, 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. M14-144****APPROVED****140894 [Concurring in the Second Declaration of Local Emergency - Rim Fire (Stanislaus National Forest Area)]**

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

**Motion No. M14-145****APPROVED**

**140898 [Final Map 7844 - 2715-2719 Sacramento Street]**

Motion approving Final Map 7844, a five residential unit condominium project, located at 2715-2719 Sacramento Street, being a subdivision of Assessor's Block No. 0633, Lot No. 015, 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. M14-146**

**APPROVED**

**140899 [Final Map 7726 - 870 Harrison Street]**

Motion approving Final Map 7726, a 26 residential unit and one commercial unit, mixed-use condominium project, located at 870 Harrison Street, being a subdivision of Assessor's Block No. 3752, Lot No. 019, 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. M14-147**

**APPROVED**

**140900 [Final Map 7761 - 400 Oak Street]**

Motion approving Final Map 7761, a six residential unit condominium project, located at 400 Oak Street, being a subdivision of Assessor's Block No. 0830, Lot No. 005, 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. M14-148**

**APPROVED**

**140901 [Final Map 7584 - 25-35 Dolores Street]**

Motion approving Final Map 7584, a 37 residential unit condominium project, located at 25-35 Dolores Street, being a subdivision of Assessor's Block No. 3534, Lot No. 069, 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. M14-149**

**APPROVED**

**140902 [Zoning - Report on Interim Moratorium on Change of Institutional Use in a Portion of the University Mound Neighborhood]**

Motion adopting the Planning Department's report on 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. (Clerk of the Board)

**Motion No. M14-150**

**APPROVED**

**The foregoing items were acted upon by the following vote:**

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

## IMPERATIVE AGENDA

*There were none.*

## 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

#### **140381 [Administrative, Planning Codes - Amending Regulation of Short-Term Residential Rentals and Establishing Fee]**

**Sponsor: Chiu**

Ordinance amending the Administrative Code 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 Planning Department, for tracking short-term residential rentals and compliance; to establish an application fee for the registry; amending the Planning Code 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.

(9/2/14 - Supervisor Chiu submitted a substitute ordinance bearing new title.)

04/15/14; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 5/15/2014.

05/01/14; REFERRED TO DEPARTMENT.

09/01/14; NOTICED.

09/02/14; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

**140806 [Health, Building Codes - Ventilation Requirement for Urban Infill Development and Establishing Fees]****Sponsors: Cohen; Kim**

Ordinance amending the Health Code, Article 38, to require an enhanced ventilation system for sensitive use projects within the Air Pollutant Exposure Zone and establishing document review fees; amending the Building Code to correspond to the Health Code changes; 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.

07/15/14; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/14/2014.

07/29/14; REFERRED TO DEPARTMENT.

08/14/14; RESPONSE RECEIVED.

09/02/14; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

**140878 [Administrative, Police Codes - Criminal History Inquiries for Employment and Housing]****Sponsors: Kim; Cohen**

Ordinance amending the Administrative and Police Codes to narrow the definition of Property Contracts that are subject to limitations on criminal history inquiries; allow employers and City contractors to inquire about and consider infractions on driving records for positions involving driving; allow employers and City contractors to inquire about and consider a conviction that is more than seven years old for positions involving the supervision or care of minors, dependent adults, or seniors; authorize the City to bring a civil action against a housing provider that violates restrictions on criminal history inquiries; and provide that the criminal history inquiry restrictions in these Codes prevail over any existing conflicting City law.

07/29/14; ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Safety Committee, expires on 8/28/2014.

08/04/14; TRANSFERRED to Land Use and Economic Development Committee.

08/13/14; REFERRED TO DEPARTMENT.

09/02/14; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

**140917 [Remarketing of Finance Corporation Lease Revenue Bonds Series 2008-1 and 2008-2 (Moscone Center Expansion Project)]****Sponsor: Mayor**

Ordinance approving the remarketing of the City and County of San Francisco Finance Corporation Lease Revenue Refunding Bonds, Series 2008-1 (Moscone Center Expansion Project) and City and County of San Francisco Finance Corporation Lease Revenue Refunding Bonds, Series 2008-2 (Moscone Center Expansion Project); approving the form of a reimbursement agreement among the City and County of San Francisco, the City and County of San Francisco Finance Corporation, and the State Street Bank and Trust Company; approving the form of an amended and restated reimbursement agreement; approving the form of a fee agreement; approving the form of an amended and restated fee agreement; approving the form of a remarketing supplement; approving the form of custodian agreement; approving the form of amended and restated custodian agreement; granting general authority to City officials to take necessary actions in connection with the remarketing of the Bonds; approving modifications to documents; approving the execution and delivery of certain documents described herein and ratifying previous actions taken in connection therewith.

(Fiscal Impact)

09/02/14; ASSIGNED to Budget and Finance Committee.

**140918 [Appropriation - Legal Services for Unaccompanied Children and Families - Mayor's Office of Housing - \$2,127,600 - FYs 2014-2015 and 2015-2016]**

**Sponsors: Campos; Avalos and Yee**

Ordinance appropriating \$2,400,000 from the General Fund Reserve to the Mayor's Office of Housing, \$1,200,000 in FY2014-2015 and \$1,200,000 in FY2015-2016, for legal services for unaccompanied children and families on the San Francisco Immigration Court's expedited removal docket.

(Fiscal Impact; No Budget and Legislative Analyst Report)

09/02/14; ASSIGNED to Budget and Finance Committee.

**140919 [Health Code - Gas Station Bathrooms]**

**Sponsor: Farrell**

Ordinance amending the Health Code to eliminate the requirement that gasoline stations provide separate toilet facilities for men and women.

09/02/14; ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Safety Committee, expires on 10/2/2014.

## **Resolutions**

**140920 [Lease Disposition and Development Agreement and Lease and Access License - Geneva Office Building and Powerhouse Rehabilitation - Cameron Beach Rail Yard]**

**Sponsors: Avalos; Farrell**

Resolution approving and authorizing a Lease Disposition and Development Agreement and 55-year Lease and Access License to the Friends of the Geneva Office Building and Powerhouse for the rehabilitation and use of the Geneva Office Building and Powerhouse for Cameron Beach Rail Yard; affirming a community plan exemption determination by the Planning Department and adopting findings pursuant to the California Environmental Quality Act; authorizing the San Francisco Municipal Transportation Agency Director of Transportation, or designee, to execute and make certain modifications to the Access License; and authorizing the General Manager of the Recreation and Park Department, or designee, to execute certain documents, make certain modifications, and take certain actions in furtherance of this Resolution.

(Fiscal Impact)

09/02/14; ASSIGNED to Budget and Finance Committee.

**140921 [Revolving Fund Agreement - California Victim Compensation and Government Claims Board - Burial or Emergency Relocation of Homicide Victims - \$75,000]**

**Sponsor: Breed**

Resolution retroactively authorizing the Office of the District Attorney to renew its current agreement with the California Victim Compensation and Government Claims Board, an agent of the State of California, for a revolving fund in the amount of \$75,000 to be used to pay for verified funeral/burial, relocation, crime scene clean-up, and other emergency loss expenses for eligible homicide victims for the period of July 1, 2014, through June 30, 2017.

09/02/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.



**140922 [Accept In-Kind Gift - Vera Institute of Justice - Prosecution and Racial Justice Program Technical Assistance - \$408,654]****Sponsor: Breed**

Resolution retroactively authorizing the Office of the District Attorney to accept an in-kind gift of Prosecution and Racial Justice Program technical assistance valued at \$408,654 from the Vera Institute of Justice for the grant period of January 1, 2014, through June 30, 2015.

09/02/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**140923 [Intention to Develop Competitive Grant Program to Fund Community Recidivism and Crime Reduction Services]****Sponsors: Cohen; Chiu**

Resolution affirming the Board of Supervisors' intention to develop, in collaboration with the Community Corrections Partnership, a competitive grant program to fund community recidivism and crime reduction services with funds awarded to the City and County of San Francisco by the California Board of State and Community Corrections.

09/02/14; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**140924 [Multifamily Housing Revenue Note (Bill Sorro Community) - Not to Exceed \$25,000,000]****Sponsors: Kim; Mar**

Resolution authorizing the execution, sale, and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed \$25,000,000 for the purpose of providing financing for the construction of a 67-unit affordable rental housing development known as Bill Sorro Community; approving the form of and authorizing the execution of a funding loan agreement and a borrower loan agreement; providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; authorizing the collection of certain fees; approving modifications, changes, and additions to the documents; granting general authority to City officials to take actions necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein.

09/02/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**140925 [Property Conveyance and Ground Lease - 67 Units Affordable Housing - Mercy Housing California 51 - 1009 Howard Street]****Sponsors: Kim; Mar**

Resolution approving and authorizing the conveyance of real property located at 1009 Howard Street from the Office of Community Investment and Infrastructure to the Mayor's Office of Housing and Community Development (as Successor Housing Agency to the San Francisco Redevelopment Agency); approving and authorizing the Mayor's Office of Housing and Community Development to enter into a 99 year ground lease totaling \$99 with Mercy Housing California 51, a California limited partnership, for the development and operation of 66 units of affordable housing (plus one manager's unit) on such property; and making findings that the conveyance and ground lease are in conformance with the California Environmental Quality Act, the General Plan, and the eight priority policies of Planning Code, Section 101.1.

09/02/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.



**140926 [Apply for Grant - Ryan White Act HIV/AIDS Emergency Relief - \$36,118,233]****Sponsors: Wiener; Campos**

Resolution authorizing the Department of Public Health to submit an application to continue to receive funding for the Ryan White Act HIV/AIDS Emergency Relief Grant Program (Ryan White Programs, Part A) Grant from the Health Resources Services Administration, requesting \$36,118,233 in HIV emergency relief program funding for the San Francisco Eligible Metropolitan Area for the period of March 1, 2015, through February 28, 2016.

09/02/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**140927 [Apply for Grant - Comprehensive HIV Prevention Programs - CY2015 - \$8,174,213]****Sponsors: Wiener; Campos**

Resolution authorizing the Department of Public Health to submit a one-year application for calendar year 2015 to continue to receive funding for the Comprehensive HIV Prevention Programs Grant from the Centers for Disease Control and Prevention, requesting \$8,174,213 in HIV prevention funding for San Francisco from January 1, 2015, through December 31, 2015.

09/02/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**140928 [Contract Amendment - AnsaldoBreda, Inc. - Light Rail Vehicle Reconditioning and Systems Rehabilitation - Not to Exceed - \$74,649,614]****Sponsor: Wiener**

Resolution approving Amendment No. 2 to Contract No. APT 591.01, Light Rail Vehicle (LRV) Doors and Steps Reconditioning and Systems Rehabilitation, between the City and County of San Francisco, through the San Francisco Municipal Transportation Agency and AnsaldoBreda, Inc., to remove the doors and steps and air supply unit work from the project scope and shift the balance of the money to rehabilitate the trucks of 41 LRV's with three options to rehabilitate the trucks of 24, 24, and 23 LRV's, respectively, if funds become available, for a total contract amount not to exceed \$104,263,354 and to extend the term of the contract to no later than October 31, 2018. (Fiscal Impact)

09/02/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**140929 [Supporting Bans on Nontherapeutic Uses of Antibiotics in Livestock Production]****Sponsor: Avalos**

Resolution supporting State and national bans on nontherapeutic uses of antibiotics in livestock production.

09/02/14; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**140930 [Urging Enactment of a Revenue-Neutral Carbon Tax]****Sponsors: Avalos; Breed, Mar and Yee**

Resolution urging the United States Congress to enact a revenue-neutral carbon tax.

09/02/14; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**140931 [Accept and Expend Grant - Vera Institute of Justice - Preventing Crime and Victimization - \$228,283]****Sponsor: Chiu**

Resolution retroactively authorizing the Office of the District Attorney to accept and expend a technical assistance grant valued at \$228,283 from the Vera Institute of Justice, funded by the Foundation to Promote Open Society, for the grant period of June 1, 2014, through May 31, 2016, to enhance the Office's Community Safety and Performance Strategy, to prevent crime and victimization by improving operational performance through research and data-driven approaches to prosecution.

09/02/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**140932 [Accept and Expend Grant - California Department of Parks and Recreation's Habitat Conservation Fund - Youth Stewardship Program - \$200,000]****Sponsor: Chiu**

Resolution authorizing the Recreation and Park Department to accept and expend a grant of \$200,000 from the California Department of Parks and Recreation's Habitat Conservation Fund to support the Youth Stewardship Program.

09/02/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**140933 [Infant Mortality Awareness Month - September]****Sponsor: Cohen**

Resolution declaring September "Infant Mortality Awareness Month" in the City and County of San Francisco.

09/02/14; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**140934 [Apply for Grant - State-County Assessors' Partnership Agreement Program - Not to Exceed \$530,000 Annually Plus Required Matching Funds]****Sponsor: Farrell**

Resolution authorizing the Office of the Assessor-Recorder to apply for the State-County Assessors' Partnership Agreement Program to improve the administration of the county property tax rolls and related essential duties for an amount not to exceed \$530,000 annually plus required dollar-for-dollar matching funds for FYs 2014-2015 through 2016-2017 to commence no later than September 15, 2014, if approved.

09/02/14; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**140935 [Accept and Expend Grant - University of California - Centers for Disease Control and Prevention Kenya - Monitoring and Evaluation - \$378,524]****Sponsor: Wiener**

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$378,524 from the University of California San Francisco to participate in a program entitled Centers for Disease Control and Prevention Kenya - Monitoring and Evaluation for the period of September 30, 2013, through September 29, 2014.

09/02/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

## **Motion**

### **140938 [Closed Session - Anticipated Litigation - Establishing Community Facilities District 2014-1 (Transbay Transit Center)]**

**Sponsor: Chiu**

Motion that the Board of Supervisors convene in closed session on September 9, 2014, for the purpose of conferring with or receiving advice from the City Attorney regarding anticipated litigation relating to the potential formation of Special Tax District 2014-1, also known as the Transbay Transit Community Facilities District; in which the City is a potential defendant; pursuant to California Government Code, Section 54956.9(a), and San Francisco Administrative Code, Section 67.10(d)(2), which permits this closed session because discussion in open session concerning this matter would likely and unavoidably prejudice the position of the City in anticipated litigation.

09/02/14; RECEIVED AND ASSIGNED to Board of Supervisors.

## **Request for Hearing**

### **140936 [Hearing - Auto Towing Policies and Fees for Stolen Vehicles]**

**Sponsor: Wiener**

Hearing directed to the Municipal Transportation Agency, the Police Department, and AutoReturn to discuss how the City and AutoReturn treat recovered stolen vehicles, including towing policies, how tow fees and penalties are structured, how stolen cars recovered on the street are processed, and how any new contract can be modified to treat the owners of stolen towed vehicles more fairly.

09/02/14; RECEIVED AND ASSIGNED to Budget and Finance 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**

### **140892 [Settlement of Lawsuit - Margarita Herrera - \$475,000]**

Ordinance authorizing settlement of the lawsuit filed by Margarita Herrera against the City and County of San Francisco for \$475,000; the lawsuit was filed on June 5, 2013, in San Francisco Superior Court, Case No. CGC 13-531901; entitled Herrera v. City and County of San Francisco, et al. (City Attorney)

08/04/14; RECEIVED FROM DEPARTMENT.

09/02/14; RECEIVED AND ASSIGNED to Rules Committee.

**140904 [Settlement of Lawsuit - Justin Neisuler - \$63,000]**

Ordinance authorizing settlement of the lawsuit filed by Justin Neisuler against the City and County of San Francisco for \$63,000; the lawsuit was filed on December 4, 2012, in San Francisco Superior Court, Case No. CGC-12-526598; entitled Justin Neisuler v. City and County of San Francisco, et al. (City Attorney)

08/25/14; RECEIVED FROM DEPARTMENT.

09/02/14; RECEIVED AND ASSIGNED to Rules Committee.

**140905 [Settlement of Lawsuit - Sean Alexander Hold - \$210,000]**

Ordinance authorizing settlement of the lawsuit filed by Sean Alexander Hold against the City and County of San Francisco for \$210,000; the lawsuit was filed on December 16, 2013, in the United States District Court for the Northern District of California, Case No. C13-5814 CW; entitled Sean Alexander Hold v. City and County of San Francisco, et al. (City Attorney)

08/25/14; RECEIVED FROM DEPARTMENT.

09/02/14; RECEIVED AND ASSIGNED to Rules Committee.

**140906 [Settlement of Lawsuit - Eduardo Alegrett - \$285,000]**

Ordinance authorizing settlement of the lawsuit filed by Eduardo Alegrett against the City and County of San Francisco for \$285,000; the lawsuit was filed on October 29, 2012, in the United States District Court for the Northern District of California, Case No. C-12-5538-MEJ; entitled Eduardo Alegrett v. City and County of San Francisco, et al. (City Attorney)

08/25/14; RECEIVED FROM DEPARTMENT.

09/02/14; RECEIVED AND ASSIGNED to Rules Committee.

## PROPOSED RESOLUTIONS

**140860 [Cooperative Agreement Modification - United States Navy - Treasure Island Development Authority]**

Resolution approving and authorizing the Treasure Island Development Authority to enter into a modification of the Cooperative Agreement with the United States Navy to extend the Cooperative Agreement from October 1, 2014, to September 30, 2015. (Treasure Island Development Authority)

07/21/14; RECEIVED FROM DEPARTMENT.

09/02/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**140861 [Master Lease Amendment - United States Navy - Treasure Island Childcare]**

Resolution approving Amendment No. 10 to the Treasure Island Childcare Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term for one year for the period of December 1, 2014, through November 30, 2015. (Treasure Island Development Authority)

07/21/14; RECEIVED FROM DEPARTMENT.

09/02/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**140862 [Master Lease Amendment - United States Navy - Treasure Island Event Venues]**

Resolution approving Amendment No. 26 to the Treasure Island Event Venues Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term for one year for the period of December 1, 2014, through November 30, 2015. (Treasure Island Development Authority)

07/21/14; RECEIVED FROM DEPARTMENT.

09/02/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**140863 [Master Lease Amendment - United States Navy - Treasure Island Fire Fighting Training Center]**

Resolution approving the Sixth Amendment to the Treasure Island Fire Fighting Training Center Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term for one year for the period of December 1, 2014, through November 30, 2015. (Treasure Island Development Authority)

07/21/14; RECEIVED FROM DEPARTMENT.

09/02/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**140864 [Master Lease Amendment - United States Navy - Treasure Island Land and Structures]**

Resolution approving Amendment No. 39 to the Treasure Island Land and Structures Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term for one year for the period of December 1, 2014, through November 30, 2015. (Treasure Island Development Authority)

07/21/14; RECEIVED FROM DEPARTMENT.

09/02/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**140865 [Master Lease Amendment - United States Navy - Treasure Island Marina]**

Resolution approving Amendment No. 18 to the Treasure Island Marina Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term for one year for the period of December 1, 2014, through November 30, 2015. (Treasure Island Development Authority)

07/21/14; RECEIVED FROM DEPARTMENT.

09/02/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**140866 [Master Lease Amendment - United States Navy - Treasure Island South Waterfront]**

Resolution approving Amendment No. 30 to the Treasure Island South Waterfront Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term for one year for the period of December 1, 2014, through November 30, 2015. (Treasure Island Development Authority)

07/21/14; RECEIVED FROM DEPARTMENT.

09/02/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**140867 [Settlement of Grievance - Pamela Arons - \$130,000]**

Resolution approving settlement of the unlitigated grievance (ERD No. 45-08-1876) of Pamela Arons against the City and County of San Francisco for \$130,000; Service Employees International Union, Local 1021, notified the City of the grievance entitled Grievance of Pamela Arons, on June 30, 2008. (City Attorney)

07/28/14; RECEIVED FROM DEPARTMENT.

09/02/14; RECEIVED AND ASSIGNED to Rules Committee.

**140868 [Settlement of Claim - Isa and Vegar Svanemyr - \$15,130,000]**

Resolution approving the settlement of the unlitigated claims filed by Isa and Vegar Svanemyr against the City and County of San Francisco for \$15,130,000 to be paid in three installments; claim was filed on November 8, 2013. (City Attorney)

07/28/14; RECEIVED FROM DEPARTMENT.

09/02/14; RECEIVED AND ASSIGNED to Rules Committee.

**140869 [Settlement of Claim - Wendy and Johnny Tseng - \$114,074.63]**

Resolution approving the settlement of the unlitigated claim filed by Wendy and Johnny Tseng against the City and County of San Francisco for \$114,074.63; claim was filed on January 21, 2014. (City Attorney)

07/28/14; RECEIVED FROM DEPARTMENT.

09/02/14; RECEIVED AND ASSIGNED to Rules Committee.

**140870 [Settlement of Claim - Lisa Howe - \$35,000]**

Resolution approving the settlement of the unlitigated claim filed by Lisa Howe against the City and County of San Francisco for \$35,000; claim was filed on October 17, 2013. (City Attorney)

07/28/14; RECEIVED FROM DEPARTMENT.

09/02/14; RECEIVED AND ASSIGNED to Rules Committee.

**140871 [Contract Approval - Andrews International - Armed and Unarmed Security Services - Not to Exceed \$29,226,586.68]**

Resolution approving the contract between the San Francisco Municipal Transportation Agency (SFMTA) and Andrews International to provide armed and unarmed security services for an amount not to exceed \$29,226,586.68 for an initial three year term of September 15, 2014, through August 31, 2017, with an option to extend for up to three additional years at the SFMTA's sole discretion. (Municipal Transportation Agency)  
(Fiscal Impact)

07/28/14; RECEIVED FROM DEPARTMENT.

09/02/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**140893 [Settlement of Claim - Janie Vargas and Stanley E. Pond - \$55,000]**

Resolution approving the settlement of the unlitigated claim filed by Janie Vargas and Stanley E. Pond, Esq., against the City and County of San Francisco for \$55,000; claim was filed on March 3, 2014. (City Attorney)

08/04/14; RECEIVED FROM DEPARTMENT.

09/02/14; RECEIVED AND ASSIGNED to Rules Committee.

**140903 [Contracts - Various Vendors - Technology Marketplace - Not to Exceed \$12,000,000 Each]**

Resolution authorizing the Office of Contract Administration to enter into nine contracts for the Technology Marketplace (Successor to the Technology Store) purchases between the City and County and En Pointe Technologies, Inc., World Wide Technology, Inc., ComputerLand of Silicon Valley, Xtech JV, Technology Integration Group, Central Computers, Stellar Services, Robert Half Technology, and InterVision Systems Technologies, Inc., with initial not to exceed amounts of \$12,000,000 each, for the term ending September 30, 2017, to commence following Board approval, with two options to extend the contracts for up to one year each at the sole and absolute discretion of the City. (Office of Contract Administration)  
(Fiscal Impact)

08/22/14; RECEIVED FROM DEPARTMENT.

09/02/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**In Memoriams**

*Nancy Luscia Roddick - Supervisor Wiener  
Bryan 'Feather Lynn' Higgins - Supervisor Wiener  
Nancy Carlin Tracey - Supervisor Yee  
Mary Atchinson - Board President Chiu  
Zach Watson - Board President Chiu and Supervisor Kim  
Mi'yana Gregory - Supervisor Kim*

**ADJOURNMENT**

*There being no further business, the Board adjourned at the hour of 3:52 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 October 7, 2014.*

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Angela Calvillo, Clerk of the Board