

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, September 30, 2014 - 2:00 PM

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

Regular Meeting

DAVID CHIU, PRESIDENT

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

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos	Wednesday 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: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:08 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

140846 [Contracting Process for the Police Department Traffic Company and Forensic Services Division Project]

Ordinance modifying the requirements of Administrative Code, Section 6.68(H), to authorize the Director of Public Works to issue Requests for Proposals to pre-qualified Construction Managers/General Contractors (CM/GC) and their teams of pre-qualified core trade subcontractors to design-build the mechanical, electrical, plumbing, and exterior building envelope scopes of work for the Traffic Company and Forensic Services Division Project; use cost and non-cost criteria to evaluate the design-build proposals for the core trade work; and award a prime contract to the CM/GC based in part on an evaluation of cost and non-cost criteria for the core trade work; and making environmental findings. (Public Works Department)
(Fiscal Impact)

Ordinance No. 206-14

FINALLY PASSED

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

Sponsor: Mayor

Ordinance 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 retroactive to June 30, 2014.

Ordinance No. 207-14

FINALLY PASSED

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

Ordinance 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 retroactive to June 30, 2014.

Ordinance No. 208-14

FINALLY PASSED

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

Ordinance 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 retroactive to June 30, 2014.

Ordinance No. 209-14

FINALLY PASSED

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)

Ordinance No. 201-14

FINALLY PASSED

Recommendation of the Land Use and Economic Development Committee

140724 [Planning Code - Nighttime Entertainment and Uses Greater than 25,000 Square Feet in Western SoMa]

Sponsors: Kim; Campos and Wiener

Ordinance amending the Planning Code to authorize Elementary and Secondary Schools and Child Care uses to exceed 25,000 square feet in the Regional Commercial District, authorize a Nighttime Entertainment use in the Western SoMa Mixed Use-Office Zoning District within 200 feet of any property within a Residential Enclave or Residential Enclave-Mixed District where a Nighttime Entertainment use legally operated within five years prior to an application to re-establish the use, allow Nighttime Entertainment as a permitted use within the Western SoMa Mixed Use-Office Zoning District; and affirming the Planning Department's California Environmental Quality Act determination and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Ordinance No. 204-14

FINALLY PASSED

Recommendations of the Rules Committee

140845 [Settlement of Lawsuit - Earl Brown Sr., Helen Brown, and the Estate of Earl Brown Jr. - \$175,000]

Ordinance authorizing settlement of the lawsuit filed by Earl Brown Sr., Helen Brown, and the Estate of Earl Brown Jr., against the City and County of San Francisco for \$175,000; the lawsuit was filed on May 2, 2011, in United States District Court, Case No. C11-02162 LB; entitled Earl Brown Sr., Helen Brown, and the Estate of Earl Brown Jr. v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

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)

PASSED, ON FIRST READING

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)

PASSED, ON FIRST READING

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)

PASSED, ON FIRST READING

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)

PASSED, ON FIRST READING

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)

Resolution No. 367-14

ADOPTED

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)

Resolution No. 368-14

ADOPTED

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)

Resolution No. 369-14

ADOPTED

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)

Resolution No. 370-14

ADOPTED

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)

Resolution No. 371-14

ADOPTED

140966 [Appointment, Park, Recreation and Open Space Advisory Committee - Jane Weil]

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

Motion No. M14-161

APPROVED

The foregoing items were acted upon by the following vote:

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

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Land Use and Economic Development Committee

140777 [Landmark Tree Designation - Giant Sequoia Located at 3066 Market Street]

Sponsors: Wiener; Campos

Ordinance designating the Giant Sequoia (*Sequoiadendron giganteum*) tree at 3066 Market Street (Assessor's Block No. 2656, Lot. No. 020) as a landmark tree pursuant to Public Works Code, Section 810, making findings supporting the designation, and requesting official acts in furtherance of the landmark tree designation as detailed in the Ordinance.

Ordinance No. 205-14

FINALLY PASSED by the following vote:

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

NEW BUSINESS

Recommendations of the Budget and Finance Committee

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)

Resolution No. 366-14

ADOPTED by the following vote:

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

140910 [Lease Renewal - 617 Mission Street - Conner Children's Trust No. 2 - Child Support Services - \$1,453,414.56 Total Rent in the First Year]

Resolution authorizing the exercise of an option to extend the term for five years of a lease of 33,998 sq. ft. at 617 Mission Street/109 New Montgomery Street with Edward J. Connor and Douglas G. Moore, Co-Trustees under the Connor Children's Trust No. 2, for the Department of Child Support Services at \$121,117.88 monthly for \$1,453,414.56 total rent in the first year for the period of January 1, 2015, through December 31, 2019. (Real Estate Department)
(Fiscal Impact)

Resolution No. 372-14

ADOPTED by the following vote:

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

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.

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

Resolution No. 373-14

ADOPTED by the following vote:

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

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.

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

Resolution No. 374-14

ADOPTED by the following vote:

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

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.

Resolution No. 375-14

ADOPTED by the following vote:

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

140955 [Increase of Wastewater Enterprise Commercial Paper Program - Not to Exceed \$500,000,000]**Sponsor: Mayor**

Resolution authorizing an increase of the principal amount of the Wastewater Enterprise's Commercial Paper Program by \$200,000,000 from a principal amount not to exceed \$300,000,000 to a principal amount not to exceed \$500,000,000 to be issued from time to time by the Public Utilities Commission to finance various capital projects benefitting the Wastewater Enterprise, each pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; and ratifying previous actions taken in connection therewith.

(Fiscal Impact)

Resolution No. 378-14

ADOPTED by the following vote:

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

140983 [Master Lease - 250 Kearny Street, LLC - 136 Residential Units - \$161,840 Monthly Initial Rent]**Sponsors: Mayor; Chiu and Farrell**

Resolution authorizing the execution and acceptance of a Residential Master Lease by and between the City and County of San Francisco and 250 Kearny Street, LLC, a California Limited Liability Company, for the real property located at 250 Kearny Street, providing 136 units of affordable housing primarily for chronically homeless veterans, with a monthly initial rent amount of \$161,840 for a ten-year term to commence October 1, 2014, with one five-year option to extend. (Fiscal Impact)

Privilege of the floor was granted to John Updike, Director, Real Estate Division, Amanda Fried (Housing Opportunity, Partnerships & Engagement), and Bevan Dufty, Director, Housing Opportunity, Partnerships & Engagement, who responded to questions raised throughout the discussion.

Resolution No. 379-14**ADOPTED by the following vote:**

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

140984 [Agreement Amendment - Armed and Unarmed Security Services - Cypress Security, LLC - Not to Exceed \$35,900,000]**Sponsor: Avalos**

Resolution approving the Seventh Amendment to the Armed and Unarmed Security Services Agreement between the City, through the Municipal Transportation Agency, and Cypress Security, LLC, to increase the amount of the contract by \$3,000,000 for a total contract amount not to exceed \$35,900,000 and extending the term for six months until March 31, 2015. (Fiscal Impact)

Resolution No. 380-14**ADOPTED by the following vote:**

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

140911 [Operating Budget Amendment - Municipal Transportation Agency - Free Muni for Special Education Services Students - FY2015-2016]**Sponsor: Campos**

Motion supporting an amendment to the San Francisco Municipal Transportation Agency's FY2015-2016 Operating Budget to provide free Muni service to low and moderate income 19 to 22 year-old students enrolled in the San Francisco Unified School District's Special Education Services Program, and affirming the Municipal Transportation Agency's determination under the California Environmental Quality Act.

Supervisor Campos requested to be added as the primary sponsor.

Motion No. M14-162**APPROVED 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

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.

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

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

PASSED ON FIRST READING AS AMENDED by the following vote:

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

Recommendations of the Rules Committee

140897 [Confirming Appointment, Treasure Island Development Authority Board of Directors - Jeff Kositsky]

Sponsor: Mayor

Motion confirming the Mayor's appointment of Jeff Kositsky to the Treasure Island Development Authority Board of Directors, for the unexpired portion of a four-year term ending April 28, 2018.

Motion No. M14-163

APPROVED by the following vote:

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

140969 [Appointment, Commission of Animal Control and Welfare - Julene Johnson]

Motion appointing Julene Johnson, term ending April 30, 2015, to the Commission of Animal Control and Welfare. (Rules Committee)

Motion No. M14-164

APPROVED by the following vote:

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

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

Privilege of the Floor

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

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

Supervisor Kim introduced, welcomed, and presented a Certificate of Honor to First Lieutenant Dennis Cornell and Jonathan Raley to congratulate them on their marriage and in recognition of their accomplishments and efforts in achieving equality for all. Privilege of the floor was granted to Jason Brock who shared in the commendation through song. Supervisors Campos and Chiu shared in this recognition.

COMMITTEE REPORTS

Recommendations of the Government Audit and Oversight Committee

140942 [Board Response - Civil Grand Jury Report - Inquiry into the Operation and Programs of the San Francisco Jails]

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2013-2014 Civil Grand Jury Report, entitled "Inquiry into the Operation and Programs of the San Francisco Jails;" and urging the Mayor to cause the implementation of accepted findings and recommendations through his/her department heads and through the development of the annual budget. (Government Audit and Oversight Committee)

Resolution No. 376-14

ADOPTED by the following vote:

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

140943 [Board Response - Civil Grand Jury Report - The Mayor's Office of Housing, Under Pressure and Challenged to Preserve Diversity]

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2013-2014 Civil Grand Jury Report, entitled "The Mayor's Office of Housing, Under Pressure and Challenged to Preserve Diversity;" and urging the Mayor to cause the implementation of accepted findings and recommendations through his/her department heads and through the development of the annual budget. (Government Audit and Oversight Committee)

Resolution No. 377-14

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

140951 [Zoning - Interim Moratorium on Production, Distribution, and Repair Conversion in the Proposed Central South of Market Plan Area]

Sponsors: Kim; Avalos, Campos, Chiu, Mar and Cohen

Urgency Ordinance approving an interim zoning moratorium to prohibit the conversion or replacement of Production, Distribution, and Repair uses in the proposed Central South of Market Plan Area bounded by Market Street on the north, Townsend Street on the south, 2nd Street on the east, and 6th 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.

Rick Caldeira, Legislative Deputy, indicated that due to the urgent nature of this Ordinance, pursuant to Government Code, Section 36934, the action to be considered by the Board of Supervisors on this matter shall be 'Finally Passed.'

Ordinance No. 210-14

FINALLY PASSED 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

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

Male Speaker; expressed concerns relating to police cameras.

Christopher Dahl; expressed concerns relating to rising sea levels.

John DiDonna; expressed concerns relating to restrooms in Muni stations.

Charles Melancon; expressed various concerns relating to work and evictions.

Male Speaker; expressed various religious concerns.

Tom Gilberty; expressed various concerns relating to tenancies in common.

Peter Warfield; expressed concerns relating to privacy and confidentiality on the internet.

Jackee Bryson; expressed concerns relating to meetings and noticing.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

141008 [Urging the Successful Resolution of Negotiations between the San Francisco Unified School District and the United Educators of San Francisco]

Sponsors: Mar; Campos, Cohen and Avalos

Resolution urging the successful resolution of negotiations between the San Francisco Unified School District and the United Educators of San Francisco to avoid a strike and an interruption to the education of San Francisco's students.

REFERRED to the Neighborhood Services and Safety Committee

141009 [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. M14-165

APPROVED by the following vote:

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

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL**Introduced by a Supervisor or the Mayor**

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Ordinances**130412 [Public Works Code - Installation of Communications Infrastructure in Excavation Projects]**

Sponsors: Chiu; Wiener and Cohen

Ordinance amending the Public Works Code to require the installation of City-owned communications infrastructure in excavation projects where the City has determined that it is both financially feasible and consistent with the City's long-term goals to develop the City's communications infrastructure.

(9/30/14 - Supervisor Chiu submitted a substitute ordinance bearing new title.)

05/07/13; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

05/31/13; REFERRED TO DEPARTMENT.

06/02/14; REMAIN ACTIVE.

09/30/14; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

140804 [Planning Code - Arcades in the Haight Street Neighborhood Commercial District]**Sponsors: Breed; Wiener and Kim**

Ordinance amending the Planning Code to permit arcades in the Haight Street Neighborhood Commercial District; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

07/15/14; ASSIGNED to Land Use and Economic Development Committee.

07/28/14; REFERRED TO DEPARTMENT.

07/31/14; RESPONSE RECEIVED.

09/19/14; RESPONSE RECEIVED.

09/30/14; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

140805 [Administrative, Environment Codes - Clean Construction Ordinance Updates]**Sponsor: Cohen**

Ordinance amending the Environment Code to require a Construction Emissions Minimization Plan and monitoring for certain public works projects within an Air Pollutant Exposure Zone and to require controls on emission-producing equipment used for public works projects outside of such zones; and amending the Administrative Code to incorporate these requirements in construction contracts where applicable; and making environmental findings.

(Fiscal Impact; No Budget and Legislative Analyst Report)

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

07/28/14; REFERRED TO DEPARTMENT.

07/31/14; RESPONSE RECEIVED.

09/30/14; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

141023 [Development Agreement - 181 Fremont Street, LLC - 181 Fremont Street - Transbay Redevelopment Project Area]**Sponsors: Mayor; Kim**

Ordinance approving a Development Agreement between the City and County of San Francisco and 181 Fremont Street, LLC, for certain real property, known as 181 Fremont Street, located in the Transbay Redevelopment Project Area, consisting of two parcels located on the east side of Fremont Street, between Mission and Howard Streets; making 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, and Planning Code, Section 249.28.

09/30/14; ASSIGNED to Land Use and Economic Development Committee.

141024 [Police Code - Fair Scheduling and Treatment of Formula Retail Employees]**Sponsors: Chiu; Mar**

Ordinance amending the Police Code to require Formula Retail Establishments to provide employees with two weeks' notice of work schedules, notice of changes to work schedules, and compensation for schedule changes made on less than seven days' notice and unused on-call shifts, and provide part-time employees with the same starting rate of hourly pay, access to time off, and eligibility for promotions as that provided to full-time employees.

(Economic Impact)

09/30/14; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 10/30/2014.

Resolutions

141022 [Consent to Provisions of a Variation Decision - On-Site Affordable Housing Requirement - 181 Fremont Street - Transbay Redevelopment Project Area]

Sponsor: Kim

Resolution of the Board of Supervisors, acting in its capacity as the legislative body to the Successor Agency to the former Redevelopment Agency of the City and County of San Francisco, approving provisions of a variation decision by the Commission on Community Investment and Infrastructure, modifying the on-site affordable housing requirement for 181 Fremont Street in the Transbay Redevelopment Project Area.

09/30/14; RECEIVED AND ASSIGNED to Board of Supervisors.

141025 [Apply for Grant - Continuum of Care Program - Not to Exceed \$27,000,000]

Sponsor: Mayor

Resolution approving the 2014 Grant Application for the United States Department of Housing and Urban Development Continuum of Care Program with an amount not to exceed \$27,000,000; and fulfilling the Board of Supervisors review and approval process for all annual or otherwise recurring grants of \$5,000,000 or more.

09/30/14; ASSIGNED to Budget and Finance Committee.

141026 [Domestic Violence Awareness Month - October 2014]

Sponsors: Chiu; Tang and Mar

Resolution declaring October 2014 as Domestic Violence Awareness Month in the City and County of San Francisco.

09/30/14; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

141027 [Monique Zmuda Day - October 18, 2014]

Sponsors: Chiu; Tang and Mar

Resolution commending and honoring Monique Zmuda, Deputy Controller, for her distinguished service to the residents of the City and County of San Francisco upon the occasion of her retirement, and declaring October 18, 2014, as Monique Zmuda Day in the City and County of San Francisco.

09/30/14; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motion

141028 [Closed Session - Anticipated Litigation - Establishing a Homeownership Stabilization Authority]

Sponsor: Farrell

Motion that the Board of Supervisors convene in closed session on October 7, 2014, for the purpose of conferring with or receiving advice from the City Attorney regarding anticipated litigation relating to the potential negotiation or adoption of a Joint Powers Agreement with the City of Richmond to establish a Homeownership Stabilization Authority to assist homeowners with troubled mortgages, 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 permit this closed session because discussion in open session concerning this matter would likely and unavoidably prejudice the position of the City in anticipated litigation.

09/30/14; RECEIVED AND ASSIGNED to Board of Supervisors.

Requests for Hearing

141029 [Hearing - Mayor's Housing Working Group]

Sponsor: Breed

Hearing requesting the Mayor's Office of Housing and Community Development, the Office of Economic and Workforce Development, and the Planning Department to report on the efforts of the Mayor's Housing Working Group and evaluate how they will improve the relationship between market rate and affordable housing and track regional housing achievements.

09/30/14; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

141030 [Hearing - Street Tree Relinquishment Program]

Sponsors: Wiener; Chiu and Cohen

Hearing requesting the Department of Public Works to provide a status report on San Francisco's ongoing program to transfer ownership of all street trees from the City to private property owners.

09/30/14; RECEIVED AND ASSIGNED to Land Use and Economic Development 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 RESOLUTIONS**140977 [Airport Professional Services Agreement Modification - TransCore, LP - Ground Transportation and Taxi Management System - Not to Exceed \$10,892,674]**

Resolution approving Modification No. 1 to Professional Services Agreement, Airport Contract 8841R, to design, develop, install, and maintain an integrated Ground Transportation and Taxi Management System between TransCore, LP, and the City and County of San Francisco, acting by and through its Airport Commission, in an amount not to exceed \$10,892,674 pursuant to Charter, Section 9.118(b), and extending the term for one year through June 30, 2016. (Airport Commission)

(Fiscal Impact; No Budget and Legislative Analyst Report)

09/15/14; RECEIVED FROM DEPARTMENT.

09/30/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

140978 [Agreement Amendments - Crestwood Behavioral Health Services and Mental Health Management, Inc. dba Canyon Manor - \$117,451,707]

Resolution approving amendments to each of two agreements for long term mental health services in 24-hour locked facilities between the Department of Public Health and Crestwood Behavioral Health Services, by \$34,488,709 from \$51,728,151 to \$86,216,860; Mental Health Management I, Inc., dba Canyon Manor, by \$4,704,300 from \$26,530,547 to \$31,234,847 for a combined increase of \$117,451,707 with an extension of the term for three years and eight months, for a total contract term of October 1, 2008, through June 30, 2018. (Public Health Department)

(Fiscal Impact; No Budget and Legislative Analyst Report)

09/15/14; RECEIVED FROM DEPARTMENT.

09/30/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

140989 [Support Goals for Federal Funding - Community Development Block Grant, Emergency Solutions Grant and Housing Opportunities for Persons With AIDS Programs - FY2015-2016]

Resolution supporting FY2015-2016 Community Development Block Grant, Emergency Solutions Grant, and Housing Opportunities for Persons With AIDS Consolidated Plan Goals. (Mayor's Office of Housing)

09/19/14; RECEIVED FROM DEPARTMENT.

09/30/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

140997 [Real Property Leases - Multiple Landlords - Communications Services Facilities in Multiple Locations - \$90,500 Total Annual Initial Year Base Rent]

Resolution authorizing the General Manager of the Public Utilities Commission to enter into: 1) a new communications site lease with Communication and Control, Inc., as Landlord for existing and new microwave communications antennas, radio communications, and other general telecommunications facilities on Alameda County Assessor's Parcel No. 096-0090-005-007 for a term up to 25 years at an initial rent of approximately \$57,000 with 3% annual rent increases; 2) a new amendment to an existing communications site sublease with Communication and Control, Inc., as sublandlord for existing and new microwave communications, radio communications, and other general telecommunications facilities on Contra Costa County Assessor's Parcel No. 006-070-021 for a term up to 25 years at an initial rent of approximately \$14,900 with 3% annual rent increases; 3) a license with Tri-Star Investors Inc., as Landlord for new microwave communications antennas, radio communications, and other general telecommunications facilities on a portion of Stanislaus County Assessor's Parcel No. 081-012-004-000 for a term up to 25 years at an initial rent of approximately \$18,600 with 3% annual rent increases, for a combined total amount of \$90,500 annual initial year base rent; and 4) adopting findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code, Chapter 31. (Public Utilities Commission)

09/22/14; RECEIVED FROM DEPARTMENT.

09/30/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

In Memoriam

Grantland Johnson - Supervisors Cohen and Mar

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 3:48 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 November 4, 2014.

Angela Calvillo, Clerk of the Board