

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, March 17, 2015 - 2:00 PM

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

Regular Meeting

LONDON BREED, PRESIDENT

JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, 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, Tang, Mar, Yee, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Tang, Mar	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Yee, Campos, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Yee, Christensen, Breed	1st and 3rd Thursday 10:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Kim	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Mar, Campos, Christensen	1st and 3rd Thursday 2:00 PM
Rules Committee Supervisors Avalos, Tang, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Julie Christensen, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:00 p.m. On the call of the roll, Supervisor Wiener was noted not present. There was a quorum.

AGENDA CHANGES

There were no agenda changes.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of February 10, 2015. There were no corrections.

Supervisor Christensen, seconded by Supervisor Farrell, moved to approve the Board Meeting Minutes of February 10, 2015. The motion carried by the following vote, following general public comment:

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

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that she was in receipt of a communication from Supervisor Scott Wiener informing the Board of his trip to Washington, D.C. with the Municipal Transportation Commission for a regional transit funding lobbying trip, and requesting to be excused from today's meeting.

Supervisor Wiener Excused from Attendance

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

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

CONSENT AGENDA

Recommendations of the Budget and Finance Sub-Committee

150027 [Building Code - Temporary Fee Reduction]

Sponsor: Mayor

Ordinance extending the reduction of all Building Code fees for staff services by 7% until October 31, 2015; and affirming the Planning Department's determination under the California Environmental Quality Act.
(Fiscal Impact)

Ordinance No. 032-15

FINALLY PASSED

150044 [Waiving Competitive Bidding Requirement - Construction Contract - Pneumatic Tube Products Company - San Francisco General Hospital - Not to Exceed \$951,887]

Ordinance waiving the competitive bidding requirement in Administrative Code, Section 6.20, and authorizing the Director of Public Works to enter into a construction contract with Pneumatic Tube Products Company in an amount not to exceed \$951,887 for the purpose of modifying the pneumatic tube delivery systems in Buildings 5 and 25 at San Francisco General Hospital to make one integrated pneumatic tube system to service both buildings. (Public Works)
(Fiscal Impact)

Ordinance No. 033-15

FINALLY PASSED

Recommendations of the Government Audit and Oversight Committee

141095 [Environment Code - Safe Drug Disposal]

Sponsors: Breed; Mar, Yee, Kim, Avalos and Campos

Ordinance amending the Environment Code to require any person who produces a drug offered for sale in San Francisco to participate in an approved drug stewardship program for the collection and disposal of unwanted drugs from residential sources; to provide for implementation, enforcement, fees, and penalties; and making environmental findings.

Ordinance No. 031-15

FINALLY PASSED

150063 [Settlement of Lawsuit - Rena Harel, and Estate of Margie Sonnier - \$52,500]

Ordinance authorizing settlement of the lawsuit filed by Rena Harel, and the Estate of Margie Sonnier against the City and County of San Francisco for \$52,500; the lawsuit was filed on March 7, 2013, in San Francisco Superior Court, Case No. PES-08-290936; entitled Estate of Margie Sonnier; Rena Harel v. San Francisco County Tax Assessor.

PASSED, ON FIRST READING

150064 [Settlement of Lawsuit - Brian O'Hara, by and through his Successor-In-Interest Eileen O'Hara, and Eileen O'Hara, Sheila O'Hara, and Morgan O'Hara - \$250,000]

Ordinance authorizing settlement of the lawsuit filed by Brian O'Hara, by and through his successor-in-interest Eileen O'Hara, and Eileen O'Hara, Sheila O'Hara, and Morgan O'Hara against the City and County of San Francisco for \$250,000; the lawsuit was filed on February 27, 2013, in San Francisco Superior Court, Case No. CGC-13-529089; entitled Brian O'Hara, et al. v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

150065 [Settlement of Lawsuit - Antionette Spears - \$200,000]

Ordinance authorizing settlement of the lawsuit filed by Antionette Spears against the City and County of San Francisco for \$200,000; the lawsuit was filed on December 19, 2012, in San Francisco Superior Court, Case No. CGC-12-527288; entitled Antionette Spears v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

150066 [Settlement of Lawsuit - E. Lynn Shoenmann, Trustee - \$45,500]

Ordinance authorizing settlement of the adversary complaint filed by E. Lynn Shoenmann, Trustee, against the City and County of San Francisco for \$45,500; the adversary complaint was filed on March 7, 2014, in United States Bankruptcy Court, Northern District of California, Case No. CV-14-03025; entitled E. Lynn Shoenmann, Trustee v. City and County of San Francisco. (City Attorney)

PASSED, ON FIRST READING

150046 [Settlement of Unlitigated Claim - Lai Yuet Eng - \$55,757.22]

Resolution approving the settlement of the unlitigated claim filed by Lai Yuet Eng against the City and County of San Francisco for \$55,757.22; claim was filed on October 14, 2014. (City Attorney)

Resolution No. 088-15

ADOPTED

150047 [Settlement of Unlitigated Claim - Anson Ha - \$26,904.59]

Resolution approving the settlement of the unlitigated claim filed by Anson Ha against the City and County of San Francisco for \$26,904.59; claim was filed on October 23, 2014. (City Attorney)

Resolution No. 089-15

ADOPTED

150048 [Settlement of Unlitigated Grievance - Teamsters Local 853 - \$257,082.35]

Resolution approving settlement of the unlitigated grievance of the Teamsters Local 853 against the City and County of San Francisco for \$257,082.35; the Teamsters Local 853 notified the City of the grievance on September 18, 2012. (City Attorney)

Resolution No. 090-15

ADOPTED

150068 [Settlement of Unlitigated Claim - Thick Description and Art Space Development Corporation - City to Receive \$50,000]

Resolution approving the settlement of an unlitigated claim in favor of the City for repayment of a Nonprofit Performing Arts Loan Program Loan to Thick Description; under the settlement, Thick Description will transfer theater fixtures and equipment to the theater site at 1695-18th Street, Art Space Development Corporation ("Art Space") will pay \$50,000 to the City, and Art Space will maintain the theater site as an active and viable public theater space through December 31, 2034. (City Attorney)

Resolution No. 093-15

ADOPTED

150109 [Settlement of Unlitigated Claim - Zendesk, Inc. - \$239,467.46]

Resolution approving the settlement of the unlitigated claim filed by Zendesk, Inc. against the City and County of San Francisco for \$239,467.46; claim was filed on November 17, 2014. (City Attorney)

Resolution No. 094-15

ADOPTED

Recommendation of the Land Use and Transportation Committee**140954 [Planning Code - Exceptions from Dwelling Unit Density Limits and from Other Specified Code Requirements]**

Sponsors: Wiener; Breed

Ordinance amending the Planning Code to permit exceptions from dwelling unit density limits and other requirements of the Code when adding Dwelling Units to existing buildings undergoing seismic retrofitting; deleting the requirement that a new In-Law Unit constructed in and near the Castro Street Neighborhood Commercial District be limited to 750 square feet; correcting outdated cross-references and Code language; 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. 030-15

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Yee

Excused: 1 - Wiener

REGULAR AGENDA

UNFINISHED BUSINESS

There were no unfinished business items.

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

141235 [Business and Tax Regulations Code - Repealing Article 3 Regarding Transient Merchants]

Ordinance amending the Business and Tax Regulations Code to repeal Article 3, which contains a license requirement and tax on transient merchants, both of which have been suspended.
(Treasurer-Tax Collector)

PASSED ON FIRST READING by the following vote:

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

150157 [Accept and Expend Grant - Office of Financial Empowerment Kindergarten to College Program - Amendment to the Annual Salary Ordinance - \$100,000]

Sponsor: Campos

Ordinance retroactively authorizing the Office of the Treasurer-Tax Collector to accept and expend a grant in the amount of \$100,000 from Earned Assets Resource Network for implementing the Office of Financial Empowerment Kindergarten to College Program, for the term of December 1, 2014, through December 1, 2015; and amending Ordinance No. 147-14 (Annual Salary Ordinance, FYs 2014-2015 and 2015-2016) to provide for the creation of one grant-funded position in the Office of Financial Empowerment.

PASSED ON FIRST READING by the following vote:

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

141208 [Agreement Amendment - AT&T - Telecommunications Services - Not to Exceed \$97,953,700]

Ordinance retroactively authorizing the Department of Technology and the Department of Contract Administration to enter into the Second Amendment of an Agreement between the City and AT&T for the City's telecommunications services by extending the term of the agreement through December 31, 2015, and increasing the total not-to-exceed amount of the agreement to \$97,953,700. (Department of Technology)
(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

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

150078 [Administrative Code - Power Revenue Bonds]**Sponsor: Mayor**

Ordinance amending the Administrative Code to provide procedures for the issuance of Power Revenue Bonds by the Public Utilities Commission of the City and County of San Francisco.

PASSED ON FIRST READING by the following vote:

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

150079 [Public Utilities Commission 2015 Power Revenue Bonds Issuance - Not to Exceed \$48,000,000]**Sponsor: Mayor**

Ordinance approving the issuance and sale of revenue bonds by the Public Utilities Commission of the City and County of San Francisco in an aggregate principal amount not to exceed \$48,000,000 to finance various capital projects consisting of reconstruction or replacement of existing water and/or electric power facilities pursuant to Charter, Section 9.107(6); and the acquisition, construction, installation, equipping, improvement, or rehabilitation of equipment or facilities for renewable energy and energy conservation pursuant to Charter, Section 9.107(8); approving the execution of certain documents and agreements; and confirming and making certain California Environmental Quality Act determinations, and approving other actions and matters in connection therewith.

(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

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

Supervisors Avalos and Mar Excused from Voting

Supervisor Campos, seconded by Supervisor Farrell, moved that Supervisors Avalos and Mar be excused from voting on File No. 150045. The motion carried by the following vote:

Ayes: 8 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Yee
Excused: 3 - Avalos, Mar, Wiener

Recommendation of the Government Audit and Oversight Committee**150045 [Settlement of Lawsuit - Bay Area Air Quality Management District - \$31,400]**

Ordinance authorizing settlement of the lawsuit filed by The People of the State of California, by and through the Bay Area Air Quality Management District, against the City and County of San Francisco for \$31,400; the lawsuit was filed on March 27, 2012, in San Francisco Superior Court, Case No. CPF-12-512078; entitled The People of the State of California, by and through the Bay Area Air Quality Management District v. The City and County of San Francisco; other material terms of said settlement are that the settlement is a stipulated civil penalty that is allocated between the Fire Department (\$30,000), subject to Board of Supervisors approval, and the Municipal Transportation Agency (\$1,400), subject to Municipal Transportation Agency approval. (City Attorney)

PASSED ON FIRST READING by the following vote:

Ayes: 8 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Yee
Excused: 3 - Avalos, Mar, Wiener

Recommendations of the Public Safety and Neighborhood Services Committee**140052 [Liquor License Transfer - 1501 Folsom Street]**

Resolution determining that the transfer of a Type 48 on-sale general public premises license from 1501 Folsom Street/308 11th Street (District 6) to the same address, to Leticia M. Luna for LML Restaurants, Inc., 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. (Public Safety and Neighborhood Services Committee)

Resolution No. 086-15

ADOPTED by the following vote:

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

150013 [Liquor License Transfer - 225 Bush Street]

Resolution determining that the transfer of a Type 21 off-sale general license from 5801 Geary Boulevard to 225 Bush Street (District 3), to Beth Aboulafia, for Target Corporation, dba Target Express, 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. (Public Safety and Neighborhood Services Committee)

Resolution No. 087-15

ADOPTED by the following vote:

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

150053 [Liquor License Transfer - 115 Sansome Street]

Resolution determining that the transfer of a Type 48 on-sale general public premises license from 635-8th Street to 115 Sansome Street (District 3) to Philip West for the Treasury R & B Holdings, LCC, dba The Treasury, 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. (Public Safety and Neighborhood Services Committee)

Resolution No. 091-15

ADOPTED by the following vote:

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

150054 [Liquor License - 1127 Market Street]

Resolution determining that the issuance of a Type 64 general theatre license to 1127 Market Street (District 6), to Nancy Livingston for the American Conservatory Theater, will serve the public convenience or necessity of 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. (Public Safety and Neighborhood Services Committee)

Resolution No. 092-15

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Yee

Excused: 1 - Wiener

141042 [San Francisco Children's Outdoor Bill of Rights - October 18, 2014]

Sponsor: Farrell

Resolution recognizing the inauguration of the San Francisco Children's Outdoor Bill of Rights, as detailed in this Resolution, on October 18, 2014.

Resolution No. 081-15

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Yee

Excused: 1 - Wiener

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

Privilege of the Floor

Supervisor Farrell, 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: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Yee

Excused: 1 - Wiener

Supervisor Farrell introduced, welcomed, and presented a Certificate of Honor to Father Brendan McBride (Irish Immigration Pastoral Center) in recognition of his accomplishments, and continued support and advocacy for the Irish immigrant community. Supervisor Tang, Consul General Philip Grant, and Bart Murphy shared in the commendation.

Supervisors Campos and Kim introduced, welcomed, and presented Certificates of Honor to Ben Aymes and Kira Barrera (Human Services Agency), Captain Rene Carcamo and Captain Angie Carcamo (Salvation Army), Rose Broome, Sammie Rayner, and Meghan Murphy (HandUp), Emily Cohen (Project Homeless Connect), and Kelly Guajardo and Sergio Lopez (La Voz Latina) in recognition of their accomplishments and community efforts to provide relief for the families and survivors of the most recent spate of fires in San Francisco.

COMMITTEE REPORTS

Recommendation of the Rules Committee

150160 [Administrative Code - Local Hiring Policy - Extending the Periodic Review and Mandatory Participation Level]

Sponsor: Avalos

Resolution amending the Administrative Code to extend the periodic review of the City's Local Hiring Policy and to determine a mandatory participation level for the Policy.

Resolution No. 074-15

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Yee

Excused: 1 - Wiener

Recommendation of the Land Use and Transportation Committee

150155 [General Plan - Repealing Ordinance No. 97-14 - Adoption of 2014 Housing Element]

Sponsors: Mayor; Wiener and Cohen

Ordinance amending the San Francisco General Plan by repealing the 2009 Housing Element (Ordinance No. 97-14), and adopting the 2014 Housing Element; and making findings, including environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Christensen, Cohen, Kim, Mar, Tang, Yee

Noes: 1 - Farrell

Excused: 1 - Wiener

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

Supervisor Farrell was noted absent at 3:19 p.m. and present at 3:57 p.m.

PUBLIC COMMENT

Peter Warfield; expressed concerns regarding the SF Public Library and BiblioCommons.

Male Speaker; expressed concerns regarding parking, double-parking, and truck deliveries.

Christopher Dahl; expressed concerns regarding sugar and its contribution to diabetes.

Hattie; expressed concerns regarding gun violence and support of the gun buy-back program.

Vladimir; shared his experience with eviction and homelessness.

Diana Scott; expressed concerns regarding displacement of the Civic Center Campus and support of File No. 150251.

Yen Dinh; expressed concerns regarding displacement of the Civic Center Campus and support of File No. 150251.

Samantha Adame; expressed concerns regarding displacement of the Civic Center Campus and support of File No. 150251.

Sergio Lopez; expressed concerns regarding displacement of the Civic Center Campus and support of File No. 150251.

Derrick Brown; expressed concerns regarding displacement of the Civic Center Campus and support of File No. 150251.

James Tracy; expressed concerns regarding displacement of the Civic Center Campus and support of File No. 150251.

Alisa Messer; expressed concerns regarding displacement of the Civic Center Campus and support of File No. 150251.

Duane Sears; expressed concerns regarding displacement of the Civic Center Campus and support of File No. 150251.

Anakh Sul Rama; expressed concerns regarding displacement of the Civic Center Campus and support of File No. 150251.

Edmond Larry Juizye; expressed concerns regarding racism.

Tom Gilberty; shared various literature reads related to Women's History Month.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

150253 [Arbor Day - March 14, 2015]

Sponsor: Tang

Resolution declaring March 14, 2015, as Arbor Day in the City and County of San Francisco.

Resolution No. 083-15

ADOPTED

150254 [Successor Agency to the Former Redevelopment Agency - Adoption of the Board of Supervisors' Rules of Order]

Sponsor: Breed

Motion 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, adopting the Board of Supervisors' Rules of Order as the procedural and parliamentary rules for the Board when it acts in its capacity as the legislative body for the Successor Agency.

Motion No. M15-052

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Yee

Excused: 1 - Wiener

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Avalos requested that File No. 150250 be severed so that it may be considered separately.

150250 [Declaration of Intention to Work With Other Cities to Prevail Upon the Owners of Delinquent Mortgages to Sell to Non-Profits for Restructuring and Foreclosure Prevention]**Sponsor: Avalos**

Resolution declaring the Board of Supervisors' intent to work with other cities to prevail upon the owners of delinquent mortgages to sell these at-risk loans to qualified non-profits that have the funding and infrastructure to purchase, restructure, and hold the mortgages in order to prevent foreclosures and help keep struggling homeowners in their homes.

Resolution No. 082-15**ADOPTED by the following vote:**

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Yee

Excused: 1 - Wiener

Supervisor Christensen requested that File No. 150251 be severed so that it may be considered separately.

150251 [Urging the Administration of City College of San Francisco to Restore Neighborhood Classes Displaced by the Closure of the Civic Center Campus]**Sponsors: Kim; Mar, Campos, Yee, Christensen and Avalos**

Resolution urging the administration of City College of San Francisco (CCSF) to present a construction plan for the seismic retrofitting of the Civic Center campus, located at 750 Eddy Street, so that this campus will reopen as soon as is possible, and further urging that CCSF provide temporary classrooms in the Central City/Tenderloin area for all classes that have been displaced by the decision to close the Civic Center campus in order that the students affected by this decision are able to continue to pursue higher education.

Supervisors Yee, Christensen, and Avalos requested to be added as co-sponsors.

Resolution No. 085-15**ADOPTED by the following vote:**

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Yee

Excused: 1 - Wiener

IMPERATIVE AGENDA

[Purely Commendatory Finding]

Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Farrell, seconded by Supervisor Tang, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Yee

Excused: 1 - Wiener

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

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

150266 [Father Brendan McBride Day - March 17, 2015]

Sponsor: Farrell

Resolution declaring March 17, 2015, as Father Brendan McBride Day in the City and County of San Francisco.

The President inquired as to whether any member of the public wished to address the Board relating to Father Brendan McBride Day as referenced in File No. 150266. There were no speakers. The President declared public comment closed.

Resolution No. 084-15

ADOPTED by the following vote:

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

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.

Charter Amendment

150267 [Charter Amendment - Sixteen and Seventeen-Year-Old Voting for Municipal Elections]

Sponsors: Avalos; Campos, Kim and Mar

Charter Amendment (First Draft) to amend the Charter to authorize 16 and 17-year-olds to vote in municipal elections, at an election to be held on November 3, 2015.

03/17/15; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 4/16/2015.

Ordinances

150268 [Administrative, Health Codes - Restaurant Week]

Sponsor: Breed

Ordinance amending the Administrative Code to establish the last ten days of January each year as Restaurant Week; and amending the Health Code to eliminate the Department of Public Health's Restaurant Appreciation Month.

03/17/15; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 4/16/2015.

150269 [Police Code - Formula Retail Employee Rights]

Sponsors: Farrell; Mar

Ordinance amending the Police Code, Articles 33F and 33G, which contain the formula retail employee rights ordinances, to change from 20 to 40 the number of employees in San Francisco required for a formula retail establishment to be covered by the Ordinances; and to allow collective bargaining agreements covering employees of formula retail establishments to waive the protections of Articles 33F and 33G.

03/17/15; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 4/16/2015.

150270 [Public Works Code - Contractor Parking Plan]

Sponsors: Farrell; Cohen, Wiener, Breed and Christensen

Ordinance amending the Public Works Code to require a contractor parking plan as a condition for excavation permits for major work and specified temporary street space occupancy permits for construction work; and affirming the Planning Department's determination under the California Environmental Quality Act.

03/17/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 4/16/2015.

150271 [Planning Code, Zoning Map - Rezoning Properties on Ocean Avenue]

Sponsor: Yee

Ordinance amending the Planning Code and the Zoning Map to rezone properties facing Ocean Avenue, between Phelan Avenue and Howth Street, from the RH-2 and RM-1 Use Districts to the Ocean Avenue Neighborhood Commercial Transit (NCT) District, and to include them in the existing Ocean Avenue NCT District; rezone properties facing Ocean Avenue, between Paloma Avenue and 19th Avenue, from NC-1 to NCT-1; and adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

03/17/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 4/16/2015.

Resolutions

150272 [Accept and Expend Grant - Solar Energy with Energy Storage - \$1,286,200]

Sponsor: Farrell

Resolution retroactively authorizing the Department of the Environment to accept and expend a grant in the amount of \$1,286,200 from the U.S. Department of Energy to develop plans in multiple neighborhoods to develop Solar Energy with Energy Storage for Post-Disaster Preparedness for the term of December 15, 2014, through December 31, 2016.

03/17/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150273 [Approval of a 30-Day Extension for Planning Commission Review of an Ordinance (File No. 141036) Amending the Regulation of Short-Term Residential Rentals]**Sponsors: Kim; Campos**

Resolution extending by 30 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 141036) amending Administrative Code, Chapter 41A, to prohibit certain residential units that have been the subject of an Ellis Act eviction from use as short-term residential rentals, and provide for private rights of action to enforce the requirements of this Chapter; and affirming the Planning Department's Determination under the California Environmental Quality Act.

03/17/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing**150274 [Hearing - Anti Sexual Assault and Relationship Violence Curriculum at San Francisco Unified School District]****Sponsor: Kim**

Hearing on the existing curriculum being taught in the City's middle and high schools regarding the issues of sexual assault, affirmative consent, and relationship violence; and requesting the San Francisco Unified School District to report.

03/17/15; RECEIVED AND ASSIGNED to City and School District Select Committee.

150275 [Hearing - Summer Jobs Plus Initiative and San Francisco Unified School District Summer School Programming Options]**Sponsor: Kim**

Hearing on the status of the Summer Jobs Plus Initiative, as well as the San Francisco Unified School District's (SFUSD) summer school programming; and requesting the Mayor's Office of Employment and Workforce Development, the Department of Children, Youth and Their Families, and the SFUSD to report.

03/17/15; RECEIVED AND ASSIGNED to City and School District Select Committee.

150276 [Hearing - San Francisco Municipal Transportation Agency and San Francisco Unified School District Transportation Coordination]**Sponsor: Kim**

Hearing on the coordination between the San Francisco Municipal Transportation Agency (SFMTA) and the San Francisco Unified School District (SFUSD) to meet student transportation needs, existing student transportation options, Free MUNI for Youth ridership and data on the frequency and routes of school-serving bus lines, and any available data on the number of students who have cited bus overcrowding or frequency as contributing factors to tardiness or truancy; and requesting the SFMTA and SFUSD to report.

03/17/15; RECEIVED AND ASSIGNED to City and School District Select Committee.

150277 [Hearing - Economic Strategy Report]**Sponsor: Farrell**

Hearing on the City's Economic Strategy Report; and requesting the Office of Economic and Workforce Development to report.

03/17/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150278 [Hearing - Addressing Bias in San Francisco's Justice System]**Sponsors: Mar; Breed, Cohen, Campos and Avalos**

Hearing on addressing bias in San Francisco's justice system; and requesting the Police Department, Public Defender, Office of Citizen Complaints, and District Attorney to report.

03/17/15; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services 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**150049 [Memorandum of Agreement Modification - United States Department of the Interior, National Park Service - Not to Exceed \$34,073,384]**

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to negotiate and execute a modification to the Memorandum of Agreement with the United States Department of the Interior, National Park Service, Yosemite National Park, to provide additional funding in the amount of \$6,586,880 for a total revised agreement not to exceed amount of \$34,073,384 with an extension of one year, for a total duration of six years through July 1, 2016, pursuant to Charter, Section 9.118. (Public Utilities Commission)
(Fiscal Impact)

01/15/15; RECEIVED FROM DEPARTMENT.

01/27/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

03/17/15; SUBSTITUTED AND ASSIGNED to Budget and Finance Sub-Committee.

150237 [Lease and Use Agreement Modification - Delta Air Lines, Inc. - Estimated Rent of \$74,192,941.78]

Resolution approving Modification No. 1 to 2011 Lease and Use Agreement No. L10-0083 between Delta Air Lines, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, for changes in the demised premises, with an estimated minimum rent of \$74,192,941.78 for the remainder of the lease term expiring on June 30, 2021. (Airport Commission)

03/02/15; RECEIVED FROM DEPARTMENT.

03/17/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150240 [Contract Amendment - Children's Council of San Francisco - Preschool for All Program - Not to Exceed \$47,326,791]

Resolution approving the fifth contract amendment with the Children's Council of San Francisco, to manage the Preschool for All Program subsidies to eligible children of the City, increasing the not to exceed amount from \$40,730,000 to \$47,449,209 for the period of July 1, 2012, to June 30, 2015. (First 5 SF Children and Families Commission)
(Fiscal Impact)

03/09/15; RECEIVED FROM DEPARTMENT.

03/17/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Request Granted

From: Supervisor Mar

To: Budget Analyst

Requesting/Inquiring: Requesting the Budget Analyst to report on strategies for helping seniors keep pace with the rising costs of in-home care providers.

In Memoriams

Mr. Alfred Yee - Supervisor Mar

Mr. Mohamed Shaibi - Supervisor Campos

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:15 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on April 21, 2015.

Angela Calvillo, Clerk of the Board