

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, July 7, 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 10:00 AM
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, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:05 p.m. On the call of the roll, all Supervisors were noted present. There was a quorum.

COMMUNICATIONS

There were no communications.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of May 19, 2015, and June 2, 2015. There were no corrections.

Supervisor Farrell, seconded by Supervisor Mar, moved to approve the Board Meeting Minutes of May 19, 2015, and June 2, 2015. The motion carried by the following vote, following general public comment:

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

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

150491 [Appropriation - Hetch Hetchy Power Enterprise's Fund Balance to Implement the Community Choice Aggregation Program - \$4,000,000 - FY2014-2015]

Sponsors: Mayor; Breed, Avalos, Christensen and Mar

Ordinance appropriating \$4,000,000 from the FY2014-2015 Hetch Hetchy Power Enterprise's fund balance to provide short-term working capital needed for the initial start-up of the Community Choice Aggregation Program.

(Fiscal Impact)

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

Ordinance No. 120-15

FINALLY PASSED

Recommendation of the Budget and Finance Sub-Committee

140950 [Environment, Administrative Codes - Healthy Air and Clean Transportation Program]

Sponsors: Farrell; Avalos, Kim, Mar and Campos

Ordinance amending the Environment and Administrative Codes to transfer the fleet management and vehicle selection elements of the Healthy Air and Clean Transportation Program from the Department of the Environment to the City Administrator, replace mandatory fleet reduction requirements with policies to optimize the size and use of the City's vehicle fleet, use technology to promote the safe and environmentally-friendly use of vehicles, and reduce average per-mile greenhouse gas emissions from City fleet vehicles, authorize master contracts for City use of car-sharing services; and make other technical and conforming changes; and affirming the Planning Department's determination under the California Environmental Quality Act.

Ordinance No. 116-15

FINALLY PASSED

Recommendation of the Land Use and Transportation Committee

150221 [Planning, Public Works Codes - Street Trees and Adoption of Associated Fees]

Sponsors: Wiener; Christensen

Ordinance amending the Planning and Public Works Codes to shift the authority to require street trees in the case of certain types of development projects from the Planning Department to Public Works; to require a permit to perform major maintenance on street trees within a specified distance of general advertising signs, adopt a fee for such permit, and impose penalties for violations; to require a tree protection plan in advance of construction and adopt a fee for review and approval of the plan; to give specified Public Works staff enforcement authority; and affirming the Planning Department's determination under the California Environmental Quality Act, and making other findings including findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Ordinance No. 119-15

FINALLY PASSED

Recommendations of the Rules Committee

150539 [Appointment, Park, Recreation and Open Space Advisory Committee - Kim Hirschfeld]

Motion appointing Kim Hirschfeld, term ending February 1, 2017, to the Park, Recreation and Open Space Advisory Committee. (Rules Committee)

Motion No. M15-103

APPROVED

150664 [Appointments, In-Home Supportive Services Public Authority - Luis Calderon, Kenzi Robi, and Gustavo Serina]

Motion appointing Luis Calderon, term ending March 1, 2017, and Kenzi Robi and Gustavo Serina, terms ending March 1, 2018, to the In-Home Supportive Services Public Authority. (Rules Committee)

Motion No. M15-104

APPROVED

The foregoing items were acted upon by the following vote:

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

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

150269 [Police Code - Formula Retail Employee Rights]

Sponsors: Farrell; Mar

Ordinance amending Articles 33F and 33G of the Police Code, which contain the formula retail employee rights ordinances: 1) to change from 20 to 40 the number of retail sales establishments worldwide a business must have to be covered by the ordinances; 2) to allow collective bargaining agreements covering employees of formula retail establishments or employees of property service contractors to waive the protections of Articles 33F and 33G; 3) to provide employees scheduled to work on-call shifts with predictability pay if the employer modifies the scheduling of that shift with less than seven days notice; 4) to allow the Office of Labor Standards Enforcement to issue warnings and notices to correct to employers who have violated Articles 33F and 33G; 5) to provide part-time employees with three days to accept any additional hours offered to them by their employers; and 6) to allow employers to notify employees of the offer of additional hours by posting a notice in a conspicuous location in the workplace.

Ordinance No. 117-15

FINALLY PASSED by the following vote:

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

Recommendation of the Budget and Finance Sub-Committee

150489 [General Obligation Bond Election - Affordable Housing - Not to Exceed \$310,000,000]

Sponsors: Mayor; Breed, Christensen, Cohen, Farrell, Tang, Wiener, Avalos, Mar, Campos, Kim and Yee

Resolution determining and declaring that the public interest and necessity demand the construction, acquisition, improvement, rehabilitation, preservation, and repair of affordable housing improvements and related costs necessary or convenient for the foregoing purposes, to be financed through bonded indebtedness in an amount not to exceed \$300,000,000; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code, Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such bonds; setting certain procedures and requirements for the election; adopting findings under the California Environmental Quality Act; and finding that the proposed bond is in conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b).

Supervisors Avalos, Mar, Campos, Kim, and Yee requested to be added as co-sponsors.

Supervisor Farrell, seconded by Supervisor Avalos, moved that this Resolution be AMENDED on Page 1, Line 1, by changing amount to \$310,000,000; on Page 1, Line 7, by changing amount to \$310,000,000; on Page 3, Line 13, by striking 'finance the development of' and adding 'fund'; on Page 3, Line 16, by changing amount to \$310,000,000; on Page 3, Line 19, by changing amount to \$310,000,000; and on Page 5, Line 5, by changing amount to \$310,000,000. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Resolution determining and declaring that the public interest and necessity demand the construction, acquisition, improvement, rehabilitation, preservation, and repair of affordable housing improvements and related costs necessary or convenient for the foregoing purposes, to be financed through bonded indebtedness in an amount not to exceed \$310,000,000; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code, Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such bonds; setting certain procedures and requirements for the election; adopting findings under the California Environmental Quality Act; and finding that the proposed bond is in conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b).

Resolution No. 258-15

ADOPTED AS AMENDED by the following vote:

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

Referred Without Recommendation from the Budget and Finance Sub-Committee**150492 [General Obligation Bond Election - Affordable Housing - Not to Exceed \$350,000,000]****Sponsors: Avalos; Campos and Mar**

Resolution determining and declaring that the public interest and necessity demand the construction, acquisition, improvement, rehabilitation, preservation, and repair of affordable housing improvements and related costs necessary or convenient for the foregoing purposes, to be financed through bonded indebtedness in an amount not to exceed \$350,000,000; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code, Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such bonds; setting certain procedures and requirements for the election; adopting findings under the California Environmental Quality Act; and finding that the proposed bond is in conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b).

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

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

Recommendations of the Rules Committee**150156 [Administrative Code - Daily Calendars of Elected Officials and Department Heads]****Sponsors: Avalos; Mar and Campos**

Ordinance amending the Administrative Code to require that all City elected officials keep public daily calendars of their meetings and events, and to require that calendars kept by elected officials and department heads include information about the identities of people attending meetings or events.

Ordinance No. 118-15**FINALLY PASSED by the following vote:**

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

150436 [Administrative Code - Establishing Cannabis State Legalization Task Force]**Sponsors: Wiener; Kim and Mar**

Ordinance amending the Administrative Code to establish the Cannabis State Legalization Task Force to advise the Board of Supervisors, the Mayor, and City departments regarding the local impacts of possible state legislation legalizing adult use of cannabis; and setting forth the membership and duties of the Task Force.

Ordinance No. 115-15**FINALLY PASSED by the following vote:**

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

NEW BUSINESS

Recommendation of the Budget and Finance Sub-Committee

150497 [Authorizing Expenditures - SoMa Community Stabilization Fund - Housing and Infrastructure Projects - \$2,505,000]

Sponsor: Kim

Resolution authorizing the Mayor's Office of Housing and Community Development to expend SoMa Community Stabilization Fund dollars for various housing and infrastructure projects, as referenced herein, in the amount of \$2,505,000.

(Fiscal Impact)

Resolution No. 257-15

ADOPTED by the following vote:

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

Recommendations of the Land Use and Transportation Committee

150081 [Planning Code, Zoning Map - Establishing the Fillmore Street Neighborhood Commercial Transit District]

Sponsor: Breed

Ordinance amending the Planning Code to establish the Fillmore Street Neighborhood Commercial Transit District along Fillmore Street between Bush and McAllister Streets in place of the Fillmore Street Neighborhood Commercial District, amending various other sections to make conforming and other technical changes; amending the Zoning Map to make changes that conform with the Code amendments; 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.

Supervisor Avalos, seconded by Supervisor Campos, moved that this item be continued until later in the meeting. The motion failed by the following vote:

Ayes: 4 - Avalos, Campos, Kim, Mar

Noes: 7 - Breed, Christensen, Cohen, Farrell, Tang, Wiener, Yee

PASSED ON FIRST READING by the following vote:

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

Noes: 1 - Avalos

150082 [Planning Code, Zoning Map - Establishing the Divisadero Street Neighborhood Commercial Transit District]**Sponsor: Breed**

Ordinance amending the Planning Code to establish the Divisadero Street Neighborhood Commercial Transit District along Divisadero Street between Haight and O'Farrell Streets in place of the Divisadero Street Neighborhood Commercial District and make conforming and other technical changes to various other sections; amending the Zoning Map to make changes that conform with the Code amendments; 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.

Supervisor Avalos, seconded by Supervisor Campos, moved that this item be continued until later in the meeting. The motion failed by the following vote:

Ayes: 4 - Avalos, Campos, Kim, Mar

Noes: 7 - Breed, Christensen, Cohen, Farrell, Tang, Wiener, Yee

PASSED ON FIRST READING by the following vote:

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

Noes: 1 - Avalos

150357 [Planning Code - Rincon Hill Streetscape Master Plan]**Sponsor: Kim**

Ordinance amending Planning Code, Section 138.1, to acknowledge approval of the Rincon Hill Streetscape Master Plan; and making findings under the California Environmental Quality Act, findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

PASSED, ON FIRST READING by the following vote:

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

150401 [General Plan Amendments - Rincon Hill Streetscape Master Plan]**Sponsor: Kim**

Ordinance amending the Rincon Hill Area Plan, a subsection of the General Plan, to incorporate the Rincon Hill Streetscape Master Plan and make other technical amendments; 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. (Planning Commission)

PASSED, ON FIRST READING by the following vote:

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

150653 [Assessment Ballots for City-Owned Parcels - Dogpatch & Northwest Potrero Hill Green Benefit District]**Sponsor: Cohen**

Resolution authorizing the Mayor or his designees to cast assessment ballots in the affirmative on behalf of the City and County of San Francisco as owner of seven parcels of real property over which the Board of Supervisors has jurisdiction, where those parcels would be subject to assessment in the proposed property-based business improvement district to be named the "Dogpatch & Northwest Potrero Hill Green Benefit District."

Resolution No. 255-15**ADOPTED by the following vote:**

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

150685 [Assessment Ballots for City-Owned Parcels - Yerba Buena Community Benefit District]**Sponsor: Kim**

Resolution authorizing the Mayor or his designees to cast assessment ballots in the affirmative on behalf of the City and County of San Francisco as the owner of eight parcels of real property over which the Board of Supervisors has jurisdiction that would be subject to assessment in the proposed renewed and expanded property and business improvement district to be the Yerba Buena Community Benefit District.

Resolution No. 256-15**ADOPTED by the following vote:**

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

150686 [Assessment Ballot for City-Owned Parcel - Greater Rincon Hill Community Benefit District]**Sponsor: Kim**

Resolution authorizing the Mayor or his designees to cast an assessment ballot in the affirmative on behalf of the City and County of San Francisco as the owner of one parcel of real property over which the Board of Supervisors has jurisdiction that would be subject to assessment in the proposed property and business improvement district to be named the Greater Rincon Hill Community Benefit District.

Resolution No. 254-15**ADOPTED by the following vote:**

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

Recommendations of the Rules Committee**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.

PASSED, ON FIRST READING by the following vote:

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

Supervisor Kim Excused from Voting

Supervisor Yee, seconded by Supervisor Cohen, moved that Supervisor Kim be excused from voting on File No. 150662. The motion carried by the following vote:

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

150662 [Reappointment, Association of Bay Area Governments, Executive Board - Supervisor Jane Kim]

Motion reappointing Supervisor Jane Kim, term ending June 30, 2017, to the Association of Bay Area Governments, Executive Board. (Clerk of the Board)

Motion No. M15-105

APPROVED by the following vote:

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

Supervisor Mar Excused from Voting

Supervisor Yee, seconded by Supervisor Campos, moved that Supervisor Mar be excused from voting on File No. 150663. The motion carried by the following vote:

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

150663 [Reappointment, Association of Bay Area Governments, Executive Board - Supervisor Eric Mar]

Motion reappointing Supervisor Eric Mar, term ending June 30, 2017, to the Association of Bay Area Governments, Executive Board. (Clerk of the Board)

Motion No. M15-106

APPROVED by the following vote:

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

150666 [Reappointment, Entertainment Commission - Audrey Joseph] **Sponsor: Mayor**

Motion approving the Mayor's reappointment of Audrey Joseph to the Entertainment Commission, term ending July 1, 2019.

(Charter, Section 4.117, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within sixty days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within sixty days from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: June 18, 2015.)

Motion No. M15-107

APPROVED by the following vote:

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

150667 [Reappointment, Entertainment Commission - Theodora Marie Caminong]

Motion reappointing Theodora Marie Caminong, term ending July 1, 2019, to the Entertainment Commission. (Rules Committee)

Motion No. M15-108

APPROVED by the following vote:

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

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations**Privilege of the Floor**

Supervisor Mar, 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, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Mar introduced, welcomed, and presented a Certificate of Honor to Carla Johnson, Director, Mayor's Office on Disability; Jessica Lehman, Executive Director, Senior and Disability Action; Bill Hirsch, Executive Director, AIDS Legal Referral Panel; Fiona Hinze, Systems Change Coordinator/Community Organizer, Independent Living Resource Center SF; Marie Jobling, Executive Director, Community Living Campaign; Kelly Dearman, Executive Director, IHSS Public Authority; and Mark Melanson, Director, Community Services of Toolworks in recognition of their accomplishments and continued community support.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Daniel País; expressed various concerns relating to racism and homophobia.

Emily Goodwin (Ygrene Energy Fund); spoke regarding property based clean energy.

Jessie Waters; expressed various concerns relating to the City's sanctuary policy.

Vladimir; expressed various concerns relating to fascism, evictions, and homelessness.

Christopher Dahl; expressed various concerns relating to sea level and lobbying.

Andrew Yip; expressed various concerns.

Male Speaker; expressed various concerns relating to history.

John DiDonna; shared in poem certain concerns with the Board.

Darryl Schaffer; expressed various concerns relating to the taxi industry.

Susan Pfeifer (Outer Sunset/Parkside Residents Association); spoke in support of proposed legislation declaring Americans with Disabilities Act Month and accessibility.

Ace Washington; expressed various concerns relating to the budget and add-backs.

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

Tom Gilbert; expressed various concerns relating to the Giants, the City's sanctuary policy, evictions, and rent control.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE**150690 [Supporting California State Assembly Bill 953 (Weber) - Racial and Identity Profiling Act]****Sponsors: Mar; Kim, Campos, Avalos and Cohen**

Resolution supporting California State Legislature Assembly Bill 953, the Racial and Identity Profiling Act of 2015, authored by Assemblymember Shirley Weber, which promotes equal justice and fairness to address the problem of racial and identity profiling, and enhances public safety.

Resolution No. 252-15**ADOPTED****150691 [Americans with Disabilities Act Month - July]****Sponsors: Mar; Kim, Campos, Avalos, Yee, Cohen, Wiener, Tang, Farrell, Christensen and Breed**

Resolution declaring July of every year as Americans with Disabilities Act Month in the City and County of San Francisco.

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

Resolution No. 253-15**ADOPTED****150702 [Committee of the Whole - Final Mitigated Negative Declaration - Hall of Justice - 850 Bryant Street - Proposed Project to Replace County Jail No. 3 and County Jail No. 4 - July 21, 2015]**

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on July 21, 2015, at 3:00 p.m., to hold a public hearing to consider the Final Mitigated Negative Declaration issued by the Planning Commission upon its determination on June 25, 2015, for the proposed project to replace County Jail No. 3 and County Jail No. 4 located at the Hall of Justice at 850 Bryant Street; and making a determination and/or findings. (Clerk of the Board)

Motion No. M15-109**APPROVED****150711 [Final Map 8428 - 280 Brighton Avenue]**

Motion approving Final Map 8428, a 27 residential unit and 3 commercial unit, mixed-use Condominium Project, located at 280 Brighton Avenue, being a subdivision of Assessor's Block No. 6944, Lot No. 061, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-110**APPROVED****The foregoing items were acted upon by the following vote:**

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

IMPERATIVE AGENDA

There were no imperative agenda 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

150727 [Appropriation and De-Appropriation - Surplus Expenditures of \$5,033,384 Supporting Increased Overtime Expenditures - FY2014-2015]

Sponsor: Mayor

Ordinance appropriating \$4,150,023 to overtime and de-appropriating \$4,150,023 from permanent salaries, premium pay, and fringe benefits in the Sheriff's Department, Police Department, and the Public Utilities Commission operating budgets in order to support the Department's projected increases in overtime, as required per Ordinance No. 194-11 in FY2014-2015.

(Fiscal Impact)

07/07/15; ASSIGNED to Budget and Finance Committee.

150728 [Sale of City Property - 30 Van Ness Avenue - Not Less Than \$87,000,000; Appropriation to Defeasement Certificates of Participation - Up to \$31,770,000]

Sponsor: Mayor

Ordinance authorizing the sale, by public competitive bid, of City-owned property located at 30 Van Ness Avenue for not less than \$87,000,000; authorizing the use of a portion of the proceeds from the sale for the defeasance of up to \$25,870,000 outstanding principal amount of Certificates of Participation (30 Van Ness Property) Series 2001A, up to \$5,900,000 outstanding principal amount of Certificates of Participation (City Office Buildings-Multiple Properties Project) Series 2007A, and appropriating funds for such defeasance; excluding the sale from the requirements of the Surplus Property Ordinance; affirming the Planning Department's determination under the California Environmental Quality Act; and adopting findings that the sale is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

(Fiscal Impact)

07/07/15; ASSIGNED to Budget and Finance Committee.

150729 [Administrative Code - Neighborhood Noticing Ordinance]**Sponsor: Farrell**

Ordinance amending the Administrative Code to direct the San Francisco 311 Customer Service Center to develop a pilot program for expanding public notice of significant projects and permitting decisions in the City, in the areas of construction and infrastructure repair work, public health and safety services and facilities, environment, and transportation.
(Fiscal Impact; No Budget and Legislative Analyst's Report.)

07/07/15; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 8/6/2015.

150730 [Business and Tax Regulations Code - Procedural Rules for Refunds of Business Taxes and Real Property Transfer Taxes]**Sponsors: Farrell; Cohen**

Ordinance amending the Business and Tax Regulations Code to conform the City's business tax and real property transfer tax refund provisions to State law, expand the circumstances and extend the time in which the Tax Collector can issue refunds of business taxes, extend the date on which a claim accrues for purposes of filing a claim for refund of business taxes, and make other revisions to the City's rules regarding refunds of business taxes and real property transfer taxes.

07/07/15; ASSIGNED to Budget and Finance Committee.

150731 [Planning Code - Define Formula Retail to Include Subsidiaries]**Sponsors: Mar; Breed and Avalos**

Ordinance amending the Planning Code to revise the definition of formula retail to include subsidiaries or affiliates of formula retail meeting certain criteria; affirming the Planning Department's determination under the California Environmental Quality Act; making Planning Code, Section 302, findings; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

07/07/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 8/6/2015.

150732 [Building Code - Mandatory Disability Access Improvements; Administrative Fee]**Sponsor: Tang**

Ordinance amending the Building Code to require any existing building with a place of public accommodation either to have all primary entries and path of travel into the building accessible by persons with disabilities or to receive from the City a determination of equivalent facilitation, technical infeasibility, or unreasonable hardship; establishing a Disability Access Compliance Unit within the Department of Building Inspection; establishing a fee to offset the costs of the disability access improvement program; affirming the Planning Department's California Environmental Quality Act determination; making findings of local conditions under the California Health and Safety Code; and directing the Clerk of the Board of Supervisors to forward the legislation to the California Building Standards Commission upon final passage.
(Fiscal Impact; No Budget and Legislative Analyst's Report.)

07/07/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 8/6/2015.

Resolutions

150733 [Accept and Expend Grant - San Francisco Interfaith Council - San Francisco Navigation Center - \$2,925,000]

Sponsors: Mayor; Farrell and Campos

Resolution retroactively authorizing the Mayor's Office of Housing Opportunity, Partnerships and Engagement to accept and expend a grant in the amount of \$2,925,000 from the San Francisco Interfaith Council for the purpose of renovating and opening the San Francisco Navigation Center and assisting with supportive housing exits for a one-year term for the period of January 26, 2015, through January 31, 2016.

07/07/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150734 [Real Property Acquisition - 490 South Van Ness Avenue - South Van Ness 490, LP, Benicia Lake LLC, and Maurice Casey - \$18,037,500]

Sponsor: Mayor

Resolution approving the acquisition of real property at 490 South Van Ness (Assessor's Block No. 3553, Lot No. 008) from South Van Ness 490, LP, Benicia Lake LLC, and Maurice Casey for the purchase price of \$18,500,000; adopting findings under the California Environmental Quality Act; and adopting findings that the acquisition is consistent with the City's General Plan, and the eight priority policies of City Planning Code, Section 101.1.
(Fiscal Impact)

07/07/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150735 [Agreement - Owners' Association for Administration/Management of Lower Polk Community Benefit District]

Sponsor: Christensen

Resolution approving an agreement with the nonprofit Owners' Association for Administration/Management of the established property-based Community Benefit District known as the "Lower Polk Community Benefit District," pursuant to California Streets and Highways Code, Section 36651, for a period commencing upon Board approval, through June 30, 2029.

07/07/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150736 [Accept and Expend Grant - San Francisco Parks Alliance - \$133,961]

Sponsor: Christensen

Resolution retroactively authorizing the Recreation and Park Department to accept and expend a grant in the amount of \$133,961 from the San Francisco Parks Alliance to support various Recreation and Park Department operations for FY2013-2014.

07/07/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150737 [Interim Zoning Controls - Signs in Transit Center District Plan Area and between Folsom, Harrison, Essex and Second Streets]**Sponsor: Kim**

Resolution imposing interim zoning controls in the Transit Center District Plan Area ("Plan Area"), which is bounded by Market Street on the north, Folsom Street on the South, Steuart Street on the east, and between New Montgomery and Third Streets on the west, and in the area bounded by Folsom, Harrison, Essex and Second Streets, but excluding the planned Rooftop Park between Mission, Howard, Second and Beale Streets and those portions of the Plan Area included in Zone 1 of the Transbay Redevelopment Plan, which include portions of land bounded by Spear, Mission, Folsom and Second Streets, to restrict the size and height of new signs within 200 feet of and visible from an existing or planned public park or open space, and to restrict illumination of certain new signs in those areas; and making environmental findings, including findings of consistency with the eight priority policies of Planning Code, Section 101.1.

07/07/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 8/6/2015.

150738 [Multifamily Housing Revenue Bonds - 250 Fremont Street - Not to Exceed \$19,300,000]**Sponsor: Kim**

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$19,300,000 for 250 Fremont Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$19,300,000; authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

07/07/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150739 [Multifamily Housing Revenue Bonds - 422-498 Folsom Street - Not to Exceed \$263,100,000]**Sponsor: Kim**

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$263,100,000 for 422-498 Folsom Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$263,100,000; authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

07/07/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150740 [Accept and Expend Grant - California Department of Water Resources - Recycled Water Facility - San Francisco International Airport Mel Leong Wastewater Treatment Plant - \$750,000]**Sponsor: Wiener**

Resolution retroactively authorizing the San Francisco Airport Commission to accept and expend a grant in the amount of \$750,000 from the California Department of Water Resources for a new recycled water facility at the San Francisco International Airport Mel Leong Industrial Wastewater Treatment Plant for the four-year term of January 1, 2015, through December 31, 2018.
(Fiscal Impact)

07/07/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150741 [Accept and Expend Grant - Public Health Foundation Enterprises - San Francisco Bay Clinical Trials Unit - \$211,225]**Sponsor: Wiener**

Resolution retroactively authorizing the San Francisco Department of Public Health to accept and expend a grant in the amount of \$211,225 from Public Health Foundation Enterprises to participate in a program entitled "San Francisco Bay Clinical Trials Unit" for the period of December 1, 2014, through November 30, 2015.

07/07/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150742 [Accept and Expend Grant - California Natural Resources Agency - Noe Valley Town Square Project - \$567,039]**Sponsor: Wiener**

Resolution authorizing the Recreation and Park Department to accept and expend an Urban Greening for Sustainable Communities Grant from the California Natural Resources Agency in the amount of \$567,039 for the Noe Valley Town Square Project for the period of September 1, 2015, through May 1, 2017, and authorizing the Director of Real Estate to file a Memorandum of Unrecorded Grant Agreement with the Assessor-Recorder defining the terms of the grant agreement, as defined herein.

07/07/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150743 [Commemorating the 71st Anniversary of the Port Chicago Disaster and Urging Restorative Justice to the U.S. Navy Sailors]

Sponsors: Cohen; Breed, Farrell, Avalos, Campos, Wiener, Mar, Christensen, Tang, Kim and Yee

Resolution commemorating the 71st Anniversary of the Port Chicago disaster and urging the President of the United States and the U.S. Congress to exonerate the 50 U.S. Navy Sailors convicted of mutiny in the incident with the designation of Honorable Discharge.

07/07/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

150744 [Doctor Joseph I. Bernstein Day - July 24, 2015]

Sponsor: Farrell

Resolution declaring July 24, 2015, as Doctor Joseph I. Bernstein Day in the City and County of San Francisco.

07/07/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

150745 [Request for a White Paper - Design Guidelines for Family-Friendly Housing]

Sponsor: Yee

Resolution requesting the Planning Department to develop a white paper and set of design guidelines for family-friendly housing in the City.

07/07/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions**150675 [Committee of the Whole - Report of Assessment Costs - Building Code Enforcement Violations]**

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on July 28, 2015, at 3:00 p.m., to hold a public hearing on a Resolution confirming Report of Delinquent Charges for Code Enforcement cases with delinquent assessment of costs, and fees pursuant to the provisions of Building Code, Sections 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, and Section 110A - Tables 1A-K and 1A-G, submitted by the Director of the Department of Building Inspection for services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above.
(Clerk of the Board)

07/07/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

150746 [Setting the 2015 Budget and Legislative Analyst Services Audit Plan]

Sponsor: Yee

Motion directing the Budget and Legislative Analyst to conduct a performance audit of City departments' provisions of services to seniors, including funding sources, coordination and duplication of services, and monitor of performance and outcomes.

07/07/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Requests for Hearing**150703 [Public Hearing - Final Mitigated Negative Declaration - Hall of Justice - 850 Bryant Street - Proposed Project to Replace County Jail No. 3 and County Jail No. 4]**

Hearing of persons interested in or objecting to the Planning Commission's determination of a Final Mitigated Negative Declaration of June 25, 2015, for the proposed project to replace County Jail No. 3 and County Jail No. 4 located at the Hall of Justice at 850 Bryant Street; and making a determination and/or findings. (Clerk of the Board)

07/07/15; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

07/07/15; NOTICED.

150747 [Hearing - City Coordination of Services Regarding Problem Residential and Commercial Properties]**Sponsor: Avalos**

Hearing to assess the level and efficacy of City agency coordination to address persistently blighted residential and commercial properties, residential and commercial properties that operate unpermitted businesses and/or harbor illegal activity, and the City's progress to permanently close illegal gambling locations along neighborhood commercial corridors in District 11; and requesting the Department of Building Inspection, the City Attorney, the District Attorney, the Police Department, Public Works, and the Planning Department to report.

07/07/15; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

150748 [Hearing - Annual Housing Balance Report - 2015]**Sponsor: Kim**

Hearing to present findings from the inaugural Housing Balance Report; and requesting the Planning Department to report.

07/07/15; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

150749 [Hearing - Non-Traditional Alcohol Retailers]**Sponsors: Mar; Yee and Kim**

Hearing to examine the issue of granting liquor licenses to non-traditional alcohol retailers in San Francisco.

07/07/15; 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 ORDINANCE**150710 [Amending Ordinance No. 1061 - Sidewalk Width Change - Portions of Silver and Revere Avenues]**

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" to change the official sidewalk width at the westerly corner of the intersection of Silver and Revere Avenues and portions of Revere Avenue; 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. (Public Works)

06/26/15; RECEIVED FROM DEPARTMENT.

07/07/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 8/6/2015.

In Memoriams

*"Coach" Percy Lawrence Chu - Supervisor Yee
Kathryn Steinle - Full Board*

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 3:54 p.m.

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

Approved by the Board of Supervisors on September 8, 2015.

Angela Calvillo, Clerk of the Board