

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, December 8, 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, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, AARON PESKIN, KATY TANG, SCOTT WIENER,
NORMAN YEE
Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Mar	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Yee, Campos, Fewer, Haney, Walton	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Yee, Breed	1st and 3rd Thursday 10:00 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Kim	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Mar, Campos	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, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, Norman Yee, and Aaron Peskin

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, December 8, 2015, with President London Breed presiding.

ROLL CALL AND PLEDGE OF ALLEGIANCE

President Breed called the meeting to order at 2:01 p.m. On the call of the roll, all Supervisors were noted present. There was a quorum.

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that she had three communications. First, that she was in receipt of correspondence from Supervisor Julie Christensen, dated December 8, 2015, communicating her resignation from the District 3 Supervisor seat. Second, that she was in receipt of the Resolution (File No. 151209), signed by the Mayor, certifying the election results and declaring that Aaron Peskin received the plurality of votes cast at the election held on November 3, 2015. Third, she was in receipt of correspondence from Ben Rosenfield, City Controller, confirming that the newly elected Member of the Board of Supervisors, Supervisor Aaron Peskin, has been bonded, as required by the San Francisco Administrative Code from this day henceforth until the end of his term.

APPROVAL OF MEETING MINUTES

Supervisor Mar, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of October 27, 2015. The motion carried by the following vote, following general public comment:

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

AGENDA CHANGES

There were no agenda changes.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

There were no questions submitted from Supervisors representing the even districts. Mayor Edwin Lee addressed the Board of Supervisors relating to the recent San Francisco Police Officer-involved fatal shooting in the Bayview District, and his plans to reduce homelessness. Following public comment this matter was filed. No further action was taken.

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

151001 [Appropriation and De-appropriation - Revenue Bond Proceeds for Parking Garage and Transit Projects to Radio Replacement and Pedestrian Projects - \$9,437,587 - FY2015-2016]

Sponsors: Mayor; Breed

Ordinance appropriating and de-appropriating \$9,437,587 consisting of \$9,000,000 from Municipal Transportation Agency Series 2014A Revenue Bonds Proceeds for Parking Garage projects to support the Radio Replacement project and \$437,587 from Municipal Transportation Agency Series 2013A Revenue Bonds Proceeds for Transit projects to Pedestrian projects in FY2015-2016.

(Fiscal Impact)

Ordinance No. 212-15

FINALLY PASSED

151003 [Contract Requirements - SF Access Paratransit Program - Prevailing Wage and Worker Retention Requirements]

Sponsors: Campos; Farrell, Breed, Cohen and Mar

Ordinance authorizing the Municipal Transportation Agency to include, in the next contract it executes for brokerage services for the SF Access Paratransit Program after issuing a competitive solicitation, provisions that require the contractor and subcontractors to pay prevailing wages to drivers, dispatchers and reservationists providing services for the SF Access Program, and to provide transitional employment and retention to the prior contractor's employees performing such services; and setting the prevailing wage rates for individuals providing services for the SF Access Program.

(Fiscal Impact)

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

Ordinance No. 213-15

FINALLY PASSED

151123 [Purchase and Sale of Electricity and Related Products and Services for CleanPowerSF - San Francisco Public Utilities Commission]

Sponsors: Mayor; Breed

Ordinance conditionally authorizing the San Francisco Public Utilities Commission (SFPUC) to enter into one or more agreements requiring expenditures of \$10,000,000 or more for electric power and related products and services to launch the City's community choice aggregation program, CleanPowerSF, and authorizing the General Manager of the SFPUC to deviate from certain otherwise applicable requirements of City law in such agreements.

(Fiscal Impact)

Ordinance No. 223-15

FINALLY PASSED

Recommendations of the Government Audit and Oversight Committee**150986 [Settlement of Lawsuit - Appropriation - Zenaida Alejandrino - \$209,506.50]**

Ordinance authorizing settlement of the lawsuit filed by Zenaida Alejandrino against the City and County of San Francisco for \$209,506.50; the lawsuit was filed on May 22, 2014, in San Francisco Superior Court, and removed and filed in United States District Court, Northern District of California, Case No. CV 14-2866 JSC; entitled Zenaida Alejandrino v. City and County of San Francisco; and appropriating San Francisco Public Utilities Commission funds for payment of the settlement amount. (City Attorney)

Ordinance No. 211-15

FINALLY PASSED

151021 [Settlement of Lawsuit - Cal State Constructors, Inc. - \$500,000]

Ordinance authorizing settlement of the lawsuit filed by Cal State Constructors, Inc. ("Cal State") against the City and County of San Francisco for \$500,000; the lawsuit was filed on November 25, 2014, in the Superior Court of California, County of San Francisco, Case No. CGC-14-542910; entitled Cal State Constructors, Inc. v. City and County of San Francisco; other material terms of said settlement are that the City reserves all rights to pursue claims against Cal State for, and Cal State shall retain responsibility for, latent defects; all extant express and implied warranties under the contract shall remain in full force and effect; Cal State will defend, indemnify, and hold the City harmless from all subcontractor claims; the City and Cal State will execute a mutual release; and the City and Cal State will each bear its own fees and costs. (City Attorney)

Ordinance No. 214-15

FINALLY PASSED

151022 [Settlement of Lawsuit - Neal Schon, Michaele Schon, and N & M Productions, Inc. - \$290,000]

Ordinance authorizing settlement of the lawsuit filed by Neal Schon, Michaele Schon, and N & M Productions, Inc., against the City and County of San Francisco for \$290,000; the lawsuit was filed on February 6, 2015, in United States District Court for the Northern District of California, Case No. CV-15-00581; entitled Neal Schon, Michaele Schon, and N & M Productions, Inc. v. City and County of San Francisco, Philip Ginsburg in his Individual and Official Capacity, Dana Ketcham in her Individual Capacity, and Diane Rea in her Individual Capacity; other material terms of said settlement are waiver of San Francisco Municipal Transportation Agency (SFMTA) Invoice (#EF14-063) in the amount of \$1,139.04. (City Attorney)

Ordinance No. 215-15

FINALLY PASSED

151064 [Settlement of Lawsuit - Mercy Ambat - \$900,000]

Ordinance authorizing settlement of the lawsuit filed by Mercy Ambat, et al., against the City and County of San Francisco for \$900,000; the lawsuit was filed on July 7, 2007, in United States District Court of Northern California, Case No. 07-3622; entitled Mercy Ambat, et al. v. City and County of San Francisco. (City Attorney)

Ordinance No. 218-15

FINALLY PASSED

151068 [Settlement of Lawsuit - Marcel Thomas - \$35,000]

Ordinance authorizing settlement of the lawsuit filed by Marcel Thomas against the City and County of San Francisco for \$35,000; the lawsuit was filed on March 12, 2014, in U.S. District Court, Northern District of California, Case No. CV-14-01165; entitled Marcel Thomas v. San Francisco Police Officers Yaroslav Shablinskiy (#2262), et al. (City Attorney)

Ordinance No. 219-15

FINALLY PASSED

Recommendations of the Land Use and Transportation Committee**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 (Residential, House Districts, Two-Family) and RM-1 (Residential, Mixed Districts, Low Density) Use Districts to the Ocean Avenue Neighborhood Commercial Transit (NCT) District, and to include them in the existing Ocean Avenue NCT District; 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.

Ordinance No. 209-15

FINALLY PASSED

151062 [General Plan Amendment - Rincon Hill Area Plan]

Sponsor: Kim

Ordinance amending the General Plan by amending the Rincon Hill Area Plan, Policies 3.3 and 3.4; making findings, including findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and affirming the Planning Department's determination under the California Environmental Quality Act that the Amendment was within the scope of the Rincon Hill Area Plan and the Program Environmental Impact Report, which adequately analyzed this Amendment.

(Pursuant to Charter, Section 4.105, and Planning Code, Section 340(d), if the Board of Supervisors fails to finally act on a General Plan Amendment within 90 days of receipt from the Planning Commission, the Amendment shall be deemed approved. Transmittal Date: October 14, 2015.)

Ordinance No. 216-15

FINALLY PASSED

151063 [Planning Code, Zoning Map - 525 Harrison Street]**Sponsor: Kim**

Ordinance amending the Planning Code regarding bulk limits and exceptions to the tower separation requirements on 525 Harrison Street, Assessor's Block No. 3764, Lot No. 063; and amending the Zoning Map to redesignate a portion of Assessor's Block No. 3764, Lot No. 063, from a 65/400-R height and bulk district to a 65/250-R height and bulk district; affirming the Planning Department's determination under the California Environmental Quality Act that these Amendments were within the scope of the Rincon Hill Area Plan and the program Environmental Impact Report, which adequately analyzed these Amendments; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings under Planning Code, Section 302.

Ordinance No. 217-15**FINALLY PASSED****151077 [Administrative Code - Advertising Sugar-Sweetened Beverages on City Property]****Sponsor: Cohen**

Ordinance amending the Administrative Code to remove prohibition on the advertising of sugar-sweetened beverages on City property.

Ordinance No. 221-15**FINALLY PASSED**

The foregoing items were acted upon by the following vote:

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

REGULAR AGENDA**UNFINISHED BUSINESS****Recommendations of the Budget and Finance Committee****150941 [Administrative Code - Establishing the Navigation Partnerships Fund]****Sponsors: Mayor; Farrell and Cohen**

Ordinance amending the Administrative Code to establish the Navigation Partnerships Fund. (Fiscal Impact.)

Ordinance No. 210-15**FINALLY PASSED by the following vote:**

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

Supervisor Farrell Excused from Voting

Supervisor Farrell requested to be excused from voting on File No. 151076, due to a possible conflict of interest.

Supervisor Campos, seconded by Supervisor Tang, moved that Supervisor Farrell be excused from voting on File No. 151076. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Tang, Wiener, Yee, Peskin

Excused: 1 - Farrell

151076 [Appropriation - Airport Commission - Airport Hotel Project - FY2015-2016 - \$473,450,000]

Sponsor: Mayor

Ordinance appropriating \$473,450,000 consisting of \$243,000,000 of proceeds from the sale of Airport Capital Plan Bonds and \$450,000 from fund balance, and \$230,000,000 of proceeds from Hotel Special Facility Revenue Bonds and other long-term financing sources to develop a hotel within the San Francisco International Airport, and placing \$473,450,000 on Controller's Reserve pending receipt of proceeds of indebtedness and other financing sources.

(Fiscal Impact)

Ordinance No. 220-15

FINALLY PASSED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Tang, Wiener, Yee, Peskin

Excused: 1 - Farrell

Recommendation of the Land Use and Transportation Committee

151121 [Planning Code - Establishing a New Citywide Transportation Sustainability Fee]

Sponsors: Mayor; Wiener, Breed, Cohen and Farrell

Ordinance amending the Planning Code by establishing a new citywide Transportation Sustainability Fee and suspending application of the existing Transit Impact Development Fee, with some exceptions, as long as the Transportation Sustainability Fee remains operative; applying the Transportation Sustainability Fee to Hospitals and Health Services; amending Section 401 to add definitions reflecting these changes; amending Section 406 to clarify affordable housing and homeless shelter exemptions from the Transportation Sustainability Fee; making conforming amendments to the Area Plan fees in Planning Code, Article 4; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including general findings, findings of public necessity, convenience and welfare, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supervisor Avalos requested File No. 151121 be DUPLICATED.

See Duplicated File No. 151257.

Ordinance No. 222-15

FINALLY PASSED by the following vote:

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

151257 [Planning Code - Increasing Transportation Sustainability Fee for Nonresidential Projects]**Sponsor: Avalos**

Ordinance amending the Planning Code by establishing a new citywide Transportation Sustainability Fee and suspending application of the existing Transit Impact Development Fee, with some exceptions, as long as the Transportation Sustainability Fee remains operative; applying the Transportation Sustainability Fee to Hospitals and Health Services; amending Section 401 to add definitions reflecting these changes; amending Section 406 to clarify affordable housing and homeless shelter exemptions from the Transportation Sustainability Fee; making conforming amendments to the Area Plan fees in Planning Code, Article 4; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including general findings, findings of public necessity, convenience and welfare, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Duplicated from File No. 151121.

Supervisor Avalos, seconded by Supervisor Peskin, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, to raise the Transportation Sustainability Fee (TSF) from \$2.00 to \$21.04 for non-residential square footage over 99,999; and require non-residential projects that submitted an application before July 21, 2015, but have not received final approval, pay 50% of the difference between the TSF and the Transportation Impact Development Fee. The motion carried by the following vote:

Ayes: 7 - Avalos, Breed, Campos, Kim, Mar, Yee, Peskin

Noes: 4 - Cohen, Farrell, Tang, Wiener

Ordinance amending the Planning Code to increase the Transportation Sustainability Fee for Non-residential projects larger than 99,999 gross square feet, and to require Non-residential or Production, Distribution and Repair (PDR) projects that filed development or environmental applications on or before July 21, 2015, but that have not yet received approvals, to pay the Transportation Sustainability Fee with a partial refund; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including general findings, findings of public necessity, convenience and welfare, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supervisor Avalos, seconded by Supervisor Peskin, moved that this Ordinance be RE-REFERRED AS AMENDED to the Land Use and Transportation Committee. The motion carried by the following vote:

Ayes: 7 - Avalos, Breed, Campos, Kim, Mar, Yee, Peskin

Noes: 4 - Cohen, Farrell, Tang, Wiener

NEW BUSINESS

Recommendations of the Budget and Finance Committee

150817 [Administrative Code - Prevailing Wage, Apprenticeship, and Local Hire for City Property Sold for Housing Development or Leased by the City]

Sponsors: Cohen; Farrell and Avalos

Ordinance amending the Administrative Code to require inclusion of prevailing wage, apprenticeship, and local hiring requirements in the sale of City-owned property for the development of housing or where the City is a landlord, and to require inclusion of prevailing wage and apprenticeship requirements where the City is a tenant; and authorizing the Office of Labor Standards Enforcement and Office of Economic and Workforce Development to enforce such provisions to the extent not already authorized.

(Fiscal Impact)

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

PASSED, ON FIRST READING by the following vote:

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

151078 [Accept and Expend Grant - California Career Pathways Trust - Amendment to the Annual Salary Ordinance - \$1,056,976]

Sponsor: Tang

Ordinance retroactively authorizing the Office of Economic and Workforce Development to accept and expend a grant in the amount of \$1,056,976 from the California Department of Education through the City College of San Francisco for the California Career Pathways Trust Implementation Grant for the period of June 1, 2015, through June 30, 2017; and amending Ordinance No. 129-15 (Annual Salary Ordinance FYs 2015-2017) to provide for the creation of two Class 9774 Senior Community Development Specialist I grant-funded positions (0.67 FTE each) in the Office of Economic and Workforce Development.

PASSED, ON FIRST READING by the following vote:

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

151176 [Appropriation - Loan from Hetch Hetchy Power Enterprise's Fund Balance to Community Choice Aggregation Program, and Payment Terms - FY2015-2016 - \$4,000,000]

Sponsors: Mayor; Breed and Mar

Ordinance appropriating \$4,000,000 from the FY2015-2016 Hetch Hetchy Power Enterprise's fund balance to provide working capital for the Community Choice Aggregation Program (CleanPowerSF); and amending the repayment term of the existing loan authorized by Ordinance No. 120-15, and establishing the term for repayment of the additional loan, at five years from date of program launch in 2016.

(Fiscal Impact)

PASSED, ON FIRST READING by the following vote:

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

150479 [Annual Performance Contract Renewal - California Department of Health Care Services - Mental Health Services]

Resolution retroactively approving Performance Contract No. 15-92117, between Community Behavioral Health Services and the California Department of Health Care Services, incorporating the Mental Health Services Act, Projects for Assistance in Transition from Homelessness, the Mental Health Plan, and Community Mental Health Services Grant for the period of July 1, 2015, through June 30, 2016. (Public Health Department)

Resolution No. 477-15

ADOPTED by the following vote:

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

File Nos. 150954, 150955, 150956, 150957, 150958, 150959, 150960, 150961, 150962, 150963, 150964, and 150965 were called together.

150954 [Lease Amendment - Tastes on the Fly San Francisco, LLC - Airport Concession Lease]

Resolution approving Amendment No. 1 of the Terminal 2 Gourmet Market and Wine Bar Lease with Tastes on the Fly San Francisco, LLC, to revise the definition of lease year within the lease to correctly set the first lease year as an eight-month period rather than a twenty-month period. (Airport Commission)

Resolution No. 478-15

ADOPTED by the following vote:

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

150955 [Lease Amendment - Tastes on the Fly San Francisco, LLC - Airport Concession Lease]

Resolution approving Amendment No. 1 of the Terminal 2 Sit Down Restaurant Lease with Tastes on The Fly San Francisco, LLC, to revise the definition of lease year within the lease to correctly set the first lease year as an eight-month period rather than a twenty-month period. (Airport Commission)

Resolution No. 479-15

ADOPTED by the following vote:

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

150956 [Lease Amendment - Books, Inc. - Airport Concession Lease]

Resolution approving Amendment No.1 of the Terminal 2 Book Store Lease with Books, Inc., to revise the definition of lease year within the lease to correctly set the first lease year as an eight-month period rather than a twenty-month period. (Airport Commission)

Resolution No. 480-15

ADOPTED by the following vote:

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

150957 [Lease Amendment - Gotham Enterprises, LLC - Airport Concession Lease]

Resolution approving Amendment No. 1 of the Terminal 2 Coffee & Bakery Facilities Lease with Gotham Enterprises, LLC, to revise the definition of lease year within the lease to correctly set the first lease year as an eight-month period rather than a twenty-month period. (Airport Commission)

Resolution No. 481-15

ADOPTED by the following vote:

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

150958 [Lease Amendment - Sankaku, Inc. - Airport Concession Lease]

Resolution approving Amendment No. 1 of the Terminal 2 Quick Serve Lease with Sankaku, Inc., to revise the definition of lease year within the lease to correctly set the first lease year as an eight-month period rather than a twenty-month period. (Airport Commission)

Resolution No. 482-15

ADOPTED by the following vote:

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

150959 [Lease Amendment - Andale Management Group - Airport Concession Lease]

Resolution approving Amendment No. 1 of the Terminal 2 Quick Serve Lease with Andale Management Group, Inc., to revise the definition of lease year within the lease to correctly set the first lease year as an eight-month period rather than a twenty-month period. (Airport Commission)

Resolution No. 483-15

ADOPTED by the following vote:

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

150960 [Lease Amendment - BJ Annex, LLC - Airport Concession Lease]

Resolution approving Amendment No. 1 of the Terminal 2 Quick Serve Lease with BJ Annex, LLC, to revise the definition of lease year within the lease to correctly set the first lease year as an eight-month period rather than a twenty-month period. (Airport Commission)

Resolution No. 484-15

ADOPTED by the following vote:

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

150961 [Lease Amendment - HBF Soto JV, LCC - Airport Concession Lease]

Resolution approving Amendment No. 1 of the Terminal 2 Quick Serve Lease with HBF Soto JV, LLC, to revise the definition of lease year within the lease to correctly set the first lease year as an eight-month period rather than a twenty-month period. (Airport Commission)

Resolution No. 485-15

ADOPTED by the following vote:

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

150962 [Lease Amendment - HBF Soto JV, LCC - Airport Concession Lease]

Resolution approving Amendment No. 1 of the Terminal 2 Cocktail Lounge Lease with HBF Soto JV, LLC, to revise the definition of lease year within the lease to correctly set the first lease year as an eight-month period rather than a twenty-month period. (Airport Commission)

Resolution No. 486-15

ADOPTED by the following vote:

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

150963 [Lease Amendment - Edge 1 Cellular, L.P. - Airport Concession Lease]

Resolution approving Amendment No. 1 of the Terminals 2 and 3 Electronics and Technology Lease with Edge 1 Cellular, L.P., to revise the definition of lease year within the lease to correctly set the first lease year as an eight-month period rather than a twenty-month period. (Airport Commission)

Resolution No. 487-15

ADOPTED by the following vote:

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

150964 [Lease Amendment - Xpresspa S.F. International, LLC - Airport Concession Lease]

Resolution approving Amendment No. 1 of the Terminals 2 and 3 Spa Lease with Xpresspa S.F. International, LLC., to revise the definition of lease year within the lease to correctly set the first lease year as an eight-month period rather than a twenty-month period. (Airport Commission)

Resolution No. 488-15

ADOPTED by the following vote:

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

150965 [Lease Amendment - Host International, Inc. - Airport Concession Lease]

Resolution approving Amendment No. 1 of the Terminal 2 Newsstands, Coffee and Specialty Stores Lease with Host International, Inc., to revise the definition of lease year within the lease to correctly set the first lease year as an eight-month period rather than a twenty-month period. (Airport Commission)

Resolution No. 489-15

ADOPTED by the following vote:

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

151023 [Office Lease - United States Drug Enforcement Administration - \$431,763.60 Annually]

Resolution retroactively approving Lease No. GS-09P-LCA03384 with the United States Government for office space to be occupied by the United States Drug Enforcement Administration at Terminal 3 of the San Francisco International Airport, for a five-year term to commence on October 1, 2015, for a fixed annual lease amount of \$431,763.60. (Airport Commission)

Resolution No. 490-15

ADOPTED by the following vote:

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

151025 [2011 Lease and Use Agreement - Compañía Panameña de Aviación, S.A. - Estimated Rent of \$839,573.74]

Resolution approving the terms of 2011 Lease and Use Agreement No. L15-0166 between Compañía Panameña de Aviación, S.A., and the City and County of San Francisco, acting by and through its Airport Commission, with an estimated rent of \$839,573.74 for Exclusive Use Space, plus Joint Use Space Rent and Landing Fees, for the lease term to commence following Board approval through June 30, 2021. (Airport Commission)

Resolution No. 491-15

ADOPTED by the following vote:

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

File Nos. 151030, 151031, 151032, 151033, 151034, 151035, 151036, 151038, 151039, 151040, 151043, 151044, 151046, 151047, 151048, 151049, and 151050 were called together.

151030 [Contract Amendment - Alternative Family Services - Behavioral Health Services - Not to Exceed \$18,732,139]

Resolution approving amendment number one to the Department of Public Health contract for behavioral health services with Alternative Family Services to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of \$7,674,939 for a total amount not to exceed \$18,732,139. (Public Health Department)
(Fiscal Impact)

Resolution No. 467-15

ADOPTED by the following vote:

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

151031 [Contract Amendment - Baker Places - Behavioral Health Services - Not to Exceed \$85,427,374]

Resolution approving amendment number one to the Department of Public Health contract for behavioral health services with Baker Places to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of \$15,981,652 for a total amount not to exceed \$85,427,374. (Public Health Department)
(Fiscal Impact)

Resolution No. 466-15

ADOPTED by the following vote:

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

151032 [Contract Amendment - Central City Hospitality House - Behavioral Health Services - Not to Exceed \$19,560,013]

Resolution approving amendment number one to the Department of Public Health contract for behavioral health services with Central City Hospitality House to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of \$3,636,666 for a total amount not to exceed \$19,560,013. (Public Health Department)
(Fiscal Impact)

Resolution No. 468-15

ADOPTED by the following vote:

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

151033 [Contract Amendment - Community Awareness and Treatment Services - Behavioral Health Services - Not to Exceed \$42,153,376]

Resolution approving amendment number two to the Department of Public Health contract for behavioral health services with Community Awareness and Treatment Services to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of \$6,454,201 for a total amount not to exceed \$42,153,376. (Public Health Department)
(Fiscal Impact)

Resolution No. 469-15

ADOPTED by the following vote:

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

151034 [Contract Amendment - Conard House - Behavioral Health Services - Not to Exceed \$54,059,977]

Resolution approving amendment number two to the Department of Public Health contract for behavioral health services with Conard House to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of \$16,867,780 for a total amount not to exceed \$54,059,977. (Public Health Department)
(Fiscal Impact)

Resolution No. 470-15

ADOPTED by the following vote:

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

151035 [Contract Amendment - Edgewood Center for Children and Families - Behavioral Health Services - Not to Exceed \$56,234,585]

Resolution approving amendment number two to the Department of Public Health contract for behavioral health services with Edgewood Center for Children and Families to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of \$19,276,057 for a total amount not to exceed \$56,234,585. (Public Health Department)
(Fiscal Impact)

Resolution No. 471-15

ADOPTED by the following vote:

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

151036 [Contract Amendment - Family Service Agency of San Francisco - Behavioral Health Services - Not to Exceed \$60,460,049]

Resolution approving amendment number one to the Department of Public Health contract for behavioral health services with Family Service Agency of San Francisco to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of \$14,976,909 for a total amount not to exceed \$60,460,049. (Public Health Department)
(Fiscal Impact)

Resolution No. 472-15

ADOPTED by the following vote:

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

151038 [Contract Amendment - HealthRIGHT360 - Behavioral Health Services - Not to Exceed \$91,525,506]

Resolution approving amendment number two to the Department of Public Health contract for behavioral health services with HealthRIGHT360 to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of \$22,073,719 for a total amount not to exceed \$91,525,506. (Public Health Department)
(Fiscal Impact)

Resolution No. 475-15

ADOPTED by the following vote:

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

151039 [Contract Amendment - Hyde Street Community Services - Behavioral Health Services - Not to Exceed \$23,130,619]

Resolution approving amendment number one to the Department of Public Health contract for behavioral health services with Hyde Street Community Services to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of \$5,968,409 for a total amount not to exceed \$23,130,619. (Public Health Department)
(Fiscal Impact)

Resolution No. 492-15

ADOPTED by the following vote:

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

151040 [Contract Amendment - Instituto Familiar de la Raza - Behavioral Health Services - Not to Exceed \$26,136,910]

Resolution approving amendment number two to the Department of Public Health contract for behavioral health services with Instituto Familiar de la Raza to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of \$11,917,749 for a total amount not to exceed \$26,136,910. (Public Health Department)
(Fiscal Impact)

Resolution No. 493-15

ADOPTED by the following vote:

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

151043 [Contract Amendment - Progress Foundation - Behavioral Health Services - Not to Exceed \$120,991,077]

Sponsor: Mar

Resolution approving amendment number one to the Department of Public Health contract for behavioral health services with the Progress Foundation to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of \$28,972,744 for a total amount not to exceed \$120,991,077. (Public Health Department)
(Fiscal Impact)

Resolution No. 494-15

ADOPTED by the following vote:

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

151044 [Contract Amendment - Regents of the University of California San Francisco - Citywide Case Management - Behavioral Health Services - Not to Exceed \$34,343,322]

Sponsors: Mar; Cohen

Resolution approving amendment number three to the Department of Public Health contract for behavioral health services with The Regents of the University of California San Francisco, for citywide case management, to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of \$9,380,507 for a total amount not to exceed \$34,343,322. (Public Health Department)
(Fiscal Impact)

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

Resolution No. 495-15

ADOPTED by the following vote:

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

151046 [Contract Amendment - Regents of the University of California San Francisco - Single Point of Responsibility - Behavioral Health Services - Not to Exceed \$54,546,510]

Resolution approving amendment number two to the Department of Public Health contract for behavioral health services with The Regents of the University of California San Francisco, for the single point of responsibility program, to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of \$22,521,671 for a total amount not to exceed \$54,546,510. (Public Health Department)
(Fiscal Impact)

Resolution No. 496-15

ADOPTED by the following vote:

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

151047 [Contract Amendment - Richmond Area Multi-Services, Inc. (RAMS - Children) - Behavioral Health Services - Not to Exceed \$29,625,564]

Sponsor: Mar

Resolution approving amendment number three to the Department of Public Health contract for behavioral health services with Richmond Area Multi-Services, Inc. (RAMS - Children) to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of \$9,721,112 for a total amount not to exceed \$29,625,564. (Public Health Department)
(Fiscal Impact)

Resolution No. 497-15

ADOPTED by the following vote:

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

151048 [Contract Amendment - Richmond Area Multi-Services, Inc. (RAMS - Adult) - Behavioral Health Services - Not to Exceed \$33,591,586]

Sponsor: Mar

Resolution approving amendment number three to the Department of Public Health contract for behavioral health services with Richmond Area Multi-Services, Inc. (RAMS - Adult) to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of \$10,989,524 for a total amount not to exceed \$33,591,586. (Public Health Department)
(Fiscal Impact)

Resolution No. 498-15

ADOPTED by the following vote:

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

151049 [Contract Amendment - Seneca Center - Behavioral Health Services - Not to Exceed \$69,630,181]

Resolution approving amendment number two to the Department of Public Health contract for behavioral health services with Seneca Center to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of \$6,134,854 for a total amount not to exceed \$69,630,181. (Public Health Department)
(Fiscal Impact)

Resolution No. 499-15

ADOPTED by the following vote:

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

151050 [Contract Amendment - Westside Community Mental Health Center - Behavioral Health Services - Not to Exceed \$56,424,486]

Resolution approving amendment number one to the Department of Public Health contract for behavioral health services with Westside Community Mental Health Center to extend the contract by two years, from July 1, 2010, through December 31, 2015, to July 1, 2010, through December 31, 2017, with a corresponding increase of \$12,741,326 for a total amount not to exceed \$56,424,486. (Public Health Department)
(Fiscal Impact)

Resolution No. 474-15

ADOPTED by the following vote:

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

151144 [Coordination Agreement - Bay Area Motivate, LLC - Bay Area Bike Share Program] Sponsors: Mayor; Wiener, Mar, Kim, Breed, Farrell, Avalos, Campos and Yee

Resolution approving the Coordination Agreement between the City of San Francisco, the bike sharing operator, Bay Area Motivate, LLC, the Metropolitan Transportation Commission (MTC), and the other participating cities: the City of Berkeley, the City of Emeryville, the City of Oakland, and the City of San Jose, for the expansion and operation of the Bay Area Bike Share system, for a term of ten years.

Supervisors Breed, Farrell, Avalos, Campos, and Yee requested to be added as co-sponsors.

Resolution No. 503-15

ADOPTED by the following vote:

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

151146 [Accept and Expend Grant - Federal Emergency Management Agency - Staffing for Adequate Fire and Emergency Response - \$8,221,860]

Sponsors: Mayor; Farrell

Resolution authorizing the San Francisco Fire Department to accept and expend Staffing for Adequate Fire and Emergency Response (SAFER) Grant in the amount of \$8,221,860 from the Federal Emergency Management Agency to hire thirty-six new firefighters for the period of January 23, 2016, through January 22, 2018.

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

Resolution No. 504-15

ADOPTED by the following vote:

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

151182 [Sale of City Property - 30 Van Ness Holdings, LLC - 30 Van Ness Avenue - \$80,000,000]**Sponsor: Mayor**

Resolution ratifying the purchase and sale agreement by and between the City and 30 Van Ness Holdings, LLC, for the sale of City-owned property located at 30 Van Ness Avenue for \$80,000,000.

(Fiscal Impact)

(Supervisor Mar dissented in Committee)

Privilege of the floor was granted unanimously to John Updike, Director (Real Estate Division), and Jon Givner (Office of the City Attorney) who responded to questions raised throughout the discussion.

NOT ADOPTED by the following vote:

Ayes: 4 - Cohen, Farrell, Tang, Wiener

Noes: 7 - Avalos, Breed, Campos, Kim, Mar, Yee, Peskin

151186 [Accept and Expend Grant - Gilead Sciences, Inc. - Curing HCV in Incarcerated Patients - \$517,119.17]**Sponsor: Mayor**

Resolution retroactively authorizing the San Francisco Department of Public Health to accept and expend a grant in the amount of \$517,119.17 from Gilead Sciences, Inc., to participate in a program entitled Curing HCV in Incarcerated Patients for the period of October 1, 2015, through March 31, 2017, waiving indirect costs.

Resolution No. 505-15**ADOPTED by the following vote:**

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

Recommendations of the Land Use and Transportation Committee**151126 [Planning Code, Zoning Map - Establishing the Japantown Neighborhood Commercial District]****Sponsors: Breed; Mar, Peskin, Campos and Farrell**

Ordinance amending the Planning Code to establish the Japantown Neighborhood Commercial District (NCD) for the area between Geary Boulevard and Post Street from Fillmore Street to Laguna Street, the north side of Post Street from Webster Street to Laguna Street, and Buchanan Street from Post Street to mid-way between Sutter Street and Bush Street; revising various Planning Code sections to make conforming and other technical changes; revising the Zoning Map to add the Japantown NCD; 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, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

Supervisors Mar, Peskin, and Campos requested to be added as co-sponsors.

PASSED, ON FIRST READING by the following vote:

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

151150 [Amended and Restated Ground Lease - Improved Real Property located at 477 O'Farrell Street - O'Farrell Towers Associates, L.P.]

Sponsor: Kim

Resolution authorizing the execution and performance of an Amended and Restated Ground Lease, with a term of 99 years, between the City and County of San Francisco and O'Farrell Towers Associates, L.P., a California limited partnership, of real property located at 477 O'Farrell Street, for the rehabilitation of 101 units of affordable housing for low and very low income seniors.

Resolution No. 464-15

ADOPTED by the following vote:

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

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

Supervisor Cohen, seconded by Supervisor Kim, 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, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee, Peskin

Supervisor Cohen introduced, welcomed, and presented a Certificate of Honor to Delene Wolf, Executive Director, of the San Francisco Rent Board in recognition of her retirement from the City and County of San Francisco and her many accomplishments during her 33 years of civil service. Supervisor Kim shared in the commendation.

Supervisor Kim introduced, welcomed, and presented a Certificate of Honor to Esau Marquez, the "bike messenger hero," in recognition of his heroic actions while saving a baby born in a San Francisco bus shelter.

Supervisor Campos introduced, welcomed, and presented a Certificate of Honor to the women from Mujeres Unidas y Activas and the San Francisco Women's Collective in recognition of their 100 mile walk and many accomplishments for immigrant rights.

Supervisor Tang requested Supervisor Mar, on her behalf, introduce, welcome, and present a Certificate of Honor, to Anne Hinton in recognition of her retirement from the City and County of San Francisco and her many accomplishments during her ten years of civil service as Executive Director of the Department of Aging and Adult Services. Supervisors Cohen and Avalos shared in this commendation.

Supervisor Avalos introduced, welcomed, and presented a Proclamation declaring December 8, 2015, Beth Byrne Day in recognition of her many accomplishments as the Program Director for Sunday Streets and continued advocacy and community support. Supervisors Campos and Mar shared in this commendation.

SPECIAL ORDER 3:00 P.M.

Board of Supervisors sat as the Governing Body of the Successor Agency to the former Redevelopment Agency

Supervisor Peskin Excused from Voting

Supervisor Peskin requested to be excused from voting on items related to the Golden State Warriors Event Center at Mission Bay South, due to not being able to access the materials from the country of Nepal.

Supervisor Campos, seconded by Supervisor Yee, moved to excuse Supervisor Peskin from voting on File Nos. 150990, 150991, 150992, and 150993. The motion carried by the following vote:

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

Excused: 1 - Peskin

150990 [Public Hearing - Appeal of the Final Subsequent Environmental Impact Report Certification - Proposed Golden State Warriors Event Center at Mission Bay South]

Hearing of persons interested in or objecting to the certification of the Final Subsequent Environmental Impact Report for the proposed Golden State Warriors Event Center and Mixed-Use Development Project at Mission Bay South Blocks 29-32, an Environmental Leadership Development Project, as defined by California Public Resources Code, Section 21183, that consists of a multi-purpose mixed-use event center including office, retail, open space, and parking on an approximately 11-acre site within the Mission Bay South Redevelopment Plan Area, adopted by the Commission on Community Investment and Infrastructure (CCII) on November 3, 2015, through CCII Resolution No. 69-2015. (District 6) (Appellant: Thomas N. Lippe, APC, on behalf of the Mission Bay Alliance) (Filed November 13, 2015). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Thomas Lippe, on behalf of Mission Bay Alliance (Appellant), provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Jiang Hong Shao, Chun Poon, Peony Yu, and Xiao Hui Liu (Mission Bay Alliance); John Templeton; Lisa Hartmayer; Female Speaker; Bob Feinbaum; Walter Paulson; Tom Gilbert; Emily Wilson; Susan; Cedrick Bainton; Gloria Judd; Rodney Talmadge; Susan Brandt Hawley (Mission Bay Alliance); Martin Reed; Holt Schwartz; Robert Steinberg; Terry Bagby; Jennifer Wade; Osha Meserve; Gerald Cauthen; Female Speaker; Female Speaker; Male Speaker; Leo Schwartz; Armani Jones; Charlie Walker; Kathleen O'Keefe; Allynn McInerney; Iggy Vans; John Haveman (Marin Economic Consulting); Eric Brendalberg; Patrick Soluri (Mission Bay Alliance); Delphine Perret; Male Speaker; Angelique Tompkins; Chris Walker, spoke in support of the appeal. Tiffany Bohee, Executive Director (Office of Community Investment and Infrastructure), and Chris Kern (Planning Department) provided an overview of the decision by the Commission on Community Investment and Infrastructure and responded to questions raised throughout the discussion. Peter Albert (Municipal Transportation Agency), Adam Van de Water (Office of Economic and Workforce Development), and Bill Wyco provided additional information and responded to questions raised throughout the discussion. Rick Welts, Mary Murphy, and Whitman Manley (Project Sponsor) provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Commission on Community Investment and Infrastructure. Henry Wimmer (Warriors Ground SF); Male Speaker; Paulette Brown; Greg Pennnington; Male Speaker; Mike McKinley; Female Speaker (UCSF); Miche Weinberg; Ann-Marie Olsson; Teresa Emma; George Ambus; Antoinette Mowgley; Tim Slaughter; Eric Smith (SF Bay Railroad); David Lombardi; Steve Karma; Esther Stearns; Michael Theriault (SF Building Trades); Patricia Britt; Joel Koppel (IBEW Local 6); Male Speaker; Male Speaker; Brian Wedeinmeir (SF Bicycle Coalition); Jesse Woodward (Hi-Tops Bar); Cathy Searby; Male Speaker; Male Speaker; Dennis MacKenzie (Round The Diamond Consulting and Education); Tony Kelly (Potrero Boosters Neighborhood Association); Olivia Smith; Brett; Neil Ushman; DJ Brookter (Young Community Developers); John Cale; Female Speaker; Nick Wallorie; Christopher Hats; Chris Keller; Female Speaker; Eric Steal; Jaime Gonzalez (Mission Constructors, Inc.); Female Speaker; Jackie Flynn; Lilly Yo; Male Speaker; Joanne Desmond (Theatrical Stage Employees); John Galbrea; Thomas McDonagh, spoke in support of the project and in opposition to the appeal. Thomas Lippe and Patrick Soluri, on behalf of Mission Bay Alliance (Appellant), provided a rebuttal and further requested the Board to approve the appeal. Elain Warren (Office of the City Attorney) provided additional information and responded to questions raised throughout the discussion. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

**Governing Body of the Successor Agency to the former Redevelopment Agency
Adjourned and Reported**

150991 [Affirming Final Subsequent Environmental Impact Report Certification - Proposed Golden State Warriors Event Center at Mission Bay South]

Motion of the Board of Supervisors acting in its capacity as the governing body to the Successor Agency to the former Redevelopment Agency of the City and County of San Francisco affirming the Commission on Community Investment and Infrastructure's certification of the Final Subsequent Environmental Impact Report prepared for the proposed Golden State Warriors Event Center Project at Mission Bay South Blocks 29-32. (Clerk of the Board)

Motion No. M15-178

Supervisor Kim, seconded by Supervisor Yee, moved that this Motion be APPROVED. The motion carried by the following vote:

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

Excused: 1 - Peskin

150992 [Reversing Final Subsequent Environmental Impact Report Certification - Proposed Golden State Warriors Event Center Project at Mission Bay South]

Motion of the Board of Supervisors acting in its capacity as the governing body to the Successor Agency to the former Redevelopment Agency of the City and County of San Francisco reversing the Commission on Community Investment and Infrastructure's certification of the Final Subsequent Environmental Impact Report prepared for the proposed Golden State Warriors Event Center Project at Mission Bay South Blocks 29-32. (Clerk of the Board)

Supervisor Kim, seconded by Supervisor Yee, moved that this Motion be TABLED. The motion carried by the following vote:

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

Excused: 1 - Peskin

150993 [Preparation of Findings to Reverse Final Subsequent Environmental Impact Report Certification - Proposed Golden State Warriors Event Center Project at Mission Bay South]

Motion of the Board of Supervisors acting in its capacity as the governing body to the Successor Agency to the former Redevelopment Agency of the City and County of San Francisco directing the Clerk of the Board to prepare findings reversing the Commission on Community Investment and Infrastructure's certification of the Final Subsequent Environmental Impact Report prepared for the proposed Golden State Warriors Event Center Project at Mission Bay South Blocks 29-32. (Clerk of the Board)

Supervisor Kim, seconded by Supervisor Yee, moved that this Motion be TABLED. The motion carried by the following vote:

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

Excused: 1 - Peskin

Reconvened as the Board of Supervisors

President Breed recessed the meeting at 7:29 p.m. and reconvened at 7:48 p.m.

Upon reconvening, Supervisors Kim and Peskin were noted not present.

SPECIAL ORDER 3:00 P.M.

Supervisor Peskin Excused from Voting

Supervisor Peskin requested to be excused from voting on all remaining matters relating to the Golden State Warriors Event Center at Mission Bay South, pursuant to the explanation provided during his excusal earlier in the meeting.

Supervisor Farrell, seconded by Supervisor Mar, moved to excuse Supervisor Peskin from voting on File Nos. 151204, 151205, 151206, 151207, 150994, 150995, 150996, and 150997. The motion carried by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Cohen, Farrell, Mar, Tang, Wiener, Yee

Excused: 1 - Peskin

Absent: 1 - Kim

Supervisor Kim was noted present at 7:53 p.m.

151204 [Public Hearing - Appeal of Tentative Map - Proposed Golden State Warriors Event Center at Mission Bay South]

Hearing of persons interested in or objecting to the decision of Public Works dated November 12, 2015, approving Tentative Final Map No. 8593 for an 8-lot, 100-unit commercial condominium subdivision for the proposed Golden State Warriors Event Center and Mixed-Use Development Project at Mission Bay South Blocks 29-32, Assessor's Block No. 8722, Lot Nos. 1 and 8. (District 6) (Appellant: Thomas N. Lippe, APC, on behalf of the Mission Bay Alliance) (Filed November 19, 2015). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Susan Brandt Hawley, on behalf of Mission Bay Alliance (Appellant), provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Rodney Talmadge; spoke in support of the appeal. Paul Mabry (Public Works), Tiffany Bohee, Executive Director, and Jim Morales (Office of Community Investment and Infrastructure) provided an overview of the decision of Public Works and responded to questions raised throughout the discussion. David Kelly (Project Sponsor) provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of Public Works. Susan Brandt Hawley, on behalf of Mission Bay Alliance (Appellant), provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

151205 [Approving Decision of Public Works and Approving the Tentative Final Map - Proposed Golden State Warriors Event Center at Mission Bay South]

Motion approving the decision of Public Works and approving Tentative Final Map No. 8593, an 8-lot, 100-unit commercial condominium subdivision for the proposed Golden State Warriors Event Center and Mixed-Use Development Project at Mission Bay South Blocks 29-32, Assessor's Block No. 8722, Lot Nos. 1 and 8; and making California Environmental Quality Act findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Motion No. M15-179

Supervisor Kim, seconded by Supervisor Cohen, moved that this Motion be APPROVED. The motion carried by the following vote:

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

Excused: 1 - Peskin

151206 [Disapproving Decision of Public Works and Disapproving the Tentative Final Map - Proposed Golden State Warriors Event Center at Mission Bay South]

Motion disapproving the decision of Public Works and disapproving Tentative Final Map No. 8593, an 8-lot, 100-unit commercial condominium subdivision for the proposed Golden State Warriors Event Center and Mixed-Use Development Project at Mission Bay South Blocks 29-32, Assessor's Block No. 8722, Lot Nos. 1 and 8. (Clerk of the Board)

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

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

Excused: 1 - Peskin

151207 [Preparation of Findings Related to the Tentative Final Map - Proposed Golden State Warriors Event Center at Mission Bay South]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Final Map No. 8593, an 8-lot, 100-unit commercial condominium subdivision for the proposed Golden State Warriors Event Center and Mixed-Use Development Project at Mission Bay South Blocks 29-32, Assessor's Block No. 8722, Lot Nos. 1 and 8. (Clerk of the Board)

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

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

Excused: 1 - Peskin

Recommendations of the Budget and Finance Committee

File Nos. 150994, 150995, 150996, and 150997 were called together.

150994 [Golden State Warriors Events Center at Mission Bay - California Environmental Quality Act Findings]

Sponsor: Mayor

Resolution adopting findings under the California Environmental Quality Act (CEQA) and the CEQA Guidelines, including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations, in connection with the development of the Golden State Warriors Event Center and Mixed-Use Development at Mission Bay South Blocks 29-32 and the Mission Bay South Redevelopment Plan.

Privilege of the floor was granted unanimously to Jon Givner (Office of the City Attorney) who responded to questions raised throughout the discussion.

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

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

Excused: 1 - Peskin

150995 [Administrative Code - Establishing Mission Bay Transportation Improvement Fund, and Advisory Committee]

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

Ordinance amending the Administrative Code to establish a fund to pay for City services and capital improvements addressing transportation and other needs of the community in connection with events at the Golden State Warriors Event Center and Mixed Use Project; create an advisory committee to make recommendations about the use of monies from the fund; and adopting findings under the California Environmental Quality Act.
(Fiscal Impact)

Privilege of the floor was granted unanimously to Jon Givner (Office of the City Attorney) who responded to questions raised throughout the discussion.

Supervisor Kim, seconded by Supervisor Campos, moved that this Ordinance be AMENDED to revise 'Section 1. Environmental Findings' to reference and incorporate the accepted findings in File No. 151205 and its supporting documents; and require the District 6 Supervisor's appointment to Seat 5 on the Mission Bay Transportation Improvement Fund Advisory Committee live within a half mile of the Event Center. The motion carried by the following vote:

Ayes: 9 - Breed, Campos, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Noes: 1 - Avalos

Excused: 1 - Peskin

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 9 - Breed, Campos, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Noes: 1 - Avalos

Excused: 1 - Peskin

150996 [Golden State Warriors Event Center at Mission Bay - Delegation of Public Improvement Approvals and Other Actions]**Sponsors: Mayor; Farrell**

Ordinance delegating to the Director of Public Works the authority to accept required public improvements related to the development of the Golden State Warriors Event Center and Mixed-Use Development pursuant to the Mission Bay South Redevelopment Plan; authorizing the Director of the Real Estate Division to accept any future easements, licenses, or grant deeds related to the development project, including a public sidewalk easement and grant deeds for property underlying public improvements; and adopting findings pursuant to the California Environmental Quality Act.

Privilege of the floor was granted unanimously to Jon Givner (Office of the City Attorney) who responded to questions raised throughout the discussion.

Supervisor Kim, seconded by Supervisor Campos, moved that this Ordinance be AMENDED to revise 'Section 1. Environmental Findings' to reference and incorporate the accepted findings in File No. 151205. The motion carried by the following vote:

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

PASSED ON FIRST READING AS AMENDED by the following vote:

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

150997 [Golden State Warriors Event Center at Mission Bay - Street and Easement Vacations]**Sponsor: Mayor**

Ordinance ordering the summary vacation of four easements for water line, sanitary sewer, and/or storm water purposes and two offers of dedication within portions of Assessor's Block No. 8722, Lot Nos. 1 and 8 within the Mission Bay South Redevelopment Plan Area for the Golden State Warriors Event Center and Mixed-Use Development at Mission Bay South Blocks 29-32; authorizing a termination and quitclaim of the easements and other City and County of San Francisco rights and interest in the vacated areas; authorizing the General Manager of the Public Utilities Commission and the Director of Property to execute the quitclaim deeds for the vacated easements and vacation area; providing license agreement(s), including if appropriate, a retroactive extension of the previously executed agreement, for the public's use of the temporary Terry A. Francois Boulevard Connector Road; adopting findings pursuant to the California Environmental Quality Act; and making findings of consistency with the Mission Bay South Redevelopment Plan, the General Plan, and the eight priority policies of Planning Code, Section 101.1, for the actions contemplated in this Ordinance.

Privilege of the floor was granted unanimously to Jon Givner (Office of the City Attorney) who responded to questions raised throughout the discussion.

Supervisor Kim, seconded by Supervisor Campos, moved that this Ordinance be AMENDED to revise 'Section 1. Environmental Findings' to reference and incorporate the accepted findings in File No. 151205; add a finding acknowledging the San Francisco Public Utilities Commission (SFPUC) determination that the public utility easements were surplus and unnecessary for public utility purposes; and delete the provision conditioning the street vacations on that SFPUC determination. The motion carried by the following vote:

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

PASSED ON FIRST READING AS AMENDED by the following vote:

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

COMMITTEE REPORTS

Recommendations from the Government Audit and Oversight Committee

File Nos. 150985 and 151163 were called together.

150985 [Settlement of Lawsuit - John Russo Industrial Sheetmetal, Inc., dba JRI, Inc. - \$2,100,000]

Ordinance authorizing settlement of the lawsuit filed by John Russo Industrial Sheetmetal, Inc., a California corporation, dba JRI, Inc. ("JRI") against the City and County of San Francisco for \$2,100,000 and other material terms; the lawsuit was filed on June 17, 2010, in Alameda County Superior Court Case No. HG10520625, entitled JRI, Inc. v. City and County of San Francisco, et al., related to the contract for the manufacture and delivery of two Aircraft Rescue Fire Fighting vehicles for use at San Francisco International Airport ("Airport"); other material terms of said settlement include that the City will convert the prior termination of JRI's contract for default to a termination for convenience; for five years, JRI will not bid on any Airport contracts, including as a subcontractor, or challenge any Airport procurements; and the parties mutually release all claims relating to the contract or the lawsuit. (City Attorney)

PASSED, ON FIRST READING by the following vote:

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

151163 [Settlement of Lawsuit - New Cingular Wireless, LLC, Donald Sipple, John Simon, Kark Simonsen, and Christopher Jacobs - \$3,038,832]

Ordinance authorizing settlement of the lawsuit filed by New Cingular Wireless, LLC, Donald Sipple, John Simon, Karl Simonsen, and Christopher Jacobs against the City and County of San Francisco for \$3,038,832; the lawsuit was filed on May 27, 2011, in Los Angeles Superior Court, Case No. BC462270; entitled Donald Sipple, et al. v. City Of Alameda, et al.; other material terms of said settlement are dismissal of the cross-complaint filed by the City and County of San Francisco against New Cingular Wireless, LLC, and AT&T Mobility, LLC. (City Attorney)

PASSED, ON FIRST READING by the following vote:

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

File Nos. 151065, 151066, and 151067 were called together.

**151065 [Mills Act Historical Property Contract - 722 Steiner Street]
Sponsor: Breed**

Resolution approving a Mills Act historical property contract between The Trust of Côme Lague and Charlene Li, the owners of 722 Steiner Street, and the City and County of San Francisco, under Administrative Code, Chapter 71; and authorizing the Planning Director and the Assessor to execute the historical property contract.

Resolution No. 500-15

ADOPTED by the following vote:

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

151066 [Mills Act Historical Property Contract - 807 Montgomery Street]**Sponsor: Peskin**

Resolution approving a Mills Act historical property contract between 807 Montgomery, LLC, the owners of 807 Montgomery Street, and the City and County of San Francisco, under Administrative Code, Chapter 71; and authorizing the Planning Director and the Assessor to execute the historical property contract.

Supervisor Peskin, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of December 15, 2015. The motion carried by the following vote:

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

151067 [Mills Act Historical Property Contract - 761 Post Street]**Sponsor: Peskin**

Resolution approving a Mills Act historical property contract between RLJC San Francisco LP, the owners of 761 Post Street, and the City and County of San Francisco, under Administrative Code, Chapter 71; and authorizing the Planning Director and the Assessor to execute the historical property contract.

Resolution No. 501-15

ADOPTED by the following vote:

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

151108 [Agreement - Owners' Association for Administration/Management of Yerba Buena Community Benefit District]**Sponsor: Kim**

Resolution approving an agreement with the nonprofit Owners' Association for administration/management of the established property-based Community Benefit District known as the "Yerba Buena Community Benefit District," pursuant to California Streets and Highways Code, Section 36651, for a period commencing upon Board approval, through June 30, 2030.

Resolution No. 502-15

ADOPTED by the following vote:

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

151189 [Agreement - Owners' Association for Administration/Management of Dogpatch & Northwest Potrero Hill Green Benefit District]**Sponsor: Cohen**

Resolution approving an agreement with the nonprofit Owners' Association for administration/management of the established property-based Green Benefit District known as the "Dogpatch & Northwest Potrero Hill Green Benefit District," pursuant to California Streets and Highway Code, Section 36651, for a period commencing upon Board approval, through June 30, 2025.

Resolution No. 476-15

ADOPTED by the following vote:

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

151192 [Agreement - Owners' Association for Administration/Management of Greater Rincon Hill Community Benefit District]**Sponsor: Kim**

Resolution approving an agreement with the nonprofit Owners' Association for administration/management of the established property-based Community Benefit District known as the "Greater Rincon Hill Community Benefit District," pursuant to California Streets and Highways Code, Section 36651, for a period commencing upon Board approval, through June 30, 2030.

Resolution No. 506-15**ADOPTED by the following vote:**

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

Recommendation from the Land Use and Transportation Committee**151233 [Temporary Sidewalk Closure - Minna Street from 2nd Street to New Montgomery Street]****Sponsor: Kim**

Resolution temporarily closing the public sidewalk on Minna Street from 2nd Street to New Montgomery Street on Monday, January 11, 2016, from 5 p.m. to 10 p.m.

Resolution No. 463-15**ADOPTED by the following vote:**

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

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Peter Warfield; shared concerns regarding a determination by the Sunshine Ordinance Task Force against the San Francisco Public Library.

Richard Kadel; shared concerns regarding water consumption at his residence conflicting with requirements to maintain his landscaping.

Rodney Talmadge; welcomed Supervisor Peskin and shared his concerns regarding future projects.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

151240 [Budget and Legislative Analyst Audit of Homeless Services]

Sponsors: Breed; Farrell

Motion directing the Budget and Legislative Analyst to conduct a performance audit of homeless services in San Francisco, including: 1) an inventory of all homeless services with provider level specificity; 2) a review of homeless population data and needs assessments; 3) an evaluation of the contracting procedures for homeless services, including how contracted services meet assessed needs and are monitored for quality performance, with a particular focus on services targeting the homeless population with behavioral health needs; 4) an assessment of the existing service mix and funds to support the homeless; and 5) a best practices survey to identify opportunities to implement other successful strategies related to homeless services.

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

Motion No. M15-180

APPROVED by the following vote:

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

Severed from the For Adoption Without Committee Reference Agenda

At the request of Supervisor Tang, and on her behalf, Supervisor Cohen requested that File No. 151238 be severed so that it may be considered separately.

151238 [Approval of a 90-Day Extension for Planning Commission Review of an Ordinance Creating the Affordable Housing Bonus Programs (File No. 150969)]

Sponsors: Mayor; Tang

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 150969) amending the Planning Code to create the Affordable Housing Bonus Programs, consisting of the Local Affordable Housing Bonus Program, the 100 Percent Affordable Housing Bonus Program, the Analyzed State Density Bonus Program, and the Individually Requested State Density Bonus Program, to provide for development bonuses and zoning modifications for affordable housing, in compliance with, and above those required by the State Density Bonus Law, Government Code, Section 65915, et seq.; to establish the procedures in which the Local Affordable Housing Bonus Program and the 100 Percent Affordable Housing Bonus Program shall be reviewed and approved; amending the Planning Code to exempt projects from the height limits specified in the Planning Code and the Zoning Maps; 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 Cohen, seconded by Supervisor Avalos, moved that this Resolution be AMENDED on Page 2, Line 7, by changing 'September 29, 2015' to 'October 6, 2015', and Line 25, by changing 'February 22, 2015' to 'April 3, 2016'. The motion carried by the following vote:

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

Resolution No. 507-15

ADOPTED AS AMENDED by the following vote:

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

At the request of Supervisor Tang, and on her behalf, Supervisor Cohen requested that File No. 151239 be severed so that it may be considered separately.

151239 [Human Services Agency's Imminent Danger Policy Regarding Victims of Domestic Violence]

Sponsors: Tang; Breed, Christensen, Kim, Cohen and Farrell

Resolution urging the adoption of the Shelter Monitoring Committee's recommendations for amending the Human Services Agency's Imminent Danger policy as it pertains to victims of domestic violence.

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

Supervisor Cohen, seconded by Supervisor Tang, moved that this Resolution be AMENDED on Page 1, Line 1, by striking 'Human Services Agency's', Lines 1-2, by adding 'in City-Funded Family Shelters', Line 3, by adding 'the Human Services Agency to adopt', and striking 'the adoption', Line 4, by striking 'Human Services Agency's', Line 5, by adding 'in City-funded family shelters', Line 8, by striking 'Human Services Agency's (HSA)', Line 17, by striking 'thirty', and Line 18, by adding 'fifteen'; and Page 2, Line 14, by striking 'HSA's' and adding 'the', Lines 16-17, by striking 'adoption of' and adding 'Human Services Agency (HSA) to adopt', Lines 17-18, by striking 'to the Human Services Agency's' and adding 'for amending the', and Lines 18-19, by adding 'in City-funded family shelters'. The motion carried by the following vote:

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

Resolution No. 508-15

ADOPTED AS AMENDED by the following vote:

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

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

151258 [Planning Code - Affordable Housing in Divisadero and Fillmore Neighborhood Commercial Transit Districts]

Sponsor: Breed

Ordinance amending the Planning Code to require payment of a higher affordable housing fee or provide additional affordable housing for certain sites that obtained higher residential development potential as a result of the rezoning of the Divisadero Street Neighborhood Commercial Transit District and the Fillmore Street Neighborhood Commercial Transit District; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, Planning Code, Section 302, and the eight priority policies of Planning Code, Section 101.1.

12/08/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

151259 [Administrative Code - City-Owned Fiber-Optic Facilities]

Sponsors: Farrell; Mar

Ordinance amending the Administrative Code to require the Public Utilities Commission to gather information from City departments concerning City-owned fiber-optic facilities; and to require the Public Utilities Commission to consider and approve any future expansion of City-owned fiber-optic facilities.

(Fiscal Impact; No Budget and Legislative Analyst Report.)

12/08/15; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 1/7/2016.

Resolutions

151260 [Multifamily Housing Revenue Bonds - Alice Griffith Phase 3A Apartments Project - Not to Exceed \$31,500,000]

Sponsor: Cohen

Resolution authorizing the issuance, sale and delivery of multifamily housing revenue bonds in an aggregate principal amount not to exceed \$31,500,000 for the purpose of providing financing for the acquisition and construction of a 82-unit multifamily rental housing project known as Alice Griffith Phase 3A Apartments Project; approving the form of and authorizing the execution of a trust indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; authorizing the collection of certain fees; approving modifications, changes and additions to the documents; ratifying and approving any action heretofore taken in connection with the bonds and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution, as defined herein; and related matters.

12/08/15; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

151261 [Approval of a 45-Day Extension for Planning Commission Review of Inclusionary Affordable Housing Program (File No. 150911)]

Sponsors: Mayor; Farrell and Tang

Resolution extending by 45 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 150911) amending the Planning Code to provide revised geographic, timing, pricing and other requirements for the off-site alternative to the Inclusionary Housing Fee; create a new option for off-site projects that qualify as Nonprofit Provider Partner Projects; create a new alternative for project sponsors of smaller market-rate projects to direct the Affordable Housing Fee to small sites projects; create an option for project sponsors of on- and off-site housing to provide higher amounts of affordable housing at higher levels of affordability termed "dialing up;" revise certain definitions and operating procedures related to the Inclusionary Housing Program and make conforming changes; 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 the Planning Code, Section 101.1.

12/08/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motion

151262 [Closed Session - Existing Litigation - Pacific Gas and Electric Company]

Sponsor: Breed

Motion that the Board of Supervisors convene in closed session on January 12, 2016, pursuant to California Government Code, Section 54956.9(a), and San Francisco Administrative Code, Section 67.10(d)(1), for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following existing litigation in which the City is a plaintiff, defendant, and petitioner and Pacific Gas and Electric Company is an adverse party: Federal Energy Regulatory Commission Case No. EL15-3-000, filed October 10, 2014; Federal Energy Regulatory Commission Case No. ER15-702-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-703-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-704-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-705-000, filed December 23, 2014; and Federal Energy Regulatory Commission Case No. ER15-735-000, filed December 23, 2014.

12/08/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

151263 [Hearing - Alternatives to Use of Force in Policing]

Sponsors: Cohen; Yee, Avalos, Breed and Campos

Hearing on alternatives to the use of force in policing, and re-evaluating San Francisco Police Department General Orders 2.07, 5.01, and 5.02; and requesting the Police Department to report.

12/08/15; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

151264 [Hearing - Potential Expansion of the Navigation Center Model]

Sponsor: Farrell

Hearing on potential expansion of the Navigation Center model; and requesting the Mayor's Office of Housing Opportunity, Partnerships and Engagement, the Human Services Agency, and non-profit providers to report.

12/08/15; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

151265 [Hearing - Property Crime Trends and Prevention Strategies]

Sponsor: Wiener

Hearing on property crime trends, including statistics, enforcement, and prevention strategies; and requesting the Police Department, the District Attorney, Adult Probation, Juvenile Probation, the Superior Court, and community-based organizations to report.

12/08/15; 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**151221 [Lease Agreement- United States Government - Federal Bureau of Investigation - \$1,628,297.64]**

Resolution retroactively approving Lease No. GS-09P-LCA03395 with the U.S. Government for office space to be occupied by the U.S. Federal Bureau of Investigation at the International Terminal of San Francisco International Airport with rent totaling \$1,628,297.64 for Exclusive Use Space for the lease term of January 4, 2016, through January 3, 2019. (Airport Commission)

11/23/15; RECEIVED FROM DEPARTMENT.

12/08/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151222 [Early Termination - Airport Concession Domestic Terminal Food and Beverage Program Lease - Sistina II, LP]

Resolution approving an early termination of the Domestic Terminal Food and Beverage Program Lease No. 03-0197, between Sistina II, LP, and the City and County of San Francisco, acting by and through its Airport Commission.

11/23/15; RECEIVED FROM DEPARTMENT.

12/08/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

151224 [Street Encroachment - Adjacent to the Peru Avenue Frontage of 711 Peru Avenue]

Resolution granting revocable permission to Stanford Chiang to occupy a portion of the Peru Avenue public right-of-way between Valmar Terrace and Felton Street to construct and maintain various improvements, including a new bridge driveway and associated foundation, adjacent to 711 Peru Avenue (Assessor's Block No. 5943, Lot No. 025); conditioning the permit; 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.

11/25/15; RECEIVED FROM DEPARTMENT.

12/08/15; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

In Memoriam

David Karp - Supervisor Breed

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 11:05 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 January 26, 2016.

Angela Calvillo, Clerk of the Board