

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

## MEETING MINUTES

**Tuesday, December 15, 2015 - 2:00 PM**

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

**Regular Meeting**

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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

<b>Budget and Finance Committee</b> Supervisors Farrell, Tang, Mar	Wednesday 10:00 AM
<b>City and School District Select Committee</b> Supervisors Kim, Yee, Campos, Fewer, Haney, Walton	4th Thursday 3:30 PM
<b>Government Audit and Oversight Committee</b> Supervisors Yee, Peskin, Breed	1st and 3rd Thursday 10:00 AM
<b>Land Use and Transportation Committee</b> Supervisors Cohen, Wiener, Kim	Monday 1:30 PM
<b>Public Safety and Neighborhood Services Committee</b> Supervisors Mar, Campos, Peskin	1st and 3rd Thursday 2:00 PM
<b>Rules Committee</b> 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, Aaron Peskin, Katy Tang, Scott Wiener, and Norman Yee

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*The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, December 15, 2015, with President London Breed presiding.*

## **ROLL CALL AND PLEDGE OF ALLEGIANCE**

*President London Breed called the meeting to order at 2:03 p.m. On the call of the roll, Supervisor Kim was not 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 November 3, 2015. There were no corrections.*

**Supervisor Mar, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of November 3, 2015. The motion carried by the following vote, following general public comment:**

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

## **AGENDA CHANGES**

*There were no agenda changes.*

*Supervisor Kim was noted present at 2:05 p.m.*

## CONSENT AGENDA

### 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)

**Ordinance No. 224-15**

**FINALLY PASSED**

**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.

**Ordinance No. 225-15**

**FINALLY PASSED**

**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)

**Ordinance No. 226-15**

**FINALLY PASSED**

## **Recommendations of the Government Audit and Oversight Committee**

### **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)

**Ordinance No. 227-15**

**FINALLY PASSED**

### **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)

**Ordinance No. 228-15**

**FINALLY PASSED**

## **Recommendation 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.

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

**Ordinance No. 229-15**

**FINALLY PASSED**

## **Recommendation of the Public Safety and Neighborhood Services Committee**

### **150346 [Liquor License - 1504B Fillmore Street]**

Resolution determining that the issuance of a Type 42 on-sale beer and wine license to Tat Cheung Lo, dba Level 2 Karaoke, located at 1504 Fillmore Street (District 5), will serve the public convenience or necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

**Resolution No. 509-15**

**ADOPTED**

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

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

## **REGULAR AGENDA**

## **UNFINISHED BUSINESS**

### **Recommendations of the Budget and Finance Committee**

*Supervisor Peskin informed the Board of Supervisors that the City Attorney had advised that he can now vote on the matters related to the Warriors Event Center at Mission Bay South (File Nos. 150995, 150996, and 150997) since the Board has already heard and acted upon the judicial portion of the project during the December 8, 2015, Board of Supervisors meeting.*

### **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)

**Ordinance No. 230-15**

**FINALLY PASSED by the following vote:**

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

Noes: 1 - Avalos

File Nos. 150996 and 150997 were called together.

**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.

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

**Ordinance No. 231-15**

**FINALLY PASSED by the following vote:**

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

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

**Sponsors: Mayor; Farrell**

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.

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

**Ordinance No. 232-15**

**FINALLY PASSED by the following vote:**

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

## **Recommendation of the Government Audit and Oversight Committee**

### **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.

**Resolution No. 510-15**

**ADOPTED by the following vote:**

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

## **NEW BUSINESS**

## **Recommendations of the Budget and Finance Committee**

### **150624 [Administrative Code - Supportive Housing Tenants' Enrollment in Public Benefits]**

**Sponsors: Farrell; Mar**

Ordinance amending the Administrative Code to require providers of City-funded permanent supportive housing to make reasonable efforts to help enroll tenants in all public benefits for which they are eligible, and provide an annual report regarding tenant enrollment in public benefits.

*Supervisor Mar 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, Peskin, Tang, Wiener, Yee

### **151020 [Amending Ordinance No. 89-10 - Water Revenue Bond Issuance and Sale - Public Utilities Commission - Not to Exceed \$1,737,724,038]**

Ordinance amending Ordinance No. 89-10, to authorize the San Francisco Public Utilities Commission to enter into one or more State of California State Water Resources Control Board Installment Sale Agreements and Grants in an aggregate principal amount not to exceed the previously authorized amount of \$1,737,724,038 to finance, among other projects, the costs of the San Francisco Westside Recycled Water Project pursuant to the Charter, including Proposition E, an amendment to the Charter enacted by the voters on November 5, 2002; and ratifying previous actions taken in connection therewith. (Public Utilities Commission)  
(Fiscal Impact)

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

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

**151125 [Accept and Expend Grant - United States Department of Labor - American Apprenticeship Initiative - Amendment to the Annual Salary Ordinance - \$2,999,999]**  
**Sponsor: Mayor**

Ordinance retroactively authorizing the Office of Economic and Workforce Development to accept and expend a grant in the amount of \$2,999,999 from the United States Department of Labor for the American Apprenticeship Initiative Grant for the period of October 1, 2015, to September 30, 2020; and amending Ordinance No. 129-15 (Annual Salary Ordinance FYs 2015-2016 and 2016-2017) to provide for the creation of one (1) Class 9774 Senior Community Development Specialist I grant-funded position (0.58 FTE) 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, Peskin, Tang, Wiener, Yee

**150717 [Lease - San Francisco International Airport Replacement Air Traffic Control Tower - Operation and Occupancy by the United States Government - \$20]**

Resolution approving Lease No. DTFAWN-15-L-00093 with the U.S. Government for occupancy and operation of the replacement Air Traffic Control Tower at the San Francisco International Airport by the United States Government, acting by and through the Federal Aviation Administration, for the lease amount of \$1 per year totaling \$20 over the 20-year term to commence following Board approval. (Airport Commission)

**Resolution No. 511-15**

**ADOPTED by the following vote:**

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

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

**Sponsors: Wiener; Farrell**

Resolution retroactively 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.

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

**Resolution No. 512-15**

**ADOPTED by the following vote:**

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



**151024 [Contract Modification - T3 East, a Joint Venture - Construction Management Services - Airport Terminal 3 Improvement Projects - Not to Exceed \$12,115,000]**

Resolution retroactively approving the sixth modification to Airport Contract 9048.9, Construction Management Services for the Airport Terminal 3 Improvement Projects between T3 East, a Joint Venture, and the City and County of San Francisco, acting by and through its Airport Commission, for a new total not-to-exceed amount of \$11,794,000 with a new end date of November 11, 2016, pursuant to Charter, Section 9.118(b); and authorizing the Airport Director to negotiate and execute, with Airport Commission approval, further modifications for a total amount not-to-exceed \$12,115,000 and a term end date no later than February 1, 2017. (Airport Commission)  
(Fiscal Impact)

**Resolution No.** 513-15

**ADOPTED by the following vote:**

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

**151029 [Contract Amendment - A Better Way, Inc. - Behavioral Health Services - Not to Exceed \$14,115,308]**

Resolution approving amendment number two to the Department of Public Health contract for behavioral health services with A Better Way, Inc., 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 \$4,132,394 for a total amount not to exceed \$14,115,308. (Public Health Department)  
(Fiscal Impact)

**Resolution No.** 465-15

**ADOPTED by the following vote:**

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

**151037 [Contract Amendment - HealthRIGHT360 - Jail Psychiatric Services - Behavioral Health Services - Not to Exceed \$26,930,843]**

**Sponsor:** Mar

Resolution approving amendment number three 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 \$8,459,436 for a total amount not to exceed \$26,930,843.  
(Fiscal Impact)

*Supervisor Mar requested to be added as the sponsor.*

**Resolution No.** 473-15

**ADOPTED by the following vote:**

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

**151041 [Contract Amendment - Larkin Street Youth Services - Behavioral Health Services - Not to Exceed \$11,802,629]****Sponsor: Mar**

Resolution approving amendment number one to the Department of Public Health contract for behavioral health services with Larkin Street Youth 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 \$1,871,834 for a total amount not to exceed \$11,802,629.  
(Fiscal Impact)

*Supervisor Mar requested to be added as the sponsor.*

**Resolution No. 514-15****ADOPTED by the following vote:**

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

**151042 [Contract Amendment - Oakes Children's Center - Behavioral Health Services - Not to Exceed \$13,646,536]**

Resolution approving amendment number three to the Department of Public Health contract for behavioral health services with Oakes Children's 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 \$4,370,003 for a total amount not to exceed \$13,646,536. (Public Health Department)  
(Fiscal Impact)

**Resolution No. 515-15****ADOPTED by the following vote:**

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

**151045 [Contract Amendment - Regents of the University of California San Francisco - Infant Parent Program - Behavioral Health Services - Not to Exceed \$12,316,517]****Sponsor: Mar**

Resolution approving amendment number one to the Department of Public Health contract for behavioral health services with The Regents of the University of California San Francisco, for the infant parent 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 \$3,010,777 for a total amount not to exceed \$12,316,517.  
(Fiscal Impact)

*Supervisor Mar requested to be added as the sponsor.*

**Resolution No. 516-15****ADOPTED by the following vote:**

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

**151099 [Finding of Fiscal Feasibility - Airport Shoreline Protection Project at San Francisco International Airport]**

Resolution finding the proposed Airport Shoreline Protection Project at San Francisco International Airport fiscally feasible and responsible pursuant to San Francisco Administrative Code, Chapter 29. (Airport Commission)  
(Fiscal Impact)

**Resolution No. 517-15**

**ADOPTED by the following vote:**

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

**151168 [Agreement Amendment - APX, Inc. - Power Scheduling Coordination and Related Support Services - Not to Exceed \$105,000,000]**

Resolution retroactively authorizing the General Manager of the San Francisco Public Utilities Commission to execute the first amendment to Agreement No. CS-344, Power Scheduling Coordination and Related Support Services, with APX, Inc., increasing the not to exceed amount by \$100,000,000, for a total not-to-exceed amount of \$105,000,000, and with no change to the five-year agreement duration, to allow for the payment of the California Independent System Operator (CAISO) power transmission charges. (Public Utilities Commission)  
(Fiscal Impact)

**Resolution No. 518-15**

**ADOPTED by the following vote:**

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

**151169 [Water Enterprise Agreement - Planning and Design Services, Mountain Tunnel Improvements - Not to Exceed \$21,000,000]**

Resolution approving and authorizing the General Manager of the San Francisco Public Utilities Commission to negotiate and execute Hetch Hetchy Water and Power funded Agreement No. CS-249, Planning and Design Services, Mountain Tunnel Improvements, for an amount not to exceed \$21,000,000 and with a duration of ten years, with options to extend the agreement for up to an additional three years, for a total of duration not-to-exceed 13 years, pursuant to Charter, Section 9.118. (Public Utilities Commission)  
(Fiscal Impact)

**Resolution No. 519-15**

**ADOPTED by the following vote:**

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

**151181 [Apply for, Accept and Expend Grant - Metropolitan Transportation Commission - State Transportation Improvement Program - \$1,910,000]**

**Sponsors: Mayor; Farrell**

Resolution authorizing the filing of an application for funding assigned to the Metropolitan Transportation Commission (MTC); stating assurance to complete the projects; and authorizing Public Works to accept and expend \$1,910,000 in State Transportation Improvement Program grant funds awarded through MTC.

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

**Resolution No. 520-15**

**ADOPTED by the following vote:**

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

**151183 [Office of Community Investment and Infrastructure, Operating as Successor Agency to the San Francisco Redevelopment Agency - Budget and Bonds Amendment - Mission Bay South Project Area - Not to Exceed \$135,000,000 - FY2015-2016]**

**Sponsor: Mayor**

Resolution approving an amendment to the FY2015-2016 budget of the Office of Community Investment and Infrastructure, operating as the Successor Agency to the San Francisco Redevelopment Agency, by increasing the Successor Agency's bond proceeds by \$135,000,000, authorizing expenditures in an amount not to exceed \$135,000,000, and approving the issuance of bonds in an additional principal amount not to exceed \$135,000,000 to finance enforceable obligations in the Mission Bay South Project Area.

(Fiscal Impact)

**Resolution No. 521-15**

**ADOPTED by the following vote:**

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

**151188 [Apply for, Accept, and Expend Grant - Metropolitan Transportation Commission - Active Transportation Program - \$3,800,000]**

**Sponsors: Mayor; Farrell**

Resolution retroactively authorizing the filing of an application for funding assigned to the Metropolitan Transportation Commission (MTC); committing any necessary matching funds; stating assurance to complete the projects; and authorizing Public Works to accept and expend \$3,800,000 in Active Transportation Program grant funds awarded through MTC.

(Fiscal Impact)

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

**Resolution No. 522-15**

**ADOPTED by the following vote:**

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

**151191 [Accept and Expend Grant - California Office of Traffic Safety - Alcohol and Drug Impaired Driver Vertical Prosecution Program - \$290,704]**

**Sponsor: Farrell**

Resolution retroactively authorizing the Office of the District Attorney to accept and expend a grant in the amount of \$290,704 from the California Office of Traffic Safety for the Alcohol and Drug Impaired Driver Vertical Prosecution Program for the grant period October 1, 2015, through September 30, 2016.

**Resolution No. 523-15**

**ADOPTED by the following vote:**

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

**151196 [Accept and Expend Grant-In-Place - San Francisco Parks Alliance - Noe Valley Town Square - \$450,000]****Sponsors: Wiener; Farrell and Mar**

Resolution retroactively authorizing the Recreation and Park Department to accept and expend a Grant-in-Place, from the San Francisco Parks Alliance, of improvements to Noe Valley Town Square valued at \$450,000.

*Supervisors Farrell and Mar requested to be added as co-sponsors.*

**Resolution No. 524-15****ADOPTED by the following vote:**

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

**151215 [Real Property Lease - 450 Toland Street - Four Fifty Toland, LLC - \$735,600 per Year - Purchase and Sale Agreements - 555 Selby Street, and 1975 Galvez Avenue - Selby and Hudson Corporation, W.Y.L. Five Star Service Industries - \$6,300,000 and \$5,000,000]**

Resolution authorizing the execution and acceptance of a Lease by and between the City and County of San Francisco and Four Fifty Toland, LLC, a California Limited Liability Company, for the real property located at 450 Toland Street with an initial lease amount of \$735,600 per year; the execution and acceptance of a Purchase and Sale Agreement by and between City and Selby and Hudson Corporation, a California corporation, for the real property located at 555 Selby Street for \$6,300,000; the execution and acceptance of a Purchase and Sale Agreement by and between the City and W.Y.L. Five Star Service Industries, Inc., a California corporation, for the real property located at 1975 Galvez Avenue for \$5,000,000; and finding the proposed transactions are in conformance with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Utilities Commission)  
(Fiscal Impact)

*Privilege of the floor was granted unanimously to John Updike, Director (Real Estate Division), and Harvey Rose, Budget and Legislative Analyst (Office of the Budget and Legislative Analyst), who responded to questions raised throughout the discussion.*

**Resolution No. 525-15****ADOPTED by the following vote:**

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

**151232 [Cooperative Agreement - State of California (Caltrans) - Van Ness Transit Improvement Project]****Sponsors: Breed; Farrell and Mar**

Resolution approving a Cooperative Agreement with the State of California (Caltrans) regarding construction support and funding of the Van Ness Transit Improvement Project; and making findings under the California Environmental Quality Act.  
(Fiscal Impact)

**Resolution No. 526-15****ADOPTED by the following vote:**

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

Noes: 1 - Peskin

**151236 [Contract Amendment - New Flyer of America, Inc. - Purchase of Low Floor Diesel-Hybrid Buses - Not to Exceed \$412,270,421]****Sponsors: Wiener; Breed and Mar**

Resolution approving Amendment No. 2 to Contract No. CPT 713 (Procurement of 40-Ft and 60-Ft Low Floor Diesel Hybrid Coaches) with New Flyer of America Inc., to purchase an additional 152 standard and 113 articulated low floor diesel-hybrid buses, for an additional amount of \$244,630,752 and a total contract amount not-to-exceed \$412,270,421 subject to availability of funding, with no change to the term of the contract and the notice to proceed contingent on funding availability.

(Fiscal Impact)

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

**Resolution No. 527-15****ADOPTED by the following vote:**

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

**Recommendations of the Government Audit and Oversight Committee****151124 [Memorandum of Understanding - Amendment No. 8 to Firefighters, Local 798, Unit 1]****Sponsors: Mayor; Breed, Farrell and Cohen**

Ordinance adopting and implementing Amendment No. 8 to the 2007-2018 Memorandum of Understanding between the City and County of San Francisco and the Firefighters, Local 798, Unit 1, by implementing specified terms and conditions of employment for FYs 2015-2016, 2016-2017, and 2017-2018.

*Supervisors Farrell and Cohen requested to be added as co-sponsors.*

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

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

**150600 [Follow-Up Board Response - Civil Grand Jury - Office of the Assessor-Recorder: Despite Progress, Still the Lowest Rated in the State]**

Motion responding to the 2014-2015 Civil Grand Jury request to provide a status update on the Board of Supervisors' response to the relevant recommendation issued in the 2014-2015 Civil Grand Jury Report entitled, "Office of the Assessor-Recorder, Still the Lowest Rated in the State." (Government Audit and Oversight Committee)

**Supervisor Yee, seconded by Supervisor Mar, moved that this Motion be AMENDED to revise the 'MOVED' clause on Page 2, Lines 5-8, to read 'That Recommendation No. 2 has been implemented, for reasons as follows: the staffing analysis is currently underway and will be completed by the end of FY2015-2016. The Board requests that the Office of the Assessor-Recorder forward any updates to the Board of Supervisors throughout the fiscal year'. The motion carried by the following vote:**

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

**Motion No. M15-181****APPROVED AS AMENDED by the following vote:**

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

*President Breed recessed the meeting at 3:44 p.m. and reconvened at 3:47 p.m.*

## **Referred Without Recommendation from the Budget and Finance Committee**

*File Nos. 151174, 151175, 151184, 151185, 151187, 151177, and 151180 were called together.*

### **151174 [Authorizing Certificates of Participation - Acquisition of Real Property - Not to Exceed \$16,750,000]**

**Sponsor: Mayor**

Ordinance authorizing the execution and delivery of Certificates of Participation on a tax-exempt or taxable basis evidencing and representing an aggregate principal amount of not to exceed \$215,000,000 to finance the costs of acquisition, construction, and installation of certain additions and improvements for a rehabilitation detention facility to be located on property within the City; authorizing the issuance of commercial paper notes in advance of the delivery of the Certificates; approving the form of Trust Agreement between the City and County of San Francisco and the Trustee (including certain indemnities contained therein); authorizing the selection of the Trustee by the Director of Public Finance; approving respective forms of a Property Lease and a Lease Agreement, each between the City and the Trustee for the lease and lease back of all or a portion of certain hospital property and facilities; approving the forms of Purchase Contract, Official Notice of Sale, and Notice of Intention to Sell Certificates; directing the publication of the Notice of Intention to Sell Certificates; approving the form of the Preliminary Official Statement and the form and execution of the Official Statement relating to the sale of the Certificates; approving the form of the Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the authorization, execution, sale, and delivery of the Certificates; approving modifications to documents and agreements; declaring the City's intent to reimburse certain expenditures; and ratifying previous actions taken in connection therewith. (Fiscal Impact)

*Privilege of the floor was granted unanimously to Ben Rosenfield, Controller (Office of the City Controller), who responded to questions raised throughout the discussion.*

**Supervisor Breed, seconded by Supervisor Tang, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, by decreasing the not to exceed aggregate principal amount from '\$215,000,000' to '\$16,750,000,' and removing the references that the acquisition site will be used for construction, installation or improvements to a 'rehabilitation detention facility.' The motion carried by the following vote:**

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

Ordinance authorizing the execution and delivery of Certificates of Participation on a tax-exempt or taxable basis evidencing and representing an aggregate principal amount of not to exceed \$16,750,000 to finance the costs of acquisition of real property located within the City; authorizing the issuance of commercial paper notes in advance of the delivery of the Certificates; approving the form of Trust Agreement between the City and County of San Francisco and the Trustee (including certain indemnities contained therein); authorizing the selection of the Trustee by the Director of Public Finance; approving respective forms of a Property Lease and a Lease Agreement, each between the City and the Trustee for the lease and lease back of all or a portion of certain hospital property and facilities; approving the forms of Purchase Contract, Official Notice of Sale, and Notice of Intention to Sell Certificates; directing the publication of the Notice of Intention to Sell Certificates; approving the form of the Preliminary Official Statement and the form and execution of the Official Statement relating to the sale of the Certificates; approving the form of the Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the authorization, execution, sale, and delivery of the Certificates; approving modifications to documents and agreements; declaring the City's intent to reimburse certain expenditures; and ratifying previous actions taken in connection therewith. (Fiscal Impact)

**Supervisor Breed, seconded by Supervisor Tang, moved that this Ordinance be RE-REFERRED AS AMENDED to the Budget and Finance Committee. The motion carried by the following vote:**

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

**151175 [Appropriation - Certificates of Participation for Acquisition of Property - \$16,750,000 - FY2015-2016]**

**Sponsor: Mayor**

Ordinance appropriating \$215,000,000 in Certificates of Participation for construction of the Rehabilitation Detention Facility and associated costs in FY2015-2016, and placing these funds on Controller's Reserve pending the sale of the Certificates. (Fiscal Impact)

*Privilege of the floor was granted unanimously to Ben Rosenfield, Controller (Office of the City Controller), who responded to questions raised throughout the discussion.*

**Supervisor Breed, seconded by Supervisor Tang, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, by decreasing the appropriation amount from '\$215,000,000' to '\$16,750,000,' and changing the use of these monies from 'construction of the rehabilitation detention facility' to 'acquisition of property adjacent to the Hall of Justice.' The motion carried by the following vote:**

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

Ordinance appropriating \$16,750,000 in Certificates of Participation for acquisition of property adjacent to the Hall of Justice in FY2015-2016, and placing these funds on Controller's Reserve pending the sale of the Certificates. (Fiscal Impact)

**Supervisor Breed, seconded by Supervisor Tang, moved that this Ordinance be RE-REFERRED AS AMENDED to the Budget and Finance Committee. The motion carried by the following vote:**

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



**151184 [Acquisition of Property at 814-820 Bryant Street, 444-6th Street, 450 6th-Street, and 470-6th Street - Various Owners - At Fair Market Value - Not to Exceed \$16,750,000]****Sponsor: Mayor**

Resolution authorizing the acquisition of real property at 814-820 Bryant Street, 444-6th Street, 450-6th Street, and 470-6th Street (Assessor's Block No. 3759, Lot Nos. 009, 012, 014, 043, and 045) from Lin Trust, Musso Trust, and Myung Chun, respectively; and the issuance of Commercial Paper Notes in an aggregate principal amount not to exceed \$14,500,000.

(Fiscal Impact)

*Privilege of the floor was granted unanimously to Ben Rosenfield, Controller (Office of the City Controller), who responded to questions raised throughout the discussion.*

**Supervisor Breed, seconded by Supervisor Tang, moved that this Resolution be RE-REFERRED to the Budget and Finance Committee. The motion carried by the following vote:**

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

**151185 [Issuance of Tax Exempt and Taxable Commercial Paper Notes - Construction of Rehabilitation Detention Facility - Not to Exceed \$11,310,000]****Sponsor: Mayor**

Resolution authorizing the execution and delivery of tax-exempt and/or taxable commercial paper notes in an aggregate amount of up to \$11,310,000 to provide interim funding for the construction of the Rehabilitation Detention Facility to replace County Jail No. 3 and County Jail No. 4; and determining other matters in connection therewith.

(Fiscal Impact)

*Privilege of the floor was granted unanimously to Ben Rosenfield, Controller (Office of the City Controller), who responded to questions raised throughout the discussion.*

**Supervisor Breed, seconded by Supervisor Tang, moved that this Resolution be TABLED. The motion carried by the following vote:**

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

**151187 [Accept and Expend State Bond Financing - State Public Works Board - Construction of Rehabilitation and Detention Facility - \$80,000,000]****Sponsor: Mayor**

Resolution authorizing the Sheriff's Department to accept and expend \$80,000,000 of lease revenue bond financing from the State Public Works Board to fund the construction of the Rehabilitation and Detention Facility project to replace County Jail No. 3 and County Jail No. 4.

(Fiscal Impact)

*Privilege of the floor was granted unanimously to Ben Rosenfield, Controller (Office of the City Controller), who responded to questions raised throughout the discussion.*

**Supervisor Breed, seconded by Supervisor Tang, moved that this Resolution be TABLED. The motion carried by the following vote:**

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

**151177 [Appropriation and De-Appropriation - Expenditures for Mental Health Services - \$1,483,000 - FY2015-2016]****Sponsor: Mayor**

Ordinance appropriating \$1,483,000 for capital construction for the renovation of San Francisco General Hospital to accommodate mental health services in the Department of Public Health and de-appropriating \$1,483,000 in FY2015-2016.

(Fiscal Impact)

*Privilege of the floor was granted unanimously to Ben Rosenfield, Controller (Office of the City Controller), who responded to questions raised throughout the discussion.*

**Supervisor Breed, seconded by Supervisor Tang, moved that this Ordinance be RE-REFERRED to the Budget and Finance Committee. The motion carried by the following vote:**

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

**151180 [Amended Ten-Year Capital Expenditure Plan - FYs 2016-2025]****Sponsors: Mayor; Farrell**

Resolution amending the City's ten-year capital expenditure plan for FYs 2016-2025 to accept an award of \$80,000,000 from the California Board of State and Community Corrections for the proposed Rehabilitation and Detention Facility Project and to recognize the revised scope thereof; and to advance projects within the Justice Facilities Improvement Program financed through the Capital Plan's General Fund Debt Program.

*Privilege of the floor was granted unanimously to Ben Rosenfield, Controller (Office of the City Controller), who responded to questions raised throughout the discussion.*

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

**Supervisor Breed, seconded by Supervisor Tang, moved that this Resolution be RE-REFERRED to the Budget and Finance Committee. The motion carried by the following vote:**

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

*President Breed recessed the meeting at 4:46 p.m. and reconvened at 4:52 p.m.*

**Recommendations of the Land Use and Transportation Committee****150793 [Planning Code - Child Care Requirements for Office and Residential Projects and Associated Fees]****Sponsors: Yee; Avalos, Kim, Mar, Campos and Cohen**

Ordinance amending the Planning Code to increase the Child Care In Lieu Fee for office and hotel development projects of up to \$1.57 per gross square foot and apply the fee to projects of 25,000 or more gross square feet; to impose a tiered Child Care Fee for residential development projects of up to \$1.83 per gross square foot; to allow developers the option to provide onsite Small Family Daycare Homes in lieu of the fee; 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.

*Supervisors Kim, Mar, Campos, and Cohen requested to be added as co-sponsors.*

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

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

**150943 [Administrative Code - Bicycle Yield Enforcement Policy]****Sponsors: Avalos; Breed, Campos, Kim, Mar and Wiener**

Ordinance amending the Administrative Code to add Chapter 110 to establish the "San Francisco Right-of-Way Policy" to promote safety, tolerance, and harmony among all users of City Streets; make arrests and citations of bicyclists for failure to stop at a stop sign the lowest traffic enforcement priority, provided that the bicyclist first slows to a safe speed and yields the right-of-way to any other vehicle or pedestrian in the intersection; require quarterly reports from the Police Department on statistics related to traffic enforcement, injuries, and fatalities; urge the Municipal Transportation Agency to develop a program to educate the public about the Bicycle Yield Enforcement Policy; and require notification of state officials of this Ordinance. (Supervisor Cohen dissented in committee.)

**Supervisor Avalos, seconded by Supervisor Farrell, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 3, Lines 3-4, by striking 'hit' and adding 'seriously injured'; Page 5, Line 3, by adding 'always' after 'bicyclists', and Lines 11-12, by adding ', maintain a distance of at least six feet from any pedestrian'; and Page 7, Line 7, by striking '2015' and adding '2016'. The motion carried by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee  
(Supervisor Cohen dissented in committee.)

**Supervisor Avalos requested File No. 150943 be DUPLICATED AS AMENDED.**

*See duplicated File No. 151268.*

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

Ayes: 6 - Avalos, Breed, Campos, Kim, Mar, Wiener

Noes: 5 - Cohen, Farrell, Peskin, Tang, Yee

**151268 [Administrative Code - Bicycle Yield Enforcement Policy]****Sponsors: Avalos; Breed, Campos, Kim, Mar and Wiener**

Ordinance amending the Administrative Code to add Chapter 110 to establish the "San Francisco Right-of-Way Policy" to promote safety, tolerance, and harmony among all users of City Streets; make arrests and citations of bicyclists for failure to stop at a stop sign the lowest traffic enforcement priority, provided that the bicyclist first slows to a safe speed and yields the right-of-way to any other vehicle or pedestrian in the intersection; require quarterly reports from the Police Department on statistics related to traffic enforcement, injuries, and fatalities; urge the Municipal Transportation Agency to develop a program to educate the public about the Bicycle Yield Enforcement Policy; and require notification of state officials of this Ordinance.

*Duplicated from File No. 150943.*

**Supervisor Avalos, seconded by Supervisor Campos, moved that this Ordinance be REFERRED to the Land Use and Transportation Committee. The motion carried by the following vote:**

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

**151082 [Health Code - Amendment to Sugar-Sweetened Beverage Warning Ordinance]****Sponsors: Wiener; Mar**

Ordinance amending the Health Code by changing the exemption for permitted signs under Section 4203(d) of the Sugar-Sweetened Beverage Warning Ordinance to signs permitted on or before October 20, 2015.

*Supervisor Mar 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, Peskin, Tang, Wiener, Yee

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

Supervisor Campos, seconded by Supervisor Mar, 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, Peskin, Tang, Wiener, Yee

*Supervisor Campos introduced, welcomed, and presented Certificates of Honor to Veritas Investments and Spike Khan in recognition of their accomplishments through the Good Samaritan Program and continued community support.*

*Supervisors Mar introduced, welcomed, and presented a Certificate of Honor to Sara Shortt, Executive Director (Housing Rights Committee of San Francisco), in recognition of her many accomplishments fighting for tenant rights in San Francisco and continued community support. Supervisors Campos, Avalos, Kim, Peskin, and Cohen shared in this commendation.*

*Supervisor Kim introduced, welcomed, and presented a Certificate of Honor to Chris Schaffer and Roy Carr, on behalf of the late Jim Meko, in recognition of Mr. Meko's many accomplishments as an advocate and activist for the South of Market neighborhood.*

*Supervisor Kim introduced, welcomed, and presented a Certificate of Honor to Bevan Dufty in recognition of his retirement from the City and County of San Francisco and his many accomplishments as a member of the Board of Supervisors and the Director of Housing Opportunity, Partnerships and Engagement. Sid, Amaya, Rosie, Tatiana, Andrea, Sophia, and Eve were acknowledged. Supervisors Breed, Campos, Cohen, Farrell, Tang, Mar, Avalos, Yee, and Peskin shared in this commendation.*

## COMMITTEE REPORTS

### Recommendation from the Land Use and Transportation Committee

#### **151198 [Interim Zoning Controls Six-Month Extension - Formula Retail Uses in the Castro Street Neighborhood Commercial District]**

**Sponsor: Wiener**

Resolution extending, for an additional six-month period, interim zoning controls in the Castro Street Neighborhood Commercial District to require a Conditional Use authorization under Planning Code, Section 303.1, for a proposed use that has been determined to be Formula Retail, even if a project sponsor subsequently removes one or more distinguishing Formula Retail Use features from the project proposal; and affirming the Planning Department's determination under the California Environmental Quality Act.

**Resolution No. 528-15**

**ADOPTED by the following vote:**

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

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## **Recommendations from the Public Safety and Neighborhood Services Committee**

### **150973 [Police Code - Storage of Firearms in Motor Vehicles]**

**Sponsors: Campos; Mar, Yee, Breed, Farrell and Cohen**

Ordinance amending the Police Code to prohibit any person from placing, storing, or leaving a firearm in an unattended motor vehicle unless it is in a lock box or in the locked trunk of the motor vehicle.

*This item was not sent as a Committee Report.*

*Supervisors Farrell and Cohen requested to be added as co-sponsors.*

*File Nos. 151230 and 151231 were called together.*

### **151230 [Urging the California Public Utilities Commission to Reject Pacific Gas and Electric Company's Proposed Increases to Net Energy Meeting Fees]**

**Sponsors: Avalos; Breed, Campos, Mar and Farrell**

Resolution urging the California Public Utilities Commission to reject the Pacific Gas and Electric Company's proposed increased fees to net energy metering program, and support alternatives that will minimize fees and ensure that customers receive a fair price for excess electricity they export to utilities.

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

**Resolution No. 529-15**

**ADOPTED by the following vote:**

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

### **151231 [Urging the California Public Utilities Commission to Re-Examine Fairness of Proposed Increase to Power Charge Indifference Adjustment]**

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

Resolution urging the California Public Utilities Commission ("CPUC") to reject the Pacific Gas and Electric Company's proposed increase to the Power Charge Indifference Adjustment ("PCIA") in Application 15-06-001 and support alternatives that will mitigate the impacts of proposed rate increases on Community Choice Aggregation ("CCA") customers and prospective CCA customers; and to express support for the CPUC's re-examination of how the PCIA is calculated and applied to CCA customers.

**Resolution No. 530-15**

**ADOPTED by the following vote:**

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

## **Recommendation from the Rules Committee**

**151248** [Appointments, Cannabis State Legalization Task Force - Jesse Stout, Erich Pearson, Michelle Aldrich, Sara Payan, Jon Ballesteros, Barbara Fugate, Tom McElroy, Laura Thomas, Terrance Alan, Sarah Shrader, and Daisy Ozim]  
Motion appointing Jesse Stout, Erich Pearson, Michelle Aldrich, Sara Payan, Jon Ballesteros, Barbara Fugate, Tom McElroy, Laura Thomas, Terrance Alan, Sarah Shrader, and Daisy Ozim, terms ending August 31, 2016, to the Cannabis State Legalization Task Force. (Rules Committee)

**Motion No.** M15-182

**APPROVED** by the following vote:

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

## **ROLL CALL FOR INTRODUCTIONS**

*See Legislation Introduced below.*

## **PUBLIC COMMENT**

*Abdallah Megahed; shared concerns relating to affordable housing.*

*Male Speaker; shared concerns relating to sensitivity training for police officers.*

*Alicia Zhao; invited the Board to attend the Shen Yun show and shared additional related events..*

*Male Speaker; shared two video clips relating to the Shen Yun show.*

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

*Christopher Dahl; shared concerns relating to climate strategies.*

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

*Kirsten Selberg; shared concerns relating to the proposed redevelopment concepts for the Palace of Fine Arts project.*

*Magick; shared concerns relating to the proposed redevelopment concepts for the Palace of Fine Arts project.*

*Male Speaker; expressed various concerns with the Board.*

*Richard Worn; shared concerns relating to the efforts being made to landmark a historic tree.*

*Rex; shared concerns relating to the efforts being made to landmark a historic tree.*

*Vanessa Rullo; shared concerns relating to the efforts being made to landmark a historic tree.*

*Female Speaker; shared concerns relating to the efforts being made to landmark a historic tree.*

*Male Speaker; expressed various religious concerns.*

*Lizzy Deacon; shared recommendations related to alternatives to incarceration.*

*Male Speaker; shared recommendations related to alternatives to incarceration.*

*Tom Gilberty; shared concerns relating to bicycle safety and noise pollution.*

**FOR ADOPTION WITHOUT COMMITTEE REFERENCE****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.

**Resolution No. 531-15****ADOPTED****151252 [Final Map 7909 - 555 Fulton Street and 746 Laguna Street]**

Motion approving Final Map 7909, a 139 residential unit and one commercial unit, mixed-use Condominium Project, located at 555 Fulton Street and 746 Laguna Street, being a merger and subdivision of Assessor's Block No. 0794, Lot Nos. 028 and 015, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

**Motion No. M15-183****APPROVED****151253 [Final Map 7915 - 457 Oak Street]**

Motion approving Final Map 7915, a five residential unit Condominium Project, located at 457 Oak Street, being a subdivision of Assessor's Block No. 0840, Lot No. 037, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

**Motion No. M15-184****APPROVED****151254 [Final Map 8300 - 2438 Lake Street]**

Motion approving Final Map 8300, a six residential unit Condominium Project, located at 2438 Lake Street, being a subdivision of Assessor's Block No. 1333, Lot No. 020, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

**Motion No. M15-185****APPROVED**

**151255 [Final Map 8434 - 2152-2154 Market Street]**

Motion approving Final Map 8434, a six residential unit Condominium Project, located at 2152-2154 Market Street, being a subdivision of Assessor's Block No. 3542, Lot No. 012, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

**Motion No. M15-186**

**APPROVED**

**151256 [Final Map 8613 - 1338-1340 Union Street]**

Motion approving Final Map 8613, a five residential unit Condominium Project, located at 1338-1340 Union Street, being a subdivision of Assessor's Block No. 0525, Lot No. 010, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

**Motion No. M15-187**

**APPROVED**

**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.

**Motion No. M15-188**

**APPROVED**

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

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, 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.*

### Charter Amendments

#### **151273 [Charter Amendment - Filling Supervisorial Vacancies]**

**Sponsor: Avalos**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to provide for a run-off election for Mayor between the top two candidates selected through ranked-choice voting unless one candidate receives a majority of first-place choices; require the Department of Elections to hold a special election when there is a vacancy in the Office of Mayor or Member of the Board of Supervisors, unless a regularly scheduled election will be held within 180 days of the vacancy; provide that the President of the Board of Supervisors serves as Acting Mayor until an election is held to fill a mayoral vacancy; and provide that the Board of Supervisors shall appoint an interim Supervisor to fill a supervisorial vacancy until an election is held to fill that vacancy, with the interim Supervisor being ineligible to compete in that election, at an election to be held on June 7, 2016.

12/15/15; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 1/14/2016.

#### **151274 [Charter Amendment - Authorizing Board of Supervisors to Update Inclusionary or Affordable Housing Requirements and Providing Increased Interim Requirements]**

**Sponsors: Kim; Peskin and Mar**

Draft Charter Amendment to amend the Charter to authorize the Board of Supervisors to increase the minimum and maximum inclusionary or affordable housing obligations for development projects; and affirming the Planning Department's determination under the California Environmental Quality Act, at an election to be held on June 7, 2016.  
(Economic Impact)

12/15/15; ASSIGNED UNDER 30 DAY RULE PENDING APPROVAL AS TO FORM to Rules Committee.

## **Ordinances**

### **150875 [Health Code - Definition of Large and Small Development Projects]**

**Sponsor: Wiener**

Ordinance amending the Health Code to amend the definition of projects subject to the requirements for an Alternate Water Source system; and affirming the Planning Department's determination under the California Environmental Quality Act.

09/08/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/8/2015.

09/16/15; REFERRED TO DEPARTMENT.

09/28/15; RESPONSE RECEIVED.

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

### **151119 [Establishing an Infrastructure Financing District and Adopting an Infrastructure Financing Plan (Port of San Francisco)]**

**Sponsors: Mayor; Cohen**

Ordinance establishing an Infrastructure Financing District (IFD) (including Sub-Project Area G-1 (Pier 70 - Historic Core) and adopting an Infrastructure Financing Plan (IFP) (including Appendix G-1) for City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco); approving a Tax Administration Agreement; affirming the Planning Department's determination under the California Environmental Quality Act; and approving other matters in connection with the IFD and IFP, as defined herein.  
(Fiscal Impact)

12/15/15; ASSIGNED UNDER 30 DAY RULE to Board of Supervisors, expires on 1/14/2016.

**151276 [General Obligation Bond Election - Public Health and Safety - \$350,000,000]****Sponsor: Mayor**

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, June 7, 2016, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded debt of the City and County: \$350,000,000 to finance the construction, acquisition, improvement, and betterment of critical community health, emergency response and safety, and animal care facilities for earthquake safety and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Administrative Code, Chapter 37; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; adopting findings under the California Environmental Quality Act ("CEQA"), CEQA Guidelines, and Administrative Code, Chapter 31; finding that the proposed bond is in conformity with the eight priority policies of Planning Code, Section 101.1(b), and with the General Plan, consistency requirement of Charter, Section 4.105, and Administrative Code, Section 2A.53; consolidating the special election with the general election; establishing the election precincts, voting places and officers for the election; waiving the word limitation on ballot propositions imposed by Municipal Elections Code, Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code, Section 53410; incorporating the provisions regarding the citizens' bond oversight committee in Administrative Code, Sections 5.30-5.36; and waiving the time requirements specified in Administrative Code, Section 2.34.

(Fiscal Impact)

12/15/15; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 1/14/2016.

**151277 [Administrative Code - Definition of Final Compensation for Retirement Benefits]****Sponsor: Cohen**

Ordinance amending the Administrative Code to update the definition of final compensation for purposes of retirement benefits under the San Francisco Employees' Retirement System, and to include in that definition compensation earnable under the Judges' Retirement System and Judges' Retirement System II.

12/15/15; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 1/14/2016.

**151278 [Agreement Amendment - AT&T Corporation - Telecommunications Services - Not to Exceed \$122,429,557]****Sponsor: Farrell**

Ordinance retroactively authorizing the Department of Technology and the Department of Contract Administration to enter into the Third Amendment of an Agreement between the City and the AT&T Corporation, for the City's telecommunications services, by extending the term of the agreement for an additional five years through December 31, 2020, and increasing the total not-to-exceed amount of the agreement from \$97,953,700 to \$121,764,312.

(Fiscal Impact)

12/15/15; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 1/14/2016.

**151279 [Administrative Code - Sanctions for Non-Willful Violations of County Adult Assistance Programs Rules, and Creating Rental Assistance Pilot Project]****Sponsor: Farrell**

Ordinance amending the Administrative Code to codify the process for imposing sanctions for non-willful failures to comply with County Adult Assistance Programs (CAAP) program requirements and establish a three-year rental assistance pilot project for CAAP participants who have been sanctioned as a result of non-willful failures to comply with program requirements.

12/15/15; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 1/14/2016.

**151280 [Planning Code - Permitting Accessory Massage Uses, with a Conditional Use Permit, in the North of Market Residential Special Use District]****Sponsor: Kim**

Ordinance amending the Planning Code to permit accessory massage uses, with a Conditional Use permit, in the North of Market Residential Special Use District; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including 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.

12/15/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 1/14/2016.

**Resolutions****151117 [Authorizing Execution of a Memorandum of Understanding Relating to Infrastructure Financing District No. 2]****Sponsors: Mayor; Cohen**

Resolution approving a Memorandum of Understanding (MOU) relating to Sub-Project Area G-1 (Pier 70 - Historic Core) of City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco); and approving other matters in connection with the MOU, as defined herein.

(Fiscal Impact)

12/15/15; RECEIVED AND ASSIGNED to Board of Supervisors.

**151118 [Authorizing Issuance of Bonds - Port Infrastructure Financing District - Pier 70 (Historic Core) - Not to Exceed \$25,100,000]****Sponsors: Mayor; Cohen**

Resolution approving issuance of bonds in an amount not to exceed \$25,100,000 for City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco) with respect to Sub-Project Area G-1 (Pier 70 - Historic Core); approving an Indenture of Trust and a Pledge Agreement; and approving other matters in connection with the bonds, as defined herein.

(Fiscal Impact)

12/15/15; RECEIVED AND ASSIGNED to Board of Supervisors.

**151148 [Agreement - Peninsula Corridor Joint Powers Board - Administration of Capital Funding - Peninsula Corridor Electrification Project - Up to \$39,000,000]****Sponsor: Cohen**

Resolution approving an agreement between the City and County of San Francisco and the Peninsula Corridor Joint Powers Board regarding administration of capital funding for the design and construction of the Communications-Based Overlay Signal System Positive Train Control Project and the Peninsula Corridor Electrification Project, for an amount of up to \$39,000,000 for a term to commence following Board approval through December 31, 2020, or three and a half years after the sale of the last issuance of a Transportation and Road Improvement General Obligation Bond, whichever is later.

(Fiscal Impact)

11/03/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

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

**151275 [General Obligation Bonds - Public Health and Safety - Estimated Cost of \$350,000,000]****Sponsor: Mayor**

Resolution determining and declaring that the public interest and necessity demand the construction, acquisition, improvement and betterment of critical community health, emergency response and safety, and animal care facilities for earthquake safety and the payment of related costs necessary or convenient for the foregoing purposes; finding that the estimated cost of \$350,000,000 for such improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require incurring bonded indebtedness; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act ("CEQA") and adopting findings under CEQA, CEQA Guidelines, and San Francisco Administrative Code, Chapter 31, for the remaining portion of the proposed bond; finding the proposed bond is in conformity with the priority policies of Planning Code, Section 101.1(b) and with the General Plan consistency requirement of Charter, Section 4.105, and Administrative Code, Section 2A.53; and waiving the time limits set forth in Administrative Code, Section 2.34. (Economic Impact)

(Fiscal Impact)

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

**151281 [Interim Zoning Controls - Additional Design Standards for Large Projects Within the Showplace Square, Potrero Hill, and Central Waterfront Area Plans]****Sponsor: Cohen**

Resolution imposing interim controls to require that the Planning Commission consider additional design standards for projects in the Showplace Square, Potrero Hill, and Central Waterfront Area Plans receiving a Large Project Authorization; and affirming the Planning Department's determination under the California Environmental Quality Act.

(Pursuant to Planning Code, Section 306.7(b), failure of the Board of Supervisors to act on a proposed interim control within 120 days of its initiation shall be deemed to constitute disapproval. Introduction Date: December 15, 2015.)

12/15/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 1/14/2016.

**151282 [Accept and Expend Grant - State Water Resources Control Board - Public Beach Safety Grant Program - \$30,000]****Sponsors: Tang; Farrell**

Resolution retroactively authorizing the San Francisco Department of Public Health to accept and expend a grant in the amount of \$30,000 from the State Water Resources Control Board, Division of Water Quality Beach Safety Program, to participate in a program, entitled "Public Beach Safety Grant Program," for the period of July 1, 2015, through June 30, 2016.

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

**151283 [Accept and Expend Grant - Center for Health Care Strategies, Inc. - Advancing Adoption of Trauma-Informed Approaches to Care - \$279,816]****Sponsor: Wiener**

Resolution retroactively authorizing the San Francisco Department of Public Health to accept and expend a grant in the amount of \$279,816 from Center for Health Care Strategies, Inc., to participate in a program, entitled "Advancing Adoption of Trauma-Informed Approaches to Care," for the period of October 10, 2015, through September 30, 2017.

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

**151284 [Ocean Avenue Community Benefit District - Annual Reports to the City - FYs 2011-2014]****Sponsor: Yee**

Resolution receiving and approving annual reports for the Ocean Avenue Community Benefit District for FYs 2011-2014, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

12/15/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**151286 [Urging the Director of the Department of Public Health and the Sheriff to Create a Working Group to Plan for the Permanent Closure of County Jail Nos. 3 and 4]****Sponsors: Breed; Kim, Wiener, Campos, Farrell and Peskin**

Resolution urging the Director of the Department of Public Health and the Sheriff to convene a working group to plan for the permanent closure of County Jail Nos. 3 and 4, and any corresponding investments in new mental health facilities and current jail retrofits needed to uphold public safety and better serve at-risk individuals.

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

**151287 [Supporting Proposed California State Ballot Initiative - "Safety for All Act of 2016"]****Sponsors: Cohen; Wiener, Campos, Farrell and Breed**

Resolution supporting the proposed California State Ballot initiative, entitled the "Safety for All Act of 2016," which will implement reasonable reforms and close loop-holes in California's gun and ammunition laws.

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

**151288 [Approval of a 90-Day Extension for Planning Commission Review of an Ordinance to Re-Define Formula Retail to Include Subsidiaries (File No. 150731)]****Sponsor: Mar**

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 150731) 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.

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

**151289 [Approval of a 45-Day Extension for Planning Commission Review to Allow an Existing Bar on the Ground Floor in the Upper Market Neighborhood Commercial Transit District (File No. 151084)]****Sponsor: Wiener**

Resolution extending by 45 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 151084) amending the Planning Code to allow an existing bar on the ground floor in the Upper Market Street Neighborhood Commercial Transit District to expand to the second floor under specified circumstances with a Conditional Use Authorization; 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.

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

**Motion****151285 [Budget and Legislative Analyst Review of Super Bowl 50 Revenue and Expenditures]****Sponsors: Avalos; Cohen, Kim, Peskin and Campos**

Motion directing the Budget and Legislative Analyst to conduct a review of the City's revenues and expenditures associated with hosting events related to Super Bowl 50.

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

**Requests for Hearing****151290 [Hearing - Oversized Vehicle Pilot Program]****Sponsor: Cohen**

Hearing on the status of the Oversized Vehicle Pilot Program, including updates on what areas have implemented oversized vehicle restrictions, how they have worked, and whether they should be expanded to additional areas; and requesting the Municipal Transportation Agency and Police Department to report.

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

**151291 [Hearing - Budget Updates]****Sponsor: Farrell**

Hearing to receive budget updates from the Mayor, the Controller, and the Budget and Legislative Analyst, including balance, shortfalls, strengths, and additional revenues.

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

**151292 [Hearing - Affordability of Home Care for Seniors and People with Disabilities]****Sponsor: Mar**

Hearing on affordability of home care for seniors and people with disabilities; and requesting the Department of Aging and Adult Services, the Budget and Legislative Analyst, the Controller, and the Long-Term Care Coordinating Council to report.

12/15/15; 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****151250 [Settlement of Lawsuits - 765 Market Street Residential Owners Association - City to Consider Pedestrian and Traffic Improvements]**

Ordinance authorizing settlement of the lawsuits filed by 765 Market Street Residential Owners Association, et al., against the City and County of San Francisco; the first lawsuit was filed on August 16, 2013, in Sacramento Superior Court, Case No. 34-2013-80001609 and then transferred to San Francisco Superior Court, Case No. CPF-14-513433, and appealed to the First Appellate District for the Court of Appeal of the State of California, Case No. A143980, entitled 765 Market Street Residential Owners Association, et al. v. City and County of San Francisco, et al.; the second lawsuit was filed on June 19, 2014, in San Francisco Superior Court, Case No. CPF-14-540094, and appealed to the First Appellate District for the Court of Appeal of the State of California, Case No. A143983, entitled 765 Market Street Residential Owners Association, et al. v. City and County of San Francisco, et al.; material terms of said settlement include the City's commitment to initiate consideration of installing of a crosswalk at Third Street and Stevenson Street, revising signal timing and offsets on Third Street, and relocating the pedestrian signal at Third Street; and the commitment of Real Party in Interest, 706 Mission Street Co., LLC, to donate \$100,000 to the City to offset costs to fund the improvements if they are approved by the City. (City Attorney)

12/07/15; RECEIVED FROM DEPARTMENT.

12/15/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.



## PROPOSED RESOLUTION

### **151251 [Administrative Code - Water Efficient Irrigation]**

Ordinance amending the Administrative Code by revising the applicability threshold to 500 square feet for requirements for the development and maintenance of landscape irrigation controls for specified new construction landscapes and landscape rehabilitation projects. (Public Utilities Commission)

12/07/15; RECEIVED FROM DEPARTMENT.

12/15/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 1/14/2016.

### **Requests Granted**

*From: Supervisor Avalos*

*To: Police Chief*

*Requesting/Inquiring: Inquiring if the San Francisco Police Department can provide data on the number of citations for bicyclists for failure to stop at stop signs and failure to yield at pedestrians since January 1, 2015:*

- *Number of citations issued per month*
- *Number of failure to yield citations that occurred at intersections versus other locations*
- *Number of citations issued by each district station and traffic division*
- *Number of citations associated with a collision*
- *The rate of speed of the bicyclist cited, broken down in 5 MPH increments*

*Supervisor Avalos also inquires if the San Francisco Police Department can provide information on the two patrol cars seen ticketing bicyclists at Waller and Steiner on October 11, 2015 between 11 p.m. and midnight, including which station they represent and the number and type of citations and arrests made that night.*

*From: Supervisor Peskin*

*To: City Attorney*

*Requesting/Inquiring: Requesting the City Attorney explore draft legislation to expand rent stabilization to buildings in the City and County of San Francisco built after 1979.*

### **In Memoriams**

*Mary Brown - Supervisor Wiener*

*Angelo Sangiacomo - Supervisors Peskin, Wiener, and Cohen*

## **ADJOURNMENT**

*There being no further business, the Board adjourned at the hour of 7:01 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.*

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Angela Calvillo, Clerk of the Board