



# BOARD OF SUPERVISORS

## CITY AND COUNTY OF SAN FRANCISCO

### AGENDA

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

Tuesday, April 21, 2015 - 2:00 PM

#### Regular Meeting

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

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at [www.sfbos.org](http://www.sfbos.org)

#### BOARD COMMITTEES

##### Committee Membership

**Budget and Finance Committee**  
Supervisors Farrell, Tang, Mar, Yee, Wiener

**Budget and Finance Sub-Committee**  
Supervisors Farrell, Tang, Mar

**City and School District Select Committee**  
Supervisors Kim, Yee, Campos, Commissioners Mendoza-McDonnell, Fewer, Wynns

**Government Audit and Oversight Committee**  
Supervisors Yee, Christensen, Breed

**Land Use and Transportation Committee**  
Supervisors Cohen, Wiener, Kim

**Public Safety and Neighborhood Services Committee**  
Supervisors Mar, Campos, Christensen

**Rules Committee**  
Supervisors Avalos, Tang, Cohen

##### Meeting Days

Wednesday  
1:00 PM

Wednesday  
10:00 AM

4th Thursday  
3:30 PM

1st and 3rd Thursday  
10:30 AM

Monday  
1:30 PM

1st and 3rd Thursday  
2:00 PM

2nd and 4th Thursday  
11:00 AM

## **Agenda Item Information**

Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation
- 2) Budget and Legislative Analyst report
- 3) Department or Agency cover letter and/or report
- 4) Public correspondence

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk.

## **Meeting Procedures**

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

**IMPORTANT INFORMATION:** The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications should be submitted to the Clerk of the Board, Clerk of a Committee or its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution.

**LAPTOP COMPUTER FOR PRESENTATIONS:** Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

**AGENDA PACKET:** Available for review in Clerk's Office, Room 244, City Hall, 1 Dr. Carlton B Goodlett Place, or on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SFGovTV, the Government Channel 26. For DVD copies and scheduling call (415) 554-4188.

**LANGUAGE INTERPRETERS:** Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Peggy Nevin at (415) 554-5184. **AVISO EN ESPAÑOL:** La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Derek Evans (415) 554-7702. **Paunawa:** Ang mga kahilingan ay kailangang matanggap sa loob ng 48 oras bago mag miting upang matiyak na matutugunan ang mga hiling. Mangyaring tumawag kay Joy Lamug sa (415) 554-7712.

**翻譯 必須在會議前最少四十八小時提出要求**  
**請電 (415) 554-7719**

### **Disability Access**

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SFGovTV, the Government Channel 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Wilson Ng at (415) 554-5184 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

### **Know Your Rights Under The Sunshine Ordinance**

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-7854; or by email at [sof@sfgov.org](mailto:sof@sfgov.org)

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfbos.org/sunshine>

### **Lobbyist Registration and Reporting Requirements**

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site <http://www.sfgov.org/ethics>

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

## **AGENDA CHANGES**

## **COMMUNICATIONS**

## **APPROVAL OF MEETING MINUTES**

Approval of the [March 17, 2015](#), Board Meeting Minutes.

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

*Pursuant to Charter Section 3.100(7), the Mayor shall appear, in person, at one regularly scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of the Board. This item will be read at the Board Meeting on the second Tuesday of each month, unless rescheduled by the Mayor and the Board President. The Mayor and the Board may not discuss matters that have already been considered in Committee and that are on the Board's Agenda as an action item.*

*By supermajority vote of the Board of Supervisors (8 votes), the Board may, by oral motion, allow an eligible District Supervisor to ask a question that was not previously posed if the question relates to a sudden or unexpected incident or occurrence raising formal, time-sensitive policy questions that were not anticipated prior to the posting of this agenda. Public comment for this item will take place during general public comment.*

**1. [150361](#) [Formal Policy Discussions - April 21, 2015]**

Pursuant to Charter, Sections 2.103 and 3.100(7), and Administrative Code, Section 2.11, the Mayor shall answer the following eligible questions submitted from Supervisors representing Districts 1 and 3. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. Mr. Mayor, last year San Francisco passed groundbreaking legislation that will raise our minimum wage as well as provide predictable scheduling and job retention protections for part-time and on-call chain store workers. In order for these new rights to have any impact we need to ensure that our ability to enforce these laws is sufficient. This means that staffing levels at the Office of Labor Standards Enforcement have to be increased but it also means that we need to fund community based organizations that can supplement our ability to reach out to workers who may be reticent to claim their rights.

Can we count on your office to fund for these critical needs through our upcoming budget process? (Supervisor Mar, District 1)

2. Mr. Mayor, Current plans for the Central Subway will end the T Line at Chinatown. That will leave Fisherman's Wharf, North Beach, Russian and Telegraph Hills and north Chinatown with only the current surface transit service and without transfer opportunities for bus lines serving neighborhoods to the West.

Last fall's report by the San Francisco County Transit Authority, the San Francisco Municipal Transit Authority, and the San Francisco Planning Department provide compelling evidence of the need to continue the Central Subway to Fisherman's Wharf. By extending the subway just two more stops, ridership is projected to increase on the T Line from 74,000 folks per day, to 115,000 per day. This is a significant increase in ridership, providing added pedestrian safety to the surface streets by reducing pedestrian and vehicle traffic through some of our heaviest thoroughfares in some of our most dense neighborhoods in the City.

Extending the Central Subway will cut the commute time between Moscone Center and Fisherman's Wharf in half. 8,400 people work in Fisherman's Wharf on any given day, and nearly 200 jobs in Fisherman's Wharf went unfilled at the end of last year because of the current commute to the northeast neighborhood. These numbers don't include the millions of visitors per year reported by our visitor's centers, and convention and travel organizations.

Considering the compelling data, and enthusiastic support from residents, what can the City do to signal its seriousness in moving forward with extending our Central Subway and T-Line? (Supervisor Christensen, District 3)

**Discussion: The Mayor shall DISCUSS eligible questions with the Board of Supervisors.**

## CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

### Items 2 through 18

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

*Present: Supervisors Yee, Breed*

2. [150185](#) **[Settlement of Lawsuit - A. J., a Minor, By and Through Her Guardian Ad Litem, Chantel Johnson - \$30,000]**  
Ordinance authorizing settlement of the lawsuit filed by A. J., a minor, by and through her guardian ad litem, Chantel Johnson, against the City and County of San Francisco for \$30,000; the lawsuit was filed on September 6, 2011, in San Francisco Superior Court, Case No. CGC-11-513954; entitled A. J., by and through her guardian ad litem, Jennifer Rodriguez v. City and County of San Francisco, et al.; removed to federal court on December 12, 2013, and re-captioned as A. J. a minor, by and through her guardian ad litem, Chantel Johnson v. City and County of San Francisco, et al.; United States District Court, Case No. 13-cv-5770 EMC. (City Attorney)  
  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**
3. [150260](#) **[Settlement of Lawsuit - Tamara Hill - \$150,000]**  
Ordinance authorizing settlement of the lawsuit filed by Tamara Hill against the City and County of San Francisco for \$150,000; the lawsuit was filed on November 6, 2012, in San Francisco Superior Court, Case No. CGC-12-525143; entitled Tamara Hill v. City and County of San Francisco. (City Attorney)  
  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**
4. [150261](#) **[Settlement of Lawsuit - Santokh Kahlon - \$142,500]**  
Ordinance authorizing settlement of the lawsuit filed by Santokh Kahlon against the City and County of San Francisco for \$142,500; the lawsuit was filed on August 29, 2013, in California Superior Court, San Francisco Branch, Case No. CGC-13-533906; entitled Santokh Kahlon v. San Francisco Public Utilities Commission, City and County of San Francisco. (City Attorney)  
  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**

5. [150262](#) **[Settlement of Lawsuit - Aaron Read - \$112,000]**  
Ordinance authorizing settlement of the lawsuit filed by Aaron Read against the City and County of San Francisco for \$112,000; the lawsuit was filed on October 6, 2013, in San Francisco Superior Court, Case No. CGC-13-534077; entitled Aaron Read v. City and County of San Francisco, et al. (City Attorney)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
6. [150287](#) **[Settlement of Lawsuit - Gordon Clark - \$99,500]**  
Ordinance authorizing settlement of the lawsuit filed against the City and County of San Francisco for \$99,500; the lawsuit was filed on May 18, 2012, in United States District Court, Northern District of California, Case No. 12-02584 JCS; currently entitled Gordon Clark v. City and County of San Francisco. (City Attorney)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
7. [150288](#) **[Settlement of Lawsuit - Jose Garcia - \$50,000 and Waiver of \$16,509]**  
Ordinance authorizing settlement of the lawsuit filed by Jose Garcia against the City and County of San Francisco for \$50,000; the lawsuit was filed on March 16, 2012, in United States District Court for the Northern District of California, Case No. 12-CV-2443; entitled Jose Garcia v. City and County of San Francisco, et al.; other material terms of said settlement are waiver of the \$16,509 San Francisco General Hospital lien. (City Attorney)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
8. [150290](#) **[Settlement of Lawsuit - Helen Nguy - \$225,000]**  
Ordinance authorizing settlement of the lawsuit filed by Helen Nguy against the City and County of San Francisco for \$225,000; the lawsuit was filed on April 10, 2013, in San Francisco Superior Court, Case No. CGC-13-530519; entitled Helen Nguy v. CCSF, et al. (City Attorney)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
9. [150186](#) **[Settlement of Unlitigated Claims - ASI Fox Plaza LLC, and APN Fox Plaza LLC - \$3,375,000]**  
Resolution approving the settlement of two unlitigated claims filed by ASI Fox Plaza LLC, and APN Fox Plaza LLC, against the City and County of San Francisco for \$3,375,000; claims were filed on May 13, 2013. (City Attorney)
- Question: Shall this Resolution be ADOPTED?**
10. [150187](#) **[Settlement of Unlitigated Claims - Archstone Concourse LLC, and Archstone Showplace Square LLC - \$1,731,250]**  
Resolution approving the settlement of two unlitigated claims filed by Archstone Concourse LLC, and Archstone Showplace Square LLC, against the City and County of San Francisco for \$1,731,250; claims were filed on April 15, 2013. (City Attorney)
- Question: Shall this Resolution be ADOPTED?**

11. [150188](#) **[Settlement of Unlitigated Claims - The Regents of the University of California - \$235,547.71]**

Resolution approving the settlement of the unlitigated claims by The Regents of the University of California against the City and County of San Francisco for \$235,547.71; claims were filed on July 30, 2013, and December 1, 2014. (City Attorney)

**Question: Shall this Resolution be ADOPTED?**

12. [150264](#) **[Settlement of Unlitigated Claim - Tim and Jennifer Barrett - \$78,988.36]**

Resolution approving the settlement of the unlitigated claim filed by Tim and Jennifer Barrett against the City and County of San Francisco for \$78,988.36; claim was filed on January 9, 2014. (City Attorney)

**Question: Shall this Resolution be ADOPTED?**

### **Recommendations of the Land Use and Transportation Committee**

*Present: Supervisors Cohen, Wiener, Kim*

13. [141266](#) **[Planning Code - Off-Street Parking Exceptions]**

**Sponsor: Breed**

Ordinance amending the Planning Code to permit certain exceptions from off-street parking and loading requirements for lots that front on a curbside transit lane or bikeway, for lots in Residential Mixed Districts, and in order to bring buildings into greater conformity with yard, setback, and other building requirements; to include parking in excess of what is principally permitted and located above ground in the floor-area ratio calculation with an exception for pipeline projects in the Van Ness Special Use District; modifying other floor-area ratio provisions; affirming the Planning Department's California Environmental Quality Act determination; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

04/14/2015; PASSED, ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

14. [150029](#) **[Planning Code - City Housing Balance Monitoring and Reporting]**

**Sponsor: Kim**

Ordinance amending the Planning Code to require the Planning Department to monitor the balance between new market rate housing and new affordable housing, and publish a bi-annual Housing Balance Report; requiring an annual hearing at the Board of Supervisors on strategies for achieving and maintaining the required housing balance in accordance with San Francisco's housing production goals; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

04/14/2015; PASSED, ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

15. [150150](#) **[Building Code - Permit Fee Calculation]**  
Ordinance amending the Building Code to clarify that the Department of Building Inspection may use multiple data sources to determine annual adjustments to the construction cost schedule for permit issuance fees; and affirming the Planning Department's determination under the California Environmental Quality Act. (Building Inspection Commission)

04/14/2015; PASSED, ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

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

*Present: Supervisors Mar, Christensen, Wiener*

16. [150191](#) **[Health Code - Wild or Exotic Animals for Public Entertainment or Amusement]**  
**Sponsors: Tang; Wiener, Yee and Farrell**  
Ordinance amending the Health Code to prohibit the performance of wild or exotic animals for public entertainment or amusement.

04/14/2015; PASSED, ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

**Recommendations of the Rules Committee**

*Present: Supervisors Avalos, Tang, Cohen*

17. [150286](#) **[Appointments, Energy Efficiency Coordinating Committee - Sam Moss, Avni Jamdar, Holly Kaufman, James Bryant, Renae Steichen, and Miriam Zuozuonis]**  
Motion appointing Sam Moss, Avni Jamdar, Holly Kaufman, James Bryant, Renae Steichen, and Miriam Zuozuonis, for one year terms yet to be determined, to the Energy Efficiency Coordinating Committee. (Rules Committee)

**Question: Shall this Motion be APPROVED?**

18. [150339](#) **[Appointment, Bicycle Advisory Committee - Ilyse Magy]**  
Motion appointing Ilyse Magy to the Bicycle Advisory Committee, term ending November 19, 2016, or for the tenure of the nominating Supervisor, whichever is shorter in duration. (Rules Committee)

**Question: Shall this Motion be APPROVED?**

## REGULAR AGENDA

### UNFINISHED BUSINESS

#### Recommendation of the Budget and Finance Sub-Committee

*Present: Supervisors Farrell, Tang*

19. [150248](#) **[Contract - Cypress Security - Armed and Unarmed Security Services - \$38,314,208.17]**  
Resolution approving the contract with Cypress Security to provide Armed and Unarmed Security Services in the amount of \$38,314,208.17 for an initial term of three years to commence following Board approval, with an additional three-year option to extend. (Municipal Transportation Agency)
- (Fiscal Impact)
- 03/31/2015; CONTINUED.  
04/14/2015; CONTINUED.
- Question: Shall this Resolution be ADOPTED?**

### NEW BUSINESS

#### Recommendations of the Budget and Finance Committee

*Present: Supervisors Farrell, Mar, Yee, Wiener*

20. [141268](#) **[Five-Year Financial Plan - FYs 2015-2016 through 2019-2020]**  
**Sponsor: Mayor**  
Resolution adopting the City's Five-Year Financial Plan for FYs 2015-2016 through 2019-2020, pursuant to Charter, Section 9.119.
- Question: Shall this Resolution be ADOPTED?**

*Present: Supervisors Farrell, Mar, Tang, Yee, Wiener*

21. [150223](#) **[Five-Year Information and Communication Technology Plan - FYs 2016-2020]**  
**Sponsors: Mayor; Breed**  
Resolution adopting the City's Five-Year Information and Communication Technology Plan for FYs 2016-2020, pursuant to Administrative Code, Section 22A.6.
- Question: Shall this Resolution be ADOPTED?**

22. [150224](#) **[Ten-Year Capital Expenditure Plan - FYs 2016-2025]**  
**Sponsors: Mayor; Breed**  
Resolution adopting the City's Ten-Year Capital Expenditure Plan for FYs 2016-2025, pursuant to Administrative Code, Section 3.20.

**Question: Shall this Resolution be ADOPTED?**

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

*Present: Supervisors Farrell, Tang*

23. [150244](#) **[Appropriation - Developer Contributions and Reimbursement - Public Works - \$6,354,478 - FY2014-2015]**  
**Sponsor: Tang**  
Ordinance appropriating \$6,354,478 of Developer Contributions and Reimbursements to Public Works in FY2014-2015 for necessary repairs and seismic improvements in order to better prepare San Francisco for a major earthquake or natural disaster, and placing \$2,338,024 of Series Earthquake Safety and Emergency Response (ESER 2010) General Obligation Bond Proceeds on Budget and Finance Committee Reserve pending future re-appropriation.

(Fiscal Impact)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

*Present: Supervisors Farrell, Tang, Mar*

24. [150189](#) **[Agreement Amendment - Motorola, Inc. - 800 MHz Radio System Project - \$30,378,734]**  
Resolution authorizing the Department of Technology to enter into the Eighth Amendment of the Citywide 800 MHz Radio System Project Agreement between the City and County of San Francisco and Motorola, Inc., to increase the contract amount to \$30,378,734 for the remaining term through September 21, 2017. (Department of Technology)

(Fiscal Impact)

**Question: Shall this Resolution be ADOPTED?**

*Present: Supervisors Farrell, Tang*

25. [150211](#) **[Lease and Use Agreement Modifications - Air France, and Cathay Pacific Airways, Limited - Estimated Minimum Combined Rent of \$29,666,807.61]**  
Resolution approving Modification No. 1 to 2011 Lease and Use Agreement No. L10-0076 with Air France, and Modification No. 2 to L10-0081 with Cathay Pacific Airways Limited, and the City and County of San Francisco, acting by and through its Airport Commission, for changes in demised premises, with an estimated minimum combined rent of \$29,666,807.61 for the remainder of the lease terms, expiring on June 30, 2021. (Airport Commission)

**Question: Shall this Resolution be ADOPTED?**

26. [150237](#) **[Lease and Use Agreement Modification - Delta Air Lines, Inc. - Estimated Rent of \$74,192,941.78]**

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

**Question: Shall this Resolution be ADOPTED?**

*Present: Supervisors Farrell, Tang, Mar*

27. [150292](#) **[Agreement Amendment - URS Corporation - Engineering Services - New Irvington Tunnel Project - Not to Exceed \$15,873,561]**

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No. 5 to Agreement No. CS-820, New Irvington Tunnel Project, Engineering Services, with URS Corporation, in order to allow URS Corporation to continue as design engineer of record for the construction of the tunnel, increasing the agreement amount by \$1,000,000 for a total amount not to exceed \$15,873,561 with no change to the contract duration, pursuant to Charter, Section 9.118. (Public Utilities Commission)

(Fiscal Impact)

**Question: Shall this Resolution be ADOPTED?**

*Present: Supervisors Farrell, Tang*

28. [150311](#) **[Accept and Expend Grant - Mansell Corridor Project - \$848,059]**

**Sponsor: Avalos**

Resolution retroactively authorizing the Recreation and Park Department to accept and expend an Urban Greening for Sustainable Communities Grant in the amount of \$848,059 from the California Natural Resources Agency for the Mansell Corridor Project in McLaren Park for the period of February 1, 2015, through May 1, 2017.

**Question: Shall this Resolution be ADOPTED?**

29. [150334](#) **[Accept and Expend Grant - Edward Byrne Memorial Justice Assistance Grant Program - \$1,045,625]**

**Sponsor: Breed**

Resolution retroactively authorizing the Department of Children, Youth, and Their Families to accept and expend a grant from the U.S. Department of Justice, Bureau of Justice Assistance, passed through the State of California, Board of State and Community Corrections, through the Edward Byrne Memorial Justice Assistance Grant Program, for a multidisciplinary partnership to reduce recidivism for disconnected transitional-age youth and providing a framework for preventing the school-to-prison pipeline in the amount of \$1,045,625 for the period of March 1, 2015, through December 31, 2015.

**Question: Shall this Resolution be ADOPTED?**

**Recommendations of the Land Use and Transportation Committee**

*Present: Supervisors Cohen, Wiener, Kim*

**30. [120967](#) [Transportation, Police, Administrative, and Business and Tax Regulations Codes - Motor Vehicles for Hire]**

**Sponsor: Wiener**

Ordinance amending the Transportation Code to clarify the Director of Transportation's authority to designate staff to enforce parking laws; grant the Municipal Transportation Agency authority to subpoena evidence and testimony relevant to enforcement of motor vehicle for hire regulations; increase the penalty for driving or operating a taxi without a permit; making it a misdemeanor to operate a taxi without a functioning taximeter; and making it a misdemeanor for an operator of a charter party carrier to refuse to produce a waybill; amending the Police Code to repeal all sections governing motor vehicles for hire; and amending the Business and Tax Regulations and Administrative Codes to repeal sections governing fees related to motor vehicle for hire permits.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**31. [150117](#) [Administrative Code - Relocation Payments to Evicted Tenants]**

**Sponsors: Campos; Kim, Avalos and Mar**

Ordinance amending the Administrative Code to modify the calculation of the difference between the rent paid by an evicted tenant and market rent (rental payment differential) by having the Controller use data from RealFacts based on number of bedrooms, or another data source providing reliable market data; to cap relocation payments based on the rental payment differential at \$50,000; to require the tenant to submit to the landlord a sworn statement of intent to use the relocation payment solely for housing or other relocation costs; to require the tenant to keep proof of expenditures on relocation costs for at least three years after vacating the unit, and to make copies available to the landlord within ten business days of a request; and to require the tenant to reimburse the landlord any portion of the relocation payment not expended on relocation costs within three years after vacating the unit.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**32. [150316](#) [Approving the Nominations of Five Priority Conservation Areas]**

**Sponsors: Mar; Cohen**

Resolution authorizing the nomination of five new Priority Conservation Areas: Palou Phelps Natural Area, Bayview Hill Natural Area, Green Connections-McLaren Park Pivot, Crosstown Trail-Connecting Twin Peaks Bio-Region/Glen Canyon, and the San Francisco Bay Area Water Trail.

03/31/2015; RE-REFERRED to the Land Use and Transportation Committee.

**Question: Shall this Resolution be ADOPTED?**

**Recommendation of the Rules Committee**

*Present: Supervisors Avalos, Tang, Cohen*

33. [150222](#) **[Administrative Code - Membership and Functions of the Our Children, Our Families Council]**  
**Sponsor: Yee**  
Ordinance amending the Administrative Code to establish the membership of the Our Children, Our Families Council; and to address its structure and functions as provided in Charter, Section 16.127-7.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

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

**COMMITTEE REPORTS**

*Reports from committees, if any, recommending emergency or urgent measures.*

*The following items will be considered by the Public Safety and Neighborhood Services Committee at a Regular Meeting on Thursday, April 16, 2015, at 2:00 p.m. The Chair intends to request the Committee to send the following items to the Board as Committee Reports on Tuesday, April 21, 2015.*

34. [150242](#) **[Health Code - Ban on Smokeless Tobacco Use - Defining Tobacco Product to Include Devices for Using Tobacco]**  
**Sponsors: Farrell; Mar, Avalos, Tang, Christensen, Wiener and Cohen**  
Ordinance amending the Health Code to ban the use of smokeless tobacco products in stadiums, sports arenas, and playing fields; amending the definition of tobacco product to include a device or any portion of a device used to consume tobacco products; and making environmental findings.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

35. [141173](#) **[Liquor License Transfer - 201 Folsom Street]**  
Resolution determining that the transfer of a Type 21 off-sale general license from 225-11th Street to 201 Folsom Street, Suite 101 (District 6), to Christopher Foley for SMARKET LLC, dba Market on Main, 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)

**Question: Shall this Resolution be ADOPTED?**

36. [150112](#) **[Liquor License Transfer - 4448 Mission Street]**  
Resolution determining that the transfer of a Type 21 off-sale general license from 298 Munich Street to 4448 Mission Street (District 11), to Esperanza Gudino for the Golden State Market and Deli, 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)

**Question: Shall this Resolution be ADOPTED?**

*The following item will be considered by the Land Use and Transportation Committee at a Regular Meeting on Monday, April 20, 2015, at 1:30 p.m. The Chair intends to request the Committee to send the following item to the Board as a Committee Report on Tuesday, April 21, 2015.*

37. [150246](#) **[Planning Code - Landmark Designation - 2178-2174 Market Street (aka Swedish American Hall Building)]**  
**Sponsor: Wiener**  
Ordinance designating 2178-2174 Market Street (aka Swedish American Hall Building), Assessor's Block No. 3542, Lot No. 017, as a Landmark under Planning Code, Article 10; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

### 38. ROLL CALL FOR INTRODUCTIONS

*Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.*

### 39. PUBLIC COMMENT

*An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.*

*Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.*

**FOR ADOPTION WITHOUT COMMITTEE REFERENCE**

*These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.*

*Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.*

**Items 40 through 46**

- 40. [150374](#) [Margie Stokes Day - May 2, 2015]**  
**Sponsor: Avalos**  
Resolution commending Margie Stokes on the occasion of her 81st birthday for her leadership, commitment, and uncompromising dedication to San Francisco's children, families, and child care providers; and declaring May 2, 2015, Margie Stokes Day in the City and County of San Francisco.
- 04/14/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 41. [150375](#) [Opposing Fast Tracking of the Trans-Pacific Partnership (TPP), Expressing Concerns about Elements of the TPP, and Supporting Fair Trade Practices that Protect Jobs, Workers, the Environment, and the Free and Open Internet]**  
**Sponsor: Avalos**  
Resolution urging San Francisco's representatives in Congress to oppose Trade Promotion Authority ("Fast Track Authority") for the proposed Trans-Pacific Partnership Agreement (TPP); expressing concerns about draft elements of the TPP; and supporting fair trade practices and agreements that protect jobs, workers, the environment, and the free and open Internet to improve the quality of life in all signatory countries, maintain the integrity and sovereignty of our judicial system, promote free speech, privacy rights, and protection of whistleblowers, and to prevent multinational corporations from being granted excessive power to undermine national and local governmental authority to create reasonable rules and regulations.
- 04/14/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 42. [150376](#) [The Junior League of San Francisco, Inc., Women at the Center Honors Day - May 4, 2015]**  
**Sponsor: Farrell**  
Resolution declaring May 4, 2015, as The Junior League of San Francisco, Inc., Women at the Center Honors Day in the City and County of San Francisco.
- 04/14/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

**43. [150377](#) [Supporting Assembly Bills 404 (Chiu), 1385, and 1397 (Ting) - Community Colleges and Accreditation]**

**Sponsors: Mar; Yee**

Resolution supporting Assembly Bill 404, authored by Assembly Member David Chiu, and Assembly Bills 1385 and 1397, authored by Assembly Member Phil Ting, to reform rules and procedures in California's community college accreditation process.

04/14/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

**44. [150378](#) [Supporting Senate Bill 716 (Lara) - Prohibiting Abusive Behavior Towards the Elephant]**

**Sponsors: Tang; Wiener**

Resolution supporting California Senate Bill 716, authored by State Senator Lara, which prohibits the discipline, management, or training of the elephant by specific methods, including the use of a bullhook, ankus, guide, or pitchfork in California.

04/14/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

**45. [150379](#) [Approving the Nomination of the California Coastal Trail as a Priority Conservation Area]**

**Sponsor: Tang**

Resolution authorizing the nomination of the California Coastal Trail as a Priority Conservation Area by the Association of Bay Area Governments.

04/14/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

**46. [150380](#) [Armenian Genocide Commemoration Day - April 24, 2015]**

**Sponsors: Wiener; Yee**

Resolution declaring April 24, 2015, as Armenian Genocide Centennial Commemoration Day in the City and County of San Francisco.

04/14/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

**47. IMPERATIVE AGENDA**

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

*[Serious Injury Finding]*

Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

*[Purely Commendatory Finding]*

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

*[Brown Act Finding]*

Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

**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.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on [http://www.sfbos.org/legislation\\_introduced](http://www.sfbos.org/legislation_introduced).

**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**

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

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

04/07/2015; RECEIVED FROM DEPARTMENT.

04/21/2015; ASSIGNED UNDER 30 DAY RULE to the Land Use and Transportation Committee.

**PROPOSED RESOLUTION**

**150360 [Report of Assessment Costs for Blighted Properties]**

Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Public Works)

04/07/2015; RECEIVED FROM DEPARTMENT.

04/21/2015; RECEIVED AND ASSIGNED to the Board of Supervisors.

**150386 [Petitions and Communications]**

Petitions and Communications received from April 6, 2015, through April 13, 2015, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on April 21, 2015.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information will not be redacted.

From Public Health, submitting report of feasible technologies for implementation of Article 38. Copy: Each Supervisor. (1)

From Controller, submitting report on ABC Parking revenues for Kezar Lot from February 2012 through January 2014. Copy: Each Supervisor. (2)

From Public Utilities Commission, regarding public participation in development and implementation of a Groundwater Sustainability Plan for the North Westside Groundwater Basin. Copy: Each Supervisor. (3)

From Sheriff, submitting waiver request for Rapid Notify, Inc. Copy: Each Supervisor. (4)

From Airport, submitting waiver request for Gartner, Inc. Copy: Each Supervisor. (5)

From Environment, regarding CleanPowerSF. Copy: Each Supervisor. (6)

From Roland Salvato, regarding emission standards for tour buses. Copy: Each Supervisor. (7)

From Charles Byrd, regarding police body camera program. Copy: Each Supervisor. (8)

From Martin Reed, regarding Commission on Education. Copy: Each Supervisor. (9)

From Treasurer and Tax Collector, submitting 2014 annual report for special school parking event permit revenue. Copy: Each Supervisor. (10)

From Theo Revlock, regarding project at 53 States Street. Copy: Each Supervisor. (11)

From Protect Noe's Charm, regarding demolition of 369 Valley Street. Copy: Each Supervisor. (12)

From Mayor Lee, designating Supervisor Tang as Acting-Mayor from April 9 to April 12. Copy: Each Supervisor. (13)

From Marilyn Vassallo, regarding kidnapping of 43 students in Mexico. Copy: Each Supervisor. (14)

From Controller, regarding Public Utilities Commission: Follow-up of 2012 Audit of the Job Order Contract Program. Copy: Each Supervisor. (15)

From Services & Advocacy for Gay, Lesbian, Bisexual & Transgender Elders, regarding LGBT Long-term Care Facility Residents' Bill of Rights. Copy: Each Supervisor. (16)

From Economic and Workforce Development, submitting quarterly dashboard for 4th quarter 2014. Copy: Each Supervisor. (17)

From City Administrator, regarding proposed Ten Year Capital Expenditure Plan for FYs 2016-2025. Copy: Each Supervisor. (18)

From Clerk of the Board, reporting that the following individuals have submitted Form 700 Statements as of April 6, 2015: (19)

Veneracion, April - Legislative Aide - Annual  
Lim, Victor - Legislative Aide - Annual

From Clerk of the Board, reporting that the following individuals have submitted Form 700 Statements as of April 10, 2015: (20)

Power, Andres - Legislative Aide - Annual  
Lee, Ivy - Legislative Aide - Annual  
Allbee, Nate - Legislative Aide - Annual and Leaving office  
Angulo, Sunny - Legislative Aide - Annual

## **ADJOURNMENT**