BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

Z

MEETING MINUTES

Tuesday, June 4, 2013 - 2:00 PM

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

Regular Meeting

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

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee	Wednesday
Supervisors Farrell, Mar, Avalos, Breed, Wiener	1:00 PM
Budget and Finance Sub-Committee	Wednesday
Supervisors Farrell, Mar, Avalos	10:00 AM
City and School District Select Committee	4th Thursday
Supervisors Kim, Avalos, Farrell, Commissioners Mendoza, Norton, Wynns	3:30 PM
Government Audit and Oversight Committee	2nd and 4th Thursday
Supervisors Cohen, Tang, Campos	10:00 AM
Land Use and Economic Development Committee	Monday
Supervisors Wiener, Kim, Chiu	1:30 PM
Neighborhood Services and Safety Committee	1st and 3rd Thursday
Supervisors Campos, Mar, Yee	10:00 AM
Rules Committee	1st and 3rd Thursday
Supervisors Yee, Breed, Cohen	1:30 PM

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

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:07 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Farrell, seconded by Supervisor Campos, moved to approve the April 23, 2013, Board Meeting Minutes. The motion carried by the following vote:

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

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendations of the Budget and Finance Sub-Committee

130226 [Park Code - South of Market West Skatepark and Dog Park] Sponsor: Kim

Ordinance amending the Park Code to designate portions of the property (Assessor's Block No. 3513, Lot Nos. 071 and 074) leased by the City and County of San Francisco from the State of California, immediately under and adjacent to the portions of the Central Freeway located between Otis and Stevenson Streets and between Valencia and Stevenson Streets and partially bounded by Duboce Avenue and referred to as "South of Market (SoMa) West Skatepark and Dog Park," as a "park" within the meaning of the Park Code and to authorize the Recreation and Park Department's Park Patrol to patrol those portions of the leased property; and making environmental findings, and findings of consistency with the General Plan.

Ordinance No. 103-13

FINALLY PASSED

130363 [Appropriation - Road Repaving and Street Safety General Obligation Bonds, 2011, Series 2013C - \$133,275,000 - FY2012-2013]

Sponsors: Mayor; Wiener, Yee, Chiu and Mar

Ordinance appropriating \$133,275,000 of the Road Repaving and Street Safety General Obligation Bonds, 2011, Series 2013B, Proceeds including \$122,058,097 to the Department of Public Works and \$11,216,903 to the Municipal Transportation Agency for resurfacing, sidewalk, curb ramp, and street structure improvements, the redesign of street streetscapes to include pedestrian and bicycle safety improvements, and traffic signal improvements to support transit priority for FY2012-2013 and placing these funds on Controller's Reserve pending the sale of the bonds. (Fiscal Impact)

Ordinance No. 104-13

FINALLY PASSED

130368 [Appropriation - Earthquake Safety and Emergency Response General Obligation Bonds, 2011, Series 2013B - \$31,905,000 - FY2012-2013] Sponsors: Mayor: Chiu

Ordinance appropriating \$31,905,000 of the Earthquake Safety and Emergency Response General Obligation Bonds, 2010, Series 2013B, Proceeds to the Department of Public Works in FY2012-2013 for necessary repairs and seismic improvements in order to better prepare San Francisco for a major earthquake or natural disaster; and placing these funds on Controller's Reserve pending the sale of the bonds.

Ordinance No. 105-13

FINALLY PASSED

130371 [Appropriation and De-Appropriation - Clean and Safe Neighborhood Park General Obligation Bonds, 2012, Series 2013A - \$74,030,000 - FY2012-2013]

Sponsors: Mayor; Farrell, Wiener, Chiu, Avalos, Kim and Mar

Ordinance appropriating \$74,030,000 of the Clean and Safe Neighborhood Park General Obligation Bonds, 2012, Series 2013A, Proceeds including \$55,156,304 to the Recreation and Parks Department and \$18,873,696 to the Port for the renovation, repair, and construction of parks and open spaces (Proposition B) in FY2012-2013 and placing these funds on Controller's Reserve pending the sale of the bonds.

Ordinance No. 106-13

FINALLY PASSED

Recommendation of the Government Audit and Oversight Committee

130318 [Transportation Code - Extension of Abandoned Vehicle Abatement Fee] Sponsor: Cohen

Ordinance amending the Transportation Code, Division I, Section 4.4, to authorize the Service Authority for the Abatement of Abandoned Vehicles (the San Francisco Municipal Transportation Agency Board) to extend the \$1 abandoned vehicle abatement fee on all vehicles registered to City residents for ten years, from June 1, 2013, through May 31, 2023, and making environmental findings.

(Fiscal Impact)

Ordinance No. 101-13

FINALLY PASSED

Recommendations of the Land Use and Economic Development Committee

130070 [Planning Code - Duboce Park Historic District]

Sponsors: Wiener; Campos

Ordinance amending the Planning Code, by adding a new Appendix N to Article 10, Preservation of Historical, Architectural, and Aesthetic Landmarks, to create the Duboce Park Historic District; and making findings, including environmental findings, and findings of consistency with the General Plan, and Planning Code, Section 101.1(b).

Ordinance No. 107-13

FINALLY PASSED

130359 [Sale of Easement - Public Utilities Commission to Pacific Gas & Electric Company - Watershed Lands Near Edgewood Road, Unincorporated San Mateo County -\$2,200]

Resolution approving and authorizing the sale of an easement on the City and County of San Francisco's property, consisting of approximately 7,800 square feet of watershed lands in unincorporated San Mateo County, near Edgewood Road, by the Public Utilities Commission, for the price of \$2,200; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the General Plan and the priority policies of Planning Code, Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. (Real Estate Department)

Resolution No. 170-13

ADOPTED

Recommendations of the Rules Committee

130406 [Appointments, Bicycle Advisory Committee - Kevin Dole and Bert Hill] Motion appointing Kevin Dole and Bert Hill, terms ending November 19, 2014, to the Bicycle Advisory Committee. (Clerk of the Board)

Motion No. M13-066

APPROVED

130408 [Appointments, Urban Forestry Council - Andrew Sullivan and Dan Kida] Motion appointing Andrew Sullivan and Dan Kida, terms ending November 18, 2014, to the Urban Forestry Council. (Clerk of the Board)

Motion No. M13-067 APPROVED

130445 [Appointment, Graffiti Advisory Board - Daniel Kling]

Motion appointing Daniel Kling, term ending April 10, 2015, to the Graffiti Advisory Board. (Clerk of the Board)

Motion No. M13-068

APPROVED

The foregoing items were acted upon by the following vote:

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Land Use and Economic Development Committee

130182 [Police, Administrative Codes - Entertainment-Related Permits] Sponsors: Wiener; Chiu and Campos

Ordinance amending the Police Code to clarify permit requirements and procedures, as well as to expand suspension, citation, and enforcement provisions regarding Entertainment Commission permits, including Place of Entertainment Permits, Limited Live Performance Permits, Temporary Place of Entertainment Permits, Temporary Limited Live Performance Permits, Extended-Hours Premises Permits, and Temporary Extended-Hours Premises Permits, and noise limits and standards; amending the Administrative Code to clarify fee setting and reporting procedures; and making environmental findings.

Ordinance No. 100-13

FINALLY PASSED by the following vote:

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

NEW BUSINESS

Recommendations of the Budget and Finance Committee

130340 [Park Code - Farmers' Market Permits]

Sponsor: Wiener

Ordinance amending Park Code, Section 7.21, to authorize Farmers' Markets on Recreation and Park Department property to operate more than once a week, and specifying the applicable permit fee; and making environmental findings.

PASSED, ON FIRST READING by the following vote:

130341 [Real Property Acquisition - Park Purposes - 3861-24th Street - \$4,242,510] Sponsors: Wiener; Campos

Resolution authorizing the acquisition of real property at 3861-24th Street, Assessor's Block No. 6509, Lot No. 040, for \$4,242,510 for park purposes, from the Noe Valley Ministry PCUSA; finding that the proposed transaction is in conformance with the City's General Plan and the priority policies of Planning Code, Section 101.1, and categorically exempt from environmental review as under the California Environmental Quality Act.

(Fiscal Impact)

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

Resolution No. 171-13

ADOPTED by the following vote:

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

130482 [Appropriation - Port Revenue Bond Proceeds, Surplus Revenues, and Expenditures of Supporting Capital Projects - \$34,722,930 - FY2012-2013] Sponsors: Mayor; Chiu

Ordinance appropriating \$34,722,930 consisting of \$25,265,500 of 2013 Port Revenue Bond Series A and B proceeds, \$849,680 of Interest Earnings, \$6,445,220 from 2010 Revenue Bond funded projects, \$1,689,074 from 2012 Certificates of Participation Series B funded projects and \$473,456 from Port Capital Funded projects to the Port Commission in FY2012-2013 for the development of the Cruise Terminal Project at Pier 27 and the Northern Waterfront Historic Pier Structures Repair Project.

PASSED, ON FIRST READING by the following vote:

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

130448 [Contract Amendment - Port of San Francisco - Pier 27 James R. Herman Cruise Ship Terminal and Northeast Wharf Plaza - Not to Exceed \$11,491,708]

Resolution authorizing the Executive Director of the Port of San Francisco to execute an amendment to the contract with Kaplan, McLaughlin, and Diaz Architects, and Pfau Long Architecture, a Joint Venture, for architectural and engineering design services for the Pier 27 James R. Herman Cruise Ship Terminal and Northeast Wharf Plaza Project at Pier 27 to increase the not to exceed contract amount by \$1,541,708 from \$9,950,000 to \$11,491,708 for the period of November 10, 2009, through December 31, 2014. (Port)

Privilege of the floor was granted to Megan Wallace and Kip Vonblond (Port) and Jon Givner, Deputy City Attorney, who responded to questions raised throughout the discussion.

Resolution No. 172-13

ADOPTED by the following vote:

Ayes: 9 - Avalos, Breed, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener Noes: 2 - Campos, Yee

130488 [Issuance - Port Revenue Bonds - James R. Herman Cruise Terminal Project - Not to Exceed \$25,300,000]

Sponsors: Mayor; Chiu

Resolution authorizing the issuance of not to exceed \$25,300,000 aggregate principal amount of Port Revenue Bonds for the purpose of financing capital improvements related to Phase II of the James R. Herman Cruise Terminal Project located at Pier 27 and for improvements to Northern Waterfront Historic Piers; authorizing the Port to cause the preparation of such documents necessary in connection with the issuance of said Port revenue bonds; stating the official intent of the Port to reimburse itself with tax-exempt bonds for expenditures made or to be made for the acquisition, construction, or improvement of the project; authorizing the Port to borrow funds on an interim basis from the City's commercial paper program; and related matters.

Resolution No. 173-13

ADOPTED by the following vote:

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

130428 [Accept and Expend Grant - California Cultural and Historical Endowment Grant for Pier 70 Union Iron Works Stabilization Project - \$250,000] Sponsors: Mayor; Cohen

Resolution authorizing the Port to accept and expend a grant in the amount of \$250,000 from the California Cultural and Historical Endowment Under the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 for the Pier 70 Union Iron Works Machine Shop Stabilization Project for the period of June 15, 2013, through December 31, 2014.

Resolution No. 166-13

ADOPTED by the following vote:

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

Recommendations of the Budget and Finance Sub-Committee

130465 [Settlement of Claims, Litigation, and Appropriation - Water Pipeline Break - 15th Avenue and Wawona Street - Not to Exceed \$4,000,000] Sponsors: Yee; Chiu

Ordinance authorizing the Public Utilities Commission (SFPUC) and the City Attorney's Office to approve settlements of claims or litigation arising out of the February 27, 2013, accidental break of the SFPUC's water transmission pipeline on 15th Avenue between West Portal Avenue and Wawona Street in San Francisco for amounts exceeding \$25,000 per claim, notwithstanding Administrative Code, Section 10.22 et.seq., subject to a total amount not to exceed \$4,000,000 if the Controller certifies availability of funds, and subject to periodic reporting to the Board of Supervisors Rules Committee; and appropriating \$4,000,000 from the Water Enterprise Fund Balance for such purpose.

PASSED, ON FIRST READING by the following vote:

130295 [Real Property Lease Renewal and Amendment - 1390 Market Street - BRCP 1390 Market, LLC - Monthly Rent of \$82,818.07]

Resolution authorizing the five year renewal and amendment of a lease of approximately 27,826 square feet of space at 1390 Market Street with BRCP 1390 Market, LLC, as Landlord, for use by the Department of Public Health at the monthly cost of \$82,818.07 for the period of December 1, 2013, through November 30, 2018. (Real Estate Department) (Fiscal Impact)

Resolution No. 174-13

ADOPTED by the following vote:

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

130391 [Airport Professional Services Agreement Amendment - Curbside Management Program - Not to Exceed \$14,636,814]

Resolution approving Amendment No. 1 to Professional Services Agreement, Airport Contract No. 8994, Manage and Staff the Curbside Management Program, between FSP PPM Management, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, in an amount not to exceed \$14,636,814, pursuant to Charter, Section 9.118(b), for the period of July 1, 2013, through June 30, 2014. (Airport Commission)

Resolution No. 175-13

ADOPTED by the following vote:

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

130418 [Retail Lease - Sega Food Groups, Inc. - 133 O'Farrell Street - Annual Base Rent of \$180,000]

Sponsor: Chiu

Resolution authorizing the Municipal Transportation Agency to execute a retail lease agreement with Sega Food Groups, Inc., and Ramin Vahabi for approximately 1,127 square feet of retail space at 133 O'Farrell Street, for a 10 year term, plus two five year extension options, at an initial annual base rent of \$180,000 with annual increases.

Resolution No. 176-13

ADOPTED by the following vote:

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

130421 [Accept and Expend Grant - Highway Bridge Program - \$3,415,487] Sponsor: Cohen

Resolution authorizing the Department of Public Works to retroactively accept and expend a Federal grant in the amount of \$3,415,487 from the Federal Highway Administration for the Islais Creek Bridge Rehabilitation Project for the period of May 1, 2013, through March 31, 2015. (Fiscal Impact)

Resolution No. 177-13

ADOPTED by the following vote:

130422 [Contract for, Accept, and Expend Grant - Criminal Restitution Compact - Up to \$256,974]

Sponsor: Cohen

Resolution authorizing the Office of the District Attorney to contract for, accept, and expend up to \$256,974 allocated from the California Victim Compensation and Government Claims Board for a project entitled the Criminal Restitution Compact for the period of July 1, 2013, through June 30, 2016.

Resolution No. 178-13

ADOPTED by the following vote:

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

Recommendations of the Government Audit and Oversight Committee

130419 [Resolution of Intention - Top of Broadway Community Benefit District] Sponsor: Chiu

Resolution declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) to be known as the "Top of Broadway Community Benefit District" and levy a multi-year assessment on identified parcels in the district; approving the Management District Plan, Engineer's Report, and proposed boundaries map for the district; ordering and setting a time and place for a public hearing thereon; approving the form of the Notice of Public Hearing and Assessment Ballots; directing environmental findings; and directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting as required by law.

Resolution No. 165-13

ADOPTED by the following vote:

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

130470 [Resolution of Intention - Renew and Expand the Central Market Community Benefit District]

Sponsor: Kim

Resolution declaring the intention of the Board of Supervisors to renew and expand the property-based business improvement district (community benefit district) to be known as the "Central Market Community Benefit District" and levy a multi-year assessment on all parcels in the district; approving the Management District Plan, Engineer's Report, and proposed boundaries map for the district; ordering and setting a time and place for a public hearing thereon; approving the form of the Notice of Public Hearing and Assessment Ballot Proceeding, and Assessment Ballot; directing environmental findings; and directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting as required by law.

Resolution No. 167-13

ADOPTED by the following vote:

Recommendations of the Land Use and Economic Development Committee

111278 [Planning Code, Zoning Map - Establishing the Art and Design Educational Special Use District - 1111 Eighth Street]

Sponsor: Cohen

Ordinance amending the Planning Code, by adding Section 249.67, and the Zoning Map, Section Map SU08, to establish the Art and Design Educational Special Use District at 1111 Eighth Street to facilitate the continued operation of the California College of the Arts, and provide a regulatory scheme for a potential future phased expansion of the campus; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1.

PASSED, ON FIRST READING by the following vote:

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

120488 [Environment Code - Bottle Filling Stations]

Sponsor: Chiu

Ordinance amending the Environment Code, by adding Chapter 23, to require new buildings that have drinking fountains to provide bottle filling stations; and making environmental and other findings.

Supervisor Chiu, seconded by Supervisor Mar, moved that this Ordinance be AMENDED on Page 3, Lines 6 and 7, by adding 'California Title 24 accessibility' before 'standards'; and deleting 'of the Americans with Disabilities Act'. The motion carried by the following vote:

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

PASSED ON FIRST READING AS AMENDED by the following vote:

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

130180 [Planning Code - Pre-Application Meetings in Production/Distribution/Repair-1-B (Light Industrial Buffer) District]

Sponsor: Cohen

Ordinance amending the Planning Code, by adding Section 313, to require pre-application meetings for certain projects in the Product/Distribution/Repair -1-B (Light Industrial Buffer) District; and making environmental, General Plan, and Planning Code, Section 101(b), findings.

PASSED, ON FIRST READING by the following vote:

Recommendations of the Neighborhood Services and Safety Committee

130233 [Comprehensive Immigration Reform Including Same-Sex Couples] Sponsors: Campos; Avalos, Wiener, Chiu, Yee, Kim, Mar and Cohen Resolution urging Congress to pass an inclusive comprehensive immigration reform that includes all families, including same-sex couples.

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

Resolution No. 180-13

ADOPTED by the following vote:

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

130245 [Liquor License Transfer - 522 Sutter Street]

Resolution determining that the transfer of a Type 21 off-sale general license from 539 Sutter Street to 522 Sutter Street (District 3), to Naser J. Zakout for the Theatre Too Café, will serve the public convenience or necessity of the City and County and 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. (Neighborhood Services and Safety Committee)

Resolution No. 168-13

ADOPTED by the following vote:

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

<u>Referred Without Recommendation from the Neighborhood Services and Safety</u> <u>Committee</u>

130168 [Liquor License Transfer - 800 Post Street]

Resolution determining that the transfer of a Type 48 on-sale general public premises license from 493 Broadway Street to 800 Post Street (District 3), to Dan Cowan and Jim Saxton for UNX Enterprises, LLC, dba Café Royale, will serve the public convenience and necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4. (Neighborhood Services and Safety Committee)

Supervisor Chiu, seconded by Supervisor Yee, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee Resolution determining that the transfer of a Type 48 on-sale general public premises license from 493 Broadway Street to 800 Post Street (District 3), to Dan Cowan and Jim Saxton for UNX Enterprises, LLC, dba Café Royale, will serve the public convenience and 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. (Neighborhood Services and Safety Committee)

Resolution No. 179-13

ADOPTED AS AMENDED by the following vote:

Recommendations of the Rules Committee

130330 [Appointment, SOMA Community Stabilization Fund Community Advisory Committee - M. Alicia Duke]

Motion appointing M. Alicia Duke, term ending April 27, 2015, to the SOMA Community Stabilization Fund Community Advisory Committee. (Clerk of the Board)

Motion No. M13-069

APPROVED by the following vote:

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

130407 [Appointment, Ethics Commission - Brett Andrews]

Motion appointing Brett Andrews, term ending February 1, 2017, to the Ethics Commission. (Clerk of the Board)

Supervisor Avalos, seconded by Supervisor Campos, moved that this Motion be RE-REFERRED to the Rules Committee. The motion FAILED by the following vote: Ayes: 4 - Avalos, Campos, Kim, Mar

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

Motion No. M13-070

APPROVED by the following vote:

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

130410 [Appointments, Pedestrian Safety Advisory Committee - Pi Ra and Rebecca Hogue]

Motion appointing Pi Ra and Rebecca Hogue, terms ending March 28, 2015, to the Pedestrian Safety Advisory Committee. (Clerk of the Board)

Motion No. M13-071

APPROVED by the following vote:

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

Privilege of the Floor

Supervisor Avalos, seconded by Supervisor Campos, moved to suspend Rule 4.37 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, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Avalos introduced, welcomed, and presented a Certificate of Honor to Members of the California Domestic Workers Coalition, in particular, Mujeres Unidas y Activas and La Colectiva de Mujeres in recognition of their accomplishments and continued community support.

Supervisor Campos introduced, welcomed, and presented a Certificate of Honor to Andrea Tobar, Kindergarten Teacher, of the Marshall Elementary School, in recognition of his accomplishments and continued community support.

Supervisor Chiu introduced, welcomed, and presented a Certificate of Honor to Bill Wycko, Environmental Review Officer, of the Planning Department, in recognition of his 30 years of service with the City and County of San Francisco upon his retirement.

ROLL CALL FOR INTRODUCTIONS

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.

PUBLIC COMMENT

James Chaffee; expressed concerns relating to the SF Public Library. Dale Seymour; expressed various concerns relating to Carl's Jr. detriment to the Tenderloin. Pam Gill; expressed various concerns relating to live wires. Caroline; shared in poem certain concerns with the Board. Mark Berg: expressed concerns relating to taxi drivers. Sheryl McGuire; expressed concerns relating to taxi drivers and ride share. Walter Paulson; shared in song certain concerns with the Board. John Jergen: expressed various concerns relating to religious beliefs. Male Speaker; expressed various concerns relating to the Municipal Transportation Agency's Commission meeting. Shane Massin; expressed various concerns relating to Hayes Valley Farm. Dorian Maxwell; expressed various concerns relating to Municipal Transportation Agency. James Bosworth: expressed various concerns relating to the Municipal Transportation Agency's deficit. John DiDonna; shared in poetry certain concerns with the Board. Male Speaker; expressed various concerns relating to community transformations. Lance; expressed various concerns relating to the Central Subway project. Howard Wong; expressed various concerns relating to the Central Subway project budget. Male Speaker; expressed various concerrns relating to the Central Subway project. Nadia Williams; expressed various religious concerns relating the Central Subway project.

Male Speaker; expressed various religious concerns.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

130498 [Lafayette Park Grand Reopening]

Sponsors: Farrell; Campos

Resolution recognizing the grand reopening of the Lafayette Park and commending the Recreation and Park Department, Department of Public Works, Friends of Lafayette Park, and the entire project team, for their hard work and commitment to San Francisco's parks and its residents.

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

Resolution No. 181-13

ADOPTED

130457 [Final Map 7336 - 1080 Sutter Street]

Motion approving Final Map 7336, a 35 residential unit and one commercial unit, mixed-use condominium project, located at 1080 Sutter Street being a subdivision of Assessor's Block No. 0279, Lot No. 011, and adopting findings pursuant to the General Plan and City Planning Code, Section 101.1. (Public Works Department)

Motion No. M13-072

APPROVED

130475 [Final Map 7424 - 3500-19th Street]

Motion approving Final Map 7424, a 17 residential unit and two commercial unit, mixed-use condominium project, located at 3500-19th Street being a subdivision of Assessor's Block No. 3588, Lot No. 012, and adopting findings pursuant to the General Plan and City Planning Code, Section 101.1. (Public Works Department)

Motion No. M13-073

APPROVED

The foregoing items were acted upon by the following vote:

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

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Ordinances

120357 [Planning Code - Maximum Floor Area Ratios - Establishing the Van Ness Medical Use Subdistrict Within the Van Ness Special Use District - California Pacific Medical Center: Cathedral Hill Campus]

Sponsors: Mayor; Chiu, Farrell and Campos

Ordinance amending the Planning Code, Section 124, to allow a floor area ratio of 7.5:1 for a medical office building within the Van Ness Special Use District, Medical Use Subdistrict; amending Section 243 to include the establishment of the Van Ness Medical Use Subdistrict and associated controls; and adopting findings, including environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1.

04/10/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 5/10/2012.

06/04/13; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

120358 [Planning Code - Maximum Permitted Floor Area Ratio - Establishing the Cesar Chavez/Valencia Streets Medical Use Special Use District - California Pacific Medical Center: St. Luke's Campus]

Sponsors: Mayor; Chiu, Farrell and Campos

Ordinance amending the Planning Code, by adding Section 124(I), to allow a floor area ratio of 2.6 to 1 in the Cesar Chavez/Valencia Streets Medical Use Special Use District; adding Section 249.68 to establish the Cesar Chavez/Valencia Streets Medical Use Special Use District; and adopting findings, including environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1.

04/10/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 5/10/2012.

120359 [Planning Code, Zoning Map - California Pacific Medical Center: Cathedral Hill Campus]

Sponsors: Mayor; Chiu, Farrell and Campos

Ordinance amending the Planning Code, Zoning Map, Sectional Maps SU02 and HT02, to reflect the creation of the Van Ness Medical Use Subdistrict (Assessor's Block No. 0695, Lot Nos. 005 and 006, and Assessor's Block No. 0694, Lot Nos. 005, 006, 007, 008, 009, 009A, and 010); to allow an increase in height at Assessor's Block No. 0695, Lot Nos. 005 and 006, in order to allow for a new seismically safe hospital; and adopting findings, including environmental findings, Section 302, findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1.

04/10/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 5/10/2012.

06/01/12; NOTICED.

06/04/13; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

120360 [Planning Code, Zoning Map - California Pacific Medical Center: St. Luke's Campus]

Sponsors: Mayor; Chiu, Farrell and Campos

Ordinance amending the Planning Code, Zoning Map, Sectional Maps SU07 and HT07, to reflect the creation of the Cesar Chavez/Valencia Streets Medical Use Special Use District at the California Pacific Medical Center's St. Luke's Campus (Assessor's Block No. 6575,Lot Nos. 001 and 002, Assessor's Block No. 6576, Lot No. 021, and a portion of San Jose Avenue between Cesar Chavez Street and 27th Street); to allow increased heights in the western portion of the California Pacific Medical Center's St. Luke's Campus (all of Assessor's Block No. 6575, Assessor's Block No. 6576, Lot No. 21, and a portion of San Jose Avenue between Cesar Chavez Street and 27th Street) in order to allow for a new seismically safe replacement hospital; and adopting findings, including environmental findings, Section 302, findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1.

04/10/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 5/10/2012.

06/01/12; NOTICED.

06/04/13; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

120361 [Summary Street Vacation - Portion of San Jose Avenue Between 27th Street and Cesar Chavez Street - California Pacific Medical Center: St. Luke's Campus] Sponsors: Mayor; Chiu, Farrell and Campos

Ordinance ordering the summary street vacation of a portion of San Jose Avenue, between 27th Street and Cesar Chavez Street, as shown on Department of Public Works SUR Map No. 2012-001, dated May 14, 2012; rescinding an existing encroachment permit; making findings pursuant to the California Streets and Highways Code, Chapter 4, Sections 8330 et seq; adopting environmental findings pursuant to the California Environmental Quality Act, and findings that the actions contemplated herein are consistent with the General Plan and the eight priority policies of Planning Code, Section 101.1; and authorizing official acts in connection with this Ordinance.

04/10/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 5/10/2012.

06/01/12; NOTICED.

05/31/13; NOTICED.

120364 [Changing the Official Sidewalk Widths - Portions of Post Street, Geary Boulevard, Geary Street, Cedar Street, and Van Ness Avenue - California Pacific Medical Center: Cathedral Hill Campus]

Sponsors: Mayor; Chiu, Farrell and Campos

Ordinance amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," by adding thereto Section 1596, to change the official sidewalk width of the southerly side of Post Street, starting at the southeast intersection with Franklin Street, continuing east to the southwest intersection with Van Ness Avenue; the northerly side of Geary Boulevard, starting at the northeast intersection with Franklin Street, continuing east to the northwest intersection with Van Ness Avenue; the northerly side of Geary Street, starting at the northeast intersection of Van Ness Avenue; the northerly side of Geary Street, starting at the northeast intersection of Van Ness Avenue, continuing east 325 feet; both sides of Cedar Street, starting at the intersection with Van Ness Avenue, starting at the intersection with Geary Boulevard, continuing north to the intersection with Geary Boulevard, continuing north to the intersection with Cedar Street; making environmental findings and findings pursuant to the General Plan and Planning Code, Section 101.1; and requiring relocation, modification, or both, of facilities affected by the sidewalk width change.

04/10/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 5/10/2012.

06/04/13; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

120365 [Changing the Official Sidewalk Widths - Portions of Cesar Chavez Street, Valencia Street and 27th Street - California Pacific Medical Center: St. Luke's Campus] Sponsors: Mayor; Chiu, Farrell and Campos

Ordinance amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," by adding thereto Section 1591, to change the official sidewalk width of the southerly side of Cesar Chavez Street, starting at the southeast intersection with Guerrero Street, continuing east to the southwest intersection with Valencia Street; the westerly side of Valencia Street, starting at the southwest intersection with Cesar Chavez Street, continuing south to the northwest intersection with Duncan Street; and the northern portion of 27th Street, starting at the intersection of 27th Street and San Jose Avenue, continuing west for 44.24 feet; making environmental findings, and findings pursuant to the General Plan and Planning Code, Section 101.1; and requiring relocation, modification, or both, of facilities affected by the sidewalk width change.

04/10/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 5/10/2012.

06/04/13; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

120366 [Development Agreement - Sutter West Bay Hospitals - California Pacific Medical Center]

Sponsors: Mayor; Chiu, Farrell and Campos

Ordinance approving a Development Agreement between the City and County of San Francisco and Sutter West Bay Hospitals, for certain real property associated with the California Pacific Medical Center Long Range Development Plan, located at various locations in the City and County of San Francisco and generally referred to as the St. Luke's Campus, Cathedral Hill (Van Ness and Geary) Campus, Davies Campus, Pacific Campus, and California Campus; making findings under the California Environmental Quality Act, findings of conformity with the General Plan and the eight priority policies of Planning Code, Section 101.1(b); and waiving certain provisions of Administrative Code, Chapter 56, and ratifying certain actions taken in connection therewith. (Economic Impact)

04/10/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 5/10/2012.

130300 [Administrative Code - Child Care Centers for City and City-Funded Projects; Feasibility Studies]

Sponsors: Yee; Mar

Ordinance amending the Administrative Code to transfer responsibility for Child Care Feasibility Studies from the Department of Children, Youth and Their Families to the Office of Early Care and Education in the Human Services Agency, and the Child Care Facilities Interagency Committee; and making environmental findings.

04/02/13; ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Safety Committee, expires on 5/2/2013.

04/12/13; REFERRED TO DEPARTMENT.

06/04/13; SUBSTITUTED AND ASSIGNED to Neighborhood Services and Safety Committee.

130400 [Health Code - Massage Practitioners]

Ordinance amending the Health Code to exempt massage practitioners who are certified by the State of California and massage establishments that employ only state-certified massage practitioners from requirements for obtaining a permit from the Health Department; and making environmental findings. (Public Health Department)

05/02/13; RECEIVED FROM DEPARTMENT.

05/14/13; ASSIGNED UNDER 30 DAY RULE to Rules Committee.

06/04/13; SUBSTITUTED AND ASSIGNED to Rules Committee.

130462 [Business and Tax Regulations Code - Public Realm Landscaping, Improvement, and Maintenance Assessment Districts]

Sponsor: Cohen

Ordinance amending the Business and Tax Regulations Code, by adding Article 15A "Public Realm Landscaping, Improvement and Maintenance Assessment Districts," to provide for establishment of assessment districts to finance landscaping, improvements, and maintenance of public realm areas (outdoor spaces open to the public), including parks, parklets, sidewalks, landscaped areas, plazas, and gardens; to authorize the purchase of real property with assessment funds, where property will be a public realm area and the district will provide landscaping, improvements and/or maintenance; and making environmental findings.

(Fiscal Impact)

05/14/13; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 6/13/2013.

05/31/13; REFERRED TO DEPARTMENT.

06/04/13; SUBSTITUTED AND ASSIGNED to Government Audit and Oversight Committee.

130533 [Interim Proposed Budget and Interim Annual Appropriation Ordinance - FYs 2013-2014 and 2014-2015]

Sponsor: Mayor

Interim Proposed Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of May 31, 2013, for the FYs ending June 30, 2014, and June 30, 2015.

130534 [Interim Annual Salary Ordinance - FYs 2013-2014 and 2014-2015] Sponsor: Mavor

Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2014, and June 30, 2015, continuing, creating, or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130535 [Proposed Budget and Annual Appropriation Ordinance - FYs 2013-2014 and 2014-2015]

Sponsor: Mayor

Proposed Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of May 31, 2013, for the FYs ending June 30, 2014, and June 30, 2015.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130536 [Annual Salary Ordinance - FYs 2013-2014 and 2014-2015]

Sponsor: Mayor

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2014, and June 30, 2015, continuing, creating, or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130537 [Lease and Management Agreement - Botanical Garden Society - Waiving Fees -Botanical Garden at Strybing Arboretum in Golden Gate Park] Sponsor: Mayor

Ordinance approving and authorizing a Lease and Management Agreement between the City and the San Francisco Botanical Garden Society for the San Francisco Botanical Garden at Strybing Arboretum in Golden Gate Park, with an initial term of 10 years with 2 10-year extension options; waiving the non-resident admission fee in Park Code, Section 12.46(d) for certain persons and entities as set forth in the Lease and Management Agreement; ratifying prior acts in connection with this Ordinance; and making environmental findings.

05/31/13; RECEIVED FROM DEPARTMENT.

06/04/13: RECEIVED AND ASSIGNED to Budget and Finance Committee.

130538 [Administrative Code - Special Funds for Cultural, Arts, and Publicity Programs] Sponsor: Mayor

Ordinance amending the Administrative Code to establish the Arts Commission Cultural Centers Fund and the City Administrator Grants for the Arts Fund; clarify provisions of the Convention Facilities Fund, War Memorial Special Fund, and Cultural Equity Endowment Fund; and conform other provisions of the Code to the new funding structure.

130539 [Administrative Code - Library Fines and Fees]

Sponsor: Mayor

Ordinance amending the Administrative Code to reduce video and digital video disc reproduction of photographs for commercial purposes.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130540 [Administrative Code - Surety Bonds and Bid Securities]

Sponsor: Mayor

Ordinance amending the Administrative Code to authorize the Controller to delegate to the Risk Manager authority to make certain decisions regarding the amount of surety bonds and the sufficiency and qualifications of sureties.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130541 [Administrative, Business and Tax Regulation Codes - Controller's Reports and Cash Reserve Fund]

Sponsor: Mayor

Ordinance amending the Administrative, Business and Tax Regulation Codes to modify when the Controller is required to issue various reports and conduct various program audits and delete obsolete provisions regarding the cash reserve fund.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130542 [Administrative Code - Public Administrator/Public Guardian Representative Payee Fee]

Sponsor: Mayor

Ordinance amending the Administrative Code to increase the monthly fee for representative payee services to \$39 dollars per month; and making environmental findings.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130543 [Administrative Code - Medical Examiner's Fees for Copies of Documents and Certain Services]

Sponsor: Mayor

Ordinance amending Administrative Code Section 8.14 to adjust the Office of the Chief Medical Examiner's fees for providing certain documents and services; to add a fee for a new service; to delete certain fees; and making environmental findings.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130544 [Administrative Code - Library Gift Fund]

Sponsor: Mayor

Ordinance amending the Administrative Code to create a San Francisco Public Library gift fund and to amend the grant accept and expend procedure.

(Fiscal Impact)

130545 [Business and Tax Regulation Code - Hotel Tax Allocations] Sponsor: Mayor

Ordinance amending the Business and Tax Regulation Code to remove certain allocations of the Hotel Tax and eliminate obsolete provisions.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130546 [Fire Code - San Francisco Fire Department Fines and Fees] Sponsor: Mayor

Ordinance amending the Fire Code to increase the fees for certain Fire Department services, and making environmental findings.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130547 [Health Code - Patient Rates - FYs 2013-14 and 2014-2015]

Sponsor: Mayor

Ordinance amending the Health Code to set patient rates and other services provided by the Department of Public Health, effective July 1, 2013, through June 30, 2015, and making environmental findings.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130548 [Park Code - Various Fees]

Sponsor: Mayor

Ordinance amending the Park Code by updating the berthing fees for the East and West Harbor; reauthorizing the non-resident entrance fee to the Botanical Garden; establishing a facility rental fee for the Lake Merced Boathouse; and repealing obsolete fee provisions; and making environmental findings.

(Supervisors Mar and Avalos dissented in Committee.)

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130549 [Planning Code - Controller's Reports]

Sponsor: Mayor

Ordinance amending the Planning Code to modify when the Controller is required to issue various reports and making environmental findings, and findings of consistency with General Plan.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130550 [Police Code - Street Artist Certificate Fee]

Sponsor: Mayor

Ordinance amending the Police Code Article 24, Section 2404.1, to increase the fee for a Street Artist Certificate in accordance with the applicable Consumer Price Index when necessary in order to ensure recovery of the costs of administering and enforcing the provisions of the Street Artists Ordinance; and making environmental findings.

130551 [Police Code - Police Emergency Alarm Ordinance]

Sponsor: Mavor

Ordinance amending the Police Code to transfer administration of the Police Emergency Alarm Ordinance from the Department of Emergency Management to the Tax Collector and clarify license renewal and appeal procedures.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130581 [Appointment Process - Road Commissioner] Sponsor: Mayor

Ordinance declaring that future appointments by the City and County of San Francisco Road Commissioner are by Resolution.

06/04/13: ASSIGNED UNDER 30 DAY RULE to Rules Committee.

130582 [Appointment, Road Commissioner - Mohammad Nuru] Sponsor: Mayor

Ordinance appointing Mohammed Nuru, Director of the Department of Public Works, as Road Commissioner for the City and County of San Francisco; repealing Ordinance No. 160-10. 06/04/13: ASSIGNED UNDER 30 DAY RULE to Rules Committee.

130583 [Memorandum of Understanding - Service Employees International Union, Local 1021. Staff & Per Diem Nurses - FY2013-20141 Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2012-2014 Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021, Staff & Per Diem Nurses, by implementing specified terms and conditions of employment for FY2013-2014.

06/04/13; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

130584 [Administrative Code - California Benefit Corporation Discount Program - Contract **Monitoring Division1**

Sponsor: Chiu

Ordinance amending the Administrative Code by transferring the implementation of the California Benefit Corporation Discount Program from the Human Rights Commission to the Contract Monitoring Division of the City Administrator.

06/04/13: ASSIGNED to Rules Committee.

130585 [Police Code - Large Capacity Magazines] Sponsors: Cohen; Chiu

Ordinance amending the Police Code to ban the possession of large capacity magazines for firearm ammunition; require that dealers advise persons purchasing a firearm of local firearms laws; establish a rebuttable presumption that the owner who has not reported the theft or loss of a firearm as required by law remains in possession of the firearm; require local dealers to report all ammunition sales to the Chief of Police; and prohibit the operator of a shooting range from allowing minors to enter the premises.

06/04/13; ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Safety Committee, expires on 7/4/2013.

130586 [Administrative Code - Film Rebate Program]

Sponsor: Farrell

Ordinance amending the Administrative Code to allow the Film Commission, through the Department of Real Estate, to rent space for film production activities and sublease such space to film production companies; to expand the production costs eligible for the Film Rebate Program to include rent payments for such spaces; and making environmental findings, effective July 1, 2012, through June 30, 2014, subject to annual appropriation.

06/04/13; ASSIGNED to Budget and Finance Committee.

Resolutions

120362 [Street Encroachments - Van Ness Avenue, Cedar Street, and Geary Boulevard -California Pacific Medical Center: Cathedral Hill Campus] Sponsors: Mayor; Chiu, Farrell and Campos

Resolution granting revocable permission to the California Pacific Medical Center to occupy a portion of the public right of way on Van Ness Avenue, in order to construct and maintain a pedestrian tunnel under Van Ness Avenue (State Highway 101), to connect the new medical office building and the new hospital located at 1100 and 1101 Van Ness Avenue, respectively; to construct and maintain off-site improvements on the north side of Cedar Street, between Van Ness Avenue and Polk Street, across the street from the medical office building and on the south side of Cedar Street contiguous to the property at 1001 Polk Street (Assessor's Block No. 0694, Lot No. 004), including reconstructing and widening the existing sidewalk, installing new landscaping and reconstructing the existing roadway with pavers; and to install and maintain two 30,000 gallon diesel fuel tanks within the public right of way under Geary Boulevard, between Franklin Street and Van Ness Avenue, in order to serve the hospital at 1101 Van Ness Avenue; and making environmental findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1.

04/10/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 5/10/2012.

06/04/13; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

120363 [Land Transfer Agreement - Sale of a Portion of San Jose Avenue Between 27th Street and Cesar Chavez Street - Sutter West Bay Hospitals - California Pacific Medical Center: St. Luke's Campus]

Sponsors: Mayor; Chiu, Farrell and Campos

Resolution authorizing the Director of Property to execute a land transfer agreement with Sutter West Bay Hospitals, doing business as California Pacific Medical Center (CPMC), for the future conveyance by the City and County of San Francisco to CPMC of real property consisting of a portion of San Jose Avenue between 27th Street and Cesar Chavez Street; and making findings, including findings under the California Environmental Quality Act, and findings of consistency with the General Plan and Planning Code, Section 101.1.

04/10/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 5/10/2012.

06/01/12; NOTICED.

05/31/13; NOTICED.

130552 [Approval of Expenditures - Budget Savings Incentive Fund - FYs 2013-2014 and 2014-2015]

Sponsor: Mayor

Resolution approving expenditures from the Budget Savings Incentive Fund for one-time purposes in FYs 2013-2014 and 2014-2015. (Fiscal Impact)

05/31/13; RECEIVED FROM DEPARTMENT.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130553 [Expenditure Plans - Human Services Care Fund - FYs 2013-2014 and 2014-2015] Sponsor: Mayor

Resolution approving the FYs 2013-2014 and 2014-2015 Expenditure Plans for the Human Services Care Fund.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130554 [Interim Treasure Island Development Authority Budget - FYs 2013-2014 and 2014-2015]

Sponsor: Mayor

Resolution approving the Interim Budget of the Treasure Island Development Authority for FYs 2013-2014 and 2014-2015.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130555 [Treasure Island Development Authority Budget - FYs 2013-2014 and 2014-2015] Sponsor: Mayor

Resolution approving the Budget of the Treasure Island Development Authority for FYs 2013-2014 and 2014-2015.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130556 [Office of Community Investment and Infrastructure Budget - FY2013-2014 - Not to Exceed \$58,600,000]

Sponsor: Mayor

Resolution approving the FY2013-2014 Budget of the Office of Community Investment and Infrastructure (OCII), operating as the Successor Agency to the San Francisco Redevelopment Agency; and approving the Issuance by OCII of Bonds in an aggregate principal amount not to exceed \$58,600,000 for the purpose of financing a portion of enforceable obligations.

130557 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved]

Sponsor: Mayor

Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees for the following services: Budget Analyst (Board of Supervisors); assembly of vote-by-mail envelopes (Department of Elections); LGBT Anti-Violence Education and Outreach Program (District Attorney); central shops security, citywide custodial services (excluding City Hall), convention facilities management, and security services (General Services Agency-City Administrator); security services-1680 Mission Street, and security services-30 Van Ness Avenue (General Services Agency-Public Works); mainframe system support (General Services Agency); security services (Human Services Agency); and food services for jail inmates (Sheriff).

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130558 [Expenditure Plan - Public Education Enrichment Fund - San Francisco Unified School District - FY2013-2014]

Sponsor: Mayor

Resolution approving the San Francisco Unified School District expenditure plan for the Public Education Enrichment Fund for FY2013-2014.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130559 [Expenditure Plan - Public Education Enrichment Fund - Children and Families Commission - FY2013-2014]

Sponsor: Mayor

Resolution approving the San Francisco Children and Families Commission expenditure plan for the Public Education Enrichment Fund for FY2013-2014.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130560 [Grant Agreement - Mission Creek Senior Community - 225 Berry Street - Not to Exceed \$11,468,518]

Sponsor: Mayor

Resolution authorizing the Director of the Mayor's Office of Housing to execute a Local Operating Subsidy Program Grant Agreement with Mercy Housing California XX, LP, a California limited partnership, to provide operating subsidies for formerly homeless households at Mission Creek Senior Community, 225 Berry Street, for a 15 year period, in an amount not to exceed \$11,468,518.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130561 [Grant Agreement - Third & LeConte Associates - 1075 Le Conte Avenue - Not to Exceed \$12,974,190]

Sponsor: Mayor

Resolution authorizing the Director of the Mayor's Office of Housing to execute a Local Operating Subsidy Program Grant Agreement with Third & LeConte Associates, LP, a California limited partnership, to provide operating subsidies for formerly homeless households at 1075 Le Conte Avenue, for a 15 year period, in an amount not to exceed \$12,974,190.

130562 [Grant Agreement - Rene Cazenave Apartments - 25 Essex Street - Not to Exceed \$17,882,085]

Sponsor: Mayor

Resolution authorizing the Director of the Mayor's Office of Housing to execute a Local Operating Subsidy Program Grant Agreement with 25 Essex, LP, a California limited partnership, to provide operating subsidies for formerly homeless households at Rene Cazenave Apartments, 25 Essex Street, for a 15 year period, in an amount not to exceed \$17,882,085.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130564 [Interim Office of Community Investment and Infrastructure Budget - FY2013-2014] Sponsor: Mayor

Resolution approving an Interim Budget of the Office of Community Investment and Infrastructure, operating as the Successor Agency to the San Francisco Redevelopment Agency, for FY2013-2014.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130587 [Agreement - Infill Infrastructure Grant Program - Not to Exceed \$10,433,280] Sponsor: Mayor

Resolution authorizing the Mayor's Office of Housing and Community Development to enter into a standard agreement with the California State Department of Housing and Community Development and any related documents necessary to participate in its Infill Infrastructure Grant Program not to exceed \$10,433,280, beginning July 21, 2009.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130588 [Urging the San Francisco Housing Authority Commission to Move and Video Record Meetings]

Sponsors: Campos; Avalos, Chiu, Kim and Wiener

Resolution urging the San Francisco Housing Authority Commission to move its meetings to City Hall, video record its meetings, and make all video recordings publicly accessible on its website. 06/04/13; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

130589 [Agreement - Brown and Caldwell - Wastewater Enterprise Sewer System Improvement Program - Not to Exceed \$80,000,000] Sponsor: Cohen

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute an agreement with Brown and Caldwell for planning and engineering services for the Wastewater Enterprise, Sewer System Improvement Program-Funded Agreement No. CS-235, Southeast Plant Biosolids Digester Facilities Project with an agreement amount not to exceed \$80,000,000 and duration not to exceed 10 years. (Fiscal Impact)

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

130590 [Supporting Military Justice Improvement Act of 2013] Sponsors: Cohen; Avalos, Campos, Chiu, Farrell, Yee and Kim

Resolution supporting Senator Kirsten Gillbrand's Military Justice Improvement Act of 2013.

06/04/13; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

130591 [Supporting Assembly Bill 362 - Same Sex Couple Tax Fairness Act] Sponsor: Farrell

Resolution in support of Assembly Bill 362 Same Sex Couple Tax Fairness Act.

06/04/13; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

130592 [Issuance of Tax-Exempt Obligations - Town School for Boys - Not to Exceed \$19,000,000]

Sponsor: Farrell

Resolution approving, in accordance with Section 147(f) of the Internal Revenue Code, the issuance of one or more tax-exempt revenue obligations by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$19,000,000 to finance various capital facilities owned or operated by the Town School for Boys as heard on May 30, 2013, at the Office of Public Finance.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130593 [Designation - League of California Cities Voting Delegate and Alternate -Supervisor Mark Farrell and Treasurer-Tax Collector Jose Cisneros] Sponsor: Farrell

Resolution designating Supervisor Mark Farrell as the League of California Cities voting delegate, and Treasurer-Tax Collector José Cisneros as the League of California Cities alternate voting delegate.

06/04/13; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

130594 [Urging the California State Legislature to Pass Local Control Funding Formula] Sponsor: Mar

Resolution urging the California State Legislature to pass the Local Control Funding Formula, in the 2013-2014 California State Budget, as proposed by Governor Brown.

06/04/13; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

130571 [Committee of the Whole - Report of Assessment Costs for Sidewalk and Curb Repairs]

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 18, 2013, at 3:00 p.m., to hold a public hearing on a Resolution approving a report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Public Works Code, Sections 707 and 707.1, the costs thereof having been paid for out of a revolving fund. (Clerk of the Board)

06/04/13; RECEIVED AND ASSIGNED to Board of Supervisors.

130595 [Committee of the Whole - Elimination and/or Reduction of Medical Services (Beilenson) - FYs 2013-2014 and 2014-2015]

Sponsor: Farrell

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 18, 2013, at 3:00 p.m., to consider the budget eliminating and/or reducing medical services provided by the Department of Public Health in the City and County of San Francisco for FYs 2013-2014 and 2014-2015, pursuant to the Beilenson Act, Health and Safety Code, Section 1442.5(a).

06/04/13; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

130563 [Hearing - Mayor's Budget Submission - FYs 2013-2014 and 2014-2015] Sponsor: Mayor

Hearing on the Mayor's Budget Submission for FYs 2013-2014 and 2014-2015 to the Board of Supervisors.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130596 [Hearing - Performance Audit of the San Francisco Housing Authority] Sponsor: Campos

Hearing on the San Francisco Budget and Legislative Analyst's June 3, 2013, Performance Audit of the San Francisco Housing Authority.

06/04/13; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

130597 [Hearing - Policy Proposal to Require Homeless Families to Provide Proof of Residency to Gain Access to Shelters]

Sponsors: Campos; Avalos, Kim and Mar

Hearing to discuss the recent policy proposal by the Human Services Agency which would require homeless families to provide proof of residency in order to sign up for and gain access to San Francisco City shelters, and to discuss the ways in which this policy would effect undocumented families, families with infants or toddlers, and other vulnerable populations.

06/04/13; RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

130598 [Hearing - Health Care Equity Costs]

Sponsors: Farrell; Chiu

Hearing to focus on the overall trends in hospital pricing, the raitionale form the hospitals for the setting of these prices, how hospital prices are affecting our GASB unfunded healthcare liability, overall healtcare costs, and how the pricing seems to disproportionately affect the uninsured and underinsured.

130599 [Hearing - Controller's Revenue Letter and Mayor's Proposed Budget - FYs 2013-2014 and 2014-2015]

Sponsor: Farrell

Hearing to consider the Controller's Revenue Letter and discussion of the Mayor's Proposed Budget for FYs 2013-2014 and 2014-2015.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130600 [Hearing - Department of Children, Youth, and Their Families' 2013-2016 Grant Awards]

Sponsors: Mar; Breed

Hearing on the selection processes and potential impacts of the Department of Children, Youth, and Their Families' 2013-2016 Grant Awards.

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 ORDINANCES

130449 [Settlement of Lawsuit - Jesse J. Byrd - \$75,000]

Ordinance authorizing settlement of the lawsuit filed by Jesse J. Byrd, Malik Britt, and Rashad Conley against the City and County of San Francisco for \$75,000; the lawsuit was filed on April 8, 2011, in U. S. District Court, Northern District of California, Case No. C11-1742-DMR; entitled Jesse J. Byrd, et al., v. City and County of San Francisco, et al. (City Attorney's Office) 05/13/13; RECEIVED FROM DEPARTMENT.

06/04/13; RECEIVED AND ASSIGNED to Rules Committee.

130450 [Offer to Compromise - Zeno Zimmerman - \$125,000]

Ordinance authorizing the service of a 998 Offer To Compromise in the lawsuit filed by Zeno Zimmerman against the City and County of San Francisco for \$125,000; the lawsuit was filed on December 6, 2011, in San Francisco County Superior Court, Case No. CGC-11-516360; entitled Zeno Zimmerman, et al., v. City and County of San Francisco, et al. (City Attorney's Office) 05/13/13; RECEIVED FROM DEPARTMENT.

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06/04/13; RECEIVED AND ASSIGNED to Rules Committee.

130507 [Settlement of Lawsuit - Local Search Association - \$85,000]

Ordinance authorizing settlement of the lawsuit filed by Local Search Association against the City and County of San Francisco for \$85,000; the lawsuit was filed on June 7, 2011, in the United States District Court for the Northern District of California, Case No. CV-11-2776 SBA; entitled Local Search Association v. City and County of San Francisco, et al.; other material terms of said settlement are that the parties shall stipulate to entry of a consent judgment against the City and County of San Francisco. (City Attorney's Office)

05/23/13; RECEIVED FROM DEPARTMENT.

06/04/13; RECEIVED AND ASSIGNED to Rules Committee.

130508 [General Plan - Van Ness Area Plan - California Pacific Medical Center - Cathedral Hill Campus]

Ordinance amending the General Plan, Van Ness Area Plan, in order to facilitate the development of a high density medical center at the transit nexus of Van Ness Avenue and Geary Boulevard, and reflect various elements of this use; and adopting findings, including environmental findings, Planning Code, Section 340, findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1. (Planning Department)

05/24/13; RECEIVED FROM DEPARTMENT.

06/04/13; ASSIGNED to Land Use and Economic Development Committee.

130509 [General Plan Maps - Urban Design Element and Van Ness Area Plan - California Pacific Medical Center - Cathedral Hill Campus]

Ordinance amending the General Plan, Map 5 of the Urban Design Element, to reflect the proposed maximum plan dimensions and maximum diagonal plan dimensions of 385 feet and 466 feet, respectively, for the Cathedral Hill Campus Hospital site and 265 feet and 290 feet, respectively, for the Cathedral Hill Campus Medical Office Building site; Map 1 of the Van Ness Area Plan, to designate the sites of the proposed Cathedral Hill Campus Hospital and Cathedral Hill Campus Medical Office Building site; Map 2 of the Van Ness Area Plan, to 7.5:1 for the Cathedral Hill Campus Medical Office Building site; Map 2 of the Van Ness Area Plan, to create a 230-V height/bulk district coterminous with the Hospital site; and adopting findings, including environmental findings, Planning Code, Section 340, findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1. (Planning Department)

05/24/13; RECEIVED FROM DEPARTMENT.

06/04/13; ASSIGNED to Land Use and Economic Development Committee.

130510 [General Plan Maps - Urban Design Element - California Pacific Medical Center - St. Luke's Campus]

Ordinance amending the General Plan, Map 4 of the Urban Design Element, to increase the height limit for the California Pacific Medical Center's St. Luke's Campus (Assessor's Block No. 6575, Lot No. 001-002, Assessor's Block No. 6576, Lot No. 021, and the portion of San Jose Avenue between Cesar Chavez Street and 27th Street) to 145 feet for a portion of the St. Luke's Campus Hospital site where the hospital tower will be located, and 105 feet for the balance of the Campus; Map 5 of the Urban Design Element, to reflect the proposed maximum plan dimensions and maximum diagonal plan dimensions of 229 feet and 285 feet, respectively, for the St. Luke's Medical Office Building site; and adopting findings, including environmental findings, Section 340, findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1. (Planning Department)

05/24/13; RECEIVED FROM DEPARTMENT.

06/04/13; ASSIGNED to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

130451 [Settlement of Claim - Magdaleno Rios - \$50,000]

Resolution approving the settlement of the unlitigated claim filed by Magdaleno Rios against the City and County of San Francisco for \$50,000; claim was filed on February 8, 2013. (City Attorney's Office)

05/13/13; RECEIVED FROM DEPARTMENT.

06/04/13; RECEIVED AND ASSIGNED to Rules Committee.

130452 [Settlement of Claim - Sharon Prieto - \$40,000]

Resolution approving the proposed settlement of claim by Sharon Prieto against the City and County of San Francisco for \$40,000; claim was filed on June 11, 2012, bearing Claim No. 12-02916. (City Attorney's Office)

05/13/13; RECEIVED FROM DEPARTMENT.

06/04/13; RECEIVED AND ASSIGNED to Rules Committee.

130511 [Contract Amendment - HealthRIGHT 360 - \$19,129,695]

Resolution approving an amendment to the contract between the Department of Public Health and HealthRIGHT 360 to provide mental health and substance abuse care services in the San Francisco County Jail system to extend the term by two and one half years, from the period of July 1, 2010, through June 30, 2012, to the period of July 1, 2010, through December 31, 2015, for a total contract term of five and one half years, and to increase the total contract amount by \$9,130,695 from \$9,999,000 to \$19,129,695. (Public Health Department) (Fiscal Impact)

05/24/13; RECEIVED FROM DEPARTMENT.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130512 [Contract Amendment - West Bay Housing Corporation - \$26,050,297]

Resolution approving an amendment to the contract between the Department of Public Health and West Bay Housing Corporation to provide Scattered Site Housing and Rental Subsidies Program Services to extend the term from April 1, 2009, through June 30, 2013, to April 1, 2009, through June 30, 2018, and to increase the total contract amount by \$16,480,867 from \$9,569,430 to \$26,050,297. (Public Health Department)

05/24/13; RECEIVED FROM DEPARTMENT.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130513 [Contract - MedImpact Healthcare Systems, Inc. - \$28,291,346]

Resolution approving a contract between the Department of Public Health and MedImpact Healthcare Systems, Inc., to provide Pharmacy Benefits Management Services, including computerized approval of prescriptions at a network of community pharmacies for Community Behavioral Health Services clients who do not have prescription drug insurance, in the amount of \$28,291,346 for the term of July 1, 2013, through June 30, 2018. (Public Health Department) 05/24/13: RECEIVED FROM DEPARTMENT.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130514 [Contract Amendment - Siemens Medical Solutions USA, Inc. - Not to Exceed \$52,314,454]

Resolution authorizing the Department of Public Health to enter into a contract amendment with Siemens Medical Solutions USA, Inc., for the purchase of product and service enhancements for the term of July 1, 2010, through June 30, 2017, with one option to extend the initial term for an additional 24 months, ending June 30, 2019, for an amount not to exceed 52,314,454. (Public Health Department)

05/24/13; RECEIVED FROM DEPARTMENT.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130515 [Report of Assessment Costs - Sidewalk and Curb Repairs]

Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Public Works Code, Sections 707 and 707.1, the costs thereof having been paid for out of a revolving fund. (Public Works Department)

05/24/13; RECEIVED FROM DEPARTMENT.

06/04/13; RECEIVED AND ASSIGNED to Board of Supervisors.

130516 [Emergency Contract - HHP Holm Powerhouse Unit 1 - Not to Exceed \$521,465.07]

Resolution approving an emergency public work contract of the Public Utilities Commission under San Francisco Administrative Code, Section 6.60, to replace the HHP Holm Powerhouse Unit 1 with a contract amount not to exceed \$521,465.07. (Public Utilities Commission) (Fiscal Impact)

05/24/13; RECEIVED FROM DEPARTMENT.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130517 [Emergency Contract - Declaration of Emergency - North Shore Force Main - Not to Exceed \$7,000,000]

Resolution approving a Declaration of Emergency and emergency contract to repair leaks along the North Shore Force Main in the amount not to exceed \$7,000,000. (Public Utilities Commission) 05/24/13; RECEIVED FROM DEPARTMENT.

06/04/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

In Memoriams

Vera Clanton - Supervisors Breed and Cohen Bishop Cohen - Supervisor Cohen

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:51 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 July 9, 2013.

Angela Calvillo, Clerk of the Board