

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, June 23, 2015 - 2:00 PM

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

Regular Meeting

LONDON BREED, PRESIDENT

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

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Mar, Yee, Wiener	Wednesday 10:00 AM
Budget and Finance Sub-Committee Supervisors Farrell, Tang, Mar	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Yee, Campos, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Yee, Christensen, Breed	1st and 3rd Thursday 10:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Kim	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Mar, Campos, Christensen	1st and 3rd Thursday 2:00 PM
Rules Committee Supervisors Avalos, Tang, Cohen	2nd and 4th Thursday 11:00 AM

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

ROLL CALL AND PLEDGE OF ALLEGIANCE

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

COMMUNICATIONS

There were no communications.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of May 12, 2015, and the Special Meeting Minutes at the Budget and Finance Committee of May 13, 2015. There were no corrections.

Supervisor Mar, seconded by Supervisor Tang, moved to approve the Board Meeting Minutes of May 12, 2015, and the Special Meeting Minutes at the Budget and Finance Committee of May 13, 2015. The motion carried by the following vote, following general public comment:

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

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendations of the Budget and Finance Sub-Committee

150463 [Administrative Code - Film Rebate Program Amendments - \$4,000,000 Funding Cap]

Sponsor: Farrell

Ordinance amending the Administrative Code to extend the Film Rebate Program expiration date from June 30, 2015, to June 30, 2019, to correspondingly increase the authorized funding cap for the Film Rebate Project Account from \$3,000,000 to \$4,000,000 subject to annual appropriation and to make certain technical corrections.

(Fiscal Impact)

Ordinance No. 110-15

FINALLY PASSED

150495 [Business and Tax Regulations Code - Transfer Tax Recording Requirements]**Sponsor: Farrell**

Ordinance amending the Business and Tax Regulations Code to require the amount of real property transfer tax paid to be shown on the face of a recorded document, and to conform the declaration of tax owed to existing law, by requiring a declaration that the tax was computed without excluding the value of existing liens and encumbrances remaining on the property.

Ordinance No. 111-15**FINALLY PASSED****Recommendations of the Government Audit and Oversight Committee****150515 [Memorandum of Understanding - Union of American Physicians and Dentists, Unit 17]****Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Union of American Physicians and Dentists, Unit 17, to be effective July 1, 2015, through June 30, 2018.

Ordinance No. 103-15**FINALLY PASSED****150516 [Memorandum of Understanding - Union of American Physicians and Dentists, Unit 18]****Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Union of American Physicians and Dentists, Unit 18, to be effective July 1, 2015, through June 30, 2018.

Ordinance No. 104-15**FINALLY PASSED****150517 [Memorandum of Understanding - Laborers International Union, Local 261]****Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 1 to the 2014-2017 Memorandum of Understanding between the City and County of San Francisco and the Laborers International Union, Local 261, by implementing specified terms and conditions of employment for FYs 2015-2016 and 2016-2017.

Ordinance No. 105-15**FINALLY PASSED**

150518 [Memorandum of Understanding - Service Employees International Union, Local 1021: H-1 Fire Rescue Paramedics]**Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 5 to the 2007-2015 Memorandum of Understanding between the City and County of San Francisco and Service Employees International Union, Local 1021: H-1 Fire Rescue Paramedics, by extending the term of the Memorandum of Understanding to June 30, 2018, and implementing specified terms and conditions of employment for FYs 2015-2016, 2016-2017, and 2017-2018.

Ordinance No. 106-15**FINALLY PASSED****150519 [Compensation for Unrepresented Employees]****Sponsor: Mayor**

Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Charter, Section A8.409, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and, methods of payment, effective July 1, 2015.

Ordinance No. 107-15**FINALLY PASSED****Recommendation of the Land Use and Transportation Committee****150525 [Subdivision Code - Below Market Rate Condominium Conversion Program Alternatives]****Sponsor: Breed**

Ordinance amending the Subdivision Code to reauthorize an alternative to compliance with the Below Market Rate Condominium Conversion Program for certain qualifying projects subject to the Program.

Ordinance No. 112-15**FINALLY PASSED****Recommendations of the Rules Committee****150522 [Appointments, SOMA Community Stabilization Fund Community Advisory Committee - Kristian Ongoco and Allan Manalo]**

Motion appointing Kristian Ongoco and Allan Manalo, terms ending April 27, 2017, to the South of Market (SOMA) Community Stabilization Fund Community Advisory Committee. (Rules Committee)

Motion No. M15-099**APPROVED**

150596 [Appointments, Ballot Simplification Committee - June Fraps, Betty Packard, and Adele Fasick]

Motion appointing June Fraps, Betty Packard, and Adele Fasick, terms ending November 30, 2016, to the Ballot Simplification Committee. (Rules Committee)

Motion No. M15-100

APPROVED

The foregoing items were acted upon by the following vote:

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

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

150554 [Interim Proposed Budget and Appropriation Ordinance for Departments - FYs 2015-2016 and 2016-2017]

Sponsor: Mayor

Interim Proposed Budget and Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of June 1, 2015, for the FYs ending June 30, 2016, and June 30, 2017.
(Fiscal Impact.)

Ordinance No. 113-15

FINALLY PASSED by the following vote:

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

150556 [Interim Proposed Annual Salary Ordinance - FYs 2015-2016 and 2016-2017]

Sponsor: Mayor

Interim Proposed Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2016, and June 30, 2017, 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.
(Fiscal Impact.)

Ordinance No. 114-15

FINALLY PASSED by the following vote:

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

Recommendation of the Budget and Finance Sub-Committee

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

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

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

Supervisor Mar, seconded by Supervisor Yee, moved that this Resolution be CONTINUED to July 7, 2015. The motion carried by the following vote:

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

Referred Without Recommendation from the Budget and Finance Sub-Committee

150492 [General Obligation Bond Election - Affordable Housing - Not to Exceed \$350,000,000]

Sponsors: Avalos; Campos and Mar

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

Supervisor Mar, seconded by Supervisor Yee, moved that this Resolution be CONTINUED to July 7, 2015. The motion carried by the following vote:

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

Recommendation of the Government Audit and Oversight Committee

150175 [Administrative Code - Chapter 6 Public Works Contracting]

Ordinance amending the Administrative Code to comprehensively revise Chapter 6 Public Works Contracting Policies and Procedures to: 1) increase the Threshold Amount from \$400,000 to \$600,000; 2) authorize sole source contracts under certain conditions; 3) allow procurement of public works construction contracts under \$10,000 with no competitive solicitation; 4) increase the amount of time allowed to issue a task order from three to four years, increase the limit of the amount of a task order from \$400,000 to \$600,000 by linking it to the Threshold Amount, allow subcontractors to be listed at time of bid or at time of issuance of a task order, and allow for performance and payment bonds to incrementally increase throughout the term of the contracts for Job Order Contracts and as-needed contracts; 5) authorize execution of master as-needed construction contracts; 6) increase the limit of the amount of a task order from \$400,000 to \$600,000 by linking it to the Threshold Amount in master as-needed contracts on an if-and-as-needed basis for services that the Department of Public Health and the Division of Real Estate are authorized to procure; 7) provide greater flexibility and clarify requirements for the design-build and construction manager/general contractor project delivery methods; 8) authorize the Director of Transportation to procure rail grinding and related services through a negotiated project delivery method; 9) allow departments to advertise bids on a public website and/or in a local newspaper or periodical; 10) add procedure upon rejection or failure of professional services proposals and upon professional services contractor's failure to deliver; and 11) make various other changes and clarifications in Chapter 6. (Public Works)
(Fiscal Impact)

Ordinance No. 108-15

FINALLY PASSED by the following vote:

Ayes: 8 - Breed, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee

Noes: 3 - Avalos, Campos, Mar

Recommendation of the Land Use and Transportation Committee

150350 [Health, Public Works Codes - Mandatory Use of Alternate Water Supplies in New Construction]

Sponsors: Wiener; Breed, Avalos, Christensen, Cohen, Kim and Mar

Ordinance amending Health Code, Article 12C, to require that new buildings of 250,000 square feet or more of gross floor area be constructed, operated, and maintained using available alternate water sources for toilet and urinal flushing and irrigation; that new buildings of 40,000 square feet or more of gross floor area prepare water budget calculations; and that subdivision approval requirements include compliance with Article 12C; amending the Public Works Code to provide that pipelines and other facilities constructed in accordance with Article 12C and located in public rights-of-way are subject to approval as minor encroachments and exempt from payment of public right-of-way occupancy assessment fees; and affirming the Planning Department's determination under the California Environmental Quality Act.

Ordinance No. 109-15

FINALLY PASSED by the following vote:

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

Recommendation of the Rules Committee

150156 [Administrative Code - Daily Calendars of Elected Officials and Department Heads]

Sponsors: Avalos; Mar and Campos

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

Supervisor Avalos, seconded by Supervisor Campos, moved that this Ordinance be **AMENDED** on Page 3, beginning on Line 9, by adding '; or to meetings or events where all attendees are employees or officers in the official's City department, which for members of the Board of Supervisors shall mean that all attendees are members of the Board of Supervisors, legislative aides, or employees of the Office of the Clerk of the Board'. The motion carried by the following vote:

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

PASSED ON FIRST READING AS AMENDED by the following vote:

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

NEW BUSINESS

Recommendation of the Budget and Finance Committee

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

Sponsors: Mayor; Breed, Avalos, Christensen and Mar

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

(Fiscal Impact)

PASSED, ON FIRST READING by the following vote:

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

Recommendations of the Budget and Finance Sub-Committee**140950 [Environment, Administrative Codes - Healthy Air and Clean Transportation Program]****Sponsors: Farrell; Avalos, Kim, Mar and Campos**

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

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

PASSED, ON FIRST READING by the following vote:

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

150269 [Police Code - Formula Retail Employee Rights]**Sponsors: Farrell; Mar**

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

Supervisor Breed duplicated the file. See File No. 150678.

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

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

150678 [Police Code - Formula Retail Employee Rights]**Sponsors: Farrell; Mar**

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

Duplicated from File No. 150269 by Supervisor Breed.

Supervisor Breed, seconded by Supervisor Christensen, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion FAILED by the following vote:

Ayes: 4 - Breed, Christensen, Farrell, Tang

Noes: 7 - Avalos, Campos, Cohen, Kim, Mar, Wiener, Yee

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

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

Noes: 4 - Avalos, Campos, Kim, Mar

Recommendations of the Land Use and Transportation Committee**150221 [Planning, Public Works Codes - Street Trees and Adoption of Associated Fees]****Sponsors: Wiener; Christensen**

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

PASSED, ON FIRST READING by the following vote:

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

150532 [Interim Zoning Controls - Conditional Use Requirement for Residential Mergers]**Sponsor: Avalos**

Resolution imposing interim zoning controls to require conditional use authorization for any residential merger, including mergers of existing units; and making environmental findings, including findings of consistency with the eight priority policies of Planning Code, Section 101.1.

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that the title reflected on the agenda for this matter was incorrect, whereby 'both illegal and legal' were stricken from said title. Further indicating that the matter was amended, an amendment of the whole bearing new title, in the Land Use and Transportation Committee of June 15, 2015, and that the title reflected on the attached legislation was correct and after consultation with Jon Givner, Deputy City Attorney, that the error on the agenda title reduces the scope thereby this matter may be considered by the Board of Supervisors at today's meeting.

Resolution No. 247-15**ADOPTED by the following vote:**

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

President Breed recessed the meeting at 2:45 p.m. and reconvened at 2:50 p.m.

150628 [Establishing a Population-Based Police Staffing Policy]**Sponsors: Wiener; Cohen and Farrell**

Resolution establishing a Board of Supervisors policy that police staffing levels be adjusted to account for population and neighborhood growth.

Supervisor Campos, seconded by Supervisor Avalos, moved that this Resolution be RE-REFERRED to the Land Use and Transportation Committee. The motion FAILED by the following vote:

Ayes: 5 - Avalos, Campos, Kim, Mar, Yee

Noes: 6 - Breed, Christensen, Cohen, Farrell, Tang, Wiener

Supervisor Breed, seconded by Supervisor Wiener, moved an amendment of the whole bearing same title which, pursuant to the Precedence of Motions, yields to a motion to re-refer to Committee.

Supervisor Avalos, seconded by Supervisor Campos, moved that this Resolution be RE-REFERRED to the Land Use and Transportation Committee. The motion FAILED by the following vote:

Ayes: 5 - Avalos, Campos, Kim, Mar, Yee

Noes: 6 - Breed, Christensen, Cohen, Farrell, Tang, Wiener

Privilege of the floor was granted to Mikail Ali, Deputy Chief of Police, who responded to questions raised throughout the discussion. Supervisor Avalos requested to divide consideration of the question by proposing two distinct votes on the motion offered by Supervisors Breed and Wiener.

Supervisor Breed, seconded by Supervisor Wiener, moved that this Resolution be AMENDED on Page 2, Lines 6 through 7, by striking 'WHEREAS, San Francisco's police staffing goals should reflect its current and future needs, not the needs of the city from 20 years ago; and'; beginning on Line 16, by adding 'WHEREAS, The 15 peer cities studied in the Controller's report average 271 police officers per 100,000 residents; and'; on Page 3, beginning on Line 18, by adding 'FURTHER RESOLVED, The Board acknowledges the recently-reinstated SFPD Cadet Academy, in which local high school graduates aged 18-21 work alongside officers to gain job skills and build positive relationships, and urges the Chief of Police to prioritize Cadet Academy participants and graduates for departmental hiring; and be it'; beginning on Line 22, 'FURTHER RESOLVED, The Board supports extensive anti-bias training and urges the Chief of Police to provide it for all new and current officers; and be it'; beginning on Line 25, by adding 'look at other strategies such as increasing civilianization in the Police Department and other public safety programs and resources in the San Francisco Sheriff's Department that could be augmented to support our City's public safety needs; and be it'. The motion carried by the following vote:

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

Supervisor Breed, seconded by Supervisor Wiener, moved that this Resolution be AMENDED on Page 2, beginning on Line 18, by adding 'WHEREAS, In order to meet that average level of police service, San Francisco would need 2,279 officers; and'; beginning on Line 20, by adding 'WHEREAS, San Francisco's police staffing goals should reflect its current and future needs, not the needs of the city from 20 years ago; and'; on Page 3, Line 24, by adding 'FURTHER RESOLVED, In addition to increasing police staffing levels, the Board will'. The motion carried by the following vote:

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

Noes: 4 - Avalos, Campos, Kim, Mar

Supervisor Avalos duplicated the file as amended. See File No. 150679.

DUPLICATED AS AMENDED

Resolution No. 248-15

ADOPTED AS AMENDED by the following vote:

Ayes: 6 - Breed, Christensen, Cohen, Farrell, Tang, Wiener

Noes: 5 - Avalos, Campos, Kim, Mar, Yee

150679 [Establishing a Population-Based Police Staffing Policy]

Sponsors: Wiener; Cohen and Farrell

Resolution establishing a Board of Supervisors policy that police staffing levels be adjusted to account for population and neighborhood growth.

Duplicated as Amended from File No. 150628 by Supervisor Avalos.

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

Ayes: 5 - Avalos, Campos, Kim, Mar, Yee

Noes: 6 - Breed, Christensen, Cohen, Farrell, Tang, Wiener

Supervisor Avalos, seconded by Supervisor Campos, moved that this Resolution be RE-REFERRED to the Public Safety and Neighborhood Services Committee. The motion FAILED by the following vote:

Ayes: 5 - Avalos, Campos, Kim, Mar, Yee

Noes: 6 - Breed, Christensen, Cohen, Farrell, Tang, Wiener

Due to no affirmative action on the previous two motions by the Board of Supervisors for File No. 150679, and no provision for consideration at a later time, the duplicate file is discharged from further consideration and deemed killed.

Recommendations of the Rules Committee

150436 [Administrative Code - Establishing Cannabis State Legalization Task Force]

Sponsors: Wiener; Kim and Mar

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

Supervisor Wiener, seconded by Supervisor Kim, moved that this Ordinance be AMENDED on Page 3, Line 18, by adding 'and has at least two years of cannabis advocacy experience,'; Lines 20 and 21, by adding 'and has at least two years of cannabis legalization advocacy experience,'. The motion carried by the following vote:

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

PASSED ON FIRST READING AS AMENDED by the following vote:

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

150475 [Appointments, Children, Youth and Their Families Oversight and Advisory Committee - Mia "Tu Mutch" Satya, Maria Waters, Anwar Mojammel, and Rob Gitin]

Motion appointing Mia "Tu Mutch" Satya, Maria Waters, Anwar Mojammel, Alyson Lee-Suzuki (residency requirement waived), and Rob Gitin, terms yet to be determined, to the Children, Youth and Their Families Oversight and Advisory Committee. (Rules Committee)

Supervisor Avalos informed the Board that Seat 10 was being stricken out of the legislation and reassigned back to the Rules Committee for further consideration due to the nominee not meeting the criteria for seat qualification.

Supervisor Avalos, seconded by Supervisor Mar, moved that this Motion be AMENDED by striking all reference to Seat 10, Alyson Lee-Suzuku, associated waiver of residency requirement, and reassigned Seat 10 to the Rules Committee for further consideration. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Motion appointing Mia "Tu Mutch" Satya, Maria Waters, Anwar Mojammel, and Rob Gitin, terms yet to be determined, to the Children, Youth and Their Families Oversight and Advisory Committee. (Rules Committee)

Motion No. M15-101

APPROVED AS AMENDED by the following vote:

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

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

There were no recognition of commendations.

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

150551 [Hearing - Report of Assessment Costs for Blighted Properties - Accelerated Sidewalk Abatement Program]

Hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties through the Accelerated Sidewalk Abatement Program ordered to be performed by said Director pursuant to Administrative Code, Section 80, the costs thereof having been paid for out of a blight abatement fund. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to assessments as referenced in File No. 150552. Robert Quan (Public Works) provided an overview of the assessments. Walter Paulson; David Elliott Lewis; Tom Gilbert; spoke neither in support or in opposition to the proposed assessments. There were no other speakers. The President declared public comment closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

150552 [Report of Assessment Costs for Blighted Properties - Accelerated Sidewalk Abatement Program]

Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered through the Accelerated Sidewalk Abatement Program 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)

Robert Quan (Public Works) responded to questions raised throughout the discussion and indicated that the following addresses be removed from the accompanying report due to recent resolution or receipt of payment: 103 Walbridge Street; 3527 California Street; 3050 23rd Avenue; 901 Geary Street; 2538 15th Avenue; 1198 South Van Ness Avenue; 635 Fulton Street. The amendments to the accompanying report, as provided by the Department of Public Works, included in File No. 150552, were received without objection.

Resolution No. 246-15

ADOPTED, after accepting the amendments to the accompanying report, by the following vote:

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

COMMITTEE REPORTS

Recommendations of the Budget and Finance Committee

150619 [Official Advertising - San Francisco Print Media Co., commonly known as The Examiner, and The San Francisco Chronicle - FY2015-2016]

Resolution designating San Francisco Print Media Co., commonly known as The Examiner, to be the official newspaper of the City and County of San Francisco for all official advertising for FY2015-2016. (Office of Contract Administration)

Resolution No. 244-15

ADOPTED by the following vote:

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

150620 [Outreach Advertising and Neighborhood Outreach Advertising - FY2015-2016]

Resolution designating Small Business Exchange to be the outreach newspaper of the City and County of San Francisco for the African American community; Bay Area Reporter to be the outreach newspaper of the City and County of San Francisco for the Lesbian, Gay, Bisexual, and Transgender community; SF Weekly to be the outreach newspaper of the City and County of San Francisco for the African-American, Chinese, Hispanic and Lesbian, Gay, Bisexual, and Transgender community; Central City Extra to be the neighborhood outreach newspaper of the City and County of San Francisco for the Central City neighborhood; Jasmine Blue Media/Marina Times to be the neighborhood outreach newspaper of the City and County of San Francisco for the Northern San Francisco neighborhood; and Potrero View to be the neighborhood outreach newspaper of the City and County of San Francisco for the Potrero Hill, Dogpatch, Bayview, SOMA, Mission Bay neighborhoods; to provide outreach advertising for FY2015-2016. (Office of Contract Administration)

Resolution No. 245-15

ADOPTED by the following vote:

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

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Reuben David Goodman; shared in poem certain concerns with the Board.

Peter Warfield (Library User's Association); spoke welcoming the American Library Association's Annual Convention to San Francisco after 14 years and expressed various concerns relating to the San Francisco Public Library's budget and performance.

David Elliott Lewis (Mental Health Board); spoke regarding recent resolutions passed by the Mental Health Board relating to funding for Crisis Intervention Training and lack of support by the Police Department.

Luz Rodriguez; expressed various concerns relating to deportation and homelessness.

Male Speaker; expressed various concerns relating to styrene butadiene in kids playfields and associated health concerns.

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

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

Rob Crystal; expressed various concerns relating to bike riders without enforcement of appropriate laws.

Male Speaker; expressed various religious concerns.

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

Benyam Patel; expressed various concerns relating to disability and harassment.

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

Bryan Parker; spoke in support for proposed legislation relating to Senate Bill 411.

Phillip Bonnett; spoke in support for proposed legislation relating to Senate Bill 411.

Male Speaker; expressed various concerns relating to historical activities in and around City Hall.

Tom Gilbert; expressed various concerns relating to recent visit by President Obama, corporate buses, and housing.

Martha Ryan (Homeless Prenatal Program); spoke relating to the program and their associated mission.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

150655 [Supporting California State Senate Bill 350 (De Leon, Leno) - Clean Energy and Pollution Reduction Act]

Sponsor: Breed

Resolution supporting California State Senate Bill 350, the Clean Energy and Pollution Reduction Act of 2015, authored by Senators De Leon and Leno (coauthors: Senators Hancock and Monning), which creates or expands three related clean-energy goals to be achieved by 2030: generating 50% of total retail sales of electricity from renewable resources; doubling the energy efficiency of existing buildings; and reducing petroleum used in motor vehicles by 50%.

Resolution No. 249-15

ADOPTED

150656 [Supporting California State Senate Constitutional Amendment 5 (Mitchell, Hancock) - Property Tax Fairness Amendment]**Sponsors: Cohen; Yee, Kim and Avalos**

Resolution supporting California State Senate Constitutional Amendment 5, authored by Senators Holly Mitchell and Loni Hancock, the Property Tax Fairness amendment, making California's property tax code fair by assessing commercial and industrial properties at their market value, after a phase-in period.

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

Resolution No. 250-15**ADOPTED****The foregoing items were acted upon by the following vote:**

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

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Cohen requested that File No. 150657 be severed so that it may be considered separately.

150657 [Supporting California State Senate Bill 411 (Lara) - The Right to Record Bill]**Sponsors: Cohen; Kim**

Resolution supporting California State Senate Bill 411, The Right to Record Bill, authored by Senator Ricardo Lara which states that anyone making an audio or video recording of a police or peace officer in a public place that the individual has a right to be in is not breaking the law.

Resolution No. 251-15**ADOPTED by the following vote:**

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

Supervisor Wiener requested that File No. 150621 be severed so that it may be considered separately.

150621 [Final Map 8005 - 135 Buena Vista Avenue West]

Motion approving Final Map 8005, a five residential unit Condominium Project, located at 135 Buena Vista Avenue West, being a subdivision of Assessor's Block No. 1258, Lot No. 019, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-102**APPROVED by the following vote:**

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

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

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

Ordinances

150681 [Planning Code - Allowing an Existing Restaurant to Open a Second Location with a Conditional Use Authorization - North Beach Special Use District]

Sponsor: Christensen

Ordinance amending the Planning Code to allow an existing restaurant and/or bar in the North Beach Special Use District to open a second location in the District with a conditional use authorization provided that it meets certain criteria; 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.

06/17/15; RESPONSE RECEIVED.

06/23/15; ASSIGNED to Land Use and Transportation Committee.

150682 [Administrative Code - Telematic Vehicle Tracking Systems for City Vehicles]

Sponsor: Yee

Ordinance amending the Administrative Code to require the installation and use of telematic vehicle tracking systems in all motor vehicles owned or leased by the City and submission of an annual report by the City Administrator on vehicle use based on data derived from those systems; and affirming the Planning Department's determination under the California Environmental Quality Act.

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

06/23/15; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/23/2015.

Resolutions

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

Sponsor: Cohen

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

06/16/15; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

06/23/15; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

150683 [Establishing a Multidisciplinary Process for Determining Police Staffing]**Sponsor: Avalos**

Resolution establishing a Board of Supervisors policy that police staffing levels be adjusted through a multidisciplinary process involving multiple departments and community stakeholders and directing the Budget and Legislative Analyst to review public policy best practices for evaluating police staffing levels.

06/23/15; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

150684 [Multifamily Housing Revenue Note - 800 Presidio Avenue (aka the John Burton Foundation Housing Complex) - Not to Exceed \$15,000,000]**Sponsors: Breed; Farrell**

Resolution authorizing the execution and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed \$15,000,000 for the purpose of providing financing for the acquisition, construction, and development of a 50-unit multifamily residential rental housing project located in the City at 800 Presidio Avenue (aka the John Burton Foundation Housing Complex); approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters as defined herein.

06/23/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

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

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

06/23/15; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

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

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

06/23/15; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

150687 [Disposition and Development Agreement - Successor Agency to the San Francisco Redevelopment Agency Land - MA West, LLC - Transbay Block 5 - \$172,500,000]

Sponsor: Kim

Resolution approving the disposition of land by the Office of Community Investment and Infrastructure as Successor Agency to the San Francisco Redevelopment Agency to MA West, LLC, a Delaware limited liability company, a joint venture between affiliates of Golub Real Estate Corp., an Illinois corporation, and The John Buck Company, a Delaware limited liability company, for a purchase price of \$172,500,000; and making findings under Health and Safety Code, Section 33433, as required under the Transbay Redevelopment Plan for the parcel located on Howard Street between Beale and Main Streets, Assessor's Parcel Block No. 3718, Portion of Lot No. 025, commonly known as Transbay Block 5.

06/23/15; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

150688 [Disposition and Development Agreement - Successor Agency to the San Francisco Redevelopment Agency Land - Transbay 8 Urban Housing, LLC - Transbay Block 8 - \$71,000,000]

Sponsor: Kim

Resolution approving the disposition of land by the Office of Community Investment and Infrastructure as Successor Agency to the San Francisco Redevelopment Agency to Transbay 8 Urban Housing, LLC, a Delaware limited liability company, and Tenderloin Neighborhood Development Corporation, a California non-profit public benefit corporation, for a purchase price of \$71,000,000; and making findings under Health and Safety Code, Section 33433, as required under the Transbay Redevelopment Plan for the parcel located on Folsom Street between First and Fremont Streets, Assessor's Parcel Block No. 3737, Portions of Lot Nos. 005, 012, and 027, commonly known as Transbay Block 8.

06/23/15; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

150689 [Agreement Extension - TEGSCO, LLC, dba San Francisco Auto Return - Towing and Storage of Abandoned and Illegally-Parked Vehicles]

Sponsor: Wiener

Resolution approving the Second Amendment to the Amended and Restated Agreement with TEGSCO, LLC, dba San Francisco AutoReturn, for towing, storage, and disposal of abandoned and illegally-parked vehicles to extend the Agreement and the License for eight months, from August 1, 2015, through March 31, 2016.

(Fiscal Impact)

06/23/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150690 [Supporting California State Assembly Bill 953 (Weber) - Racial and Identity Profiling Act]

Sponsors: Mar; Kim, Campos, Avalos and Cohen

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

06/23/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

150691 [Americans with Disabilities Act Month - July]**Sponsors: Mar; Kim, Campos, Avalos, Yee, Cohen, Wiener, Tang, Farrell, Christensen and Breed**

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

06/23/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions**150692 [Civil Service Commission Rule Change - Sick Leave Rules]****Sponsor: Breed**

Motion retroactively approving amendments to the Rules of the Civil Service Commission beginning July 1, 2015, to incorporate changes to the Rules governing paid sick leave to conform to the requirements of the Healthy Workplaces, Healthy Families Act of 2014.

06/23/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150693 [Rescission of Final Environmental Impact Report Certification - 8 Washington Street/Seawall Lot No. 351 Project]**Sponsor: Christensen**

Motion rescinding the certification of the Final Environmental Impact Report for the 8 Washington Street/Seawall Lot No. 351 Project to comply with orders of the San Francisco Superior Court in Ferry Building Investors, LLC, et al. v. San Francisco Port Commission, et al., Case No. CPF-12-512355, and Neighbors to Preserve the Waterfront, et al. v. City and County of San Francisco et al., Case No. CPF-12-512356.

06/23/15; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

Request for Hearing**150694 [Hearing - San Francisco Public Utilities Commission Thermal Hydrolysis Process Biosolids Due Diligence Site Visit]****Sponsor: Cohen**

Hearing to discuss the San Francisco Public Utilities Commission Thermal Hydrolysis Process Biosolids Due Diligence European Tour, conducted from May 24 through May 29, 2015; and requesting the San Francisco Public Utilities Commission to report.

06/23/15; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED RESOLUTION**150636 [Settlement of Unlitigated Claim - Northpointe, Inc. - City to Receive \$1,232,101 in Services]**

Resolution approving settlement of the unlitigated claim in favor of the City and County of San Francisco against Northpointe, Inc., for delivery of approximately \$1,232,101 in deliverables under the parties' existing Software License and Services Agreement, and an amendment and extension of that agreement. (City Attorney)

06/11/15; RECEIVED FROM DEPARTMENT.

06/23/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

In Memoriams

Mellon Douglas Scott Jr. - Supervisor Cohen

Cynthia Marie Graham Hurd - Full Board

Susie Jackson - Full Board

Ethel Lee Lance - Full Board

Depayne Middleton-Doctor - Full Board

Clementa C. Pinckney - Full Board

Tywanza Sanders - Full Board

Daniel Simmons - Full board

Sharonda Coleman-Singleton - Full Board

Myra Thompson - Full Board

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:55 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 28, 2015.

Angela Calvillo, Clerk of the Board