



BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO AGENDA

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

Tuesday, October 4, 2016 - 2:00 PM

Regular Meeting

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

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee
Supervisors Farrell, Tang, Yee

Government Audit and Oversight Committee
Supervisors Peskin, Yee, Breed

Land Use and Transportation Committee
Supervisors Cohen, Wiener, Peskin

Public Safety and Neighborhood Services Committee
Supervisors Kim, Avalos, Campos

Rules Committee
Supervisors Tang, Mar, Cohen

Meeting Days

Wednesday
10:00 AM

1st and 3rd Thursday
9:30 AM

Monday
1:30 PM

2nd Thursday
2:30 PM

2nd and 4th Thursday
11:00 AM

Agenda Item Information

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

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

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

Meeting Procedures

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

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

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

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

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

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

LANGUAGE INTERPRETERS: Language services are available in Spanish and Chinese at all regular and special Board meetings, excluding Committee meetings. Currently, Filipino is available upon request if made at least 48 hours in advance of the meeting to help ensure availability. Additionally, requests for Board Committee meetings must be received at least 48 hours in advance of the meeting to help ensure availability. For more information or to request services: Contact Peggy Nevin at (415) 554-5184.

所有常規及特別市參事委員會會議（Board meetings）除委員會會議（Committee meetings）之外，將予以提供西班牙文及中文的語言服務。目前，菲律賓文將根據所收到的請求予以提供，但須在會議前最少48小時作出請求，旨在確保服務屆時可予以提供。另外，向市參事委員會會議請求有關服務亦須預先在會議前最少48小時作出，也將有助於確保服務屆時可予以提供。更多資訊或請求有關服務，請致電 (415) 554-7719 聯絡 Linda Wong。

AVISO EN ESPAÑOL: Los servicios de idiomas están disponibles en español y en chino en todas las reuniones regulares y reuniones especiales de la Junta, excluyendo las reuniones de los Comités. Actualmente, el idioma Filipino está disponible de ser requerido si se solicita por lo menos 48 horas antes de la reunión para ayudar a garantizar su disponibilidad. Adicionalmente, las solicitudes para las Reuniones de los Comités de la Junta deben ser recibidas por lo menos 48 horas antes de la reunión con el fin de ayudar a garantizar su disponibilidad. Para más información o solicitar servicios, por favor contactar a Derek Evans (415) 554-7702.

PAUNAWA: Mayroong serbisyong pang-wika sa Espanyol at Intsik para sa lahat ng mga regular at espesyal na pulong ng Board, pero wala para sa pulong ng mga Komite ng Board. Sa kasalukuyan, mayroong serbisyo sa wikang Filipino na maaaring i-request sa minimum na di bababa sa 48 oras bago ang pulong upang matiyak na matutugunan and inyong kahilingan. Dagdag pa, ang mga request para sa pulong ng Komite ng Board ay kailangang matanggap sa minimum na di bababa sa 48 oras bago ang pulong upang matiyak ang pagkakaroon nito. Para sa karagdagang impormasyon o para mag-request ng serbisyo pang-wika, tawagan lamang ang (415) 554-5184.

Disability Access

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

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 5R, 6, 7, 7R, 7X, 9, 9R, 19, 21, 47, and 49. For more information about MUNI accessible services, call (415) 701-4485.

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

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

Know Your Rights Under The Sunshine Ordinance

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

For information on your rights under the Sunshine Ordinance (San Francisco Administrative Code, Chapter 67) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-5163; or by email at sotf@sfgov.org

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

Lobbyist Registration and Reporting Requirements

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

ROLL CALL AND PLEDGE OF ALLEGIANCE

COMMUNICATIONS

AGENDA CHANGES

CONSENT AGENDA

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

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

Items 1 through 17

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Peskin, Yee

1. [160661](#) **[Settlement of Lawsuit - Wayne Kappelman - \$176,275]**
Ordinance authorizing settlement of the lawsuit filed by Wayne Kappelman against the City and County of San Francisco for \$176,275; the lawsuit was filed on September 2, 2014, in United States District Court, Northern District of California, Case No. 14-CV-04434 MEJ; entitled Wayne Kappelman v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

09/27/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. [160739](#) **[Settlement of Lawsuit - Jack K. Frazier - \$4,990,000]**
Ordinance authorizing settlement of the lawsuit filed by Jack K. Frazier against the City and County of San Francisco for \$4,990,000; the lawsuit was filed on October 28, 2013, in San Francisco Superior Court, Case No. CGC-13-535089; entitled Jack K. Frazier v. City and County of San Francisco, et al.; the lawsuit involves personal injury due to collision with fire truck; other material terms of the settlement are that defendant Michael Quinn pay plaintiff \$10,000. (City Attorney)

09/27/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. [160819](#) **[Settlement of Lawsuit - Travis Ian Hall - \$40,000]**
Ordinance authorizing settlement of the lawsuit filed by Travis Ian Hall against the City and County of San Francisco for \$40,000; the lawsuit was filed on September 9, 2015, in United States District Court, Case No. 15-cv-4092; entitled Travis Ian Hall v. City and County of San Francisco, et al.; the lawsuit involves alleged civil rights violations. (City Attorney)

09/27/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
4. [160922](#) **[Settlement of Lawsuit - Federal Insurance Company - \$273,853.76]**
Ordinance authorizing settlement of the lawsuit filed by Federal Insurance Company against the City and County of San Francisco for \$273,853.76; the lawsuit was filed on December 11, 2014, in San Francisco Superior Court, Case No. CGC-14-543173; entitled Federal Insurance Company, et al. v. San Francisco Independent Taxi Association dba Yevgeniy Komarov, et al.; the lawsuit involves a motor vehicle accident causing damage to City and adjacent real property; co-defendant and cross-defendant San Francisco Independent Taxi doing, business as Yevgeniy Komarov, will pay \$500,000. (City Attorney)

09/27/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
5. [160923](#) **[Settlement of Lawsuit - 691 O'Farrell, LLC - City to Receive \$273,853.76]**
Ordinance authorizing partial settlement of the cross-complaint filed by the City and County of San Francisco against 691 O'Farrell, LLC, for \$273,853.76; the cross-complaint was filed on March 20, 2015, in San Francisco Superior Court, Case No. CGC-14-543173; entitled City and County of San Francisco v. San Francisco Independent Taxi Association DBA Yevgeniy Komarov, et al.; the lawsuit involves a motor vehicle accident causing damage to City and adjacent real property. (City Attorney)

09/27/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
6. [160924](#) **[Dismissal of Lawsuit - Sunol Valley Golf and Recreation Company]**
Ordinance authorizing dismissal of the lawsuit filed by the City and County of San Francisco against Sunol Valley Golf and Recreation; the lawsuit was filed on June 18, 2014, amended complaint filed June 2, 2016, in Alameda Superior Court, Case No. RG14729649; entitled City and County of San Francisco, through the Public Utilities Commission v. Sunol Valley Golf and Recreation Company, related to termination of lease agreement entered into in September 2003 between the Public Utilities Commission and Sunol Valley Golf and Recreation Company for Parcels 61 and 65, consisting of two 18-hole golf courses and a two-story building in Alameda County. (City Attorney)

09/27/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

7. [160931](#) **[Settlement of Lawsuit and Supplemental Appropriation - CSAA Insurance Exchange - \$700,000]**

Ordinance authorizing settlement of the lawsuit filed by CSAA Insurance Exchange against the City and County of San Francisco for \$700,000; the lawsuit was filed on June 17, 2014, in San Francisco Superior Court, Case No. CGC-14-539993; entitled CSAA Insurance Exchange v. City and County of San Francisco, et al.; the lawsuit involves alleged property damage arising from the break of the Public Utilities Commission's water transmission pipeline on 15th Avenue between West Portal Avenue and Wawona Street in San Francisco; and appropriating \$700,000 from the Water Enterprise fund balance for such purpose. (City Attorney)

09/27/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

8. [160932](#) **[Settlement of Lawsuit and Supplemental Appropriation - Civil Service Employees Insurance Company - \$439,500]**

Ordinance authorizing settlement of the lawsuit filed by Civil Service Employees Insurance Company against the City and County of San Francisco for \$439,500; the lawsuit was filed on April 2, 2014, in San Francisco Superior Court, Case No. CGC-14-538389; entitled Civil Service Employees Insurance Company v. City and County of San Francisco, et al.; the lawsuit involves alleged property damage arising from the break of the Public Utilities Commission's water transmission pipeline on 15th Avenue between West Portal Avenue and Wawona Street in San Francisco; and appropriating \$439,500 from the Water Enterprise fund balance for such purpose. (City Attorney)

09/27/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

9. [160933](#) **[Settlement of Lawsuit and Supplemental Appropriation - Encompass Insurance Company - \$1,250,000]**

Ordinance authorizing settlement of the lawsuit filed by Encompass Insurance Company against the City and County of San Francisco for \$1,250,000; the lawsuit was filed on April 2, 2014, in San Francisco Superior Court, Case No. CGC-14-538395; entitled Encompass Insurance Company v. City and County of San Francisco, et al.; the lawsuit involves alleged property damage arising from the break of the Public Utilities Commission's water transmission pipeline on 15th Avenue between West Portal Avenue and Wawona Street in San Francisco; and appropriating \$1,250,000 from the Water Enterprise fund balance for such purpose. (City Attorney)

09/27/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

10. [160934](#) **[Settlement of Lawsuit and Supplemental Appropriation - Stacey A. Lawrence - \$224,000]**

Ordinance authorizing settlement of the lawsuit filed by Stacey A. Lawrence against the City and County of San Francisco for \$224,000; the lawsuit was filed on May 8, 2015, in San Francisco Superior Court, Case No. CGC-14-542269; entitled Stacey A. Lawrence v. City and County of San Francisco, et al.; the lawsuit involves alleged property damage arising from the break of the Public Utilities Commission's water transmission pipeline on 15th Avenue between West Portal Avenue and Wawona Street in San Francisco; and appropriating \$224,000 from the Water Enterprise fund balance for such purpose. (City Attorney)

09/27/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

11. [160935](#) **[Settlement of Unlitigated Claim and Supplemental Appropriation - California Department of Fish and Wildlife - \$300,263.26]**

Ordinance authorizing settlement of the claim by the California Department of Fish and Wildlife, Office of Spill Prevention and Response against the City and County of San Francisco for \$300,263.26; regarding discharges of chlorinated water to San Mateo Creek, and appropriating \$300,263.26 from the Water Enterprise fund balance for such purpose. (City Attorney)

09/27/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

12. [160936](#) **[Settlement of Lawsuit - Laudenia Pleitez - \$95,000]**

Ordinance authorizing settlement of the lawsuit filed by Laudenia Pleitez against the City and County of San Francisco for \$95,000; the lawsuit was filed on June 17, 2013, in San Francisco Superior Court, Case No. CGC 13-532162; entitled Foo Soo Li and Laudenia Pleitez v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

09/27/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

13. [160937](#) **[Settlement of Lawsuit - Foo Soo Li - \$99,000]**

Ordinance authorizing settlement of the lawsuit filed by Foo Soo Li against the City and County of San Francisco for \$99,000; the lawsuit was filed on June 17, 2013, in San Francisco Superior Court, Case No. CGC 13-532162; entitled Foo Soo Li and Laudenia Pleitez v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

09/27/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

14. [160938](#) **[Settlement of Lawsuit and Supplemental Appropriation - Karen Caldwell - \$155,000]**
Ordinance authorizing settlement of the lawsuit filed by Karen Caldwell against the City and County of San Francisco for \$155,000; the lawsuit was filed on April 10, 2014, in San Francisco Superior Court, Case No. CGC-14-538566; entitled Karen Caldwell v. City and County of San Francisco, et al.; the lawsuit involves alleged property damage arising from the break of the Public Utilities Commission's water transmission pipeline on 15th Avenue between West Portal Avenue and Wawona Avenue in San Francisco; and appropriating \$155,000 from the Water Enterprise fund balance for such purpose. (City Attorney)
- 09/27/2016; PASSED, ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**
15. [160939](#) **[Settlement of Lawsuit - Beverley Shungu-Omba - \$30,000]**
Ordinance authorizing settlement of the lawsuit filed by Beverley Shungu-Omba against the City and County of San Francisco for \$30,000; the lawsuit was filed on April 16, 2015, in San Francisco Superior Court, Case No. CGC-15-545348; entitled Beverley Shungu-Omba v. City and County of San Francisco, et al.; the lawsuit involves an alleged personal injury on a City street. (City Attorney)
- 09/27/2016; PASSED, ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**
16. [160940](#) **[Settlement of Lawsuit - Kathleen Carroll - \$162,500]**
Ordinance authorizing settlement of the lawsuit filed by Kathleen Carroll against the City and County of San Francisco for \$162,500; the lawsuit was filed on March 2, 2015, in San Francisco Superior Court, Case No. CGC-15-544452; entitled Kathleen Carroll v. The City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City sidewalk. (City Attorney)
- 09/27/2016; PASSED, ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**

Recommendation of the Rules Committee

Present: Supervisors Tang, Avalos

17. [161005](#) **[Appointment - Commission on Aging Advisory Council - Allegra Fortunati]**
Motion appointing Allegra Fortunati, term ending March 31, 2017, to the Commission on Aging Advisory Council. (Rules Committee)
- Question: Shall this Motion be APPROVED?**

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Farrell, Tang, Yee

18. [160199](#) **[Administrative Code - Prevailing Wages for Commercial Vehicle Loading and Unloading on City Property]**

Sponsor: Wiener

Ordinance amending the Administrative Code to require that prevailing wages be paid for work loading or unloading materials, goods, or products for special events and shows on City property, and the driving of commercial vehicles for that purpose.

(Fiscal Impact)

09/27/2016; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

19. [160769](#) **[Waiving Competitive Process Requirement - Lease Agreement - Amoura International, Inc. - Interim Employee Café]**

Ordinance waiving the competitive process requirement of Administrative Code, Section 2A.173, for a lease agreement between Amoura International, Inc., and the City and County of San Francisco, by and through its Airport Commission, for an interim employee café at Airport Terminal 1. (Airport Commission)

09/27/2016; CONTINUED.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Peskin, Yee

20. [160425](#) **[Administrative Code - Ban on City-Funded Travel to and City Contracts Involving States With Anti-LGBT Laws]**

Sponsors: Wiener; Campos and Farrell

Ordinance amending the Administrative Code to prohibit City-funded travel to states that have enacted laws after June 26, 2015, reversing anti-discrimination protections for LGBT individuals or permitting discrimination against LGBT individuals, and to prohibit City contracting with companies headquartered in states that have enacted such laws, or where work on the contract would be performed in such states.

09/27/2016; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

21. [160784](#) **[Settlement of Lawsuit and Supplemental Appropriation - Allied Insurance Company - \$60,000]**

Ordinance authorizing settlement of the lawsuit filed by Allied Insurance Company against the City and County of San Francisco for \$60,000; the lawsuit was filed on January 22, 2015, in San Francisco Superior Court, Case No. CGC-15-543789; entitled Allied Insurance Company v. The City and County of San Francisco, et al.; the lawsuit involves alleged property damage arising from flooding; and appropriating \$60,000 from the Water Enterprise fund balance for such purpose. (City Attorney)

09/27/2016; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

22. [160785](#) **[Settlement of Lawsuit and Supplemental Appropriation - Raymond Kruse and Ashley Kruse - \$325,000]**

Ordinance authorizing settlement of the lawsuit filed by Raymond Kruse and Ashley Kruse against the City and County of San Francisco for \$325,000; the lawsuit was filed on September 17, 2014, in San Francisco Superior Court, Case No. CGC-14-541704; entitled Raymond Kruse, et al. v. Precision Engineering, Inc., et al.; the lawsuit involves alleged property damage arising from flooding; and appropriating \$325,000 from the Water Enterprise fund balance for such purpose. (City Attorney)

09/27/2016; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Wiener, Peskin

23. [160321](#) **[Planning Code - Housing Balance Report]**
Sponsor: Kim

Ordinance amending the Planning Code to require inclusion in the Housing Balance Report data about the withdrawal of housing units from the rental market by all means, including owner move-ins; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public convenience, necessity, and welfare under Planning Code, Section 302.

09/27/2016; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Cohen, Wiener, Peskin

24. [160183](#) **[Urging the San Francisco Public Utilities Commission to Expand Public Access to the Peninsula Watershed Lands]**
Sponsors: Avalos; Wiener
Resolution urging the San Francisco Public Utilities Commission to provide enhanced public access to existing roads and trails in the Peninsula Watershed Lands consistent with the goals of protecting the water supply and the environmental quality of the area.
- 03/01/2016; REFERRED to the Land Use and Transportation Committee.
- 09/27/2016; CONTINUED.
- Question: Shall this Resolution be ADOPTED?**

Referred Without Recommendation from the Land Use and Transportation Committee

Present: Supervisors Cohen, Wiener, Peskin

25. [160426](#) **[Planning Code, Zoning Map - Rezoning Midtown Terrace Neighborhood]**
Sponsor: Yee
Ordinance amending the Planning Code by revising the Zoning Map to rezone all lot numbers in Assessor's Parcel Block Nos. 2780, 2783, 2784, 2785, 2786, 2787, 2790, 2791, 2792, 2793, 2794, 2795, 2796, 2797, 2798, 2820, 2822, 2822A, 2822B, 2823, 2823A, 2823B, 2823C, 2824, 2825, 2833, 2834, 2835, 2836; all lots in Block 2643B except Lot Nos. 5 and 8; all lots in Block 2781 except Lot No. 22; all lots in Block 2782 except Lot No. 27; all lots in Block 2788 except Lot No. 27; all lots in Block 2789 except Lot No. 29; and Lot Nos. 1, 2, 9, 12, 13, 14, 15, 16, 17, 23, and 24 of Assessor's Parcel Block No. 2821, from their current designation as Residential, House: One-Family (RH-1) to Residential, House: One-Family (Detached Dwellings) (RH-1(D)); revising the Zoning Map to rezone Assessor's Parcel Block No. 2643B, Lot No. 8, in from its current designation as Public to RH-1(D); affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including findings of public necessity, convenience, and welfare under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.
- 09/27/2016; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.
- 09/27/2016; PASSED ON FIRST READING AS AMENDED.
- Question: Shall this Ordinance be FINALLY PASSED?**

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Farrell, Tang, Yee

26. [160891](#) **[Administrative, Police Codes - Prevailing Wage for Security Guard Services]**

Sponsor: Kim

Ordinance amending the Administrative Code to require prevailing wages in City contracts for security guard services and that prevailing wages be paid for security guard services at certain events on City property; and amending the Police Code to make a technical clarification regarding worker retention requirements for security guards.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

27. [160884](#) **[Finding of Fiscal Feasibility - Terminal 2 to Terminal 3 Secure Connector Project - San Francisco International Airport]**

Resolution finding the proposed Terminal 2 to Terminal 3 Secure Connector Project at San Francisco International Airport fiscally feasible and responsible pursuant to San Francisco Administrative Code, Chapter 29. (Airport Commission)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

28. [160886](#) **[Contract - California Department of Corrections and Rehabilitation - Secure Reentry Program Facility - \$1,573,880]**

Resolution authorizing the Sheriff's Department to enter into a contract with the California Department of Corrections and Rehabilitation to contract for, accept, and expend up to \$1,573,880 to house state inmates who are within 60 days or less of release from state prison in the San Francisco County Jail Secure Reentry Program Facility, for a term to commence following Board approval, through June 30, 2017. (Sheriff)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Farrell, Tang

29. [160966](#) **[Multifamily Housing Revenue Bonds - 210 and 238 Taylor Street - Not to Exceed \$95,000,000]**
Sponsors: Mayor; Kim
Resolution authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$95,000,000 for 210 and 238 Taylor Street (San Francisco, California 94102); authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$95,000,000; declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein. (Mayor's Office of Housing and Community Development)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Farrell, Tang, Yee

30. [160969](#) **[Management Agreement Amendment - Moscone Center Joint Venture - Moscone Convention Center]**
Sponsors: Kim; Peskin
Resolution approving and authorizing the City Administrator to enter into a Seventh Amendment to the Management Agreement with Moscone Center Joint Venture ("Contractor") for the Moscone Convention Center to extend the term of the Agreement an additional ten years commencing July 1, 2017, and ending June 30, 2027; require Contractor to make certain capital contributions to the City in the amount of \$15,000,000; revise certain contractual clauses regarding the calculation and payment of fees for food, beverage, and internet services; and revise certain contractual clauses regarding financial records and reporting.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

31. [160970](#) **[Apply for Grant - Centers for Disease Control - Comprehensive HIV Prevention Programs Application - \$5,704,982]**
Sponsor: Wiener
Resolution authorizing the Department of Public Health to submit a one-year application for calendar year 2017 to continue to receive funding for the Comprehensive HIV Prevention Programs grant from the Centers for Disease Control and Prevention, requesting \$5,704,982 in HIV prevention funding for San Francisco from January 1, 2017, through December 31, 2017. (Public Health Department)

Question: Shall this Resolution be ADOPTED?

32. [161026](#) **[Expend Grants - Qualified Legacy Businesses - Legacy Business Program - Amounts Up to \$1,000,000]**

Sponsor: Campos

Resolution authorizing the Office of Small Business to expend grant funds in the amount of up to \$1,000,000 to disburse grants to Qualified Legacy Businesses who apply for business assistance grants between October 1, 2016, and December 15, 2016.

Question: Shall this Resolution be ADOPTED?

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Cohen, Wiener, Peskin

33. [160509](#) **[Planning Code, Zoning Map - Rezoning 2070 Folsom Street]**

Sponsor: Campos

Ordinance amending the Planning Code by revising the Zoning Map to rezone 2070 Folsom Street, Assessor's Parcel Block No. 3571, Lot No. 031, from its current designation as Public (P) and 50-X, to Urban Mixed Use (UMU) and 85-X; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including findings of public necessity, convenience, and welfare under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Rules Committee

Present: Supervisors Tang, Mar, Cohen

34. [161006](#) **[Appointments - Assessment Appeals Board No. 1 - Jeffrey Morris and Eugene Valla]**

Motion reappointing Jeffrey Morris and Eugene Valla, terms ending September 3, 2019, to the Assessment Appeals Board No. 1. (Rules Committee)

Question: Shall this Motion be APPROVED?

35. [161007](#) **[Appointments - Assessment Appeals Board No. 2 - John Lee, Mervin Conlan, and Yosef Tahbazof]**

Motion reappointing John Lee, Mervin Conlan, and Yosef Tahbazof, terms ending September 5, 2019, to the Assessment Appeals Board No. 2. (Rules Committee)

Question: Shall this Motion be APPROVED?

36. [161008](#) **[Appointments - Assessment Appeals Board No. 3 - Shawn Ridgell and James Reynolds]**

Motion appointing Shawn Ridgell and James Reynolds, terms ending September 5, 2019, to the Assessment Appeals Board No. 3. (Rules Committee)

Question: Shall this Motion be APPROVED?

37. [161009](#) **[Appointments - Safer Schools Sexual Assault Task Force - Janelle White, Denise Sicat Wong, J. Ocean Mottley, Amelia Gilbert, Denise Caramagno, and Leslie Simon]**

Motion appointing Janelle White (residency requirement waived), Denise Sicat Wong (residency requirement waived), J. Ocean Mottley (residency requirement waived), Amelia Gilbert, Denise Caramagno (residency requirement waived), and Leslie Simon, indefinite terms, to the Safer Schools Sexual Assault Task Force. (Rules Committee)

Question: Shall this Motion be APPROVED?

Present: Supervisors Mar, Cohen

38. [161010](#) **[Appointments, Cannabis State Legalization Task Force - Jesse Stout, Erich Pearson, Kevin Reed, Sara Payan, Duncan Talento Ley, Thea Selby, Jon Ballesteros, Barbara Fugate, Tom McElroy, Laura Thomas, Terrance Alan, Sarah Shrader, and Daisy Ozim]**

Motion appointing Jesse Stout, Erich Pearson, Kevin Reed, Sara Payan, Duncan Talento Ley, Thea Selby, Jon Ballesteros, Barbara Fugate, Tom McElroy, Laura Thomas, Terrance Alan, Sarah Shrader, and Daisy Ozim, terms ending August 31, 2017, to the Cannabis State Legalization Task Force. (Rules Committee)

Question: Shall this Motion be APPROVED?

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

SPECIAL ORDER 3:00 P.M. - CALLED FROM COMMITTEE

(Pursuant to Board of Supervisors Rule 3.37)

Board of Supervisors Sitting as a Committee of the Whole

(Hearing scheduled pursuant to Motion No. M16-132 (File No. 161029) approved on September 27, 2016.)

39. [160806](#) **[Hearing - Blue Ribbon Panel on Transparency, Accountability, and Fairness in Law Enforcement - Final Report]**

Sponsor: Cohen

Hearing on the final report, findings, and recommendations of the Blue Ribbon Panel on Transparency, Accountability, and Fairness in Law Enforcement; and requesting the Police Department and Police Commission to report.

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

40. ROLL CALL FOR INTRODUCTIONS

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

41. PUBLIC COMMENT

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

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

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

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

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

Items 42 through 48

- 42. [161042](#) [Mission and Excelsior Science Workshops Day - October 27, 2016]**
Sponsor: Avalos
Resolution declaring October 27, 2016, to be Mission and Excelsior Science Workshops Day in the City and County of San Francisco, in celebration of the 25th anniversary of their founding in 1991.

09/27/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

43. [161043](#) **[Supporting California State Proposition 62 - The Justice That Works Act - Initiative to End the Death Penalty]**
Sponsors: Campos; Mar, Peskin, Kim, Wiener, Breed, Avalos, Cohen and Farrell
Resolution supporting California State Proposition 62, The Justice That Works Act Of 2016, to end the death penalty in California and replace it with life imprisonment without the possibility of parole.
- 09/27/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
44. [161044](#) **[Urging City Agencies to Monitor and Review Any Development Proposal for the Brisbane Baylands Area and Urging the City of Brisbane to Prepare a Complete Environmental Impact Report and Approve a Responsible Land Use Plan]**
Sponsors: Kim; Peskin and Campos
Resolution urging the City and County of San Francisco and all relevant agencies to closely monitor and review any development proposal for the Brisbane Baylands Area to ensure that the City of Brisbane prepares a comprehensive and complete Environmental Impact Report, which includes legally required analysis of all impacts, including transportation, air quality and greenhouse gases, water supply and wastewater, and housing and population needs, in particular significant impacts that will occur within San Francisco; and urging Brisbane to adopt a responsible Land Use Plan for this area that will include needed workforce housing.
- 09/27/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
45. [161045](#) **[Urging the San Francisco Municipal Transportation Agency's Board of Directors to Consider Naming the Central Subway's Chinatown Station the Central Subway's "Rose Pak Station"]**
Sponsors: Kim; Peskin, Yee and Mar
Resolution urging the San Francisco Municipal Transportation Agency Board (SFMTA) of Directors to engage a community-led process to name Central Subway's Chinatown Station the Central Subway's "Rose Pak Station."
- 09/27/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
46. [161046](#) **[Supporting the Inclusion of the Philippines and Filipinos in World War II History Curriculum at all California Schools]**
Sponsor: Wiener
Resolution supporting of inclusion of the Philippines and Filipinos in the World War II history curriculum at the San Francisco Unified School District, and in support of the effort to include the adoption of the curriculum in all 77 high school districts in California.
- 09/27/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

47. [161047](#) [Supporting National Bullying Prevention Month - October]**Sponsor: Wiener**

Resolution recognizing and supporting October as National Bullying Prevention Month and supporting efforts to educate and promote awareness of anti-bullying efforts nationwide.

09/27/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

48. [161048](#) [Adoption of Findings Related to the Conditional Use Authorization - 2785 San Bruno Avenue]

Motion adopting findings in support of the Board of Supervisors' disapproval of the decision of the Planning Commission by its Motion No. 19702, regarding the Conditional Use Authorization identified as Planning Case No. 2014-003173CUA for a proposed project located at 2785 San Bruno Avenue. (Clerk of the Board)

09/27/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

49. IMPERATIVE AGENDA

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

[Serious Injury Finding]

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

[Purely Commendatory Finding]

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

[Brown Act Finding]

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

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

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

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

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

161031 [Customer Generation Agreement - Pacific Gas and Electric Company - Solar Power Project - 2055 Silver Avenue]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to enter into a Customer Generation Agreement with Pacific Gas and Electric Company for a Solar Power Project at Willie Brown Middle School at 2055 Silver Avenue, to continue indefinitely, unless terminated. (Public Utilities Commission)

09/23/2016; RECEIVED FROM DEPARTMENT.

10/04/2016; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

161032 **[Petitions and Communications]**

Petitions and Communications received from September 19, 2016, through September 26, 2016, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on October 4, 2016.

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

From Board President London Breed, submitting memo regarding a special meeting of the Board of Supervisors on October 18, 2016. Copy: Each Supervisor. (1)

From Clerk of the Board, submitting 60 Day Receipt of the Civil Grand Jury Report: "San Francisco County Jails: Our Latest Mental Health Facility Needs Attention." Copy: Each Supervisor. (2)

From Controller's City Services Auditor Division, submitting a compliance audit report on the D&G Company dba Lou's Pier 47. (3)

From concerned citizens, regarding the San Francisco Watershed at Crystal Springs. File No. 160183. 16 letters. Copy: Each Supervisor. (4)

From concerned citizens, regarding the historic streetlamps on Van Ness Avenue. File No. 160993. 5 letters. Copy: Each Supervisor. (5)

From concerned citizens, submitting signature for petition entitled, 'Stop SFMTA.' 4,327th signer. Copy: Each Supervisor. (6)

From T-Mobile West LLC, regarding wireless antennas. (7)

From Alan Dechert, regarding voting system modernization. Copy: Each Supervisor. (8)

From Coalition for San Francisco Neighborhoods, regarding various concerns with the Planning Code. (9)

ADJOURNMENT