



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, July 16, 2013 - 2:00 PM

Regular Meeting

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

Angela Calvillo, Clerk of the Board

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, Mar, Avalos

Budget and Finance Sub-Committee
Supervisors Farrell, Mar, Avalos

City and School District Select Committee
Supervisors Kim, Avalos, Farrell, Commissioners Mendoza, Norton, Wynns

Government Audit and Oversight Committee
Supervisors Cohen, Tang, Campos

Land Use and Economic Development Committee
Supervisors Wiener, Kim, Chiu

Neighborhood Services and Safety Committee
Supervisors Campos, Mar, Yee

Rules Committee
Supervisors Yee, Breed, Cohen

Meeting Days

Wednesday
1:00 PM

Wednesday
10:00 AM

4th Thursday
3:30 PM

2nd and 4th Thursday
10:00 AM

Monday
1:30 PM

1st and 3rd Thursday
10:00 AM

1st and 3rd Thursday
1:30 PM

Agenda Item Information

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

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

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

Meeting Procedures

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

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

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

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

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

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

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. **AVISO EN ESPAÑOL:** La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Derek Evans (415) 554-7702.

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

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 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 Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

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

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

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

Know Your Rights Under The Sunshine Ordinance

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

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

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

Lobbyist Registration and Reporting Requirements

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

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

APPROVAL OF MEETING MINUTES

Approval of the June 11, 2013, Board Meeting Minutes.

COMMUNICATIONS

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 11

Recommendations of the Budget and Finance Committee

Present: Supervisors Farrell, Wiener, Breed

- 1. 130038 [Appropriating \$1,500,000 for the San Francisco Unified School District - FY2012-2013]**
Sponsors: Mayor; Mar
Ordinance appropriating \$1,500,000 from the Rainy Day Fund for the San Francisco Unified School District for FY2012-2013.

(Fiscal Impact)

07/09/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Farrell, Mar, Avalos, Breed

2. 130613 [Appropriation and De-Appropriation - \$720,626 to Sheriff for Overtime - FY2012-2013]

Sponsor: Mayor

Ordinance appropriating \$720,626 to overtime and de-appropriating \$720,626 in permanent salaries in the Sheriff Department's work orders/overhead budget in order to support the Department's projected increases in overtime as required per Ordinance No. 194-11, this Ordinance requires a two-thirds vote of all members of the Board of Supervisors for approval for \$720,626 of this request.

(Fiscal Impact)

07/09/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Farrell, Mar, Avalos, Wiener, Breed

3. 130614 [Appropriation and De-Appropriation - \$446,354 to Fire Department for Overtime - FY2012-2013]

Sponsor: Mayor

Ordinance appropriating \$446,354 to overtime and de-appropriating \$446,354 consisting of \$359,227 in permanent salaries and \$87,127 in fringe benefits in the Fire Department's operating budget in order to support the Department's projected increases in overtime as required per Ordinance No. 194-11.

(Fiscal Impact)

07/09/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. 130615 [Accept and Expend Grant - National Science Foundation and Amendment to the Annual Salary Ordinance, FY2012-2013 - \$257,744]

Sponsor: Mayor

Ordinance authorizing the Department of Technology to retroactively accept and expend a grant in the amount of \$257,744 from the National Science Foundation for Intergovernmental Personnel Act assignment and amending Ordinance No. 165-12 (Annual Salary Ordinance, FY2012-2013) to reflect the addition of one 1381 Special Assistant XXII position at the Department of Technology.

07/09/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Cohen, Tang, Campos

5. 130583 [Memorandum of Understanding - Service Employees International Union, Local 1021, Staff & Per Diem Nurses - FY2013-2014]

Sponsor: Mayor

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

07/09/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

6. 130586 [Administrative Code - Film Rebate Program]

Sponsors: Farrell; Campos

Ordinance amending the Administrative Code to allow the Director of Property of the Department of Real Estate, in consultation with the Executive Director of the Film Commission, to lease property and sublease such property to film companies for film-related activities; to expand the production costs eligible for the Film Rebate Program to include rent payments for such property; and making environmental findings.

07/09/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Wiener, Kim

7. 130263 [Planning Code - Castro Street Neighborhood Commercial District Use Size Limits]

Sponsors: Wiener; Campos

Ordinance amending the Planning Code, Sections 121.2 and 715.1, the Castro Street Neighborhood Commercial District controls, to allow a neighborhood-serving nonprofit institution to exceed the use size limits with a Conditional Use Authorization; making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1.

07/09/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

8. 130369 **[Building, Health, Public Works Codes - Soil and/or Groundwater Testing Requirements]**
Sponsor: Mayor
Ordinance amending the Building and Health Codes to expand the boundaries and types of projects for which soil testing is required and to require testing of groundwater under specified circumstances; amending the Public Works Code to eliminate soil testing provisions; renumbering code sections in the Health Code; and making environmental findings.

07/09/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Neighborhood Services and Safety Committee

Present: Supervisors Campos, Yee

9. 130300 **[Administrative Code - Child Care Centers for City and City-Funded Projects; Feasibility Studies]**
Sponsors: Yee; Mar
Ordinance amending the Administrative Code to transfer responsibility for Child Care Feasibility Studies from the Department of Children, Youth and Their Families to the Office of Early Care and Education in the Human Services Agency, and the Child Care Facilities Interagency Committee; and making environmental findings.

07/09/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Yee, Breed, Tang

10. 130225 **[Administrative Code - Bayview Hunters Point Citizens Advisory Committee]**
Sponsors: Cohen; Campos
Ordinance amending the Administrative Code to establish the Bayview Hunters Point Citizens Advisory Committee to provide policy advice to the City and County of San Francisco on planning and land use matters for Zone 2 of the Bayview Hunters Point Redevelopment Project Area.

07/09/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Yee, Breed, Cohen

11. 130413 [Municipal Elections Code - Publication of Legal Text of Proposed Measures]

Sponsors: Chiu; Campos

Ordinance amending the Municipal Elections Code to specify that the Voter Information Pamphlet will include a portion of the legal text of any initiative ordinance, declaration of policy or bond measure that exceeds 100 pages.

07/09/2013; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Farrell, Mar, Avalos, Wiener, Breed

(Pursuant to Charter, Section 9.100(b), the Board shall not adopt the Budget earlier than July 15th nor later than August 1st.)

12. 130535 [Proposed Budget and Annual Appropriation Ordinance - FYs 2013-2014 and 2014-2015]

Sponsor: Mayor

Proposed Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of July 11, 2013, for the FYs ending June 30, 2014, and June 30, 2015.

(Fiscal Impact)

07/09/2013; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

13. 130536 [Annual Salary Ordinance - FYs 2013-2014 and 2014-2015]

Sponsor: Mayor

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

(Fiscal Impact)

07/09/2013; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

14. 130555 [Treasure Island Development Authority Budget - FYs 2013-2014 and 2014-2015]

Sponsor: Mayor

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

(Fiscal Impact)

07/09/2013; CONTINUED.

Question: Shall this Resolution be ADOPTED?

15. 130556 [Office of Community Investment and Infrastructure Budget - FY2013-2014 - Not to Exceed \$58,600,000]

Sponsor: Mayor

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

(Fiscal Impact)

07/09/2013; CONTINUED.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Farrell, Mar, Avalos, Breed

16. 130557 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved]

Sponsor: Mayor

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

(Fiscal Impact)

07/09/2013; CONTINUED.

Question: Shall this Resolution be ADOPTED?

From the Land Use and Economic Development Committee Without Recommendation

Present: Supervisors Wiener, Kim, Chiu

17. 121019 [Administrative Code - California Environmental Quality Act Procedures, Appeals, and Public Notice Requirements]

Sponsor: Wiener

Ordinance amending Administrative Code, Chapter 31, to reflect revisions in the California Environmental Quality Act and to update and clarify certain procedures provided for in Chapter 31, including without limitation: codifying procedures for appeals of exemptions and negative declarations; revising noticing procedures for environmental impact reports and negative declarations for plan area projects exceeding 20 acres; expanding noticing requirements for certain exempt projects; clarifying existing noticing requirements for exempt projects; and making environmental findings.

06/25/2013; CONTINUED ON FIRST READING.

07/09/2013; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

- 18. 130248 [Administrative Code - California Environmental Quality Act Procedures, Appeals, and Public Notice Requirements]**
Sponsors: Kim; Campos, Avalos, Mar and Yee
Ordinance amending Administrative Code, Chapter 31, to provide for appeals under the California Environmental Quality Act to the Board of Supervisors of environmental impact reports, negative declarations, exemption determinations, and determinations on modified projects; to clarify and update existing Chapter 31 procedures, including without limitation: to provide for the Planning Department or Planning Commission to approve all exemption determinations; to require the Planning Department to establish an electronic notification system; to expand noticing of exempt projects; to require new noticing when filing notices of exemption and notices of determination; to revise noticing of negative declarations and environmental impact reports for plans of 20 acres or more; to provide an expanded role for the Historic Preservation Commission; and making environmental findings.
- 06/25/2013; CONTINUED ON FIRST READING.
07/09/2013; CONTINUED ON FIRST READING.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

Recommendation of the Rules Committee

Present: Supervisors Yee, Breed, Cohen

- 19. 130481 [Charter Amendment - Retiree Health Care Trust Fund]**
Sponsors: Farrell, Chiu, Wiener, Tang, Yee, Breed and Cohen
Charter Amendment (Second Draft) to amend Charter, Sections 12.204 and A8.432, to limit Retiree Health Care Trust Fund disbursements to defray participating employer retiree health care costs until employer sub-trusts are fully funded; allow for disbursements from the City's sub-trust if the City's retiree health care costs are greater than ten percent (10%) of its total payroll costs even if the City's sub-trust is not fully funded; permit modifications to these disbursement guidelines if recommended by the Controller after consultation with the City's Governmental Accounting Standards Board actuary, and approved by the Mayor, two-thirds of the Board of Supervisors, and the Retiree Health Care Trust Fund Board; permit a participating employer to adopt disbursement guidelines if approved by a two-thirds vote of that participating employer's governing board; and make the Controller, the City Treasurer, and the Executive Director of the San Francisco Employees' Retirement System, or their designees, members of the Retiree Health Care Trust Fund Board.
- 07/09/2013; CONTINUED.
- Question: Shall this Charter Amendment be SUBMITTED?**

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Farrell, Mar, Avalos, Wiener, Breed

20. 130537 **[Lease and Management Agreement - Botanical Garden Society - Waiving Fees - Botanical Garden at Strybing Arboretum in Golden Gate Park]**
Sponsor: Mayor
Ordinance approving and authorizing a Lease and Management Agreement between the City and the San Francisco Botanical Garden Society for the San Francisco Botanical Garden at Strybing Arboretum in Golden Gate Park, with an initial term of 10 years with two 10-year extension options; waiving the non-resident admission fee in Park Code, Section 12.46(d) for certain persons and entities as set forth in the Lease and Management Agreement; ratifying prior acts in connection with this Ordinance; and making environmental findings.
- (Fiscal Impact)
(Supervisor Avalos dissented in Committee.)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
21. 130538 **[Administrative Code - Special Funds for Cultural, Arts, and Publicity Programs]**
Sponsor: Mayor
Ordinance amending the Administrative Code to establish the Arts Commission Cultural Centers Fund and the City Administrator Grants for the Arts Fund; clarify provisions of the Convention Facilities Fund, War Memorial Special Fund, and Cultural Equity Endowment Fund; and conform other provisions of the Code to the new funding structure.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
22. 130539 **[Administrative Code - Library Fines and Fees]**
Sponsor: Mayor
Ordinance amending the Administrative Code to reduce video and digital video disc fees and to increase fees for scanning of photographs at higher resolutions and reproduction of photographs for commercial purposes.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
23. 130540 **[Administrative Code - Surety Bonds and Bid Securities]**
Sponsor: Mayor
Ordinance amending the Administrative Code to authorize the Controller to delegate to the Risk Manager authority to make certain decisions regarding the amount of surety bonds and the sufficiency and qualifications of sureties.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

- 24. 130541 [Administrative, Business and Tax Regulation Codes - Controller's Reports and Cash Reserve Fund]**
Sponsor: Mayor
Ordinance amending the Administrative, Business and Tax Regulation Codes to modify when the Controller is required to issue various reports and conduct various program audits and repealing obsolete provisions regarding the cash reserve fund.
Question: Shall this Ordinance be PASSED ON FIRST READING?

- 25. 130542 [Administrative Code - Public Administrator/Public Guardian Representative Payee Fee]**
Sponsor: Mayor
Ordinance amending the Administrative Code to increase the monthly fee for representative payee services to \$39 dollars per month; and making environmental findings.
Question: Shall this Ordinance be PASSED ON FIRST READING?

- 26. 130543 [Administrative Code - Medical Examiner's Fees for Copies of Documents and Certain Services]**
Sponsor: Mayor
Ordinance amending Administrative Code Section 8.14 to adjust the Office of the Chief Medical Examiner's fees for providing certain documents and services; to add a fee for a new service; to delete certain fees; and making environmental findings.
Question: Shall this Ordinance be PASSED ON FIRST READING?

- 27. 130544 [Administrative Code - Library Gift Fund]**
Sponsor: Mayor
Ordinance amending the Administrative Code to create a San Francisco Public Library gift fund.

(Fiscal Impact)
Question: Shall this Ordinance be PASSED ON FIRST READING?

- 28. 130545 [Business and Tax Regulation Code - Hotel Tax Allocations]**
Sponsor: Mayor
Ordinance amending the Business and Tax Regulation Code to remove certain allocations of the Hotel Tax and eliminate obsolete provisions.

(Fiscal Impact)
Question: Shall this Ordinance be PASSED ON FIRST READING?

- 29. 130546 [Fire Code - San Francisco Fire Department Fines and Fees]**
Sponsor: Mayor
Ordinance amending the Fire Code to increase the fees for certain Fire Department services, and making environmental findings.
Question: Shall this Ordinance be PASSED ON FIRST READING?

- 30. 130547 [Health Code - Patient Rates - FYs 2013-14 and 2014-2015]**
Sponsor: Mayor
Ordinance amending the Health Code to set patient rates and other services provided by the Department of Public Health, effective July 1, 2013, and making environmental findings.
Question: Shall this Ordinance be PASSED ON FIRST READING?
- 31. 130548 [Park Code - Various Fees]**
Sponsor: Mayor
Ordinance amending the Park Code by updating the berthing fees for the East and West Harbor; reauthorizing the non-resident entrance fee to the Botanical Garden; establishing a facility rental fee for the Lake Merced Boathouse; and repealing obsolete fee provisions; and making environmental findings.

(Supervisors Mar and Avalos dissented in Committee.)
Question: Shall this Ordinance be PASSED ON FIRST READING?
- 32. 130550 [Police Code - Street Artist Certificate Fee]**
Sponsor: Mayor
Ordinance amending the Police Code Article 24, Section 2404.1, to increase the fee for a Street Artist Certificate in accordance with the applicable Consumer Price Index when necessary in order to ensure recovery of the costs of administering and enforcing the provisions of the Street Artists Ordinance; and making environmental findings.
Question: Shall this Ordinance be PASSED ON FIRST READING?
- 33. 130551 [Police Code - Police Emergency Alarm Ordinance]**
Sponsor: Mayor
Ordinance amending the Police Code to transfer administration of the Police Emergency Alarm Ordinance from the Department of Emergency Management to the Tax Collector and clarify license renewal and appeal procedures.
Question: Shall this Ordinance be PASSED ON FIRST READING?
- 34. 130552 [Approval of Expenditures - Budget Savings Incentive Fund - FYs 2013-2014 and 2014-2015]**
Sponsor: Mayor
Resolution approving expenditures from the Budget Savings Incentive Fund for one-time purposes in FYs 2013-2014 and 2014-2015.

(Fiscal Impact)
Question: Shall this Resolution be ADOPTED?

- 35. 130553 [Expenditure Plans - Human Services Care Fund - FYs 2013-2014 and 2014-2015]**
Sponsor: Mayor
Resolution approving the FYs 2013-2014 and 2014-2015 Expenditure Plans for the Human Services Care Fund.

(Fiscal Impact)
Question: Shall this Resolution be ADOPTED?
- 36. 130558 [Expenditure Plan - Public Education Enrichment Fund - San Francisco Unified School District - FY2013-2014]**
Sponsor: Mayor
Resolution approving the San Francisco Unified School District expenditure plan for the Public Education Enrichment Fund for FY2013-2014.

(Fiscal Impact)
Question: Shall this Resolution be ADOPTED?
- 37. 130559 [Expenditure Plan - Public Education Enrichment Fund - Children and Families Commission - FY2013-2014]**
Sponsor: Mayor
Resolution approving the San Francisco Children and Families Commission expenditure plan for the Public Education Enrichment Fund for FY2013-2014.

(Fiscal Impact)
Question: Shall this Resolution be ADOPTED?

Recommendations of the Budget and Finance Sub-Committee

Present: Supervisors Farrell, Mar, Avalos

- 38. 130589 [Agreement - Brown and Caldwell - Wastewater Enterprise Sewer System Improvement Program - Not to Exceed \$80,000,000]**
Sponsor: Cohen
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute an agreement with Brown and Caldwell for planning and engineering services for the Wastewater Enterprise, Sewer System Improvement Program-Funded Agreement No. CS-235, Southeast Plant Biosolids Digester Facilities Project with an agreement amount not to exceed \$80,000,000 and duration not to exceed 10 years.

(Fiscal Impact)
Question: Shall this Resolution be ADOPTED?

- 39. 130618 [Accept and Expend Grants - State Recurring Grant Funds - Department of Public Health - FY2013-2014]**
Sponsor: Mayor
Resolution authorizing the acceptance and expenditure of State recurring grant funds by the San Francisco Department of Public Health for various State grant funds, FY2013-2014.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?
- 40. 130625 [Accept and Expend Grant - Hilltop Park - La Salle and Whitney Young - \$5,000,000]**
Sponsor: Cohen
Resolution authorizing the Recreation and Park Department to retroactively accept a grant in place from the Trust for Public Land for improvements to Hilltop Park, located at La Salle and Whitney Young (Assessor's Block No. 4713, Lot No. 013), valued at \$5,000,000 from July 1, 2011, through June 30, 2019.

Question: Shall this Resolution be ADOPTED?
- 41. 130626 [Agreement - San Francisco Municipal Transportation Agency Commercial Paper Program - Not to Exceed \$100,000,000]**
Sponsor: Farrell
Resolution authorizing the issuance of aggregate principal amount not to exceed \$100,000,000 adopted on June 4, 2013, by the Board of Directors to use San Francisco Municipal Transportation Agency commercial paper notes on a revolving basis for the purpose of financing certain capital improvements and other uses related to the Agency, approving the forms of documents relating thereto; approving the maximum interest thereon; and related matters.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?
- 42. 130627 [Agreements - Tax Exempt and Taxable Lease Revenue Commercial Paper Certificates of Participation - Not to Exceed \$100,000,000]**
Sponsor: Farrell
Resolution authorizing the execution and delivery from time to time of Tax-Exempt (Series 3 and Series 4) and Taxable Lease Revenue Commercial Paper Certificates of Participation (Series 3-T and Series 4-T), in a aggregate principal amount not to exceed \$100,000,000, to provide interim financing for certain City capital projects; and approving and authorizing execution of a trust agreement, a site lease, a sublease, a letter of credit, and reimbursement agreement, a fee agreement and certain other financing documents, and authorizing other related actions.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

43. 130678 [Multifamily Housing Revenue Bonds - 1100 Ocean Avenue Apartments - Not to Exceed \$19,500,000]**Sponsor: Yee**

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds in an aggregate principal amount not to exceed \$19,500,000 for the purpose of providing financing for the acquisition and construction of a 71-unit multifamily rental housing project known as 1100 Ocean Avenue Apartments; approving the form of and authorizing the execution of a trust indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Question: Shall this Resolution be ADOPTED?*Present: Supervisors Farrell, Mar***44. 130679 [Accept and Expend Grant - Pedestrian and Bicycle Projects - \$865,864]****Sponsor: Yee**

Resolution authorizing the acceptance and expenditure of State Transportation Development Act Article 3 grant funds for various pedestrian and bicycle projects in San Francisco in FY2013-2014, totaling \$865,864 including \$432,932 for the Department of Public Works and \$432,932 for the Municipal Transportation Agency for the period of September 1, 2013, through August 31, 2016.

Question: Shall this Resolution be ADOPTED?**Recommendations of the Land Use and Economic Development Committee***Present: Supervisors Wiener, Chiu***45. 130523 [Major Encroachment - San Francisco State University - Pedestrian Tunnel Below Winston Drive]**

Resolution granting a revocable permission to San Francisco State University (SFSU) to occupy portions of the public right-of-way to construct and maintain a pedestrian tunnel below Winston Drive to provide a safe and accessible connection from the main campus of SFSU to the site of a new Recreation Wellness Center; and making environmental findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1. (Public Works Department)

Question: Shall this Resolution be ADOPTED?

- 46. 130524 [Street Encroachment - Atlantic Richfield Company - 2 Richardson Avenue]**
Resolution granting revocable permission to Atlantic Richfield Company to occupy a portion of the public right-of-way to install and maintain four soil vapor extraction conduits connecting to two new vapor extraction wells crossing under Broderick Street fronting 2 Richardson Avenue (Assessor's Block No. 0934, Lot No. 019), conditioned upon the payment of an annual assessment fee, and making environmental findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1. (Public Works Department)

Question: Shall this Resolution be ADOPTED?

- 47. 130525 [Street Encroachment - Jeremy Ricks- 1281-1283 Greenwich Street; Hyde and Larkin Streets]**
Resolution granting revocable permission to Jeremy Ricks to occupy a portion of the public right-of-way to extend an unimproved portion of Greenwich Street with a privately maintained driveway to provide access to a new garage at 1281-1283 Greenwich Street (Assessor's Block No. 0095, Lot Nos. 023-025); to install additional landscaping and public access improvements within the unimproved portion of the Greenwich Street public right-of-way between Hyde and Larkin Streets, conditioned upon the payment of an annual assessment fee of \$4433.00; and making environmental findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1. (Public Works Department)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Wiener, Kim, Chiu

- 48. 130656 [Supporting the Establishment of an Urban Agriculture Program]**
Sponsor: Chiu
Resolution acknowledging receipt of the Office of the City Administrator's recommendations regarding the establishment of an Urban Agriculture Program; supporting the Recreation and Park Department as the location for the new Urban Agriculture Program to coordinate the City's urban agriculture activities; and setting reporting goals related to Urban Agriculture.

Question: Shall this Resolution be ADOPTED?

- 49. 130677 [Interim Zoning Controls in the Planning Code - Upper Market Street Neighborhood Commercial Transit District]**
Sponsor: Wiener
Resolution imposing interim zoning controls for an 18-month period requiring Conditional Use authorization for Limited Financial Service and Business or Professional Service uses in the Upper Market Neighborhood Commercial Transit District; making environmental findings and findings of consistency with the General Plan and with the priority policies of Planning Code, Section 101.1.

Question: Shall this Resolution be ADOPTED?

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

50. 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.

51. 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 52 through 56

52. 130715 [Commemorating Lou Giraudo]

Sponsors: Chiu; Campos and Farrell

Resolution commemorating Lou Giraudo for his exemplary civic leadership in the City and County of San Francisco.

07/09/2013; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

- 53. 130716 [Sue Bierman Park Playground Grand Opening]**
Sponsor: Chiu
Resolution recognizing the grand opening of the new playground at Sue Bierman Park and commending the Recreation and Park Department, the Friends of Waterfront Playground, the San Francisco Parks Alliance, and the entire project team for their hard work and commitment to creating the new playground.

07/09/2013; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

- 54. 130717 [Recreation and Parks Month - July 2013]**
Sponsor: Chiu
Resolution declaring July 2013, as Recreation and Parks Month in the City and County of San Francisco.

07/09/2013; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

- 55. 130699 [Final Map 7232 - 2299 Market Street]**
Motion approving Final Map 7232, a Two Airspace Subdivision, being a 18 Residential Unit and One Commercial Unit, and a Mixed-Use Condominium Project, located at 2299 Market Street being a subdivision of Assessor's Block No. 3564, Lot No. 091, and adopting findings pursuant to the General Plan and Planning Code, Section 101.1. (Public Works Department)

07/08/2013; RECEIVED FROM DEPARTMENT.

Question: Shall this Motion be APPROVED?

- 56. 130700 [Final Map 7427 - 1401 Market Street]**
Motion approving Final Map 7427, a Ten Airspace Subdivision of 754 Residential Units and Eight Commercial Units, and a Mixed-Use Condominium Project, located at 1401 Market Street being a subdivision of Assessor's Block No. 3507, Lot No. 041, and adopting findings pursuant to the General Plan and Planning Code, Section 101.1. (Public Works Department)

07/08/2013; RECEIVED FROM DEPARTMENT.

Question: Shall this Motion be APPROVED?

57. 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 RESOLUTIONS

- 130567 [Settlement of Unlitigated Claims - 300 Spear Realty Venture LLC]**
Resolution approving the settlement of the unlitigated claim in favor of 300 Spear Realty Venture LLC against the City and County of San Francisco; and the unlitigated claim in favor of the City and County of San Francisco against 300 Spear Realty Venture LLC. (City Attorney)
- 07/08/2013; RECEIVED FROM DEPARTMENT.
- 07/16/2013; RECEIVED AND ASSIGNED to the Rules Committee.
- 130671 [Airport Concession Lease - Skyline Concessions, Inc. - \$192,000 Minimum Annual Guarantee]**
Resolution approving the Boarding Area E Newsstand Lease, A Small Business Enterprise Set-Aside, between Skyline Concessions, Inc., and the City and County of San Francisco, acting by and through its Airport Commission for a seven year term with a minimum annual guarantee of \$192,000. (Airport Commission)
- 07/03/2013; RECEIVED FROM DEPARTMENT.
- 07/16/2013; RECEIVED AND ASSIGNED to the Budget and Finance Committee.
- 130701 [Lease Renewal - Real Property at 3801-3rd Street, Suite 400 - Bayview Plaza, LLC, - \$38,545 Monthly]**
Resolution authorizing retroactively the renewal lease for approximately 14,825 square feet of space at 3801-3rd Street, Suite 400, San Francisco, with Bayview Plaza, LLC, as Landlord, for use by the Department of Public Health at the monthly cost of \$38,545 for the period of July 1, 2013, through June 30, 2018. (Real Estate Department)
- 07/05/2013; RECEIVED FROM DEPARTMENT.
- 07/16/2013; RECEIVED AND ASSIGNED to the Budget and Finance Committee.
- 130702 [Lease Amendment - Gleneagles Golf Partners, LP]**
Resolution authorizing the Recreation and Park Department General Manager to enter into a first lease amendment with Gleneagles Golf Partners, LP, for the operation of the Gleneagles Golf Course in McLaren Park.
- 07/08/2013; RECEIVED FROM DEPARTMENT.
- 07/16/2013; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

130703 [Sale of Easement - Public Utilities Commission to Pacific Gas and Electric Company - Watershed Lands Near the Caltrans I-280 Crystal Springs Rest Stop - Unincorporated San Mateo County - \$15,400]

Resolution approving and authorizing the sale of an easement on the City and County of San Francisco's property, consisting of approximately 23,000 square feet of watershed lands in unincorporated San Mateo County near the Caltrans I-280 Crystal Springs Rest Stop (the Easement Area or Crystal Springs Station) by the San Francisco Public Utilities Commission, for the price of \$15,400; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the General Plan and eight priority policies of Planning Code, Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. (Real Estate Department)

07/08/2013; RECEIVED FROM DEPARTMENT.

07/16/2013; RECEIVED AND ASSIGNED to the Board of Supervisors.

130704 [Agreement - Alliant Insurance Services, Inc. - Brokerage Services - \$22,000,000]

Resolution authorizing the Director of the Risk Management Division of the Office of the City Administrator to execute a brokerage and risk management consulting services agreement with Alliant Insurance Services, Inc. for a not to exceed value of \$22,000,000 with a term of up to two years, two months, pursuant to Charter Section 9.118. (City Administrator)

07/08/2013; RECEIVED FROM DEPARTMENT.

07/16/2013; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

130705 [Settlement of Unlitigated Claims - Donald Wiggam - \$125,000]

Resolution approving the settlement of the unlitigated claims filed by Donald Wiggam against the City and County of San Francisco for \$125,000; claims were filed on October 22, 2011, August 9, 2012, and March 26, 2013. (City Attorney)

07/08/2013; RECEIVED FROM DEPARTMENT.

07/16/2013; RECEIVED AND ASSIGNED to the Rules Committee.

130698 [Petitions and Communications]

Petitions and Communications received from July 1, 2013, through July 8, 2013, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on July 16, 2013.

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 Clerk of the Board, regarding the following appointment by the Mayor: (1)
Cass Calder Smith - Arts Commission

From Office of the Controller, City Services Auditor Division, submitting Annual Work Plan for FY2013-2014. (2)

From State Fish and Game Commission, submitting revisions to the Notice of Proposed Rulemaking regarding commercial herring fishing. Copy: Each Supervisor. (3)

From James Chaffee, regarding the San Francisco Public Library gift fund. File No. 130544. Copy: Each Supervisor, Clerk of the Board. (4)

From Office of the Sheriff, submitting notification of 12B Waiver request for Rapid Notify, Inc. (5)

From Public Utilities Commission, submitting notification of 12B Waiver request for the Department of General Services for the purchase of gas. (6)

From Gina Jausoro, regarding Marina Degaussing Station. File No. 120987. Copy: Each Supervisor. (7)

From Charlie Apodaca, regarding protection of benefits for retirees. File No. 130481. Copy: Each Supervisor. (8)

From Bhanu Vikram, regarding exercise bars in parks. Copy: Each Supervisor. (9)

From Sid Castro, regarding rideshare vehicle insurance. Copy: Each Supervisor. (10)

From Sam Lee, regarding San Francisco General Hospital pharmacy. Copy: Each Supervisor. (11)

From Warren Foster, regarding the San Francisco Housing Authority. Copy: Each Supervisor. (12)

From concerned citizens, submitting responses to Appeal of the Historic Preservation Commission. File No. 130664. 2 letters. Copy: Each Supervisor, Clerk of the Board, Deputy City Attorney, Legislation Clerk. (13)

From Metropolitan Transportation Commission, submitting Plan Bay Area newsletter. (14)

From Clerk of the Board, the following departments have submitted their reports regarding Sole Source Contracts for FY2012-2013: (15)

Board of Supervisors
Residential Rent Stabilization and Arbitration Board

From Clerk of the Board, submitting a report on all Watch Law (USA Patriot Act) requests during FY2012-2013. (16)

From Clerk of the Board, submitting annual gift report for FY2012-2013. (17)

From a concerned citizen, regarding fireworks. Copy: Each Supervisor. (18)

From Department of the Environment, submitting annual gift report for FY2012-2013. (19)

From Department of Technology, concerning relocation of Public Safety Radio Operations. Copy: Each Supervisor. (20)

From Library Users Association, regarding the San Francisco Public Library budget. Copy: Each Supervisor. (21)

From Tes Welborn, regarding an economic impact report analysis of formula retail developments. Copy: Each Supervisor. (22)

*(An asterisked item represents the cover sheet to a document that exceeds 25 pages. The complete document is available at the Clerk's Office, Room 244, City Hall.)

ADJOURNMENT