

Board of Supervisors



City Hall
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Legislation Introduced

Tuesday, August 2, 2011

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Ordinances

- 110781 [Setting San Francisco's Property Tax Rate and Establishing Pass-Through Rate for Residential Tenants - FY2011-2012]**
Sponsor: Mayor
Ordinance providing revenue and levying property taxes for City and County purposes and establishing pass-through rate of residential tenants pursuant to Chapter 37 of the Administrative Code for FY ending June 30, 2012. SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.
- 110782 [Setting San Francisco Community College District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2011-2012]**
Sponsor: Mayor
Ordinance providing revenue and levying property taxes for San Francisco Community College District purposes for FY ending June 30, 2012. SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.
- 110783 [Setting San Francisco Unified School District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2011-2012]**
Sponsor: Mayor
Ordinance providing revenue and levying property taxes for San Francisco Unified School District purposes for the FY ending June 30, 2012. SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.
- 110784 [Setting San Francisco Bay Area Rapid Transit District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2011-2012]**
Sponsor: Mayor
Ordinance providing revenue and levying property taxes for San Francisco Bay Area Rapid transit District purposes for the FY ending June 30, 2012. SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

- 110899 [Administrative Code - False Advertising by Limited Services Pregnancy Centers]**
Sponsors: Cohen; Chiu, Wiener and Kim
Ordinance amending the San Francisco Administrative Code by adding Chapter 93, Sections 93.1 through 93.5, to prohibit limited services pregnancy centers from making false or misleading statements to the public about pregnancy-related services the centers offer or perform. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.
- 110900 [Administrative Code - Film Fees and Rebate Program]**
Sponsor: Farrell
Ordinance amending the San Francisco Administrative Code, Sections 57.5 and 57.8 to: 1) decrease filming fees for smaller-budget productions; 2) include documentary films, docudrama films, and "reality" programming among eligible productions for the Film Rebate Program; 3) exempt productions by nonprofit entities, public service announcements, and qualifying student productions from film fees; and 4) make environmental findings. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 110901 [Police Code - Safe Storage and Enhanced-Lethality Ammunition Findings]**
Sponsor: Mirkarimi
Ordinance amending the San Francisco Police Code by adding Sections 4511 and 613.9.5 to add findings to ordinances: 1) requiring a handgun to be kept in a locked container or disabled with a trigger lock; and 2) prohibiting the sale of enhanced-lethality ammunition. ASSIGNED UNDER 30 DAY RULE to Public Safety Committee.
- 110902 [Public Employment - Amendment to the Annual Salary Ordinance for Adult Probation, District Attorney, and Public Defender - FY2011-2012]**
Sponsor: Mayor
Ordinance amending Ordinance No. 146-11 (Annual Salary Ordinance FY2011-2012) to reflect the addition of 34 positions (22.84 FTE) in various job classes for Assembly Bill 109 Public Safety Realignment consisting of adding 30 positions (19.92 FTE) in Adult Probation, 2 positions (1.50 FTE) in Public Defender, and 2 positions (1.42 FTE) in District Attorney. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 110907 [Appropriating State Assembly Bill 109 Realignment to Support Expenditures at the Adult Probation and Other Departments for FY2011-2012 - \$5,787,176]**
Sponsor: Mayor
Ordinance appropriating \$5,787,176 of Assembly Bill 109 Public Safety Realignment revenue to support related expenditures at Adult Probation, District Attorney, Public Defender, and Sheriff for FY2011-2012. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 110915 [Administrative Code - Determination of Prevailing Wage Rate]**
Sponsor: Mar
Ordinance amending the San Francisco Administrative Code, Section 6.22(E) to authorize departments to petition the State Director of Industrial Relations in the event the department concludes that there is no prevailing wage rate set, or that a prevailing wage has not been properly set, for a particular craft, classification or type of worker needed for a prospective public works contract. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

Resolutions

- 110908 [Urging the Municipal Transportation Agency to Halt Action on the Transfer of Credit Card Charges to Taxi Cab Drivers]**
Sponsor: Campos
Resolution urging the San Francisco Municipal Transportation Agency to reconsider and abandon the decision to shift the burden of credit card merchant charges to the city cab drivers. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 110909 [Accept and Expend Grant - FY2007 Supplemental Port Security Grant Program - Marine-Based Equipment Enhancements - \$230,000]**
Sponsor: Chiu
Resolution authorizing the San Francisco Fire Department to accept and expend a grant in the amount of \$230,000 from the Federal Emergency Management Agency for FY2007 Supplemental Port Security Grant Program for assets to enhance the Fire Department's water-based response capabilities and increase its protection of the Port of San Francisco and the San Francisco Bay. RECEIVED AND ASSIGNED to Public Safety Committee.
- 110910 [Accept and Expend Grant - FY2008 Port Security Grant Program - Type 2 Fire Boat - \$7,870,484]**
Sponsor: Chiu
Resolution authorizing the San Francisco Fire Department to accept and expend a grant in the amount of \$7,870,484 from the Federal Emergency Management Agency for the FY2008 Port Security Grant Program for assets to enhance the Fire Department's water-based response capabilities and increase its protection of the Port of San Francisco and the San Francisco Bay. RECEIVED AND ASSIGNED to Public Safety Committee.
- 110911 [Accept and Expend Grant - FY2010 Port Security Grant Program - Rapid Response Vessel and Regional Marine Training - \$645,125]**
Sponsor: Chiu
Resolution authorizing the San Francisco Fire Department to accept and expend a grant in the amount of \$645,125 from the Federal Emergency Management Agency for FY2010 Port Security Grant Program for assets to enhance the Fire Department's water-based response capabilities and increase its protection of the Port of San Francisco and the San Francisco Bay. RECEIVED AND ASSIGNED to Public Safety Committee.
- 110912 [Accept and Expend Grant - FEMA Assistance to Fire Fighters - Heavy-Duty Washer Extractors - \$107,296]**
Sponsor: Chiu
Resolution authorizing the San Francisco Fire Department to accept and expend a grant in the amount of \$107,296 from the Federal Emergency Management Agency for the purchase and installation of seven commercial washer extractors to clean personal protective equipment. RECEIVED AND ASSIGNED to Public Safety Committee.
- 110913 [Gift Acceptance - Powell Street Promenade]**
Sponsor: Kim
Resolution acknowledging and accepting the Union Square Business Improvement District's gift of the Powell Street Promenade on Powell Street between Geary Boulevard and Ellis Street and dedicating these improvements to public use. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

- 110914 [Increase the Assessor-Recorder's Base Recording Fee]**
Sponsor: Kim
Resolution authorizing an increase in the Assessor-Recorder's base fee for recording and indexing the first page of every instrument, paper, or notice from \$3 to \$10 pursuant to California Government Code Section 27361(a). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 110916 [Real Property Lease Amendment - Northeast Corner of Octavia Boulevard and Fell Street]**
Sponsor: Mirkarimi
Resolution approving an amendment of lease between the City and County of San Francisco and PROXYdevelopment, LLC, for property located at the northeast corner of Octavia Boulevard and Fell Street, commonly known as a portion of Assessor's Block No. 0817, Lot No. 33 (Parcel L), to extend the lease term from four years to five years. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 110917 [Real Property Sublease Amendment - Southeast Corner of Octavia Boulevard and Hayes Street]**
Sponsor: Mirkarimi
Resolution approving an amendment of sublease between the City and County of San Francisco and PROXYdevelopment, LLC, for property located at the southeast corner of Octavia Boulevard and Hayes Street, commonly known as a portion of Assessor's Block No. 0817, Lot No. 30 (Parcel K), to extend the sublease term from three years to five years. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 110918 [Revolving Fund Agreement - Burial or Emergency Relocation of Crime Victims - \$75,000]**
Sponsor: Mirkarimi
Resolution authorizing the Office of the District Attorney to renew its current agreement with the California Victim Compensation and Government Claims Board, an agent of the State of California, for a revolving fund in the amount of \$75,000 to be used to pay for verified funeral/burial expenses for eligible homicide victims and emergency relocation for victims of domestic violence and sexual assault for the period of July 1, 2011, through June 30, 2014. RECEIVED AND ASSIGNED to Public Safety Committee.
- 110919 [Accept and Expend Grant - Compensation for Crime Victims - Up to \$714,138]**
Sponsor: Mirkarimi
Resolution authorizing the Office of the District Attorney to retroactively accept and expend up to \$714,138 allocated from the California Victim Compensation and Government Claims Board for a project entitled the Joint Powers Agreement for the period of July 1, 2011, through June 30, 2012. RECEIVED AND ASSIGNED to Public Safety Committee.
- 110920 [2011 Public Safety Realignment Plan]**
Sponsor: Mayor
Resolution approving the City and County of San Francisco 2011 Public Safety Realignment Plan. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 110921 [Certificates of Participation - Moscone Center Refunding Project - Not to Exceed \$110,000,000]**
Sponsor: Mayor
 Resolution approving the execution and delivery of not to exceed \$110,000,000 aggregate principal amount of Refunding Certificates of Participation for the purpose of refinancing certain lease revenue refunding bonds issued by the Redevelopment Agency; approving a Property Lease, Project Lease, Escrow Agreements, and a Trust Agreement; providing for the manner of sale of Refunding Certificates of Participation, whether by competitive or negotiated sale; approving the form of the official notice of sale and the notice of intention to sell for the Refunding Certificates of Participation; directing the publication of the notice of intention to sell for the Refunding Certificates of Participation; approving the form of the Certificate Purchase Contract; approving the form of the official statement in preliminary and final form; approving the form of the continuing disclosure certificate; authorizing the acceptance by the City of certain property in connection with the execution and delivery of the Refunding Certificates of Participation; authorizing the payment of cost of issuance; authorizing the taking of appropriate actions in connection therewith; and related matters. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 110922 [Lost Landmark Plaques for Uptown Tenderloin Historic District]**
Sponsor: Kim
 Resolution authorizing the placement of sidewalk plaques in front of nine locations in the Tenderloin neighborhood in accordance with Public Works Code Sections 789 et seq., the Commemorative Street Plaque Ordinance. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 110923 [Accept and Expend Grant - National Night Out - \$3,000]**
Sponsor: Mayor
 Resolution authorizing the San Francisco Police Department to retroactively accept and expend a grant from the Target Corporation in the amount of \$3,000 to purchase supplies and handouts for National Night Out community events on August 2, 2011. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 110925 [Approval of a 30 Day Extension for Planning Commission Review]**
Sponsor: Mirkarimi
 Resolution extending by 30 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance that would amend Sections 710, 730, 733A, 733A.1, 790.90, 790.91, and 790.102 of the Planning Code to: 1) increase the maximum use size for Small Self-Service Restaurants in Neighborhood Commercial Districts to that of the non-residential use size limit for the district and eliminate the limit on the number of seats; 2) increase the minimum size for Large Self-Service Restaurants in Neighborhood Commercial Districts to that of the non-residential use size limit for the district; 3) principally permit Small Self-Service Restaurants and Video Stores in Neighborhood Commercial Cluster (NC-1) and Neighborhood Commercial Transit Cluster (NCT-1) Districts; 4) conditionally permit Large Self-Service Restaurants in the Inner Sunset Neighborhood Commercial District; 5) require that mechanical noise and vibration from Self-Service Restaurants be confined to the premises; 6) remove the prohibition of on-site food preparation and cooking and reheating equipment in Retail Coffee Stores; and 7) making environmental findings and findings of consistence with the General Plan and priority policies of Planning Code Section 101.1. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Request for Hearing

110924 [Hearing - America's Cup Workforce Development Plan Status]

Sponsor: Avalos

Hearing on the status of the America's Cup Workforce Development Plan to include reports from the Mayor's Office of Economic and Workforce Development, the Port, and America's Cup Event Authority on provisions for prevailing wage for temporary and permanent structures, ensuring high labor standards, and maximizing opportunities for local workforce training and employment on end use jobs. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Introduced by the President at the Request of a Department

PROPOSED ORDINANCES

110785 [Planning Code - Zoning - Establishing Standards for Bird-Safe Buildings]

Ordinance amending the San Francisco Planning Code by: 1) adding Section 139 to establish standards for bird-safe buildings to help reduce injury and mortality in birds caused by certain types of new construction, replacement facades, and building features; 2) amending Section 145.1 to allow for exceptions to transparency and fenestration requirements to meet standards for bird-safe buildings; and 3) adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Commission). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

110786 [Planning Code - Eastern Neighborhoods Code Cleanup]

Ordinance amending various sections of the San Francisco Planning Code to: 1) improve the City's ability to implement the goals, objectives, and policies of the Eastern Neighborhoods Plan; 2) make technical corrections to the Code; 3) update land use tables in the Eastern Neighborhoods; 4) clarify language for affordable housing tiers and the use of historic buildings in the UMU District; 5) clarify permitted modifications for large project authorizations in the Eastern Neighborhoods; and 6) 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. (Planning Commission). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

110787 [Administrative Code - Eastern Neighborhoods Code Cleanup]

Ordinance amending the San Francisco Administrative Code Section 10E.2 to: 1) clarify the requirements for the Controller's assessment in order to improve the City's ability to implement the goals, objectives, and policies of the Eastern Neighborhoods Plan; and 2) making environmental findings. (Planning Commission). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

110788 [Zoning Map Amendments - Eastern Neighborhoods Code Cleanup]

Ordinance amending Sheets ZN01, ZN07, ZN08, and SU08 of the San Francisco Zoning Map to: 1) correct technical errors made in Ordinance No. 299-08; and 2) 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. (Planning Commission). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

PROPOSED RESOLUTION

110814 [CEQA Findings - SFPUC Water System Improvement Program - Rehabilitation of the Existing San Joaquin Pipelines Project]

Resolution adopting findings under the California Environmental Quality Act, including the adoption of a mitigation monitoring and reporting program, related to the rehabilitation of the San Joaquin Pipelines Project, Project No. CUW37302; and directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Clerk to Act – August 2, 2011

Board Minutes for June 28, 2011 approved.

Requests Granted

From: Supervisor Avalos

To: City Attorney

Requesting/Inquiring: Requesting City Attorney to draft legislation expanding the City's current requirements for bike parking/access in commercial buildings to existing commercial buildings.

Bicycle Access to Office Buildings Ordinance-

Requiring existing commercial buildings to either provide bike parking or allow cyclists to bring bikes into the buildings.

Background:

- Concern about bike theft is one of the major factors that discourages people from biking in the City
- Planning Code currently requires new and majorly-renovated commercial buildings to provide secured bike parking.
- However, pre-existing commercial buildings are exempted from this requirement.

Proposal:

Beginning January 1st, owners of commercial buildings that are not covered by section 155.4 would be required to do one of the following:

- Use NYC's successful "Bicycle Access to Office Buildings Law" (implemented in 2009) as a model
- Provide secure bike parking in their buildings, or
- Allow their tenants to bring their bikes into the building

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property at the following locations:

Utility Boxes

Approximately 1050 Buchanan

Northwest corner of Fulton & Webster

Northeast corner of Fillmore & Fell

Northeast corner of Page & Divisadero

Near 1326 Oak

Northeast corner of Buchanan & Fell

Northwest corner of Webster & Grove

Emergency Box

Southwest corner of Geary & Divisadero

Parking & Traffic Signs

399 Steiner
810 Fulton
1849 Divisadero

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following private property locations:

Residential and Commercial Buildings

399 Steiner
780 Oak
799 Oak, on north side
587 Haight
1326 Grove, clothing bins etc., graffiti
725 Webster
709 Webster
Northwest corner of Oak & Divisadero
507 Divisadero
534 Divisadero
600 Divisadero
616 Divisadero
607 Divisadero
601 Divisadero
1377 Hayes
590 Baker, on north side
1333 Fulton
861 Divisadero
2186 Geary, on south and west sides
Northeast corner of Sutter & Divisadero
Approximately 1937 Divisadero
2829 California
2501 California
1550 Steiner
625 Steiner

Planter Boxes

Northwest corner of Pierce & Waller
639 Divisadero

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian

Northwest corner of Page & Divisadero

347 Judah

7th Avenue & Irving (near bus stops

Northwest corner of Hayes & Fillmore

Northwest corner of Pierce & Haight

1750 Fulton

Northwest corner of Divisadero & Fulton

Southwest corner of Geary & Divisadero

2825 California

2435 California

Northwest corner of Geary & Fillmore

San Francisco Chronicle

Northwest corner of Fillmore & Hayes

Southeast corner of Haight & Fillmore

Irving & 7th Avenue

Northwest corner of Steiner & Waller

Southwest corner of Haight & Clayton

Southeast corner of Haight & Masonic

Northwest corner of Hayes & Divisadero

Southwest corner of Baker & Hayes

Southeast corner of Masonic & Hayes

Southwest corner of Pine & Fillmore

Southwest corner of California & Divisadero

San Francisco Examiner

Northwest corner of Fillmore & Hayes

Northwest corner of Pierce & Haight

Southeast corner of Masonic & Hayes

Northwest corner of Divisadero & Fulton

1600 Divisadero

Northwest corner of Baker & Fulton

Southwest corner of Sutter & Divisadero

Southwest corner of California & Divisadero

Northwest corner of Geary & Fillmore

SF Weekly

Southeast corner of Masonic & Haight

444 Divisadero

2025 California

Southeast corner of Hayes & Divisadero

Southeast corner of Hayes & Masonic

Southeast corner of Masonic & Fulton
Northwest corner of Divisadero & Fulton
Northeast corner of McAllister & Divisadero
Northeast corner of Sutter & Divisadero
Southwest corner of California & Divisadero
Northeast corner of Haight & Steiner
Northwest corner of Pierce & Haight

Advertiser

2435 California
Southeast corner of Masonic & Fulton
Northwest corner of Divisadero & Fulton
Southwest corner of California & Divisadero
Northwest corner of Geary & Fillmore

Jobs and Careers

Southeast corner of Masonic & Fulton
1750 Fulton
1600 Divisadero
Northwest corner of Geary & Fillmore

Open Exchange

2825 California

Western Edition HP Journal

Southwest corner of Geary & Divisadero

USA Today

1600 Divisadero
1750 Divisadero

Real Estate Times

2825 California
Southeast corner of Masonic & Fulton

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

Metal Poles

632 Haight
334 Divisadero
280 Divisadero
444 Divisadero
628 Divisadero

445 Fillmore
1335 Fulton
Approximately 1110 Divisadero
1600 Divisadero
Southwest corner of Pine & Divisadero
Approximately 1411 Steiner
705 Oak

Wood Poles

1443 Fulton
On Buchanan between Fell & Oak on east side of street

Concrete Poles

625 Steiner
220 Divisadero, in median
1335 Fulton

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

Garbage Cans

Southeast corner of Masonic & Fulton
Southwest corner of Divisadero & Fulton
Approximately 1180 Divisadero
Northeast corner of McAllister & Divisadero
Northeast corner of Pine & Divisadero
Southeast corner of Hayes & Fillmore
Southeast corner of Page & Fillmore

Mailboxes

Southeast corner of Masonic & Hayes
Northwest corner of Fulton & Webster
Northeast corner of McAllister & Divisadero
Southwest corner of Pine & Divisadero

Street Walls and Overpasses

Southwest side of Geary & Steiner

Fire Hydrant

Southeast corner of Ellis & Steiner

Public Benches

Northeast and Northwest corners of Masonic & Hayes
Southeast corner of Masonic & Fulton

In Memoriams

Darwin Dean Dias– Supervisor Jane Kim