

# Board of Supervisors



City Hall  
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## Legislation Introduced

Tuesday, November 22, 2011

### LEGISLATION INTRODUCED AT ROLL CALL

#### Introduced by a Supervisor or the Mayor

#### Ordinances

##### **110853 [Planning, Administrative Codes - Public Art Fee and Public Artwork Trust Fund]**

**Sponsors:** Mayor; Chiu

Ordinance: 1) amending the San Francisco Planning Code Section 429 to provide that developers currently required to spend 1% of construction costs for public artwork on any new development project or addition to an existing building over 25,000 square feet located in a C-3 district have an option to contribute all or a portion of that Fee to a City fund dedicated to support public art; 2) amending the San Francisco Administrative Code by adding Section 10.200-29 to establish a Public Artwork Trust Fund, funded through contributions and Public Art Fees, for the creation, installation, exhibition, conservation, preservation, and restoration of temporary and permanent public art and capital improvements to nonprofit art facilities within the C-3 district and within a half-mile of the boundary of the C-3 district to be administered and expended by the Arts Commission; and 3) 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. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

##### **110966 [Park Code - Long Term Management Agreement with the National Park Service for Sharp Park]**

**Sponsor:** Avalos

Ordinance amending the San Francisco Park Code Section 3.20 to: 1) require the Recreation and Park Department to offer long term management agreement to the National Park Service for certain property under the jurisdiction of the Recreation and Park Commission located in San Mateo County that is within the Golden Gate National Recreation Area's legislative boundary (Sharp Park); and 2) making environmental and other findings. SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

- 111246 [Administrative Code - Health Service System Contracting Authority; Employee Benefit Cafeteria Plan]**  
**Sponsor:** Chu  
Ordinance amending the San Francisco Administrative Code Sections 16.900 through 16.905 and 21.02 to update provisions regarding: 1) the San Francisco Health Service System's contracting authority; and 2) the City's Employee Benefit Cafeteria Plan. SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.
- 111267 [Administrative Code - Health Care Security Ordinance]**  
**Sponsors:** Chiu; Cohen  
Ordinance amending the San Francisco Administrative Code Sections 14.1, 14.3, 14.4, and adding Section 14.1.5 to: 1) clarify that only expenditures reasonably calculated to benefit the employee shall satisfy the employer expenditure requirements of the Health Care Security Ordinance; 2) require that contributions to a health reimbursement account remain available to the employee for two years; rather than one year; 3) condition use of a health reimbursement account in 2012 upon carry-over of any balance in the account at the end of 2011; 4) provide, in the alternative if triggered by court action, that only amounts actually paid to provide employee health care services shall satisfy the employer expenditure requirements of the Health Care Security Ordinance; 5) require employers imposing surcharges on customers to use the full amount collected under the surcharge for employee health care expenditures; 6) add an employee notification requirement; 7) modify penalty provisions; and 8) set an operative date. REFERRED to Government Audit and Oversight Committee.
- 111274 [Administrative Code - Home Detention and Electronic Monitoring Program]**  
**Sponsor:** Mirkarimi  
Ordinance amending the San Francisco Administrative Code Section 13.63 and adding Section 13.64 to: 1) conform with the provisions with Assembly Bill 109 regarding realignment, specifically, adding information relating to home detention; and 2) add information relating to an electronic monitoring program in lieu of bail. ASSIGNED UNDER 30 DAY RULE to Public Safety Committee.
- 111275 [Campaign and Governmental Conduct Code - Campaign Finance Reform Ordinance]**  
**Sponsor:** Wiener  
Ordinance amending the Campaign and Governmental Conduct Code, Campaign Finance Reform Ordinance, Article I, Chapter 1 to: 1) modify and streamline disclaimer and reporting requirements for candidates and third parties raising and spending funds in local elections; 2) require the Ethics Commission to provide public notice when thresholds are met; 3) eliminate the overall contribution limit on contributions to all candidates on the ballot in a single election; and 4) make various reporting and disclaimer requirements parallel to requirements in State law. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 111277 [Campaign and Governmental Conduct Code - Certification of Supervisorial Candidates' Eligibility for Public Financing in 2012]**  
**Sponsor:** Cohen  
Ordinance amending the San Francisco Campaign and Governmental Conduct Code Section 1.142 to delay the certification of 2012 supervisorial candidates seeking public financing until the Redistricting Task Force completes its revision of supervisorial district boundaries. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

- 111278 [Planning Code - Establishing the Art and Design Educational Special Use District at 1111 Eighth Street]**  
**Sponsor:** Cohen  
 Ordinance amending the San Francisco Planning Code by adding Section 249.66 and amending Section Map SU08 of the Zoning Map to: 1) establish the Art and Design Educational Special Use District at 1111 Eighth Street to facilitate the continued operation of the California College of the Arts and provide a regulatory scheme for a potential future phased expansion of the campus; and 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. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 111281 [Sidewalk Width Changes - Establishing a Streamlined Process for Certain Changes]**  
**Sponsors:** Mayor; Wiener  
 Ordinance: 1) amending Ordinance No. 1061 to grant authorization to the Director of the Public Works Department to approve certain changes to official sidewalk widths, as specified herein, that would streamline reviews and approvals for such changes and ensure consistency with the General Plan; 2) establishing fees for processing administrative sidewalk width changes; 3) adopting environmental findings; and 4) authorizing official acts in connection with this Ordinance. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 111282 [Accept and Expend Grant - Second Chance Act Grant Program - Reentry SF Program and Amendment to the Annual Salary Ordinance - \$747,818]**  
**Sponsor:** Mayor  
 Ordinance authorizing the Adult Probation Department to retroactively accept and expend a grant in the amount of \$747,818 from the United States Department of Justice to implement Reentry SF, a comprehensive reentry pathway for people on post-release community supervision in San Francisco, and amending Ordinance No. 0146-11 (Annual Salary Ordinance, FY2011-2012) to reflect addition of one (1) Class 1823 Senior Administrative Analyst grant-funded position (0.50 FTE) in the Adult Probation Department. RECEIVED AND ASSIGNED to Budget and Finance Committee.

## **Resolutions**

- 111259 [Declaration of the November 8, 2011, Election Results]**  
**Sponsor:** Chiu  
 Resolution declaring the results of the November 8, 2011, Consolidated General Election. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 111268 [Recommending a Russian Language Multiple-Offender Driving Under the Influence Program]**  
**Sponsor:** Mar  
 Resolution recommending the National Council on Alcoholism and Other Drug Addictions (NCADA) be licensed to offer a Russian language multiple-offender driving under the influence (DUI) program in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 111269 [Supporting Adoption of a Policy of Restricting Use of Local Funds to Respond to Civil Immigration Detainers]**  
**Sponsor:** Mar  
Resolution supporting adoption by the San Francisco Sheriff's Department and the San Francisco Juvenile Probation Department of a policy restricting use of local funds to respond to civil immigration detainers. RECEIVED AND ASSIGNED to Public Safety Committee.
- 111272 [Airport Concession Lease Correction - J. Avery Enterprises]**  
**Sponsor:** Chu  
Resolution correcting Resolution No. 220-11, which approved Amendment No. 1, retroactive to April 14, 2011, to Domestic Terminal Food and Beverage Lease No. 03-0192 with J. Avery Enterprises dba Klein's Deli, and the City and County of San Francisco, acting by and through its Airport Commission. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 111273 [Accept and Expend Grant - FY2009 Buffer Zone Protection Program Grant - \$199,820]**  
**Sponsor:** Elsbernd  
Resolution authorizing the Department of Emergency Management to retroactively accept and expend a FY2009 Buffer Zone Protection Program grant in the amount of \$199,820 from the U.S. Department of Homeland Security, through the California Emergency Management Agency, to fund critical infrastructure protection needs. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 111276 [Multifamily Housing Revenue Bonds, Series 2011C - Natoma Family Apartments - Not to Exceed \$18,000,000]**  
**Sponsor:** Kim  
Resolution authorizing the issuance and delivery of multifamily housing revenue bonds in an aggregate principal amount not to exceed \$18,000,000 for the purpose of providing financing for the acquisition and construction of a 60-unit multifamily rental housing project known as Natoma Family 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. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 111279 [Doris Blum Day - November 9, 2011]**  
**Sponsor:** Farrell  
Resolution commending Doris Blum on her 100th Birthday and proclaiming November 9, 2011, as Doris Blum Day in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 111280 [Accept and Expend Grant - Pest Exclusion/Nursery Inspection - \$500]**  
**Sponsor:** Mayor  
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant (Agreement #11-0220-SA) in the amount of \$500, from the California Department of Food and Agriculture to fund the program Pest Exclusion/Nursery Inspection for the period of July 1, 2011, through June 30, 2012, and waiving indirect costs. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 111283 [Expressing Concern Over Federal Cuts to Medicaid and Medicare Programs]**  
**Sponsor:** Cohen  
Resolution expressing concern over proposed Federal cuts to Medicaid and Medicare programs that will result in impacts to healthcare access for residents of the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## **Motions**

- 111270 [Committee of the Whole - Hearing on the Status of Negotiations Between the Mayor's Office and California Pacific Medical Center - December 13, 2011]**  
**Sponsor:** Mar  
Motion scheduling the Board to sit as a Committee of the Whole on December 13, 2011, at 4:00 p.m., to hold a public hearing on the status of negotiations between the Mayor's Office and California Pacific Medical Center (CPMC) regarding CPMC's Long Range Development Plan. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

## **Requests for Hearing**

- 111271 [Hearing - California Pacific Medical Center Negotiations Status Regarding Long Range Development Plan]**  
**Sponsor:** Mar  
Hearing to hear all persons interested in commenting on the status of negotiations between the Mayor's Office and California Pacific Medical Center (CPMC) regarding CPMC's long range development plan. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 111284 [Hearing - City's Arts Programs that Serve Cultural Communities]**  
**Sponsor:** Chiu  
Hearing to review the City's arts programs that serve cultural communities. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 111092 [Hearing - 8 Washington Development and Waterfront Upzoning]**  
**Sponsor:** Chiu  
Hearing on proposed waterfront upzoning for the 8 Washington Street development and subsequent projects. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

## **Introduced by the President at the Request of a Department**

### **PROPOSED ORDINANCES**

**111239 [Police Code - Vehicle Press Cards]**

Ordinance amending San Francisco Police Code Sections 939, 939.1, 939.3, 939.5, and 939.7, and repealing San Francisco Police Code Sections 939.2, 939.4, and 939.6 to remove the Chief of Police's authority to issue or regulate Vehicle Press Cards. (Municipal Transportation Agency). ASSIGNED UNDER 30 DAY RULE to Public Safety Committee.

**111240 [General Plan Amendment - 676 Howard Street and 935 Folsom Street (SFMOMA Expansion/Fire Station Relocation and Housing Project)]**

Ordinance amending the San Francisco General Plan Map 2 of the Community Facilities Element as part of the San Francisco Museum of Modern Art Expansion/Fire Station Relocation and Housing Project; and adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Commission). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### **PROPOSED RESOLUTIONS**

**111241 [Master Lease Amendment - United States Navy - Treasure Island Land and Structures]**

Resolution approving the 36th Amendment to the Treasure Island Land and Structures Master Lease between the Treasure Island Development Authority and the United States Navy to increase the premises by adding Building 449 located at Avenue C and 4th Street. (Treasure Island Development Authority). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**111242 [Sublease Amendment - Swords to Plowshares, Inc. - 1441 and 1443 Chinook Court]**

Resolution authorizing the execution of a Second Amendment to Sublease between the Treasure Island Development Authority and Swords to Plowshares, Inc., for premises located at 1441 and 1443 Chinook Court. (Treasure Island Development Authority). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**111243 [Sublease Amendment - Haight Ashbury Free Clinics, Walden House - 1440 Chinook Court]**

Resolution authorizing the execution of a Third Amendment to Sublease and Consent to Assignment between the Treasure Island Development Authority and Haight Ashbury Free Clinics, Inc., dba Haight Ashbury Free Clinics - Walden House, for premises located at 1440 Chinook Court. (Treasure Island Development Authority). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**111244 [Settlement of Unlitigated Performance Bond Claim - Travelers Casualty and Surety Company of America - City to Receive \$250,000]**

Resolution authorizing settlement of an unlitigated performance bond claim by the San Francisco Airport Commission against Travelers Casualty and Surety Company of America relating to a lease default by Mexicana Airlines. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

**Clerk to Act – November 22, 2011**

**Board Meeting Minutes for October 4, 2011 and October 18, 2011 approved.**

**Requests Granted**

*There were no Clerk to Act requests submitted at the November 22, 2011 Board Meeting.*

**In Memoriams**

Amy Faye Talisman - Supervisor Mar