

# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, April 22, 2014

### Introduced by a Supervisor or the Mayor

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

### Ordinances

#### **140062 [Planning Code - Plaza Program]**

**Sponsors:** Mayor; Cohen

Ordinance amending the Planning Code, Sections 234, 234.1, and 234.2, in order to modify and make technical amendments to the provisions of Public Use Zoning Districts; 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. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### **140063 [Public Works Code - Plaza Program]**

**Sponsors:** Mayor; Cohen

Ordinance amending the Public Works Code, by adding Section 792, to establish a permit program for plazas on the public right-of-way; and affirming the Planning Department's determination under the California Environmental Quality Act. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### **140415 [Feasibility Study of Implementing Community Choice Aggregation by Joining Marin Clean Energy]**

**Sponsors:** Avalos; Breed, Campos, Mar, Wiener and Yee

Ordinance electing to study the feasibility of implementing a community choice aggregation program for the benefit of electric customers in San Francisco through an agreement with Marin Clean Energy. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

#### **140416 [Police Code - Hospitality Industry Worker Retention]**

**Sponsors:** Kim; Cohen, Campos, Mar and Avalos

Ordinance amending the Police Code to require large hospitality industry employers to retain employees for up to 90 days upon a change in control of the hospitality establishment; and to provide judicial remedies for violation of the Ordinance. ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Safety Committee.

## **Resolutions**

- 140417 [Apply for, Accept, and Expend Grant - HOME Investment Partnership Program - FY2014-2015 - \$4,274,293]**  
**Sponsor:** Mayor  
Resolution approving the FY2014-2015 HOME Investment Partnership (HOME) Program; authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2014-2015 HOME Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$4,244,293 and to expend Program Income in the amount of \$30,000 for a combined total of \$4,274,293 for the term of July 1, 2014, through June 30, 2019. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 140418 [Apply for, Accept, and Expend Grant - Housing Opportunities for Persons with AIDS Program - FY2014-2015 - \$8,889,789]**  
**Sponsors:** Mayor; Wiener  
Resolution approving the FY2014-2015 Housing Opportunities for Persons with AIDS (HOPWA) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2014-2015 HOPWA Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$8,241,932 and to expend program income and reprogrammed funds in the amount of \$647,857 for a combined total of \$8,889,789 for the period of July 1, 2014, through June 30, 2019. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 140419 [Apply for, Accept, and Expend Grant - Emergency Solutions Grants Program - FY2014-2015 - \$1,393,730]**  
**Sponsor:** Mayor  
Resolution approving the FY2014-2015 Emergency Solutions Grants Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2014-2015 Emergency Solutions Grants Program entitlement in the amount of \$1,393,730 from the U.S. Department of Housing and Urban Development, for an unspecified period starting July 1, 2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 140420 [Apply for, Accept, and Expend Grant - Community Development Block Grant - FY2014-2015 - \$20,090,918]**  
**Sponsor:** Mayor  
Resolution approving the FY2014-2015 Community Development Block Grant (CDBG) Program; authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2014-2015 CDBG Program entitlement from the U.S. Department of Housing and Urban Development (HUD) in the amount of \$16,627,564 and to expend program income and reprogrammed funds in the amount of \$3,463,354 for a combined total of \$20,090,918 for a period beginning July 1, 2014, without an expiration date. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 140421 [Establishing the Calle 24 ("Veinticuatro") Latino Cultural District in San Francisco]**  
**Sponsors:** Mayor; Campos  
Resolution establishing the Calle 24 ("Veinticuatro") Latino Cultural District in San Francisco. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

- 140423 [Consent to Property Transfer - Regents of the University of California - Mission Bay South Owner Participation Agreement]**  
**Sponsor:** Kim  
Resolution consenting to the transfer of Assessor Block Nos. 33 and 34 in the Mission Bay South Plan Area to the Regents of the University of California, as a tax exempt entity, for the future development of up to 500,000 gross square feet in the Mission Bay South Redevelopment Project Area; and making environmental findings under the California Environmental Quality Act. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 140426 [Consent to Provisions - Regents of the University of California - Mission Bay South Agreements Related to Affordable Housing]**  
**Sponsor:** Kim  
Resolution of the Board of Supervisors acting in its capacity as the legislative body to the Successor Agency to the former Redevelopment Agency of the City and County of San Francisco approving provisions in agreements as they relate to affordable housing obligations that would effectuate the transfer of Assessor Block Nos. 33 and 34 in the Mission Bay South Plan Area to the Regents of the University of California for the future development of up to 500,000 gross square feet in the Mission Bay South Redevelopment Project Area; and making environmental findings under the California Environmental Quality Act. ASSIGNED to Board of Supervisors on May 6, 2014.
- 140427 [Public Works Week - April 28-May 2, 2014]**  
**Sponsor:** Breed  
Resolution commending the men and women of the Department of Public Works and declaring April 28-May 2, 2014, as Public Works Week in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 140428 [Commemorating the 50th Anniversary of the Wilderness Act]**  
**Sponsors:** Campos; Avalos  
Resolution commemorating the 50th Anniversary of the Wilderness Act. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 140429 [Breathe California Day - April 29, 2014]**  
**Sponsor:** Mar  
Resolution commending Breathe California on the occasion of its 24th Annual Clean Air Awards and declaring April 29, 2014, as Breathe California Day in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 140430 [Urging the Creation of a Late Night Transportation Working Group]**  
**Sponsor:** Wiener  
Resolution urging the Entertainment Commission and the Office of Economic and Workforce Development to convene and co-chair a Late Night Transportation Working Group, with the express purpose of creating a Late Night Integrated Transportation Plan to improve late night transportation options for San Francisco residents, workers, and visitors. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## Motions

- 140330 [Committee of the Whole - Report of Assessment Costs for Blighted Properties]**  
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on May 13, 2014, at 3:00 p.m., to hold a public hearing on a Resolution approving a report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Public Works Department). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 140391 [Committee of the Whole - Release of Reserve - Nonprofit Rent Stabilization Program - FY2013-2014 - \$4,515,000]**  
**Sponsors:** Chiu; Kim, Avalos, Mar and Campos  
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on Tuesday, April 29, 2014, at 3:00 p.m., to consider the release of funds placed on reserve by Ordinance No. 33-14 (File No. 140008) in the amount of \$4,515,000 for Nonprofit Rent Stabilization services in FY2013-2014. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 140424 [Committee of the Whole - Consent to Provisions in Mission Bay South Agreements Related to Affordable Housing]**  
**Sponsor:** Kim  
Motion scheduling the Board of Supervisors, acting in its capacity as the legislative body of the Successor Agency to the former Redevelopment Agency of the City and County of San Francisco, on May 6, 2014, at 3:00 p.m., to hold a public hearing to consent to provisions in Mission Bay South agreements as they relate to affordable housing obligations that would effectuate the transfer of Assessor Block Nos. 33 and 34 in the Mission Bay South Plan Area to the Regents of the University of California for the future development of up to 500,000 gross square feet in the Mission Bay South Redevelopment Project Area; and making environmental findings under the California Environmental Quality Act. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 140431 [Records Retention and Destruction Schedule]**  
Motion approving the Board of Supervisors revised Records Retention Schedule and Records Retention and Destruction Policy and authorizing the Clerk of the Board to adjust the schedule to increase retention periods and requiring Board approval for additions and/or reduction in retention periods. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## Requests for Hearing

- 140392 [Hearing - Nonprofit Rent Stabilization Program - FY2013-2014 - \$4,515,000]**  
Hearing to consider the release of funds placed on reserve by Ordinance No. 33-14 (File No. 140008) in the amount of \$4,515,000 for Nonprofit Rent Stabilization services in FY2013-2014. (Clerk of the Board). RECEIVED AND ASSIGNED to Board of Supervisors on April 29, 2014.

- 140425 [Hearing - Consent to Provisions in Mission Bay South Agreements Related to Affordable Housing]**  
**Sponsor:** Kim  
Hearing of persons interested in or objecting to the proposed Resolution of the Board of Supervisors acting in its capacity as the legislative body to the Successor Agency to the former Redevelopment Agency of the City and County of San Francisco approving provisions in agreements as they relate to affordable housing obligations that would effectuate the transfer of Assessor Block Nos. 33 and 34 in the Mission Bay South Plan Area to the Regents of the University of California for the future development of up to 500,000 gross square feet in the Mission Bay South Redevelopment Project Area; and making environmental findings under the California Environmental Quality Act. SCHEDULED FOR PUBLIC HEARING to Board of Supervisors on May 6, 2014.
- 140432 [Hearing - Department of Public Health Staffing Levels, Patient Safety, and the City's Readiness for Healthcare Reform]**  
**Sponsor:** Avalos  
Hearing on the Department of Public Health staffing levels, patient safety, and the City's readiness for Healthcare Reform. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 140433 [Hearing - Nine-Month Budget Status Report]**  
**Sponsor:** Farrell  
Hearing to receive an update from the Controller's Office on the nine-month budget status report. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 140434 [Hearing - Mental Health Unit - District Attorney's Office]**  
**Sponsor:** Wiener  
Hearing on the budget proposal to create a Mental Health Unit in the District Attorney's Office which will handle all temporary and permanent conservatorships, and additional criminal matters involving mentally ill defendants. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 140401 [Hearing - Implementation of Audit Recommendations]**  
**Sponsor:** Breed  
Hearing to receive an update from the City Services Auditor on the status of audit recommendations. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

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

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

### **PROPOSED ORDINANCES**

- 140368 [Settlement of Lawsuit - Jacqueline Ortega - \$221,175]**  
Ordinance authorizing settlement of the lawsuit filed by Jacqueline Ortega against the City and County of San Francisco for \$221,175; the lawsuit was filed on November 15, 2012, San Francisco Superior Court, Case No. CGC-12-526188; entitled Jacqueline Ortega, et al. v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 140369 [Settlement of Lawsuit - Patricia MacDonald - \$125,000]**  
Ordinance authorizing settlement of the lawsuit filed by Patricia MacDonald against the City and County of San Francisco for \$125,000; the lawsuit was filed on July 16, 2010, in San Francisco Superior Court, Case No. CGC-10-501646; entitled Patricia MacDonald v. City and County of San Francisco, et al. RECEIVED AND ASSIGNED to Rules Committee.
- 140370 [Settlement of Lawsuit - Iva Johnson - \$105,000]**  
Ordinance authorizing settlement of the lawsuit filed by Iva Johnson against the City and County of San Francisco for \$105,000; the lawsuit was filed on May 2, 2012, in San Francisco Superior Court, Case No. CGC-12-520470; entitled Iva Johnson v. City and County of San Francisco. RECEIVED AND ASSIGNED to Rules Committee.
- 140371 [Settlement of Lawsuit - Contest Promotions, LLC - City to Receive \$375,000]**  
Ordinance authorizing settlement of the lawsuit filed by Contest Promotions, LLC, against the City and County of San Francisco for \$375,000; the lawsuit was filed on September 22, 2009, in the United States District Court for the Northern District of California, Case No. CV-09-4434 SI (MEJ); entitled Contest Promotions, LLC, v. City of San Francisco, et al.; other material terms of said settlement include resolution of Notices of Violation for unpermitted general advertising signs. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

### **PROPOSED RESOLUTIONS**

- 140372 [Settlement of Claim - Public Communications Services, Inc., and Global Tel\*Link Corporation - City to Receive \$1,079,116]**  
Resolution approving the settlement of the unlitigated claim by City and County of San Francisco against Public Communications Services, Inc., and Global Tel\*Link Corporation for \$1,079,116. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 140373 [Settlement of Claim - Junelle Johannah Estacio Taguas - \$30,000]**  
Resolution approving the settlement of the unlitigated claim filed by Junelle Johannah Estacio Taguas against the City and County of San Francisco for \$30,000; claim was filed on December 9, 2013. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

- 140374 [Lease Agreement - Federal Express Corporation - Airport Building 900 - Minimum Rent of \$6,817,955]**  
Resolution approving and authorizing the execution of a Lease Agreement for Cargo Building 900 and related areas on Plot 50 No. L14-0054 between Federal Express Corporation and the City and County of San Francisco, acting by and through its Airport Commission, for a minimum rent of \$6,817,955 for a term of five years commencing upon the first day of the month following full City approval but no earlier than July 1, 2014, with one option to extend the term for an additional five years. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 140375 [Tolling and Standstill Agreement - Yosemite Slough Environmental Claims]**  
Resolution approving a Tolling and Standstill Agreement to toll the statute of limitations and forbear the City and other parties that are potentially responsible for environmental contamination at Yosemite Slough from taking action with respect to claims related to costs or expenses arising from the Yosemite Slough Superfund Site. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 140376 [Professional Services Agreement - FSP PPM Management, LLC - Curbside Management Program - Not to Exceed \$19,861,000]**  
Resolution approving Amendment No. 2 to Professional Services Agreement, Airport Contract No. 8994, to manage and staff the Curbside Management Program between FSP PPM Management, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, in an amount not to exceed \$19,861,000 pursuant to San Francisco Charter, Section 9.118(b), for a term commencing July 1, 2014, through June 30, 2015. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**Clerk to Act – April 22, 2014**

**Board Meeting Minutes for March 18, 2014 approved.**

*There were no Clerk to Act requests submitted at the April 22, 2014 Board Meeting.*

**In Memoriams**

Victims of the South Korean Sewol Ferry - Full Board  
Gabriel Garcia Marquez - Supervisors Avalos, Campos