



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, March 8, 2016 - 2:00 PM

Regular Meeting

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

Angela Calvillo, Clerk of the Board

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

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee
Supervisors Farrell, Tang, Yee, Kim, Wiener

Budget and Finance Sub-Committee
Supervisors Farrell, Tang, Yee

Government Audit and Oversight Committee
Supervisors Peskin, Yee, Breed

Land Use and Transportation Committee
Supervisors Cohen, Wiener, Peskin

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

Rules Committee
Supervisors Tang, Mar, Cohen

Meeting Days

Wednesday
1:00 PM

Wednesday
10:00 AM

2nd and 4th Thursday
10:00 AM

Monday
1:30 PM

2nd Thursday
2:30 PM

2nd and 4th Thursday
11:00 AM

Agenda Item Information

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

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

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

Meeting Procedures

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

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

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

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

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

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

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

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

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

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

Disability Access

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

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 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 (San Francisco Administrative Code, Chapter 67) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-7854; or by email at sotf@sfgov.org

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

Lobbyist Registration and Reporting Requirements

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

ROLL CALL AND PLEDGE OF ALLEGIANCE

COMMUNICATIONS

APPROVAL OF MEETING MINUTES

Approval of the [February 2, 2016](#), Board Meeting Minutes.

AGENDA CHANGES

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

Pursuant to Charter Section 3.100(7), the Mayor shall appear, in person, at one regularly scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of the Board. This item will be read at the Board Meeting on the second Tuesday of each month, unless rescheduled by the Mayor and the Board President. The Mayor and the Board may not discuss matters that have already been considered in Committee and that are on the Board's Agenda as an action item.

By supermajority vote of the Board of Supervisors (8 votes), the Board may, by oral motion, allow an eligible District Supervisor to ask a question that was not previously posed if the question relates to a sudden or unexpected incident or occurrence raising formal, time-sensitive policy questions that were not anticipated prior to the posting of this agenda. Public comment for this item will take place during general public comment.

There were no questions submitted from Supervisors representing the odd districts. The Mayor may address the Board for up to five minutes.

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 13

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Peskin, Breed, Kim

1. [160060](#) **[Settlement of Lawsuit - Yuri Simonenko - \$65,000]**
Ordinance authorizing settlement of the lawsuit filed by Yuri Simonenko against the City and County of San Francisco for \$65,000; the lawsuit was filed on January 27, 2015, in San Francisco Superior Court, Case No. CGC-15-543836; entitled Yuri Simonenko v. City and County of San Francisco. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

2. [160061](#) **[Settlement of Lawsuit - Charles Mikich and Alexis Mikich - \$125,000]**
Ordinance authorizing settlement of the lawsuit filed by Charles Mikich and Alexis Mikich against the City and County of San Francisco for \$125,000; the lawsuit was filed on September 19, 2011, in the United States District Court for the Northern District of California, Case No. 11-CV-04629; entitled Charles Mikich and Alexis Mikich v. City and County of San Francisco, et al. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

3. [160090](#) **[Settlement of Lawsuit - Lisette Adams, Granville McCollough, and Patrick Touhy - \$1,300,000]**
Ordinance authorizing settlement of the lawsuit filed by Lisette Adams, Granville McCollough, and Patrick Touhy, acting for themselves and others similarly situated, against the City and County of San Francisco for \$1,300,000; the lawsuit was filed on October 9, 2013, in United States District Court for the Northern District of California, Case No. 13-04689 YGR; entitled Lisette Adams and Granville McCollough vs. The City and County of San Francisco and The City and County of San Francisco Sheriff's Department. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

- 4. [160092](#) **[Settlement of Unlitigated Claim - John Stack - \$55,000]**
Resolution approving the settlement of the unlitigated claim filed by John Stack against the City and County of San Francisco for \$55,000; claim was filed on October 20, 2015. (City Attorney)

Question: Shall this Resolution be ADOPTED?
- 5. [160093](#) **[Settlement of Unlitigated Claim - Adam Holm - \$89,005.53]**
Resolution approving the settlement of the unlitigated claim filed by Adam Holm against the City and County of San Francisco for \$89,005.53; claim was filed on July 31, 2015. (City Attorney)

Question: Shall this Resolution be ADOPTED?
- 6. [160094](#) **[Settlement of Unlitigated Claim - Square, Inc. - \$65,557]**
Resolution approving the settlement of the unlitigated claim filed by Square, Inc., against the City and County of San Francisco for \$65,557; claim was filed on March 2, 2015. (City Attorney)

Question: Shall this Resolution be ADOPTED?
- 7. [160095](#) **[Settlement of Unlitigated Claim - Christopher Hickey - \$115,746.43]**
Resolution approving the settlement of the unlitigated claim filed by Christopher Hickey against the City and County of San Francisco for \$115,746.43; claim was filed on May 27, 2015. (City Attorney)

Question: Shall this Resolution be ADOPTED?
- 8. [160096](#) **[Settlement of Unlitigated Claim - Officers for Justice - \$121,684.40]**
Resolution approving the settlement of the unlitigated claim filed by Officers for Justice against the City and County of San Francisco for \$121,684.40 in attorneys fees and costs; claim was filed on November 21, 2013. (City Attorney)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Cohen, Wiener, Peskin

9. [151004](#) **[Planning Code - Projecting Signs in the Fillmore Street Neighborhood Commercial Transit District]**
Sponsor: Breed
Ordinance amending the Planning Code to allow projecting business signs in the Fillmore Street Neighborhood Commercial Transit District of up to 125 square feet in size, and up to 60 feet in height, with maximum height dependent on the features of the building to which the sign is attached, provided that only one sign per building is permitted; the sign is for the primary occupant of the building; the sign employs a remote transformer and is as narrow as is structurally feasible; any illumination is indirect and is used only during business hours; the sign does not obscure architectural features of the building; the sign does not damage the building to which it is attached; and the sign's lettering is arranged vertically; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings under Planning Code, Section 302, that this amendment will serve the public necessity, convenience, and welfare.

03/01/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
10. [151179](#) **[Health Code - Banning the Sale of Tobacco Products to Persons Aged 18, 19, or 20]**
Sponsors: Wiener; Mar, Cohen and Farrell
Ordinance amending the Health Code to prohibit tobacco retailers from selling tobacco products, including smokeless tobacco and electronic cigarettes, to persons aged 18, 19, or 20.

03/01/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
11. [160026](#) **[Planning Code, Zoning Map - Rezoning Noe Valley Town Square]**
Sponsor: Wiener
Ordinance amending the Planning Code, Zoning Map, to rezone Noe Valley Town Square, 3861-24th Street, Assessor's Block No. 6509, Lot No. 040, from its current designation as 24th Street - Noe Valley Neighborhood Commercial District and 40-X to Public (P) and Open Space (OS); affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including findings of public necessity, convenience, and welfare under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

03/01/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Tang, Cohen

12. [160139](#) **[Appointment, Bicycle Advisory Committee - Melyssa Mendoza]**
Motion appointing Melyssa Mendoza to the Bicycle Advisory Committee, term ending November 19, 2016, or for the tenure of the nominating Supervisor, whichever is shorter in duration. (Rules Committee)

Question: Shall this Motion be APPROVED?

13. [160140](#) **[Appointments, Park, Recreation and Open Space Advisory Committee - Kenneth Maley and Jane Weil]**
Motion appointing Kenneth Maley, term ending February 1, 2018, and Jane Weil, term ending February 1, 2017, to the Park, Recreation, and Open Space Advisory Committee. (Rules Committee)

Question: Shall this Motion be APPROVED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Cohen, Wiener, Peskin

14. [160115](#) **[Planning, Building Codes - Conditional Use Required to Remove Any Residential Unit; Mandatory Legalization of Unauthorized Units]**
Sponsor: Avalos
Ordinance amending the Planning Code to require Conditional Use authorization for the removal of any residential unit (whether authorized or unauthorized) and to exempt from the Conditional Use application requirement unauthorized units where there is no legal path for legalization, residential units that have received prior Planning approval, and single-family homes that are demonstrably unaffordable or unsound; amending the Building Code to require that notices of violation order the filing of an application to legalize an unauthorized unit unless infeasible under the Building Code, the Planning Commission approves its removal, or a serious and imminent hazard exists on the property; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, Planning Code, Section 302, and the eight priority policies of Planning Code, Section 101.1.

(Economic Impact)

03/01/2016; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

03/01/2016; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

Present: Supervisors Farrell, Tang, Yee

15. [160046](#) **[Contract Agreement - Golden Gate Petroleum - Providing Citywide Renewable Diesel - Not to Exceed \$60,000,000]**

Resolution authorizing the Office of Contract Administration to enter into a multi-year contract, pursuant to Charter, Section 9.118(b), with Golden Gate Petroleum, to supply City departments with renewable diesel for the term of April 1, 2016, through March 31, 2019, in an amount not to exceed \$60,000,000. (Office of Contract Administration)

(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Farrell, Yee

16. [160107](#) **[Accept and Expend Grant - Mott Foundation - Kindergarten to College - Outreach and Family Engagement - \$315,000]**

Sponsor: Tang

Resolution retroactively authorizing the Department of the Treasurer and Tax Collector to accept and expend a grant in the amount of \$315,000 from the Mott Foundation for expanding outreach and family engagement for Kindergarten to College, for the period of September 1, 2015, through August 31, 2017.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Farrell, Tang, Yee

17. [160134](#) **[Agreement - TEGSCO, LLC, dba San Francisco AutoReturn - Towing and Storage of Abandoned and Illegally-Parked Vehicles - Not to Exceed \$65,400,000]**

Resolution approving the Agreement with TEGSCO, LLC, dba San Francisco AutoReturn, for services related to the towing, storage, and disposal of abandoned and illegally-parked vehicles in an amount not to exceed \$65,400,000 and for a five year term of April 1, 2016, through March 31, 2021, with the option to extend for up to five additional years; and approving a License between the San Francisco Municipal Transportation Agency and AutoReturn for a portion of the premises at 2650 Bayshore Boulevard in Daly City for use as the long-term vehicle storage and auction facility for a term of five years, with the option to extend for five additional years. (Municipal Transportation Agency)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Farrell, Yee

18. [160158](#) **[Accept and Expend Grant - San Francisco Safe Routes to School Program 2017-2019 Non-Infrastructure Project - \$2,797,000]**

Sponsor: Wiener

Resolution authorizing the San Francisco Department of Public Health to accept and expend a grant in the amount of \$2,797,000 in Active Transportation Program Funds through Metropolitan Transportation Commission's Safe Routes to School Grant Program for the period of September 1, 2017, through August 31, 2019, waiving indirect costs, stating assurance to complete the project, and to delegate authorization to execute these agreements and any amendments thereto to the Director of Health.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Peskin, Breed, Kim

19. [151241](#) **[Administrative Code - Cash Revolving Fund for Office of the Clerk of the Board]**

Ordinance amending the Administrative Code to create a cash revolving fund allowing the Office of the Clerk of the Board to keep up to \$100 in petty cash in the office; and making nonsubstantive changes to other sections of the Administrative Code that establish cash revolving funds for City departments. (Clerk of the Board)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Peskin, Yee, Breed

20. [160074](#) **[Top of Broadway Community Benefit District - Annual Report to the City - FY2014-2015]**

Sponsor: Peskin

Resolution receiving and approving an annual report for the Top of Broadway Community Benefit District for FY2014-2015, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

Question: Shall this Resolution be ADOPTED?

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Cohen, Wiener, Peskin

21. [151084](#) **[Planning Code - Upper Market Street Neighborhood Commercial Transit District; Second Floor Bars]**
Sponsor: Wiener
Ordinance amending the Planning Code to allow an existing bar on the ground floor in the Upper Market Street Neighborhood Commercial Transit District to expand to the second floor under specified circumstances with a Conditional Use authorization; affirming the Planning Department’s determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Public Safety and Neighborhood Services Committee

Present: Supervisors Kim, Avalos

22. [150902](#) **[Administrative Code - Considering Criminal History in Appointments to Boards and Commissions]**
Sponsor: Kim
Ordinance amending the Administrative Code to delete the requirement that applicants for membership on boards and commissions disclose all felony convictions; to limit the City from using criminal history information in making decisions about appointment and removal of members of certain boards, commissions, and other bodies; and to require the City to follow certain restrictions when inquiring about or using conviction history information to make decisions about appointment or removal.
23. [151166](#) **[Mental Health Services Act Annual Report - FY2015-2016]**
Resolution authorizing adoption of the Mental Health Services Act Annual Report FY2015-2016. (Public Health Department)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Tang, Cohen

24. [151277](#) **[Administrative Code - Definition of Final Compensation for Retirement Benefits]**
Sponsor: Cohen
Ordinance amending the Administrative Code to update the definition of final compensation for purposes of retirement benefits under the San Francisco Employees' Retirement System, and to include in that definition compensation earnable under the Judges' Retirement System and Judges' Retirement System II.

Question: Shall this Ordinance be PASSED ON FIRST READING?

25. [160112](#) **[Appointments, Veterans Affairs Commission - William Barnickel, Kimberly Flaherty, and Michael Maffei]**
Motion appointing William Barnickel, Kimberly Flaherty, and Michael Maffei, terms ending January 31, 2020, to the Veterans Affairs Commission. (Rules Committee)

Question: Shall this Motion be APPROVED?

Present: Supervisors Tang, Mar, Cohen

26. [160141](#) **[Appointment, Reentry Council - Angela Coleman]**
Motion appointing Angela Coleman, term ending June 1, 2016, to the Reentry Council.

Question: Shall this Motion be APPROVED?

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

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the Land Use and Transportation Committee at a Regular Meeting on Monday, March 7, 2016, at 1:30 p.m. The Chair intends to request the Committee to send the following item to the Board as a Committee Report on Tuesday, March 8, 2016.

27. [160105](#) **[Resolution of Intent - Street Vacation - Part of Chinese Hospital Improvements - James Alley]**

Sponsors: Peskin; Mar

Resolution declaring the intention of the Board of Supervisors to order the vacation of James Alley, generally bounded by Assessor's Block No. 0192 and Jackson Street, as part of improvements to the Chinese Hospital, subject to certain conditions; and setting the hearing date for all persons interested in the proposed vacation of said public right-of-way.

Question: Shall this Resolution be ADOPTED?

28. **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.

29. **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 30 through 32

30. [160204](#) **[National Social Work Month - March 2016]**
Sponsor: Avalos
Resolution declaring March 2016 as National Social Work Month in the City and County of San Francisco and calling upon all citizens to join with the National Association of Social Work to celebrate and support the social work profession.

03/01/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?
31. [160205](#) **[Opposing Golden Gate National Recreation Area's Proposed Rule Regulating Dog Walking]**
Sponsors: Tang; Wiener, Yee, Breed, Farrell, Campos, Avalos and Cohen
Resolution opposing Golden Gate National Recreation Area's proposed rule regulating on- and off-leash dog walking in urban parklands throughout San Francisco, Marin, and San Mateo Counties.

03/01/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?
32. [160193](#) **[Final Map 7780 - 1010-16 Street and 1400-7 Street]**
Motion approving Final Map 7780, a merger and subdivision of Assessor's Block No. 3833 into a ten-lot airspace subdivision: Lot No. 1 being 388 residential condominium units, and Lot Nos. 2 through 10 being 32 commercial condominium units, and Assessor's Block No. 3834 into a two lot airspace subdivision: Lot No. 11 being 65 residential condominium units, and Lot No. 12 being six commercial condominium units, a mixed-use Condominium Project, located at 1010-16 Street and 1400-7 Street, and also approving the Public Improvement Agreement related to this map; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

02/23/2016; RECEIVED FROM DEPARTMENT.

03/02/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

33. 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 ORDINANCES**160187 [Settlement of Lawsuit - David Zeller - \$900,000]**

Ordinance authorizing settlement of the lawsuit filed by David Zeller against the City and County of San Francisco for \$900,000; the lawsuit was filed on March 14, 2013, in San Francisco Superior Court, Case No. CGC-13-529554; entitled David Zeller v. San Francisco General Hospital, et al.; the lawsuit involves alleged medical malpractice. (City Attorney)

02/24/2016; RECEIVED FROM DEPARTMENT.

03/08/2016; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

160188 [General Plan Amendment - Downtown Area Plan Map 5 - Portions of Transbay Redevelopment Plan Blocks 1 and 2]

Ordinance amending the General Plan by revising Map 5 of the Downtown Area Plan to include a note stating that the proposed Height and Bulk Districts on Block 1 (Assessor's Parcel Block No. 3740, Lot Nos. 027, 029, 030, 031, and 032), on Folsom Street between Main and Spear Streets, and a portion of Block 2 (Assessor's Parcel Block No. 3739, Lot No. 004), on Folsom and Main Streets, of the Transbay Redevelopment Project Area shall be consistent with those provided in the Transbay Redevelopment Plan Development Controls; and making findings, including findings under the California Environmental Quality Act, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

02/29/2016; RECEIVED FROM DEPARTMENT.

03/08/2016; ASSIGNED UNDER 30 DAY RULE to the Land Use and Transportation Committee.

PROPOSED RESOLUTIONS

160189 [Authorize the Director of Public Works to Execute Agreements - Third Street Bridge Rehabilitation Project - \$18,369,975]

Resolution authorizing the Director of Public Works to execute agreements with the California Department of Transportation pertaining to the Third Street Bridge Rehabilitation Project for the amount of \$18,369,975. (Public Works)

02/23/2016; RECEIVED FROM DEPARTMENT.

03/08/2016; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

160190 [Contracts - Various Vendors - Technology Marketplace Tier 1B - Not to Exceed \$12,000,000 Each]

Resolution authorizing the Office of Contract Administration to enter into four Technology Marketplace Tier 1B contracts between the City and County of San Francisco and Cornerstone Technology Partners II JV, Softnet Solutions, United Layer, and Learn IT!, with initial amounts not to exceed \$12,000,000 each, for the terms to commence following Board approval through March 15, 2019, with two options to extend the contracts for up to one year each at the sole and absolute discretion of the City. (Office of Contract Administration)

02/25/2016; RECEIVED FROM DEPARTMENT.

03/08/2016; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

160191 [Settlement of Unlitigated Claim - Robert Monte - \$145,000]

Resolution approving the settlement of the unlitigated claim filed by Robert Monte against the City and County of San Francisco for \$145,000; claim was filed on June 12, 2015; the claim involves an alleged injury on a City sidewalk. (City Attorney)

02/24/2016; RECEIVED FROM DEPARTMENT.

03/08/2016; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

160192 [Settlement of Unlitigated Claim - Diana Alcala - \$225,000]

Resolution approving the settlement of the unlitigated claim filed by Diana Alcala against the City and County of San Francisco for \$225,000; claim was filed on February 4, 2010; the claim involves an employment dispute. (City Attorney)

02/24/2016; RECEIVED FROM DEPARTMENT.

03/08/2016; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

160143 [Petitions and Communications]

Petitions and Communications received from February 22, 2016, through February 29, 2016, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on March 8, 2016.

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

From Polk District Merchants Association, regarding proposed formula retail controls legislation. File No. 160102. Copy: Each Supervisor. (1)

From San Francisco African American Chamber of Commerce, regarding competitive solicitation process. Copy: Each Supervisor. (2)

From Human Rights Commission, submitting annual Fair Chance Ordinance Report. Copy: Each Supervisor. (3)

From the Office of the Controller, submitting City Services Auditor's Summary of Implementation Status of Recommendations Followed Up on in FY2015-2016, First and Second Quarter report. Copy: Each Supervisor. (4)

From West Area CPUC, regarding notification of filing for various Verizon Wireless locations. Copy: Each Supervisor. (5)

From Mayor Lee, regarding Inclusionary Housing. File No. 151274. Copy: Each Supervisor. (6)

From Mike Ege, regarding Inclusionary Housing. File Nos. 151274, 160137. Copy: Each Supervisor. (7)

From Cory Hunt, regarding application for Liquor License for 1092 Post Street, 1104 Polk Street. File No. 160184. (8)

From concerned citizens, submitting signatures for a petition regarding the San Francisco Municipal Transportation Agency. 4,183rd signer. Copy: Each Supervisor. (9)

From State Fish and Game Commission, submitting notice of proposed emergency action regarding special order relating to incidental take of tricolored blackbird during candidacy period. Copy: Each Supervisor. (10)

From John Fitch, regarding citations issued on MUNI. Copy: Each Supervisor. (11)

From Anastasia Glikshtern, regarding Park, Recreation and Open Space Fund. File No. 150940. Copy: Each Supervisor. (12)

From concerned citizens, regarding Proposed Rule for Dog Management in the Golden Gate National Recreation Area. 2 letters. Copy: Each Supervisor. (13)

From FairVote, regarding Open Source Voting System project. 5 letters. Copy: Each Supervisor. (14)

From concerned citizens, regarding proposed legislation for the Affordable Housing Bonus Program. 8 letters. File No. 150969. Copy Each Supervisor. (15)

From National Association of Tobacco Outlets, regarding proposed legislation to prohibit

sale of tobacco products to persons under age 21. File No. 151179. Copy: Each Supervisor. (16)

From Dr. Russell Carpenter, regarding Municipal Railway. Copy: Each Supervisor. (17)

From National Park Service, regarding Proposed Rule for Dog Management in the Golden Gate National Recreation Area (GGNRA). Copy: Each Supervisor. (18)

From Clerk of the Board, reporting that the following individual has submitted a Form 700 Statement: (19)

Rick Caldeira - Legislative Deputy Director - Leaving

ADJOURNMENT