

# 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, March 21, 2017

### 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

- 170294 [Taxable Certificates of Participation (HOPE SF) - Amending Ordinance No. 266-10 - Not to Exceed \$38,000,000]**  
**Sponsor:** Mayor  
Ordinance amending Ordinance No. 266-10, authorizing the execution and delivery of Taxable Certificates of Participation (HOPE SF) in an aggregate principal amount not to exceed \$38,000,000; approving the use and occupancy of certain leased property; approving the form of and authorizing the distribution of a revised preliminary official statement relating to the execution and delivery of Taxable Certificates of Participation (HOPE SF) and authorizing the preparation, execution and delivery of a final official statement; ratifying the approvals and terms and conditions of Ordinance No. 266-10 and related matters, as defined herein. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee.
- 151258 [Planning Code - Affordable Housing Requirement and Fee in Divisadero and Fillmore Neighborhood Commercial Transit Districts]**  
**Sponsor:** Breed  
Ordinance amending the Planning Code to require additional affordable housing or payment of a fee for certain sites that obtained higher residential development potential as a result of the rezoning of the Divisadero Street Neighborhood Commercial Transit District and the Fillmore Street Neighborhood Commercial Transit District in 2015; 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. SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.
- 161065 [Police Code - Rental Car Disclosure Requirements]**  
**Sponsors:** Breed; Yee and Farrell  
Ordinance amending the Police Code to require rental car companies to provide written disclosures to customers advising them to remove valuables from the rental vehicle and lock the doors. SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

- 170295 [Administrative Code - Ban on City Contracts with Border Wall Contractors]**  
**Sponsors:** Ronen; Peskin and Kim  
Ordinance amending the Administrative Code to prohibit City contracting with companies who bid on contracts or contract with the Federal Government to provide services or goods to construct the border wall referenced in Executive Order No. 13767, dated January 25, 2017. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee.
- 170296 [Planning Code, Zoning Map - Corona Heights Large Residence Special Use District]**  
**Sponsor:** Sheehy  
Ordinance amending the Planning Code and Sectional Maps SU06 and SU07 of the Zoning Map, retroactive to March 21, 2017, to create the Corona Heights Large Residence Special Use District (the area within a perimeter established by Market Street, Clayton Street, Ashbury Street, Clifford Terrace, Roosevelt Way, Museum Way, the eastern property line of Assessor's Parcel Block No. 2620, Lot No. 063, the eastern property line of Assessor's Parcel Block No. 2619, Lot No. 001A, and Douglass Street), to promote and enhance neighborhood character and affordability by requiring Conditional Use authorization for large residential developments in the district; 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 adopting findings of public necessity, convenience, and welfare under Planning Code, Section 302. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.
- 170297 [Administrative Code - Increasing the Minimum Compensation Hourly Rate]**  
**Sponsors:** Sheehy; Kim  
Ordinance amending the Administrative Code to increase the minimum hourly compensation rate for employees of City contractors other than nonprofit corporations or public entities to \$15.86 per hour on July 1, 2017, \$16.86 per hour on July 1, 2018, and followed thereafter by annual cost-of-living increases. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee.
- 170298 [Administrative Code - Animal Shelter Fund]**  
**Sponsor:** Tang  
Ordinance amending the Administrative Code to create a gift fund for the construction and furnishing of the new animal shelter. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee.

## **Resolutions**

- 170299 [Five-Year Financial Plan - FYs 2018-2022]**  
**Sponsor:** Mayor  
Resolution adopting the City's Five-Year Financial Plan for FYs 2018-2022, pursuant to Charter, Section 9.119. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 170300 [Certificates of Participation - George R. Moscone Convention Center Expansion Project - Preliminary Official Statement - Not to Exceed \$507,880,000]**  
**Sponsor:** Mayor  
Resolution approving the form of and authorizing the distribution of a preliminary official statement relating to the execution and delivery of City and County of San Francisco Certificates of Participation, in a principal aggregate amount not to exceed \$507,880,000 for the George R. Moscone Convention Center Expansion Project and authorizing the preparation, execution and delivery of a final official statement; ratifying the approvals and terms and conditions of a previous ordinance, and related matters. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170301 [Approval of a 90-Day Extension for Planning Commission Review of an Ordinance (File No. 161349) Allowing Scooter Parking In Certain Designated Parking Spaces]**  
**Sponsor:** Breed  
Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on a Ordinance (File No. 161349) amending the Planning Code to allow scooter parking in certain designated parking spaces; 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. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 170302 [Accept and Expend Gift - Molly Fleischner - Laguna Honda Hospital Gift Fund - Assistive Technology Equipment and Services - \$80,000]**  
**Sponsor:** Farrell  
Resolution retroactively authorizing the Department of Public Health to accept and expend a monetary gift in the amount of \$80,000 from Ms. Molly Fleischner to the Laguna Honda Hospital Gift Fund for the purchase of assistive technology equipment and services for residents at Laguna Honda who are otherwise unable to obtain them. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170303 [Issuance of Bonds - California Municipal Finance Authority - Institute on Aging, a California Nonprofit Public Benefit Corporation - Not to Exceed \$45,000,000]**  
**Sponsor:** Fewer  
Resolution approving in accordance with Internal Revenue Code, Section 147(f), the issuance of revenue bonds by the California Municipal Finance Authority in an aggregate principal amount not to exceed \$45,000,000 to refinance all or a portion of certain outstanding debt obligations that originally financed and refinanced the acquisition, construction, equipping, and furnishing of facilities owned and managed by Institute on Aging, a California nonprofit public benefit corporation, in connection with the provision of health care and other support services for low-income, frail older adults. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170304 [Supporting California State Senate Bill 562 (Lara and Atkins) - Californians for a Healthy California Act - Establishing of a Comprehensive Universal Single-Payer Health Care Coverage Program]**  
**Sponsors:** Kim; Ronen, Cohen, Fewer, Yee and Peskin  
Resolution supporting California State Senate Bill 562, authored by Senators Lara and Atkins, the Californians for a Healthy California Act, that would establish a comprehensive universal single-payer health care coverage program and a system for health care cost control for the benefit of all state residents. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 170305 [Urging the Retirement Board to Renew Its Commitment to Divest from Fossil Fuel Companies]**  
**Sponsors:** Peskin; Fewer  
 Resolution urging the Retirement Board of the Employees' Retirement System to renew its commitment to divest from publicly-traded fossil fuel companies, pursuant to its commitments to do so since October 2013, and to provide an update on public and private equity fossil fuel holdings. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 170306 [Urging the California State Legislature to Amend the California Vehicle and Public Utilities Codes Related to Regulation of Transportation Network Companies]**  
**Sponsors:** Peskin; Fewer  
 Resolution urging the California state legislature to amend the California Vehicle and Public Utilities Codes to enable local jurisdictions to access trip data for Transportation Network Companies (TNCs) and to permit and conduct enforcement of TNCs as warranted to ensure safety and disability access, and manage congestion. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 170307 [Supporting California State Assembly Bill 523 (Reyes) - Electric Program Investments Charge: Allocation-Equity in Clean Energy Investments]**  
**Sponsors:** Ronen; Fewer and Peskin  
 Resolution supporting California State Assembly Bill 523, Electric Program Investments Charge: Allocation-Equity in Clean Energy Investments, authored by Assembly Member Reyes, dedicating a minimum of 25% of the available funds administered by the California Energy Commission in the Electric Program Investment Charge for clean energy projects located within and benefiting individuals living in designated disadvantaged communities and an additional 10% of the funds to low income communities. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 170308 [Accept and Expend Grant - San Francisco Parks Alliance - Community Events, Staff Development, Recreational Programming - FY2016-2017 - \$150,000]**  
**Sponsor:** Sheehy  
 Resolution retroactively authorizing the Recreation and Park Department to accept and expend a grant in the amount of approximately \$150,000 from the San Francisco Parks Alliance to fund community events, staff development, recreation programming, and other activities from FY2016-2017; and waiving indirect costs. (Recreation and Park Department). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170309 [Accept and Expend Grant - San Francisco Parks Alliance - Community Events, Staff Development, Recreational Programming - FY2015-2016 - \$217,282]**  
**Sponsor:** Sheehy  
 Resolution retroactively authorizing the Recreation and Park Department to accept and expend a grant in the amount of approximately \$217,282 from the San Francisco Parks Alliance to fund community events, staff development, recreation programming, and other activities for FY2015-2016; and waiving indirect costs. (Recreation and Park Department). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

- 170134 [Urging the Department of Public Health and the Health Service System to Provide Treatment for HIV-Related Lipodystrophy Syndrome - Supporting California State Senate Bill 221 (Wiener)]**  
**Sponsor:** Sheehy  
Resolution calling on the Department of Public Health to provide access to treatment and coverage for HIV-related lipodystrophy syndrome; and supporting California State Senate Bill 221, authored by Senator Wiener, to require insurance providers in California to cover medical treatment for HIV-related lipodystrophy syndrome. SUBSTITUTED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

### **Motion**

- 170310 [Issuance of Subpoena Duces Tecum - Hardip S. Pannu]**  
**Sponsor:** Peskin  
Motion directing the Clerk of the Board of Supervisors to issue a subpoena duces tecum to Hardip S. Pannu, requiring him to appear at the Special Meeting of the Government Audit and Oversight Committee on April 28, 2017, at 10:00 a.m., to provide oral information at the hearing of File No. 160975 and respond to questions regarding the design, engineering, review, and approval process for the project at 301 Mission Street; and requiring him to produce documents, records, and other materials in his possession related to that project. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### **Requests for Hearing**

- 170311 [Hearing - Southern Bayfront Strategy]**  
**Sponsor:** Cohen  
Hearing on the Southern Bayfront Strategy; and requesting the Office of Economic Workforce and Development to report. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.
- 170312 [Hearing - Implementation and Compliance of Language Access Ordinance]**  
**Sponsor:** Fewer  
Hearing on departmental compliance with the Language Access Ordinance, including a review of the 2017 Language Access Ordinance Annual Compliance Report implementation and recommendations; and requesting the Office of Civic Engagement and Immigrant Affairs to report. 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.*

### **PROPOSED ORDINANCE**

- 170271 [Administrative Code - Transfer of Moscone Center Garage and Performing Arts Garage to Municipal Transportation Agency]**  
Ordinance amending the Administrative Code to transfer the Moscone Center Garage (255-3rd Street) and the Performing Arts Garage (360 Grove Street) from the Parking Authority to the Municipal Transportation Agency; assigning a ground lease for certain Public Works property for access between the Performing Arts Garage and Gough Street; affirming the 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. (Municipal Transportation Agency). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee.

### **PROPOSED RESOLUTIONS**

- 170254 [Lease Amendment - SSP America, Inc. - International Terminal Food and Beverage Concession Lease - \$279,000 Minimum Annual Guarantee, and \$2,100 Annual Promotional Charge]**  
Resolution approving Amendment No. 1 to the International Terminal Food and Beverage Concession Lease No. 16-0017 between SSP America, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, increasing the minimum annual guarantee to \$279,000 and the annual promotional charge to \$2,100 with no change to the length of term. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170255 [Lease Amendment - SSP America, Inc. - Domestic Terminal Food and Beverage Lease - \$166,439 Annual Guaranteed Rent, and \$3,111 Annual Promotional Charge]**  
Resolution approving Amendment No. 2 to the Domestic Terminal Food and Beverage Lease No. 03-0200 between SSP America, Inc. and the City and County of San Francisco, acting by and through its Airport Commission, increasing the annual guaranteed rent to \$166,439 and the annual promotional charge to \$3,111 with no change to the term length to expire on November 17, 2025. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170256 [Lease Agreement - San Francisco Soup Company, dba Ladle & Leaf - Post-Security Concession - \$250,000 Minimum Annual Guarantee]**  
Resolution approving Terminal 3 Boarding Area F Food and Beverage Concession Lease No. 16-0309 between San Francisco Soup Company, dba Ladle & Leaf, and the City and County of San Francisco, acting by and through its Airport Commission, for a post-security concession with a term of six years to commence following Board approval, with two one-year options to extend, and an initial Minimum Annual Guarantee of \$250,000. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

- 170257 [Lease Agreement - Host International, Inc. - Post-Security Concession - \$250,000 Minimum Annual Guarantee]**  
Resolution approving Terminal 3 Boarding Area F Food and Beverage Concession Lease No. 16-0310 between Host International, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, for a post-security concession with a term of six years to commence following Board approval, with two one-year options to extend and an initial minimum annual guarantee of \$250,000. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170258 [Lease Agreement - Paradies Lagardere @ SFO, LLC - Post-Security Concession - \$250,000 Minimum Annual Guarantee]**  
Resolution approving Terminal 3 Boarding Area F Food and Beverage Concession Lease No. 16-0311 between Paradies Lagardere @ SFO, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a post-security concession with a term of six years to commence following Board approval, with two one-year options to extend and an initial Minimum Annual Guarantee of \$250,000. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170259 [Lease Agreement - Amoura International, Inc. - Post-Security Concession - \$250,000 Minimum Annual Guarantee]**  
Resolution approving Terminal 3 Boarding Area F Food and Beverage Concession Lease No. 16-0312 between Amoura International, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, for a post-security concession with a term of six years to commence following Board approval, with two one-year options to extend and an initial minimum annual guarantee of \$250,000. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170260 [Lease Agreement - Bun Mee LLC - Post-Security Concession - \$250,000 Minimum Annual Guarantee]**  
Resolution approving Terminal 3 Boarding Area F Food and Beverage Concession Lease No. 16-0313 between Bun Mee LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a post-security concession with a term of six years to commence following Board approval, with two one-year options to extend and an initial Minimum Annual Guarantee of \$250,000. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170261 [Lease Agreement - Gate 74, Inc. - Post-Security Concession - \$250,000 Minimum Annual Guarantee]**  
Resolution approving Terminal 3 Boarding Area F Food and Beverage Concession Lease No. 16-0314 between Gate 74, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, for a post-security concession with a term of six years to commence following Board approval, with two one-year options to extend and an initial minimum annual guarantee of \$250,000. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170262 [Lease Agreement - Tastes on the Fly San Francisco, LLC - Post-Security Concession - \$650,000 Minimum Annual Guarantee]**  
Resolution approving Terminal 3 Boarding Area F Food and Beverage Concession Lease No. 16-0315 between Tastes on the Fly San Francisco, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a post-security concession with term of seven years to commence following Board approval, with two one-year options to extend and an initial minimum annual guarantee of \$650,000. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

- 170263 [Lease Agreement - High Flying Foods SFO, LLC - Post-Security Concession - \$1,000,000 Minimum Annual Guarantee]**  
 Resolution approving Terminal 1 Boarding Area C Food and Beverage Concession Lease No. 16-0316 between High Flying Foods SFO, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a post-security concession with a term of seven years to commence following Board approval, with two one-year options to extend and an initial minimum annual guarantee of \$1,000,000. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170264 [Agreement Amendment - Mott MacDonald - Construction Management Services - New Irvington Tunnel Project - Not to Exceed \$21,100,000]**  
 Resolution authorizing the General Manager of the San Francisco Public Utilities Commission (SFPUC) to execute Amendment No. 5 to Agreement No. CS-918, New Irvington Tunnel Project-Construction Management Services with Mott MacDonald, to continue providing construction management services for the final construction and closeout of the tunnel, increasing the agreement by \$350,000 for a total agreement amount not to exceed \$21,100,000 and with a time extension of 12 months, for a total agreement duration of seven years and three months from August 1, 2009, through April 14, 2018, pursuant to Charter, Section 9.118. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170265 [Agreement Amendment - Leaders in Community Alternatives - Home Detention and Electronic Monitoring Program Rules and Regulations; Program Administrator's Evidence of Financial Responsibility - 2017 Calendar Year - Not to Exceed \$2,000,000]**  
 Resolution authorizing the Sheriff's Department to enter into a first amendment to the existing agreement with Leaders in Community Alternatives ("LCA"), to extend the term by one year for a total term of May 1, 2014, through April 30, 2018, with no change in the agreement amount not to exceed \$2,000,000; approving the Sheriff Department's home detention and electronic monitoring program rules and regulations; and approving evidence of financial responsibility demonstrated by program administrator LCA for the 2017 calendar year. (Sheriff). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170266 [Agreement Amendment - Cerner Health Services, Inc. - Clinical and Financial Software Services to Facilitate a New Electronic Health Record System - Not to Exceed \$88,585,606]**  
 Resolution approving a second amendment to the agreement between the Department of Public Health and Cerner Health Services, Inc., for clinical and financial software applications to facilitate the transition to a new Electronic Health Record system, to extend the contract by three years for a total term of July 1, 2010, through June 30, 2020, with a corresponding increase of \$36,290,626 for a total agreement amount not to exceed \$88,585,606. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170267 [Agreement Amendment - State Department of Health Care Services - Substance Use Disorder Services - FYs 2014-2017 - \$58,504,385]**  
 Resolution retroactively authorizing the Department of Public Health, Behavioral Health Services to enter into Amendment No. A05 to a multi-year agreement for substance use disorder services with the State Department of Health Care Services, in the amount of \$58,504,385 for the term of July 1, 2014, through June 30, 2017; and authorizing and designating the Department of Public Health County Alcohol and Drug Administrator to sign said Agreement and to approve amendments for less than 10% of the contracted amount. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.



**170268 [Contract Agreement - State Department of Health Care Services - Substance Use Disorder Services - FYs 2017-2019 - \$128,849,925]**

Resolution authorizing the Department of Public Health, Behavioral Health Services to enter into a multi-year organized delivery system intergovernmental agreement for substance use disorder services with the State Department of Health Care Services, in the amount of \$128,849,925 for the term of April 15, 2017, through June 30, 2019; and authorizing and designating the Department of Public Health County Alcohol and Drug Administrator to sign said Agreement and to approve amendments for less than 10% of the contracted amount. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**170270 [Renovation of County Jail No. 2 - Supplemental Information for State Funding Application]**

Resolution designating the construction administrator, financial officer, and project contact person for a proposed project to renovate County Jail No. 2; confirming the fair market land value of \$6,000,000 for County Jail No. 2; and conditionally assuring the staffing, operation and continued ownership of County Jail No. 2. (Sheriff). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**Clerk to Act - March 21, 2017**

**Board Meeting Minutes for February 7, 2017 approved**

*There were no Clerk to Act requests submitted at the March 21, 2017 Board Meeting.*

**In Memoriams**

Natalie Berg - Full Board

Philip P. Choy - Supervisor Peskin