



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, October 18, 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

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
10:00 AM

1st and 3rd Thursday
9:30 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, 5R, 6, 7, 7R, 7X, 9, 9R, 19, 21, 47, and 49. 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) 554-5163; 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 [September 6, 2016](#), and [September 13, 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 and 2

Recommendation of the Budget and Finance Committee

Present: Supervisors Farrell, Tang, Yee

1. [160891](#) **[Administrative, Police Codes - Prevailing Wage for Security Guard Services]**
Sponsors: Kim; Mar

Ordinance amending the Administrative Code to require prevailing wages in City contracts for security guard services and that prevailing wages be paid for security guard services at certain events on City property; and amending the Police Code to make a technical clarification regarding worker retention requirements for security guards.

(Fiscal Impact)

10/04/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Cohen, Wiener, Peskin

2. [160509](#) **[Planning Code, Zoning Map - Rezoning 2070 Folsom Street]**
Sponsor: Campos

Ordinance amending the Planning Code by revising the Zoning Map to rezone 2070 Folsom Street, Assessor's Parcel Block No. 3571, Lot No. 031, from its current designation as Public (P) and 50-X, to Urban Mixed Use (UMU) and 85-X; 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.

10/04/2016; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

Present: Supervisors Farrell, Tang, Yee

3. [160769](#) **[Waiving Competitive Process Requirement - Lease Agreement - Amoura International, Inc. - Interim Employee Café]**
Ordinance waiving the competitive process requirement of Administrative Code, Section 2A.173, for a lease agreement between Amoura International, Inc., and the City and County of San Francisco, by and through its Airport Commission, for an interim employee café at Airport Terminal 1. (Airport Commission)
- 09/27/2016; CONTINUED.
- 10/04/2016; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.
- 10/04/2016; PASSED ON FIRST READING AS AMENDED.
- Question: Shall this Ordinance be FINALLY PASSED?**

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Farrell, Tang, Yee

4. [160982](#) **[Contract Amendment - Global Tel*Link - Inmate Telephone Services]**
Resolution retroactively authorizing the Sheriff's Department to enter into a fourth amendment to the existing month-to-month contract with Global Tel*Link for inmate telephone services to reduce the calling rates and fees for inmate telephone calls per Federal Communications Commission Regulation, to modify the commission paid to the Sheriff's Department, which will result in an anticipated revenue to the Inmate Welfare Fund of \$34,000 per month. (Sheriff)
- Question: Shall this Resolution be ADOPTED?**

5. [161019](#) **[Revenue Agreement Amendment - JC Decaux San Francisco, LLC - Extending Term to October 17, 2017]**
Sponsor: Mayor
Resolution approving the second amendment to the revenue agreement between Public Works and JC Decaux San Francisco, LLC, for the Automatic Public Toilet and Public Service Kiosk Program, extending the agreement term by one year for a total agreement term of August 2, 1994, through October 17, 2017. (Public Works)
Question: Shall this Resolution be ADOPTED?
6. [161025](#) **[Grant Application - Health Resources Services Administration - Ryan White Act HIV/AIDS Emergency Relief Grant Program - \$16,654,711]**
Sponsor: Wiener
Resolution authorizing the Department of Public Health to submit an application to continue to receive funding for the Ryan White Act HIV/AIDS Emergency Relief Grant Program grant from the Health Resources Services Administration and to request \$16,654,711 in HIV emergency relief program funding for the San Francisco Eligible Metropolitan Area for the period of March 1, 2017, through February 28, 2018. (Public Health Department)
Question: Shall this Resolution be ADOPTED?

Referred Without Recommendation from the Government Audit and Oversight Committee

Present: Supervisors Peskin, Yee, Breed

7. [160963](#) **[Appropriation - General Reserve to Department of Emergency Management - Earthquake Relief in Italy - \$100,000]**
Sponsor: Peskin
Ordinance appropriating \$100,000 from the General Reserve to Department of Emergency Management to provide relief to earthquake victims in Italy for FY2016-2017.
Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Peskin, Yee, Breed

8. [160749](#) **[Administrative Code - Neighborhood Property Crime Units in Police Department]**
Sponsors: Yee; Campos
Ordinance amending the Administrative Code to create Neighborhood Property Crime Units at District stations in the Police Department.
Question: Shall this Ordinance be PASSED ON FIRST READING?

9. [160789](#) **[Administrative Code - Updating Job Classifications and Bargaining Units]**
Sponsor: Mayor
Ordinance amending the Administrative Code to reflect changes in job classifications in bargaining units.

Question: Shall this Ordinance be PASSED ON FIRST READING?
10. [160980](#) **[Settlement of Lawsuit - Compania Mexicana de Aviacion S.A. de C.V., doing business as Mexicana Airlines - City to Receive \$110,249.74]**
Ordinance authorizing the settlement of the bankruptcy claim filed by the City and County of San Francisco, acting by and through its Airport Commission, against Compania Mexicana de Aviacion S.A. de C.V., doing business as Mexicana Airlines for \$110,249.74; the bankruptcy case was filed on August 2, 2010, In re Compania Mexicana de Aviacion, S.A. de C.V., Case No. 10-14182, United States Bankruptcy Court for the Southern District of New York; the City's claim was filed on January 27, 2015. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?
11. [160620](#) **[Board Response - Civil Grand Jury - San Francisco County Jails: Our Largest Mental Health Facility Needs Attention]**
Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2015-2016 Civil Grand Jury Report, entitled "San Francisco County Jails: Our Largest Mental Health Facility Needs Attention;" and urging the Mayor to cause the implementation of accepted findings and recommendations through his/her department heads and through the development of the annual budget. (Government Audit and Oversight Committee)

Question: Shall this Resolution be ADOPTED?
12. [160812](#) **[Board Response - Civil Grand Jury - Drinking Water Safety in San Francisco: A Reservoir of Good Practice]**
Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2015-2016 Civil Grand Jury Report, entitled "Drinking Water Safety in San Francisco: A Reservoir of Good Practice;" and urging the Mayor to cause the implementation of accepted findings and recommendations through his/her department heads and through the development of the annual budget. (Government Audit and Oversight Committee)

Question: Shall this Resolution be ADOPTED?
13. [160981](#) **[Settlement of Unlitigated Claim - Darleen Lau - \$140,000]**
Resolution approving the settlement of the unlitigated claim filed by Darleen Lau against the City and County of San Francisco for \$140,000; the claim was filed on January 22, 2015; the claim involves an alleged personal injury on a City street. (City Attorney)

Question: Shall this Resolution be ADOPTED?

14. [160609](#) **[Follow-Up Board Response - Civil Grand Jury Report - San Francisco's Crime Lab - Promoting Confidence and Building Credibility]**
Motion responding to the Civil Grand Jury's request to provide a status update on the Board of Supervisors response to Recommendation Nos. R.A.2 and R.B.1 contained in the 2015-2016 Civil Grand Jury Report, entitled "San Francisco's Crime Lab - Promoting Confidence and Building Credibility;" and urging the Mayor to cause the implementation of accepted recommendations through his/her department heads and through the development of the annual budget. (Government Audit and Oversight Committee)
- Question: Shall this Motion be APPROVED?**

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Cohen, Wiener, Peskin

15. [160960](#) **[Planning Code - Temporary Homeless Shelters in Certain Industrial and Mixed-Use Districts]**
Sponsor: Mayor
Ordinance amending the Planning Code to allow temporary Homeless Shelters in the Production, Distribution, and Repair, the WSoMa Mixed Use-Office, and the Service/Arts/Light Industrial zoning districts, subject to conditional use authorization; affirming the Planning Commission's determination under the California Environmental Quality Act; making findings of public convenience, necessity, and welfare under Planning Code, Section 302; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
16. [160961](#) **[Summary Street Vacation - 25th Street - Temporary Navigation Center for Homeless Residents]**
Sponsor: Mayor
Ordinance ordering the summary street vacation of a portion of 25th Street, which is generally bounded by Assessor's Parcel Block No. 4241, Lot No. 002 to the north, Seawall Lot 355 (portions of Assessor's Parcel Block No. 4298, Lot No. 002, Assessor's Parcel Block No. 4299, Lot No. 001, and Assessor's Parcel Block No. 4300, Lot No. 001) to the south, Michigan Street to the west, and Seawall Lot 356 (Assessor's Parcel Block No. 1399, Lot No. 000) to the east, to facilitate construction of a temporary Navigation Center for homeless residents; authorizing the operation of a Navigation Center on the vacated portion of 25th Street for more than two years pursuant to Administrative Code, Section 106.3(b); affirming the Planning Department's determination under the California Environmental Quality Act; adopting findings that the actions contemplated in this Ordinance are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing official acts in connection with this Ordinance.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

17. [160996](#) **[Urging the Establishment of the LGBTQ Nightlife and Culture Working Group]**
Sponsor: Wiener

Resolution urging the establishment of the LGBTQ Nightlife and Culture Working Group, and urging the Office of Economic and Workforce Development and the Entertainment Commission to convene the working group with a goal of protecting, preserving, and expanding LGBTQ nightlife, including drafting and enact a plan to create the Citywide LGBTQ Cultural Heritage Strategy.

09/20/2016; REFERRED to the Public Safety and Neighborhood Services Committee.

Question: Shall this Resolution be ADOPTED?

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

18. 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.

19. 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 20 through 24

20. [161089](#) **[Approval of a 60-Day Extension for Planning Commission Review of Medical Service Use in the Sacramento Street Neighborhood Commercial District (File No. 160656)]**

Sponsor: Farrell

Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 160656) amending the Planning Code to prohibit a change of use from a business or professional service use to a medical service use on the first floor or below in the Sacramento Street Neighborhood Commercial District; 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.

10/12/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

21. [161090](#) **[Shannon Rowbury Day - October 18, 2016]**

Sponsors: Tang; Wiener

Resolution declaring October 18, 2016, as Shannon Rowbury Day in the City and County of San Francisco.

10/12/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

22. [161076](#) **[Committees of the Whole - Blue Ribbon Panel on Transparency, Accountability, and Fairness in Law Enforcement - Update]**

Sponsor: Campos

Motion directing the Clerk of the Board of Supervisors to schedule Committees of the Whole hearings on the first Regular Meeting of the Board of Supervisors each month from November 2016, to January 2017, to hear and receive an update on the final report, findings, and recommendations of the Blue Ribbon Panel on Transparency, Accountability, and Fairness in Law Enforcement; and requesting the Police Department and Police Commission to report.

10/04/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

23. [161091](#) **[Committee of the Whole - Joint Meeting With the San Francisco Police Commission - Department of Justice Initial Assessment Report of the San Francisco Police Department - November 1, 2016]**

Sponsor: Cohen

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on November 1, 2016, at 4:00 p.m., in a joint meeting with the San Francisco Police Commission, to hold a public hearing to consider the findings and recommendations of the Department of Justice Initial Assessment Report of the San Francisco Police Department.

10/12/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

24. [161092](#) **[Zoning - Report on Interim Moratorium Extension on Production, Distribution, and Repair Conversion in the Proposed Central South of Market Plan Area]**

Motion adopting the Planning Department's report on the interim zoning moratorium to prohibit the conversion or replacement of Production, Distribution, and Repair uses in the proposed Central South of Market Plan Area bounded by Market Street on the north, Townsend Street on the south, 2nd Street on the east, and 6th Street on the west. (Clerk of the Board)

10/12/2016; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

25. **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

161051 [Amending Ordinance No. 1061 - Sidewalk Width Change - Portion of 30th Avenue Between Clement Street and Geary Boulevard]
Ordinance amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," to change the official sidewalk width along a portion of the easterly side of 30th Avenue between Clement Street to the north, and Geary Boulevard to the south; adopting 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. (Public Works)

09/30/2016; RECEIVED FROM DEPARTMENT.

10/18/2016; RECEIVED AND ASSIGNED to the Land Use and Transportation Committee.

161052 [Administrative Code - Changing Calculation of Short Term Rental Registration Fee]
Ordinance amending the Administrative Code to provide that the Short Term Rental registration application fee will be calculated each year based on Consumer Price Index, instead of a cost recovery analysis. (City Administrator)

10/03/2016; RECEIVED FROM DEPARTMENT.

10/18/2016; RECEIVED AND ASSIGNED to the Land Use and Transportation Committee.

161053 [Settlement of Lawsuit and Supplemental Appropriation - State Farm General Insurance Company - \$875,000]

Ordinance authorizing settlement of the lawsuit filed by State Farm General Insurance Company against the City and County of San Francisco for \$875,000; the lawsuit was filed on January 21, 2014, in San Francisco Superior Court, Case No. CGC-14-536896; entitled State Farm General Insurance Company v. City and County of San Francisco, et al.; the lawsuit involves alleged property damage arising from the break of the Public Utilities Commission's water transmission pipeline on 15th Avenue between West Portal Avenue and Wawona Street in San Francisco; and appropriating \$875,000 from the Water Enterprise fund balance for such purpose. (City Attorney)

10/03/2016; RECEIVED FROM DEPARTMENT.

10/18/2016; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

161054 [Settlement of Lawsuit and Supplemental Appropriation - Christopher Pollino and Cindy Coyne - \$525,000]

Ordinance authorizing settlement of the lawsuit filed by Christopher Pollino and Cindy Coyne against the City and County of San Francisco for \$525,000; the lawsuit was filed on October 17, 2014, in San Francisco Superior Court, Case No. CGC-14-542240; entitled Christopher Pollino, et al. v. City and County of San Francisco, et al.; the lawsuit involves alleged property damage from the break of the Public Utilities Commission's water transmission pipeline on 15th Avenue between West Portal Avenue and Wawona Street in San Francisco; and appropriating \$525,000 from the Water Enterprise fund balance for such purpose. (City Attorney)

10/03/2016; RECEIVED FROM DEPARTMENT.

10/18/2016; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

161055 [Settlement of Lawsuit and Supplemental Appropriation - Theodore A. Bowie, II - \$500,000]

Ordinance authorizing settlement of the lawsuit filed by Theodore A. Bowie, II against the City and County of San Francisco for \$500,000; the lawsuit was filed on October 17, 2014, in San Francisco Superior Court, Case No. CGC-14-542235; entitled Theodore A. Bowie, II v. City and County of San Francisco, et al.; the lawsuit involves alleged property damage arising from the break of the Public Utilities Commission's water transmission pipeline on 15th Avenue between West Portal Avenue and Wawona Street in San Francisco; and appropriating \$500,000 from the Water Enterprise fund balance for such purpose. (City Attorney)

10/03/2016; RECEIVED FROM DEPARTMENT.

10/18/2016; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

161056 [Settlement of Lawsuit - Fosco Zilli and Silvia Vojtkova-Zilli - \$60,000]

Ordinance authorizing settlement of the lawsuit filed by Fosco Zilli and Silvia Vojtkova-Zilli against the City and County of San Francisco for \$60,000; the lawsuit was filed on April 1, 2015, in San Francisco Superior Court, Case No. CGC-15-545063; entitled Fosco Zilli and Silvia Vojtkova-Zilli v. City and County of San Francisco, et al.; the lawsuit involves plaintiffs' vehicle allegedly being rear-ended by a City vehicle. (City Attorney)

10/03/2016; RECEIVED FROM DEPARTMENT.

10/18/2016; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

- 161057 [Settlement of Lawsuit - Leland Castro - \$200,000]**
Ordinance authorizing settlement of the lawsuit filed by Leland Castro against the City and County of San Francisco for \$200,000; the lawsuit was filed on May 7, 2015, in San Francisco Superior Court, Case No. CGC-15-545729; entitled Leland Castro v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City sidewalk. (City Attorney)
- 10/03/2016; RECEIVED FROM DEPARTMENT.
- 10/18/2016; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
- 161081 [Various Codes - Nonsubstantive Clean-Up Ordinance]**
Ordinance amending the Administrative, Campaign and Governmental Conduct, Environment, Health, Municipal Elections, Police, and Public Works Codes to make nonsubstantive changes. (City Attorney)
- 10/07/2016; RECEIVED FROM DEPARTMENT.
- 10/18/2016; RECEIVED AND ASSIGNED to the Rules Committee.
- 161082 [Fire Code - Repeal of Existing 2013 Code and Enactment of 2016 Edition]**
Ordinance repealing the current San Francisco Fire Code in its entirety and enacting a 2016 Fire Code consisting of the 2016 California Fire Code and portions of the 2015 International Fire Code as amended by San Francisco, with an operative date of January 1, 2017; adopting findings of local conditions pursuant to California Health and Safety Code, Section 17958.7; directing the Clerk of the Board of Supervisors to forward San Francisco's amendments to the California Building Standards Commission and State Fire Marshal; and making environmental findings. (Fire Department)
- 10/06/2016; RECEIVED FROM DEPARTMENT.
- 10/18/2016; RECEIVED AND ASSIGNED to the Land Use and Transportation Committee.
- 161083 [Settlement of Lawsuit - In and Out Drain Cleaning, Inc. - City to Receive \$38,500]**
Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against In and Out Drain Cleaning, Inc. for \$38,500; the lawsuit was filed on March 24, 2015, in San Francisco Superior Court, Case No. CGC-15-544912; entitled City and County of San Francisco v. In and Out Drain Cleaning, Inc., et al.; the lawsuit involves a ruptured water main. (City Attorney)
- 10/06/2016; RECEIVED FROM DEPARTMENT.
- 10/18/2016; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

PROPOSED RESOLUTION

- 161084 [Settlement of Unlitigated Claim - Lisa Sarto - \$50,000]**
Resolution approving the settlement of an unlitigated claim filed by Lisa Sarto against the City and County of San Francisco for \$50,000; the claim was filed on April 13, 2016; the claim involves an employment dispute. (City Attorney)
- 10/06/2016; RECEIVED FROM DEPARTMENT.
- 10/18/2016; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

161085 [Petitions and Communications]

Petitions and Communications received from September 26, 2016, through October 7, 2016, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on October 18, 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 Board of Appeals, submitting pursuant to Charter Section 4.103, FY 2015-2016 Annual Report. Copy: Each Supervisor. (1)

From Clerk of the Board, submitting 60 Day Receipt of the Civil Grand Jury Report: "San Francisco Building and Fire Safety Inspection: A Tale of Two Departments: Department of Building Inspection and San Francisco Fire Department." Copy: Each Supervisor. (2)

From Office of the Controller, pursuant to Admin. Code, Section 2.10, submitting status of Civil Grand Jury Recommendations FY 2014-2015. (3)

From Office of the Controller, regarding Airport Commission's compliance audit: Pelican Communications, Inc. Copy: Each Supervisor. (4)

From Department of Human Resources, submitting SEIU Labor Management Committee on Health & Safety & Workers' Compensation Report. Copy: Each Supervisor. (5)

From Department of Human Resources, pursuant to Admin. Code, Section 16.82, submitting Hospitalization and Medical Treatment Annual Report. Copy: Each Supervisor. (6)

From Office of the Controller, regarding SFMTA's compliance audits: Japan Center and Zuckerberg San Francisco General Hospital Garages. Copy: Each Supervisor. (7)

From Office of the Sheriff, pursuant to Admin. Code, Chapter 96A, submitting Second Quarter 2016 Report pursuant to Law Enforcement Reporting Requirements, reference number 2016-120. Copy: Each Supervisor. (8)

From Treasure Island Development Authority, pursuant to Ordinance No. 10-13, submitting revised Clipper Cove Special Use Area Rules and Regulations, effective October 1, 2016. Copy: Each Supervisor. (9)

From Department of Public Health, regarding Admin. Code, Section 12B, Waiver Request. Copy: Each Supervisor. (10)

From State Fish and Game Commission, submitting notice of proposed regulatory action relating to tribal take in north coast marine protected areas. Copy: Each Supervisor. (11)

From State Fish and Game Commission, submitting 15-day continuation notice of proposed regulatory action relating to Upland Game Bird Special Hunt Drawing and Application Fee. Copy: Each Supervisor. (12)

From State Fish and Game Commission, submitting notice of proposed regulatory action relating to standards for imposing penalty enhancements for illegal take of game with defined characteristics. Copy: Each Supervisor. (13)

From State Fish and Game Commission, submitting notice of proposed regulatory action relating to Falconry regulations. Copy: Each Supervisor. (14)

From West Area California Public Utilities Commission, regarding Notification Letter for various Verizon Facilities. Copy: Each Supervisor. (15)

From California Board of State and Community Corrections, regarding 2012-2014 biennial inspections of SFPD temporary holding facilities. Copy: Each Supervisor. (16)

From concerned citizens, regarding public access to existing roads and trails in the Peninsula Watershed Lands. 2 letters. File No. 160183. Copy: Each Supervisor. (17)

From Millennium Partners, regarding Yerba Buena Gardens Conservancy. File No. 160756. Copy: Each Supervisor. (18)

From American Civil Liberties Union, regarding the Final Report of the Blue Ribbon Panel on Transparency, Accountability and Fairness in Law Enforcement. File No. 160806. Copy: Each Supervisor. (19)

From Police Department, regarding the Final Report of the Blue Ribbon Panel on Transparency, Accountability and Fairness in Law Enforcement. File No. 160806. Copy: Each Supervisor. (20)

From Entertainment Commission, regarding proposed Ordinance allowing the Director of the Entertainment Commission to extend the hours during which Live Performances may be presented at Limited Live Performance Locales in the Union Street Neighborhood Commercial District. File No. 160962. Copy: Each Supervisor. (21)

From City of Brisbane, regarding proposed Resolution pertaining to the Brisbane Baylands. File No. 161044. Copy: Each Supervisor. (22)

From concerned citizens, regarding construction in the Rincon Hill Neighborhood. 31 letters. Copy: Each Supervisor. (23)

ADJOURNMENT