



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, May 20, 2014 - 2:00 PM

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, 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, Mar, Avalos, Breed, Wiener

Budget and Finance Sub-Committee
Supervisors Farrell, Mar, Avalos

City and School District Select Committee
Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Fewer, Wynns

Government Audit and Oversight Committee
Supervisors Breed, Tang, Chiu

Land Use and Economic Development Committee
Supervisors Wiener, Kim, Cohen

Neighborhood Services and Safety Committee
Supervisors Campos, Mar, Yee

Rules Committee
Supervisors Yee, Tang, Campos

Meeting Days

Wednesday
1:00 PM

Wednesday
10:00 AM

4th Thursday
3:30 PM

2nd and 4th Thursday
10:30 AM

Monday
1:30 PM

1st and 3rd Thursday
10:00 AM

1st and 3rd Thursday
2:00 PM

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 1 Dr. Carlton B. Goodlett Place, City Hall, 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 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. 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 above. 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 should be submitted to the Clerk of the Board, Clerk of a Committee or its members: 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 Committee at the hearing and you are encouraged to bring enough copies for distribution.

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 Clerk's Office, Room 244, City Hall, 1 Dr. Carlton B Goodlett Place, or on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. **AVISO EN ESPAÑOL:** La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Derek Evans (415) 554-7702.

翻譯 必須在會議前最少四十八小時提出要求
請電 (415) 554-7719

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 SF Cable 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 Madeleine Licavoli at (415) 554-7722 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 (Chapter 67 of the San Francisco Administrative Code) 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 Chapter 67 of the San Francisco Administrative Code 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 Sec. 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

AGENDA CHANGES

APPROVAL OF MEETING MINUTES

Approval of the [April 15, 2014](#), Board Meeting Minutes, and the [April 16, 2014](#), Special Meeting Minutes at the Budget and Finance Committee Meeting.

COMMUNICATIONS

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 4

Recommendation of the Budget and Finance Sub-Committee

Present: Supervisors Farrell, Mar, Avalos

1. [140380](#) **[Accept and Expend Grant - Small Business Development Center Program - Amendment to the Annual Salary Ordinance - \$150,000]**

Sponsor: Mayor

Ordinance retroactively authorizing the Office of Economic and Workforce Development to accept and expend a grant in the amount of \$150,000 from the Humboldt State University Sponsored Programs Foundation to host the San Francisco Small Business Development Center for the period of February 1, 2014, through December 31, 2014; and amending Ordinance No. 160-13 (Annual Salary Ordinance, FY2013-14 and FY2014-2015) to reflect addition of one (1) Class 9775 Senior Community Development Specialist II grant-funded position (0.17 FTE) in the Office of Economic and Workforce Development.

05/13/2014; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Breed, Tang, Chiu

2. **140415** **[Feasibility Study of Implementing Community Choice Aggregation by Joining Marin Clean Energy]**

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

Ordinance electing to study the feasibility of implementing a community choice aggregation program for the benefit of electric customers in San Francisco through an agreement with Marin Clean Energy.

05/13/2014; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Wiener, Kim, Cohen

3. **140319** **[Public Works Code - Surface-Mounted Facility Site Permits]**

Sponsors: Wiener, Breed, Chiu, Cohen, Kim and Campos

Ordinance amending the Public Works Code to establish the requirements for Surface-Mounted Facility Site Permits; to set fees for obtaining such permits; to make the provisions of the Ordinance retroactive; and making environmental findings.

05/13/2014; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Rules Committee

Present: Supervisors Yee, Tang, Campos

4. **140226** **[Various Codes - Nonsubstantive Clean-Up Ordinance]**

Ordinance amending the Administrative, Business and Tax Regulations, Campaign and Governmental Conduct, Environment, Health, Municipal Elections, Park, Police, and Subdivision Codes, to make nonsubstantive changes. (City Attorney's Office)

05/13/2014; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

There are no items.

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Farrell, Mar, Avalos, Breed, Wiener

5. [140409](#) **[Contract Approval - Procurement of a Type II Fireboat - Vigor Fab, Inc. - \$11,637,660]**
Resolution approving the award of a contract for Procurement of a Type II Fireboat to Vigor Fab, Inc. (US Fab, Inc.), in an amount not-to-exceed \$11,637,660 pursuant to San Francisco Charter, Section 9.118(b), for the term ending December 31, 2015, to commence upon Board approval. (Office of Contract Administration)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

6. [140447](#) **[Accept and Expend Grant - Federal Railroad Administration Grant Funds for the Rebuilding of the Quint Street Lead Track - \$2,970,000]**
Sponsor: Mayor
Resolution retroactively authorizing the Port of San Francisco to accept and expend \$2,970,000 in grant funds from the Federal Railroad Administration for the rebuilding of the Quint Street Lead Track for the term of April 1, 2012, through July 31, 2015.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

7. [140488](#) **[Accept and Expend Grant - Federal Emergency Management Agency - Fire Boat - \$7,608,000]**
Sponsor: Mayor
Resolution retroactively authorizing the Fire Department to accept and expend a grant in the amount of \$7,608,000 from the Federal Emergency Management Agency to purchase a fire boat for the period of September 1, 2013, to August 15, 2015.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

8. [140490](#) **[Multifamily Housing Revenue Bonds - 1301-4th Street (Mission Bay South Block 7 West) - Not to Exceed \$47,500,000]**

Sponsor: Kim

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$47,500,000 for 1301-4th Street (Mission Bay South Block 7 West), San Francisco, California 94107; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$47,500,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the project as defined herein, and the Application as defined herein.

Question: Shall this Resolution be ADOPTED?

Referred Without Recommendation from the Budget and Finance Committee

Present: Supervisors Farrell, Mar, Avalos, Breed, Wiener

9. [140225](#) **[Contract - Titan Outdoor, LLC - Advertising - Guarantee of Over \$28,500,000]**

Sponsor: Breed

Resolution authorizing the San Francisco Municipal Transportation Agency (SFMTA) to execute a transit advertising contract with Titan Outdoor, LLC, for a term commencing July 1, 2014, and ending June 30, 2019, which offers a minimum guarantee to the SFMTA of \$28,500,000 over the term of the contract. (Municipal Transportation Agency)

(Fiscal Impact)

(Supervisors Mar and Avalos dissented in Committee)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Breed, Tang, Chiu

10. [140141](#) **[Administrative Code - Reauthorizing Reentry Council]**

Ordinance amending the Administrative Code to reauthorize the Reentry Council and revise the membership, powers and duties, and sunset date. (Sheriff)

Question: Shall this Ordinance be PASSED ON FIRST READING?

11. [140260](#) **[Administrative Code - Workforce Development - Establishing the Committee on City Workforce Alignment]**
Sponsors: Chiu; Cohen and Breed
Ordinance amending the Administrative Code to establish the Committee on City Workforce Alignment, to give the Committee responsibility for planning and coordinating the City's Workforce Development programs, and to make other changes to the procedures governing the planning and implementation of Workforce Development Programs.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Wiener, Kim, Cohen

12. [140061](#) **[Administrative Code - Plaza Program]**
Sponsors: Mayor; Cohen
Ordinance amending the Administrative Code, by adding Chapter 94, Sections 94.1 through 94.7, to establish a Plaza Program that coordinates City activities in some City-owned plazas on public property and public right-of-way; create a process to identify stewards to activate plazas under the jurisdiction of the City's Real Estate Division and regulate such plazas; establishing administrative fees for the Plaza Program; and affirming the Planning Department's determination under the California Environmental Quality Act.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
13. [140062](#) **[Planning Code - Plaza Program]**
Sponsors: Mayor; Cohen
Ordinance amending the Planning Code, by amending Sections 234, 234.1, 234.2, and 605, in order to modify and make technical amendments to the provisions of Public Use Zoning Districts; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
14. [140063](#) **[Public Works Code - Plaza Program]**
Sponsors: Mayor; Cohen
Ordinance amending the Public Works Code, by adding Section 792, to establish a permit program for plazas on the public right-of-way; and affirming the Planning Department's determination under the California Environmental Quality Act.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
15. [140064](#) **[Police Code - Plaza Program Entertainment Permits]**
Sponsors: Mayor; Cohen
Ordinance amending the Police Code to include "Plazas" as identified in Administrative Code, Chapter 94, as a type of limited live performance locale, and establish various requirements applicable to such Plazas; and affirming the Planning Department's determination under the California Environmental Quality Act.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

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

SPECIAL ORDER 3:00 P.M.

APPEAL PROCEDURES

Board Rule 4.18 provides that public hearings on appeals shall be scheduled for 3:00 p.m. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 3:00 p.m. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 3:00 p.m.:

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4. Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 3:00 p.m.
5. Appeals involving participants who have ADA considerations may be set for specific times beginning at 3:00 p.m.

16. [131168](#) **[Public Hearing - Appeal of Mitigated Negative Declaration - 248-252 9th Street]**
Hearing of persons interested in or objecting to the Mitigated Negative Declaration and Project Approval of March 18, 2014, for the proposed project at 248-252 9th Street. (District 6) (Appellant: Jakkee Bryson) (Filed November 25, 2013). (Clerk of the Board)

Question: Shall this Hearing be HEARD AND FILED?

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

17. [131169](#) **[Affirming the Approval of a Final Mitigated Negative Declaration - 248-252 9th Street]**
Motion affirming the approval of a Final Mitigated Negative Declaration under the California Environmental Quality Act by the Planning Commission for a project located at 248-252 9th Street.

Question: Shall this Motion be APPROVED?

18. [131170](#) **[Reversing the Approval of a Final Mitigated Negative Declaration - 248-252 9th Street]**

Motion reversing the approval of a Final Mitigated Negative Declaration under the California Environmental Quality Act by the Planning Commission for a project located at 248-252 9th Street.

Question: Shall this Motion be APPROVED?

19. [131171](#) **[Preparation of Findings to Reverse the Approval of a Final Mitigated Negative Declaration - 248-252 9th Street]**

Motion directing the Clerk of the Board to prepare findings reversing the Planning Commission's approval of a Final Mitigated Negative Declaration under the California Environmental Quality Act for a project located at 248-252 9th Street.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Pursuant to Motion No. M14-075 (File No. 140424) approved April 29, 2014.)

20. [140425](#) **[Hearing - Consent to Provisions in Mission Bay South Agreements Related to Affordable Housing]**

Sponsor: Kim

Hearing of persons interested in or objecting to the proposed Resolution of the Board of Supervisors acting in its capacity as the legislative body to the Successor Agency to the former Redevelopment Agency of the City and County of San Francisco approving provisions in agreements as they relate to affordable housing obligations that would effectuate the transfer of Block Nos. 33 and 34 in the Mission Bay South Plan Area to the Regents of the University of California for the future development of up to 500,000 gross square feet in the Mission Bay South Redevelopment Project Area; and making environmental findings under the California Environmental Quality Act.

05/06/2014; CONTINUED.

05/13/2014; CONTINUED.

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

21. [140426](#) **[Consent to Provisions - Regents of the University of California - Mission Bay South Agreements Related to Affordable Housing]**

Sponsor: Kim

Resolution of the Board of Supervisors acting in its capacity as the legislative body to the Successor Agency to the former Redevelopment Agency of the City and County of San Francisco approving provisions in agreements as they relate to affordable housing obligations that would effectuate the transfer of Block Nos. 33 and 34 in the Mission Bay South Plan Area to the Regents of the University of California for the future development of up to 500,000 gross square feet in the Mission Bay South Redevelopment Project Area; and making environmental findings under the California Environmental Quality Act.

05/06/2014; CONTINUED.

05/13/2014; CONTINUED.

Question: Shall this Resolution be ADOPTED?

Recommendation of the Budget and Finance Committee

Present: Supervisors Farrell, Mar, Breed, Wiener

22. [140423](#) **[Consent to Property Transfer - Regents of the University of California - Mission Bay South Owner Participation Agreement]**

Sponsor: Kim

Resolution consenting to the transfer of Block Nos. 33 and 34 in the Mission Bay South Plan Area to the Regents of the University of California, as a tax exempt entity, for the future development of up to 500,000 gross square feet in the Mission Bay South Redevelopment Project Area; and making environmental findings under the California Environmental Quality Act.

(Supervisor Breed dissented in Committee)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

APPEAL PROCEDURES

Board Rule 4.18 provides that public hearings on appeals shall be scheduled for 3:00 p.m. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 3:00 p.m. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 3:00 p.m.:

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3. Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.
4. Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 3:00 p.m.
5. Appeals involving participants who have ADA considerations may be set for specific times beginning at 3:00 p.m.

23. [140255](#) **[Public Hearing - Appeal of Tentative Parcel Map - 738 Mission Street]**
Hearing of persons interested in or objecting to the decision of the Department of Public Works dated March 4, 2014, approving a Tentative Parcel Map for a 4-lot subdivision located at 738 Mission Street, Assessor's Block No. 3706, Lot No. 277. (District No. 6) (Appellants: Thomas N. Lippe, on behalf of 765 Market Street Residential Owners Association, the Friends of Yerba Buena, Paul Sedway, Ron Wornick, Matthew Schoenberg, Joe Fang, and Margaret Collins) (Filed March 14, 2014). (Clerk of the Board)

04/08/2014; CONTINUED.

05/06/2014; CONTINUED.

Question: Shall this Hearing be HEARD AND FILED?

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

24. [140256](#) [Approving Decision of the Department of Public Works and Approving the Tentative Parcel Map - 738 Mission Street]

Motion approving the decision of the Department of Public Works and approving the Tentative Parcel Map for a 4-lot subdivision located at 738 Mission Street, Assessor's Block No. 3706, Lot No. 277; making environmental findings and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

04/08/2014; CONTINUED.

05/06/2014; CONTINUED.

Question: Shall this Motion be APPROVED?

25. [140257](#) [Disapproving Decision of the Department of Public Works and Disapproving the Tentative Parcel Map - 738 Mission Street]

Motion disapproving the decision of the Department of Public Works and disapproving the Tentative Parcel Map for a 4-lot subdivision located at 738 Mission Street, Assessor's Block No. 3706, Lot No. 277; making environmental findings and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

04/08/2014; CONTINUED.

05/06/2014; CONTINUED.

Question: Shall this Motion be APPROVED?

26. [140258](#) [Preparation of Findings Related to the Tentative Parcel Map - 738 Mission Street]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 4-lot subdivision located at 738 Mission Street, Assessor's Block No. 3706, Lot No. 277. (Clerk of the Board)

04/08/2014; CONTINUED.

05/06/2014; CONTINUED.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.

APPEAL PROCEDURES

Board Rule 4.18 provides that public hearings on appeals shall be scheduled for 3:00 p.m. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 3:00 p.m. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 3:00 p.m.:

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4. Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 3:00 p.m.
5. Appeals involving participants who have ADA considerations may be set for specific times beginning at 3:00 p.m.

27. [140465](#) [Public Hearing - Appeal of Vesting Tentative Map - 86-3rd Street, 700 Mission Street, 706 Mission Street, and 738 Mission Street]

Hearing of persons interested in or objecting to the decision of the Department of Public Works dated April 28, 2014, approving a Vesting Tentative Map for a 190 Unit Mixed-Use Condominium Project located at 86-3rd Street, 700 Mission Street, 706 Mission Street, and 738 Mission Street, Assessor's Block No. 3706, Lot Nos. 093, 275, and 277. (District 6) (Appellants: Thomas N. Lippe, on behalf of 765 Market Street Residential Owners Association, the Friends of Yerba Buena, Paul Sedway, Ron Wornick, Matthew Schoenberg, Joe Fang, and Margaret Collins) (Filed April 30, 2014).

Question: Shall this Hearing be HEARD AND FILED?

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

28. [140466](#) [Approving Decision of the Department of Public Works and Approving the Vesting Tentative Map - 86-3rd Street, 700 Mission Street, 706 Mission Street, and 738 Mission Street]

Motion approving the decision of the Department of Public Works and approving the Vesting Tentative Map for a 190 Unit Mixed-Use Condominium Project located at 86-3rd Street, 700 Mission Street, 706 Mission Street, and 738 Mission Street, Assessor's Block No. 3706, Lot Nos. 093, 275, and 277; making environmental findings and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

29. [140467](#) **[Disapproving Decision of the Department of Public Works and Disapproving the Vesting Tentative Map - 86-3rd Street, 700 Mission Street, 706 Mission Street, and 738 Mission Street]**

Motion disapproving the decision of the Department of Public Works and disapproving the Vesting Tentative Map for a 190 Unit Mixed-Use Condominium Project located at 86-3rd Street, 700 Mission Street, 706 Mission Street, and 738 Mission Street; making environmental findings and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

30. [140468](#) **[Preparation of Findings Related to the Vesting Tentative Map - 86-3rd Street, 700 Mission Street, 706 Mission Street, and 738 Mission Street]**

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Vesting Tentative Map for a 190 Unit Mixed-Use Condominium Project located at 86-3rd Street, 700 Mission Street, 706 Mission Street, and 738 Mission Street, Assessor's Block No. 3706, Lot Nos. 093, 275, and 277. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

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

The following item will be considered by the Neighborhood Services and Safety Committee at a Regular Meeting on Thursday, May 15, 2014, at 10:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a Committee Report on Tuesday, May 20, 2014.

31. [140317](#) **[Administrative Code - Irrevocable Employer Health Care Expenditure Requirement and Establishment of Health Care Access Assistance Program]
Sponsors: Campos; Avalos, Kim and Mar**

Ordinance revising the Health Care Security Ordinance to require all health care expenditures to be made irrevocably; to establish a City public benefit program known as the Health Care Access Assistance Program (HCAAP); to describe the public benefits available under each of HCAAP's three component programs, Healthy San Francisco, Covered San Francisco, and Health Care Access Accounts; to set certain eligibility requirements for program participants; and to set an operative date of October 1, 2014.

Question: Shall this Ordinance be PASSED ON FIRST READING?

The following item will be considered by the Rules Committee at a Regular Meeting on Thursday, May 15, 2014, at 2:00 p.m. The Chair intends to request the Committee to send the following item to the Board as a Committee Report on Tuesday, May 20, 2014.

32. [140500](#) **[Appointments, Sunshine Ordinance Task Force]**

Motion appointing two members, terms ending April 27, 2015, and nine members, terms ending April 27, 2016, to the Sunshine Ordinance Task Force. (Rules Committee)

Question: Shall this Motion be APPROVED?

The following item will be considered by the Land Use and Economic Development Committee at a Regular Meeting on Monday, May 19, 2014, 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, May 20, 2014.

33. [140421](#) **[Establishing the Calle 24 (“Veinticuatro”) Latino Cultural District in San Francisco]**

Sponsors: Mayor; Campos

Resolution establishing the Calle 24 (“Veinticuatro”) Latino Cultural District in San Francisco.

Question: Shall this Resolution be ADOPTED?

34. **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.

35. **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 36 through 40

36. [140516](#) **[Urging the California State Legislature to Pass Legislation Increasing Minimum Automobile Liability Insurance]**
Sponsor: Breed
Resolution urging the California State Legislature to pass legislation increasing minimum automobile liability insurance.

05/13/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?
37. [140517](#) **[Urging the Department of Public Works to Present and Solicit Community Feedback on Changes to Hunters Point Shipyard and Candlestick Point Street Widths]**
Sponsors: Cohen; Wiener
Resolution urging the Department of Public Works to update and seek feedback from the Hunters Point Shipyard Citizen Advisory Committee on the proposed widening of certain streets within the Candlestick Point and Hunters Point Shipyard Phase 2 Developments prior to issuance of a Vesting Tentative Subdivision Map.

05/13/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?
38. [140518](#) **[Urging the Establishment of a 30-Day Home Delivered Meals Waitlist Policy]**
Sponsor: Mar
Resolution urging the Department of Aging and Adult Services to establish a 30-day home delivered meals waitlist policy, and in an emergency, within two to five days.

05/13/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

39. [140519](#) [Approval of a 55-Day Extension for Planning Commission Review of an Ordinance (File No. 140036) Excluding Affordable Housing Units from Density Calculations Under Certain Conditions]

Sponsor: Wiener

Resolution extending by 55 days the prescribed time within which the Planning Commission may render its decision on a Ordinance (File No. 140036) amending the Planning Code to exclude Affordable Housing Units as defined from density calculations for projects that provide at least 20% of their units as Affordable Units and amending density calculations under certain scenarios; adopting findings, including environmental findings, Planning Code, Section 302 findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

05/13/2014; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

40. [140505](#) [Final Map 7511 - 8 Octavia Street]

Motion approving Final Map 7511, a 47 residential unit and three commercial unit, mixed-use Condominium Project, located at 8 Octavia Street being a subdivision of Assessor's Block No. 0855, Lot No. 052, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works Department)

05/09/2014; RECEIVED FROM DEPARTMENT.

Question: Shall this Motion be APPROVED?

41. 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 RESOLUTIONS

140501 **[Lease Amendment - T. Mobile West, LLC - Cellular Service Equipment Sites]**

Resolution approving Amendment No. 1 to the Cellular Service Equipment Sites Lease No. 09-0051C between T-Mobile West, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, extending the term for five years through June 30, 2019. (Airport Commission)

05/05/2014; RECEIVED FROM DEPARTMENT.

05/20/2014; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

140502 **[Lease and Use Agreement Modification - Hawaiian Airlines, Inc. - \$698,480]**

Resolution approving Modification No. 1 to the 2011 Lease and Use Agreement No. L11-0011 between Hawaiian Airlines, Inc., and the City and County of San Francisco, acting by and through its Airport Commission to add the administrative office (538 square feet) to the lease, for a minimum guarantee of \$698,480 over the remainder of the lease expiring on June 30, 2021.

05/05/2014; RECEIVED FROM DEPARTMENT.

05/20/2014; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

140503 [Lease and Use Agreement Modification - United Airlines, Inc. - \$75,215,476]

Resolution approving and authorizing the execution of Modification No. 1 to the Lease and Use Agreement L10-0097 with United Airlines, Inc., at the San Francisco International Airport to increase the premises by approximately 92,331 square feet of exclusive use space and with a minimum rent amount of \$10,745,068 per year and a total amount of \$75,215,476 over the remaining seven years of the term, expiring on June 30, 2021.

05/05/2014; RECEIVED FROM DEPARTMENT.

05/20/2014; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

140504 [Contract Amendment - San Francisco AIDS Foundation - Not to Exceed \$14,734,565]

Resolution approving an amendment to the contract between the Department of Public Health and the San Francisco AIDS Foundation to provide HIV prevention services and extend the contract term through June 30, 2016, for an amount not to exceed \$14,734,565. (Public Health Department)

05/12/2014; RECEIVED FROM DEPARTMENT.

05/20/2014; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

140520 [Petitions and Communications]

Petitions and Communications received from May 5, 2014, through May 13, 2014, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on May 20, 2014.

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 Clerk of the Board, reporting the following individuals have submitted Form 700 Statements: (1)

Raymond Gary McCoy - Legislative Aide - Leaving
Juan Cerda - Legislative Aide - Assuming

From Planning, regarding transmittal of 2013 Housing Inventory. Copy: Each Supervisor. (2)

From Controller, regarding a report issued on the Public Education Enrichment Fund ten-year performance review. (3)

From Public Health, submitting April 2014 Mirant Settlement Progress Report: Potrero Hill Community Health Projects. (4)

From concerned citizens, regarding Strawberry Music Festival. 103 letters. (5)

From Youth Commission, regarding proposed Charter Amendment to rename and renew the Children's Fund. File No. 140441. Copy: Each Supervisor. (6)

From Youth Commission, regarding proposed Charter Amendment to create a Children and Families Council. File No. 140443. Copy: Each Supervisor. (7)

From Francisco De Costa, regarding cancelled meetings. (8)

From concerned citizens, regarding free admission at San Francisco Zoo. Copy: Each Supervisor. (9)

From Assessor, submitting 2013 Annual Report of Real Estate Watchdog cases. (10)

From Controller, regarding a memorandum issued on the Department of Public Health Audit. (11)

From Recreation and Park, submitting FY2013-2014 3rd quarter report regarding lead poisoning prevention. Copy: Each Supervisor. (12)

From State Fish and Game Commission, submitting notice of proposed regulatory action relating to upland game bird. Copy: Each Supervisor. (13)

From Marc Blakeman, regarding proposed surface-mounted facility site permits legislation. File No. 140319. Copy: Each Supervisor. (14)

From Capital Planning Committee, regarding the Transportation 2030 November 2014 Ballot Initiative Program. Copy: Each Supervisor. (15)

From Graffiti Advisory Board, regarding graffiti abatement. (16)

From Graffiti Advisory Board, submitting a letter regarding the ability to document and track graffiti vandalism. Copy: Each Supervisor. (17)

From Jack Riddle, regarding electronic cigarettes. (18)

From Chamber of Commerce, regarding the Transportation 2030 November 2014 Ballot Initiative Program. Copy: Each Supervisor. (19)

ADJOURNMENT