



Legislation Introduced at Roll Call

Tuesday, May 14, 2013

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

- 130248 [Administrative Code - California Environmental Quality Act Procedures, Appeals, and Public Notice]**
Sponsors: Kim; Campos, Avalos and Mar
Ordinance amending Administrative Code, Chapter 31, to provide for appeals under the California Environmental Quality Act to the Board of Supervisors of environmental impact reports, negative declarations, exemption determinations, and determinations on modified projects; to clarify and update existing Chapter 31 procedures, including without limitation: to provide for the Planning Department or Planning Commission to approve all exemption determinations; to require the Planning Department to establish an electronic notification system; to expand noticing of exempt projects; to require new noticing when filing notices of exemption and notices of determination; to revise noticing of negative declarations and environmental impact reports for plans of 20 acres or more; to provide an expanded role for the Historic Preservation Commission; and making environmental findings. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.
- 130369 [Building, Health, Public Works Codes - Soil and/or Groundwater Testing Requirements]**
Sponsor: Mayor
Ordinance amending the Building and Health Codes to expand the boundaries and types of projects for which soil testing is required and to require testing of groundwater under specified circumstances; amending the Public Works Code to eliminate soil testing provisions; renumbering code sections in the Health Code; and making environmental findings. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.
- 130453 [Memorandum of Understanding - San Francisco Sheriffs' Managers and Supervisors Association - FY2013-2014]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 1 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and San Francisco Sheriffs' Managers and Supervisors Association by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED to Government Audit and Oversight Committee.

- 130454 [Memorandum of Understanding - San Francisco Deputy Sheriffs' Association - FY2013-2014]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No.1 to the 2012-2014 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Sheriffs' Association, by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED to Government Audit and Oversight Committee.
- 130455 [Memorandum of Understanding - Service Employees International Union, Local 1021 - FY2013-2014]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 1 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and the Service Employees International Union, Local 1021, by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED to Government Audit and Oversight Committee.
- 130456 [Compensation for Unrepresented Employees - City and County of San Francisco - Effective July 1, 2013]**
Sponsor: Mayor
Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Charter, Section A8.409, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and methods of payment, effective July 1, 2013. ASSIGNED to Government Audit and Oversight Committee.
- 130458 [Contract Amendment - Mission Bay South Redevelopment Plan Amendment]**
Sponsor: Mayor
Ordinance approving an amendment to the Mission Bay South Redevelopment Plan, which amendment modifies the land use designation for certain property to add residential as a permitted use and to increase the permitted residential density in the Plan Area but does not increase the allocation of tax increment under a pre-existing enforceable obligation; making environmental findings under the California Environmental Quality Act; and making findings pursuant to the General Plan and Planning Code, Section 101.1(b). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 130459 [Planning Code - Mission Alcoholic Beverage Special Use District and Valencia Street Neighborhood Commercial Transit District]**
Sponsors: Campos; Wiener
Ordinance amending the Planning Code by amending the Mission Alcoholic Beverage Special Use District controls to allow the transfer of liquor licenses under specified circumstances, to restrict the sale of alcohol for off-site consumption, and to exempt from the controls grocery stores and certain institutional, arts and other uses; establishing operating conditions for liquor-related uses; amending the Valencia Street Neighborhood Commercial Transit District controls to restrict the conversion of existing ground floor retail uses to restaurants; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 130460 [Administrative Code - Airport Facilities Naming Advisory Committee]**
Sponsors: Campos; Wiener, Avalos, Kim, Mar, Yee and Chiu
Ordinance amending the Administrative Code to establish the Airport Facilities Naming Advisory Committee and to establish its powers and duties. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

- 130461 [Police, Administrative Codes - Alcohol Regulation]**
Sponsor: Cohen
 Ordinance amending the Police Code to prohibit possession of an open alcohol container at any premises with an off-sale license from the Alcohol Beverage Control Board, and to require some conditions before the Board of Supervisors may consider granting any licensee a letter of public convenience and necessity under California Business and Professions Code, Section 23958.4; amending the Administrative Code to impose additional reporting requirements from the Police Department to the Board of Supervisors; and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Safety Committee.
- 130462 [Business and Tax Regulations Code - Public Realm Landscaping, Improvement, and Maintenance Assessment Districts]**
Sponsor: Cohen
 Ordinance amending the Business and Tax Regulations Code by adding Article 15A "Public Realm Landscaping, Improvement and Maintenance Assessment Districts" to provide for establishment of assessment districts to finance landscaping, improvements, and maintenance of Public Realm areas (outdoor spaces open to the public), including parks, parklets, sidewalks, landscaped areas, plazas, and gardens; to authorize the purchase of real property with assessment funds, where property will be a Public Realm area, and the district will provide landscaping, improvements and/or maintenance; and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130464 [Administrative Code - California Environmental Quality Act Procedures, Appeal of Exempt Project Modification]**
Sponsors: Kim; Campos, Avalos and Mar
 Ordinance amending Administrative Code, Chapter 31, to provide for appeal to the Planning Commission of a Planning Department determination that an exempt project modification does not require a new decision under the California Environmental Quality Act; and making environmental findings. ASSIGNED to Land Use and Economic Development Committee.
- 130465 [Settlement of Claims, Litigation, and Appropriation - SFPUC Water Pipeline Break - 15th Avenue and Wawona Street - Not to Exceed \$4,000,000]**
Sponsors: Yee; Chiu
 Ordinance authorizing the Public Utilities Commission (SFPUC) and the City Attorney's Office to approve settlements of claims or litigation arising out of the February 27, 2013, accidental break of the SFPUC's water transmission pipeline on 15th Avenue between West Portal Avenue and Wawona Avenue in San Francisco for amounts exceeding \$25,000 per claim, notwithstanding Administrative Code, Section 10.22 et.seq., subject to a total amount not to exceed \$4,000,000 if the Controller certifies availability of funds, and subject to periodic reporting to the Board of Supervisors Rules Committee; and appropriating \$4,000,000 from the Water Enterprise fund balance for such purpose. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

Resolutions

- 130466 [Real Property Lease - 1145 Market Street - Health Service System - \$743,280]**
Sponsor: Mayor
 Resolution authorizing a 10 year Lease of 19,560 sq. ft. at 1145 Market Street for office space for the Health Service System from 1145 Market Street LP, for \$743,280. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130467 [Urging the California State Legislature to Pass Assembly Bill 241]**
Sponsor: Avalos
Resolution urging the California State Legislature and the Governor to pass Assembly Bill 241, the Domestic Worker Bill of Rights, to provide respect, protection, rights, and dignity to domestic workers and to value the work they perform caring for our children, elderly, and our families. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130468 [Real Property Lease Amendment - PROXYdevelopment, LLC - Revised Monthly Base Rent to \$7,200]**
Sponsor: Breed
Resolution approving the execution of a lease amendment for a portion of property commonly known as Block No. 0817, Lot No. 30 (Parcel K), by and between the City and County of San Francisco and PROXYdevelopment, LLC, for an extended term through January 31, 2021, and a revised monthly base rent of \$7,200 effective June 1, 2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130469 [Accept and Expend Gift - EcoCenter - \$20,000]**
Sponsor: Kim
Resolution authorizing the Department of the Environment to accept and expend a gift in the amount of \$20,000 from CH2MHill to build out the Department's EcoCenter at 1455 Market Street. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130470 [Resolution of Intention - Renew and Expand the Central Market Community Benefit District]**
Sponsor: Kim
Resolution declaring the intention of the Board of Supervisors to renew and expand the property-based business improvement district (community benefit district) known as the "Central Market Community Benefit District" and levy a multi-year assessment on all parcels in the district; approving the management district plan and engineer's report and proposed boundaries map for the district; ordering and setting a time and place for a public hearing thereon; approving the form of the Notice of Public Hearing and Assessment Ballot Proceeding, and Assessment Ballot; directing environmental findings; and directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting as required by law. ASSIGNED to Government Audit and Oversight Committee.
- 130471 [SOMA Community Stabilization Fund Program - \$300,000]**
Sponsor: Kim
Resolution authorizing the 2013 South of Market Community Stabilization Fund Program and authorizing the Mayor's Office of Housing to expend SOMA Community Stabilization Fund dollars in the amount of \$300,000. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130472 [Public Works Week - May 18-25, 2013]**
Sponsor: Wiener
Resolution commending the men and women of the Department of Public Works and declaring May 18-25, 2013, as Public Works Week in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 130473 [Emergency Contract - Laguna Honda Hospital Cart Wash - Not to Exceed \$595,367]**
Sponsor: Yee
Resolution approving funding increase for an emergency public work contract under Administrative Code, Section 6.60, to repair a kitchen cart wash leak and related mold abatement at Laguna Honda Hospital in an amount not to exceed \$595,367. RECEIVED AND ASSIGNED to Budget and Finance Committee.

Request for Hearing

- 130474 [Hearing - Willie Brown Middle School Project Update]**
Sponsor: Kim
Hearing regarding the current status of the Willie Brown Middle School project, including architectural plan(s), design, and timeline, as well as curriculum development. RECEIVED AND ASSIGNED to City and School District Select 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 ORDINANCES

- 130400 [Health Code - Massage Practitioners]**
Ordinance amending the Health Code to exempt massage practitioners who are certified by the State of California and massage establishments that employ only state-certified massage practitioners from requirements for obtaining a permit from the Health Department; and making environmental findings. (Public Health Department). ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 130401 [Health Code - Hazardous Materials]**
Ordinance amending the Health Code to require electronic applications for registration of hazardous materials and for underground storage tanks be filed through the California Environmental Reporting System, to eliminate the requirement that registration of hazardous materials plans include a program for reduction of hazardous materials, and to provide for fee adjustment; and making environmental findings. (Public Health Department). ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 130402 [Health, Business and Tax Regulations Codes - Safe Body Art]**
Ordinance amending the Health Code by repealing miscellaneous sections relating to tattooing and adding Article 40 to require body art practitioners to register with the Department of Public Health (DPH) and to annually renew registration, and to require permanent and temporary body art facilities to obtain and annually renew permits with DPH; amending the Business and Tax Regulations Code by adding fees relating to body art permits and licenses; and making environmental findings. (Public Health Department). ASSIGNED UNDER 30 DAY RULE to Rules Committee.

PROPOSED RESOLUTIONS

- 130393 [Professional Services Agreement - Parsons Transportation Group, Inc., The Allen Group, LLC, and EPC Consultants, Inc. - Program Management Support Services for the Terminal 1/Boarding Area B Redevelopment Program - Not to Exceed \$32,000,000]**
Resolution approving Professional Services Agreement, Airport Contract 9185.9, Program Management Support Services for the San Francisco International Airport, Terminal 1/Boarding Area B Redevelopment Program between T1 Partners, a Joint Venture of Parsons Transportation Group, Inc., The Allen Group, LLC, and EPC Consultants, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, in the not to exceed amount of \$4,453,178 for the first year of services; this is a multi-year, multi-phased program with an estimated total contract value in the not to exceed amount of \$32,000,000 pursuant to Charter, Section 9.118(b). (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 130396 [Expenditure Plans - Human Services Care Fund - FYs 2013-2014 and 2014-2015]**
Resolution approving the FYs 2013-2014 and 2014-2015 expenditure plans for the Human Services Care Fund. (Human Services Department). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 130404 [Agreements - Specialized and Technical Services for Natural Resources and Watershed Management and Monitoring - Not to Exceed \$5,000,000 Each]**
Resolution authorizing the General Manager of the Public Utilities Commission to execute Agreements with CDM Smith/ATS, a Joint Venture (CS-211A); ICF+Avila, a Joint Venture (CS-211B); Shaw Environmental and Infrastructure, Inc. (CS-211C); and URS Corporation (CS-211D) for Specialized and Technical Services for Natural Resources and Watershed Management and Monitoring, each with an agreement amount not to exceed \$5,000,000 and each with a term not to exceed 14 years pursuant to Charter, Section 9.118(b). (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Clerk to Act – May 14, 2013

Board Meeting Minutes for April 9, 2013, approved.

Requests Granted

From: Supervisors Tang and Farrell

To: Controller's Office

Requesting/Inquiring: Inquiring about the Public Defender Budget.

In June 2009, the Controller's Office released a study of the Office of the Public Defender's budget. The study included an analysis of PDR spending by operating unit, cases handled, cost per case, days from filing to disposition, number of court events, and benchmarks.

As a part of this inquiry:

- Please update the 2009 study to reflect information up through the current year regarding spending by operating unit, cases handled, cost per case, days from filing to disposition, number of court events.

More specifically:

- In the analysis of cost per case, provide update on the average cost per case of private counsel through the San Francisco Bar Association's Indigent Defense Administration (IDA) versus counsel provided by the PDR.
- Provide update on how PDR staffing ratios compare to national caseload standards.
- Provide update on how frequently the PDR refers cases to IDA based on staffing availability instead of a true conflict of interest.
- Provide update on caseload comparison between misdemeanor and felony filings handled by the PDR.

In Memoriams

Andrew Simpson – Supervisor Chiu

Nancy Faye Graham Owens – Supervisor Cohen

Shiwang Yang – Supervisors Avalos and Chiu

Carl M. Olsen – Supervisor Breed

Luigi Silvestri – Supervisor Campos