

# Board of Supervisors



City Hall  
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## Legislation Introduced at Roll Call

Tuesday, May 21, 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.*

### Charter Amendment

#### **130481 [Retiree Health Care Trust Fund]**

**Sponsor:** Farrell

Charter Amendment (First Draft) to amend Charter, Sections 12.204 and A8.432, to limit Retiree Health Care Trust Fund payments to defray participating employer retiree health care costs until employer sub-trusts are fully funded; allow for payments from an individual employer's sub-trust if that employer's retiree health care costs are greater than ten percent (10%) of the employer's total payroll costs even if that employer's sub-trust is not fully funded; permit modifications to these funding guidelines if recommended by the Controller and the City's Governmental Accounting Standards Board actuary, and approved by the Mayor, two-thirds of the Board of Supervisors, and the Retiree Health Care Trust Fund Board; and make the Controller, the City Treasurer, and the Executive Director of the San Francisco Employees' Retirement System, or their designees, members of the Retiree Health Care Trust Fund Board. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

### Ordinances

#### **130251 [Public Works Code - Public Improvements as Gifts]**

**Sponsors:** Wiener; Yee

Ordinance amending the Public Works Code, by adding Section 791, to allow the Director of the Department of Public Works, subject to specified requirements, to accept certain public improvements as public gifts and dedicate such improvements to public use; and making environmental findings. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### **130252 [Administrative Code - Establishing a Street Design Review Committee]**

**Sponsors:** Wiener; Yee

Ordinance amending the Administrative Code, by adding Section 98.2, to establish a Street Design Review Committee. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

- 130482 [Appropriation - Port Revenue Bond Proceeds, Surplus Revenues, and Expenditures of Supporting Capital Projects - \$34,722,930 - FY2012-2013]**  
**Sponsors:** Mayor; Chiu  
Ordinance appropriating \$34,722,930 consisting of \$25,265,500 of 2013 Port Revenue Bond Series A and B proceeds, \$849,680 of Interest Earnings, \$6,445,220 from 2010 Revenue Bond funded projects, \$1,689,074 from 2012 Certificates of Participation Series B funded projects and \$473,456 from Port Capital Funded projects to the Port Commission in FY2012-2013 for the development of the Cruise Terminal Project at Pier 27 and the Northern Waterfront Historic Pier Structures Repair Project. ASSIGNED to Budget and Finance Committee.
- 130486 [Planning Code - Formula Retail Use for Hayes-Gough Neighborhood Commercial Transit District]**  
**Sponsor:** Breed  
Ordinance amending the Planning Code, Section 703.3, to expand the definition of formula retail uses in the Hayes-Gough Neighborhood Commercial Transit District; 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.
- 130485 [Memorandum of Understanding - San Francisco Police Officers' Association (Units P-1 & P-2A) - FYs 2013-2014, 2014-2015, 2015-2016, 2016-2017, and 2017-2018]**  
**Sponsor:** Mayor  
Ordinance adopting and implementing Amendment No. 5 to the 2007-2015 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Units P-1 & P-2A), by implementing specified terms and conditions of employment for FYs 2013-2014, 2014-2015, 2015-2016, 2016-2017, and 2017-2018. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130484 [Memorandum of Understanding - San Francisco Police Officers' Association (Unit P-2B) - FYs 2013-2014, 2014-2015, 2015-2016, 2016-2017, and 2017-2018]**  
**Sponsor:** Mayor  
Ordinance adopting and implementing Amendment No. 5 to the 2007-2015 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Unit P-2B), by implementing specified terms and conditions of employment for FYs 2013-2014, 2014-2015, 2015-2016, 2016-2017, and 2017-2018. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130483 [Appropriation - Water Revenue Bonds for the Public Utilities Commission Calaveras Dam Project - \$55,064,799; and Re-Appropriation - Water System Improvement Projects - \$77,271,24 - FY2012-2013]**  
**Sponsor:** Mayor  
Ordinance appropriating \$55,064,799 of proceeds from San Francisco Public Utilities Commission (SFPUC) Water Revenue Bonds to fund the Water System Improvement Program (WSIP) Calaveras Dam Project and re-appropriating \$77,271,241 of WSIP Project appropriations to various WSIP Projects consistent with the revised April 2013 WSIP Program Budget adopted by the SFPUC. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

- 130501 [Administrative Code - Assessment Appeals Boards - Modify Board No. 3 Membership and Function; Procedural Revisions]**  
Ordinance amending the Administrative Code, regarding Assessment Appeals Boards, to modify the structure of Assessment Appeals Board No. 3 to provide that the members of Board No. 3 are different than the members of Board No. 1; that the function of Board No. 3 is the same as Board No. 2; provide for staggered terms of initial Board No. 3 members; remove provisions regarding Board Members not meeting current State requirements; add a public comment timing option; and making nonsubstantive clarifying revisions. (Clerk of the Board). ASSIGNED to Rules Committee.

## **Resolutions**

- 130487 [Real Property Lease - San Francisco Law Library - 1145 Market Street - \$42,753.75 Per Month]**  
**Sponsor:** Mayor  
Resolution authorizing a potential five-year lease of up to 20,000 sq. ft. at 1145 Market Street for space for the San Francisco Law Library from 1145 Market Street LP, a California limited partnership, at an initial monthly cost of \$42,753.75 for the period of July 1, 2013, through June 30, 2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130500 [Emergency Contract - Water and Sewer Pipelines - Vicinity of 15th Avenue and Wawona Street - Not to Exceed \$1,450,000]**  
**Sponsor:** Yee  
Resolution approving an emergency public work contract for the Public Utilities Commission under Administrative Code, Section 6.60, to replace the water and sewer pipelines in the vicinity of 15th Avenue and Wawona Street with a contract amount not to exceed \$1,450,000. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130499 [Accept and Expend Grant - San Francisco Parks Alliance - Carl Larsen Park - \$225,000]**  
**Sponsor:** Tang  
Resolution authorizing the Recreation and Park Department to accept and expend a grant of \$225,000 from the the San Francisco Parks Alliance for the renovation of the playground in Carl Larsen Park, for the period of June 1, 2013, through October 1, 2013. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130498 [Lafayette Park Grand Reopening]**  
**Sponsor:** Farrell  
Resolution recognizing the grand reopening of the Lafayette Park and commending the Recreation and Park Department, Department of Public Works, Friends of Lafayette Park, and the entire project team, for their hard work and commitment to San Francisco's parks and its residents. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130497 [Emergency Contract - Southeast Water Pollution Control Plant at 750 Phelps Street - Not to Exceed \$9,000,000]**  
**Sponsor:** Cohen  
Resolution approving an emergency Public Works contract of the San Francisco Public Utilities Commission under Administrative Code, Section 6.60, to replace the unstable roofs on five digesters and two biosolids storage cake bins at the Southeast Water Pollution Control Plant at 750 Phelps Street with a contract amount not to exceed \$9,000,000. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130496 [Accept and Expend Grant - Legal Educational Advocacy Program - \$229,803]**  
**Sponsor:** Campos  
 Resolution authorizing the Public Defender's Office to accept and expend a grant in the amount of \$229,803 from the Board of State and Community Corrections for the purposes of implementing a Legal Educational Advocacy Program at the Public Defender's Office. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130495 [Term Sheet Endorsement - Forest City Development - Development of Pier 70 Waterfront Site - Fiscal Feasibility]**  
**Sponsors:** Mayor; Cohen  
 Resolution finding the proposed development of the Pier 70 Waterfront Site, an approximately 28-acre site located in the southeast corner of Pier 70, fiscally feasible under Administrative Code, Chapter 29, and endorsing the Term Sheet between Forest City Development California, Inc., a California corporation, and the Port Commission. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 130494 [Agreements - Amending State Contract Funds - Alcohol and Drug Programs - \$69,008,529]**  
**Sponsor:** Mayor  
 Resolution retroactively authorizing the San Francisco Department of Public Health, Community Behavioral Services, to enter into an amended Combined Net Negotiated Amount and Drug Medi-Cal Agreement with the State of California Department of Alcohol and Drug Programs (DADP) for the term of July 1, 2010, through June 30, 2014, in the amount of \$69,008,529; implementing a Contingency Assignment of Agreement from DADP to the Department of Health Care Services (DHCS) if the FY2013-2014 Budget Act is enacted to eliminate DADP and transfer the "Non Drug Medi-Cal" Program to DHCS; holding DADP harmless from any and all claims resulting from the agreement; authorizing and designating the DPH County Alcohol and Drug Administrator to sign said Agreement and to approve amendments for less than 10% of the contracted amount. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130493 [Agreement- State Contract Funds - Community Behavioral Health Services - \$238,581,122]**  
**Sponsor:** Mayor  
 Resolution retroactively approving an agreement between the California Department of Health Care Services and Community Behavioral Health Services, to provide specialty mental health services for the period of May 1, 2013, through April 30, 2018. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130492 [Apply for, Accept, and Expend Grant - Community Development Block Grant - FY2013-2014 - \$23,167,505]**  
**Sponsor:** Mayor  
 Resolution approving the Community Development Block Grant (CDBG) Program authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2013-2014 CDBG Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$16,204,214 and to expend program income and reprogrammed funds in the amount of \$6,963,291 for a combined total of \$23,167,505. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130491 [Apply for, Accept, and Expend Grant - Housing Opportunities for Persons with AIDS Program - FY2013-2014 - \$11,791,158]**  
**Sponsor:** Mayor  
 Resolution approving the Housing Opportunities for Persons with AIDS (HOPWA) Program and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2013-2014 HOPWA Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$9,244,998 and to expend program income and reprogrammed funds in the amount of \$2,546,160. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130490 [Apply for, Accept, and Expend Grant - Emergency Solutions Grants Program - FY2013-2014 - \$1,528,852]**  
**Sponsor:** Mayor  
 Resolution approving the Emergency Solutions Grants Program and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2013-2014 Emergency Solutions Grants Program entitlement in the amount of \$1,528,852 from the U.S. Department of Housing and Urban Development. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130489 [Apply for, Accept, and Expend Grant - HOME Program - FY2013-2014 - \$3,793,707]**  
**Sponsor:** Mayor  
 Resolution approving the FY2013-2014 HOME Investment Partnership (HOME) Program and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2013-2014 HOME Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$3,763,707 and to expend program income in the amount of \$30,000. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130488 [Issuance - Port Revenue Bonds - James R. Herman Cruise Terminal Project - Not to Exceed \$25,300,000]**  
**Sponsors:** Mayor; Chiu  
 Resolution authorizing the issuance of not to exceed \$25,300,000 aggregate principal amount of Port Revenue Bonds for the purpose of financing capital improvements related to Phase II of the James R. Herman Cruise Terminal Project located at Pier 27 and for improvements to Northern Waterfront Historic Piers; authorizing the Port to cause the preparation of such documents necessary in connection with the issuance of said Port revenue bonds; stating the official intent of the Port to reimburse itself with tax-exempt bonds for expenditures made or to be made for the acquisition, construction, or improvement of the project; authorizing the Port to borrow funds on an interim basis from the City's commercial paper program; and related matters. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **Request for Hearing**

- 130502 [Hearing - Budget and Legislative Analyst's Report - Socioeconomic Equity]**  
**Sponsor:** Avalos  
 Hearing to consider the Budget and Legislative Analyst's report on the socioeconomic equity in the City and County of San Francisco, and how the report may be used to guide the City's budget decision making process. RECEIVED AND ASSIGNED to Budget and Finance 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 RESOLUTION**

**130448 [Contract Amendment - Port of San Francisco - Pier 27 James R. Herman Cruise Ship Terminal and Northeast Wharf Plaza - Not to Exceed \$11,491,708]**

Resolution authorizing the Executive Director of the Port of San Francisco to execute an amendment to the contract with Kaplan, McLaughlin, and Diaz Architects, and Pfau Long Architecture, a Joint Venture, for architectural and engineering design services for the Pier 27 James R. Herman Cruise Ship Terminal and Northeast Wharf Plaza Project at Pier 27 to increase the not to exceed contract amount by \$1,541,708 from \$9,950,000 to \$11,491,708 for the period of November 10, 2009, through December 31, 2014. (Port). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Clerk to Act – May 21, 2013**

**Board Meeting Minutes for April 16, 2013, approved.**

*There were no Clerk to Act requests submitted at the May 21, 2013 Board Meeting.*

**In Memoriams**

Mikaela Lynch – Supervisor Tang

Ed Riordan – Supervisor Yee