

# Board of Supervisors



City Hall  
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## Legislation Introduced

Tuesday, March 20, 2012

### LEGISLATION INTRODUCED AT ROLL CALL

#### Introduced by a Supervisor or the Mayor

#### Ordinances

**120282 [Authorization to Execute Contracts for Certain Improvements to Port Property for 34th America's Cup Event and Waiver of Competitive Bidding, Solicitation and Certain Other Contracting Requirements]**

**Sponsor:** Mayor

Ordinance waiving competitive bidding and solicitation requirements of the Administrative Code and authorizing the Director of the Port to execute an amendment to the Port's contract with Turner Construction Company to perform certain improvements to Piers 27-29, Piers 19 and 23, and to Piers 30-32; or alternatively, to enter into an agreement with second highest-ranked proposer for the Pier 27 Cruise Ship Terminal and Northeast Wharf Plaza Project for the improvements or enter into an agreement with the America's Cup Event Authority for assignment of its contract with Power Engineering Construction Company to the Port for improvements to Piers 30-32 related to the 34th America's Cup Event and exempting the assigned agreement from contracting requirements of the Administrative Code and Environment Code; and further, authorizing the Director of the Port to enter into a contract with AECOM for engineering services for improvements to Piers 30-32 related to the 34th America's Cup Event. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**120283 [De-Appropriating \$8,500,000 in Salaries and Fringe Benefits and Re-Appropriating to Overtime in the Fire Department for FY2011-2012]**

**Sponsor:** Mayor

Ordinance de-appropriating \$8,500,000 consisting of \$5,000,000 in salaries and \$3,500,000 in fringe benefits in the Fire Department's operating budget and re-appropriating \$8,500,000 to overtime in order to support the department's projected increases in overtime as required per Ordinance No. 194-11, and requires a two-thirds vote of all members of the Board of Supervisors for approval. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

- 120284 [De-Appropriating \$3,000,000 in Fringe Benefits and Re-Appropriating to Overtime in the Police Department for FY 2011-2012]**  
**Sponsor:** Mayor  
Ordinance de-appropriating \$3,000,000 in fringe benefits in the Police Department's operating budget and re-appropriating \$3,000,000 to overtime in order to support the department's projected increases in overtime as required per Ordinance No. 194-11. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 120285 [De-Appropriating \$320,000 in Salaries and Re-Appropriating to Overtime in the Public Utilities Commission for FY2011-2012]**  
**Sponsor:** Mayor  
Ordinance de-appropriating \$320,000 consisting of \$250,000 in salaries in the Public Utilities Commission Clean Water Department operating budget and re-appropriating \$250,000 to overtime, and de-appropriating \$70,000 in salaries in the Public Utilities Commission Hetch Hetchy Power Department and re-appropriating \$70,000 to overtime, in order to support the department's projected increases in overtime as required per Ordinance No. 194-11, and requires a two-thirds vote of all members of the Board of Supervisors for approval. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 111077 [Police Code - Security Plans for Commercial Parking Garages and Lots]**  
**Sponsors:** Chiu; Wiener  
Ordinance amending the San Francisco Police Code Sections 1215 through 1215.4 and adding Section 1215.7 to: 1) require a security plan as part of an application for a commercial parking permit; 2) set requirements for security plans; 3) authorize the Chief of Police to suspend or revoke a commercial parking permit for violation of an approved security plan; 4) authorize the Chief of Police to promulgate rules that set requirements for security plans; and 5) authorize enforcement by the City Attorney in a civil action; and making environmental findings. SUBSTITUTED AND ASSIGNED to Public Safety Committee.
- 120188 [Planning, Building Codes - Fee Waiver Program - Small Business Month - May 2012]**  
**Sponsor:** Chu  
Ordinance: 1) recognizing Small Business Month in May 2012; 2) amending the San Francisco Planning and Building Codes to waive fees for the month of May for certain façade improvements; 3) making findings including environmental findings, findings of consistency with the General Plan, and priority policies of Planning Code Section 101.1. SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

## **Resolutions**

- 120286 [Support for State and Federal Measures to Protect Homeowners and Suspension of Foreclosure Activities in San Francisco]**  
**Sponsors:** Avalos; Campos, Chiu, Kim, Mar and Olague  
Resolution supporting the California Homeowner Bill of Rights, urging City and County officials and departments to protect homeowners from unlawful foreclosures, and urging City contractors, and all mortgage and banking institutions, especially San Francisco-based Wells Fargo to suspend foreclosure activities and related auctions and evictions until State and Federal measures to protect homeowners from unfair and unlawful practices and provisions for principal reductions are in place. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

- 120287 [Master Tournament Agreement Amendment - Harding Park Golf Course - PGA TOUR, Inc.]**  
**Sponsor:** Elsbernd  
Resolution approving and authorizing the execution of a Third Amendment to the Master Tournament Agreement with PGA TOUR, Inc., for the use of Harding Park Golf Course for certain professional golf tournaments. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 120288 [Acceptance of Gift of Nursery for Golden Gate Park Botanical Garden]**  
**Sponsors:** Mar; Olague and Chu  
Resolution accepting a gift-in-place to the City and County of San Francisco of the San Francisco Botanical Garden Nursery: Center for Sustainable Gardening valued at approximately \$14,000,000 and making findings, including environmental findings. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 120289 [Apply for, Accept and Expend Grant - California Catalyst Community Grant Program - \$1,350,000]**  
**Sponsor:** Mayor  
Resolution authorizing the Director of the Office of Economic and Workforce Development to apply for, accept and expend grant funds in the amount of \$1,350,000 from the California Department of Housing and Community Development's Catalyst Community Grant Program. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 120290 [Apply For Caltrans Transportation Planning Grants]**  
**Sponsor:** Mayor  
Resolution authorizing the Planning Department to apply for planning grants from the California Department of Transportation (Caltrans). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 120291 [Recognizing International Day Against Homophobia and Transphobia]**  
**Sponsors:** Campos; Olague, Kim and Chiu  
Resolution recognizing International Day Against Homophobia and Transphobia and calling upon City officials to lower the American and United Nations Flags in United Nations Plaza for a 24-hour period on May 17, 2012. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 120292 [Supporting Assembly Bill 1831 - Regarding Expansion of California's "Ban the Box" Policy]**  
**Sponsors:** Olague; Campos  
Resolution supporting Assembly Bill 1831, which expands California's "Ban the Box" policy for state and public employees to city and county workers statewide. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 120293 [Urging the Mayor and City Departments to Prioritize Youth Employment During Business Negotiations]**  
**Sponsor:** Olague  
Resolution urging the Mayor and City Departments to include Youth Involvement Plans when negotiating with new businesses coming to San Francisco, in order to increase the number of employment opportunities for San Francisco's young people. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## Request for Hearing

### **120294 [Hearing - Prevention of Trash and Recycle Bin Scavenging]**

**Sponsor:** Olague

Hearing to request presentation from Recology and Department of Public Works regarding impacts of trash and recycle bin scavenging and the solutions to prevent the situation in both residential and commercial neighborhoods. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

## Introduced by the President at the Request of a Department

### PROPOSED ORDINANCES

### **120238 [Settlement of Lawsuit - Fonseca v. Fong et al. - \$73,000]**

Ordinance authorizing settlement of the lawsuit filed by Charles Fonseca against the City and County of San Francisco for \$73,000 in attorney's fees and costs; the lawsuit was filed on May 4, 2007, in San Francisco Superior Court, Case No. CPF-07-507227; entitled Fonseca v. Heather Fong, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

### **120239 [Settlement of Lawsuit - Preston, et al. v. CCSF, et al. - \$100,000]**

Ordinance authorizing settlement of the lawsuit filed by Bonnie Preston against the City and County of San Francisco for \$100,000; the lawsuit was filed on June 16, 2010, in San Francisco Superior Court, Case No. CGC-10-499015; entitled Bonnie Preston, et al. v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

### PROPOSED RESOLUTIONS

### **120217 [Street Artist Spaces - Market Street, North Side, Spear to Steuart Streets]**

Resolution approving for six months designation of two temporary selling spaces on Market Street, North Side, Spear to Steuart Streets, for street artists certified by Arts Commission, City and County of San Francisco; and exempting said spaces from the regulations of Police Code Section 2405 relating to street artist display size. (Arts Commission). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### **120237 [Airport Professional Services Agreement - New South Parking - California]**

Resolution approving the Professional Services Agreement for the management and operation of the Airport's Public and Employee Parking between New South Parking - California and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

### **120253 [Airline/Airport 2011 Lease and Use Agreement - Various Airlines]**

Resolution approving four new 2011 Airline/Airport Lease and Use Agreements between the City and County of San Francisco and various airlines, effective upon full City approval, to conduct flight operations at the San Francisco International Airport. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**Clerk to Act - March 20, 2012**

*There were no Clerk to Act requests submitted at the March 20, 2012 Board Meeting.*

**In Memoriam**

Takayuki Clarence Seki – Supervisor Mar