

Board of Supervisors



City Hall
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Legislation Introduced at Roll Call

Tuesday, September 4, 2012

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

120353 [Planning Code - Mechanical Car Wash Facilities on 19th Avenue]

Sponsors: Olague; Chu and Elsbernd

Ordinance amending the San Francisco Planning Code by adding Section 187.2 to permit existing gasoline and service stations located on 19th Avenue to provide a mechanical car wash on the same site; making environmental findings and findings of consistency with the General Plan. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

120523 [Planning Code - Transit Impact Development Fee Increase and Updates]

Sponsors: Mayor; Wiener and Olague

Ordinance amending the San Francisco Planning Code, Article 4, by: 1) revising and making technical corrections to specified definitions in Section 401 relating to the Transit Impact Development Fee (TIDF); 2) amending Sections 402, 408, 411 through 411.5, 411.7, and 411.8 and adding a new Section 411.9 to increase TIDF rates, revise exemptions and credits, and clarify TIDF implementation and collection; and 3) making environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

- 120631 [Business and Tax Regulations, Police, and Planning Codes - Parking Tax Simplification for Residential Properties]**
Sponsor: Wiener
Ordinance: 1) amending the San Francisco Business and Tax Regulations Code by adding Section 609 to establish Parking Tax Simplification for Residential Properties to relieve residential property owners and managers renting five or fewer parking spaces in Parking Stations physically attached to or otherwise associated with the building from the requirement to: (a) obtain a certificate of authority, (b) make monthly tax prepayments, (c) obtain a parking tax bond, and (d) provide amnesty from parking taxes, interest, penalties, and fees owed for tax periods more than 24 months prior to the effective date of the Ordinance; 2) amending the Business and Tax Regulations Code Section 2219.7 to exempt property owners and managers registered pursuant to Section 609 from the requirement to pay the Revenue Control Equipment compliance fee; 3) amending the Planning Code Section 204.5 to allow as an accessory use up to five dwelling unit parking spaces to be leased to persons living off-site anywhere in the City; 4) making conforming changes to the Planning Code Section 150(d); 5) amending the Police Code Section 1215 to eliminate the requirement to hold a commercial parking permit for property owners and managers registered pursuant to Section 609 of the Business and Tax Regulations Code; and 6) making environmental findings and findings of consistency with the general plan SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.
- 120880 [Planning Code - Valencia Street Neighborhood Commercial Transit District]**
Sponsor: Campos
Ordinance amending the San Francisco Code, Section 726.52, of the Zoning Control Table, for the Valencia Street Neighborhood Commercial Transit District to: 1) permit a personal service use on the third story and above with a Conditional Use Authorization; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with General Plan and the Priority Policies of Planning Code Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 120881 [Planning Code, Zoning Map - Uses, Conformity of Uses, Parking Requirements for Uses, and Special Use Districts]**
Sponsor: Chiu
Ordinance amending the San Francisco Planning Code by repealing Section 158 and amending various other Code Sections to: 1) modify controls for uses and accessory uses in C and RC Districts; 2) eliminate minimum parking requirements for the Chinatown Mixed Use Districts, RC Districts, the Broadway and North Beach NCDs, and the Washington-Broadway SUD; 3) make maximum residential parking permitted in C-3 and RC Districts consistent with NCT Districts; 4) make maximum non-residential parking in RC Districts, Chinatown Mixed Use Districts, and Broadway and North Beach NCDs consistent with NCT Districts; 5) make surface parking lots a non-conforming use in C-3 Districts; 6) modify conformity requirements in various use districts; 7) modify streetscape requirements, public open space requirements, floor-area ratio calculations, and transportation management requirements for various uses in certain districts; 8) permit certain exceptions from exposure and open space requirements for historic buildings; 9) remove references to deleted Sections of the Code; 10) amend Sheet SU01 of the Zoning Map to consolidate the two Washington-Broadway SUDs and revise the boundaries; and 11) making environmental findings, 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.

- 120882 [Administrative Code - Board of Supervisors Review of Affordable Housing Trust Fund]**
Sponsor: Chiu
 Ordinance amending the San Francisco Administrative Code by adding Section 1.60 to require the Mayor's Office of Housing and the Planning Department to report to the Board of Supervisors every five years on the implementation of Charter Section 16.110, the Affordable Housing Trust Fund Charter Amendment. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 120883 [Planning Code - Establishing a Program to Monitor Student Housing Conversions]**
Sponsors: Kim; Wiener
 Ordinance amending the San Francisco Planning Code by: 1) adding a new Section 102.36.1 to establish an annual monitoring requirement for student housing conversions; and 2) making findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

Resolutions

- 120787 [Board Response - Civil Grand Jury Report - Surcharges and Healthy San Francisco: Healthy for Whom?]**
 Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2011-2012 Civil Grand Jury report entitled "Surcharges and Healthy San Francisco: Healthy for Whom?" 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. (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 120793 [Board Response - Civil Grand Jury Report - Where There's Smoke... The Need to Strengthen the Art Commission's Stewardship of San Francisco's Cultural Legacy]**
 Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2011-2012 Civil Grand Jury report entitled "Where There's Smoke... The Need to Strengthen the Art Commission's Stewardship of San Francisco's Cultural Legacy" 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. (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 120840 [Board Response - Civil Grand Jury Report - Deja Vu All Over Again: San Francisco's City Technology Needs a Culture Shock]**
 Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2011-2012 Civil Grand Jury report entitled "Deja Vu All Over Again: San Francisco's City Technology Needs a Culture Shock" 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. (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 120842 [Board Response - Civil Grand Jury Report - Better MUNI Service Needed, Without Switchbacks: An Investigation into the San Francisco Municipal Transportation Agency]**
 Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2011-2012 Civil Grand Jury report entitled "Better MUNI Service Needed, Without Switchbacks: An Investigation into the San Francisco Municipal Transportation Agency" 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. (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 120844 [Board Response - Civil Grand Jury Report - Investment Policies and Practices of the San Francisco Employees' Retirement System]**
 Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2011-2012 Civil Grand Jury report entitled "Investment Policies and Practices of the San Francisco Employees' Retirement System" 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. (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 120884 [Accept and Expend Grant - Self-Contained Breathing Apparatus Inventory - \$1,514,584]**
Sponsor: Farrell
 Resolution authorizing the San Francisco Fire Department to retroactively accept and expend a grant in the amount of \$1,514,584 from the Federal Emergency Management Agency to upgrade and replace its self-contained breathing apparatus inventory. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 120885 [Real Property Lease Amendment - General Assistance Services - 1235 Mission Street]**
Sponsor: Kim
 Resolution: 1) establishing rent and term for second extension; and 2) confirming second sublease extension of a Lease with the San Francisco Unified School District for real property at 1235 Mission Street for the Human Services Agency for general assistance services. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 120886 [Purchase and Sale Agreement - Former Waller Street Between Laguna and Buchanan Streets - Regents of the University of California]**
Sponsor: Wiener
 Resolution authorizing: 1) acceptance of a Purchase and Sale Agreement for former Waller Street, from Laguna Street to Buchanan Street; 2) acceptance of Restrictive Easement against former Waller Street as a condition of the sale; 3) adopting environmental findings and findings that the transaction contemplated is consistent with the San Francisco General Plan and the eight priority policies of the San Francisco Planning Code; and 4) authorizing the Director of Property, or designee, to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 120887 [Gay and Lesbian Medical Association's 30th Annual Conference]**
Sponsor: Campos
 Resolution welcoming the Gay and Lesbian Medical Association's 30th Annual Conference participants. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120888 [Approval of a 90-Day Extension for Planning Commission Review of Rezoning of 1111 Eighth Street (File No. 111278)]

Sponsor: Cohen

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance (File No. 111278) that would amend the Planning Code by amending Sectional Map SU08 of the Zoning Map of the City and County of San Francisco and adding Planning Code Section 249.66 to: 1) establish the Art and Design Educational Special Use District at 1111 Eighth Street to facilitate the continued operation of the California College of the Arts and provide a regulatory scheme for a potential future phased expansion of the campus; and 2) making environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120889 [Multifamily Housing Revenue Bonds - 1415 Mission Street]

Sponsor: Kim

Resolution declaring the intent of the City and County of San Francisco to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to authorize the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$42,000,000 for a 121 unit residential rental housing development to be located at 1415 Mission Street; authorizing and directing the Director to request 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 \$42,000,000; 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). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120890 [Multifamily Housing Revenue Bonds - 440 Valencia Street, Plaza Del Sol]

Sponsor: Wiener

Resolution declaring the intent of the City and County of San Francisco to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing 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 \$9,000,000 for 440 Valencia Street, Plaza del Sol; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$45,000 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 \$9,000,000; 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). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 120891 [Mission Playground Day - September 15, 2012]**
Sponsor: Wiener
Resolution declaring September 15, 2012, as Mission Playground Day in the City and County of San Francisco to recognize the grand reopening of Mission Playground and commend the project team of the San Francisco Recreation and Park Department, Department of Public Works, and the City Fields Foundation for their hard work and commitment to the City and County of San Francisco and its residents. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 120786 [Hearing - Civil Grand Jury Report - Surcharges and Healthy San Francisco: Healthy for Whom?]**
Hearing on the recently published 2011-2012 Civil Grand Jury report entitled "Surcharges and Healthy San Francisco: Healthy for Whom?" (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 120792 [Hearing - Civil Grand Jury Report - Where There's Smoke... The Need to Strengthen the Art Commission's Stewardship of San Francisco's Cultural Legacy]**
Hearing on the recently published 2011-2012 Civil Grand Jury report entitled "Where There's Smoke... The Need to Strengthen the Art Commission's Stewardship of San Francisco's Cultural Legacy." (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 120839 [Hearing - Civil Grand Jury Report - Deja Vu All Over Again: San Francisco's City Technology Needs a Culture Shock]**
Hearing on the recently published 2011-2012 Civil Grand Jury report entitled "Deja Vu All Over Again: San Francisco's City Technology Needs a Culture Shock." (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 120841 [Hearing - Civil Grand Jury Report - Better MUNI Service Needed, Without Switchbacks: An Investigation into the San Francisco Municipal Transportation Agency]**
Hearing on the recently published 2011-2012 Civil Grand Jury report entitled "Better MUNI Service Needed, Without Switchbacks: An Investigation into the San Francisco Municipal Transportation Agency." (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 120843 [Hearing - Civil Grand Jury Report - Investment Policies and Practices of the San Francisco Employees' Retirement System]**
Hearing on the recently published 2011-2012 Civil Grand Jury report entitled "Investment Policies and Practices of the San Francisco Employees' Retirement System." (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 120892 [Hearing - Memorandum of Understanding Between the San Francisco Unified School District and San Francisco Police Department]**
Sponsor: Campos
Hearing on the Memorandum of Understanding between the San Francisco Unified School District and the San Francisco Police Department as requested by Commissioner Maufus. RECEIVED AND ASSIGNED to City and School District Select Committee.

- 120893 [Hearing - Reporting of Arrest Rates by Race by the San Francisco Police Department]**
Sponsor: Campos
Hearing on the San Francisco Police Department's current data collection practices relating to the race of arrestees. What is the current practice? What changes does the department plan to make? What racial or ethnic categories should SFPD use in order to collect data on individuals arrested by the department? RECEIVED AND ASSIGNED to Public Safety Committee.
- 120894 [Hearing - City Car-Sharing Programs]**
Sponsor: Cohen
Hearing on the status of current City car-sharing programs including: the on-street pilot program, one-way car-sharing programs, and evaluation of strategies to expand car-sharing to the Southeastern neighborhoods and other neighborhoods throughout the City that do not currently have a high volume of car-sharing. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 120830 [Hearing - Post Redevelopment in the Western Addition]**
Sponsor: Olague
Hearing requesting presentations from Planning Department, the Oversight Board, and the Mayor's Office of Economic and Workforce Development regarding the status of programs and initiatives in the Western Addition, particularly on Fillmore Street, in the post Redevelopment Agency area. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Introduced by the President at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors Section 2.8, 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 and introduced by the President.

PROPOSED ORDINANCES

- 120836 [Settlement of Lawsuit - Saeed Ibrahim - \$35,000.00]**
Ordinance authorizing settlement of the lawsuit filed by Saeed Ibrahim against the City and County of San Francisco for \$35,000.00; the lawsuit was filed on February 17, 2011, in U.S. District Court, Case No. CV 11-1695-RS; entitled Saeed Ibrahim v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 120837 [Settlement of Lawsuit - Lepakshi Nadh Jilakara - \$40,000]**
Ordinance authorizing settlement of the lawsuit filed by Lepakshi Nadh Jilakara against the City and County of San Francisco for \$40,000; the lawsuit was filed on April 26, 2011, in San Francisco Superior Court, Case No. CGC-11-510513; entitled Lepakshi Nadh Jilakara, et al., v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 120845 [Settlement of Lawsuit - Brian Navarro - \$225,000]**
Ordinance authorizing settlement of the lawsuit filed by Brian Navarro against the City and County of San Francisco for \$225,000; the lawsuit was filed on March 1, 2011, in Brian Navarro vs. City and County of San Francisco, Case No. CGC-11-508644; entitled Brian Navarro, et al., v. City and County of San Francisco, et al.; other material terms of said settlement are material terms. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

- 120846 [Settlement of Lawsuit - Fred Broussard - \$125,000]**
Ordinance authorizing settlement of the lawsuit filed by Fred Broussard against the City and County of San Francisco for \$125,000; the lawsuit was filed on October 4, 2010, in the United States District Court for the Northern District of California, Case No. CV10-4997 WHA; entitled Fred Broussard, et al. v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 120853 [Settlement of Lawsuit - Raymond Quinn - \$75,000]**
Ordinance authorizing settlement of the lawsuit filed by Raymond Quinn against the City and County of San Francisco for \$75,000; the lawsuit was filed on February 16, 2012, in US District Court, Case No. CV-12-0766 DMR; entitled Raymond Quinn v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 120854 [Settlement of Lawsuit - Brock Rasmussen - \$175,000]**
Ordinance authorizing settlement of the lawsuit filed by Brock Rasmussen against the City and County of San Francisco for \$175,000; the lawsuit was filed on January 11, 2010, in San Francisco Superior Court, Case No. CGC-10-495963; entitled Brock Rasmussen v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 120855 [Settlement of Lawsuit - Yim Bing Kwong - \$60,000]**
Ordinance authorizing settlement of the lawsuit filed by Yim Bing Kwong against the City and County of San Francisco for \$60,000; the lawsuit was filed on October 27, 2010, in the United States District Court for the Northern District of California, Case No. C-10-4860, entitled Yim Bing Kwong v. City and County of San Francisco. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 120856 [Settlement of Lawsuit - James Wilson - \$77,072.75]**
Ordinance authorizing settlement of the lawsuit filed by James Wilson, against the City and County of San Francisco for \$77,072.75; the lawsuit was filed on February 20, 2007, in United States District Court, Case No. C-07-01016 PJH; entitled James Wilson, et al., v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

- 120838 [Settlement of Claim - Adam Holm - \$34,154.27]**
Resolution approving the settlement of the unlitigated claim filed by Adam Holm against the City and County of San Francisco for \$34,154.27; claim was filed on April 30, 2012. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 120860 [Contract Amendment - En Pointe Technology Sales, Inc. - \$54,150,000]**
Resolution authorizing the Office of Contract Administration to enter into the Fifth Amendment between the City and County of San Francisco and En Pointe Technology Sales, Inc., part of the Technology Store procurement vehicle, in which the amendment shall increase the contract limit from \$38,490,000 to \$54,150,000, exercise the second of two options to extend the contract by one year through December 31, 2013, and update standard contractual clauses. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 120861 [Contract Amendment - Xtech - \$67,890,000]**
Resolution authorizing the Office of Contract Administration to enter into the Fifth Amendment between the City and County of San Francisco and Xtech, part of the Technology Store procurement vehicle, in which the amendment shall increase the contract limit from \$51,490,000 to \$67,890,000, exercise the second of two options to extend the contract by one year through December 31, 2013, and update standard contractual clauses. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 120862 [Contract Amendment - CCT Technologies, Inc., dba ComputerLand of Silicon Valley - \$34,460,000]**
Resolution authorizing the Office of Contract Administration to enter into the Third Amendment between the City and CCT Technologies, Inc., dba ComputerLand of Silicon Valley, part of the Technology Store procurement vehicle, in which the amendment shall increase the contract limit from \$24,490,000 to \$34,460,000, exercise the second of two options to extend the contract by one year through December 31, 2013, and update standard contractual clauses. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 120863 [Contract Amendment - Increase Alliant Insurance Services - Not to Exceed \$15,100,000]**
Resolution authorizing the Director of the Risk Management Division of the Office of the City Administrator to amend its contract for insurance brokerage services with Alliant Insurance Services to increase the contract value by \$7,500,000 for an amount not to exceed \$17,000,000, pursuant to San Francisco Charter Section 9.118. (City Administrator). RECEIVED AND ASSIGNED to Budget and Finance Committee.