

# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, January 29, 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

#### **121019 [Administrative Code - California Environmental Quality Act Procedures]**

**Sponsor:** Wiener

Ordinance amending Administrative Code, Chapter 31, to reflect revisions in the California Environmental Quality Act (CEQA) and to update and clarify certain procedures provided for in Chapter 31, including without limitation: codifying procedures for appeals of exemptions and negative declarations; providing for the Board to make the final CEQA decision on projects requiring Board legislative action, negating the need to file formal CEQA appeals; revising noticing procedures for environmental impact reports and negative declarations for plan area projects exceeding 20 acres; expanding noticing requirements for certain exempt projects; and clarifying existing noticing requirements for exempt projects. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### **130019 [Planning Code, Zoning Map - Central Subway Tunnel Boring Machine Extraction Site Special Use District]**

**Sponsor:** Chiu

Ordinance amending the Planning Code, by adding Section 249.70, to create the Central Subway Tunnel Boring Machine Extraction Site Special Use District for the property located at Assessor's Block No. 0101, Lot No. 004, known as 1731-1741 Powell Street, to facilitate the removal of the tunnel boring machines used in the construction of the Central Subway Project and allow the construction of a previously approved mixed-use residential/retail building; amending Sectional Zoning Maps HT 01 and SU 01 to reflect the Central Subway Tunnel Boring Machine Extraction Site Special Use District; adopting findings, including environmental findings, and findings of consistency with the General Plan. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### **130083 [Appointment, Road Commissioner - Mohammed Nuru]**

**Sponsor:** Mayor

Ordinance appointing Mohammed Nuru, Director of the Department of Public Works, as Road Commissioner; repealing Ordinance No. 160-10; and authorizing future appointments of the Road Commissioner by Resolution. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

- 130084 [Planning Code, Zoning Map - Establishing Outer Mission Street Neighborhood Commercial District]**  
**Sponsor:** Avalos  
Ordinance amending the Planning Code, by adding a new section, to establish the Outer Mission Street Neighborhood Commercial District along Mission Street between Alemany Boulevard and the San Francisco-San Mateo County line; repealing the Excelsior Alcohol Restricted Use District and adding controls on liquor establishments to the new Neighborhood Commercial District; amending various sections to make conforming and other technical changes; amending the Zoning Map to rezone specified properties to the new Neighborhood Commercial District; 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.
- 130085 [Administrative Code - Establishing San Francisco City Hall Preservation Fund]**  
**Sponsor:** Farrell  
Ordinance amending the San Francisco Administrative Code, by adding Section 10.100-289, to establish a San Francisco City Hall Preservation Fund to receive donations and to authorize expenditures for the purpose of promoting the 100th anniversary of San Francisco City Hall, including promotional events, community outreach activities, preservation, maintenance, repair, improvements, and similar post-anniversary endeavors. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

## **Resolutions**

- 130043 [Resolution to Establish - Moscone Expansion Business Improvement District]**  
**Sponsors:** Mayor; Kim  
Resolution of formation to establish a business-based business improvement district to be known as the "Moscone Expansion District;" levying assessments against defined hotel businesses located in that district for 32 years; providing for the determination, imposition, collection, and enforcement of the assessments; and making environmental findings. SUBSTITUTED AND ASSIGNED to Board of Supervisors.
- 130088 [Accept and Expend Grant - Improving Early Learning and Development Programs for Young Children - \$1,269,400]**  
**Sponsor:** Mayor  
Resolution authorizing the Children and Families Commission to retroactively accept and expend a grant in the amount of \$1,269,400 from the United States Department of Education through the California Department of Education to support an Early Learning Quality Improvement System, for the period of July 1, 2012, through December 31, 2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130089 [Supporting Local Government Greenhouse Gas Reduction Efforts]**  
**Sponsor:** Chiu  
Resolution supporting the distribution of carbon cap-and-trade auction and Clean Energy Jobs Act revenues to local governments for support of greenhouse gas reduction programs. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 130090 [One Billion Rising Day - February 14, 2013]**  
**Sponsor:** Chiu  
 Resolution declaring February 14, 2013, as One Billion Rising Day in the City and County of San Francisco and joining the global call to action opposing violence against women. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130091 [Accept and Expend Grant - Anti-Human Trafficking Task Force Program - \$200,000]**  
**Sponsor:** Chu  
 Resolution authorizing the Police Department to retroactively accept and expend a grant in the amount of \$200,000 from the California Emergency Management Agency for the Anti-Human Trafficking Task Force Program for the period of October 1, 2012, through September 30, 2013. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130092 [Celebrating Rosa Parks' 100th Birthday - Rosa Parks Day - February 4, 2013]**  
**Sponsors:** Cohen; Breed  
 Resolution celebrating the 100th Birthday of Rosa Parks and commemorating the Modern Civil Rights Leader for her courage and declaring February 4, 2013, Rosa Parks Day in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130093 [Approval of a 60 Day Extension for Planning Code - Polk Street Alcohol and Tobacco Paraphernalia Restrictions (File No. 121065)]**  
**Sponsor:** Chiu  
 Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on a Ordinance (File No. 121065) amending the Planning Code, Section 723, to extend the restriction on Tobacco Paraphernalia Establishments in the Polk Street Neighborhood Commercial District (NCD) for an additional three years and apply it to an area within one-quarter mile of the boundaries of the NCD; adding Section 788, to establish the Lower Polk Street Alcohol Restricted Use District for the properties located on Polk Street between California and O'Farrell Streets, and Polk Street's side streets between California Street, Larkin Street, O'Farrell Street, and Van Ness Avenue; amending the Zoning Map, Map Sheet ZN-02, to designate the Lower Polk Street Alcohol Restricted Use District; 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. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130094 [Agreement - Supplemental Law Enforcement Services to Housing Authority - FY2011-2012 - \$1,000,000]**  
**Sponsor:** Cohen  
 Resolution retroactively approving the agreement between the Police Department and the Housing Authority for the Police Department to provide Supplemental Law Enforcement Services at designated Housing Authority developments and for the Housing Authority to pay the City \$1,000,000 in FY2011-2012 for those Supplemental Law Enforcement Services. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130095 [Agreement - Supplemental Law Enforcement Services to Housing Authority - FYs 2012-2013 and 2013-2014 - \$1,115,000 and \$1,300,000]**  
**Sponsor:** Cohen  
 Resolution retroactively approving the agreement between the Police Department and the Housing Authority for the Police Department to provide Supplemental Law Enforcement Services at designated Housing Authority developments and for the Housing Authority to pay the City \$1,115,000 in FY2012-2013 and \$1,300,000 in FY2013-2014 for those Supplemental Law Enforcement Services. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130096 [Financial Aid Awareness Week - February 4-10, 2013]**  
**Sponsors:** Campos; Avalos, Breed, Chu, Farrell, Kim, Mar and Wiener  
 Resolution declaring February 4, 2013, through February 10, 2013, Financial Aid Awareness Week in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130098 [Accept and Expend Grant - Sloat Boulevard Pedestrian Safety Improvements Project - \$797,000]**  
**Sponsor:** Yee  
 Resolution authorizing the Department of Public Works to accept and expend a Federal grant in the amount of \$797,000 from the Federal Highway Administration for the Sloat Boulevard Pedestrian Safety Improvements Project. RECEIVED AND ASSIGNED to Public Safety Committee.
- 130109 [Supporting Constitutional Amendment to Limit Campaign Spending and End Artificial Corporate Rights in Response to the Passage of Measure G in November 2012]**  
**Sponsors:** Avalos; Chiu  
 Resolution responding to the passage of Measure G by San Francisco voters on November 6, 2012, by urging members of San Francisco's Congressional delegation to pass a constitutional amendment to limit campaign contributions and spending and end artificial corporate rights. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### Requests for Hearing

- 130099 [Hearing - Illegal Manipulation of the London Inter-Bank Offered Rate on San Francisco's Finances]**  
**Sponsor:** Avalos  
 Hearing to review the impact of illegal manipulation of the London Inter-Bank Offered Rate on San Francisco's finances; to explore options to recover any losses; and to review any interest rate swaps or other financial instruments the City is engaged in that may have excessive interest rates or fees that should be renegotiated. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130100 [Hearing - Controller's Office Park Maintenance Report - FY2011-2012]**  
**Sponsor:** Chu  
 Hearing to review the Controller's Office Park Maintenance Report for FY2011-2012 and status of parks throughout the City. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 130101 [Hearing - Municipal Transportation Agency and the Office of Housing, Opportunity, Partnerships, and Engagement - Outreach Efforts]**  
**Sponsor:** Chu  
Hearing an update from the Municipal Transportation Agency and the Office of Housing, Opportunity, Partnerships, and Engagement on outreach efforts for the large vehicle restriction Ordinance. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 130102 [Hearing - Citizen's General Obligation Bond Oversight Committee Annual Report]**  
**Sponsor:** Chu  
Hearing to review the Citizen's General Obligation Bond Oversight Committee's most recent annual report, as required by the City's Administrative Code. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 130103 [Hearing - Controller's Office Street and Sidewalk Maintenance Standards Annual Report - FY2011-2012]**  
**Sponsor:** Chu  
Hearing to review the Controller's Office Street and Sidewalk Maintenance Standards Annual Report for FY2011-2012 and any other updates. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 130104 [Hearing - State of HIV Services - FY2013-2014 Budget]**  
**Sponsors:** Wiener; Campos  
Hearing on the state of HIV services in the upcoming FY2013-2014 Budget, where the Department of Public Health, the Mayor's Budget Office, the Controller, and community organizations will report on what Federal and State cuts HIV services will experience; what the impacts of these cuts will be; and how the City can respond in making up for the cuts on a local level. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130105 [Hearing - City's Policy of Comparable Worth and Historic Efforts to Eliminate Pay Inequities]**  
**Sponsor:** Avalos  
Hearing to review the City's policy of comparable worth and historic efforts to eliminate pay inequities based on race and gender, including how current practices of Department of Human Resources measure up to the comparable worth standard as defined in 1986's Proposition H. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130106 [Hearing - Bike Thefts]**  
**Sponsors:** Mar; Breed and Chiu  
Hearing on best practices for preventing bike thefts in the City and County of San Francisco and improving recovery rates. RECEIVED AND ASSIGNED to Public Safety Committee.

## Introduced at the Request of a Department

### PROPOSED ORDINANCES

- 130034 [Settlement of Lawsuit - Mary Bull - \$465,000]**  
Ordinance authorizing settlement of a lawsuit filed by Mary Bull, Lisa Giampaoli, Alexis Bronson, Micky Mangosing, Leigh Fleming, Laura Timbrook, J. Quechan Allen, Diana Smith, Michele De Ranleau, Michael Marron, Steve Noh, Sister Bernie Galvin, and Brian Vowell against the City and County of San Francisco for an amount not to exceed \$465,000; the lawsuit was filed on April 23, 2003, in United States District Court, Northern District of California, Case No. C03-1840 (CRB); entitled Mary Bull et al. v. City and County of San Francisco. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 130062 [Planning, Administrative Codes - Miscellaneous Technical Amendments, Fee Changes, Clarifications, and Corrections]**  
Ordinance amending the Planning and Administrative Codes, to correct errors, and make language revisions and updates; revise graphics to be consistent with text; amend fees to be charged for certain kinds of applications and appeals; clarify the meaning of certain Planning Code sections; and adopt findings, including findings under the California Environmental Quality Act and Planning Code, Section 302, and findings of consistency with the General Plan and Planning Code, Section 101.1. (Planning Commission). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

### PROPOSED RESOLUTIONS

- 130057 [Lease Termination Agreement - Ellis-O'Farrell Parking Corporation - 123 O'Farrell Street - January 31, 2013]**  
Resolution authorizing the termination of the lease agreement with the Ellis-O'Farrell Parking Corporation and authorizing the Director of Transportation to execute a Lease Termination Agreement for property located at 123 O'Farrell Street, terminating on January 31, 2013. (Municipal Transportation Agency). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130063 [Street Artist Spaces - Post Street at Stockton Street]**  
Resolution approving re-designation, for six months, two temporary selling spaces on Post Street, northwest corner, at Stockton Street, for street artists certified by the Arts Commission. (Arts Commission). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130064 [Street Artist Space - Leavenworth Street at Jefferson Street]**  
Resolution approving re-designation of one selling space on Leavenworth Street, west side, at Jefferson Street, for six months, for street artists certified by the Arts Commission; exempting said space from the regulations of Police Code, Section 2405(c)(6) and (11), prohibiting selling within ten feet from the outer edge of any entrance to any building and prohibiting selling within five feet from the display of any other street artist. (Arts Commission). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

## **Clerk to Act – January 29, 2013**

*There were no Clerk to Act requests submitted at the January 29, 2013 Board Meeting.*

### **In Memoriams**

Jonathan H. Beaver – Supervisor Campos

Lucille Chin – President Chiu

Kerri Stolz – Supervisor Kim

Marlene Jones – Supervisor Kim

Daniel Colon – Supervisor Avalos