

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, June 11, 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

130527 [General Plan - San Francisco Bicycle Transportation Plan]

Sponsor: Avalos

Ordinance re-adopting the 2009 San Francisco Bicycle Transportation Plan; rescinding Ordinance No. 0109-05 in its entirety; amending the San Francisco General Plan in connection with the San Francisco Bicycle Plan; adopting modified environmental findings, and findings that the General Plan amendment is consistent with the General Plan and eight priority policies of Planning Code, Section 101.1; and authorizing official acts in connection thereto. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

130528 [Planning, Environment Codes - Bicycle Parking Standards]

Sponsor: Avalos

Ordinance amending the Planning Code to revise the bicycle parking standards, allow a portion of the bicycle parking requirements to be satisfied by payment of an in lieu fee, allow automobile parking spaces to be reduced, and replaced by bicycle parking spaces, and authorize the Zoning Administrator to waive or modify required bicycle parking; amending the Environment Code to revise cross-references to the Planning Code and make technical amendments; 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.

130547 [Health Code - Patient Rates - FY2013-2015]

Sponsor: Mayor

Ordinance amending the Health Code to set patient rates and other services provided by the Department of Public Health, effective July 1, 2013, and making environmental findings. SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

- 130613 [Appropriation and De-Appropriation - \$720,626 to Sheriff for Overtime - FY2012-2013]**
Sponsor: Mayor
 Ordinance appropriating \$720,626 to overtime and de-appropriating \$720,626 in permanent salaries in the Sheriff Department's work orders/overhead budget in order to support the Department's projected increases in overtime as required per Ordinance No. 194-11, this Ordinance requires a two-thirds vote of all members of the Board of Supervisors for approval for \$720,626 of this request. ASSIGNED to Budget and Finance Committee.
- 130614 [Appropriation and De-Appropriation - \$466,248 to Fire Department for Overtime - FY2012-2013]**
Sponsor: Mayor
 Ordinance appropriating \$466,248 to overtime and de-appropriating \$466,248 consisting of \$375,238 in permanent salaries and \$91,010 in fringe benefits in the Fire Department's operating budget in order to support the Department's projected increases in overtime as required per Ordinance No. 194-11. ASSIGNED to Budget and Finance Committee.
- 130615 [Accept and Expend Grant - National Science Foundation and Amendment to the Annual Salary Ordinance, FY2012-2013 - \$257,744]**
Sponsor: Mayor
 Ordinance authorizing the Department of Technology to retroactively accept and expend a grant in the amount of \$257,744 from the National Science Foundation for Intergovernmental Personnel Act assignment and amending Ordinance No. 165-12 (Annual Salary Ordinance, FY2012-2013) to reflect the addition of one 1381 Special Assistant XXII position at the Department of Technology. ASSIGNED to Budget and Finance Committee.
- 130616 [Alternative Bid Process to Award Contracts to Certain Core Trade Subcontractors to Perform Pre-Construction Design-Assist Services - Moscone Expansion Project]**
Sponsor: Mayor
 Ordinance authorizing the San Francisco Department of Public Works to implement an alternative bid process to award contracts to certain Core Trade Subcontractors to provide pre-construction design-assist services for the proposed Moscone Expansion Project. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

Resolutions

- 130617 [Design Agreement Amendment - Public Safety Building - Earthquake Safety Emergency Response Bond Program - \$19,018,636.91]**
Sponsor: Mayor
 Resolution authorizing the Director of Public Works to execute an amendment to the design agreement in connection with the construction of a new public safety building under the Earthquake Safety Emergency Response Bond Program from \$17,205,152 to \$19,018,636.91. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130618 [Accept and Expend Grants - State Recurring Grant Funds - Department of Public Health - FY2013-2014]**
Sponsor: Mayor
 Resolution authorizing the acceptance and expenditure of State recurring grant funds by the San Francisco Department of Public Health for various State grant funds, FY2013-2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130619 [Accept and Expend Gift - Mayor's Earth Day Breakfast - \$12,500]**
Sponsor: Mayor
 Resolution authorizing the Department of the Environment to retroactively accept and expend a gift in the amount of \$12,500 from Citibank to sponsor the Mayor's Annual Earth Day Breakfast which took place at City Hall on April 24, 2013. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130620 [Accept and Expend Grant - Restoration of the Copra Crane and Removal of Pile Supported Wharf - Pier 84 on Islais Creek - \$616,534]**
Sponsor: Mayor
 Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of \$616,534 from the California Coastal Conservancy for the restoration of the Copra Crane and removal of pile supported wharf at Pier 84 on Islais Creek for a period of August 1, 2013, through August 1, 2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130621 [Suspend Deposit to Stabilization Reserve - FY2013-2014]**
Sponsors: Avalos; Campos
 Resolution suspending deposit to stabilization reserve for FY2013-2014. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 130623 [Historical Property Contract - Jason H. Stein and Howard Stein - 201 Buchanan Street]**
Sponsors: Breed; Wiener
 Resolution under Administrative Code, Chapter 71, approving an historical property contract between Jason H. Stein and Howard Stein, the owners of 201 Buchanan Street, and the City and County of San Francisco; authorizing the Planning Director and the Assessor to execute the historical property contract. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130624 [Resolution of Intention - Expenditure Plan, Revenue Bond - 1239 Turk Street (Rosa Parks II Senior Housing) - Not to Exceed \$30,000,000]**
Sponsor: Breed
 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 qualified mortgage revenue bonds in an aggregate principal amount not to exceed \$30,000,000 for 1239 Turk Street (Rosa Parks II Senior Housing); authorizing and directing the Director to direct 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 qualified mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$30,000,000; 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). RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130625 [Accept and Expend Grant - Hilltop Park - La Salle and Whitney Young- \$5,000,000]**
Sponsor: Cohen
 Resolution authorizing the Recreation and Park Department to retroactively accept a grant in place from the Trust for Public Land for improvements to Hilltop Park, located at La Salle and Whitney Young (Assessor's Block No. 4713, Lot No. 013), valued at \$5,000,000 from July 1, 2011, through June 30, 2041. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130626 [Agreement - San Francisco Municipal Transportation Agency Commercial Paper Program - Not to Exceed \$100,000,000]**
Sponsor: Farrell
 Resolution authorizing the issuance aggregate principal amount not to exceed \$100,000,000 adopted on June 4, 2013 by the Board of Directors to use San Francisco Municipal Transportation Agency commercial paper notes on a revolving basis for the purpose of financing certain capital improvements and other uses related to the Agency, approving the forms of documents relating thereto; approving the maximum interest thereon; and related matters. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130627 [Agreements - Tax Exempt and Taxable Lease Revenue Commercial Paper Certificates of Participation - Not to Exceed \$100,000,000]**
Sponsor: Farrell
 Resolution authorizing the execution and delivery from time to time of Tax-Exempt (Series 3 and Series 4) and Taxable Lease Revenue Commercial Paper Certificates of Participation (Series 3-T and Series 4-T), in a aggregate principal amount not to exceed \$100,000,000, to provide interim financing for certain City capital projects; and approving and authorizing execution of a trust agreement, a site lease, a sublease, a letter of credit, and reimbursement agreement, a fee agreement and certain other financing documents, and authorizing other related actions. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130628 [Assessment Ballots for City Parcels - Renew and Expand the Central Market Community Benefit District]**
Sponsor: Kim
 Resolution authorizing the Mayor to cast ballots in the affirmative on behalf of the City and County of San Francisco as owner of five parcels of real property over which the Board of Supervisors has jurisdiction, where those parcels would be subject to assessment in the proposed renewed and expanded property and business improvement district known as the Central Market Community Benefit District. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130629 [Supporting the Health Service System to Establish Full Quality and Cost Transparency in the Public Interest]**
Sponsor: Farrell
 Resolution supporting the Health Service System for participating in the establishment of multi-payer databases that can be used to evaluate and improve the quality and cost of care and resolving to pass legislation to establish full quality and cost transparency in the public interest. RECEIVED AND ASSIGNED to Board of Supervisors.
- 130632 [Condemnation of the System of Sexual Enslavement During World War II]**
Sponsors: Kim; Cohen, Chiu, Mar, Yee, Avalos and Campos
 Resolution condemning recent statements by Osaka Mayor Toru Hashimoto claiming that the system of sex slavery utilized by Japan in occupied Asian countries from the 1930s through World War II was a military necessity and that there is no proof that the sexual servitude was involuntary and coerced by Japanese authorities. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

- 130574 [Committee of the Whole - Report of Assessment Costs for Inspection and/or Repairs of Blighted Properties - Accelerated Sidewalk Abatement Program Blight Abatement Fund]**
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 25, 2013, at 3:00 p.m., to hold a public hearing on a Resolution approving a report of assessment costs submitted by the Director of Public Works for inspection and/or repairs of blighted properties ordered to be performed by said Director pursuant to Administrative Code, Section 80, the costs thereof having been paid for out of the Accelerated Sidewalk Abatement Program Blight Abatement Fund. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130622 [Administrative Code - San Francisco Family Friendly Workplace Ordinance]**
Sponsors: Chiu; Cohen and Mar
Motion ordering submitted to the voters an Ordinance amending the Administrative Code to allow San Francisco based employees who are caregivers to request flexible working arrangements, subject to the employer's right to deny a request based on specified undue hardship; require that employers give advance notice of changes in an employee's work schedule; prohibit adverse employment actions based on caregiver status; prohibit interference with rights or retaliation against employees for exercising rights under the Ordinance; require employers to post a notice informing employees of their rights under the Ordinance; require employers to maintain records regarding compliance with the Ordinance; authorize enforcement by the Office of Labor Standards Enforcement, including the imposition of remedies and penalties for a violation, and an appeal process to an independent hearing officer; authorize waiver of the provisions of the Ordinance in a collective bargaining agreement; and making environmental findings, to the voters of the San Francisco at an election to be held on November 5, 2013. RECEIVED AND ASSIGNED to Rules Committee.
- 130630 [Committee of the Whole - Redevelopment Plan Amendment - Mission Bay South]**
Sponsor: Kim
Motion scheduling the Board to sit as a Committee of the Whole on June 25, 2013, at 3:00 p.m., to hold a public hearing of persons interested in or objecting to the Ordinance (File No. 130458) approving an amendment to the Mission Bay South Redevelopment Plan, which 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). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130633 [Suspending Board Rule 3.26.1 and Amending Board Rule 3.31 Extending the Joint City and School District Committee Through March 1, 2014, and Setting Monthly Meetings]**
Sponsor: Kim
Motion suspending the Board of Supervisors' Rules of Order 3.26.1 to consider, without reference, an amendment to Board Rule 3.31 to extend the term of the Joint City and School District Select Committee through March 1, 2014; ordering the City and School District Select Committee meetings of the Board of Supervisors be held on the third Thursdays of each month at 3:30 p.m. in the Board of Supervisors' Chamber; and directing the Clerk of the Board to prepare the proper notices and postings. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 130572 [Hearing - Report of Assessment Costs - Sidewalk and Curb Repairs]**
Hearing to approve the report of costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Public Works Code, Sections 707 and 707.1, the costs thereof having been paid for out of a revolving fund. (Clerk of the Board). RECEIVED AND ASSIGNED to Board of Supervisors.
- 130580 [Hearing - Elimination and/or Reduction of Medical Services - FYs 2013-2014 and 2014-2015]**
Hearing to consider the budget eliminating and/or reducing medical services provided by the Department of Public Health in the City and County of San Francisco for FYs 2013-2014 and 2014-2015, pursuant to the Beilenson Act, Health and Safety Code, Section 1442.5(a). (Clerk of the Board). RECEIVED AND ASSIGNED to Board of Supervisors.
- 130631 [Hearing - City's Plan to Ensure Transit Service Keeps Pace with Current and Future Development]**
Sponsor: Wiener
Hearing directed to the Mayor's Office, Planning Department, Municipal Transportation Agency (MTA), Transportation Authority, Office of Economic and Workforce Development, the Office of the Controller, and the Port of San Francisco to report on how the City is planning to expand Muni's service capacity, including how that expansion will be paid for on an on-going basis, in light of significant planned development, population growth, and job growth, as well as Muni's current lack of sufficient, reliable service capacity; the departments will be asked to discuss how they evaluate the need for additional transit service, what increase in service levels are needed, how the increase will occur, and how it will be paid for on an ongoing basis to accommodate growth projections associated with planned and future development projects and population and job increases; the departments also will analyze whether MTA's baselines budget should be increased in light of development and population trends. 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

- 130529 [Settlement of Lawsuit - Paulette Adams-Irving - \$350,000]**
Ordinance authorizing settlement of the lawsuit filed by Paulette Adams-Irving against the City and County of San Francisco for \$350,000.00; the lawsuit was filed on March 15, 2011, in San Francisco Superior Court, Case No. CGC 11-509216; entitled Paulette Adams-Irving v. City and County of San Francisco, et al. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.

- 130530 [Settlement of Lawsuit - Maria Camacho - \$50,000]**
Ordinance authorizing settlement of the lawsuit filed by Maria Camacho against the City and County of San Francisco for \$50,000; the lawsuit was filed on March 7, 2012, in San Francisco Superior Court, Case No. CGC 12-517261; entitled Maria Camacho, et al., v. City and County of San Francisco, et al. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.
- 130568 [Administrative Code - City Contractors and Subcontractors - Consideration of Criminal History in Hiring and Employment Decisions]**
Ordinance amending the Administrative Code to require that City contractors, and their subcontractors, not discriminate against employees or applicants based on criminal history and refrain from asking applicants about criminal history as part of their initial application for employment. (Sheriff). ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 130570 [Planning Code, Zoning Map - Yerba Buena Center Mixed-Use Special Use District]**
Ordinance amending the Planning Code and Zoning Map, by adding Section 249.71, to create the Yerba Buena Center Mixed-Use Special Use District (SUD) located at 706 Mission Street, Assessor's Block No. 3706, Lot No. 093 and portions of Lot No. 277, to facilitate the development of the 706 Mission Street, The Mexican Museum and Residential Tower Project, by modifying specific Planning Code regulations related to permitted uses, the provision of a cultural/museum use within the SUD, floor area ratio limitations, dwelling unit exposure, height of rooftop equipment, bulk limitations, and curb cut locations; amending the Zoning Map to add the SUD and increase the height of property in the SUD from 400 feet to 480 feet; and making environmental findings and findings of consistency with the General Plan. (Planning Commission). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

- 130523 [Major Encroachment - San Francisco State University - Pedestrian Tunnel Below Winston Drive]**
Resolution granting a revocable permission to San Francisco State University (SFSU) to occupy portions of the public right-of-way to construct and maintain a pedestrian tunnel below Winston Drive to provide a safe and accessible connection from the main campus of SFSU to the site of a new Recreation Wellness Center; and making environmental findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1. (Public Works Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130524 [Street Encroachment - Atlantic Richfield Company - 2 Richardson Avenue]**
Resolution granting revocable permission to Atlantic Richfield Company to occupy a portion of the public right-of-way to install and maintain four soil vapor extraction conduits connecting to two new vapor extraction wells crossing under Broderick Street fronting 2 Richardson Avenue (Assessor's Block No. 0934, Lot No. 019), conditioned upon the payment of an annual assessment fee, and making environmental findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1. (Public Works Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

- 130525 [Street Encroachment - Jeremy Ricks- 1281-1283 Greenwich Street; Hyde and Larkin Streets]**
 Resolution granting revocable permission to Jeremy Ricks to occupy a portion of the public right-of-way to extend an unimproved portion of Greenwich Street with a privately maintained driveway to provide access to a new garage at 1281-1283 Greenwich Street (Assessor's Block No. 0095, Lot Nos. 023-025); and to install additional landscaping and public access improvements within the unimproved portion of the Greenwich Street public right-of-way between Hyde and Larkin Streets, conditioned upon the payment of an annual assessment fee of \$4433.00; and making environmental findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1. (Public Works Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130531 [Settlement of Claim - Travelers Insurance Company and Connie Curran - \$42,876.54]**
 Resolution approving the proposed settlement of claim filed by Travelers Insurance Company and Connie Curran against the City and County of San Francisco for \$42,876.54; claim was filed on November 15, 2011, bearing Claim No. 12-01124. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.
- 130532 [Agreement Amendments - Crestwood Behavioral Health Services and Canyon Manor - \$90,940,630]**
 Resolution approving an amendment to each of two agreements for long term mental health services in 24-hour locked facilities between the Department of Public Health and Crestwood Behavioral Health Services by \$14,253,906 from \$48,717,156 to \$62,971,062; Mental Health Management I, Inc. dba Canyon Manor by \$7,002,810 from \$20,966,758 to \$27,969,568 for a combined increase of \$90,940,630 with an extension of the term of 18 months, for a total contract term of October 1, 2008, through December 31, 2014. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130565 [Official Advertising - The Examiner - FY2013-2014]**
 Resolution designating The Examiner to be the official newspaper of the City and County of San Francisco for all official advertising for FY2013-2014. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130566 [Outreach Advertising and Neighborhood Outreach Advertising - FY2013-2014]**
 Resolution designating Small Business Exchange to be the outreach newspaper of the City and County for the African American, Chinese, and Hispanic communities; Bay Area Reporter to be the outreach newspaper of the City and County for the Lesbian, Gay, Bisexual, and Transgender Community; Central City Extra to be the neighborhood outreach newspaper of the City and County for the Central City Neighborhood; Northside Publications/Marina Times to be the neighborhood outreach newspaper of the City and County for the Northern San Francisco Neighborhood; and West Portal Monthly to be the neighborhood outreach newspaper of the City and County for the West Portal Neighborhood; to provide outreach advertising for FY2013-2014. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Committee.

130569 [Lease Amendment - Oliver de Silva, Inc. - Sunol Valley Quarry Lease]
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to enter into an amendment to an existing quarry lease with Oliver de Silva, Inc., as Tenant, to add approximately 58 acres to the existing 308.5 leased premises located in the Sunol Valley, unincorporated Alameda County, with a term through the earlier of July 16, 2042, or completion of reclamation, pursuant to San Francisco Charter; adopting findings pursuant to the California Environmental Quality Act; and authorizing the General Manager of the San Francisco Public Utilities Commission to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

130576 [Report of Assessment Costs for Inspection and/or Repairs of Blighted Properties - Accelerated Sidewalk Abatement Program Blight Abatement Fund]
Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repairs of blighted properties ordered to be performed by said Director pursuant to Administrative Code, Section 80, the costs thereof having been paid for out of the Accelerated Sidewalk Abatement Program Blight Abatement Fund. (Public Works Department). RECEIVED AND ASSIGNED to Board of Supervisors.

Clerk to Act – June 11, 2013

Board Meeting Minutes for May 7, 2013 approved.

There were no Clerk to Act requests submitted at the June 11, 2013 Board Meeting.

In Memoriams

Everett Yet Wah Lee – Supervisor Eric Mar

David Glover – Supervisors Malia Cohen, Jane Kim and London Breed