

# Board of Supervisors



City Hall  
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## Legislation Introduced at Roll Call

Tuesday, April 29, 2014

### 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 Amendments

**140441 [Charter Amendment - Children and Youth Fund; Commission on Children, Youth, and Their Families]**

**Sponsors:** Avalos; Campos, Cohen, Kim, Mar, Yee and Breed

Charter Amendment (First Draft) to amend the Charter, Section 16.108, adding a new Section 4.133, and repealing former Section 4.133, to: 1) renew and rename the Children's Fund and eliminate the Fund's expiration date; 2) increase the property tax set-aside for the Fund from three cents per \$100 of assessed valuation to five cents; 3) provide for services for at-risk youth 18 to 24 years old; 4) revise and expand the planning process for expenditures from the Fund; 5) modify the advisory committee for the Fund; 6) create a Commission on Children, Youth and Their Families; and 7) repeal an obsolete section of the Charter. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

**140442 [Charter Amendment - Public Education Enrichment Fund]**

**Sponsors:** Kim; Yee, Avalos, Campos, Mar and Cohen

Charter Amendment (First Draft) to amend the Charter, Sections 16.123-2, 16.123-4, 16.123-5, 16.123-6, and 16.123-8, and repealing Sections 16.123-7 and 16.123-10, to: 1) renew the Public Education Enrichment Fund and eliminate its expiration date; 2) change the allocation for universal preschool, overseen by the First Five Commission, to an allocation for universal early education, overseen by the Office of Early Care and Education, and create a citizens advisory committee; 3) eliminate the City's ability to use in-kind services to satisfy its obligations to the Fund; and 4) modify certain technical requirements for the Fund and delete obsolete provisions. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

**140443 [Charter Amendment - Children and Families Council; San Francisco Children and Families Plan]**

**Sponsors:** Yee; Avalos, Kim, Mar, Campos, Cohen and Breed

Charter Amendment (First Draft) to amend the Charter, by adding Section 16.126, to create a Children and Families Council, which shall prepare and maintain a San Francisco Children and Families Plan for making the City more supportive of children and families. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

## Ordinances

- 130374 [Campaign and Governmental Conduct Code - Lobbying Regulations]**  
**Sponsor:** Chiu  
Ordinance amending the Campaign and Governmental Conduct Code to expand the definition of a lobbyist; expand the definition of an Officer of the City and County; expand the list of reportable lobbying contacts; hold employers and clients of lobbyists jointly and severally liable for violations of this Ordinance committed by the lobbyist on behalf of that employer or client; enhance lobbyist training, auditing, and record-keeping requirements; require public reports about City officials who fail to file Statements of Economic Interest; require a public guide to local campaign finance laws; require permit consultants to register with the Ethics Commission and file regular disclosure reports; and require major developers to disclose donations to nonprofits active in the City. SUBSTITUTED AND ASSIGNED to Government Audit and Oversight Committee.
- 140260 [Administrative Code - Workforce Development - Establishing the Committee on City Workforce Alignment]**  
**Sponsors:** Chiu; Cohen  
Ordinance amending the Administrative Code to establish the Committee on City Workforce Alignment, to give the Committee responsibility for planning and coordinating the City's Workforce Development programs, and to make other changes to the procedures governing the planning and implementation of Workforce Development Programs. SUBSTITUTED AND ASSIGNED to Government Audit and Oversight Committee.
- 140319 [Public Works Code - Surface-Mounted Facility Site Permits and Associated Fees]**  
**Sponsors:** Wiener, Breed and Chiu  
Ordinance amending the Public Works Code to establish the requirements for Surface-Mounted Facility Site Permits; to set fees for obtaining such permits; to make the provisions of the Ordinance retroactive; and making environmental findings. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.
- 140383 [Administrative Code - Prevailing Wage for Special Event or Trade Show Work on City Property]**  
**Sponsor:** Wiener  
Ordinance amending the Administrative Code to require that prevailing wages be paid for work involving the on-site installation, set-up, assembly, and dismantling of temporary exhibits, displays, booths, modular systems, signage, drapery, specialty furniture, floor coverings, and decorative materials in connection with trade shows, conventions, expositions, and other special events on City property. SUBSTITUTED AND ASSIGNED to Budget and Finance Sub-Committee.
- 140444 [Development Agreement - Schlage Lock Project - Visitacion Development, LLC]**  
**Sponsors:** Mayor; Cohen  
Ordinance approving a Development Agreement between the City and County of San Francisco and Visitacion Development, LLC, for certain real property located in Visitacion Valley, bounded approximately to the north and west by McLaren Park and the Excelsior and Crocker Amazon Districts, to the east by the Caltrain tracks and to the south by the San Francisco/San Mateo County line and the City of Brisbane; making findings under the California Environmental Quality Act, findings of conformity with the City's General Plan and with the eight priority policies of Planning Code, Section 101.1(b); and waiving certain provisions of Administrative Code, Chapter 56. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

- 140445 [Planning Code, Zoning Map - Visitation Valley/Schlage Lock Special Use District]**  
**Sponsors:** Mayor; Cohen  
 Ordinance amending the Planning Code, Section 249.45, to provide for use controls, including controls for formula retail uses, building standards, and procedural requirements, including noticing and community participation procedures, for applications for development, including design review and modifications, among other controls, in Zone 1 of the Schlage Lock/Visitation Valley Special Use District (also referred to as the Schlage Lock site); amending the Zoning Map by amending Sectional Maps ZN10 and HT10 to reflect the Visitation Valley/Schlage Lock Special Use District; and making environmental findings and findings of consistency with the General Plan and the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 140453 [Street Vacation Order - Quint Street Railroad Crossing Improvement Project - Quint Street, McKinnon Avenue, and Newcomb Avenue]**  
**Sponsor:** Cohen  
 Ordinance ordering the vacation of portions of Quint Street, McKinnon Avenue, and Newcomb Avenue as part of the Quint Street Railroad Crossing Improvement Project; quitclaiming the City's interest in the vacation areas to the Peninsula Corridor Joint Powers Board; reserving easement rights for the benefit of the City for its utilities; accepting a Department of Public Works Order concerning the street vacation; and authorizing official acts in connection with this Ordinance, making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Board of Supervisors on June 3, 2014.
- 140455 [Administrative Code - Cancer Presumption for Fire and Police Retirement Benefits]**  
**Sponsors:** Chiu; Wiener  
 Ordinance amending the Administrative Code to create a cancer presumption for firefighter and police officer industrial disability and death as a result of duty retirement benefits. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

## **Resolutions**

- 140446 [Urging the Planning Commission to Initiate and Consider Amendments to the General Plan Concerning the Schlage Lock/Visitation Valley Special Use District]**  
**Sponsors:** Mayor; Cohen  
 Resolution urging the Planning Commission to initiate and consider amendments to Maps 1, 2, 4, and 5 of the Commerce and Industry Element, Map 6 of the Transportation Element, Maps 4 and 5 of the Urban Design Element, and the Land Use Index of the San Francisco General Plan to implement the Visitation Valley/Schlage Lock Special Use District. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 140447 [Accept and Expend Grant - Federal Railroad Administration Grant Funds for the Rebuilding of the Quint Street Lead Track - \$2,970,000]**  
**Sponsor:** Mayor  
 Resolution retroactively authorizing the Port of San Francisco to accept and expend \$2,970,000 in grant funds from the Federal Railroad Administration for the rebuilding of the Quint Street Lead Track for the term of April 1, 2012, through July 31, 2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 140448 [Transfer Agreement, Option to Ground Lease, and Ground Lease - 1500 Page Street, LLC, and Mercy Housing California 57 - 1500 Page Street]**  
**Sponsor:** Breed  
Resolution authorizing the execution and performance of a Transfer Agreement between the City and County of San Francisco and 1500 Page Street, LLC, a California limited liability company, for the transfer of real property and improvements located at 1500 Page Street, for the development of 16 units of affordable housing for persons with developmental disabilities and one manager's unit; authorizing the execution and performance of an Option to Ground Lease and a Ground Lease between the City and County of San Francisco and Mercy Housing California 57, a California limited partnership; adopting findings under the California Environmental Quality Act; and adopting findings that the conveyance is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 140449 [Supporting Senate Bill 962 (Leno) - Smartphone Theft Prevention]**  
**Sponsors:** Chiu; Mar  
Resolution supporting Senate Bill 962, introduced by Senator Leno, the Smartphone Theft Prevention Act, to require the installation of theft-detering technological solutions on all smartphones sold in the State of California. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 140450 [Real Property Lease Amendment - Spectrum Realty, L.P. - 833 Mission Street]**  
**Sponsor:** Kim  
Resolution authorizing the Municipal Transportation Agency to execute the lease amendment (Third Amendment) to the retail lease dated February 18, 2004, with Sprint Spectrum Realty, L.P., (Tenant) for 2,152 sq. ft. retail space at the Fifth and Mission/Yerba Buena Garage, located at 833 Mission Street; said amendment to extend the retail lease for an additional five years beginning June 1, 2014, and provide additional rent of \$689,049 plus provide a one five-year option that will, if exercised, provide additional rent of \$798,813. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 140451 [Accept and Expend Grant - Golden Gate Park Community Garden - EcoMedia - \$100,000]**  
**Sponsor:** Mar  
Resolution authorizing the San Francisco Recreation and Park Department to accept and expend a grant of \$100,000 from Yellow Pages, made possible by a partnership with EcoMedia, to support the construction of the Vertical Garden component at the Golden Gate Park Community Garden. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 140452 [Resolution of Intent - Street Vacation - Quint Street Railroad Crossing Improvement Project - Quint Street, McKinnon Ave and Newcomb Ave]**  
**Sponsor:** Cohen  
Resolution declaring the intention of the Board of Supervisors to vacate a portion of Quint Street, McKinnon Avenue, Newcomb Avenue as a part of the Quint Street Railroad Crossing Improvement Project; and setting a hearing date of June 3, 2014, for all persons interested in the proposed vacation of said street areas. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

- 140457 [North Beach Branch Library Grand Opening - May 10, 2014]**  
**Sponsor:** Chiu  
Resolution recognizing the grand opening of the new North Beach Branch Library and commending the San Francisco Public Library, Department of Public Works, and members of the North Beach community for their hard work to bring the new branch to fruition. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 140458 [Supporting California Assembly Bill 2175 (Daly & Ting) - The Renter's Tax Assistance Act]**  
**Sponsor:** Chiu  
Resolution supporting Assembly Bill 2175, introduced by Assemblymembers Daly and Ting, a tax rebate program for low-income renters to create financial security for low-income tenants and address the affordable housing needs in the State of California. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### **Requests for Hearing**

- 140454 [Hearing - Street Vacation Order - Quint Street Railroad Crossing Improvement Project - Quint Street, McKinnon Avenue, and Newcomb Avenue]**  
Hearing of persons interested in or objecting to the proposed Ordinance ordering the vacation of portions of Quint Street, McKinnon Avenue, and Newcomb Avenue as part of the Quint Street Railroad Crossing Improvement Project; quitclaiming the City's interest in the vacation areas to the Peninsula Corridor Joint Powers Board; reserving easement rights for the benefit of the City for its utilities; accepting a Department of Public Works Order concerning the street vacation; and authorizing official acts in connection with this Ordinance making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors on June 3, 2014.
- 140459 [Hearing - Size of the Fire Department's Fire Trucks and the Procurement Processes for Purchasing New Vehicles]**  
**Sponsors:** Wiener; Breed  
Hearing regarding the size of the Fire Department fire trucks and whether the trucks should be somewhat smaller in order to better navigate San Francisco's varied streets, including narrow streets in various parts of the city that have less than 20 feet of street clearance; the Department should be prepared to discuss its vehicle procurement process and specifications to secure vehicles, as well as any changes in vehicle size over time; the hearing will also consider a report by the Budget and Legislative Analyst (BLA) identifying best practices from other cities on the procurement of fire vehicles for local conditions, including use of smaller trucks in order to navigate narrow streets; the BLA will also evaluate changes in the Department's vehicle sizes over time. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

- 140460 [Hearing - Street Widths in Hunters Point Shipyard and Candlestick Point Developments]**  
**Sponsors:** Wiener; Breed  
 Hearing requesting a report from the Fire Department, Department of Public Works, and the Office of Community Investment and Infrastructure on the proposal to widen certain streets in the Hunters Point Shipyard and Candlestick Point developments, including why certain departments desired to make such a change so late in the process, the departments are requested to discuss their policy rationale for requesting such changes, including if and how the Better Streets Plan, the Pedestrian Safety Strategy, and the "Vision Zero" policy were factored and why prior Board of Supervisors and Mayoral approval of street cross sections for these developments was disregarded. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 140461 [Hearing - State of Wi-Fi and High Speed Broadband Internet Connectivity in San Francisco]**  
**Sponsor:** Farrell  
 Hearing on the state of Wi-Fi and high speed broadband Internet connectivity in San Francisco; review of the current broadband infrastructure and discussion on the current gaps and challenges to closing those gaps to provide internet access to all residents in San Francisco. RECEIVED AND ASSIGNED to Land Use and Economic Development 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 and introduced by the President.*

**PROPOSED ORDINANCES**

- 140402 [Settlement of Lawsuit - Jon Gatto - \$26,000]**  
 Ordinance authorizing settlement of the lawsuit filed by Jon Gatto against the City and County of San Francisco for \$26,000; the lawsuit was filed on December 10, 2012, in San Francisco Superior Court, Case No. CGC-12-518200; entitled Jon Gatto v. City and County of San Francisco. (City Attorney). ASSIGNED to Rules Committee.
- 140403 [Settlement of Lawsuit - Jameson Ashley - \$150,000]**  
 Ordinance authorizing settlement of the lawsuit filed by Jameson Ashley against the City and County of San Francisco for \$150,000; the lawsuit was filed on January 26, 2012, in the United States District Court for the Northern District of California, Case No. C-12-0045-JST; entitled Jameson Ashley v. City and County of San Francisco, et al. (City Attorney). ASSIGNED to Rules Committee.
- 140404 [Settlement of Lawsuit - Stantec Consulting Services, Inc. - City to Receive \$15,285,000]**  
 Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Stantec Consulting Services, Inc., and Stantec Architecture, Inc., for \$15,285,000; the lawsuit was filed on December 12, 2011, in Alameda County Superior Court, Case No. RG13679711; entitled City and County of San Francisco v. Stantec Consulting Services Inc., et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

- 140405 [Settlement of Lawsuit - Chris Escher - \$40,000]**  
Ordinance authorizing settlement of the lawsuit filed by Chris Escher against the City and County of San Francisco for \$40,000; the lawsuit was filed on August 14, 2012, in San Francisco Superior Court, Case No. CGC-12-523236; entitled Chris Escher v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 140406 [Settlement of Lawsuit - LaVaughan Butler-Moore - \$43,000]**  
Ordinance authorizing settlement of the lawsuit filed by LaVaughan Butler-Moore against the City and County of San Francisco for \$43,000; the lawsuit was filed on April 2, 2009, in San Francisco Superior Court, Case No. CGC-09-486869; entitled LaVaughan Butler-Moore v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

### **PROPOSED RESOLUTIONS**

- 140093 [Contract Amendment and Property Use License - TEGSCO, LLC - San Francisco AutoReturn Towing]**  
Resolution approving the first amendment to the amended and restated Towing Agreement and Property Use License for towing, storage and disposal of abandoned and illegally parked vehicles, between the San Francisco Municipal Transportation Agency and TEGSCO, LLC, dba San Francisco AutoReturn, for a period to commence upon Board approval through July 31, 2015. (Municipal Transportation Agency). SUBSTITUTED AND ASSIGNED to Budget and Finance Sub-Committee.
- 140407 [Settlement of Claim - Barbara Kay Hamblin - \$250,000]**  
Resolution approving the settlement of the unlitigated claim filed by Barbara Kay Hamblin against the City and County of San Francisco for \$250,000; claim was filed on June 5, 2013. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 140408 [Emergency Contract - Amending Resolution No. 265-13 - Repair Public Utilities Commission Southeast Water Pollution Control Plant Digesters - Not to Exceed \$14,545,427]**  
Resolution amending Resolution No. 265-13 to revise the scope of work for an emergency contract from six to five digesters at the Southeast Water Pollution Control Plant, and increase the contract not-to-exceed amount to \$14,535,427. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 140409 [Contract Approval - Procurement of a Type II Fireboat - Vigor Fab, Inc. - \$11,637,660]**  
Resolution approving the award of a contract for Procurement of a Type II Fireboat to Vigor Fab, Inc. (US Fab, Inc.), in an amount not-to-exceed \$11,637,660 pursuant to San Francisco Charter, Section 9.118(b), for the term ending December 31, 2015. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 140410 [Agreement - Use of Fast Pass on BART]**  
Resolution approving the Special Transit Fare (Fast Pass®) Agreement between the City and County of San Francisco and the Bay Area Rapid Transit District, with a term of July 1, 2014, through June 30, 2020. (Municipal Transportation Agency). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**Clerk to Act – April 29, 2014**

**Board Meeting Minutes for March 25, 2014 approved.**

*There were no Clerk to Act requests submitted at the April 29, 2014 Board Meeting.*

**In Memoriams**

John Shu-Tsu Lu - Board President David Chiu

Steven Lee - Board President David Chiu

John Legnitto - Full Board

Eseta Rene Ioane - Full Board

Santana Williams - Full Board