

Board of Supervisors



City Hall
1 Dr. Carlton B. Goodlett Place
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Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced at Roll Call

Tuesday, January 27, 2015

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

- 141296 [Appropriation - Water Enterprise Fund Balance for the Cleanup of Contaminated Soil at Lake Merced - \$9,500,000 - FY2014-2015]**
Sponsor: Mayor
Ordinance appropriating \$9,500,000 from Water Enterprise fund balance in the Public Utilities Commission Water Enterprise Department budget to support the project to cleanup contaminated soil at Lake Merced in FY2014-2015; and adopting findings under the California Environmental Quality Act regarding a Final Mitigated Negative Declaration, adopting a Mitigation Monitoring and Reporting Program, and making findings of consistency with the eight priority policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.
- 150078 [Public Utilities Commission Power Enterprise Revenue Bond Law]**
Sponsor: Mayor
Ordinance amending the Administrative Code by adding to Chapter 43, Article XIV, Sections 43.14.1 through 43.14.10, to provide procedures for the issuance of Power Revenue Bonds by the Public Utilities Commission of the City and County of San Francisco. ASSIGNED to Rules Committee.
- 150079 [2015 Power Revenue Bonds Issuance - Not to Exceed \$48,000,000]**
Sponsor: Mayor
Ordinance approving the issuance and sale of revenue bonds by the Public Utilities Commission of the City and County of San Francisco in an aggregate principal amount not to exceed \$48,000,000 to finance various capital projects consisting of reconstruction or replacement of existing water and/or electric power facilities pursuant to Charter, Section 9.107(6), and the acquisition, construction, installation, equipping, improvement, or rehabilitation of equipment or facilities for renewable energy and energy conservation pursuant to Charter, Section 9.107(8); approving the execution of certain documents and agreements; and approving other actions and matters in connection therewith, as defined herein. ASSIGNED to Budget and Finance Committee.

- 150080 [Urging the Public Utilities Commission to Implement a Revised Community Choice Aggregation Program]**
Sponsors: Avalos; Breed, Campos, Kim, Mar, Wiener and Yee
Ordinance urging the Public Utilities Commission to implement a revised Community Choice Aggregation Program that uses existing staff and excess generation from Hetch Hetchy and includes a 100% greenhouse gas emission free energy option and a “Light Green” option with average rates less than or equal to PG&E’s rates while exceeding PG&E’s level of renewable energy. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 150081 [Planning Code - Establishing the Fillmore Street Neighborhood Commercial Transit District]**
Sponsor: Breed
Ordinance amending the Planning Code to establish the Fillmore Street Neighborhood Commercial Transit District along Fillmore Street between Bush and McAllister Streets in place of the Fillmore Street Neighborhood Commercial District; amending various other sections to make conforming and other technical changes; amending the Zoning Map to make changes that conform with the Code amendments; and affirming the Planning Department’s determination under the California Environmental Quality Act, and making 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.
- 150082 [Planning Code, Zoning Map - Establishing the Divisadero Street Neighborhood Commercial Transit District]**
Sponsor: Breed
Ordinance amending the Planning Code to establish the Divisadero Street Neighborhood Commercial Transit District along Divisadero Street between Haight and O’Farrell Streets in place of the Divisadero Street Neighborhood Commercial District and make conforming and other technical changes to various other sections; amending the Zoning Map to make changes that conform with the Code amendments; affirming the Planning Department’s determination under the California Environmental Quality Act; and making 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.
- 150083 [Administrative Code - Family Violence Council]**
Sponsors: Tang; Breed and Cohen
Ordinance amending the Administrative Code to change the composition of the Family Violence Council; and establishing a sunset date for the Council, unless it is reauthorized by an Ordinance. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

Resolutions

- 150084 [Accept Gift - Gibbs Quadski XL - Fire Department Marine Operations - \$50,550]**
Sponsor: Mayor
Resolution authorizing the Fire Department to accept a gift of one Gibbs Quadski XL from Mr. Marc Benioff, valued at \$50,550 for use by the Fire Department for Marine Operations. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 150085 [Accept Gift - Gibbs Quadski XL - Police Department Marine Unit - \$50,550]**
Sponsor: Mayor
Resolution authorizing the Police Department to accept a gift of one Gibbs Quadski XL from Mr. Marc Benioff, valued at \$50,550 for use by the Police Department Marine Unit. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 150086 [Accept and Expend Grant - Exhaust Extractor Systems - \$1,485,014]**
Sponsor: Breed
 Resolution retroactively authorizing the Fire Department to accept and expend a grant in the amount of \$1,485,014 from the Federal Emergency Management Agency to upgrade its Exhaust Extractor Systems in various fire stations for the period of September 21, 2014, through September 20, 2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 150087 [Interim Zoning Controls - Building Permits for Commercial Uses in an Area Bounded by Market, 2nd, Brannan, and Division Streets, and South Van Ness Avenue]**
Sponsor: Kim
 Resolution imposing interim zoning controls to require that for a 12-month period in the area bounded by Market Street from Van Ness Avenue east to 5th Street on the north side and east to 2nd Street on the south side, 2nd Street south to Brannan Street, Brannan Street west to Division Street, and South Van Ness Avenue north to Market Street certain building permits for any building with some commercial use shall require the posting of a notice and a 15-day delay in starting the work and the re-establishment of a commercial use that has been converted to residential use shall require Planning Commission approval through either an authorization under Planning Code, Section 320, et seq., or a conditional use authorization; and making environmental findings and a determination of consistency with the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 150088 [Accept and Expend Grant - San Francisco Parks Alliance - Renovation of South Park - Up to \$1,811,550]**
Sponsor: Kim
 Resolution authorizing the Recreation and Park Department to accept and expend a grant of up to \$1,811,550 from the San Francisco Parks Alliance, on behalf of the South Park Improvement Association, for the design and construction of the renovation of South Park, for a three-year term, to commence upon Board approval. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 150089 [Noe Valley Community Benefit District - FYs 2009-2014 Annual Reports to the City]**
Sponsor: Wiener
 Resolution receiving and approving annual reports for the Noe Valley Community Benefit District for FYs 2009-2014, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 150090 [Castro/Upper Market Community Benefit District - FYs 2009-2013 Annual Reports to the City]**
Sponsor: Wiener
 Resolution receiving and approving annual reports for the Castro/Upper Market Community Benefit District for FYs 2009-2013, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's Management Agreement with the City, Section 3.4. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 150091 [Supporting California Assembly Bill 96 (Atkins and Lara) - Prohibiting the Sale of Ivory and Rhinoceros Horn]**
Sponsors: Wiener; Tang
 Resolution supporting California State Assembly Bill 96, co-authored by Speaker of the State Assembly Atkins and State Senator Lara, which prohibits the sale of ivory and rhinoceros horn in California. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 150092 [Accept and Expend Grant - Federal Transportation Elderly and Disabled Specialized Transit Program - \$239,000]**
Sponsor: Yee
 Resolution retroactively authorizing the Department of Public Health, Laguna Honda Hospital and Rehabilitation Center, to enter into the California Department of Transportation's Standard Agreement to accept and expend a grant of two medium sized transit shuttle vehicles and one large transit shuttle vehicle with a value of \$239,000 as part of the Federal Transportation Elderly and Disabled Specialized Transit Program for the period of October 9, 2013, through December 31, 2025. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 150093 [Supporting an Investigation into the Disappearance of 43 Mexican Students]**
Sponsors: Campos; Mar and Avalos
 Resolution supporting a full investigation into the disappearance of 43 students from Iguala, Guerrero, Mexico. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 150094 [Urging the State and PG&E to Consider Pedestrian Safety and Neighborhood Character When Drafting Rules and Regulations for Wireless Facilities]**
Sponsor: Wiener
 Resolution urging the California Public Utilities Commission, the State Legislature, and PG&E to consider pedestrian safety and neighborhood character when drafting rules and regulations for wireless facilities. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motion

- 150103 [Amending Board Rules - Renaming the Neighborhood Services and Safety Committee and Land Use and Economic Development Committee - Amending Referrals of Settlements, Litigation, and Rewards]**
Sponsor: Breed
 Motion amending the Board of Supervisors Rules of Order, Rule 3.27, by renaming the 'Neighborhood Services and Safety Committee' to 'Public Safety and Neighborhood Services Committee;' Rule 3.28, by renaming the 'Land Use and Economic Development Committee' to 'Land Use and Transportation Committee' and minor rewording; and Rules 3.26 and 3.25.2 by reassigning the responsibility to consider settlements of claims, litigation, and rewards from the Rules Committee to the Government Audit and Oversight Committee. RECEIVED AND ASSIGNED to Rules Committee.

Requests for Hearing

- 150026 [Follow-Up Board Response - Civil Grand Jury Report - Rising Sea Levels...At Our Doorstep]**
Hearing to receive updates from various City departments required to provide a response on the implementation of Recommendation Nos. 3 and 12b contained in the 2013-2014 Civil Grand Jury Report entitled, "Rising Sea Levels...At Our Doorstep," and respond to the Civil Grand Jury on the status of these implementations. (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 150095 [Hearing - Violence Prevention]**
Sponsor: Cohen
Hearing to review the Budget and Legislative Analyst's report entitled "Violence Prevention in San Francisco." RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 150096 [Hearing - Update on Herz Playground Shooting]**
Sponsor: Cohen
Hearing for a status update on youth and families who were impacted by the June 2014 shooting at Herz Playground; and requesting City Departments including, but not limited to, the District Attorney, the Department of Public Health, and the Mayor's Office to report. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 150097 [Hearing - 2015 Point-in-Time Homeless Count]**
Sponsor: Farrell
Hearing on the new information compiled for the 2015 Point-in-Time Homeless Count. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 150098 [Hearing - Rincon Hill Community and South of Market Stabilization Fund Improvements]**
Sponsor: Kim
Hearing and presentation from the Planning Department and the Mayor's Office of Housing and Community Development on the disbursement of \$1,200,000 to Urban West for Rincon Developers, LLC, for the improvements of the Rincon Hill Community and the South of Market (SoMa) Stabilization Fund. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 150099 [Hearing - Crime Trends and Police Staffing]**
Sponsors: Wiener; Cohen, Breed and Farrell
Hearing on current crime trends in San Francisco and how the Police Department is addressing these trends in light of police short-staffing; a study by the Controller on police staffing levels over time, and number of new officers required to bring the force up to full staffing, accounting for population growth; and requesting the Police Department and Controller to report. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 150100 [Hearing - Building Code Equivalencies for Accessory Dwelling Units]**
Sponsor: Wiener
Hearing to review the drafting of Building Code equivalencies related to recent legislation legalizing, and allowing for the development of new, accessory dwelling units; and requesting the Department of Building Inspection and Planning Department to report. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

- 150101 [Hearing - Predicament of Long-Term HIV Survivors Whose Private Disability Insurance Terminates Upon Eligibility for Social Security]**
Sponsors: Wiener; Campos
Hearing to discuss the expected financial needs created by the increase of people living with HIV/AIDS who will lose their private disability insurance as they become eligible for Social Security benefits, including discussion on the fact that the percentage of San Franciscans living with HIV/AIDS who are 50 years or older has increased by more than 100% since 2004 and now comprises 55% of the total population of HIV-positive people living, and the projected number of San Franciscans who will be affected by the transition from private disability insurance to social security eligibility; and requesting the Budget and Legislative Analyst to report. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 150102 [Hearing - Status of Selected Participatory Budgeting Projects for FY2013-2014]**
Sponsor: Yee
Hearing on the implementation of participatory budgeting projects selected through popular vote in FY2013-2014; and requesting the Municipal Transportation Agency, Recreation and Parks, the Office of Economic and Workforce Development, Library, and Unified School District to report. RECEIVED AND ASSIGNED to Government Audit and Oversight 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

- 150044 [Waiving Competitive Bidding Requirement - Construction Contract - Pneumatic Tube Products Company - San Francisco General Hospital - Not to Exceed \$951,887]**
Ordinance waiving the competitive bidding requirement in Administrative Code, Section 6.20, and authorizing the Director of Public Works to enter into a construction contract with Pneumatic Tube Products Company in an amount not to exceed \$951,887 for the purpose of modifying the pneumatic tube delivery systems in Buildings 5 and 25 at San Francisco General Hospital to make one integrated pneumatic tube system to service both buildings. (Public Works). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 150045 [Settlement of Lawsuit - Bay Area Air Quality Management District - \$31,400]**
Ordinance authorizing settlement of the lawsuit filed by The People of the State of California, by and through the Bay Area Air Quality Management District, against the City and County of San Francisco for \$31,400; the lawsuit was filed on March 27, 2012, in San Francisco Superior Court, Case No. CPF-12-512078; entitled The People of the State of California, by and through the Bay Area Air Quality Management District v. The City and County of San Francisco; other material terms of said settlement are that the settlement is a stipulated civil penalty that is allocated between the Fire Department (\$30,000), subject to Board of Supervisors approval, and the Municipal Transportation Agency (\$1,400), subject to Municipal Transportation Agency approval. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

- 150046 [Settlement of Unlitigated Claim - Lai Yuet Eng - \$55,757.22]**
Resolution approving the settlement of the unlitigated claim filed by Lai Yuet Eng against the City and County of San Francisco for \$55,757.22; claim was filed on October 14, 2014. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 150047 [Settlement of Unlitigated Claim - Anson Ha - \$26,904.59]**
Resolution approving the settlement of the unlitigated claim filed by Anson Ha against the City and County of San Francisco for \$26,904.59; claim was filed on October 23, 2014. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 150048 [Settlement of Unlitigated Grievance - Teamsters Local 853 - \$257,082.35]**
Resolution approving settlement of the unlitigated grievance of the Teamsters Local 853 against the City and County of San Francisco for \$257,082.35; the Teamsters Local 853 notified the City of the grievance on September 18, 2012. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 150049 [Memorandum of Agreement Modification - United States Department of the Interior, National Park Service - Not to Exceed \$31,659,798]**
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to negotiate and execute a modification to the Memorandum of Agreement with the United States Department of the Interior, National Park Service, Yosemite National Park, to provide additional funding in the amount of \$4,173,294 for a total revised agreement not to exceed amount of \$31,659,798 with an extension of one year, for a total duration of six years through July 1, 2016, pursuant to Charter, Section 9.118. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 150050 [Agreement Amendment - HDR Engineering, Inc. - Harry Tracy Water Treatment Plant - Long Term Improvements Project - Not to Exceed \$18,000,000]**
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No. 1 to Water Enterprise, Water System Improvement Program (WSIP)-funded Agreement No. CS-919R, Harry Tracy Water Treatment Plant, Long Term Improvements Project Construction Management Services, with HDR Engineering, Inc., for additional construction management services associated with the Harry Tracy Water Treatment Plant and associated projects, increasing the agreement amount by \$2,000,000 for a total not-to-exceed amount of \$18,000,000 with no change to the agreement duration, pursuant to Charter, Section 9.118. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 150051 [Accept and Expend Grant - San Francisco City Hall Preservation Fund - \$150,000]**
Resolution authorizing the Office of the City Administrator to accept and expend a grant in the amount of \$150,000 from the Pacific Gas and Electric Company for the San Francisco City Hall Preservation Fund in support of the City Hall Centennial for FY2014-2015. (City Administrator). RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act - January 27, 2015

Board Meeting Minutes for January 7, and January 8, 2015 approved.

There were no Clerk to Act requests submitted at the January 27, 2015 Board Meeting.

In Memoriams

Rosie Lee Caston-Howard - Supervisor Cohen
Fannie Shirley Rothman - Supervisor Mar
Greg Gutknecht - Supervisor Wiener
Robert "Bob" Morales - Entire Board
Dorothy Adams - Supervisor Yee
Laura J. Lai - Supervisor Yee