

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 16, 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

- 150460 [Sale of City Property - 35 and 45 Onondaga Avenue - No Less Than \$640,000]**
Sponsor: Avalos
Ordinance authorizing the sale, by public competitive bid, of City-owned property located at 35 and 45 Onondaga Avenue for no less than \$640,000; affirming the Planning Department's determination under the California Environmental Quality Act; and adopting findings that the sale is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Budget and Finance Sub-Committee.
- 150586 [Planning Code, Zoning Map - Rezoning a Portion of Daggett Street to Public Use/Open Space Zoning]**
Sponsor: Cohen
Ordinance amending the Planning Code by revising the Zoning Map to rezone a portion of Daggett Street between 16th Street and 7th Street from Urban Mixed Use/68-X Height and Bulk District to Public Use/Open Space as part of the establishment of Daggett Park; and making findings under the California Environmental Quality Act, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.
- 150643 [Administrative Code - Mandating Data Collection and Reporting of Detentions and Traffic Stops]**
Sponsor: Cohen
Ordinance amending the Administrative Code to require the Police Department and the Sheriff's Department to gather and regularly report data regarding detentions and traffic stops. ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee.

- 150644 [Land Transfer, Street Vacation, Gift Acceptance, Encroachment Permit, and Related Actions - Archstone Daggett Place, LLC - Daggett Street Between 16th and 7th Streets]**
Sponsor: Cohen
Ordinance approving an agreement with the Port of San Francisco for the City's purchase of Daggett Street between 16th and 7th Streets; summarily vacating the northern portion of the street; authorizing an interdepartmental transfer of the vacation area from Public Works to the Real Estate Division of the Office of the City Administrator for public open space; modifying the official public right-of-way width, changing the official sidewalk width, and changing the official grade on the remaining portion of Daggett Street and portions of 16th and 7th Streets; accepting a gift from Archstone Daggett Place, LLC, for certain park improvements on the portion of Daggett Street to be vacated and their maintenance; approving a major encroachment permit for the shared public way improvements on the remaining southerly portion of Daggett Street; delegating to the Director of Public Works the authority to accept other required public improvements associated with the adjacent development project; authorizing the Director of Property to execute a license agreement for the maintenance of the vacation area; affirming the Planning Commission'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, for the actions contemplated in this Ordinance. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.
- 150645 [Administrative Code - Health Service System Plans and Contribution Rates for Calendar Year 2016]**
Sponsor: Farrell
Ordinance amending the Administrative Code to approve health service system plans and contribution rates for calendar year 2016. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 150646 [Administrative Code - Amendments to Residential Rent Stabilization and Arbitration Ordinance]**
Sponsors: Kim, Campos, Mar and Avalos
Ordinance amending the Administrative Code to require landlords, after certain vacancies, to set the new base rent as the lawful rent in effect at the time of the vacancy; to require that there be a substantial violation of a lawful obligation or covenant of tenancy as a basis for the recovery of possession; to require a landlord, prior to seeking recovery of possession, to provide tenants an opportunity to cure the unauthorized addition of the tenant's family members to the tenant's unit; to prevent a landlord from seeking recovery of possession solely because the tenant is occupying a unit not authorized for residency; and to require landlords to plead and prove in any action to recover possession that at least one of the grounds of Section 37.9(a)-(b), stated in the notice to vacate is the dominant motive for recovering possession. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

Resolutions

- 150647 [Accept and Expend Grant - State Transportation Development Act, Article 3 - Pedestrian and Bicycle Project - \$1,014,983]**
Sponsor: Mayor
Resolution authorizing the acceptance and expenditure of State Transportation Development Act, Article 3, Pedestrian and Bicycle Project funding in the amount of \$1,014,983, including \$503,135 for Public Works and \$511,848 for the San Francisco Municipal Transportation Agency for the period of July 1, 2015, through June 30, 2018. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 150648 [Deposit and Reimbursement Agreement - Treasure Island Development Authority - Treasure Island Community Development, LLC - Naval Station Treasure Island - \$100,000 Initial Deposit]**
Sponsor: Mayor
Resolution approving a Deposit and Reimbursement Agreement relating to Naval Station Treasure Island between the City, the Treasure Island Development Authority, and Treasure Island Community Development, LLC, in the amount of an initial deposit of \$100,000 for reimbursement of certain eligible expenses incurred by the City in the formation of Community Facilities Districts and Infrastructure Financing Districts on Treasure Island and Yerba Buena Island over an indefinite term up to 20 years. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.
- 150649 [Accept and Expend Grant - Federal Highway Bridge Replacement and Rehabilitation Program - 4th Street Bridge - \$11,420,360]**
Sponsor: Mayor
Resolution retroactively authorizing Public Works to accept and expend a grant in the amount of \$11,420,360 from the Federal Highway Bridge Replacement and Rehabilitation Program - 4th Street Bridge for reimbursement of eligible project and settlement costs incurred by the City and County of San Francisco for the period of January 1, 2007, through January 12, 2012. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 150650 [Suspending Budget Stabilization Reserve Requirements - FY2015-2016]**
Sponsor: Avalos
Resolution suspending requirements for the Budget Stabilization Reserve in Administrative Code, Section 10.60(c), for FY2015-2016 for the purpose of using the funds to acquire property for future affordable housing developments. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 150651 [Calling for a Comprehensive Analysis on the State of Housing and Production, Distribution, and Repair in the Mission]**
Sponsor: Campos
Resolution calling on the Planning Department to produce a comprehensive series of reports about the status of the Mission Area Plan of the Eastern Neighborhoods, especially with respect to its two primary goals of expanding the production of affordable housing and the preservation of Production, Distribution, and Repair uses in the Mission and report back to the Board of Supervisors. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.
- 150652 [Term Sheet Endorsement - The Regents of the University of California - Ground Lease - Research Facility at 1001 Potrero Avenue - \$180,000 Per Annum]**
Sponsor: Cohen
Resolution endorsing a non-binding term sheet with The Regents of the University of California (the Regents) for the potential lease by the Regents of the B/C Lot of the Priscilla and Mark Zuckerberg San Francisco General Hospital Campus at 1001 Potrero Avenue (a portion of Assessor's Parcel Block No. 4154, Lot No. 001) for development by the Regents of a research facility for an initial lease term of 75 years and initial base rent of \$180,000 per annum. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

- 150653 [Assessment Ballots for City-Owned Parcels - Dogpatch & Northwest Potrero Hill Green Benefit District]**
Sponsor: Cohen
Resolution authorizing the Mayor to cast ballots in the affirmative on behalf of the City and County of San Francisco as owner of seven parcels of real property over which the Board of Supervisors has jurisdiction, where those parcels would be subject to assessment in the proposed property-based business improvement district to be named the "Dogpatch & Northwest Potrero Hill Green Benefit District." RECEIVED AND ASSIGNED to Land Use and Transportation Committee.
- 150654 [Establishing Monthly Contribution Amount - Health Service Trust Fund - 2016]**
Sponsor: Farrell
Resolution establishing the monthly contribution amount to Health Service Trust Fund for the 2016 calendar year. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 150655 [Supporting California State Senate Bill 350 (De Leon, Leno) - Clean Energy and Pollution Reduction Act]**
Sponsor: Breed
Resolution supporting California State Senate Bill 350, the Clean Energy and Pollution Reduction Act of 2015, authored by Senators De Leon and Leno (coauthors: Senators Hancock and Monning), which creates or expands three related clean-energy goals to be achieved by 2030: generating 50% of total retail sales of electricity from renewable resources; doubling the energy efficiency of existing buildings; and reducing petroleum used in motor vehicles by 50%. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 150656 [Supporting California State Senate Constitutional Amendment 5 (Mitchell, Hancock) - Property Tax Fairness Amendment]**
Sponsor: Cohen
Resolution supporting California State Senate Constitutional Amendment 5, authored by Senators Holly Mitchell and Loni Hancock, the Property Tax Fairness amendment, making California's property tax code fair by assessing commercial and industrial properties at their market value, after a phase-in period. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 150657 [Supporting California State Senate Bill 411 (Lara) - The Right to Record Bill]**
Sponsor: Cohen
Resolution supporting California State Senate Bill 411, The Right to Record Bill, authored by Senator Ricardo Lara which states that anyone making an audio or video recording of a police or peace officer in a public place that the individual has a right to be in is not breaking the law. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 150665 [Legislative Chamber - Centennial Celebration - October 9, 2016]**
Resolution declaring October 9, 2016, as the 100th Anniversary of the Board of Supervisors Legislative Chamber and in recognition of the Centennial Celebration of the First Official Board of Supervisors Meeting held in the Legislative Chamber; and designating October 4, 2016, as the official date of the celebration. (Clerk of the Board). RECEIVED AND ASSIGNED to Board of Supervisors on July 7, 2015.

Motions

- * **150658** **[Initiative Ordinance - Environment Code - Clean Energy Right to Know Act]**
Sponsors: Breed; Avalos, Wiener and Christensen
Motion ordering submitted to the voters an Ordinance amending the Environment Code to define the terms Clean Energy, Green Energy, and Renewable Greenhouse Gas-Free Energy to provide San Francisco residents and businesses accurate information regarding electric power; and requiring the Department of the Environment to identify power sourced from nuclear power plants, at an election to be held on November 3, 2015. ASSIGNED **UNDER 30 DAY RULE** to Rules Committee.
- 150659** **[Initiative Ordinance - Administrative Code - Surplus City Property Ordinance]**
Sponsors: Kim; Avalos, Campos and Mar
Motion ordering submitted to the voters an Ordinance amending the Administrative Code to update provisions of the Surplus City Property Ordinance, expand the affordability criteria for housing developed on property acquired for affordable housing under the Ordinance, restrict for 120 days any other disposition of surplus City property being considered for transfer to the Mayor's Office of Housing and Community Development for development of affordable housing under the Ordinance, provide for implementation of the State Surplus Property Statute, and provide for amendment of the initiative ordinance by the Board of Supervisors, at an election to be held on November 3, 2015; and affirming the Planning Department's determination under the California Environmental Quality Act. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

Requests for Hearing

- 150551** **[Hearing - Report of Assessment Costs for Blighted Properties - Accelerated Sidewalk Abatement Program]**
Hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties through the Accelerated Sidewalk Abatement Program ordered to be performed by said Director pursuant to Administrative Code, Section 80, the costs thereof having been paid for out of a blight abatement fund. (Clerk of the Board). RECEIVED AND ASSIGNED to Board of Supervisors on June 23, 2015.
- 150660** **[Initiative Ordinance - Environment Code - Clean Energy Right To Know Act]**
Sponsors: Breed; Avalos, Wiener and Christensen
Hearing to consider the proposed initiative ordinance submitted by four or more Supervisors to the voters at the November 3, 2015, Election entitled "Ordinance amending the Environment Code to define the terms Clean Energy, Green Energy, and Renewable Greenhouse Gas-free Energy to provide San Francisco residents and businesses accurate information regarding electric power; and requiring the Department of the Environment to identify power sourced from nuclear power plants." RECEIVED AND ASSIGNED to Rules Committee.

150661 [Initiative Ordinance - Administrative Code - Surplus Public Lands]

Sponsors: Kim; Avalos, Campos and Mar

Hearing to consider the proposed initiative ordinance submitted by four or more Supervisors to the voters at the November 3, 2015, Election entitled "Ordinance amending the Administrative Code to update and expand the applicability of provisions of the Surplus City Property Ordinance and the public process around its implementation, expand the affordability criteria for housing developed on property acquired for affordable housing under the Ordinance, restrict for 120 days any other disposition of surplus City property being considered for transfer to the Mayor's Office of Housing and Community Development for development of affordable housing under the Ordinance, provide for implementation of the State Surplus Property Statute, and provide for amendment of the initiative ordinance by the Board of Supervisors."
RECEIVED AND ASSIGNED to Rules 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.

PROPOSED ORDINANCES

150612 [Settlement of Lawsuit - Evan Connor - \$320,000]

Ordinance authorizing the settlement of the lawsuit filed by Evan Connor against the City and County of San Francisco for \$320,000; the lawsuit was filed on September 1, 2011, in San Francisco Superior Court, Case No. CPF-11-511559, entitled Connor v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150613 [Settlement of Lawsuit - Marshall & Swift/Boeckh, LLC - \$395,000]

Ordinance authorizing settlement of the lawsuit filed by Marshall & Swift/Boeckh, LLC, against the City and County of San Francisco for \$395,000; the lawsuit was filed on August 1, 2014, in the U.S. District Court for the Central District of California, Case No. 2:14-CV-6029-MMM (JPRx); entitled Marshall & Swift/Boeckh, LLC, dba Marshall & Swift v. City and County of San Francisco; other material terms of said settlement are termination of San Francisco's licenses to use the Marshall Valuation Service, effective July 1, 2015. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150614 [Settlement of Lawsuit - Gallieria, Inc. dba Trico Construction - \$35,000]

Ordinance authorizing settlement of the lawsuit filed by Gallieria, Inc. dba Trico Construction against the City and County of San Francisco for \$35,000; the lawsuit was filed on June 13, 2014, in San Francisco Superior Court, Case No. CGC-14-539869; entitled Gallieria, Inc. dba Trico Construction v. City and County of San Francisco; other material terms of said settlement are plaintiff to retain refund of premium for payment and performance bond. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150615 [Settlement of Lawsuit - Kelly O'Haire - \$725,000]

Ordinance authorizing settlement of the lawsuit filed by Kelly O'Haire against the City and County of San Francisco for \$725,000; the lawsuit was filed on May 15, 2013, in San Francisco Superior Court, Case No. CGC 13-531419; entitled Kelly O'Haire v. City and County of San Francisco, et al. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

- 150616 [Real Property Acquisition - Easements from the Jefferson Elementary School District - Regional Groundwater Storage and Recovery Project, San Mateo County - \$426,000]**
Resolution ratifying, approving, and authorizing the acquisition of seven easements from the Jefferson Elementary School District, a California public school district, for \$426,000 to be used by the City and County of San Francisco under the Water System Improvement Program for the access, installation, modification, removal, inspection, maintenance, repair, replacement, periodic scheduled maintenance, emergency repairs, and construction of the project known as the Regional Groundwater Storage and Recovery Project, Project No. CUW30103; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and ratifying the Agreement and authorizing the Director of Property and/or the San Francisco Public Utilities Commission General Manager to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. (Real Estate Department). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 150617 [Tolling Agreement - Gene Gee]**
Resolution approving a tolling agreement to toll the statute of limitations on Gene Gee's claim against the City in exchange for a dismissal without prejudice in Gene Gee v. ARB Construction, et al., San Francisco Superior Case No. CGC-14-542509. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 150618 [Contract Amendments - En Pointe Technologies, ComputerLand of Silicon Valley, and Xtech JV - Tier 1A Technology Marketplace - \$95,000,000 in Total]**
Resolution authorizing the Office of Contract Administration to enter into the First Amendment for the Tier 1A Technology Marketplace purchases between the City and En Pointe Technologies, Inc., ComputerLand of Silicon Valley, and Xtech JV in which the amendments shall increase the current contract limits from: \$12,000,000 to \$32,000,000 for ComputerLand of Silicon Valley; from \$12,000,000 to \$32,000,000 for Xtech JV; and from \$12,000,000 to \$31,000,000 for En Pointe Technologies, Inc., for \$95,000,000 in total during the period of October 1, 2014, to September 30, 2017. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 150619 [Official Advertising - FY2015-2016]**
Resolution designating San Francisco Print Media Co., commonly known as The Examiner, to be the official newspaper of the City and County of San Francisco for all official advertising for FY2015-2016. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150620

[Outreach Advertising and Neighborhood Outreach Advertising - FY2015-2016]

Resolution designating Small Business Exchange to be the outreach newspaper of the City and County of San Francisco for the African American community; Bay Area Reporter to be the outreach newspaper of the City and County of San Francisco for the Lesbian, Gay, Bisexual, and Transgender community; SF Weekly to be the outreach newspaper of the City and County of San Francisco for the African-American, Chinese, Hispanic and Lesbian, Gay, Bisexual, and Transgender community; Central City Extra to be the neighborhood outreach newspaper of the City and County of San Francisco for the Central City neighborhood; Jasmine Blue Media/Marina Times to be the neighborhood outreach newspaper of the City and County of San Francisco for the Northern San Francisco neighborhood; and Potrero View to be the neighborhood outreach newspaper of the City and County of San Francisco for the Potrero Hill, Dogpatch, Bayview, SOMA, Mission Bay neighborhoods; to provide outreach advertising for FY2015-2016. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Clerk to Act - June 16, 2015

Board Meeting Minutes for May 5, 2015 approved.

There were no Clerk to Act requests submitted at the June 16, 2015 Board Meeting.

In Memoriams

Vicki Rosen - Supervisor Wiener

LeRoy King - Board President Breed and Supervisor Cohen

James Jerome Perry - Board President Breed

Karen Huggins - Supervisor Campos