



**Legislation Introduced at Roll Call**

**Tuesday, July 21, 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**

**150646 [Administrative Code - Amendments to Residential Rent Stabilization and Arbitration Ordinance]**

**Sponsors:** Kim, Campos, Mar and Avalos

Ordinance amending the Administrative Code to: 1) prohibit, with certain exceptions, rent increases based on the addition of occupants even where a pre-existing rental agreement or lease permits such an increase; 2) prevent evictions based on the addition of occupants if the landlord has unreasonably refused the tenant's written request, including a refusal based on the amount of occupants allowed by the rental agreement or lease; 3) require landlords, after certain vacancies, to set the new base rent as the lawful rent in effect at the time of the vacancy; 4) require that there be a substantial violation of a lawful obligation or covenant of tenancy as a basis for the recovery of possession; 5) 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; 6) prevent a landlord from seeking recovery of possession solely because the tenant is occupying a unit not authorized for residency; 7) require landlords to state in notices to vacate for certain good cause evictions the lawful rent for the unit at the time the notice is served; 8) require the Rent Board to prepare a form in English, Chinese, Spanish, Vietnamese, Tagalog, and Russian stating that a notice to vacate may lead to a lawsuit to evict and stating that advice regarding notices to vacate is available from the Rent Board; 9) require landlords to attach a copy of the Rent Board form in the primary language of the tenant to each notice to vacate; and 10) require landlords to plead and prove in any action to recover possession that at least one of the grounds of Administrative Code, Section 37.9(a)-(b) stated in the notice to vacate is the dominant motive for recovering possession. SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

**150787 [Planning Code, Zoning Map - Fifth and Mission Special Use District]**

**Sponsor:** Mayor

Ordinance amending the Planning Code to add Section 249.74 to create the Fifth and Mission Special Use District; and amending Zoning Sectional Maps ZN001, SU001, and HT001 to reflect the Fifth and Mission Special Use District; and making environmental findings, including a statement of overriding consideration, 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 Transportation Committee.

- 150788 [Development Agreement - 5M Project, LLC - Fifth and Mission Project]**  
**Sponsor:** Mayor  
Ordinance approving a Development Agreement between the City and County of San Francisco and 5M Project, LLC, a Delaware limited liability company, for the Fifth and Mission Project at the approximately 4-acre site located at Fifth Street between Mission and Howard Streets; making findings under the California Environmental Quality Act, findings of conformity with the City's General Plan, and the eight priority policies of Planning Code, Section 101.1(b); approving the use of Impact Fees and Exactions for affordable housing, art and other community benefits, as set forth in the Development Agreement, and waiving any provision in Planning Code, Article 4, or Administrative Code, Article 10, that would conflict with the described uses of these funds; and waiving certain provisions of Administrative Code, Chapter 56, and ratifying certain actions taken in connection therewith. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.
- 150789 [Accept and Expend Grant - FUSE Corps Senior Fellow Grant - Amendment to the Annual Salary Ordinance - \$134,632]**  
**Sponsor:** Mayor  
Ordinance authorizing the Department of Human Resources to accept and expend a grant in the amount of \$134,632 from FUSE Corps to prepare students for pathways into careers in Science, Technology, Engineering, and Mathematics; and amending the Annual Salary Ordinance to provide for the addition of one grant-funded Class 0922 Manager I position for the period of September 28, 2015, through September 30, 2016. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 150790 [Planning Code - Establishing a New Citywide Transportation Sustainability Fee]**  
**Sponsors:** Mayor; Wiener and Breed  
Ordinance amending the Planning Code by establishing a new citywide Transportation Sustainability Fee and suspending application of the existing Transit Impact Development Fee, with some exceptions, as long as the Transportation Sustainability Fee remains operative; amending Section 401 to add definitions reflecting these changes; amending Section 406 to clarify affordable housing and homeless shelter exemptions from the Transportation Sustainability Fee; making conforming amendments to the Area Plan fees in Planning Code, Article 4; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including general findings, findings of public necessity, convenience and welfare, 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 Transportation Committee.
- 150791 [Administrative Code - Protection of Biometric Information]**  
**Sponsor:** Mar  
Ordinance amending the Administrative Code to prohibit the City from disclosing biometric information it possesses about its employees or other persons, collecting biometric information from its employees, or using biometric information from its employees for timekeeping purposes, with certain exceptions. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 150792 [Fire Code - Disclosure of Fire Safety Information]**  
**Sponsor:** Tang  
Ordinance amending the San Francisco Fire Code to require building owners and homeowners' associations with five or more units to post and disclose fire safety information to residents; making findings as to local conditions pursuant to the California Health and Safety Code; and directing the Clerk of the Board of Supervisors to transmit the Ordinance to appropriate State officials. ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee.

**150793 [Planning Code - Child Care Requirements for Office and Residential Projects and Associated Fees]**  
**Sponsor:** Yee  
Ordinance amending the Planning Code to increase the Child Care In Lieu Fee for office and hotel development projects of up to \$1.57 per gross square foot and apply the Fee to projects of 25,000 or more gross square feet; to impose a tiered Child Care Fee for residential development projects of up to \$1.83 per gross square feet; to allow developers the option to provide onsite Small Family Daycare Homes in lieu of the fee; 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 Transportation Committee.

## **Resolutions**

**150794 [Accept and Expend Gift - Estate of Nguey Woo - Police Department - \$54,972.09]**  
**Sponsor:** Mayor  
Resolution authorizing the San Francisco Police Department to accept and expend a donation of \$54,972.09 pursuant to the order of final distribution of the estate of Nguey Woo. RECEIVED AND ASSIGNED to Budget and Finance Committee.

**150795 [Resolution to Establish - Dogpatch & Northwest Potrero Hill Green Benefit District]**  
**Sponsor:** Cohen  
Resolution to establish the property-based business improvement district known as the "Dogpatch & Northwest Potrero Hill Green Benefit District;" ordering the levy and collection of assessments against property located in that district for ten years commencing with FY2015-2016, subject to conditions as specified herein; and making environmental findings. RECEIVED AND ASSIGNED to Board of Supervisors on 7/28/2015.

**150796 [Confirming Support for the Sanctuary City and Due Process for All Ordinance and Urging the Sheriff to Immediately Rescind His Department-Wide Gag Order]**  
**Sponsor:** Farrell  
Resolution confirming the Board of Supervisors support for the Sanctuary City and Due Process for All Ordinance and urging the Sheriff to immediately rescind his department-wide gag order. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**150797 [Accept and Expend Gifts - Dr. Milka Rols - Laguna Honda Hospital and Rehabilitation Center - \$400,000 to Resident Gift Fund - \$100,000 to Employee Development Fund for Quality Improvement, Education, and Training]**  
**Sponsor:** Yee  
Resolution retroactively authorizing the Department of Public Health to accept and expend gifts from Dr. Milka Rols to Laguna Honda Hospital and Rehabilitation Center Resident Gift Fund in the amount of \$400,000 for the period of July 1, 2015, through June 30, 2035, and \$100,000 to the Development Fund for Quality Improvement, Education, and Training for the period of July 1, 2015, through June 30, 2025. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 150798 [Approval of a 60-Day Extension for Planning Commission Review of an Ordinance Amending the Planning Code to Require Conditional Use Authorization for All Residential Mergers (File No. 150494)]**  
**Sponsor:** Avalos  
Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 150494) amending the Planning Code to require conditional use authorization for all residential mergers and to require compliance with landscaping and permeable surfaces requirements for building additions and residential mergers; affirming the Planning Department's California Environmental Quality Act determination; and making Planning Code, Section 302, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 150799 [Urging Governor Brown and the California State Legislature to Restore \$331,044,084 to the National Mortgage Special Deposit Fund]**  
**Sponsor:** Avalos  
Resolution urging Governor Jerry Brown and the California State Legislature to comply with the Sacramento County Superior Court's decision that found they illegally diverted \$331,044,084 from the National Mortgage Special Deposit Fund; and to meet with the plaintiffs in the lawsuit to discuss the schedule for restoring these funds and tailoring programs for the funds to help struggling homeowners keep their homes. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 150800 [Artistic Free Speech Day - August 7, 2015]**  
**Sponsor:** Farrell  
Resolution declaring August 7, 2015, as Artistic Free Speech Day in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 150801 [Supporting the "No Traffick Ahead" Campaign to Take a Stand Against Human Trafficking in the Bay Area Before the 2016 Super Bowl and Beyond]**  
**Sponsors:** Tang; Kim, Cohen, Mar and Breed  
Resolution supporting the "No Traffick Ahead" Campaign by leveraging San Francisco's buying power to encourage local hotels and restaurants to take steps before the 2016 Super Bowl to address human trafficking by training employees, auditing supply chains for risk of trafficking, and adopting codes of conduct; and requesting City departments that interact with human trafficking cases to train their staff on human trafficking. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 150802 [Allow the Department of Public Health to Accept and Execute California Department of Transportation Grants - Non-Infrastructure Transportation Projects]**  
**Sponsor:** Wiener  
Resolution authorizing the Department of Public Health to receive Federal and State Funding for certain Non-Infrastructure Transportation Projects through the California Department of Transportation, and to delegate authorization to execute agreements and any amendments to the Director of the Department of Public Health. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 150807 [Consolidation of Elections Scheduled for November 3, 2015]**  
**Sponsor:** Breed  
Resolution consolidating the City and County of San Francisco Municipal Election to be held on November 3, 2015, with the City College of San Francisco Governing Board Election and the City and County of San Francisco Special Bond Election; and providing that the election precincts, voting places, and officers for these elections shall be the same as for the State General Election. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### **Requests for Hearing**

- 150604 [Hearing - Civil Grand Jury Report - CleanPowerSF At Long Last]**  
Hearing on the recently published 2014-2015 Civil Grand Jury report, entitled "CleanPowerSF At Long Last." (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 150606 [Hearing - Civil Grand Jury Report - San Francisco's City Construction Program: It Needs Work]**  
Hearing on the recently published 2014-2015 Civil Grand Jury report, entitled "San Francisco's City Construction Program: It Needs Work." (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 150608 [Hearing - Civil Grand Jury Report - Unfinished Business: A Continuity Report on the 2011-2012 Report, "Déjà Vu All Over Again"]**  
Hearing on the recently published 2014-2015 Civil Grand Jury report, entitled "Unfinished Business: A Continuity Report on the 2011-2012 Report, 'Déjà Vu All Over Again.'" (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 150806 [Hearing - Civil Grand Jury Report - San Francisco Fire Department, What Does the Future Hold?]**  
Hearing on the recently published 2014-2015 Civil Grand Jury report, entitled "San Francisco Fire Department, What Does the Future Hold?" (Clerk of the Board). 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.*

### **PROPOSED RESOLUTIONS**

- 150753 [Settlement of Unlitigated Claim - James Neidel, Francisco Alfaro, and Jose Alvarez - \$87,515]**  
Resolution approving the settlement of the unlitigated claim filed by James Neidel, Francisco Alfaro, and Jose Alvarez against the City and County of San Francisco for \$87,515; claim was filed on March 6, 2015. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 150754 [Mental Health Services Act 2014-2017 Innovation Peer Respite Project Plan]**  
Resolution authorizing adoption of the San Francisco Mental Health Services Act 2014-2017 Innovation Peer Respite Project Plan. (Public Health Department). RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.
- 150755 [Real Property Lease - Mission Valley Rock, Co. - San Francisco Public Utilities Commission Parcel Nos. 62 and 65 in Sunol, California - Initial Annual Rate \$60,000]**  
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission (SFPUC) to negotiate and execute, on behalf of the City acting through SFPUC, as landlord, a 25-year lease to Mission Valley Rock, Co., as tenant, of approximately 199 acres of SFPUC Parcel Nos. 62 and 65 in Sunol, California for water use and management, aggregate conveyance, overburden and fines placement, and reclamation, for an initial annual rental rate of \$60,000, plus 4% annual rent increases. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 150756 [Agreement Amendment - PRWT Services, Inc. - Citation Processing and Support Services - Not to Exceed \$64,871,292]**  
Resolution approving the Fourth Amendment to the Agreement with PRWT Services, Inc., for citation processing and support services to extend the Agreement by one year to October 31, 2016, with an option to extend the Agreement for up to two additional years, and to increase the Agreement by \$11,395,881 for a total contract amount not to exceed \$64,871,292. (Municipal Transportation Agency). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Clerk to Act – July 21, 2015**

**Board Meeting Minutes for June 16, 2015 and the June 17, 2015 and June 19, 2015, Special Meeting Minutes at the Budget and Finance Committee Meeting approved.**

**Requests Granted**

From: Supervisor Farrell

To: Sheriff

Requesting/Inquiring: Why was Juan Francisco Lopez-Sanchez subsequently held in our county jail for more than two and a half weeks after the District Attorney dismissed charges?

**In Memoriam**

Father Austin Conterno - Supervisor Christensen