

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, July 17, 2012 - 2:00 PM

**Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689**

Regular Meeting

DAVID CHIU, PRESIDENT

JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND,
MARK FARRELL, JANE KIM, ERIC MAR, CHRISTINA OLAGUE, SCOTT WIENER

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Chu, Avalos, Kim, Cohen, Wiener	Wednesday 11:00 AM
Budget and Finance Sub-Committee Supervisors Chu, Avalos, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Campos, Olague, Chiu, Commissioners Fewer, Maufas, Mendoza	4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Elsbernd, Chu, Olague	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Farrell, Elsbernd, Chiu	2nd and 4th Thursday 1:00 PM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Avalos, Olague, Mar	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Farrell, Campos	1st and 3rd Thursday 1:30 PM

Members Present: John Avalos, David Campos, David Chiu, Carmen Chu, Malia Cohen, Sean Elsbernd, Mark Farrell, Jane Kim, Eric Mar, Christina Olague, and Scott Wiener

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:06 p.m. On the call of the roll, Supervisor Mar was noted absent. There was a quorum.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Mar was noted present at 2:08 p.m.

Supervisor Farrell, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of June 12, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

COMMUNICATIONS

There were none.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

120765 [Formal Policy Discussions - July 17, 2012]

Pursuant to Charter Sections 2.103 and 3.100(7), and Administrative Code Section 2.11, the Mayor shall answer the following eligible questions submitted from Supervisors representing District 1, 3, 9, 11. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. Statewide budget cuts to California's education system have been catastrophic. The San Francisco School District faces up to \$83.8 million in cuts over the next two years, representing a 20% overall decrease in its operating budget. Upcoming summer school offerings are nearly non-existent and class sizes will increase significantly once again next year. 210 layoff notices have been sent to our teachers. We are truly facing a crisis for families with school age children living in San Francisco. Can you tell me what steps your office is taking to help fund San Francisco public schools? (Supervisor Mar, District 1)

2. Four years ago, when I came into office, San Francisco city government had seven email systems when we should have one, three dozen data centers when we should have a handful, and dozens of contracts with the same information technology (IT) vendors when we should have master enterprise agreements. Major IT projects such as JUSTIS, e-Merge, and DBI/Planning permit tracking have been years behind schedule and millions of dollars over budget. Today, the situation has not changed much. At a time when we spend over \$200M a year on IT across dozens of decentralized departments, best practices and numerous city reports have repeatedly confirmed the need to centralize and consolidate IT spending and management. Despite our proximity to Silicon Valley, our city's IT system is stuck in the 1990s. What can we do to bring our city's information technology into the 21st century? (President Chiu, District 3)

3. At the Land Use & Economic Development Hearing on July 9, 2012, the Director of the Health Services System (HSS), Catherine Dodd, explained that California Pacific Medical Center's (CPMC) refusal to charge HSS out of network patients the same rate as HSS in network patients will undermine the competing Accountable Care Organizations (ACO) that she is trying to build. Director Dodd also explained that building the competing ACOs are one of her main strategies to control Health Care Costs for the City. What is your strategy for controlling Health Care Costs given CPMC's unwillingness to follow other San Francisco non-profit hospitals like Dignity Health and UCSF, and charge the same rate for in and out of network HSS patients? (Supervisor Campos, District 9)

4. Since the beginning of the year, the Oceanview, Merced Heights, Ingleside (OMI) neighborhoods in District 11 have experienced a spike in homicides, starting with the brutal murder of a family of five on Howth Street in March. Since that time there have been another four homicides, impacting the African American community. In addition to these murders, there have been accounts of increased violence and shootings throughout the OMI. Not since 2008 has District 11 suffered from this level of violence. In 2009, my office initiated a process to bring together residents, City agencies, youth, and local organizations to foster community development efforts. These have led to better relationships between these sometimes disparate groups, which allowed us to work cooperatively on community grant-making, community driven neighborhood beautification, youth development opportunities, and senior support services. I am interested in working with you collaboratively. What are you doing to immediately address violence in the OMI and what is your vision in the long term to develop the OMI's and especially the African American community's resilience and capacity to address these concerns? Specifically, I am interested in working with you on proposals that do not violate people's 4th Amendment rights as a stop and frisk policy will very likely do. I will be scheduling a hearing in the Public Safety Committee to discuss the spike in homicides, and I hope that you, your public safety staff, relevant City agencies, and the Police Department will participate and offer ideas for collaborative solutions to the violence. (Supervisor Avalos, District 11)

Mayor Edwin Lee addressed the Board of Supervisors and discussed the above referenced questions. Following public comment this matter was filed. No further action was taken.

HEARD AND FILED

CONSENT AGENDA

There were no items.

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

120591 [Proposed Budget and Annual Appropriation Ordinance FYs 2012-2013 and 2013-2014]

Sponsor: Mayor

Proposed Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of May 31, 2012, for the FYs ending June 30, 2013, and June 30, 2014.

(Fiscal Impact)

Supervisor Elsbernd, seconded by Supervisor Kim, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE to increase attrition savings with associated fringe benefits in the Board of Supervisors' budget by \$214,000, equivalent in value to two Board Aides, and increase the District Project Fund by \$214,000 in the FY2012-2013 budget. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120592 [Annual Salary Ordinance - FYs 2012-2013 and 2013-2014]

Sponsor: Mayor

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2013, and June 30, 2014, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120593 [Treasure Island Development Authority Budget - FYs 2012-2013 and 2013-2014]**Sponsor: Mayor**

Resolution approving the budget of the Treasure Island Development Authority for FY2012-2013 and FY2013-2014.

Resolution No. 268-12**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120596 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved]**Sponsor: Mayor**

Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: budget analyst (Board of Supervisors); absentee voter ballot distribution (Department of Elections); LGBT Anti-violence Education and Outreach Program (District Attorney); central shops security, convention facilities management, and security services (General Services Agency-City Administrator); security services-1680 Mission Street (General Services Agency-Public Works); mainframe system support (General Services Agency-Technology); security services (Human Services Agency); and food services (Sheriff).

Resolution No. 267-12**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120673 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved]**Sponsor: Mayor**

Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following service: custodial services (General Services Agency-City Administrator).

Resolution No. 266-12**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120597 [Police Code - Increase Permit and License Fees]**Sponsor: Mayor**

Ordinance amending the San Francisco Police Code Sections 2.26 and 2.27 to: 1) update the fees to reflect prior cost of living adjustments; 2) increase the permit application fee for commercial parking permits; and 3) increase license fees to include cost recovery for the Tax Collector's Office; and making environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120604 [Health Code - Patient Rates]**Sponsor: Mayor**

Ordinance amending the San Francisco Health Code Section 128 to set patient rates and other services provided by the Department of Public Health, effective July 1, 2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120606 [Administrative Code - Plan Review and Site Inspection to Ensure Compliance with Federal Disability Laws Fees]**Sponsor: Mayor**

Ordinance amending the San Francisco Administrative Code Section 2A.22.1 to revise and increase the fees charged to City administered or City funded construction projects for plan review and site inspection by the Mayor's Office on Disability for compliance with federal disability access laws; and making environmental findings and findings of consistency with the General Plan.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120607 [Fire Code - Fire Department Service Fees]**Sponsor: Mayor**

Ordinance amending the San Francisco Fire Code Sections 113.10 and 113.21 to increase fees for certain Fire Department services; and making environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120608 [Park Code - Consolidating Golf Course Provisions and Increasing Certain Golf Fees]**Sponsor: Mayor**

Ordinance amending the San Francisco Park Code Article 12 to: 1) consolidate golf course provisions into a single series of new Sections 12.12 through 12.12.6; and 2) increase certain fees at San Francisco municipal golf courses; and making environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120609 [Park Code - Professional Tennis Lesson Rates]**Sponsor: Mayor**

Ordinance amending the San Francisco Park Code, Article 12, Section 12.41 to: 1) increase rates for professional tennis lessons on park property; and 2) set two-tier pricing based on instructor certification level; and making environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120638 [Business and Tax Regulations and Health Codes - Food Product and Marketing Establishment License Fees]**Sponsor: Mayor**

Ordinance amending: 1) the San Francisco Business and Tax Regulations Code Sections 248 and 249.1; and 2) the San Francisco Health Code Sections 440 and 451 relating to fees for food product and marketing establishment licenses issued by the Department of Public Health.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120595 [Adjusting the Access Line Tax with the Consumer Price Index of 2012]**Sponsor: Mayor**

Resolution concurring with the Controller's establishment of the Consumer Price Index for 2012, and adjusting the Access Line Tax by the same rate.

Resolution No. 265-12**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120598 [Expenditure Plans for the Human Services Care Fund - FYs 2012-2013 and 2013-2014]**Sponsor: Mayor**

Resolution approving Expenditure Plans for the Human Services Care Fund - FYs 2012-2013 and 2013-2014.

Resolution No. 264-12**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120599 [Contract Modification - Children's Council of San Francisco - Child Care Services - Not to Exceed \$240,869,365]**Sponsor: Mayor**

Resolution approving the contract modification between the City and County of San Francisco and the Children's Council of San Francisco to provide childcare services for the period of July 1, 2012, to June 30, 2017, for an amount not to exceed \$240,869,365.

(Fiscal Impact)

Resolution No. 269-12**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120600 [Contract - Conard House, Inc. - Housing First Program - Not to Exceed \$19,142,302]**Sponsor: Mayor**

Resolution retroactively approving the contract between the City and County of San Francisco and Conard House, Inc., to provide master-leased housing under its Housing First Program to formerly homeless single adults and Money Management Services to frail and elderly senior citizens for the period of April 1, 2012, to June 30, 2017, for an amount not to exceed \$19,142,302.

Resolution No. 270-12**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120602 [Contract - Episcopal Community Services - Safety Net Services - Not to Exceed \$76,016,410]**Sponsor: Mayor**

Resolution approving the contract between the City and County of San Francisco and Episcopal Community Services to provide various safety net services to homeless, formerly homeless, and frail and elderly senior citizens in San Francisco for the period from July 1, 2012, to June 30, 2017, for an amount not to exceed \$76,016,410.

Resolution No. 271-12**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120603 [Contract - St. Vincent De Paul Society - Emergency Shelter Services - Not to Exceed \$20,482,985]**Sponsor: Mayor**

Resolution approving the contract between the City and County of San Francisco and St. Vincent De Paul Society to provide emergency shelter services to homeless citizens in San Francisco, for the period from July 1, 2012, to June 30, 2017, for an amount not to exceed \$20,482,985.

Resolution No. 279-12**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120605 [Accept and Expend - Department of Public Health Recurring State Grant Funds - FY2012-2013]**Sponsor: Mayor**

Resolution authorizing the acceptance and expenditure of State grant funds by the San Francisco Department of Public Health for FY2012-2013.

Resolution No. 278-12**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120640 [Expenditures from the Budget Savings Incentive Fund - FYs 2012-2013 and 2013-2014]

Sponsor: Mayor

Resolution approving expenditures from the Budget Savings Incentive Fund for one-time purposes in FYs 2012-2013 and 2013-2014.

Resolution No. 263-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120641 [Public Education Enrichment Fund - San Francisco Unified School District - FY2012-2013]

Sponsor: Mayor

Resolution approving the San Francisco Unified School District expenditure plan for the Public Education Enrichment Fund for FY2012-2013.

Resolution No. 262-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120642 [Public Education Enrichment Fund - Children and Families Commission - FY2012-2013]

Sponsor: Mayor

Resolution approving the San Francisco Children and Families Commission expenditure plan for the Public Education Enrichment Fund for FY2012-2013.

Resolution No. 261-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Recommendation of the Government Audit and Oversight Committee

120525 [General Obligation Bond Election - San Francisco Clean and Safe Neighborhood Parks - \$195,000,000]

Sponsors: Mayor; Chu, Mar, Farrell, Chiu, Elsbernd, Wiener, Campos, Cohen, Kim and Olague

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 6, 2012, for the purpose of submitting to the voters of the City and County of San Francisco a proposition to incur the following bonded debt of the City and County: \$195,000,000 for the construction, reconstruction, renovation, demolition, environmental remediation and/or improvement of park, open space, and recreation facilities and all other structures, improvements, and related costs necessary or convenient for the foregoing purposes and paying all other costs necessary and convenient for effectuating those purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Chapter 37 of the San Francisco Administrative Code; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefore by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; making environmental findings and findings of consistency with the General Plan; consolidating the special election with the general election; establishing the election precincts, voting places and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with Section 53410 of the California Government Code; incorporating the provisions of the San Francisco Administrative Code, Sections 5.30-5.36; and waiving the time requirements specified in Section 2.34 of the San Francisco Administrative Code.

(Fiscal Impact)

Ordinance No. 161-12

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Recommendation of the Land Use and Economic Development Committee

120404 [Administrative Code - Urban Agriculture Program]

Sponsors: Chiu; Avalos, Olague, Mar, Cohen and Campos

Ordinance amending the San Francisco Administrative Code by adding Sections 53.1 through 53.4 to: 1) establish an Urban Agriculture Program to oversee and coordinate all of the City's Urban Agriculture activities; and 2) adopt goals for the City related to Urban Agriculture.

Ordinance No. 162-12

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

120302 [Accept and Expend Grant - Ferry System Interoperability Enhancements - \$1,495,727]

Sponsor: Elsbernd

Resolution authorizing the Port of San Francisco to accept and expend \$1,495,727 in grant funding consisting of a grant in the amount of \$1,121,795 from the Department of Homeland Security, 2009 Port Security Grant Program for Ferry System Security Interoperability Enhancements at the Port of San Francisco, and \$373,932 from the Metropolitan Transportation Commission as a match.

Resolution No. 260-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120530 [Ground Lease - Retention and Expansion of the San Francisco Wholesale Produce Market]

Sponsors: Mayor; Cohen and Chu

Resolution: 1) authorizing a lease of real property and improvements known as the San Francisco Wholesale Produce Market, near 2095 Jerrold Avenue, to the San Francisco Market Corporation, including the lease of the property at 901 Rankin Street; 2) adopting findings pursuant to the California Environmental Quality Act; 3) adopting findings that the transactions contemplated are consistent with the City's General Plan and Eight Priority Policies of the City's Planning Code; and 4) authorizing the City Administrator, or designee, to execute documents, make certain modifications, and take certain actions in furtherance of this resolution.

(Fiscal Impact)

Resolution No. 280-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120568 [Accept and Expend Grant - FY2011 Regional Catastrophic Preparedness Grant Program Grant - \$1,281,976]

Sponsor: Mayor

Resolution authorizing the Department of Emergency Management, on behalf of the City and County of San Francisco, serving as the primary grantee for the Regional Catastrophic Preparedness Grant Program (RCPGP) Bay Area Site, and as fiscal agent for the Urban Areas Security Initiative Approval Authority, to retroactively accept and expend a FY2011 RCPGP grant in the amount of \$1,281,976 from the U.S. Department of Homeland Security through the California Emergency Management Agency to enhance emergency planning within the Bay Area region.

Resolution No. 259-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120581 [Agreement - Serco, Inc. - Parking Meter Management System - Not to Exceed \$46,410,974]

Resolution authorizing the San Francisco Municipal Transportation Agency to execute an agreement with Serco Inc. for parking meter coin collection, counting, and support services for an amount not to exceed \$46,410,974 and for a term of five years, with an option to extend the term for up to an additional four years. (Municipal Transportation Agency)
(Fiscal Impact)

Resolution No. 272-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120582 [Contract Amendment - Construction Management Services for the Bay Division Region Required for the Water System Improvement Program Projects - \$26,500,000]

Resolution authorizing an amendment to the San Francisco Public Utilities Commission contract CS-914 for Construction Management Services with Jacobs Engineering Group, Inc., to be provided on projects in the Water System Improvement Program, and authorizing the General Manager to execute this amendment, increasing the agreement by \$1,500,000 for a total agreement amount of \$26,500,000 and adopting findings pursuant to the California Environmental Quality Act. (Public Utilities Commission)

Resolution No. 273-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120611 [Funding Agreement to Fund Acquisition of Nolan Ranch Conservation Easement and Endowment Agreement to Fund Compliance Monitoring of the Conservation Easement]

Resolution: 1) authorizing, pursuant to Charter Section 9.118(b)(i), a Funding Agreement with The Nature Conservancy and Santa Clara County under which the City would contribute one third of the funds, up to \$900,000, for Santa Clara County to acquire the Nolan Ranch and create a conservation easement of which the City would be a third-party beneficiary, and (ii) an Endowment Agreement under which the City would provide a permanent endowment of \$125,000 to fund The Nature Conservancy's monitoring of compliance with the conservation easement; and 2) authorizing the General Manager of the Public Utilities Commission to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. (Public Utilities Commission)

Resolution No. 274-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120644 [Design Agreement Amendment - Laguna Honda Hospital Replacement Program - \$53,980,239]**Sponsor: Elsbernd**

Resolution authorizing the Director of Public Works to execute an amendment to the design agreement for the Laguna Honda Hospital Replacement Program increasing the contract amount from \$51,276,867 to \$53,980,239.

Resolution No. 275-12**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Recommendation of the City Operations and Neighborhood Services Committee**120643 [Liquor License Transfer - 398-12th Street]**

Resolution determining that the premises to premises transfer of a Type 48 on-sale general public premises liquor license from 2700-16th Street to 398-12th Street (District 6) to Mark E. Rennie for Double Rainbow, LLC, dba Roadhouse Tavern, will serve the convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Supervisor Kim, seconded by Supervisor Wiener, moved that this Resolution be RE-REFERRED to the City Operations and Neighborhood Services Committee. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Recommendation of the Land Use and Economic Development Committee**120709 [Issuance and Delivery - Multifamily Housing Revenue Note - 121 Golden Gate Avenue Senior Community Housing - Not to Exceed \$25,370,000]****Sponsor: Kim**

Resolution authorizing the issuance and delivery of a multifamily housing revenue note in a principal amount not to exceed \$25,370,000 for the purpose of providing financing for the acquisition and construction of a 90-unit multifamily rental housing project known as 121 Golden Gate Avenue Senior Community; approving the form of and authorizing the execution of a funding loan agreement; approving the form of and authorizing the execution of a borrower loan agreement; providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; authorizing the collection of certain fees; approving issuance of the note following a public hearing; approving modifications, changes and additions to the documents; granting general authority to City officials to take actions necessary to implement this resolution; and ratifying and approving any action heretofore taken in connection with the note and the project.

Resolution No. 276-12**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

Recommendations of the Rules Committee**120732 [Reappointment, Planning Commission - Michael Antonini]**

Motion approving/rejecting the Mayor's nomination of Michael Antonini to the Planning Commission term ending July 1, 2016. (Clerk of the Board)

(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved. Transmittal date - July 2, 2012.)

Supervisor Cohen, seconded by Supervisor Wiener, moved that this Motion be CONTINUED to July 24, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120733 [Appointment, Planning Commission - Richard Hillis]

Motion approving the Mayor's nomination of Richard Hillis to the Planning Commission term ending July 1, 2016. (Clerk of the Board)

Motion No. M12-081

APPROVED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120734 [Reappointment, Planning Commission - Cindy Wu]

Motion approving the President of the Board of Supervisors, Supervisor David Chiu's nomination of Cindy Wu to the Planning Commission term ending July 1, 2016. (Clerk of the Board)

(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved. Transmittal date - July 6, 2012)

Supervisor Elsbernd, seconded by Supervisor Farrell, moved that this Motion be CONTINUED to July 24, 2012. The motion FAILED by the following vote:

Ayes: 3 - Cohen, Elsbernd, Farrell

Noes: 8 - Avalos, Campos, Chiu, Chu, Kim, Mar, Olague, Wiener

Motion No. M12-082

APPROVED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

120725 [Hearing - Charter Amendments - Ranked-Choice Voting and Run-Off Elections]

Hearing to consider Charter Amendments to amend the Charter of the City and County of San Francisco by: 1) amending Sections 13.101, 13.101.5, 13.102, 13.107, and Article XVII and by adding Section 13.102.5 to replace ranked-choice voting for City-wide offices with run-off elections; 2) amending Sections 13.101, 13.102, and Article XVII and by adding Section 13.102.5 to incorporate run-off elections into ranked-choice voting for the office of Mayor; and 3) amending Sections 2.101, 13.101, 13.101.5, 13.102, 13.107, and Article XVII and by adding Section 13.102.5 to replace ranked-choice voting for Mayor with run-off elections. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to the amendments of the proposed Charter Amendment as referenced in File Nos. 120219, 120273, and 120274. Ray Hartz; Chris Bolman; Judy Belcher; Dave Kadlecsek; Joan Strasser; Larry Juicye Edmond; David Kerry; Jack; Christopher Dai; Linda Chapman; Dave Robinson; Emil Lawrence; Richard Winger; Ana Conda; Male Speaker; Walter Paulson; Male Speaker; Male Speaker; Male Speaker; Male Speaker; Francisco Da Costa; expressed concerns relating to the amendments of the proposed Charter Amendment. There were no other speakers.

HEARD AND FILED

Committee of the Whole Adjourn and Report

From the Rules Committee Without Recommendation

120219 [Charter Amendment - Replacing Ranked-Choice Voting for City-Wide Offices with Run-Off Elections]

Sponsors: Farrell; Chu, Cohen, Elsbernd, Olague and Wiener

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 13.101, 13.101.5, 13.102, 13.107, and Article XVII and by adding Section 13.102.5 to replace ranked-choice voting for City-wide offices with run-off elections.

Supervisor Olague, seconded by Supervisor Farrell, moved that this Charter Amendment be RE-REFERRED to the Rules Committee. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

From the Board

120723 [Charter Amendment - Incorporating Run-Off Elections into Ranked-Choice Voting for Office of Mayor]

Sponsor: Chiu

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Sections 13.101, 13.102, and Article XVII and by adding Section 13.102.5 to incorporate run-off elections into ranked-choice voting for the office of Mayor.

Supervisor Olague, seconded by Supervisor Farrell, moved that this Charter Amendment be RE-REFERRED to the Rules Committee. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120724 [Charter Amendment - Replacing Ranked-Choice Voting for Mayor with Run-Off Elections]

Sponsors: Olague; Farrell

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Sections 2.101, 13.101, 13.101.5, 13.102, 13.107, and Article XVII and by adding Section 13.102.5 to replace ranked-choice voting for Mayor with run-off elections.

Supervisor Olague, seconded by Supervisor Farrell, moved that this Charter Amendment be RE-REFERRED to the Rules Committee. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

120686 [Hearing - Street Vacation Order - San Francisco Wholesale Produce Market - Portions of Jerrold and Kirkwood Avenues, Selby, Rankin, and Milton I. Ross Streets, and Lettuce Lane]

Hearing of persons interested in or objecting to the Ordinance: 1) ordering the vacation of Jerrold Avenue between Rankin Street and Toland Street, Milton I. Ross Street between Innes Avenue and Kirkwood Avenue, Kirkwood Avenue between Rankin Street and the proposed boundary of the San Francisco Wholesale Produce Market, Lettuce Lane between Jerrold Avenue and Kirkwood Avenue, portions of Selby Street between Innes Avenue and Kirkwood Avenue, and a portion of Rankin Street between Jerrold Avenue and Innes Avenue, collectively for purposes of the San Francisco Wholesale Produce Market Retention and Expansion, subject to certain conditions; 2) accepting Department of Public Works Order No. 180308; 3) approving an interdepartmental transfer of the area to be vacated from the Department of Public Works to the Real Estate Division at the time the vacation is final and effective; 4) making environmental findings and findings of consistency with the City's General Plan and Planning Code Section 101.1; and 5) authorizing official acts in connection with this Ordinance (File No. 120670). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to the street vacation as referenced in File No. 120670. John Updike, Acting Director (Real Estate Division) provided an overview of the street vacation. Francisco Da Costa; expressed concerns relating to the street vacation. There were no other speakers.

HEARD AND FILED

Committee of the Whole Adjourn and Report

Recommendation of the Land Use and Economic Development Committee

120670 [Street Vacation Order - San Francisco Wholesale Produce Market - Portions of Jerrold and Kirkwood Avenues, Selby, Rankin, and Milton I. Ross Streets, and Lettuce Lane]

Sponsor: Cohen

Ordinance: 1) ordering the vacation of Jerrold Avenue between Rankin Street and Toland Street, Milton I. Ross Street between Innes Avenue and Kirkwood Avenue, Kirkwood Avenue between Rankin Street and the proposed boundary of the San Francisco Wholesale Produce Market, Lettuce Lane between Jerrold Avenue and Kirkwood Avenue, portions of Selby Street between Innes Avenue and Kirkwood Avenue, and a portion of Rankin Street between Jerrold Avenue and Innes Avenue, collectively for purposes of the San Francisco Wholesale Produce Market Retention and Expansion, subject to certain conditions; 2) accepting Department of Public Works Order No. 180308; 3) approving an interdepartmental transfer of the area to be vacated from the Department of Public Works to the Real Estate Division at the time the vacation is final and effective; 4) making environmental findings and findings of consistency with the City's General Plan and Planning Code Section 101.1; and 5) authorizing official acts in connection with this Ordinance.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

There were none.

SPECIAL ORDER 4:00 P.M.

120262 [Public Hearing - Appeal of Determination of Exemption from Environmental Review - 1100 Lombard Street]

Hearing of persons interested in or objecting to the decision of the Planning Department's determination dated February 3, 2012, that a project located at 1100 Lombard Street (Building Permit Application No. 2012.02.03.3472) is exempt from environmental review under the California Environmental Quality Act. The proposal would create a new firewall on the 1100 Lombard Street property (Assessor's Block No. 0069, Lot No. 081). (District 2) (Appellant: Christa Shaw on behalf of the John Sperling 1994 Irrevocable Trust, owner of 2323 Hyde Street) (Filed March 20, 2012). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to a proposed continuance by the appellant and project sponsor. There were no speakers.

Supervisor Farrell, seconded by Supervisor Campos, moved that this Hearing be CONTINUED to September 4, 2012, at 2:30 p.m. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

The President CONTINUED the Hearing open to September 4, 2012, at 2:30 p.m.

120263 [Affirming the Exemption Determination - 1100 Lombard Street]

Motion affirming the determination by the Planning Department that the project located at 1100 Lombard Street is exempt from environmental review. (Clerk of the Board)

Supervisor Farrell, seconded by Supervisor Campos, moved that this Motion be CONTINUED to September 4, 2012, at 2:30 p.m. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120264 [Reversing the Exemption Determination - 1100 Lombard Street]

Motion reversing the determination by the Planning Department that the project located at 1100 Lombard Street is exempt from environmental review. (Clerk of the Board)

Supervisor Farrell, seconded by Supervisor Campos, moved that this Motion be CONTINUED to September 4, 2012, at 2:30 p.m. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120265 [Preparation of Findings Related to the Exemption Determination - 1100 Lombard Street]

Motion directing the Clerk of the Board to prepare findings related to the appeal of the exemption determination by the Planning Department that the project located at 1100 Lombard Street is exempt from environmental review. (Clerk of the Board)

Supervisor Farrell, seconded by Supervisor Campos, moved that this Motion be CONTINUED to September 4, 2012, at 2:30 p.m. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

SPECIAL ORDER 4:00 P.M.**120549 [Public Hearing - Appeal of a Final Environmental Impact Report - California Pacific Medical Center Long Range Development Plan Project]**

Hearing of persons interested in or objecting to the Planning Commission's decision, dated April 26, 2012, Certification of a Final Environmental Impact Report identified as Planning Case No. 2005.0555E, through its Motion No. 18588, for the proposed California Pacific Medical Center Long Range Development Plan Project. (Appellant: Law Offices of Gloria D. Smith on behalf of the California Nurses Association/National Nurses United, Council of Community Housing Organizations, Cathedral Hill Neighbors Association, Bernal Heights Neighborhood Center, Jobs with Justice San Francisco, and San Franciscans for Healthcare, Housing, Jobs and Justice.) (Filed May 16, 2012) (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Gloria Smith and Dr. Mark Aaronson (Appellant) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Bernie Choden; Mary; Yanika Brooks; Hiroshi Fukuda; Laka; Maria Lerado; Dr. Amy Kelly; Calvin Welch; Linda Chapman; Michael Lyon; Frank Canata; Barbara Sadiks; Jane Sandoval; Sam Perryman; Linda Harris; Carol Razzi; Male Speaker; Male Speaker; Steve Woo; Ryan Thayer; Marlene Morgan; Rachel Eborá; Zach Warzopolis; Alan Fitzpatrick; Edindo Vasquez; Rosa; Lorenzo Listana; Linda Jimenez; Melissa Vedra; Rosemarie Menzano; Tracy Bahayaho; Jesus Perez; Angelica Cabande; David Elliott Lewis; Pam Ellen; Female Speaker; Alex Tom; Dr. George Wu; Ken Barnes; Dr. Michael Treece; Marlena Menses; Roderick; Lois Scott; Paul Damer; Tes Welborn; Paul Kumar; spoke in support of the appeal. Devyani Jain, Viktoriya Wise, John Rahaim, Director, Sue Mikelsen, and Greg Riessen (Planning Department) provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Michael Duncheon, Joshua Steinhauer, Tay Via (Project Sponsor) provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Planning Commission. Karen Makely; Dr. Elliott Main; Cynthia Molen; Pedro Zamora; Dr. Lory Wiviott; Amanda Perez; Florence Kong; Male Speaker; Jackson Lloyd; Steve Cavallo; Tony Rodriguez; Rev. Timothy Dupree; Joseph Leoncavallo; Steve Nakojo; Female Speaker; Danny Campbell; Male Speaker; Rick Stevens; Dr. Amor Santiago; Brian Webster; Rev. Arnold Townsend; Ray Jew; Michael Theriault; Bruce Sherant; John Jefferson III; Javier Flores; Sarah Pope; Dr. Jeffrey Garner; John Pangrazio; Male Speaker; Bob Kerrigan; Anni Chung; Tara Rey; Eddie Primstock; Keith Wolff; Male Speaker; Matt Lazando; Ana Lazo; Rick Herrero; Ted Fang; Jed Crawford; Helaine Delanini; Fides Manteuffel; Female Speaker; Manny Flores; Joe Hastings; spoke in support of the project and in opposition to the appeal. Gloria Smith (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

120550 [Affirming Certification of Final Environmental Impact Report - California Pacific Medical Center's Long Range Development Plan]

Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the California Pacific Medical Center's Long Range Development Plan. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Olague, moved that this Motion be CONTINUED to July 31, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120551 [Reversing Certification of Final Environmental Impact Report - California Pacific Medical Center's Long Range Development Plan]

Motion reversing the certification by the Planning Commission of the Final Environmental Impact Report for the California Pacific Medical Center's Long Range Development Plan. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Olague, moved that this Motion be CONTINUED to July 31, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

120552 [Preparation of Findings to Reverse Certification of Final Environmental Impact Report - California Pacific Medical Center's Long Range Development Plan]

Motion directing the Clerk of the Board to prepare findings reversing the certification by the Planning Commission of the Final Environmental Impact Report for the California Pacific Medical Center's Long Range Development Plan. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Olague, moved that this Motion be CONTINUED to July 31, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

COMMITTEE REPORTS

Recommendation of the Land Use and Economic Development Committee

120675 [Lease of Real Property - Emergency Management and Assessor-Recorder - 711 Van Ness Avenue]

Sponsor: Chiu

Resolution authorizing the lease of 9,800 sq. ft. at 711 Van Ness Avenue for twenty-one months for the Department of Emergency Management and the Office of the Assessor-Recorder.
(Fiscal Impact)

Resolution No. 277-12

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

From the Rules Committee Without Recommendation**120554 [Charter Amendment - San Francisco Housing Trust Fund and Housing Production Incentive Act]****Sponsors: Mayor; Wiener, Olague, Kim, Avalos, Mar, Cohen and Chiu**

Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco by adding Section 16.110 to: 1) create a San Francisco Housing Trust Fund by setting aside general fund revenues beginning in FY2013-2014 and ending in FY2042-2043 to create, acquire and rehabilitate affordable housing and promote affordable home ownership programs in the City; and 2) lower and stabilize the impacts of affordable housing regulatory impositions on private residential projects; and to authorize the development of up to 30,000 affordable rental units in the City under Article 34 of the California Constitution.

Supervisor Wiener, seconded by Supervisor Kim, moved that this Charter Amendment be CONTINUED to July 24, 2012. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns.

James Chaffee; expressed concerns relating to the SF Public Library.

Ray Hartz; expressed concerns relating to government.

Walter Paulson; shared in song certain concerns with the Board.

Male Speaker; expressed various religious concerns.

Emil Lawrence; expressed various concerns regarding veterans.

Francisco Da Costa, expressed various concerns regarding Supervisors.

Female Speaker; expressed various concerns.

Male Speaker; expressed concerns regarding etiquette during the Board meeting.

Linda Chapman; expressed concerns regarding the Office of Economic and Workforce Development.

Peter Warfield; expressed concerns relating to the SF Public Library.

Larry Edmond Juicye; expressed various concerns.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

120761 [Urging the Mayor and Other City Officials Not to Implement a Version of New York City's Stop and Frisk Policy in San Francisco]

Sponsors: Cohen; Chiu, Avalos, Mar and Olague

Resolution urging the Mayor, Board of Supervisors, and other City Officials including the Chief of Police, not to pursue implementing a version of New York City's Stop and Frisk Policy in San Francisco.

Resolution No. 281-12

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague, Wiener

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Ordinances

111047 [Administrative, Campaign and Governmental Conduct Codes - Obligations of Landlords and Small Business Tenants for Disability Access Improvements]

Sponsor: Chiu

Ordinance amending the San Francisco Administrative Code by adding Chapter 38, Sections 38.1 through 38.6, and amending San Francisco Campaign and Governmental Conduct Code Section 3.400, all to require commercial landlords leasing properties to small businesses for use as public accommodations to: 1) bring public restrooms, ground floor entrances to, and exits from, the building into compliance with applicable state and federal disability access laws or to disclose to tenants any noncompliance; 2) inform small business tenants of potential legal and financial liabilities for failure to comply with those laws; 3) include in any new or amended leases a provision addressing the respective obligations of the landlord and small business tenant to bring the leased premises into compliance with those access laws; and 4) to require the City to give priority to building permit applications for work to bring space leased to small business tenants into compliance with those access laws, and making environmental findings.

09/27/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 10/27/2011.

10/12/11; REFERRED TO DEPARTMENT.

10/13/11; RESPONSE RECEIVED.

12/19/11; RESPONSE RECEIVED.

07/17/12; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

111371 [Administrative Code - CleanPowerSF Funds and Appropriating \$19,500,000 of Available Fund Balance to Support Required Reserves and Creating Special Funds for the CleanPowerSF Program at the Public Utilities Commission]

Sponsor: Campos

Ordinance appropriating \$19,500,000 of Hetch Hetchy fund balance at the Public Utilities Commission to support CleanPowerSF Community Choice Aggregation program consistent with the contractual requirements and budgetary authorizations as approved by the San Francisco Public Utilities Commission and the Board of Supervisors and adding Administrative Code Sections 10.100.372 and 10.100.373 to establish the CleanPowerSF Customer Fund and the CleanPowerSF Reserve Fund. (Public Utilities Commission)

12/27/11; RECEIVED FROM DEPARTMENT.

12/27/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

07/11/12; TRANSFERRED to Budget and Finance Sub-Committee.

07/17/12; SUBSTITUTED AND ASSIGNED to Budget and Finance Sub-Committee.

120241 [Planning Code - Establishing Four Outer Sunset Neighborhood Commercial Districts]**Sponsor: Chu**

Ordinance amending the San Francisco Planning Code by: 1) adding Section 739.1 to establish the Noriega Street Neighborhood Commercial District including specified non-residential properties zoned NC-2 along Noriega Street; 2) adding Section 740.1 to establish the Irving Street Neighborhood Commercial District including specified non-residential properties zoned NC-2 along Irving Street; 3) adding Section 741.1 to establish the Taraval Street Neighborhood Commercial District including specified non-residential properties zoned NC-2 along Taraval Street; 4) adding Section 742.1 to establish the Judah Street Neighborhood Commercial District including specified non-residential properties zoned NC-2 along Judah Street; 5) amending Sections 263.20 and 710.10 of the NC-1 Zoning Control Table to include properties zoned NC-1 along Noriega, Irving, Taraval, and Judah Streets; 6) amending Section 790.124 (trade shops) to remove horsepower and square footage limitations and impose operating conditions regarding noise and odor; 7) amending Sheet ZN05 of the Zoning Map to include the new Neighborhood Commercial Districts; and 8) making environmental findings, Planning Code Section 302 findings, and findings of consistency with General Plan and the Priority Policies of Planning Code Section 101.1.

03/13/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 4/12/2012.

03/19/12; REFERRED TO DEPARTMENT.

05/29/12; RESPONSE RECEIVED.

06/18/12; RESPONSE RECEIVED.

07/17/12; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

120528 [Administrative, Planning Codes - Historical Property (Mills Act) Contracts and Fee Reduction]**Sponsor: Wiener**

Ordinance: 1) amending the San Francisco Administrative Code, Chapter 71, entitled "Mills Act Contract Procedures" to: a) amend Section 71.2 to add limitations on eligibility, b) amend Section 71.3 to add application deadlines, c) amend Section 71.4 to add a time limit for receipt of the Assessor-Recorder's report, d) amend Section 71.5 to require use of a standard form contract, and e) adding new Section 71.7 to require departmental monitoring reports; 2) amending the San Francisco Planning Code Section 356 to reduce the application fee for Mills Act contracts; and 3) making findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1(b).

05/15/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 6/14/2012.

05/29/12; REFERRED TO DEPARTMENT.

06/06/12; RESPONSE RECEIVED.

07/16/12; RESPONSE RECEIVED.

07/17/12; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

120770 [Waiver of Temporary Street Space Occupancy Fee for the Ocean Avenue Festival]**Sponsor: Avalos**

Ordinance waiving the fee in Public Works Code Section 724.1(b) for temporary street space occupancy as part of the Ocean Avenue Arts and Culture Festival on September 15, 2012.

07/17/12; ASSIGNED to Budget and Finance Sub-Committee.

120772 [Health, Transportation Codes - Prohibiting Smoking at Certain Outdoor Events]**Sponsor: Mar**

Ordinance amending: 1) the San Francisco Health Code by adding Article 19L to prohibit smoking at outdoor events on property owned by the City and County of San Francisco where approval is required under Article 6 of the San Francisco Transportation Code; 2) the San Francisco Transportation Code by amending Sections 6.2 and 6.7 establishing obligations for producers of outdoor events that require approval for temporary use or occupancy of a public street to notify the public that the event is smoke-free; and 3) making environmental findings.

07/17/12; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee.

120773 [Planning Code - Reinstating Liquor License Controls and Establishing Conditional Use Requirement for Limited Restaurants - Union Street Neighborhood Commercial District]**Sponsors: Farrell; Wiener**

Ordinance amending the San Francisco Planning Code Section 725.1 to: 1) reinstate controls to prohibit liquor license types 47 and 49 in the Union Street Neighborhood Commercial District; and 2) requiring conditional use authorization for Limited Restaurants; and making environmental findings and findings of consistency with the General Plan.

07/17/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/16/2012.

120774 [Planning Code - Permitting a Five Feet Ground Floor Height Increase for Active Ground Floor Uses in the Castro Street and the 24th Street - Noe Valley Neighborhood Commercial Districts]**Sponsor: Wiener**

Ordinance amending the San Francisco Planning Code by: 1) amending Section 263.20 to permit a five feet ground floor height increase for active ground floor uses in the Castro Street and the 24th Street - Noe Valley Neighborhood Commercial Districts; 2) replacing the figure in Section 263.20; 3) amending Sections 715.1 and 728.1 to make reference to this height exception; and 4) making findings including environmental findings and findings of consistency with Planning Code Section 101.1 and the General Plan.

07/17/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/16/2012.

Resolutions**111340 [Contract - Shell Energy North America and Approval of the CleanPowerSF Program]****Sponsor: Campos**

Resolution authorizing the Public Utilities Commission, subject to conditions, to launch the CleanPowerSF program, approving local sustainability services for CleanPowerSF customers, and authorizing the General Manager of the Public Utilities Commission to execute a contract with Shell Energy North America for a term of four years and six months for services required to launch the CleanPowerSF program.

(Fiscal Impact)

12/13/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

07/11/12; TRANSFERRED to Budget and Finance Sub-Committee.

07/17/12; SUBSTITUTED AND ASSIGNED to Budget and Finance Sub-Committee.

120775 [Affirming Commitment to Ensuring the Long Term Viability and Operation of St. Luke's Hospital]**Sponsors: Campos; Cohen, Olague, Chiu, Mar and Avalos**

Resolution recognizing the importance of St. Luke's Hospital and emergency room for the Southeastern Neighborhoods of San Francisco and affirming the Board of Supervisors commitment to working with Mayor Lee, the Department of Public Health, and private hospital corporations that currently operate in San Francisco to ensure the long term viability and operation of this critical institution.

07/17/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120776 [Real Property Lease - 10 Lombard Street, Roundhouse Two]**Sponsor: Chiu**

Resolution approving Port Commission Lease No. L-15150 with Ammunition, LLC, a California Limited Liability Company, for office space located at 10 Lombard Street, Roundhouse Two, in the Northern Waterfront with a 52 month term.
(Fiscal Impact)

07/17/12; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

120777 [Transgender Health Care Inclusion in Healthy San Francisco]**Sponsors: Wiener; Olague, Campos, Avalos, Chiu, Cohen, Mar and Kim**

Resolution calling on the San Francisco Department of Public Health to provide medically necessary transition-related care for transgender people and to remove exclusions under the San Francisco Health Care Security Ordinance.

07/17/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120778 [Adoption of the Distributed Consortia-Based Option for the California Health Benefit Exchange Board Call Center]**Sponsor: Avalos**

Resolution calling on the California Health Benefit Exchange Board (HBEX) to adopt the Distributed Consortia-Based Option (Option 4) for the HBEX Call Center.

07/17/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

120653 [Committee of the Whole - Public Hearing on Special Assessment of Liens for Assessment of Cost]

Motion directing the Board of Supervisors to hold a public hearing on July 31, 2012, at 3:00 p.m. with the Board sitting as a Committee of the Whole, to consider adopting a Resolution confirming Report of Delinquent Charges for Code Enforcement cases with delinquent assessment of costs, and Fees pursuant to the provisions of Sections 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, 108A, and Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Clerk of the Board)

07/17/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

120785 [Suspending Board Rule 4.29 - Scheduling Public Hearing(s) on Appeal(s) at 2:30 p.m. instead of 4:00 p.m. - September 4, 2012, Board Meeting]

Sponsors: Campos; Avalos, Chiu, Cohen, Mar and Olague

Motion suspending Board Rule 4.29 of the Rules of Order of the Board of Supervisors to provide that public hearing(s) on appeal(s) shall be scheduled at 2:30 p.m. instead of 4:00 p.m. at the September 4, 2012, Board Meeting. (Clerk of the Board)

07/17/12; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

120654 [Public Hearing - Special Assessment of Liens for Assessment of Cost]

Hearing of persons interested in or objecting to the proposed Resolution confirming report of Delinquent Charges for Code Enforcement cases with delinquent assessment of costs, and fees pursuant to the provisions of Sections 102A.3, 102A.4, 102A.6, 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, 108A, and Section 110A - Tables 1A-K and 1A-G of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Clerk of the Board)

07/17/12; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

120779 [Hearing - San Francisco Municipal Transportation Authority's Mission Bay Parking Strategy]

Sponsors: Kim; Cohen

Hearing of San Francisco Municipal Transportation Authority's Mission Bay Parking Management Strategy and overall SF Park Pilot Program, including integration of community input into Plan.

07/17/12; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

120780 [Hearing - City College of San Francisco's Budget and Current Accreditation Status]**Sponsor: Mar**

Hearing on City College of San Francisco's budget and current accreditation status.

07/17/12; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Introduced by the President at the Request of a Department**PROPOSED ORDINANCES****120748 [Settlement of Lawsuit - Maura Moylan and Anne Raskin - \$762,000]**

Ordinance authorizing the settlement of a lawsuit filed by Maura Moylan and Anne Raskin against the City County of San Francisco, Janice Madsen, Kym Dougherty and Heather Grives for \$762,000; the lawsuit was filed on October 14, 2010, in United States District Court for the Northern District of California, Case No. C10-04700, entitled Maura Moylan and Anne Raskin v. City and County of San Francisco, Janice Madsen, Kym Dougherty and Heather Grives. (City Attorney)

07/09/12; RECEIVED FROM DEPARTMENT.

07/17/12; RECEIVED AND ASSIGNED to Rules Committee.

120749 [Settlement of Lawsuit - Candie Mattson - \$100,000]

Ordinance authorizing the settlement of a lawsuit filed by Candie Mattson against the City and County of San Francisco, Recreation and Park Department, and Dennis Kern for \$100,000 reinstatement of sick leave in the amount of 100 hours, and reinstatement of vacation in the amount of 100 hours; the lawsuit was filed on June 14, 2010, in San Francisco Superior Court, Case No. 10-50073, entitled Candie Mattson v. City and County of San Francisco, Recreation and Park Department, and Dennis Kern. (City Attorney)

07/09/12; RECEIVED FROM DEPARTMENT.

07/17/12; RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS**120735 [Master Lease Amendment - United States Navy - Treasure Island South Waterfront]**

Resolution approving the Twenty Eighth Amendment to the Treasure Island South Waterfront Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term to November 30, 2013. (Treasure Island Development Authority)

07/02/12; RECEIVED FROM DEPARTMENT.

07/17/12; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

120736 [Master Lease Amendment - United States Navy - Treasure Island Land and Structures]

Resolution approving the Thirty Seventh Amendment to the Treasure Island Land and Structures Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term to November 30, 2013. (Treasure Island Development Authority)

07/02/12; RECEIVED FROM DEPARTMENT.

07/17/12; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

120737 [Master Lease Amendment - United States Navy - Treasure Island Marina]

Resolution approving the Sixteenth Amendment to the Treasure Island Marina Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term to November 30, 2013. (Treasure Island Development Authority)

07/02/12; RECEIVED FROM DEPARTMENT.

07/10/12; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

120738 [Master Lease Amendment - United States Navy - Treasure Island Childcare]

Resolution approving the Eighth Amendment to the Treasure Island Childcare Master Lease between the Treasure Island Development Authority and the United States Navy extending the term to November 30, 2013. (Treasure Island Development Authority)

07/02/12; RECEIVED FROM DEPARTMENT.

07/17/12; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

120739 [Master Lease Amendment - United States Navy - Treasure Island Event Venues]

Resolution approving the Twenty Fourth Amendment to the Treasure Island Event Venues Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term to November 30, 2013. (Treasure Island Development Authority)

07/02/12; RECEIVED FROM DEPARTMENT.

07/17/12; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

120740 [Cooperative Agreement Modification - United States Navy - Treasure Island Development Authority]

Resolution approving and authorizing the Treasure Island Development Authority to enter into a Modification of the Cooperative Agreement with the United States Navy to extend the Cooperative Agreement from October 1, 2012, to September 30, 2013. (Treasure Island Development Authority)
(Fiscal Impact)

07/02/12; RECEIVED FROM DEPARTMENT.

07/17/12; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

120741 [Agreement Amendment - Treasure Island Refuse Collection]

Resolution approving an amendment to the refuse collection agreement between the Treasure Island Development Authority and Golden Gate Disposal and Recycling Company to extend the term and adjust the collection fee for refuse collection services at Treasure Island. (Treasure Island Development Authority)

07/02/12; RECEIVED FROM DEPARTMENT.

07/17/12; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

In Memoriam

Mary Ramirez - Supervisor David Campos

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 11:54 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 4, 2012.

Angela Calvillo, Clerk of the Board