

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, March 5, 2013 - 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, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE**

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos, Breed, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Mar, Avalos	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza, Norton, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Cohen, Tang, Campos	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Wiener, Kim, Chiu	Monday 1:30 PM
Neighborhood Services and Safety Committee Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Yee, Breed, Cohen	1st and 3rd Thursday 1:30 PM

Members Present: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:08 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 Farrell, seconded by Supervisor Kim, moved to approve the Board Meeting Minutes of January 29, 2013. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee

Absent: 1 - Mar

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

130017 [Appropriating \$6,589,395 for the Department of Juvenile Probation, the Department of Public Health, the Human Services Agency, and the Art Commission - FY2012-2013]

Sponsor: Mayor

Ordinance appropriating \$6,589,395 of State Revenue Loss Reserve to fund the de-appropriation of State revenue of \$534,406 at the Department of Public Health and appropriating uses of \$50,000 to the Department of Juvenile Probation, \$2,424,528 to the Department of Public Health, \$3,180,461 to the Human Services Agency, and \$400,000 to the Art Commission in FY2012-2013. (Fiscal Impact)

Ordinance No. 035-13

FINALLY PASSED

Recommendation of the Land Use and Economic Development Committee

130019 [Planning Code, Zoning Map - Central Subway Tunnel Boring Machine Extraction Site Special Use District]

Sponsor: Chiu

Ordinance amending the Planning Code, by adding Section 249.70, to create the Central Subway Tunnel Boring Machine Extraction Site Special Use District for the property located at Assessor's Block No. 0101, Lot No. 004, known as 1731-1741 Powell Street, to facilitate the removal of the tunnel boring machines used in the construction of the Central Subway Project and allow the construction of a previously approved mixed-use residential/retail building; amending Sectional Zoning Maps HT 01 and SU 01 to reflect the Central Subway Tunnel Boring Machine Extraction Site Special Use District; adopting findings, including environmental findings, and findings of consistency with the General Plan.

Ordinance No. 033-13

FINALLY PASSED

Recommendations of the Rules Committee

130034 [Settlement of Lawsuit - Mary Bull - \$465,000]

Ordinance authorizing settlement of a lawsuit filed by Mary Bull, Lisa Giampaoli, Alexis Bronson, Micky Mangosing, Leigh Fleming, Laura Timbrook, J. Quechan Allen, Diana Smith, Michele De Ranleau, Michael Marron, Steve Noh, Sister Bernie Galvin, and Brian Vowell against the City and County of San Francisco for an amount not to exceed \$465,000; the lawsuit was filed on April 23, 2003, in United States District Court, Northern District of California, Case No. C03-1840 (CRB); entitled Mary Bull et al. v. City and County of San Francisco. (City Attorney)

Ordinance No. 036-13

FINALLY PASSED

130086 [Administrative Code - Dissolving Neighborhood Community Justice Task Force]

Sponsor: Chiu

Ordinance amending the Administrative Code, by repealing Article VIII, to dissolve the Neighborhood Community Justice Task Force.

PASSED, ON FIRST READING

130097 [Dissolving Area Plan Infrastructure Finance Committee]

Resolution repealing Resolution No. 432-10 to dissolve the Area Plan Infrastructure Finance Committee. (Clerk of the Board)

Resolution No. 064-13

ADOPTED

120349 [Appointments, San Francisco Health Authority - Susan Currin, Allen Meyer, Elena Tinloy, and Eddie Chan]

Motion appointing Susan Currin, Allen Meyer, and Elena Tinloy, terms ending January 15, 2015, and Eddie Chan, term ending January 15, 2016, to the San Francisco Health Authority. (Clerk of the Board)

Motion No. M13-036

APPROVED

130141 [Appointments, Bicycle Advisory Committee - Edward Nicolson and Morgan Fitzgibbons]

Motion appointing Edward Nicolson and Morgan Fitzgibbons, terms ending November 19, 2014, to the Bicycle Advisory Committee. (Clerk of the Board)

Motion No. M13-037

APPROVED

130143 [Appointments, Food Security Task Force - Leo O'Farrell, Linda Lau, Maria LeClair, Paula Jones, Jessie Mandle, and Mei Ling Hui]

Motion appointing Leo O'Farrell, Linda Lau, Maria LeClair, Paula Jones, Jessie Mandle, and Mei Ling Hui, for indefinite terms, to the Food Security Task Force, residency requirements waived. (Clerk of the Board)

Motion No. M13-038

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee

Absent: 1 - Mar

Supervisor Mar was noted present at 2:11 p.m.

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

121124 [Administrative Code - Compensation For City Employees With Same-Sex Spouses Or Same-Sex Domestic Partners to Offset Federal Income Tax on Health Insurance Premiums]

Sponsors: Farrell; Campos, Chu, Wiener, Avalos, Mar, Breed, Chiu, Kim and Cohen

Ordinance amending the Administrative Code, by adding Sections 16.704 and 16.29-7.6, to mandate payments to City employees to offset federal income taxation on health insurance premiums for their same-sex spouses or same-sex domestic partners and to exclude such payments from the computation of compensation under the San Francisco Employees' Retirement System.

(Fiscal Impact)

Supervisors Kim and Cohen requested to be added as co-sponsors.

Ordinance No. 034-13

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

NEW BUSINESS

Recommendations of the Budget and Finance Committee

130020 [Contract Modification - Children's Council of San Francisco Management of Preschool Subsidies - Not to Exceed \$40,730,000]

Sponsor: Mayor

Resolution approving the contract modification with the Children's Council of San Francisco to manage preschool subsidies to eligible children of the City for an amount not to exceed \$40,730,000 for the period of July 1, 2012, through June 30, 2015.

(Fiscal Impact)

Resolution No. 061-13

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

130046 [Accept and Expend Gift - Knight Living Trust - \$500,000]**Sponsor: Yee**

Resolution authorizing the Department of Public Health, Laguna Honda Hospital, and Rehabilitation Center to retroactively accept and expend a gift of \$500,000 to the Laguna Honda Gift Fund from the Knight Living Trust for the period of July 1, 2012, through June 30, 2032.

Resolution No. 062-13**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

130088 [Accept and Expend Grant - Improving Early Learning and Development Programs for Young Children - \$1,269,400]**Sponsor: Mayor**

Resolution authorizing the Children and Families Commission to retroactively accept and expend a grant in the amount of \$1,269,400 from the United States Department of Education through the California Department of Education to support an Early Learning Quality Improvement System for the period of July 1, 2012, through December 31, 2015.
(Fiscal Impact)

Resolution No. 063-13**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

130124 [Correcting the Accept and Expend Grant Amount in Resolution No. 384-12 - Compensation for Crime Victims - \$2,142,414]**Sponsor: Avalos**

Resolution correcting the not to exceed amount in Resolution No. 384-12, a resolution retroactively authorizing the Office of the District Attorney to accept a grant from the California Victim Compensation and Government Claims Board for a project entitled "Joint Powers Agreement," from \$714,138 to \$2,142,414 for the period of July 1, 2012, through June 30, 2015.

Resolution No. 066-13**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

130147 [Accept and Expend Grant - FY2009 Buffer Zone Protection Program - \$282,506]**Sponsor: Mayor**

Resolution amending Resolution No. 529-11 to retroactively increase FY2009 Buffer Zone Protection Program grant funds from \$199,820 to \$282,506 for the period of April 1, 2009, through March 31, 2013.

Resolution No. 058-13**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the City Operations and Neighborhood Services Committee**130039 [Police Code - Reporting Ammunition Sales of 500 or More Rounds]****Sponsors: Mayor; Cohen and Campos**

Ordinance amending the Police Code, Section 615, to require firearms dealers to report to the Chief of Police the sale of 500 or more rounds of ammunition in a single transaction.

Supervisor Campos requested to be added as a co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

130040 [Police Code - Possession or Sale of Law Enforcement or Military Ammunition]**Sponsors: Mayor; Cohen, Breed and Campos**

Ordinance amending the Police Code, by adding Section 618, to prohibit the possession or sale of certain ammunition, including black talon ammunition and ammunition intended exclusively for law enforcement and military purposes.

Supervisors Breed and Campos requested to be added as co-sponsors.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

120254 [Liquor License - 1425 Folsom Street]

Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to Jordan Muir Lewis and Case Aynesly Lewis for Folsom Street Foundry, located at 1425 Folsom Street (District 6), will serve the public convenience and necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (City Operations and Neighborhood Services Committee)

Resolution No. 060-13**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

120067 [Liquor License Transfer - 135 Powell Street]

Resolution determining that the transfer of a Type 21 off-sale general license from 345 Eddy Street to 135 Powell Street (District 3), to Daniel J. Kramer of Haas Najarian, LLP, for Walgreens Co., dba Walgreens, will serve the public convenience and necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license.

Supervisor Chiu, seconded by Supervisor Farrell, moved that this Resolution be AMENDED on Page 3, beginning on Line 1, by adding 'WHEREAS, After working with the Board of Supervisors, Walgreens agreed to purchase two liquor licenses, one in the Tenderloin and one from a premises located in a census tract with undue concentration in either District 3 or District; and WHEREAS, Walgreens also agreed to additional voluntary conditions as described in a letter included in this file and dated February 21, 2013, from the law firm Strike & Techel;'. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Chiu requested to be added as sponsor.

Resolution No. 059-13

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

130098 [Accept and Expend Grant - Sloat Boulevard Pedestrian Safety Improvements Project - \$797,000]

Sponsor: Yee

Resolution authorizing the Department of Public Works to retroactively accept and expend a Federal grant in the amount of \$797,000 from the Federal Highway Administration for the Sloat Boulevard Pedestrian Safety Improvements Project for a period of January 2013 through December 2016.

Resolution No. 065-13

ADOPTED

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Rules Committee

Supervisor Breed Excused from Voting

Supervisor Farrell, seconded by Supervisor Wiener, moved that Supervisor Breed be excused from voting on File No. 130139. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Breed

130139 [Appointment, Golden Gate Bridge, Highway and Transportation District - Supervisor London Breed]

Motion appointing Supervisor London Breed, term ending January 31, 2015, to the Golden Gate Bridge, Highway and Transportation District. (Clerk of the Board)

Motion No. M13-039

APPROVED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Breed

130140 [Reappointment, Municipal Transportation Agency Board of Directors - Tom Nolan]

Motion confirming the Mayor's reappointment of Tom Nolan, term ending March 1, 2017, to the Municipal Transportation Agency Board of Directors. (Mayor)

Motion No. M13-040

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Mar, seconded by Supervisor Chiu, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Mar introduced, welcomed, and presented a Certificate of Honor to members of the Bay Area Air Quality Management Association, and honorees of the Great Race for Clean Air Campaign, in recognition of their accomplishments and continued community support.

Supervisor Chiu introduced, welcomed, and presented a Certificate of Honor to David Chan, Public Safety Coordinator, SF SAFE, in recognition of his years of service on the occasion of his retirement. Supervisors Mar, Avalos, Tang, Cohen, Police Chief Suhr, and Deputy Police Chief Biel shared in this commendation.

Supervisor Kim introduced, welcomed, and presented a Certificate of Honor to Mario Yedidia, Director, Youth Commission, in recognition of his years of service during his tenure with the City and County of San Francisco. Supervisors Chiu, Avalos, Campos, Wiener, Mar, Yee, Cohen, and Clerk of the Board Calvillo, shared in this commendation.

Supervisor Campos introduced, welcomed, and presented a Certificate of Honor to Charles Gallman of the Office of Citizen Complaints in recognition of 25 years of service upon his retirement. Office of Citizen Complaints Executive Director Hicks and Police Chief Suhr shared in this commendation.

ROLL CALL FOR INTRODUCTIONS

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns.

Darian Smith; expressed concerns relating to standard of living for the blind community.

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

Male Speaker; expressed various concerns relating to taxi services and mandates.

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

Cottie Hawkins; expressed concerns relating to gun violence.

Mark Rugger; expressed concerns relating to taxi services and mandates.

Male Speaker; expressed concerns relating to taxi services and mandates.

Mary Dwyer; expressed concerns relating to taxi services and mandates.

Gary Cornhole; expressed concerns relating to taxi services and mandates.

Joe Herisno; expressed concerns relating to taxi services and mandates.

John DiDonna; shared in poem certain concerns with the Board.

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

Douglas Yep; expressed various concerns.

John Mburu Njoroge; expressed various religious concerns.

Otto Duffy; expressed concerns relating to land use matters.

Paulette Brown; expressed concerns relating to human services and solving child homicides and violence in the community.

Male Speaker; expressed various religious concerns.

Male Speaker; expressed various concerns.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

130174 [Approval of a 60 Day Extension for Planning Commission Review of Conversion, Demolition, Merger, and Conformity of Residential Uses (File No. 130041)]

Sponsor: Avalos

Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 130041) amending the Planning Code by repealing Sections 790.84, 790.86, 890.84, and 890.86 and amending Section 317 and various other sections to: 1) revise the criteria for the residential demolition, conversion and merger; 2) standardize definitions of residential demolition, conversion and merger across various use districts; 3) permit the enlargement or alteration of dwelling units which are nonconforming as to density in districts where dwelling units are principally permitted if there is no increase in nonconformity of height, bulk, or required rear yards or setbacks; 4) permit alterations to nonconforming uses or noncomplying structures to comply with disabled access requirements or to provide secure bicycle parking; 5) establish a strong presumption in favor of preserving dwelling units in enforcement of requirements for nonconforming uses, structures and lots; and 6) making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Resolution No. 067-13

ADOPTED

130184 [Approval of a 60 Day Extension for Planning Commission Review of Rezoning of 1111 Eighth Street (File No. 111278)]**Sponsor: Cohen**

Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance (File No. 111278) that would amend the Planning Code, by adding Section 249.67, and amending Section Map SU08 of the Zoning Map, to establish the Art and Design Educational Special Use District at 1111 Eighth Street to facilitate the continued operation of the California College of the Arts and provide a regulatory scheme for a potential future phased expansion of the campus; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1.

Resolution No. 068-13**ADOPTED****130189 [Urging the California State Legislature to Pass Senate Bill 219]****Sponsors: Mar; Yee**

Resolution urging the California State Legislature to Pass Senate Bill 219 to permanently extend double fine zones along State Highway Route 1 between Junipero Serra Boulevard and Lake Street and State Highway Route 101 between Golden Gate Avenue and Lyon Street.

Resolution No. 069-13**ADOPTED**

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

[Purely Commendatory Finding]

Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Mar, seconded by Supervisor Campos, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

[Brown Act Finding]

Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Mar, seconded by Supervisor Campos, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

130219 [Rosa Parks Japanese Bilingual Bicultural Program Day - March 9, 2013]**Sponsors: Mar, Chiu and Campos**

Resolution declaring March 9, 2013, as Rosa Parks Japanese Bilingual Bicultural Program Day; and recognizing the 40th anniversary of its founding.

Supervisors Chiu and Campos requested to be added as co-sponsors.

The President inquired as to whether any member of the public wished to address the Board relating to File No. 130219. There were no speakers. The President declared public comment closed.

Resolution No. 070-13

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

LEGISLATION INTRODUCED AT ROLL CALL

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

120814 [Planning Code, Zoning Map - Establishing the Fillmore Street Neighborhood Commercial District]**Sponsor: Breed**

Ordinance amending the Planning Code to establish the Fillmore Street Neighborhood Commercial District (NCD) along Fillmore Street between Bush and McAllister Streets; amend various other sections to make conforming and other technical changes; amending the Zoning Map to add the Fillmore Street NCD; and adopting environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1.

07/31/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/30/2012.

08/10/12; REFERRED TO DEPARTMENT.

10/30/12; REMAIN ACTIVE.

01/15/13; REMAIN ACTIVE.

03/05/13; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

120883 [Planning Code - Establishing a Program to Monitor Student Housing Conversions]**Sponsors: Kim; Wiener**

Ordinance amending the Planning Code, by adding Section 102.36.1, to establish an annual monitoring requirement for student housing conversions; and making findings, including environmental findings, and findings of consistency with the priority policies of Planning Code, Section 101.1, and the General Plan.

09/04/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 10/4/2012.

09/17/12; REFERRED TO DEPARTMENT.

09/20/12; RESPONSE RECEIVED.

01/15/13; REMAIN ACTIVE.

03/05/13; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

130062 [Planning, Administrative Codes, Zoning Map - Miscellaneous Technical Amendments, Fee Changes, Clarifications, and Corrections]**Sponsor: Tang**

Ordinance amending the Planning and Administrative Codes to correct errors; make language revisions and updates; revise graphics to be consistent with text; amend fees to be charged for certain kinds of applications and appeals; clarify the meaning of certain Planning Code sections; amend the Zoning Map to remove the incorrect Chinese Hospital Special Use District designation from Assessor's Block No. 0192, Lot No. 041; and adopt findings, including findings under the California Environmental Quality Act, and Planning Code, Section 302, and findings of consistency with the General Plan and Planning Code, Section 101.1.

01/17/13; RECEIVED FROM DEPARTMENT.

01/29/13; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 2/28/2013.

02/14/13; NOTICED.

03/05/13; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

130180 [Planning Code - Pre-Application Meetings in Production/Distribution/Repair-1-B (Light Industrial Buffer) District]**Sponsor: Cohen**

Ordinance amending the Planning Code, by adding Section 313, to require pre-application meetings for certain projects in the Product/Distribution/Repair -1-B (Light Industrial Buffer) District; and making environmental, General Plan, and Planning Code, Section 101(b), findings.

02/26/13; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 3/28/2013.

03/05/13; REFERRED TO DEPARTMENT.

03/05/13; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

130221 [Payment of Reward to Doe One - \$250,000]**Sponsor: Mayor**

Ordinance authorizing payment of a \$250,000 reward to Doe One for supplying information leading to the arrest and conviction of the perpetrator who murdered Willie Allen.

(Fiscal Impact)

03/05/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130222 [Police Code - Membership in National Rifle Association]**Sponsors: Avalos; Chiu, Campos and Yee**

Ordinance amending the Police Code to rescind the authorization for the Police Department to be a member of the National Rifle Association or to collect or expend tournament fees for the National Rifle Association.

03/05/13; ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Safety Committee, expires on 4/4/2013.

130224 [Agreement - Pacific Gas and Electric Company - University Mound Reservoir Project - \$86,765.18]**Sponsor: Campos**

Ordinance authorizing the Public Utilities Commission General Manager to enter into a long-term interconnection agreement with Pacific Gas and Electric Company to connect a small renewable energy project at University Mound Reservoir to the electric system; and waiving specific requirements of the Administrative Code and the Environment Code in the best interests of the City for an amount of \$86,765.18 with a duration of ten years and automatic renewal every year thereafter.

03/05/13; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 4/4/2013.

130225 [Administrative Code - Bayview Hunters Point Citizens Advisory Committee]**Sponsor: Cohen**

Ordinance amending the Administrative Code to establish the Bayview Hunters Point Citizens Advisory Committee to provide policy advice to the City and County of San Francisco on planning and land use matters for Zone 2 of the Bayview Hunters Point Redevelopment Project Area.

03/05/13; ASSIGNED UNDER 30 DAY RULE to Rules Committee.

130226 [Park Code - South of Market West Skatepark and Dog Park]**Sponsor: Kim**

Ordinance amending the Park Code to designate portions of the property (Assessor's Block No. 3513, Lot Nos. 071 and 074) leased by the City and County of San Francisco from the State of California, immediately under and adjacent to the portions of the Central Freeway located between Otis and Stevenson Streets and between Valencia and Stevenson Streets and partially bounded by Duboce Avenue and referred to as "South of Market (SoMa) West Skatepark and Dog Park," as a "park" within the meaning of the Park Code and to authorize the Recreation and Park Department's Park Patrol to patrol those portions of the leased property; and making environmental findings, and findings of consistency with the General Plan.

03/05/13; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 4/4/2013.

Resolutions

130227 [Lease - Van Ness Post Center, LLC - Law Library - 1200 Van Ness Avenue]

Sponsor: Mayor

Resolution finding that 20,000 net rentable square feet is suitable and sufficient for the Law Library; authorizing the Director of Property to enter into a lease with Van Ness Post Center, LLC, for the Law Library at 1200 Van Ness Avenue; finding that the proposed relocation of the Law Library to such space is in conformance with the City's General Plan and the priority policies of Planning Code Section 101.1; and authorizing the Director of Property to find alternative comparable space if a lease with Van Ness Post Center, LLC, cannot be finalized.

(Fiscal Impact)

03/05/13; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

130228 [Ten-Year Capital Expenditure Plan - FY2013-2014 through FY2022-2023]

Sponsors: Mayor; Chiu

Resolution adopting the City's Ten-Year Capital Expenditure Plan for FY2013-2014 through FY2022-2023 pursuant to Administrative Code, Section 3.20.

03/05/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130229 [5-Year Financial Plan - FY2013-2014 through FY2017-2018]

Sponsors: Mayor; Farrell, Chiu and Cohen

Resolution adopting the City's 5-Year Financial Plan for FY2013-2014 through FY2017-2018 pursuant to Charter, Section 9.119.

03/05/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130230 [5-Year Information and Communication Technology Plan - FY2013-2014 through FY2017-2018]

Sponsors: Mayor; Chiu

Resolution adopting the City's 5-Year Information and Communication Technology Plan for FY2013-2014 through FY2017-2018 pursuant to Administrative Code, Section 22A.6.

03/05/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130232 [Term Sheet Endorsement - CPMC Development Agreement]

Sponsors: Mayor; Chiu, Farrell and Campos

Resolution endorsing a Term Sheet for revisions to a proposed development agreement with California Pacific Medical Center (CPMC) for CPMC's Long Range Development Plan, including new hospitals at the Cathedral Hill and St. Luke's Campuses, with any final development agreement subject to the approval of the Planning Commission, the Municipal Transportation Agency and the Board of Supervisors.

03/05/13; ASSIGNED to Board of Supervisors.

130233 [Comprehensive Immigration Reform Including Same-Sex Couples]

Sponsors: Campos; Avalos, Wiener and Chiu

Resolution urging Congress to pass an inclusive comprehensive immigration reform that includes all families, including same-sex couples.

03/05/13; RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

130234 [Ground Lease Amendment - 255 Broadway]**Sponsor: Chiu**

Resolution approving and authorizing the Mayor's Office of Housing, as Successor Housing Agency to the Redevelopment Agency, to amend an existing term ground lease with Broadway Sansome Associates, L.P., a California limited partnership, for the development and operation of affordable housing on certain real property located at 255 Broadway and making findings that the amendments are in conformance with California Environmental Quality Act, the City's General Plan, and the priority policies of Planning Code, Section 101.1.

03/05/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130235 [Urging the Municipal Transportation Agency to Implement a Full-Scale Bike Sharing Program by 2014]**Sponsors: Wiener; Chiu**

Resolution urging the Municipal Transportation Agency to implement a full-scale bike sharing program by 2014.

03/05/13; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

130236 [Honoring Leslie E. Wong]**Sponsor: Chiu**

Resolution honoring San Francisco State University President Leslie E. Wong.

03/05/13; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

130237 [Urging the California State Legislature to Pass Assembly Bill 1199]**Sponsors: Mar; Campos**

Resolution urging the California State Legislature to pass Assembly Bill 1199 to create a smoothing formula for enrollment-related funding losses for any community college that is under severe sanction from accreditation agencies and is also suffering an enrollment decline.

03/05/13; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

130238 [Arbor Week - March 7-14, 2013]**Sponsor: Wiener**

Resolution celebrating the many benefits of the City's urban forest, declaring March 7, 2013, through March 14, 2013, as Arbor Week in the City and County of San Francisco.

03/05/13; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motion**130231 [Committee of the Whole - Term Sheet Endorsement - CPMC Development Agreement]****Sponsors: Chiu; Farrell and Campos**

Motion directing the Board of Supervisors to hold a public hearing on March 12, 2013, at 3:00 p.m., with the Board sitting as a Committee of the Whole, to consider adopting a Resolution endorsing a Term Sheet for revisions to a proposed development agreement with California Pacific Medical Center (CPMC) for CPMC's Long Range Development Plan, including new hospitals at the Cathedral Hill and St. Luke's Campuses, with any final development agreement subject to the approval of the Planning Commission, the Municipal Transportation Agency, and the Board of Supervisors.

03/05/13; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing**130223 [Public Hearing - Term Sheet Endorsement - CPMC Development Agreement]**

Hearing of persons interested in or objecting to the proposed Resolution endorsing a Term Sheet for revisions to a proposed development agreement with California Pacific Medical Center (CPMC) for CPMC's Long Range Development Plan, including new hospitals at the Cathedral Hill and St. Luke's Campuses, with any final development agreement subject to the approval of the Planning Commission, the Municipal Transportation Agency and the Board of Supervisors. (Clerk of the Board)

03/05/13; ASSIGNED to Board of Supervisors.

130239 [Hearing - Federal Sequestration Effect on the City's Budget and Services Capabilities]**Sponsor: Farrell**

Hearing on how the federal sequestration will effect the City's budget and services capabilities.

03/05/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130240 [Hearing - Office of the District Attorney Budget Update for FY2013-2014 and FY2014-2015]**Sponsor: Farrell**

Hearing to receive an update on the Office of the District Attorney's budget for FY2013-2014 and FY2014-2015.

03/05/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130241 [Hearing - Office of the Public Defender Budget Update for FY2013-2014 and FY2014-2015]**Sponsor: Farrell**

Hearing to receive an update on the Office of the Public Defender's budget for FY2013-2014 and FY2014-2015.

03/05/13; RECEIVED AND ASSIGNED to Budget and Finance 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**130164 [Settlement of Lawsuit - Mary Allen, et al. - \$40,000]**

Ordinance authorizing settlement of the lawsuit filed by Mary Allen against the City and County of San Francisco for \$40,000; the lawsuit was filed on October 22, 2010, in San Francisco Superior Court, Case No. CGC-10-504814; entitled Mary Allen, et al. v. City and County of San Francisco, et al.; other material terms of said settlement are dismissal with prejudice and a waiver of any and all monetary sanctions. (City Attorney)

02/20/13; RECEIVED FROM DEPARTMENT.

03/05/13; RECEIVED AND ASSIGNED to Rules Committee.

130165 [Settlement of Lawsuits - Greenwich Associates LLC and Octavia Associates LLC - \$360,632.36]

Ordinance authorizing settlement of the lawsuits filed by Greenwich Associates LLC and Octavia Associates LLC against the City and County of San Francisco for \$360,632.36; the lawsuits were filed on September 26, 2012, in San Francisco County Superior Court, Case Nos. CGC-12-524729 and CGC-12-524730; entitled Greenwich Associates LLC v. City and County of San Francisco, et al. and Octavia Associates LLC v. City and County of San Francisco, et al. (City Attorney)

02/20/13; RECEIVED FROM DEPARTMENT.

03/05/13; RECEIVED AND ASSIGNED to Rules Committee.

130166 [Settlement of Lawsuit - Regina Potascher - \$87,500]

Ordinance authorizing settlement of the lawsuit filed by Regina Potascher, by her conservator Kim Schwarcz against the City and County of San Francisco for \$87,500; the lawsuit was filed on November 14, 2011, in San Francisco Superior Court, Case No. CGC-11-515780; entitled Regina Potascher, by her conservator Kim Schwarcz, et al. v. City and County of San Francisco, et al. (City Attorney)

02/20/13; RECEIVED FROM DEPARTMENT.

03/05/13; RECEIVED AND ASSIGNED to Rules Committee.

130167 [Settlement of Lawsuit - Jane Martin, et al. - \$1,748,840.74]

Ordinance authorizing settlement of remaining claims in the lawsuit filed by various plaintiffs against the City and County of San Francisco for \$1,748,840.74; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al., v. City and County of San Francisco, et al. (City Attorney's Office)

02/25/13; RECEIVED FROM DEPARTMENT.

03/05/13; RECEIVED AND ASSIGNED to Rules Committee.

In Memoriam

Hanren Chang - Supervisor Tang

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:55 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 April 9, 2013.

Angela Calvillo, Clerk of the Board