

Board of Supervisors



City Hall
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Legislation Introduced at Roll Call

Tuesday, May 19, 2015

Introduced by a Supervisor or the Mayor

Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Charter Amendment

150524 [Charter Amendment - Enhancement of Paid Parental Leave for City Employees]

Sponsors: Tang; Christensen, Breed, Cohen, Kim, Wiener, Farrell, Avalos, Yee, Campos and Mar

Charter Amendment (First Draft) to amend the Charter to allow City employees who qualify to take leave for the birth or placement of the same child to each receive the maximum amount of paid parental leave for which they qualify, and to permit City employees to retain 40 hours of accrued sick leave at the end of paid parental leave, at an election to be held on November 3, 2015. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

Ordinances

150221 [Planning, Public Works Codes - Street Trees and Adoption of Associated Fees]

Sponsors: Wiener; Christensen

Ordinance amending the Planning and Public Works Codes to shift the authority to require street trees in the case of certain types of development projects from the Planning Department to Public Works; to require a permit to perform major maintenance on street trees within a specified distance of general advertising signs, adopt a fee for such permit, and impose penalties for violations; to require a tree protection plan in advance of construction and adopt a fee for review and approval of the plan; to give specified Public Works staff enforcement authority; and affirming the Planning Department's determination under the California Environmental Quality Act, and making other findings including findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

- 150243 [Administrative Code - Barring City Departments from Purchasing and City Contractors or Grantees from Selling or Distributing Sugar-Sweetened Beverages]**
Sponsors: Mar; Wiener and Cohen
Ordinance amending the Administrative Code to bar City departments from using City funds to purchase sugar-sweetened beverages and to bar the sale or distribution of sugar-sweetened beverages under City contracts and grants. SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.
- 150245 [Health Code - Sugar-Sweetened Beverage Warning for Advertisements]**
Sponsors: Wiener; Mar and Cohen
Ordinance amending the Health Code to require advertisements for sugar-sweetened beverages to include a warning about the harmful health effects of consuming such beverages and authorizing the Director of Health to impose penalties for noncompliance. SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.
- 150348 [Planning Code - Applying Inclusionary Housing Requirements to Group Housing]**
Sponsors: Avalos; Kim
Ordinance amending the Planning Code to clarify that the Inclusionary Affordable Housing Program applies to housing projects, as defined, including group housing projects; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.
- 150350 [Health, Public Works Codes - Mandatory Use of Alternate Water Supplies In New Construction]**
Sponsors: Wiener; Breed, Avalos and Christensen
Ordinance amending Health Code, Article 12C, to require that new buildings of 250,000 square feet or more of gross floor area be constructed, operated, and maintained using available alternate water sources for toilet and urinal flushing and irrigation; that new buildings of 40,000 square feet or more of gross floor area prepare water budget calculations; and that subdivision approval requirements include compliance with Article 12C; amending the Public Works Code to provide that pipelines and other facilities constructed in accordance with Article 12C and located in public rights-of-way are subject to approval as minor encroachments and exempt from payment of public right-of-way occupancy assessment fees; and affirming the Planning Department's determination under the California Environmental Quality Act. SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

- 150461 [Zoning - Interim Moratorium on Certain New Residential Uses and Elimination of Production, Distribution, and Repair Uses in a Portion of the Mission Area Plan of the General Plan]**
Sponsors: Campos; Mar, Kim, Avalos and Yee
 Urgency Ordinance approving an interim zoning moratorium on the issuance of any permits to demolish, convert, or construct housing projects that result in the gain or loss of 5 or more residential units, or to demolish, convert, or eliminate Production, Distribution, and Repair (PDR), and to create an exception from the moratorium for the issuance of permits for 100% affordable housing projects, and to allow the elimination of PDR uses where necessary to permit 100% affordable housing projects, in a portion of the Mission Area Plan of the General Plan (comprising the area bounded by the north side of Cesar Chavez Street from the east side of Valencia Street to the west side of Potrero Avenue; the west side of Potrero Avenue from the north side of Cesar Chavez Street to the south side of 20th Street; the south side of 20th Street from the west side of Potrero Avenue to the west side of Bryant Street; the west side of Bryant Street from the south side of 20th Street to the south side of U.S. Route 101; the south side of U.S. Route 101 from the west side of Bryant Street to the east side of Valencia Street; the east side of Valencia Street from the south side of U.S. Route 101 to the north side of Cesar Chavez Street); affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the eight priority policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Board of Supervisors on June 2, 2015.
- 150515 [Memorandum of Understanding - Union of American Physicians and Dentists, Unit 17]**
Sponsor: Mayor
 Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Union of American Physicians and Dentists, Unit 17, to be effective July 1, 2015, through June 30, 2018. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 150516 [Memorandum of Understanding - Union of American Physicians and Dentists, Unit 18]**
Sponsor: Mayor
 Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Union of American Physicians and Dentists, Unit 18, to be effective July 1, 2015, through June 30, 2018. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 150517 [Memorandum of Understanding - Laborers International Union, Local 261]**
Sponsor: Mayor
 Ordinance adopting and implementing Amendment No. 1 to the 2014-2017 Memorandum of Understanding between the City and County of San Francisco and the Laborers International Union, Local 261, by implementing specified terms and conditions of employment for FYs 2015-2016 and 2016-2017. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 150518 [Memorandum of Understanding - Service Employees International Union, Local 1021: H-1 Fire Rescue Paramedics]**
Sponsor: Mayor
 Ordinance adopting and implementing Amendment No. 5 to the 2007-2015 Memorandum of Understanding between the City and County of San Francisco and Service Employees International Union, Local 1021: H-1 Fire Rescue Paramedics, by extending the term of the Memorandum of Understanding to June 30, 2018, and implementing specified terms and conditions of employment for FYs 2015-2016, 2016-2017, and 2017-2018. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

- 150519 [Compensation for Unrepresented Employees]**
Sponsor: Mayor
Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Charter, Section A8.409, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and, methods of payment, effective July 1, 2015. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 150525 [Subdivision Code - Below Market Rate Condominium Conversion Program Alternatives]**
Sponsor: Breed
Ordinance amending the Subdivision Code to reauthorize an alternative to compliance with the Below Market Rate Condominium Conversion Program for certain qualifying projects subject to the Program. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.
- 150526 [Amending Ordinance No. 28-15 - Inapplicability of Clean Construction Ordinance to Existing Contracts]**
Sponsor: Cohen
Ordinance amending Ordinance No. 28-15, which requires a Construction Emissions Minimization Plan and monitoring for certain public works projects within an Air Pollutant Exposure Zone and establishes controls on emission-producing equipment used for public works projects outside of such zones, to clarify that Ordinance No. 28-15 does not apply to existing contracts and will apply only to construction contracts advertised or initiated on or after the effective date of this Ordinance. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.
- 150527 [Administrative Code - Notice and Filing Period for an Application for Reduction of an Escape Tax Assessment]**
Sponsor: Cohen
Ordinance amending the Administrative Code to require that an application for reduction of an escape tax assessment be filed with the Administrator of the Assessment Appeals Board no later than 60 days after the date of mailing printed on the tax bill or the postmark therefor, whichever is later. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 150528 [Health Code - Animal Care and Control Adoption Fee Waiver]**
Sponsor: Tang
Ordinance amending the Health Code to authorize the Animal Control Officer to waive adoption fees and other applicable charges upon finding that such a waiver will maintain or increase the live release rate. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee.

Resolutions

- 150529 [Appointment, Director of the San Francisco Bay Area Regional Water System Financing Authority - Harlan L. Kelly, Jr.]**
Sponsor: Mayor
Resolution appointing Harlan L. Kelly, Jr., to an indefinite term as a Director of the San Francisco Bay Area Regional Water System Financing Authority. RECEIVED AND ASSIGNED to Rules Committee.

- 150530 [Accept and Expend Grant - Summer Jobs Connect Program - \$600,000]**
Sponsor: Mayor
Resolution retroactively authorizing the Department of Children, Youth and Their Families (DCYF) to accept and expend grant funding in the amount of \$600,000 from the Cities for Financial Empowerment Fund for the Summer Jobs Connect Program to support 155 youth employment opportunities and increased banking access, and financial education for all youth in DCYF-funded summer workforce programs for the period April 1, 2015, through March 31, 2016. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 150531 [Contracts - Oracle America, Inc., and Accenture, LLP - Controller's Financial System Project - Not to Exceed \$27,792,116 and \$23,068,777]**
Sponsors: Mayor; Farrell
Resolution authorizing the Office of the Controller to enter into two contracts: a software license and maintenance agreement with Oracle America, Inc., for a one-year term, with nine options to extend the contract for up to one year each, in an amount not to exceed \$27,792,116; and a professional services agreement with Accenture, LLP, for a two-year term, with one option to extend the contract for up to one year, in an amount not to exceed \$23,068,777; with both contracts to commence upon Board and Mayoral approval, to implement and configure a comprehensive, fully-integrated Enterprise Resource Planning System, including all services related to delivery, installation, integration, customization, data conversion, training, documentation, deployments, and project management, to replace the obsolete Financial Accounting and Management Information System currently in use. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 150532 [Interim Zoning Controls - Conditional Use Requirement for Residential Mergers]**
Sponsor: Avalos
Resolution imposing interim zoning controls to require conditional use authorization for any residential merger, including mergers of both legal and illegal existing units; and making environmental findings, including findings of consistency with the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.
- 150533 [California Enterprise Development Authority Revenue Obligations Issuance - Live Oak - Learning Center for Children - Not to Exceed \$10,000,000]**
Sponsor: Cohen
Resolution approving for purposes of Internal Revenue Code, Section 147(f), the Issuance and Sale of Revenue Obligations by the California Enterprise Development Authority in an aggregate principal amount not to exceed \$10,000,000 to finance or refinance the acquisition, construction, improvement, and/or equipping of K-8 educational facilities to be owned and operated by, or leased and operated by, Live Oak, a Learning Center for Children, a California nonprofit public benefit corporation. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

- 150534 [Multifamily Housing Revenue Bonds - 2500 Arelious Walker Drive - Not to Exceed \$33,000,000]**
Sponsor: Cohen
Resolution declaring the intent of the City and County of San Francisco to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$33,000,000 for 2500 Arelious Walker Drive; authorizing and directing the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$33,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 150535 [Resolution of Intention - Dogpatch & Northwest Potrero Hill Green Benefit District]**
Sponsor: Cohen
Resolution declaring the intention of the Board of Supervisors to establish a property-based business improvement district to be known as the "Dogpatch & Northwest Potrero Hill Green Benefit District" and levy a multi-year assessment on identified parcels in the district; approving the management district plan and engineer's report and proposed boundaries map for the district; ordering and setting a time and place for a public hearing thereon; approving the form of the Notice of Public Hearing and Assessment Ballots Proceeding, and Assessment Ballot; directing environmental findings; and directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting as required by law. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.
- 150536 [Accept and Expend Grant - Human Trafficking Advocacy Program - \$110,276]**
Sponsor: Tang
Resolution retroactively authorizing the Office of the District Attorney to accept and expend a grant in the amount of \$110,276 from the California Governor's Office of Emergency Services for the Human Trafficking Advocacy Program for the grant period October 1, 2014, through September 30, 2015, to ensure human trafficking victims receive comprehensive victim services and to enhance the collaboration with the Mayor's Task Force on Anti-Human Trafficking. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 150537 [Accept In-Kind Gift - San Francisco Association of Realtors® - Online Content Subscription - \$20,000 in Annual Value]**
Sponsor: Wiener
Resolution authorizing the Office of Assessor-Recorder to accept an in-kind gift not to exceed \$20,000 in annual value from the San Francisco Association of Realtors® to improve the accuracy of appraising and developing valuations for properties within the City and County of San Francisco. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150538 [Recognizing and Supporting the First Annual National Gun Violence Awareness Day - June 2, 2015]

Sponsors: Farrell; Cohen

Resolution recognizing and supporting the First Annual National Gun Violence Awareness Day on June 2, 2015, to bring attention to the 88 Americans stolen by gun violence every day, and encouraging San Franciscans to wear orange to bring awareness to this epidemic.

REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Request for Hearing

150523 [Hearing - Zoning - Interim Moratorium on Certain New Residential Uses and Elimination of Production, Distribution, and Repair Uses in a Portion of the Mission Area Plan of the General Plan]

Hearing to consider an Urgency Ordinance approving an interim zoning moratorium on the issuance of any permits to demolish, convert, or construct housing projects that result in the gain or loss of 5 or more residential units, or to demolish, convert, or eliminate Production, Distribution, and Repair (PDR), and to create an exception from the moratorium for the issuance of permits for 100% affordable housing projects, and to allow the elimination of PDR uses where necessary to permit 100% affordable housing projects, in a portion of the Mission Area Plan of the General Plan (comprising the area bounded by the north side of Cesar Chavez Street from the east side of Valencia Street to the west side of Potrero Avenue; the west side of Potrero Avenue from the north side of Cesar Chavez Street to the south side of 20th Street; the south side of 20th Street from the west side of Potrero Avenue to the west side of Bryant Street; the west side of Bryant Street from the south side of 20th Street to the south side of U.S. Route 101; the south side of U.S. Route 101 from the west side of Bryant Street to the east side of Valencia Street; the east side of Valencia Street from the south side of U.S. Route 101 to the north side of Cesar Chavez Street); affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors on June 2, 2015.

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 ORDINANCE

150482 [Settlement of Lawsuit - Dana Kess - \$96,000]

Ordinance authorizing settlement of the lawsuit filed by Dana Kess against the City and County of San Francisco for \$96,000; the lawsuit was filed on August 29, 2013, in California Superior Court, San Francisco Branch, Case No. CGC-13-531728, entitled Dana Kess v. Department of Recreation and Parks, City and County of San Francisco. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

- 150483 [Host Site Agreement - 2020 PGA Championship - PGA Tournament Corporation, Inc. - Minimum Site Fee of Not Less Than \$2,000,000]**
Resolution approving and authorizing the execution of a Host Site Agreement with PGA Tournament Corporation, Inc. for the use of TPC Harding Park Golf Course for the 2020 PGA Championship for a site fee of not less than \$2,000,000. (Recreation and Park Department). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 150484 [Extension Agreement - Long Term Energy Sales - Modesto Irrigation District]**
Resolution approving an Extension Agreement between the City and County of San Francisco, acting by and through its Public Utilities Commission, and the Modesto Irrigation District, to extend the term of the existing Long Term Energy Sales Agreement to the earlier of the approval of a replacement agreement by both parties, or June 30, 2016. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 150486 [Extension Agreement - Long Term Power Sales - Turlock Irrigation District]**
Resolution approving an Extension Agreement between the City and County of San Francisco, acting by and through its Public Utilities Commission, and the Turlock Irrigation District, to extend the term of the existing Long Term Power Sales Agreement to the earlier of the approval of a replacement agreement by both parties, or June 30, 2016. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – May 19, 2015

Board Meeting Minutes for April 14, 2015 approved.

There were no Clerk to Act requests submitted at the May 19, 2015 Board Meeting.

In Memoriam

None