

Board of Supervisors



City Hall
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Legislation Introduced at Roll Call

Tuesday, February 23, 2016

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

150732 [Building, Administrative Codes - Mandatory Disability Access Improvements; Building Owner's Notice to Tenant; Administrative Fee]

Sponsor: Tang

Ordinance amending the Building Code to require any existing building with a place of public accommodation either to have all primary entries and path of travel into the building accessible by persons with disabilities or to receive from the City a determination of equivalent facilitation, technical infeasibility, or unreasonable hardship, establishing a Disability Access Compliance Unit within the Department of Building Inspection, establishing a fee to offset the costs of the disability access improvement program; amending Administrative Code, Chapter 38, to require a building owner to give notice of the mandatory Building Code primary entry and path of travel accessibility requirements in any new or amended public accommodation lease; affirming the Planning Department's California Environmental Quality Act determination; making findings of local conditions under the California Health and Safety Code, and directing the Clerk of the Board of Supervisors to forward the legislation to the California Building Standards Commission upon final passage. SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

150875 [Health Code - Definition of Projects for Alternative Water Source Requirements]

Sponsor: Wiener

Ordinance amending the Health Code to revise the definition of development projects subject to the requirements for an Alternate Water Source system, and the definitions of large and small residential projects subject to specific requirements for such a system; and affirming the Planning Department's determination under the California Environmental Quality Act. SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

- 160150 [Redevelopment Plan Amendment - Transbay Redevelopment Project Area - Zone One]**
Sponsors: Mayor; Kim
Ordinance approving an amendment to the Redevelopment Plan for the Transbay Redevelopment Project Area, to increase the maximum height limit from 300 feet to 400 feet on Block 1 (Assessor's Block No. 3740, Lot Nos. 027, 029, 030, 031, and 032) within Zone One of the Transbay Redevelopment Project Area; and making environmental findings under the California Environmental Quality Act, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Board of Supervisors.
- 160151 [Public Employment - Annual Salary Ordinance Amendment - Office of Small Business in the Mayor's Office of Economic and Workforce Development - FYs 2015-2016 and 2016-2017]**
Sponsors: Campos; Peskin
Ordinance amending Ordinance No. 129-15 (Annual Salary Ordinance - FYs 2015-2016 and 2016-2017) to reflect the addition of one (1) 9774 Sr. Community Development Specialist for the equivalent of seven full pay periods before the end of FY2015-2016 in the Office of Small Business in the Mayor's Office of Economic and Workforce Development (ECN) to administer the Legacy Business Registry and Historic Preservation Fund. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 160152 [Appropriation - Office of Small Business in the Mayor's Office of Economic and Workforce Development - \$343,359 from the General Reserve - FY2015-2016]**
Sponsors: Campos; Peskin
Ordinance appropriating \$343,359 from the General Reserve for grants and related administrative costs for the Legacy Business Registry and Historic Preservation Fund in the Office of Small Business in the Mayor's Office of Economic and Workforce Development in FY2015-2016. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 160153 [Street Vacation - James Alley - Chinese Hospital Improvements]**
Sponsor: Peskin
Ordinance ordering the street vacation of James Alley, generally bounded by Assessor's Block No. 0192 and Jackson Street as part of improvements to the Chinese Hospital; approving a quitclaim of the City's interest in the vacation area pursuant to the terms and conditions of a purchase and sale agreement between City and County of San Francisco, as seller, and Chinese Hospital Association, as buyer; reserving various easement rights in favor of third party utilities and private property owners; affirming the Planning Department's determination under the California Environmental Quality Act; adopting findings that the actions contemplated in this legislation are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing official acts in connection with this ordinance. ASSIGNED to Land Use and Transportation Committee.
- 160154 [Green Building, Environment Codes - Better Roof Requirements for Renewable Energy Facilities]**
Sponsor: Wiener
Ordinance amending the Green Building Code and the Environment Code to establish requirements for certain new building construction facilitating development of renewable energy facilities; updating provisions of the Green Building requirements for City buildings; setting an operative date of January 1, 2017; providing findings as to local conditions pursuant to the California Health and Safety Code; directing the Clerk of the Board of Supervisors to transmit the Ordinance to appropriate State officials; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

160155 [Public Works Code - Stormwater Management Requirements]

Sponsor: Wiener

Ordinance amending the Public Works Code to incorporate changes to ensure consistency and compliance with California's municipal stormwater permit requirements; to revise application of the requirements from projects disturbing 5,000 square feet of ground surface area to projects that include construction or remodeling of 5,000 square feet of impervious surface area; and affirming the Planning Department's determination under the California Environmental Quality Act. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

Resolutions

160118 [Commuter Shuttle Permit Program Recommendations]

Sponsors: Campos; Yee, Breed, Mar, Avalos, Peskin and Kim

Resolution urging the San Francisco Municipal Transportation Agency to adopt a new one-year Commuter Shuttle Permit Program that includes key improvements. SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

160156 [California Statewide Communities Development Authority Issuance of Tax-Exempt Bonds - California College of the Arts or an Affiliate - Not to Exceed \$16,000,000]

Sponsor: Cohen

Resolution approving in accordance with Internal Revenue Code, Section 147(f), the issuance of tax-exempt obligations by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$16,000,000 to finance and refinance various capital facilities to be owned and/or operated by California College of the Arts or an affiliate. RECEIVED AND ASSIGNED to Budget and Finance Committee.

160157 [Accept and Expend Grant - United States Department of Justice's Office of Violence Against Women - Domestic Violence High Lethality Risk Team - \$750,000]

Sponsor: Cohen

Resolution retroactively authorizing the Department on the Status of Women to accept and expend a grant in the amount of \$750,000 from the United States Department of Justice's Office of Violence Against Women for the Multidisciplinary Domestic Violence High Lethality Risk Team Pilot Project, for a grant period of October 1, 2015, through September 30, 2018. RECEIVED AND ASSIGNED to Budget and Finance Committee.

160158 [Accept and Expend Grant - San Francisco Safe Routes to School Program 2017-2019 Non-Infrastructure Project - \$2,797,000]

Sponsor: Wiener

Resolution authorizing the San Francisco Department of Public Health to accept and expend a grant in the amount of \$2,797,000 in Active Transportation Program Funds through Metropolitan Transportation Commission's Safe Routes to School Grant Program for the period of September 1, 2017, through August 31, 2019, waiving indirect costs, stating assurance to complete the project, and to delegate authorization to execute these agreements and any amendments thereto to the Director of Health. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 160159 [Accept and Expend Grant - Alameda County Waste Management Authority (“StopWaste”) - High-Efficiency Toilet and Urinal Incentive Programs - \$535,000]**
Sponsor: Wiener
 Resolution authorizing the San Francisco Public Utilities Commission (SFPUC) General Manager to accept an award of up to \$535,000 through the SFPUC’s Memorandum of Understanding with the Alameda County Waste Management Authority (“StopWaste”) for implementation of a regional water conservation program funded in part by grant funds from the California Department of Water Resources. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 160160 [Noe Valley Community Benefit District - Annual Reports to the City - FY2014-2015]**
Sponsor: Wiener
 Resolution receiving and approving annual report for the Noe Valley Community Benefit District for FY2014-2015, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District’s management agreement with the City, Section 3.4. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 160161 [Castro/Upper Market Community Benefit District - Annual Reports to the City - FY2014-2015]**
Sponsor: Wiener
 Resolution receiving and approving annual report for the Castro/Upper Market Community Benefit District for FY2014-2015, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District’s management agreement with the City, Section 3.4. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 160162 [Supporting California Assembly Bill Nos.1574 and 1677 (Chiu and Ting) and California Senate Bill 812 (Hill) - Increasing the Safety Oversight and Local Coordination of Tour Buses and Charter Party Bus Carriers]**
Sponsors: Yee; Kim
 Resolution supporting California Assembly Bill Nos. 1574 and 1677, authored by Assembly Members Chiu and Ting, and California Senate Bill 812, authored by Senator Hill, that increase the inspection protocol, safety oversight, and local coordination between the Department of Motor Vehicles, the California Public Utilities Committee, and the National Highway Traffic Safety Administration for tour bus and charter-party carriers, and for both legislative bodies to pass the bills. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 160163 [Consolidation of Elections Scheduled for June 7, 2016]**
Sponsor: Breed
 Resolution consolidating the following elections, all of which will be held on June 7, 2016: the State of California’s Presidential Primary Election; the City and County of San Francisco Municipal Election; the City and County of San Francisco’s Special Bond Election; the San Francisco Bay Restoration Authority’s Special Election; and the San Francisco’s Democratic County Central Committee’s election, and providing that the election precincts, voting places, and officers for these elections shall be the same as for the State Presidential Primary Election. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 160164 [Supporting United States Senate Bill 1412 (Franken and Portman) - Housing for Homeless Students Act]**
Sponsor: Farrell
 Resolution supporting United States Senate Bill 1412, the Housing for Homeless Students Act, sponsored by Senators Al Franken and Rob Portman. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 160165 [Helen Kunz Day - March 9, 2016]**
Sponsor: Wiener
 Resolution declaring March 9, 2016, to be Helen Kunz Day in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 160166 [Establishing City Policy Maximizing a Feasible Inclusionary Affordable Housing Requirement]**
Sponsor: Yee
 Resolution establishing City policy to maximize the percentage of affordable Inclusionary Housing in market rate development through Board ordinance and to ensure fairness and feasibility. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 160183 [Urging the San Francisco Public Utilities Commission to Expand Public Access to the Peninsula Watershed Lands]**
Sponsors: Avalos; Wiener
 Resolution urging the San Francisco Public Utilities Commission to provide enhanced public access to existing roads and trails in the Peninsula Watershed Lands consistent with the goals of protecting the water supply and the environmental quality of the area. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

- 160167 [Committee of the Whole - Amendment to the Redevelopment Plan for the Transbay Redevelopment Project Area - Zone One (File No. 160150) - April 12, 2016]**
Sponsors: Mayor; Kim
 Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on April 12, 2016, at 3:00 p.m., to hold a public hearing to consider the proposed Amendment to the Redevelopment Plan for the Transbay Redevelopment Project Area (File No. 160150) to increase the maximum height limit from 300 feet to 400 feet on Block 1 of Zone One of the Transbay Redevelopment Project Area. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 160186 [Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the June 7, 2016, Consolidated General Election]**
 Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the June 7, 2016, Consolidated General Election. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 160168 [Hearing - Citywide Implementation of Sanctuary City and Due Process for All Ordinances]**
Sponsors: Avalos; Campos
Hearing on the status of citywide implementation of Administrative Code, Chapters 12H and 12I (the Sanctuary City and Due Process for All Ordinances) including a review of department-specific policies, procedures, trainings, challenges, complaints received, corrective actions taken following complaints, and outreach to the public; and requesting the Police Department, Sheriff's Department, the Department of Public Health, 311, Human Services Agency, Child Protective Services, Office of Citizen Complaints, the Office of Labor Standards Enforcement, Adult Probation, Juvenile Probation, City Administrator, San Francisco Unified School District, Airport, Department of Emergency Management, the Treasurer and Tax Collector, the Fire Department, District Attorney, Public Defender, the Office of Civic Engagement and Immigrant Affairs, and the Human Rights Commission to report. RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.
- 160169 [Hearing - Police and Sheriff's Department Immigration Enforcement Policies, Practices, and Climate]**
Sponsors: Avalos; Campos
Hearing to review the policies, practices, and climate of the San Francisco Police and Sheriff's Departments in relation to immigration enforcement including a review of needed updates to address new immigration enforcement procedures through the Priority Enforcement Program, and a review of the actions taken in the case of Pedro Figueroa-Zarceno and whether such actions were permitted under the Sanctuary City and Due Process for All Ordinances. RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.
- 160170 [Hearing - Budget Update - Police Department - FYs 2016-2017 and 2017-2018]**
Sponsor: Farrell
Hearing to receive a budget update from the Police Department for FYs 2016-2017 and 2017-2018. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 160171 [Hearing - Budget Update - Recreation and Park Department - FYs 2016-2017 and 2017-2018]**
Sponsor: Farrell
Hearing to receive a budget update from the Recreation and Park Department for FYs 2016-2017 and 2017-2018. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 160172 [Hearing - Budget Update - Sheriff's Department - FYs 2016-2017 and 2017-2018]**
Sponsor: Farrell
Hearing to receive a budget update from the Sheriff's Department for FYs 2016-2017 and 2017-2018. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 160173 [Hearing - Budget Update - Department of Public Health - FYs 2016-2017 and 2017-2018]**
Sponsor: Farrell
Hearing to receive a budget update from the Department of Public Health for FYs 2016-2017 and 2017-2018. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 160174 [Hearing - Budget Update - Human Services Agency - FYs 2016-2017 and 2017-2018]**
Sponsor: Farrell
Hearing to receive a budget update from the Human Services Agency for FYs 2016-2017 and 2017-2018. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 160175 [Hearing - Budget Update - San Francisco Municipal Transportation Agency - FYs 2016-2017 and 2017-2018]**
Sponsor: Farrell
Hearing to receive a budget update from the Municipal Transportation Agency for FYs 2016-2017 and 2017-2018. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 160176 [Hearing - Budget Update - Public Utilities Commission - FYs 2016-2017 and 2017-2018]**
Sponsor: Farrell
Hearing to receive a budget update from the San Francisco Public Utilities Commission for FYs 2016-2017 and 2017-2018. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 160177 [Hearing - Budget Update - Department of Public Works - FYs 2016-2017 and 2017-2018]**
Sponsor: Farrell
Hearing to receive a budget update from the Department of Public Works for FYs 2016-2017 and 2017-2018. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 160178 [Hearing - Budget Update - Department of Children, Youth, and Their Families and First Five Commission - FYs 2016-2017 and 2017-2018]**
Sponsor: Farrell
Hearing to receive a budget update from the Department of Children, Youth, and Their Families and First Five Commission for FYs 2016-2017 and 2017-2018. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 160179 [Hearing - Update to City's Five-Year Financial Plan - FYs 2015-2020]**
Sponsor: Farrell
Hearing to receive an update from the Controller's Office and Mayor's Budget Office on the updated City's Five-Year Financial Plan for FYs 2015-2020. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 160180 [Hearing - Controller's Six-Month Budget Status Report]**
Sponsor: Farrell
Hearing on the Six-Month Budget Status Report; and requesting the Controller's Office, and the Mayor's Budget Office to report. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 160181 [Hearing - Budget Update - Fire Department - FYs 2016-2017 and 2017-2018]**
Sponsor: Farrell
Hearing to receive a budget update from the Fire Department for FYs 2016-2017 and 2017-2018. RECEIVED AND ASSIGNED to Budget and Finance Committee.

160182 [Hearing - Citywide Construction Crane Safety]

Sponsor: Peskin

Hearing to evaluate the monitoring, inspections, reporting, and enforcement of crane safety in San Francisco and identify the procedures that the City has in place to protect the safety of construction workers, crane operators, and the general public; and requesting Public Works, the Department of Building Inspections, and the California Division of Occupational Safety and Health to report. RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services 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

160128 [Settlement of Lawsuits - California Department of Health Care Services - City to Receive \$928,763.44]

Ordinance authorizing settlement of the lawsuits filed by the City and County of San Francisco against the California Department of Health Care Services, et al., for \$928,763.44; the lawsuits were filed on July 24, 2007, and November 3, 2008, in San Francisco Superior Court, Case Nos. CPF-07-507445 and CPF-08-508951; both lawsuits are entitled City and County of San Francisco v. Sandra Shewry, Director of the Department of Health Care Services, State of California, et al.; to compel respondents to approve and pay Short Doyle Medi-Cal claims and implement an appeal procedure for denied claims. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160130 [Settlement of Lawsuit - Roque and Sonia Ballesteros - \$79,000]

Ordinance authorizing settlement of the lawsuit filed by Roque and Sonia Ballesteros against the City and County of San Francisco for \$79,000; the lawsuit was filed on December 31, 2015, in San Francisco Superior Court, Case No. CGC 15-549684; entitled Roque Ballesteros, et al. v. City of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

160131 [Settlement of Unlitigated Claim - Pacific Gas and Electric Company - \$37,872.50]

Resolution approving the settlement of the unlitigated claim filed by the Pacific Gas and Electric Company against the City and County of San Francisco for \$37,872.50; claim was filed on August 27, 2015. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160132 [Settlement of Unlitigated Claim - Frank Fong - \$44,992]

Resolution approving the settlement of the unlitigated claim filed by Frank Fong against the City and County of San Francisco for \$44,992; claim was filed on November 19, 2015. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160133 [First Amended Tolling Agreement - California Department of Fish and Wildlife, Office of Spill Prevention and Response - San Mateo Creek Discharges]

Resolution approving a First Amended Tolling Agreement to toll the statutes of limitations for the California Department of Fish and Wildlife, Office of Spill Prevention and Response, to bring potential claims against the San Francisco Public Utilities Commission for discharges of chlorinated water into San Mateo Creek. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160134 [Agreement - TEGSCO, LLC, dba San Francisco AutoReturn - Towing and Storage of Abandoned and Illegally-Parked Vehicles - Not to Exceed \$65,400,000]

Resolution approving the Agreement with TEGSCO, LLC, dba San Francisco AutoReturn, for services related to the towing, storage, and disposal of abandoned and illegally-parked vehicles in an amount not to exceed \$65,400,000 and for a five year term of April 1, 2016, through March 31, 2021, with the option to extend for up to five additional years; and approving a License between the San Francisco Municipal Transportation Agency and AutoReturn for a portion of the premises at 2650 Bayshore Boulevard in Daly City for use as the long-term vehicle storage and auction facility for a term of five years, with the option to extend for five additional years. (Municipal Transportation Agency). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Clerk to Act - February 23, 2016

There were no Board Meeting Minutes for approval.

There were no Clerk to Act requests submitted at the February 23, 2016 Board Meeting.

In Memoriam

Major Keith R. Altenhofen - Supervisor Farrell

James Noel - Board President Breed

Jose LaCrosby - Board President Breed

Mary Brown - Supervisor Tang

Aaron Wimmer - Supervisor Wiener