



Legislation Introduced at Roll Call

Tuesday, May 24, 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.

Charter Amendments

- 160581 [Charter Amendment - Homeless Housing and Services Fund; Transportation Improvement Fund - Budget Set-Asides]**
Sponsors: Mayor; Avalos, Wiener and Farrell
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to: create a Homeless Housing and Services Fund and appropriate \$11,500,000 to the Fund in FY2016-2017 and \$47,750,000 annually to the Fund, adjusted for changes in discretionary City revenues, for the next 24 years, and create a Transportation Improvement Fund and appropriate \$23,000,000 to the Fund in FY2016-2017 and \$95,500,000 annually to the Fund, adjusted for changes in discretionary City revenues, for the next 24 years, at an election to be held of November 8, 2016. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 160582 [Charter Amendment - City Responsibility for Maintaining Street Trees]**
Sponsor: Avalos
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street trees from abutting property owners to the City; and affirming the Planning Department's determination under the California Environmental Quality Act, at an election to be held on November 8, 2016. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 160583 [Charter Amendment - Public Advocate]**
Sponsors: Campos; Avalos, Kim and Mar
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to: 1) create the Office of the Public Advocate; 2) set the Public Advocate's powers and duties; 3) authorize the Public Advocate to review the administration of City programs, including programs for transmitting information to the public, and to receive, investigate, and attempt to resolve complaints regarding City services and programs; 4) place the Public Advocate in charge of the Office of Labor Standards Enforcement (OLSE), the Office of Citizen Complaints (OCC), and the Controller's whistleblower program; 5) call a special election for November 7, 2017, to elect the first Public Advocate; 6) provide for the Public Advocate's election, removal, and salary; and 7) establish a set-aside of 0.03% of the City's budget, as well as the amounts previously budgeted to OLSE, OCC, and the whistleblower program, to fund the Office of the Public Advocate, and setting an operative date, at an election to be held on November 8, 2016. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

- 160584 [Charter Amendment - Independent Investigations Bureau in the Office of the District Attorney]**
Sponsor: Cohen
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to designate an Independent Investigations Bureau in the Office of the District Attorney as the primary agency to investigate criminal conduct arising out of critical incidents in the City involving officer-involved use of force, upon the District Attorney's establishment of the Bureau; to provide for development of a protocol between the District Attorney and Chief of Police to staff and coordinate the Bureau; and to establish the Independent Investigations Bureau Fund for the operation of the Bureau and require that an amount equal to 0.34% of the annual budgets of the Police Department and Sheriff's Department and funds for additional costs of the Bureau be allocated annually to the Fund, for so long as the District Attorney maintains the Bureau, at an election to be held on November 8, 2016. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 160585 [Charter Amendment - Dignity Fund]**
Sponsors: Cohen; Mar, Yee, Avalos and Campos
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to: 1) establish the Dignity Fund to support Seniors and Adults with Disabilities; 2) create an annual set-aside from the property tax for the Dignity Fund in an amount equivalent to an annual tax of two cents for each \$100 of assessed valuation, and a baseline appropriation based on City spending for these purposes in FY2016-2017; 3) establish a planning process for expenditures from the Fund; 4) create an Oversight and Advisory Committee; 5) set an expiration date of June 30, 2037; and, 6) change the Commission on Aging to the Aging and Adult Services Commission, update its responsibilities, and divide the appointing power between the Mayor and the Board of Supervisors, at an election to be held on November 8, 2016. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 160586 [Charter Amendment - Independent Police Oversight Department and Budget Set-Aside]**
Sponsor: Cohen
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to: re-name the Office of Citizen Complaints (OCC) as the Independent Police Oversight Department (IPOD); eliminate the requirement that the Police Commission approve IPOD's proposed budget and instead give IPOD direct authority over its proposed budget; authorize IPOD to conduct periodic reviews of how the Police Commission, Police Department, and IPOD have handled claims of officer misconduct; and require an annual appropriation to IPOD at least equal to the OCC budget for FY2015-2016, adjusted for changes in total City discretionary revenues, at an election to be held on November 8, 2016. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 160587 [Charter Amendment - Non-Citizen Voting in School Board Elections]**
Sponsor: Mar
Draft Charter Amendment to amend the Charter of the City and County of San Francisco by amending Section 8.100 and adding Section 13.111 to authorize San Francisco residents 18 years of age or older who are the parents, legal guardians, or caregivers of children in the San Francisco Unified School District to vote in elections for the Board of Education, regardless of whether the residents are United States citizens, at an election to be held on November 8, 2016. ASSIGNED UNDER 30 DAY RULE PENDING APPROVAL AS TO FORM to Rules Committee.

- 160588 [Charter Amendment - Housing and Development Commission]**
Sponsors: Peskin; Kim
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco, to create the Housing and Development Commission to oversee the Department of Economic and Workforce Development, the Department of Housing and Community Development, and the Department of Real Estate; to require the Commission to review and make recommendations regarding proposed development agreements and conveyance of certain surplus City property before the Board of Supervisors considers such proposals; and to require the Commission to adopt rules creating competitive selection processes for the Department of Housing and Community Development's expenditure of affordable housing funds and for the development of affordable housing on City-owned property under the jurisdiction of the Department of Housing and Community Development, at an election to be held on November 8, 2016. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 160589 [Charter Amendment - Municipal Transportation Agency - Appointments to Board of Directors and Budget Process]**
Sponsors: Yee; Kim, Peskin and Campos
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to split the power to make appointments to the San Francisco Municipal Transportation Agency (SFMTA) Board of Directors between the Mayor and the Board of Supervisors, to lower the vote by which the Board of Supervisors may reject the SFMTA Budget from seven to six, and to make related changes implementing these amendments, at an election to be held on November 8, 2016. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

Ordinances

- 150792 [Fire Code - Disclosure of Fire Safety Information]**
Sponsor: Tang
Ordinance amending the San Francisco Fire Code to require building owners and homeowners' associations to provide fire safety information to residents in buildings with three or more dwelling units, and annual fire safety information and training to residents in buildings with 16 or more units; making findings as to local conditions pursuant to the California Health and Safety Code; and directing the Clerk of the Board of Supervisors to transmit the Ordinance to appropriate State officials. SUBSTITUTED AND ASSIGNED to Public Safety and Neighborhood Services Committee.
- 160590 [Public Works Code - Street Space Occupancy Permits]**
Sponsor: Farrell
Ordinance amending the Public Works Code to place additional limits on the duration of street space occupancy permits, and to limit the number of such permits including permit extensions that can be issued at the same address during a three-year period in Residential, Urban Mixed-Use, and Neighborhood Commercial Districts, and precluding the issuance of such permits at the same address for two years after that three-year period; and affirming the Planning Department's determination under the California Environmental Quality Act. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

- 160591 [Mission Bay South - Park P6 Acceptance]**
Sponsor: Kim
Ordinance dedicating City-jurisdictional property, located on a portion of State Trust Parcel 2, commonly known as Mission Bay Park P6, lying along Long Bridge Street and China Basin Street, as open public right-of-way and naming the new park "Mission Bay Kids' Park," accepting an irrevocable offer for the acquisition facilities that comprise the park improvements; designating said facilities for public open space and park purposes, accepting the Park for maintenance and liability purposes, subject to specified limitations, adopting findings under the California Environmental Quality Act, making findings of consistency with the General Plan, the eight priority policies of Planning Code, Section 101.1, and the Mission Bay South Redevelopment Plan; accepting a Public Works Order and authorizing official acts in connection with this ordinance. ASSIGNED to Land Use and Transportation Committee.
- 160592 [Administrative Code - Lactation in the Workplace Policy]**
Sponsors: Tang; Cohen, Kim, Wiener, Yee, Mar, Farrell, Peskin, Breed, Campos and Avalos
Ordinance amending the Administrative Code to require the Department of Human Resources to develop a Lactation in the Workplace Policy for all City departments. ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee.
- 160593 [Prevailing Wage Requirements - Parking Meter Coin Collections and Counting]**
Sponsor: Wiener
Ordinance authorizing the Municipal Transportation Agency to include, in any contract for parking meter coin collections, counting, and support services it executes after issuing a competitive solicitation, provisions that require the contractor and subcontractors to pay prevailing wages to meter collector, coin room operator, crew lead, and foreperson positions, and to provide transitional employment and retention to the prior contractor's employees performing such services, subject to compliance with all applicable state laws and regulations; and making findings as to the applicable prevailing wage rates for the positions covered by this ordinance. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee.
- 160594 [De-appropriation and Appropriation - Supporting District 7 Participatory Budgeting Project - \$300,000 - FY2015-2016]**
Sponsor: Yee
Ordinance de-appropriating \$300,000 District 7 Board Projects in the General City Responsibility (GEN) and appropriating \$300,000 to various departments in order to support the District 7 Participatory Budgeting projects in FY2015-2016. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee.

Resolutions

- 160595 [Accept and Expend Grant - San Francisco Bay Area Rapid Transit District - Pit Stop Public Toilet Program - \$200,000]**
Sponsors: Mayor; Kim and Campos
Resolution retroactively authorizing the Department of Public Works to accept and expend a grant of up to \$200,000 from the San Francisco Bay Area Rapid Transit District for the Pit Stop Public Toilet Program for the period of February 17, 2016, through February 16, 2017. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 160596 [Contract Amendment - New Flyer of America, Inc. - Purchase of Low Floor Electric Trolley Buses - Not to Exceed \$150,448,729]**
Sponsor: Breed
 Resolution approving Amendment No. 1 to Contract No. CPT 632 (Procurement of Electric Trolley Buses) with New Flyer of America, Inc., to purchase an additional 33 articulated low-floor electric trolley buses, for an additional amount of \$55,498,285 and a total contract amount not to exceed \$150,448,729 with no change to the term of the contract; and authorizing the Director of Transportation of the San Francisco Municipal Transportation Agency to enter into amendments or modifications to the Agreement, as defined herein. (Municipal Transportation Agency). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 160597 [Intent to Prioritize Funding Free City College of San Francisco]**
Sponsors: Kim; Breed, Peskin, Yee, Mar, Campos and Avalos
 Resolution reclaiming the promise of free higher education in the City and County of San Francisco by securing funding to eliminate enrollment fees for students who are San Francisco residents or working at least half-time in San Francisco, and by supporting educational costs for enrolled students who are in receipt of federal or state financial aid. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 160598 [Authorizing Expenditures - SoMa Community Stabilization Fund - \$635,000]**
Sponsor: Kim
 Resolution authorizing the Mayor's Office of Housing and Community Development to expend SoMa Community Stabilization Fund dollars in the amount of \$635,000 to address various impacts of destabilization on residents and businesses in SoMa, and reaffirming an administrative support plan for the Fund. (Mayor's Office of Housing and Community Development). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 160599 [Interim Zoning Controls - Hotel Conversion Ordinance]**
Sponsors: Peskin; Kim
 Resolution imposing interim zoning controls for an 18-month period for all Residential Hotels, requiring Conditional Use authorization for any application for a permit to convert Residential Hotel Units under Administrative Code, Chapter 41; and making environmental findings and findings of consistency with the General Plan, and with the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.
- 160600 [Opposing the System of Renting Grass at Any San Francisco Public Park]**
Sponsors: Kim; Peskin, Avalos, Breed, Yee, Campos and Mar
 Resolution urging the Recreation and Parks Department to discontinue permanently the pilot program whereby individuals can reserve open space at Mission Dolores Park and urging the Recreation and Parks Department to discontinue any such rental program for any grass plot throughout San Francisco public parks. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 160601 [Urging the San Francisco Legislative Delegation to Oppose the Proposed "By Right Housing Approvals" Budget Trailer Bill]**
Sponsors: Peskin; Mar, Kim, Yee and Avalos
 Resolution urging the San Francisco Legislative Delegation to oppose the "By Right Housing Approvals" proposed Trailer Bill in recognition of San Francisco's local planning tools and significant contributions to regional housing development. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160602 [Approval of a 90-Day Extension for Planning Commission Review of Sign Regulations (File No. 160424)]
Sponsor: Peskin
Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 160424) amending the San Francisco Planning Code to correct and update provisions, delete obsolete or redundant sections, and reinstate the distinction between Historic and Vintage Signs; amending the Zoning Map to delete the Showplace Square Special Sign District, the South of Market General Advertising Special Sign District, and the Hamm's Building Historic Special Sign District; 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, and findings of public convenience, necessity, and welfare under Planning Code, Section 302. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160603 [Team Edna Day - June 8, 2016]
Sponsor: Wiener
Resolution declaring June 8, 2016, Team Edna Day in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

160604 [Initiative Ordinance - Business and Tax Regulations Code - Increase Real Property Transfer Tax on Properties of At Least \$5,000,000]
Sponsors: Kim; Campos, Peskin, Mar, Avalos and Yee
Motion ordering submitted to the voters, at an election to be held November 8, 2016, an ordinance amending the Business and Tax Regulations Code to increase the Real Property Transfer Tax rate from 2% to 2.25% on properties with a consideration or value of at least \$5,000,000 and less than \$10,000,000; from 2.5% to 2.75% on properties with a consideration or value of at least \$10,000,000 and less than \$25,000,000; and from 2.5% to 3% on properties with a consideration or value of at least \$25,000,000; and increasing the City's appropriations limit by the amount of the tax increase for four years from November 8, 2016. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee.

160605 [Modification of Time for Introduction of Charter Amendment - Non-Citizen Voting]
Sponsor: Mar
Motion modifying the deadline to introduce a non-skeletal Charter Amendment and the deadline for City Attorney approval as to form under Rule 2.22.8 of the Board's Rules of Order to allow introduction on May 24, 2016, of an unsigned Charter Amendment to permit voting by non-citizens in certain elections (Board File No. 160587), and to allow introduction of the Charter Amendment approved as to form on June 7, 2016. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160606 [Cost of Living Adjustment to the Contract for Budget and Legislative Analyst Services - \$2,174,806 - FY2016-2017]
Motion enacting a 2.25% cost of living adjustment (COLA) to the base FY2016-2017 contract amount of \$2,126,950 for Budget and Legislative Analyst Services, to be effectuated as of July 1, 2016, resulting in a new FY2016-2017 contract amount of \$2,174,806, an increase of \$47,856; and directing the Clerk of the Board to take all necessary administrative action to amend the contract accordingly. (Clerk of the Board). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Request for Hearing

160607 [Hearing - Permitting Fees for Park Use]

Sponsors: Kim; Peskin

Hearing on the San Francisco Recreation and Park Department's protocols and procedures for permitting fees for park use City-wide; and requesting the Recreation and Park Department 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 RESOLUTIONS

160533 [Contract Approval - San Francisco In-Home Supportive Service Public Authority - Provider Benefits and Administration Contract Approval - \$267,094,964]

Resolution approving the contract between the City and County of San Francisco and San Francisco In-Home Supportive Services (IHSS) Public Authority for the provision of administration, health, and dental benefits to IHSS Independent Providers for the period of July 1, 2016, to June 30, 2020, in the amount of \$267,094,964. (Human Services Agency). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

160538 [Memorandum of Agreement - United States Department of the Interior, National Park Service - Not to Exceed \$12,500,000]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute a Memorandum of Agreement with the United States Department of the Interior, National Park Service, Yosemite National Park, for comprehensive management of watersheds within Yosemite National Park supplying the San Francisco Regional Water System for an amount not to exceed \$12,500,000 and a total duration of two years from July 1, 2016, through June 30, 2018, pursuant to Charter, Section 9.118. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

160539 [Master License Agreement - New Cingular Wireless PCS, LLC, dba AT&T - Outdoor Distributed Antenna System Pole Installation]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute a Master License Agreement for Outdoor Distributed Antenna System Pole Installation between the City and County of San Francisco and New Cingular Wireless PCS, LLC, dba AT&T, for a term of 12 years to commence following Board approval. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

- 160540 [Real Property Acquisition - Easement from 2525 Marin LP - Kansas and Marin Streets Sewer System Improvement Project - \$13,500]**
 Resolution approving and authorizing the acquisition of one permanent access easement from 2525 Marin LP, a Delaware limited partnership, for \$13,500 to be used by the City and County of San Francisco for the right to improve, inspect, maintain, repair, operate, and have access over, in, and upon a portion of the property located at 2525 Marin Street for the Kansas and Marin Streets Sewer System Improvement Project, Project No. CWWSIPCSSR03; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and approving the Agreement and authorizing the Director of Property and/or the San Francisco Public Utilities Commission General Manager to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 160541 [Term Sheet Endorsement - TZK Broadway, LLC - Teatro ZinZanni Theatre/Hotel Project]**
 Resolution endorsing the term sheet between TZK Broadway, LLC, whose members include Teatro ZinZanni and its financial and development partner, Kenwood Investments No. 6, LLC, and the Port Commission for the lease and development of a 180-200 room hotel, a dinner-theater featuring Teatro ZinZanni, an approximately 7,500 square-foot public park and open space, and ancillary uses on Seawall Lots 323 and 324 and portions of unimproved Vallejo and Davis Street rights-of-way on the west side of The Embarcadero at Vallejo Street. (Port). RECEIVED AND ASSIGNED to Land Use and Transportation Committee.
- 160542 [Cost Reimbursement Agreement - ExxonMobil Corporation - Management of Residual Petroleum Hydrocarbons - Wharf J10 - \$5,000,000]**
 Resolution approving the Cost Reimbursement Agreement between the Port and ExxonMobil Corporation for the management of residual petroleum hydrocarbons on City property in the area known as Wharf J10 in Fisherman's Wharf, for a term of 20 years or reimbursement of \$5,000,000 increased by 3% annually, whichever comes first. (Port). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 160543 [Settlement of Unlitigated Claim - Ebates Inc. - \$395,000]**
 Resolution approving the settlement of the unlitigated claim filed by Ebates Inc. against the City and County of San Francisco for \$395,000; the claim was filed on February 11, 2016; the claim involves a refund of payroll expense taxes. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 160544 [Settlement of Administrative Civil Liability Complaint - California Regional Water Quality Control Board - \$611,100]**
 Resolution approving settlement of an administrative civil liability complaint proposed by California Regional Water Quality Control Board against the City and County of San Francisco for \$611,100; the complaint is entitled In the matter of SAN FRANCISCO PUBLIC UTILITIES COMMISSION; February 8, 2014, Discharge of Chlorinated Treated Wastewater; February 8, 2014, Discharge of Undisinfected Partially Treated Wastewater; July 19, 2014, Discharge of Chlorinated Treated Wastewater; July 21, 2014, Discharge of Partially Treated Wastewater; the matter involves alleged violations of combined sewage discharge permit limitations; the settlement also provides for penalty suspension pending completion of a supplemental environmental project. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Clerk to Act - May 24, 2016

Board Meeting Minutes for April 19, 2016 and the April 20, 2016, Special Budget and Finance Committee Meeting Minutes approved.

There were no Clerk to Act requests submitted at the May 24, 2016 Board Meeting.

In Memoriams

Larry Miller - Supervisor Wiener

Leon Ruben Medina - Supervisors Campos and Mar