

Board of Supervisors



City Hall
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TDD No. 554-5227

Legislation Introduced at Roll Call

Tuesday, May 9, 2017

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

170494 [Memorandum of Understanding - Municipal Attorneys Association]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2014-2019 Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys Association, to extend the standby program at the District Attorney's Office through June 30, 2019. (Human Resources Department). ASSIGNED to Government Audit and Oversight Committee.

170495 [Memorandum of Understanding - Machinists Union, Local 1414]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2014-2019 Memorandum of Understanding between the City and County of San Francisco and the Machinists Union, Local 1414, International Association of Machinists & Aerospace Workers Machinists Automotive Trades District Lodge 190, to provide a one time wage adjustment of 1.15% to represented employees in classifications 7306 Automotive Body and Fender Workers and 7309 Car and Auto Painters, effective July 1, 2017. (Human Resources Department). ASSIGNED to Government Audit and Oversight Committee.

170496 [Memorandum of Understanding - International Federation of Professional and Technical Engineers, Local 21]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2014-2019 Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO, to extend the PUC/CIP Planning Function Assignment Pay provision through June 30, 2019. (Human Resources Department). ASSIGNED to Government Audit and Oversight Committee.

- 170553 [Public Works Code - Waiver of Temporary Street Space Occupancy Fee for Small Business Week Sidewalk Sales]**
Sponsor: Fewer
Ordinance waiving the fee required by Public Works Code Section 724.1(b) for temporary street space occupancy permits on certain City streets on Saturday, May 20, 2017, as part of Small Business Week sidewalk sales. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee.
- 170554 [Amending Ordinance No. 1061 - Sidewalk Width Change - Southeast Corner of Mission and First Streets, First Street, and Fremont Street]**
Sponsor: Kim
Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" to change the official sidewalk width of certain locations along First Street southeast of Mission Street, along Mission Street between First and Fremont Streets, and along Fremont Street southeast of Mission Street, and creating a new sidewalk bulb-out at the east corner of First and Mission Streets; 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.
- 170555 [Administrative Code - Amending the San Francisco City College Enrollment Fee Assistance Fund]**
Sponsors: Kim; Ronen, Fewer, Peskin and Yee
Ordinance amending the Administrative Code to rename the San Francisco City College Enrollment Fee Assistance Fund as the San Francisco Free City College Program Fund, clarify the permissible uses of monies appropriated to this fund, add two members to this fund's Oversight Committee, and increase the number of required meetings for the Oversight Committee. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee.
- 170556 [Park Code - Littering in Dolores Park, Using Glass Beverage Containers in Parks, and Enforcement]**
Sponsor: Sheehy
Ordinance amending the Park Code to authorize an administrative penalty of up to \$1,000 per violation for littering or dumping waste material in Dolores Park; to prohibit the use of glass beverage containers, with certain exceptions, in all City parks; and to authorize Park Patrol to issue citations for violations of the Park Code. ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee.

Resolutions

- 170557 [Grant Agreement - Alabama Street Housing Associates, L.P. - Local Operating Subsidy Program Contract - Mosaica Senior Apartments, 655 Alabama Street - Not to Exceed \$1,258,693]**
Sponsors: Mayor; Ronen
Resolution authorizing the Director of the Mayor's Office of Housing and Community Development to execute a Local Operating Subsidy Program Grant Agreement with Alabama Street Housing Associates, L.P., a California limited partnership, to provide operating subsidies for formerly homeless adults at Mosaica Senior Apartments, 655 Alabama Street, for a term of 15 years to commence following Board approval, in an amount not to exceed \$1,258,693. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

- 170558 [Grant Agreement - Alabama Street Housing Associates, L.P. - Local Operating Subsidy Program Contract - Mosaica Family Apartments, 680 Florida Street - Not to Exceed \$3,616,321]**
Sponsors: Mayor; Ronen
 Resolution authorizing the Director of the Mayor's Office of Housing and Community Development to execute a Local Operating Subsidy Program Grant Agreement with Alabama Street Housing Associates, L.P., a California limited partnership, to provide operating subsidies for formerly homeless adults at Mosaica Family Apartments, 680 Florida Street, for a term of 15 years to commence following Board approval, in an amount not to exceed \$3,616,321. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170559 [Grant Agreement - 650 Eddy L.P. - Local Operating Subsidy Program Contract - Arnett Watson Apartments, 650 Eddy Street - Not to Exceed \$19,018,559]**
Sponsors: Mayor; Kim
 Resolution authorizing the Director of the Mayor's Office of Housing and Community Development to execute a Local Operating Subsidy Program Grant Agreement with 650 Eddy, L.P., a California limited partnership, to provide operating subsidies for formerly homeless individuals and families at Arnett Watson Apartments, 650 Eddy Street, for a term of 15 years and six months to commence following Board approval, in an amount not to exceed \$19,018,559. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170560 [Grant Agreement - Armstrong Place Associates, L.P. - Local Operating Subsidy Program Contract - 5600 Third Street - Not to Exceed \$4,237,156]**
Sponsor: Mayor
 Resolution authorizing the Director of the Mayor's Office of Housing and Community Development to execute a Local Operating Subsidy Program Grant Agreement with Armstrong Place Associates, L.P., a California limited partnership, to provide operating subsidies for formerly homeless senior households at Armstrong Place, 5600 Third Street, for a term of 15 years and two months to commence following Board approval, in an amount not to exceed \$4,237,156. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170561 [Grant Agreement - Hotel Essex, L.P. - Local Operating Subsidy Program Contract - Hotel Essex, 684 Ellis Street - Not to Exceed \$18,623,354]**
Sponsors: Mayor; Kim
 Resolution authorizing the Director of the Mayor's Office of Housing and Community Development to execute a Local Operating Subsidy Program Grant Agreement with Hotel Essex, L.P., a California limited partnership, to provide operating subsidies for formerly homeless adults at Hotel Essex, 684 Ellis Street, for a term of 15 years and six months to commence following Board approval, in an amount not to exceed \$18,623,354. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170562 [Grant Agreement - BTW Housing Partners, L.P. - Local Operating Subsidy Program Contract - John Burton Advocates for Youth Housing Complex, 800 Presidio Avenue - Not to Exceed \$7,780,147]**
Sponsors: Mayor; Breed
 Resolution authorizing the Director of the Mayor's Office of Housing and Community Development to execute a Local Operating Subsidy Program Grant Agreement with BTW Housing Partners, L.P., a California limited partnership, to provide operating subsidies for formerly homeless Transition Age Youth households at John Burton Advocates for Youth Housing Complex, 800 Presidio Avenue, for a term of 15 years and six months to commence following Board approval, in an amount not to exceed \$7,780,147. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

- 170563 [Grant Agreement - Polk Senior Housing Associates, L.P. - Local Operating Subsidy Program Contract - 990 Polk Senior Apartments, 990 Polk Street - Not to Exceed \$13,131,321]**
Sponsors: Mayor; Kim
 Resolution authorizing the Director of the Mayor's Office of Housing and Community Development to execute a Local Operating Subsidy Program Grant Agreement with Polk Senior Housing Associates, L.P., to provide operating subsidies for formerly homeless households at 990 Polk Senior Apartments, 990 Polk Street, for a term of 15 years and six months to commence following Board approval, in an amount not to exceed \$13,131,321. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170564 [Accept and Expend Grant - Tipping Point Community - Medical Respite Expansion - \$612,000]**
Sponsor: Mayor
 Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$612,000 from Tipping Point Community to participate in a program entitled Medical Respite Expansion for the period of April 12, 2017, through July 31, 2017, and waiving indirect costs. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170565 [Resolution of Intention - Japantown Community Benefit District]**
Sponsor: Breed
 Resolution declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) known as the "Japantown Community Benefit District" and levy a multi-year assessment on all 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 of the Board of Supervisors, sitting as a Committee of the Whole on July 25, 2017, at 3:00 p.m.; approving the form of the Notice of Public Hearing and Assessment Ballot 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 Government Audit and Oversight Committee.
- 170566 [Supporting California State Senate Bill 687 (Skinner) - Emergency Service Levels at Health Facilities]**
Sponsor: Cohen
 Resolution supporting California State Senate Bill 687, authored by Senator Nancy Skinner, which would require any non-profit that operates or controls a health facility to provide notice to, and obtain the consent of, the Attorney General prior to a reduction or elimination of the level of emergency services. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 170567 [Supporting the Campaign for Sustainable Rx (Drug) Pricing]**
Sponsor: Farrell
 Resolution supporting the National Coalition on Health Care's educational efforts regarding sustainable prescription drug pricing, through their Campaign for Sustainable Rx (Drug) Pricing. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 170568 [Urging Geographic Equity and Appropriateness of Homeless Services and Facilities]**
Sponsors: Kim; Ronen and Cohen
 Resolution stating the intent of the San Francisco Board of Supervisors to urge the Department of Homelessness and Supportive Housing to create an approval process and criteria to implement when establishing new homeless services and facilities that accounts for citywide geographic equity and distribution of appropriate services. RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.
- 170569 [Extending Interim Zoning Controls - Signs in Transit Center District Plan Area and Between Folsom, Harrison, Essex and Second Streets]**
Sponsor: Kim
 Resolution extending interim zoning controls in the Transit Center District Plan Area ("Plan Area"), which is bounded by Market Street on the north, Folsom Street on the south, Steuart Street on the east and between New Montgomery and Third Streets on the west, and in the area bounded by Folsom, Harrison, Essex and Second Streets, but excluding the planned City Park between Mission, Howard, Second and Beale Streets and those portions of the Plan Area included in Zone 1 of the Transbay Redevelopment Plan Area, which include portions of land bounded by Spear, Mission, Folsom and Second Streets, to restrict the size and height of new signs within 200 feet of and visible from an existing or planned public park or open space, and to restrict illumination of certain new signs in those areas; and making environmental findings, including findings of consistency with the eight priority policies of Planning Code, Section 101.1. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.
- 170570 [Memorandum of Understanding - Treasure Island Development Authority - Wastewater Treatment and Recycling Facilities - Treasure Island and Yerba Buena Island]**
Sponsor: Kim
 Resolution approving and authorizing the execution of a Memorandum of Understanding between the Treasure Island Development Authority and the San Francisco Public Utilities Commission for proposed new wastewater treatment and recycled water treatment facilities to serve Treasure Island and Yerba Buena Island. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170571 [Supporting California State Assembly Bill 915 (Ting) - Supporting Efforts to Apply Inclusionary Housing Requirements]**
Sponsor: Safai
 Resolution supporting California State Assembly Bill 915 authored by Assembly Member Phil Ting, adding Section 65915.4 to the California Government Code, and providing that if a city, county, or city and county has adopted an inclusionary housing ordinance then the city, county, or city and county shall apply that ordinance to the total number of housing units, including additional units granted under a density bonus. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.
- 170572 [Accept and Expend Grant - Centers for Disease Control and Prevention - National HIV Behavioral Surveillance-San Francisco - \$783,091]**
Sponsor: Sheehy
 Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase of \$295,205 for a total amount of \$783,091 from Centers for Disease Control and Prevention to participate in a program entitled National HIV Behavioral Surveillance-San Francisco for the period of January 1, 2017, through December 31, 2017. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170573 [Accept and Expend Grant - Centers for Disease Control and Prevention - San Francisco STD Surveillance Network Project - \$225,000]

Sponsor: Sheehy

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase of \$75,000 for a total amount of \$225,000 from Department of Health and Human Services, Centers for Disease Control and Prevention to participate in a program entitled San Francisco STD Surveillance Network Project for the period of September 30, 2016, through September 29, 2017. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170574 [Real Property Lease Amendment and Restatement - Pomeroy Recreation and Rehabilitation Center - 207 Skyline Boulevard]

Sponsors: Yee; Farrell and Fewer

Resolution authorizing the Amendment and Restatement of Recreation Center For the Handicapped, Inc. (Original Tenant)'s lease of property from the City and County of San Francisco, to name successor entity of Original Tenant - Pomeroy Recreation and Rehabilitation Center, a California not-for-profit corporation (Tenant); exercising the 25- year extension under original lease, and include an additional 25-year extension period for Tenant's future use; and authorizing the Director of Property and/or the SFPUC General Manager to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Motions

170575 [Calling from Committee - Committee of the Whole and Closed Session - Settlement of Lawsuit and Tolling Agreement with Airbnb, Inc. and HomeAway.com, Inc. - May 23, 2017]

Sponsor: Breed

Motion calling from the Government Audit and Oversight Committee the proposed Resolution (File No. 170507) endorsing settlement of the lawsuit filed by Airbnb, Inc. and HomeAway.com, Inc. against the City and County of San Francisco, entitled Airbnb, Inc., et al. v. City and County of San Francisco, and authorizing a tolling agreement in that lawsuit; scheduling the Board of Supervisors to sit as a Committee of the Whole at the meeting on May 23, 2017 at 4:00 p.m. to hold a public hearing to consider the proposed Resolution; and scheduling a closed session of the Board of Supervisors at the same meeting for the purpose of conferring with, or receiving advice from, the City Attorney regarding that existing litigation in which the City is a defendant, pursuant to California Government Code, Section 54956.9(a), and San Francisco Administrative Code, Section 67.10(d)(1). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 170576 [Hearing - Preservation of Cultural and Historic Assets]**
Sponsors: Kim; Ronen, Peskin, Cohen and Fewer
Hearing on the status of existing and proposed cultural districts as a tool for community stabilization, and preservation of cultural and historic assets such as non-profits, small businesses and landmarks; and requesting the Planning Department, Mayor's Office of Housing and Community Development, Office of Economic and Workforce Development, Arts Commission, Municipal Transportation Agency, and Public Works to report and present on current resources and partnerships to support the development of cultural districts and opportunities and strategies for collaboration. RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.
- 170577 [Hearing - Performance Audit of the Real Estate Division]**
Sponsor: Kim
Hearing on the Performance Audit of the Real Estate Division, prepared by the Budget and Legislative Analyst, report dated April 3, 2017; and requesting the Budget and Legislative Analyst and the Real Estate Division to report. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- * **170578 [Hearing - Status on the Six New Navigation Centers]**
Sponsor: Kim
Hearing on the progress and status of the six new navigation centers as mandated by Ordinance No. 117-16; and requesting the Department of Homelessness and Supportive Housing to report. RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.
- 170579 [Hearing - Security Guards Working Conditions at San Francisco Fine Arts Museums]**
Sponsor: Peskin
Hearing on the working conditions of the security guards at the Fine Arts Museums of San Francisco; and requesting the Fine Arts Museums of San Francisco and Department of Human Resources to report. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 170580 [Hearing - Voter-Required Spending Baselines]**
Sponsors: Tang; Peskin
Hearing on the Controller's Report "Voter-Required Spending Baselines in San Francisco and California; and requesting the Office of the Controller to report. 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 RESOLUTIONS

- 170470 [Increase of Wastewater Enterprise Commercial Paper Program - Not to Exceed \$750,000,000]**
Resolution authorizing an increase of the principal amount of the Wastewater Enterprise's Commercial Paper Program by \$250,000,000 from a principal amount not to exceed \$500,000,000 to a principal amount not to exceed \$750,000,000 such Commercial Paper to be issued from time to time by the San Francisco Public Utilities Commission to finance on an interim basis various capital projects benefitting the Wastewater Enterprise, pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; and ratifying previous actions taken in connection therewith, as defined herein. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170507 [Settlement of Lawsuit and Tolling Agreement - Airbnb, Inc. and HomeAway.com, Inc. - City to Receive \$80,000 plus \$10,000 Annually]**
Resolution endorsing settlement of the lawsuit filed by Airbnb, Inc. and HomeAway.com, Inc. against the City and County of San Francisco and authorizing a Tolling Agreement; the lawsuit was filed on June 27, 2016, in the United States District Court for the Northern District of California, Case No. 16-cv-03615; entitled Airbnb, Inc., et al. v. City and County of San Francisco; the lawsuit involves a challenge to Ordinance Nos. 104-16 and 178-16, which regulate hosting platforms that provide booking services for short-term residential rentals; material terms of the settlement include a framework for Airbnb and HomeAway to take reasonable care to verify that short-term rental listings are lawfully registered before offering booking services, Airbnb and HomeAway's agreement to remove unregistered listings on their websites, Airbnb and HomeAway's payment of \$40,000 each to the City plus \$5,000 each annually to establish an Application Program Interface, and the City's agreement to toll statutes of limitation. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Clerk to Act - May 9, 2017

No Board Meeting Minutes were approved

There were no Clerk to Act requests submitted at the May 9, 2017 Board Meeting.

In Memoriams

Fr. John K. Ring - Supervisor Farrell

Rose Braz - Supervisors Ronen, Peskin, and Kim