



Legislation Introduced at Roll Call

Tuesday, November 15, 2016

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

- 161236 [Waiving Outside Competitive Solicitation Process - Sunset Boulevard Early Implementation Project]**
Sponsor: Tang
Ordinance waiving the Administrative Code, Section 6.20(a), outside competitive solicitation requirement, and authorizing Public Works to perform the San Francisco Public Utilities Commission's Sunset Boulevard Early Implementation Project with Public Works employees. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 161237 [Waiver of Banner Fee - Office of Economic and Workforce Development - Shop and Dine in the 49 Campaign]**
Sponsor: Tang
Ordinance waiving the banner fees under Public Works Code, Section 184.78, for up to 300 banners to be placed by the Office of Economic and Workforce Development to publicize the City's "Shop and Dine in the 49" campaign. ASSIGNED to Budget and Finance Committee.
- 161238 [Settlement of Claims - Ronald and Patricia Martell - \$5,007,400.31 and Hold Harmless; Appropriating \$4,000,000 from the Water Enterprise Fund Balance - Waiver of Contract Requirements for Landslide Repair on Private Property Not to Exceed \$500,000]**
Sponsor: Yee
Ordinance authorizing final settlement of Claim No. 16-02314 filed by Ronald and Patricia Martell against the City and County of San Francisco by payment of \$4,469,637.02 establishing a third-party escrow account in the amount of \$537,763.29 as a Landslide Contingency Fund, for a total potential payment of \$5,007,400.31 and holding claimants harmless from third party claims for a limited period; the claim was filed on February 25, 2016; the claim involves alleged property damage arising from the January 25, 2016, landslide on Casitas Avenue; appropriating \$4,000,000 from the Water Enterprise fund balance for such purpose; and waiving Administrative Code contract requirements except for Administrative Code, Section 12B.1(a) (nondiscrimination) and Section 6.22(e) (prevailing wage), for San Francisco Public Utilities Commission (SFPUC) contracts to implement landslide stabilization measures at 256 Casitas Avenue prior to April 1, 2017, or to undertake landslide repairs on 266 Casitas Avenue, with an engineer or construction contractor, subject to approval by the applicable property owner at 256 Casitas Avenue and/or 266 Casitas Avenue, if the SFPUC's Commission President and General Manager determine such contract is necessary to protect public facilities or minimize or avoid City liability, not to exceed \$500,000 in total for any such contracts. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

161240 [San Francisco Public Utilities Commission Public Service Easement Vacation Order - Parkmerced Development Project]

Sponsor: Yee

Ordinance 1) ordering the conditional vacation of certain San Francisco Public Utilities Commission (SFPUC) public service easements that exist within Subphases 1A and 1B of the Parkmerced Development Project area, an approximately 152 acre site located in the Lake Merced District in the southwest corner of San Francisco and generally bounded by Vidal Drive, Font Boulevard, Pinto Avenue, and Serrano Drive to the north, 19th Avenue and Junipero Serra Boulevard to the east, Brotherhood Way to the south, and Lake Merced Boulevard to the west; 2) reserving easement rights in favor of the SFPUC, subject to conditions specified in this Ordinance; 3) delegating authority to the Director of Real Estate to execute certain quit claim deeds; 4) adopting findings under the California Environmental Quality Act; 5) adopting findings that the vacations are consistent with the Parkmerced Development Agreement, the General Plan, and the eight priority policies of Planning Code, Section 101.1; 6) directing the Clerk of the Board of Supervisors to make certain transmittals; and 7) authorizing actions by City officials in furtherance of this ordinance. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

Resolutions

161239 [Resolution of Intent - San Francisco Public Utilities Commission Public Service Easement Vacation Order - Parkmerced Development Project]

Sponsor: Yee

Resolution declaring the intent of the Board of Supervisors to 1) order the conditional vacation of certain San Francisco Public Utilities Commission public service easements that exist within the Subphases 1A and 1B of the Parkmerced Development Project area, an approximately 152 acre site located in the Lake Merced District in the southwest corner of San Francisco and generally bounded by Vidal Drive, Font Boulevard, Pinto Avenue, and Serrano Drive to the north, 19th Avenue and Junipero Serra Boulevard to the east, Brotherhood Way to the south, and Lake Merced Boulevard to the west; 2) reserve certain easement rights in favor of the SFPUC; 3) delegate authority to the Director of Real Estate to execute certain quit claim deeds; 4) adopt findings under the California Environmental Quality Act; 5) adopt findings that the vacations are consistent with the Parkmerced Development Agreement, the General Plan, and the eight priority policies of Planning Code, Section 101.1; 6) direct the Clerk of the Board of Supervisors to make certain transmittals; and 7) authorize actions by City officials in furtherance of this Ordinance; and setting a hearing date for all persons interested in the proposed vacation of said public service easements. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

161241 [Interim Zoning Controls - Indoor Agriculture]

Sponsor: Mayor

Resolution creating interim zoning controls to require conditional use authorization for indoor agriculture uses, as defined in Planning Code, Section 102, and other indoor agriculture uses in Production, Distribution, and Repair zoning districts; making findings of consistency with the eight priority policies of Planning Code, Section 101.1; and affirming the Planning Department's determination under the California Environmental Quality Act. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

- 161242 [Successor Agency Affordable Housing Funding - Use of Redevelopment Property Tax Trust Fund to Secure Bonds - Funding Affordable Housing Development Enforceable Obligations]**
Sponsors: Mayor; Cohen
Resolution consenting to the use of the Redevelopment Property Tax Trust Fund by the Successor Agency to the Redevelopment Agency of the City and County of San Francisco, to secure bonds approved in the FY2016-2017 budget and authorized under state law for enforceable obligations related to affordable housing developments in: the Candlestick Point-Hunters Point Shipyard Phases 1 and 2 under the Hunters Point Shipyard Phase 1 Disposition and Development Agreement and the Candlestick Point-Hunters Point Shipyard Phase 2 Disposition and Development Agreement; affordable housing in Mission Bay North and Mission Bay South under the Mission Bay North and South Owner Participation Agreements; and affordable housing along with associated public open space and streetscape infrastructure in the Transbay Project Area under the Transbay Implementation Agreement. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 161243 [Accept and Expend Grant - State of California Department of Parks and Recreation, Division of Boating and Waterways, Surrendered and Abandoned Vessel Exchange Grant - \$100,600]**
Sponsor: Mayor
Resolution authorizing the Recreation and Park Department to accept and expend a grant of up to \$100,600 from the Surrendered and Abandoned Vessel Exchange (SAVE) grant program administered by the State of California Department of Parks and Recreation, Division of Boating and Waterways, to abate costs for hauling out and disposal of potential future abandoned vessels in the San Francisco Marina Small Craft Harbor and approving a grant agreement with the State of California Department of Parks and Recreation for acceptance and performance of the grant services for the project term of January 1, 2017, through September 30, 2018. (Recreation and Park Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 161244 [Accept and Expend Grant - Water Research Foundation; Water Environment and Reuse Foundation; U.S. Bureau of Reclamation - Implementation of a Decentralized Purified Water Pilot - \$400,000]**
Sponsor: Mayor
Resolution authorizing the San Francisco Public Utilities Commission General Manager to accept and expend grants in the amounts of \$100,000 from the Water Research Foundation, \$100,000 from the Water Environment and Reuse Foundation, and \$200,000 from the U.S. Bureau of Reclamation for a total of \$400,000 toward the implementation of a decentralized purified water pilot project in San Francisco. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 161245 [Accept and Expend Grant - National Institutes of Health - Mid-Career Award in Patient-Oriented Substance Use Research Addressing Opioids, Chronic Pain, and HIV - \$157,235]**
Sponsor: Mayor
Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$157,235 from National Institutes of Health to participate in a program entitled Mid-Career Award in Patient-Oriented Substance Use Research Addressing Opioids, Chronic Pain, and HIV for the period of September 1, 2016, through August 31, 2017. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 161246 [Accept and Expend Grant - State Water Resources Control Board, Division of Water Quality Beach Safety Program - Public Beach Safety Grant Program - \$30,000]**
Sponsor: Mayor
 Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$30,000 from the State Water Resources Control Board, Division of Water Quality Beach Safety Program, to participate in a program entitled "Public Beach Safety Grant Program" for the period of July 1, 2016, through June 30, 2017. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 161247 [Accept and Expend Grant - Association of Bay Area Governments - Bay Area Regional Energy Network Program Activities - \$201,000]**
Sponsor: Mayor
 Resolution retroactively authorizing the Department of the Environment to accept and expend grant funds from the Association of Bay Area Governments in the amount of \$201,000 for a portion of 2015 and calendar year 2016, to perform various activities as part of a Bay Area Regional Energy Network program, an energy efficiency program for the term of July 31, 2015, through December 31, 2016. (Environment). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 161248 [Accept and Expend Grant - Association of Bay Area Governments - Bay Area Regional Energy Network Program Activities - \$546,258]**
Sponsor: Mayor
 Resolution authorizing the Department of the Environment to accept and expend grant funds from the Association of Bay Area Governments in the amount of \$546,258 for calendar year 2017, to perform various activities as part of a Bay Area Regional Energy Network program, an energy efficiency program for the term of January 1, 2017, through December 31, 2017. (Environment). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 161249 [Conveyance of Real Property - 180 Jones Street - Mayor's Office of Housing and Community Development - \$1]**
Sponsor: Kim
 Resolution approving and authorizing an agreement for the conveyance of a parcel of real estate for \$1, consisting of approximately 4,744 square feet in land area for the Mayor's Office of Housing and Community Development, pursuant to the land dedication permitted under a separate Ordinance (File No. 161066); 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 authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.
- 161250 [Urging Public Works and the San Francisco Municipal Transportation Agency to Preserve Ghost Bikes as Memorials and In Support of Vision Zero]**
Sponsors: Yee; Kim and Mar
 Resolution urging Public Works and the San Francisco Municipal Transportation Agency (SFMTA) to work with the Bicycle Advisory Committee, other appropriate departments, and advocates to create a plan and procedures permitting Ghost Bikes of other appropriate memorials at locations in and around San Francisco to raise awareness of safety, and to memorialize those killed on San Francisco streets. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 161251 [Hearing - Status of Implementation - City Navigation Centers for the Homeless Ordinance]**
Sponsor: Campos
Hearing on the status of citywide implementation of the City Navigation Centers for the Homeless Ordinance (File No. 160278, Ordinance No. 117-16), passed unanimously by the Board of Supervisors on June 21, 2016, and approved by the Mayor on July 1, 2016, to require the City to open and operate no fewer than six Navigation Centers within 24 months of the effective date of the Ordinance (July 31, 2016); and requesting the Department of Homelessness and Supportive Housing to report. RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.
- 161252 [Hearing - Local Ballot Initiative Reform]**
Sponsors: Farrell; Cohen
Hearing on local ballot initiative reform, to discuss potentially limiting the total number of ballot initiatives possible for local elections in the City and County of San Francisco; and requesting the City Attorney and Director of Elections to report. RECEIVED AND ASSIGNED to Rules Committee.
- 161253 [Hearing - Enforcement Activities Undertaken by the City and County of San Francisco Regarding Residential Evictions]**
Sponsor: Kim
Hearing regarding pre- and post-eviction enforcement activities and the roles of agencies in the area of residential evictions, and including: departments' roles in the investigation and/or verification of an alleged wrongful/unlawful eviction; enforcement action(s) that agencies undertake in such cases; number of cases that agencies resolved through mediation, prosecution, or any other proceedings over the past five years and their outcomes; and requesting the Rent Board, City Attorney, and District Attorney to report. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.
- 161254 [Hearing - Budget and Legislative Analyst Report - Harms and Impact on the Sales and Consumption of Alcohol in San Francisco]**
Sponsor: Mar
Hearing on the findings of the Budget and Legislative Analyst's report on the harms and impact on the sales and consumption of alcohol in San Francisco; and requesting the Budget and Legislative Analyst to report. RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.
- 161255 [Hearing - San Francisco Municipal Transportation Agency Commuter Shuttle Hub Study]**
Sponsor: Wiener
Hearing on the report by the San Francisco Municipal Transportation Agency (SFMTA) on the recently completed Commuter Shuttle Hub Study; and requesting the SFMTA to report. RECEIVED AND ASSIGNED to Land Use and Transportation 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

- 161178 [General Plan Amendments - Implementing the City's Vision Zero Policy Regarding Pedestrian Safety]**
Ordinance amending the Transportation and Urban Design Elements of the General Plan to implement the City's Vision Zero policy regarding pedestrian safety; making findings, including findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and affirming the Planning Department's determination under the California Environmental Quality Act. (Planning Commission). ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.
- 161179 [Environment Code - Revisions to the Solar Energy Incentive Program]**
Ordinance amending the Environment Code to adjust the incentives in the Solar Energy Incentive Program and revise certain program requirements; and affirming the Planning Department's determination under the California Environmental Quality Act. (Public Utilities Commission). ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 161184 [General Plan Amendment - Downtown Area Plan Map 5]**
Ordinance amending the General Plan by revising the height designation for Assessor's Parcel Block No. 3701, Lot Nos. 20 and 21, on Map 5 of the Downtown Area Plan from 120-X to 200-X; adopting and making findings regarding the Mitigated Negative Declaration prepared in compliance with 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. (Planning Commission). ASSIGNED to Land Use and Transportation Committee.
- 161225 [Business and Tax Regulations Code - Business Registration with Tax Collector]**
Ordinance amending the Business and Tax Regulations Code to remove the \$100 minimum penalty from one of the penalties for failing to register with the Tax Collector; and to remove the fee and administrative requirements for obtaining a duplicate registration certificate. (Treasurer-Tax Collector). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 161226 [Business and Tax Regulations Code - Revising Administrative Citation Rules]**
Ordinance amending the Business and Tax Regulations Code to limit the late fee on unpaid administrative penalties to 40% of the administrative penalty assessed; and to modify the methods by which an administrative citation may be served. (Treasurer-Tax Collector). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

PROPOSED RESOLUTIONS

- 161180 [Lease Agreement - MRG San Francisco, LLC - Terminal 3 Retail Marketplace - \$1,350,000 Minimum Annual Guarantee]**
Resolution approving Terminal 3 Retail Marketplace Lease No. 16-0256 between MRG San Francisco, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a seven year term to commence following Board approval, with two one-year options to extend, and a Minimum Annual Guarantee of \$1,350,000. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 161181 [Airport Professional Services Contract - Hallmark Aviation Services, L.P. - Airport Information and Guest Assistance Services - Not to Exceed \$11,550,000]**
Resolution approving Airport Professional Services Contract No. 50052 with Hallmark Aviation Services, L.P., to provide Airport Information and Guest Assistance Services, in an amount not to exceed \$11,550,000 during an initial eighteen month term from January 1, 2017, to June 30, 2018, and with three two-year options to extend. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 161182 [Prevailing Wage Rates - Various Workers Performing Work Under City Contracts]**
Resolution fixing prevailing wage rates for workers performing work under City contracts for public work and improvement; workers performing work under City contracts for janitorial services; workers performing work in public off-street parking lots, garages, or storage facilities for automobiles on property owned or leased by the City; workers engaged in theatrical or technical services for shows on property owned by the City; workers engaged in the hauling of solid waste generated by the City in the course of City operations, pursuant to a contract with the City; workers performing moving services under City contracts at facilities owned or leased by the City; workers engaged in exhibit, display, or trade show work at a special event on property owned by the City; and workers engaged in broadcast services on property owned by the City. (Civil Service Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 161183 [Easement Agreement - Avalon Ocean Avenue, L.P. - 1150 Ocean Avenue]**
Resolution approving an Easement Agreement between the City and County of San Francisco and Avalon Ocean Avenue, L.P., for acquisition of an easement on, over, and under the property at 1150 Ocean Avenue so that the San Francisco Municipal Transportation Agency (SFMTA) can operate and maintain the traffic signal at the intersection of Ocean Avenue and Brighton Avenue; authorizing the SFMTA to take certain actions in furtherance of this Resolution as defined herein; and making findings under the California Environmental Quality Act. (Municipal Transportation Agency). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 161185 [Planning and Engineering Agreement Amendment - Carollo Engineers, Inc. - New Southeast Plant Headworks Facility - Not to Exceed \$33,500,000]**
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No. 1 to Planning and Engineering Project Design Services Agreement No. CS-389 for specialized planning and engineering services for the proposed new headworks facility at the Southeast Water Pollution Control Plant between the City and County of San Francisco and Carollo Engineers, Inc., to extend the contract for three years and twenty days to commence November 30, 2020, for a total term of December 19, 2014, through December 19, 2023, for an additional amount of \$19,500,000 for a total agreement amount not to exceed \$33,500,000. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 161186 [Master License Agreement for Use of Concrete Poles - ExteNet Systems, LLC, New Cingular Wireless PCS, LLC, dba AT&T, and GTE Mobilnet of California, LP, dba Verizon Wireless]**
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute a Master License Agreement for Use of Concrete Poles between the City and County of San Francisco and ExteNet Systems, LLC, New Cingular Wireless PCS, LLC, dba AT&T, and GTE Mobilnet of California, LP, dba Verizon Wireless for a term of 12 years to commence following Board approval. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 161187 [Settlement of Unlitigated Claim - Amy Scott - \$60,000]**
Resolution approving the settlement of the unlitigated claim filed by Amy Scott against the City and County of San Francisco for \$60,000; the claim was filed on February 24, 2016; the claim involves a personal injury on a City street. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 161188 [Settlement of Unlitigated Claim - Seosamh Obriain - \$73,359.94]**
Resolution approving the settlement of the unlitigated claim filed by Seosamh Obriain against the City and County of San Francisco for \$73,359.94; claim was filed on January 28, 2015; the claim involves alleged property damage. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 161227 [Agreement Amendment - En Pointe Technologies Sales, LLC - Microsoft Online 365 Subscription Services - Not to Exceed \$13,909,873]**
Resolution authorizing the Department of Technology and the Office of Contract Administration to enter into Amendment No. 1 to the Agreement between the City and County of San Francisco and En Pointe Technologies Sales, LLC, for Microsoft Online 365, to increase the agreement amount by \$4,335,418 for an amount not to exceed \$13,909,873 over the agreement term of June 25, 2014, through May 31, 2017. (Department of Technology). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 161228 [Agreement Amendments - En Pointe Technologies Sales, LLC - Microsoft Enterprise Program Products - Not to Exceed \$14,719,597]**
Resolution authorizing the Department of Technology and the Office of Contract Administration to enter into Amendment No. 1 to the Agreement between the City and County of San Francisco and En Pointe Technologies Sales, LLC, for Microsoft enterprise products, to increase the agreement amount by \$4,850,304 for an amount not to exceed \$14,719,597 over the agreement term of June 25, 2014, through May 31, 2017. (Department of Technology). RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act - November 15, 2016

Board Meeting Minutes for October 4, 2016 approved.

Requests Granted

From: Supervisor Peskin

To: City Attorney

Requesting/Inquiring: Supervisor Peskin is directing the City Attorney to draft a motion to subpoena Professor Jack Moehle and former Department of Building Inspection Director, Frank Chiu, and compel them to testify at the Board of Supervisor's ongoing hearings of File No. 160975 and hearings related to the approval process of the 301 Mission Street project.

In Memoriams

Katherine Nash - Supervisor Mar

Eleanor Swift Angulo - Supervisor Peskin

Donald Bradford Bellmer - Supervisor Peskin

Deacon Donald E. Corbin - Board President Breed

Hasinah Rahim - Board President Breed