

Board of Supervisors



City Hall
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Legislation Introduced

January 26, 2010

LEGISLATION INTRODUCED AT ROLL CALL

Ordinances

- 100093 [Housing Code – Residential Hotel Notice Posting Requirement]**
Sponsors: Campos; Chiu
Ordinance amending the San Francisco Housing Code by amending Section 1002 to add subsection (f) requiring residential hotel owners/operators to post a notice advising hotel occupants that they may telephone the City's Customer Service Center at 311 to report alleged violations of the Housing Code; adopting findings, including environmental findings. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 100095 [Citywide Coordination of Information and Communications Technology]**
Sponsor: Chiu
Ordinance amending Department of Technology and Committee on Information Technology responsibilities, establishing the position and duties of the Chief Information Officer, eliminating the Telecommunications Commission, adding San Francisco Administrative Code Chapter 22A, Sections 22A.1, 22A.2, 22A.3, 22A.4, 22A.5, 22A.6 and 22A.7, and deleting San Francisco Administrative Code Sections 3.24, 3.25, 3.27, 11.85, 11.86, 11.87, 11.88 and 11.89 to implement these changes. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 100099 [Appropriating \$1,813,616 of General Fund Reserve to the Public Defender for Salary Expenditures]**
Sponsor: Mar
Ordinance appropriating \$1,813,616 from the General Fund Reserve to the Public Defender for salary expenditures in FY2009-2010. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 100101 [Appropriating \$305,000,000 of General Obligation Bonds for the San Francisco General Hospital and Trauma Center for the Department of Public Health for FY2009-2010]**
Sponsor: Mayor
Ordinance appropriating \$305,000,000 of General Obligation Bond Proceeds approved by voters under Proposition A in the November 2008 election authorizing the second issuance of general obligation bonds for the building or rebuilding and earthquake safety improvement of the San Francisco General Hospital and Trauma Center in the Department of Public Health for FY2009-2010. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 100102 [Requiring the Development and Maintenance of Stormwater Management Controls]**
Sponsors: Mayor; Maxwell
Ordinance amending the San Francisco Public Works Code by repealing Article 4.2, Sections 140 - 149.4, and adding Article 4.2, Sections 147 - 147.6, requiring the development and maintenance of stormwater management controls for specified activities that disturb 5,000 square feet or more of the ground surface, and are subject to building, planning and subdivision approvals. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 100103 [Prohibition on Tobacco Sales Within 1,000 Feet of a School]**
Sponsor: Mayor
Ordinance amending the San Francisco Health Code by amending Section 1009.53 and by adding Article 19L, Sections 1010.5 through 1010.11, to prohibit the sale of tobacco within 1,000 feet of any public or private school. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.
- 100104 [Retailers' Duty to Disclose Radiation Levels for Cell Phones]**
Sponsor: Mayor
Ordinance amending the San Francisco Environment Code by adding Chapter 11, Sections 1100 through 1104, to require retailers to disclose Specific Absorption Rate values for cell phones, and making environmental findings. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.
- 090228 [Payroll Expense Tax Revision to Encourage Job Retention and Creation in San Francisco]**
Sponsors: Mayor; Duffy
Ordinance amending the Payroll Expense Tax Ordinance by adding Section 905 to permit the Payroll Expense Tax owed for the year 2010 to be paid at the lower of the amount owed for 2009 or 2010 and for the year 2011 to be paid at the lowest of the amount owed for 2009, 2010, or 2011, and excluding from the calculation any taxes attributable to payroll expenses for owners or beneficiaries of pass-through entities. ASSIGNED to Budget and Finance Committee.
- 100046 [Planning Code - Amending Inclusionary Affordable Housing Ordinance]**
Sponsors: Mayor; Chiu
Ordinance amending the Planning Code and Administrative Code by amending the Residential Inclusionary Affordable Housing Program, Planning Code Section 315 et seq. (the "Program") to change the name of the Program to the Affordable Housing Program and to require all project applicants to pay the Affordable Housing fee unless they are eligible for an alternative; making other amendments to the Program including expanding the uses of the Citywide Affordable Housing Fund, deleting provisions relating to certain requirements for off-site units, and deleting provisions requiring a refund of fees after issuance of certificate of occupancy; amending Section 827 to delete the requirement that 50% of on- or off-site affordable housing units provided under Section 315 et seq. in the Rincon Hill Area Plan be provided as rental; amending the Administrative Code by amending Chapter 56 related to Development Agreements to create certain exceptions from its requirements for rental housing developments with on-site inclusionary units; and making findings including findings under the California Environmental Quality Act. ASSIGNED to Land Use and Economic Development Committee.

Resolutions

- 100074 [Accept and Expend Grant - PG&E Efficiency Contract - \$11,540,000]**
Sponsor: Mayor
Resolution retroactively authorizing the Department of the Environment to accept and expend a grant in the amount of \$11,540,000 from the California Public Utilities Commission, through Pacific Gas and Electric Company, to implement an Energy Use and Demand Reduction Through Energy Efficiency Program in the City and County of San Francisco. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 100096 [Accept and Expend Grant - Light Brown Apple Moth Program - \$42,448.60]**
Sponsor: Chu
Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant from the California Department of Food and Agriculture in the amount of \$42,448.60 to fund the Little Brown Apple Moth Program for the period of July 1, 2009, through June 30, 2010. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 100097 [Accept and Expend Grant - Ghana's Most-At-Risk Populations Size Estimation - \$28,465]**
Sponsor: Dufty
Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$28,465 from the University of California San Francisco (UCSF), to assist with a project entitled "Ghana's Most-At-Risk Populations Size Estimation" for the period of January 1, 2010, through March 31, 2010. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 100098 [Establishment of the Rainbow Honor Walk]**
Sponsor: Dufty
Resolution establishing the Rainbow Honor Walk on Castro Street between 19th Street and Market Street, on Market street between Castro Street and Noe Street, on 19th Street between Diamond Street and Castro Street, on 18th Street between Collingwood Street and Hartford Street and initiating the process set forth in Public Works Code Sections 789 et seq. to provide for the creation of a program for and installation of commemorative plaques on the Rainbow Honor Walk. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 100100 [Accept and Expend Grant - Department of Juvenile Probation - \$150,000]**
Sponsor: Maxwell
Resolution authorizing the Department of Juvenile Probation to retroactively accept and expend a grant in the amount of \$150,000 from the The Zellerbach Family Foundation to support the Department of Juvenile Probation's ongoing efforts in organizational and leadership development, in developing and implementing evidence based practices, and in strengthening partnerships with community based organizations. RECEIVED AND ASSIGNED to Public Safety Committee.
- 100106 [Supporting the Department of Public Works Accreditation Efforts]**
Sponsor: Dufty
Resolution supporting the Department of Public Works' application to the American Public Works Association for accreditation. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 100107 [Declaring February 5, 2010, as Joe Illick Day in San Francisco]**
Sponsor: Dufty
 Resolution declaring February 5, 2010, as Joe Illick Day in San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 100108 [Commending the Obama Administration for the Granting of Temporary Protected Status to Haitians Living in the United States]**
Sponsors: Campos; Avalos and Chiu
 Resolution commending the Obama Administration for granting temporary protected status to Haitians in the United States, and directing the Clerk of the Board to send a letter of support to President Obama, Secretary Napolitano, Speaker Pelosi, Senator Feinstein, and Senator Boxer. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 100109 [In Solidarity With the Workers of the Mexican Electricians Union]**
Sponsor: Avalos
 Resolution urging President Felipe Calderon and the Mexican Federal Government to immediately re-instate the workers of the Mexican Electricians Union and remove all military and police personnel from the occupied Mexican power plants. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 100110 [Declaring February 1 - 7, 2010, as Larry Brinkin Week in the City and County of San Francisco]**
Sponsor: Dufty
 Resolution declaring February 1 - 7, 2010, as Larry Brinkin Week in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 100111 [Urging Congress and President Obama to Increase California's Federal Medical Assistance Percentage by Renewing Federal Stimulus Funds]**
Sponsor: Avalos
 Resolution urging Congress and President Obama to increase California's Federal Medical Assistance Percentage by renewing federal stimulus funds. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 100061 [Opposing Shading of Public Parks and Open Space]**
Sponsors: Chiu; Avalos, Campos, Daly, Mar, Maxwell and Mirkarimi
 Resolution opposing changes to the Park Shadow Ban that would increase shading of public parks and open space. REFERRED to Land Use and Economic Development Committee.
- 100053 [Accepting a Gift to the Recreation and Park Department of Synthetic Turf Athletic Fields Valued at Approximately \$6,000,000 from the City Fields Foundation]**
Sponsors: Mar; Campos, Chu, Chiu, Elsbernd, Alioto-Pier and Dufty
 Resolution authorizing the Recreation and Park Department to accept a gift of synthetic turf athletic fields at Mission Playground and the Beach Chalet Soccer Fields, valued at approximately \$6,000,000 from the City Fields Foundation. ASSIGNED to City Operations and Neighborhood Services Committee.

Requests for Hearing

- 100086 [Public Safety Issues Concerning Chronic Low-Level Crimes and Harassment]**
Sponsor: Mirkarimi
Hearing on public safety issues concerning chronic low-level crimes and harassment, including a discussion on the feasibility of a "no sit and/or lie" law, requiring presentations from the San Francisco Police Department, the District Attorney's office, and the Human Services Agency, and requesting a representative from the City Attorney's office to be present. RECEIVED AND ASSIGNED to Public Safety Committee.
- 100088 [Police, Sheriff, and Juvenile Probation Departments Budget Balancing Strategies in FY2010-2011]**
Sponsor: Avalos
Hearing to consider budget balancing strategies and efficiencies for the Police Department, Sheriff's Department, and the Juvenile Probation Department in FY2010-2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 100089 [City Administrator, Department of Public Works, and Recreation and Park Department Budget Balancing Strategies in FY2010-2011]**
Sponsor: Avalos
Hearing to consider budget balancing strategies and efficiencies for the City Administrator, Department of Public Works, and the Recreation and Park Department in FY2010-2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 100090 [Department of Public Health, Human Services Agency, and Department of Children, Youth and Families Budget Balancing Strategies in FY2010-2011]**
Sponsor: Avalos
Hearing to consider budget balancing strategies and efficiencies for the Department of Public Health, Human Services Agency, and the Department of Children, Youth and Families in FY2010-2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 100091 [Biotech and Life Science Industry in San Francisco]**
Sponsor: Maxwell
Hearing on the City's biotech-related programs including business retention and attraction, educational and workforce development efforts, and a discussion of the biotech payroll tax exemption five-year report. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 100092 [Hunters Point Shipyard and Candlestick Point Development Project]**
Sponsor: Maxwell
Hearing on the Hunters Point Shipyard Phase 2 and Candlestick Point Integrated Development Project, including a discussion of the land use and design, housing, community benefits, employment and contracting, open space, sustainability, financing, infrastructure, and transportation components of the plan. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Motions

100087 [Proclamation of Local Emergency - January 22, 2010]

Sponsor: Elsbernd

Motion concurring in the Mayor's January 22, 2010, Proclamation of Local Emergency, effective through February 2, 2010, and in the actions taken to meet the emergency.

100094 [Directing the Budget and Legislative Analyst to Conduct a Limited Scope Performance Audit of the San Francisco Municipal Transportation Agency to Determine its Effectiveness]

Sponsor: Campos

Motion directing the Budget and Legislative Analyst to conduct a limited scope performance audit of the San Francisco Municipal Transportation Agency (SFMTA) to determine if the SFMTA is operating in the most efficient, effective, and economical manner in establishing and collecting revenues and in managing expenditures. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

100068 [Settlement of Lawsuit - Marjorie Flores - \$57,500]

Ordinance authorizing settlement of the lawsuit filed by Marjorie Flores against the City and County of San Francisco for \$57,500; the lawsuit was filed on April 23, 2009, in San Francisco Superior Court, Case No. 09-487666, entitled Flores v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

100069 [Settlement of Lawsuit - Yee Mei Hung - \$50,000]

Ordinance authorizing settlement of the lawsuit filed by Yee Mei Hung against the City and County of San Francisco and Thomas Mann Chu for \$50,000; the lawsuit was filed on February 3, 2009, in San Francisco Superior Court, Case No. 484-637; entitled Yee Mei Hung v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

100080 [Repealing the Department of Technology Cash Revolving Fund]

Ordinance repealing Article XV, Section 10.143 of the San Francisco Administrative Code which established a cash revolving fund for the Department of Technology. (Department of Technology). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

PROPOSED RESOLUTIONS

100081 [Approval to Award a Three-Year Lease for Surface Parking Between the Port of San Francisco and Central Parking System, Inc. (Lease No. L-14795) for Seawall Lots (SWL) 301, and SWL 314 Located in the Northern Waterfront]

Resolution approving a Port Commission Lease with Central Parking System, Inc. a Tennessee Corporation in, for certain real property located at SWL 301 bounded by Taylor Street, Jefferson Street, and Powell Street, and SWL 314 bounded by The Embarcadero and Bay Street, and Kearny Street the City and County of San Francisco for a term of 3 years. (Port). RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – January 26, 2010

Requests Granted

From: Supervisor Avalos

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft an ordinance to amend our Chapter 6 and Chapter 83 Local Hiring and First Source statues to establish minimum mandatory requirements for hiring San Francisco residents with the following policy goals of:

1. Creating jobs for San Francisco residents;
2. Combating systemic poverty and supporting community development for our most economically challenged communities;
3. Harnessing environmental benefits of utilizing local workforce and reducing green house gas emission associated with commuting.

From: Supervisor Alioto-Pier

To: Director, Department of Public Works

Requesting/Inquiring: Inquiring of the Department of Public Works the location and type of each wireless service facility in the City and County of San Francisco permitted pursuant to San Francisco Administrative Code Section 11.9 (b).

Supervisor Alioto-Pier further inquires the location of all pending wireless service facility permits in the City and County of San Francisco pursuant to Administrative Code Sections 11.9(a) & (b).

Please provide a list indicating the location of each wireless service facility, including both existing wireless service facilities and those pending approval and a list with the permit number, permit type, address, permit status, expiration date and company name.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following location: Intersection of Webster & Geary Blvd., South west side of the street.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following public property locations:

Utility Boxes

Northwest corner Masonic & Haight

Northeast corner Stanyan & Waller

Southeast corner Broderick & Fell
Southwest corner Central & Fulton
Southwest corner Steiner & Haight
Southwest corner Haight & Fillmore
Southeast corner Baker & Fell
Northwest corner Grove & Webster
By 1213 Fell

Bus Shelter

Southeast corner Divisadero & Haight
Southwest corner Buchanan & Haight
Northeast corner Pierce & Hayes
Southwest corner Buena Vista East & Haight
Northeast corner Haight & Buena Vista East
Fillmore and Haight (all 4 bus stops, graffiti and grime)

Emergency Boxes

Northeast corner Fell & Divisadero
Northwest corner Ashbury & Fell

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

Garbage Cans

Northwest corner Clayton & Fulton
Southeast corner Haight & Buena Vista East
Southwest corner Haight & Buchanan
Southeast corner Buena Vista West & Haight
Across the street from 10 Steiner
Northwest corner Haight & Ashbury

Mailboxes

Northeast corner Buchanan & Haight
Northeast corner Cole & Fulton
Northwest corner Masonic & Haight
Southeast corner Haight & Baker

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following private property locations:

637 Central

160 Pierce

603 Haight, on side of building
533 Haight
525 Haight
530 Haight
399 Haight on Webster side
456 Haight
299 Webster
253 Webster
201 Webster
420 Haight
509 Haight
533 Haight
901 Oak
189 Page
507 Haight
262 Divisadero
1123 Oak
850 Oak
350 Fillmore
485 Scott
501 Divisadero, on Fell Street side
833 Cole
1658 Haight
1560 Haight
1529 Haight
1369 Haight
901 Haight
719 Haight
428 Haight
295 Buchanan
580 Hayes

From; Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

Wood Pole

In front of 833 Cole

Southeast Buchanan & Waller

Metal Poles

Northeast corner Broderick & Haight

Southeast corner Fillmore & Haight

Southeast corner Divisadero & Oak

Southwest corner Fillmore & Haight

Southwest corner Fillmore & Waller

In Memoriams

James Weatherholt II – Supervisor Mirkarimi

Mary O. Jefferson – Supervisor Mirkarimi

Garland Earp – Supervisor Mirkarimi

Tom Hayes – Entire Board

Emmy H. Altman – Supervisor Dufty

Norm Rolfe – Supervisor Chiu