

# Board of Supervisors



City Hall  
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## Legislation Introduced

May 4, 2010

### LEGISLATION INTRODUCED AT ROLL CALL

#### Introduced by Supervisors or Mayor

#### Ordinances

**100354 [Annual Appropriation Ordinance for Selected Departments, as of May 1, 2010, FYs Ending June 30, 2011, and June 30, 2012]**

**Sponsor:** Mayor

Ordinance appropriating all estimated receipts and all estimated expenditures for Selected Departments of the City and County of San Francisco as of May 1, 2010, for the FYs ending June 30, 2011, and June 30, 2012. RECEIVED AND ASSIGNED to Budget and Finance Committee.

**100355 [Proposed Annual Salary Ordinance for Selected Departments, FYs Ending June 30, 2011, and June 30, 2012]**

**Sponsor:** Mayor

Proposed Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for Selected Departments of the City and County of San Francisco for the FYs ending June 30, 2011, and June 30, 2012. RECEIVED AND ASSIGNED to Budget and Finance Committee.

**100363 [Revising Board of Appeals Surcharges]**

**Sponsor:** Mayor

Ordinance amending Section 10G.1 of the San Francisco Administrative Code to adjust the surcharges on permit fees, license fees, permit review fees and permit and license renewal fees imposed by the Department of Building Inspection, the Planning Commission, the San Francisco Municipal Transportation Agency Board of Directors, the Department of Public Works, the Entertainment Commission, and the Department of Public Health for permits and licenses that may be appealed to the Board of Appeals; remove the surcharge imposed by the Art Commission for Street Artist Certificates; and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

- 100527 [Accept and Expend Grant - Human Service Agency's Temporary Assistance to Needy Families Emergency Contingency Fund as Part of the American Recovery and Reinvestment Act of 2009 and Amendment to the Annual Salary Ordinance, FY2009-2010 -\$20,014,497]**  
**Sponsor:** Mayor  
Ordinance amending the FY2009-2010 Annual Salary Ordinance (Ordinance No. 183-09) to reflect the addition of temporary and permanent salaries of \$8,496,952 and authorizing the Human Services Agency to retroactively accept and expend a grant in the amount of \$20,014,497 from the United States Department of Health and Human Services, Temporary Assistance to Needy Families Emergency Contingency Fund, as part of the American Recovery and Reinvestment Act of 2009, to support the Mayor's Jobs NOW Program. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 100528 [Exempting Certain Nonprofits from Guide Permit Requirement]**  
**Sponsor:** Alioto-Pier  
Ordinance amending the San Francisco Police Code by amending Section 1295 to exempt nonprofit organizations conducting educational tours from the requirement to obtain a guide permit. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.
- 100529 [Creation of Neighborhood Community Justice Task Force]**  
**Sponsors:** Chiu; Maxwell  
Ordinance amending the San Francisco Administrative code by adding Sections 5.70 through 5.75, to create a Neighborhood Community Justice Task Force to make recommendations to the Board of Supervisors regarding the creation of restorative and community justice programs; provide for the Task Force's membership, organization, and duties; and set a sunset date for the Task Force. RECEIVED AND ASSIGNED to Public Safety Committee.
- 100530 [Delivery Service for Large Retail Uses Within the Ocean Avenue Neighborhood Commercial Transit District]**  
**Sponsors:** Elsbernd; Avalos  
Ordinance amending the San Francisco Planning Code by amending Section 151.1 to exclude large retail uses within the Ocean Avenue Neighborhood Commercial Transit District from the requirement to provide delivery or shuttle services when such uses receive conditional use authorization to provide a greater number of off-street parking spaces. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 100557 [Assessment Appeals Board - Increasing Administrative Processing Fees, Adding Certain Waivers, and Changing to an Hourly Rate for Findings of Fact Fees]**  
**Sponsor:** Avalos  
Ordinance amending Administrative Code Chapter 2B "Assessment Appeals Boards," by amending Section 2B.9 to increase the administrative processing fee per application from \$30 to \$45 by adding a fee waiver for any property assessed on the roll at a value of \$7,500 or less, and by adding a fee waiver for any property where there is a difference of \$7,500 or less between the taxpayer's opinion of value on the application and the subject property's assessed value on the roll; and by amending Section 2B.11 to change the findings of fact fees from a sliding scale of \$100 to \$1,000 to an hourly rate of \$215 with a maximum of 30 hours billed. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee.

## Resolutions

- 100006 [Authorizing the Director of Elections to Make Confidential Certain Voter Registration Information Pertaining to Public Safety Officers]**  
**Sponsor:** Chiu  
Resolution authorizing the Director of Elections to, upon proper application of a public safety officer, make confidential that officer's residential address, telephone number and e-mail address appearing on the affidavit of registration, in accordance with California Elections Code Section 2166.7. REFERRED to Public Safety Committee from 5/4/10 Meeting.
- 100362 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved for Enterprise Departments]**  
**Sponsor:** Mayor  
Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: employee and public parking management services, general security services, information booth services, and shuttle bus services (Airport); paratransit services, comprehensive facility security services, parking citation and collection system, meter coin counting and collection services, towing contract services, and transit shelter maintenance services (MTA); and janitorial services and security services (Port). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 100531 [Accept and Expend Grant - San Francisco Arts Commission's WritersCorps Artist in Schools Program - \$9,600]**  
**Sponsor:** Mayor  
Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant totaling \$9,600 from the California Arts Council's Artists in Schools Program to help support the cost of a contracted teaching artist working at Mission High School. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 100532 [Accept and Expend Grant - National Endowment for the Arts Learning in the Arts Program for the San Francisco Arts Commission's WritersCorps Program - \$60,000]**  
**Sponsor:** Mayor  
Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of \$60,000 from the National Endowment for the Arts Learning in the Arts Program for general operating support for WritersCorps. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 100533 [Accept and Expend Grant - San Francisco Arts Commission's Arts Education Program - \$15,000]**  
**Sponsor:** Mayor  
Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of \$15,000 from the California Arts Council State Local Partnership Program to help support the Arts Commission's Arts Education Program. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 100534 [Water Revenue Bonds Issuance - 2010]**  
**Sponsor:** Mayor  
 Resolution approving the issuance of water revenue bonds and water revenue refunding bonds to be issued by the Public Utilities Commission of the City and County of San Francisco; affirming covenants contained in the indenture pursuant to which the water revenue bonds are issued; authorizing the taking of appropriate actions in connection therewith; and related matters. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 100535 [Authorization to Apply for a Grant for Strategic Growth Council Urban Greening]**  
**Sponsor:** Campos  
 Resolution authorizing the San Francisco Planning Department to apply for a grant from the State of California Sustainable Communities Planning Grant and Incentives Program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 to augment the greening and storm water features of the Cesar Chavez Street redesign project. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 100536 [Accept and Expend Grant - Public Health Emergency Response Phase IV - \$849,417]**  
**Sponsor:** Chu  
 Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$849,417 from the California Department of Public Health, to assist with a project entitled "Public Health Emergency Response Phase IV" for the period of March 1, 2010 through July 30, 2010. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 100537 [Calling for a Boycott of the Major League Baseball Team Arizona Diamondbacks Until Arizona Repeals Senate Bill 1070]**  
**Sponsor:** Daly  
 Resolution calling for a boycott of the Arizona Diamondbacks, an Arizona-based business, until Arizona repeals Senate Bill 1070 and supporting the San Francisco Giants. RECEIVED AND ASSIGNED to Rules Committee.
- 100538 [Supporting Outreach and Education Regarding Smart Meters to Prevent Power Service Disconnections]**  
**Sponsor:** Mar  
 Resolution supporting outreach and education regarding Smart Meters to prevent power service disconnections. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 100539 [Request for Redevelopment Agency Audit]**  
**Sponsor:** Mirkarimi  
 Resolution requesting the Redevelopment Agency of the City and County of San Francisco to consent to an audit of selected activities related to the implementation of the expired Western Addition A-2 Redevelopment Plan. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 100540 [Opposing the Dirty Energy Proposition, also known as Attorney General Initiative #09-0104]**  
**Sponsors:** Mirkarimi; Alioto-Pier, Maxwell and Campos  
 Resolution opposing the Dirty Energy Proposition, also known as Attorney General Initiative # 09-0104 designed to suspend the implementation of The California Global Warming Solutions Act of 2006. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 100541 [Grant Application - Strategic Growth Council Urban Greening Program]**  
**Sponsor:** Mar  
 \*\*\* Updated 05/11/10 \*\*\*  
 Resolution authorizing the San Francisco Planning Department to apply for a planning grant from the State of California Sustainable Communities Planning Grant and Incentives Program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84) to complete an Urban Forest Master Plan. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 100542 [Acceptance of Gift - Airport Congressman Tom Lantos Commemorative Plaque - \$15,000]**  
**Sponsors:** Elsbernd; Dufty and Alioto-Pier  
 Resolution approving the Airport's acceptance of a gift of a commemorative plaque, valued at \$15,000, honoring the late Congressman Tom Lantos from the Lantos Foundation to be placed in the Terminal 3 Hub at the Airport. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 100543 [Requesting the Controller's Office to Conduct a Review and Analysis of the Funding Recommendations of the Department of Children, Youth and Their Families for FY2010-2011 through FY2012-2013]**  
**Sponsors:** Dufty; Campos, Maxwell, Chiu and Mar  
 Resolution requesting that the Controller's Office conduct a review and analysis of the funding recommendations of the Department of Children, Youth and Their Families for FY2010-2011 through FY2012-2013. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 100544 [Denouncing the Burmese Military Regime's Illegitimate 2010 Election and Recognizing May 27, 2010, as Burma Democracy Day]**  
**Sponsor:** Daly  
 Resolution denouncing the Burmese military regime's illegitimate 2010 election and recognizing May, 27, 2010, as Burma Democracy Day in honor of the 20th Anniversary of the 1990 Elections. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 100545 [Proclaiming Public Works Week in San Francisco - May 16-22, 2010]**  
**Sponsor:** Chiu  
 Resolution proclaiming May 16-22, 2010, as Public Works Week in San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 100546 [Accept and Expend Grant - Back on Track Program - \$52,355.57]**  
**Sponsor:** Chiu  
Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of \$52,355.57 through the San Francisco Foundation, for a program entitled "Back on Track Re-entry Program" for FY2009-2010 and FY2010-2011. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 100547 [Accept and Expend Grant - Criminal Restitution Compact - \$88,538]**  
**Sponsor:** Chiu  
Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively contract for, accept and expend up to \$88,538 allocated from the California Victim Compensation and Government Claims Board for a project entitled "Criminal Restitution Compact" for the period of July 1, 2009, through June 30, 2011. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 100548 [Supporting Assembly Bill 1871 Regarding Amending State Car Insurance Laws to Allow Personal Vehicles to be Used in Car-Sharing Programs]**  
**Sponsors:** Alioto-Pier; Chiu  
Resolution supporting Assembly Bill 1871 to amend state car insurance laws to allow personal vehicles to be used in car-sharing programs. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 100549 [Authorizing the Issuance of Revenue Bond by California Municipal Finance Authority to Acquire the Public Utilities Commission Building]**  
**Sponsor:** Daly  
Resolution approving the issuance of revenue bonds by the California Municipal Finance Authority for the purposes of financing or refinancing the acquisition of the State office buildings known as the Public Utilities Commission Building and/or the San Francisco Civic Center and certain other matters pertaining thereto. SCHEDULED FOR PUBLIC HEARING to Board of Supervisors for 5/18/10 Meeting.
- 100558 [Urging the United States Department of Agriculture to Declare the Light Brown Apple Moth a Non-Actionable Pest]**  
**Sponsor:** Alioto-Pier  
Resolution urging the United States Department of Agriculture to declare the Light Brown Apple Moth a non-actionable pest in order to end the Light Brown Apple Moth eradication project that could expose San Franciscans to unacceptable and unnecessary levels of pesticide exposure. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## **Motions**

- 100550 [Committee of the Whole - Issuance of Revenue Bonds by the California Municipal Finance Authority - May 18, 2010]**  
**Sponsor:** Daly  
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on May 18, 2010, at 3:00 p.m., to hold a public hearing on the issuance of revenue bonds by the California Municipal Finance Authority for the purpose of financing or refinancing the acquisition of the State office buildings known as the Public Utilities Commission Building and/or the San Francisco Civic Center. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 100551 [Rejecting the Municipal Transportation Agency Budget for FY2010-2011 and 2011-2012]**  
**Sponsors:** Chiu; Mirkarimi  
Motion rejecting the budget of the Municipal Transportation Agency for FY2010-2011 and FY2011-2012. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **Requests for Hearing**

- 100353 [Mayor's Proposed May Budget FY2010-2011]**  
**Sponsor:** Mayor  
Hearing to review the Mayor's Proposed May Budget FY2010-2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 100552 [Planning Department Discretionary Review Process and Reform]**  
**Sponsor:** Mar  
Hearing to obtain updates from the Planning Department concerning the discretionary review process. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 100553 [Audit Results of the San Francisco Municipal Transportation Agency]**  
**Sponsor:** Campos  
Hearing on the results of the Budget and Legislative Analyst's audit of the San Francisco Municipal Transportation Agency. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 100554 [State's Budget for FY2010-2011]**  
**Sponsor:** Avalos  
Hearing to discuss the State's budget for FY2010-2011. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 100555 [Controller's Nine Month Report]**  
**Sponsor:** Avalos  
Hearing on the Controller's Nine Month Report. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **Introduced by President at Request of Department**

### **PROPOSED ORDINANCES**

- 100358 [Settlement of Lawsuit - Noah Booher - \$35,000]**  
Ordinance authorizing settlement of the lawsuit filed by Noah Booher against the City and County of San Francisco for \$35,000; the lawsuit was filed on March 10, 2009, in the United States District Court for the Northern District of California, Case No. C08-1045 MHP, entitled Noah Booher v. City and County of San Francisco et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

- 100359 [Settlement of Lawsuit – Betty C. Bullock - \$134,000]**  
Ordinance authorizing settlement of the lawsuit filed by Betty C. Bullock against the City and County of San Francisco for \$134,000; the lawsuit was filed on December 1, 2008, in San Francisco Superior Court, Case No. 482347; entitled Betty C. Bullock v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 100360 [Recreation and Park Department - Harding Park Fees]**  
Ordinance amending the San Francisco Park Code by amending Section 12.12, to increase greens fees at Harding Park and Fleming Golf Courses, and making environmental findings. (Recreation and Park Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 100361 [Settlement of Lawsuit – Assimina Mavromatis - \$29,500]**  
Ordinance authorizing settlement of the lawsuit filed by Assimina Mavromatis against the City and County of San Francisco for \$29,500; the lawsuit was filed on July 6, 2007, in San Francisco Superior Court, Case No. CGC 07-464948; entitled Assimina Mavromatis, et al., v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.



## **Clerk to Act – May 4, 2010**

Board Minutes for April 6, 2010 approved.

### **Requests Granted**

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 newsstands at the following locations:

#### **San Francisco Bay Guardian**

Southeast corner of Fillmore and Post

Southwest corner of Divisadero and Sutter

9<sup>th</sup> Avenue and Judah (near bus stops)

7<sup>th</sup> Avenue and Irving (near bus stops)

Northwest corner of Hayes and Fillmore

Southeast corner of Fillmore and Haight

#### **San Francisco Chronicle**

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

Irving and 9<sup>th</sup> Avenue

Irvine and 7<sup>th</sup> Avenue

Southwest corner of Haight and Clayton

Southeast corner of Haight and Masonic

#### **Examiner**

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

#### **SF Daily**

Northwest corner of Hayes and Gough

#### **City Star**

Northwest corner of Hayes and Gough

Southeast corner of Fillmore and Haight

#### **SF Weekly**

Southeast corner of Masonic and Haight and Southeast corner of Haight and Fillmore

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:

55 Laguna  
528 Haight  
300 Buchanan  
463 Fillmore  
1023 Haight  
1027 Haight  
546 Haight  
973 Haight  
5 Haight  
400 Duboce  
350 Laguna

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

Southeast corner Haight & Fillmore

Metal Poles

Southeast corner Pine & Fillmore  
In front of 865 Fillmore  
Southwest corner Gough & Ivy  
Northwest corner Haight & Fillmore

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

Southwest corner Geary & Webster  
Northeast corner Ivy & Buchanan  
Near 940 Fillmore  
Northwest corner Fillmore & Hermann  
Northwest corner Duboce & Church

Bus Shelters

Southwest corner Pierce & Haight  
Southeast corner Hayes & Buchanan  
Southeast corner Buchanan & Haight

Southwest corner McAllister & Pierce  
Fillmore & Haight (all 4 bus stops, graffiti & grime)

Fire Hydrant

Southwest corner McAllister & Fillmore

Emergency Boxes

Southwest corner Eddy & Webster

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

Southwest corner Golden Gate & Buchanan

Northwest corner Haight & Fillmore

Southwest corner Waller & Fillmore

Mailbox

Southwest corner Bush & Webster

Northwest corner Sutter & Fillmore

Northeast corner McAllister & Buchanan

Northwest corner Golden Gate & Buchanan

Northeast corner Pierce & Golden Gate

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 and sidewalk issues at the following locations: On Lincoln, west of Stanyan, several potholes.

From: Supervisor Chiu

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to prepare an Administrative Code amendment to require City departments to enter into written work order agreements when purchasing services from another City department, under the following conditions:

- These agreements shall be required for all major or complex work-order relationships, as determined by the Controller.
- These agreements shall be approved by both departments in advance of the fiscal year in which services are to be provided.
- These agreements shall be in a form approved by the Controller, and shall detail services to be provided, means of reconciling budgeted to actual costs, and documentation required to accompany each work-order billing.

**In Memoriams**

Seymour Newstat – Supervisors Dufty and Alioto-Pier

Quentin Easter – Supervisors Maxwell and Dufty

Calvin P. Hayes – Supervisor Maxwell

Victoria Manolo Draves – Supervisor Daly

Theodore Tobias Rosenberg – Supervisor Dufty

Scott Whitsett – Supervisor Dufty