



Legislation Introduced
Tuesday, October 5, 2010

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Ordinances

- 101268 [Waiver of Street Encroachment Inspection Fee for Golden Gate Transportation District]**
Sponsor: Elsbernd
Ordinance waiving the Street Encroachment Permit Inspection Fee established through Public Works Code Section 2.1.1 for signs related to bus service for the Golden Gate Bridge, Highway, and Transportation District. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 101269 [Accept and Expend Grant - Department of Adult Probation - Probation Specialized Supervision Program and Amendment to the Annual Salary Ordinance for FY2010-2011 - \$300,000]**
Sponsor: Maxwell
Ordinance authorizing the Department of Adult Probation to retroactively accept and expend a grant in the amount of \$300,000 from the California Emergency Management Agency for Probation Specialized Supervision Program federally funded through the Violence Against Women Act and amend Ordinance No. 191-10 (Annual Salary Ordinance, FY2010-2011) to reflect the addition of three (3) grant-funded positions (.75 FTE) in Class 8444 Deputy Probation Officer, (.50 FTE) in Class 9920 Public Service Aide/Probation Aide, and (.50 FTE) in Class 9920 Public Service Aide/Probation Aide at the Department of Adult Probation. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 101270 [Accept and Expend Grant - Adult Probation Department - San Francisco Reentry Courts and Amendment to the Annual Salary Ordinance for FY2010-2011 - \$500,000]**
Sponsor: Mirkarimi
Ordinance authorizing the Adult Probation Department to retroactively accept and expend a grant in the amount of \$500,000 from the Office of Justice Programs for funding under the Second Chance Act State, Local and Tribal Reentry Courts, and amend Ordinance No. 191-10 (Annual Salary Ordinance, FY2010-2011) to reflect the addition of (4) four grant funded positions; (.20 FTE) in Class 8138 Court Reporter at the Adult Probation Department, (.20 FTE) in Class 8113 Court Clerk at the Adult Probation Department, (.40 FTE) in Class 8177 Attorney at the Office of the Public Defender (PDR) and (.75 FTE) in Class 2912 Sr. Social Worker at the Department of Public Health. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 101271 [Appropriating \$9,035,065 of Certificate of Participation Expenses for Capital Improvement Projects in the Department of Public Works and Mayor's Office on Disability for FY2010-2011]**
Sponsor: Mayor
Ordinance appropriating \$9,035,065 of Certificate of Participation Series 2011A Delivery Date Expenses to fund multiple Capital Improvement Projects in the Department of Public Works and Mayor's Office on Disability in the General Services Agency - Office of the City Administrator for FY2010-2011 and placing these funds on Controller's reserve pending issuance of the Certificates of Participation. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 101272 [Conflict of Interest Code Amendments]**
Ordinance amending Chapter 1 of Article III of the Campaign and Governmental Conduct Code by amending Sections 3.1-107, 3.1-140, 3.1-150, 3.1-155, 3.1-175, 3.1-190, 3.1-195, 3.1-205, 3.1-207, 3.1-218, 3.1-240, 3.1-245, 3.1-250, 3.1-251, 3.1-267, 3.1-275, 3.1-312, 3.1-315, 3.1-320, 3.1-325, 3.1-355, 3.1-362, 3.1-365, 3.1-390, 3.1-422, 3.1-445, 3.1-450 to update the list of designated employees who must file financial disclosure statements and to modify the applicable disclosure categories and deleting Section 3.1-235 to reflect the current composition of City departments. (Clerk of the Board). ASSIGNED UNDER 30 DAY RULE to Rules Committee.

Resolutions

- 101273 [Accept and Expend Grant - Department of Public Library - Staff Education Program - \$10,512]**
Sponsor: Chu
Resolution authorizing the Department of Public Library to accept and expend a grant in the amount of \$10,512 from the California State Library as part of the Federal Library Services and Technology Act for reimbursing tuition expenses of library employees pursuing a degree or certificate in library science at an institution of higher education. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 101274 [Accept and Expend Grant - Arts Commission - Koret Foundation for ArtCare Program - \$15,000]**
Sponsor: Duffy
Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of \$15,000 from the Koret Foundation for general operating support of the ArtCare program. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 101275 [Accept and Expend Grant - Department of Public Works - Illegal Dumping Abatement Project - Not to Exceed \$350,000]**
Sponsor: Maxwell
Resolution authorizing the Director of the Department of Public Works to apply, accept and expend a grant in the amount of up to but not to exceed \$350,000 from the Solid Waste Disposal Clean-up Site Trust Fund for clean-up of illegal dumping sites in San Francisco. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

- 101276 [Preventing Bullying and Suicide of Lesbian, Gay, Bisexual, Transgender and Question (LGBTQ) Youth]**
Sponsors: Campos; Dufty and Alioto-Pier
 Resolution affirming the importance of maintaining a safety net for LGBTQ youth, and encouraging schools, colleges, and universities to prevent bullying and raise awareness about LGBTQ suicide prevention services. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 101278 [Proclaiming November 5, 2010, as Angels in America Day]**
Sponsors: Dufty; Campos
 Resolution proclaiming November 5, 2010, as Angels in America Day in San Francisco to recognize the tremendous worldwide impact Tony Kushner's play has had since it first premiered at San Francisco's Eureka Theater in 1991. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 101279 [Accept and Expend Grant - Arts Commission - Tulsa Community Foundation for ArtCare Program - \$5,000]**
Sponsor: Dufty
 Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of \$5,000 from the Tulsa Community Foundation for general operating support of the ArtCare program. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 101280 [Supporting Greenhouse Gas Reduction Targets]**
Sponsor: Mar
 Resolution supporting the California Air Resources Board's leadership in developing and implementing strategies for meeting California's greenhouse gas reduction targets, and in promoting emission reductions from motor vehicles. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 101281 [Issuance and Sale of Revenue Bonds - 2235-3rd Street Apartments - Not to Exceed \$60,000,000]**
Sponsor: Maxwell
 Resolution approving the issuance and sale of tax-exempt bonds by the Association of Bay Area Governments Finance Authority For Nonprofit Corporations in an aggregate principal amount not to exceed \$60,000,000 for financing the acquisition, construction and rehabilitation of 2235-3rd Street Apartments, subject to the policies for such approvals adopted by the Board of Supervisors. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 101282 [Accept and Expend Grant - Arts Commission - The ARTery Project - \$250,000]**
Sponsors: Mayor; Dufty
 Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of \$250,000 from the National Endowment for the Arts for the Mid Market Cultural District Partnership, now called The ARTery Project. RECEIVED AND ASSIGNED to Budget and Finance Committee.

Requests for Hearing

- 101283 [San Francisco Public Utilities Commission's Community Benefits Program]**
Sponsor: Maxwell
Hearing on the status of the San Francisco Public Utilities Commission's Community Benefits Program. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 101284 [Review of Fiscal Impacts of Hosting the America's Cup]**
Sponsor: Mirkarimi
Hearing before the Budget and Finance Committee to review the fiscal feasibility and responsibility, including analysis from the Budget Analyst, of the City hosting the America's Cup Regatta under the conditions contemplated and set forth in the "Term Sheet" to fully understand and define the City's expectations for both the short term and long term benefits that would accrue to the City for the purposes of negotiating a formal Host City Agreement. RECEIVED AND ASSIGNED to Budget and Finance Committee.

Motions

- 101277 [Waiver Permitting City Employees to Assist the Department of Elections with the November 2, 2010, Consolidated General Election]**
Sponsor: Chiu
Motion granting a waiver from the prohibition imposed by Charter section 13.104.5, to permit City employees to assist the Department of Elections with the November 2, 2010, Consolidated General Election. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 101285 [Confirming the Reappointment of Edwin Lee as City Administrator]**
Sponsor: Mayor
Motion confirming the reappointment of Edwin Lee to a five-year term as City Administrator under Charter Section 3.104. RECEIVED AND ASSIGNED to Rules Committee.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

- 101229 [Planning Code - Landmark Designation of 1890 Chestnut Street (Marina Branch Library)]**
Ordinance designating 1890 Chestnut Street (Marina Branch Library), Lot No. 001 in Assessor's Block No. 0469, as a Landmark under Article 10 of the San Francisco Planning Code; and adopting General Plan, Planning Code Section 101.1 and environmental findings. (Planning Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

- 101230 [Planning Code - Landmark Designation of 2000 Mason Street (North Beach Branch Library)]**
Ordinance designating 2000 Mason Street (North Beach Branch Library), Lot No. 001 in Assessor's Block No. 0074, as a Landmark under Article 10 of the San Francisco Planning Code; and adopting General Plan, Planning Code Section 101.1 and environmental findings. (Planning Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 101231 [Settlement of Lawsuit - Galliera, Inc. dba Trico Construction - \$700,000]**
Ordinance authorizing settlement of the lawsuit filed by Galliera, Inc. dba Trico Construction against the City and County of San Francisco for \$700,000; the lawsuit was filed on December 29, 2008, in San Francisco Superior Court, Case No. CGC-08-483555, entitled Galliera, Inc. dba Trico Construction v. City and County of San Francisco, et al.; other material terms of the settlement are: (1) the settlement includes the consolidated action Cal Centurian Construction, Inc. dba RWR Construction v. Galliera, Inc. dba Trico Construction, et al., San Francisco Superior Court, Case No. CGC-09-485849, (2) the settlement includes all cross-complaints, (3) mutual releases except for warranties, guarantees, latent defects, and personal injury, (4) dismissal of all complaints and cross-complaints with prejudice, and (5) each party to bear its own attorneys fees and costs. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 101232 [Settlement of Lawsuit - Jeri D. Sessler - \$75,000]**
Ordinance authorizing settlement of the lawsuit filed by Jeri D. Sessler against the City and County of San Francisco for \$75,000; the lawsuit was filed on June 3, 2009, in San Francisco Superior Court, Case No. CGC-09-488998; entitled Jeri D. Sessler, et al. v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

- 101222 [Settlement of Unlitigated Claim - Lily Martene Baxter - \$45,000]**
Resolution approving the settlement of the unlitigated claim filed by Lily Martene Baxter against the City and County of San Francisco for \$45,000; claim was filed on February 10, 2010. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 101223 [Settlement of Unlitigated Claim - Adam Feibelman - \$55,000]**
Resolution approving the settlement of the unlitigated claim filed by Adam Feibelman against the City and County of San Francisco for \$55,000; claim was filed on February 10, 2010. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 101224 [Settlement of Unlitigated Claim - McLarens Young International - \$70,000]**
Resolution approving the settlement of the unlitigated claim filed by McLarens Young International against the City and County of San Francisco for \$70,000; claim was filed on May 25, 2010. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 101225 [Approving Landfill Disposal and Facilitation Agreements - Department of the Environment - Recology San Francisco]**
Resolution approving a ten-year Landfill Disposal Agreement and Facilitation Agreement with Recology San Francisco under Charter Section 9.118. (Environment). RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 101227 [Street Artist Spaces - 17th Street at Castro and Market Streets]**
Resolution approving continued designation of eight (8) former temporary selling spaces in "mini-plaza" on 17th Street at Castro and Market Streets for street artists certified by the Arts Commission, City and County of San Francisco; exempting said spaces from the regulation of Police Code Section 2405(c)(11) relating to distance between street artists. (Arts Commission). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 101228 [Contract Modification - Human Services Agency - Hamilton Family Center - \$180,000]**
Resolution concurring with the Human Services Agency's Declaration of Emergency to modify the contract between the City and County of San Francisco and Hamilton Family Center to provide emergency elevator repairs for the family shelter in the amount of \$180,000. (Human Services Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 101233 [Settlement of Unlitigated Claim - Danielle J. Rinsler - \$215,000]**
Resolution approving the settlement of the unlitigated claim filed by Danielle J. Rinsler against the City and County of San Francisco for \$215,000; Government Code Claim was filed on November 24, 2009, (Govt. Claim No. 10-01422) and California Department of Fair Employment & Housing charge was filed on January 11, 2010, (Charge No. E200910A0351-rsc). (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 101258 [Functional Classification Change for Local Streets]**
Resolution approving the Department of Public Works recommended changes to the Functional Classification of local streets and roads and directing the Department to submit this resolution to the State of California, Department of Transportation. (Public Works Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Clerk to Act – October 5, 2010

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

9th Avenue and Judah (near bus stops)

7th 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 9th Avenue

Irving and 7th 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

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 at the following private property locations:

998 Oak, on side of building, Scott street side
815 Fell
1170 Fell
890 Page, on Scott street side
798 Haight
208 Scott
250 Scott
1668 Haight
500 Divisadero, on the Fell street side
1151 Fell
949 Fell
350 Laguna
457 Haight
533 Haight
446 Haight
448 Haight
673 Haight
681 Haight

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 Can

Northeast corner Grove and Webster
Northeast corner Hayes and Fillmore
Southeast corner Fell and Fillmore
Southwest corner Lyon and Haight

Mailbox

In front of the DMV, Fell street side
Southeast corner Oak and Fillmore
Southwest Fillmore and Hermann

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:

Metal Pole

In front of 973 Haight
In front of 943 Haight
Northeast corner Webster and McAllister
Northeast corner Masonic and Waller
Southwest corner Broderick and Haight

Southeast corner Lyon and Haight
Across the street from 937 Buena Vista East
Across the street from 1216 Haight
Across the street from 1250 Haight

Wood Pole

East of 530 Grove
Northwest corner Ivy and Gough

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 public property located at the following locations:

Utility Boxes

Northeast corner Buchanan and Fell
Northeast corner Linden and Buchanan
Northeast corner Oak and Buchanan
Northeast corner Masonic and Waller
Southeast corner Fell and Fillmore

Bus Shelter

Northeast and Southwest corners Laguna and McAllister
Southwest corner Divisadero and Haight
Southwest corner Grove and Gough
Southwest corner Buena Vista East and Haight
Southwest corner Buchanan and Haight
Fillmore and Haight (all 4 bus stops, graffiti and grime and canopies are graffiti)

From: Supervisor Mirkarimi
To: City Attorney
To: Director, Department of Building Inspection
To: Director, Department of Real Estate
To: Director, Municipal Transportation Agency
To: Director, Office of Economic and Workforce Development
To: Director, Recreation and Parks
To: Director, Redevelopment Agency
Requesting/Inquiring: Requesting the following City agencies identify staff contacts for the purpose of participating in a Japantown City Agency Work Group to coordinate efforts between the City, consultants and the community on the Planning Department's Japantown Better Neighborhoods Plan.

From: Supervisor Chiu

To: City Attorney

Requesting/Inquiring: Requesting the City attorney to draft legislation restricting the use of amplified sound systems on open-air sightseeing buses in San Francisco.

In Memoriams

Tyler Clementi - Entire Board

Rod Billings - Supervisor Dufty