

# Board of Supervisors



City Hall  
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## Legislation Introduced

Tuesday, September 13, 2011

### LEGISLATION INTRODUCED AT ROLL CALL

#### Introduced by a Supervisor or the Mayor

#### Ordinances

**110998 [Administrative Code - Health Care Security Ordinance]**

**Sponsors:** Campos; Cohen, Mar, Avalos, Kim and Mirkarimi

Ordinance amending the San Francisco Administrative Code Sections 14.1, 14.3, and 14.4 to: 1) clarify that only amounts actually paid to provide employee health care services shall satisfy the employer expenditure requirements of the Health Care Security Ordinance; 2) add an employee notification requirement; 3) modify penalty provisions; and 4) set an operative date. ASSIGNED to Government Audit and Oversight Committee.

**110999 [Administrative Code - Financial Policy Regarding Selected Nonrecurring Revenues]**

**Sponsors:** Mayor; Chiu and Farrell

Ordinance amending the San Francisco Administrative Code Section 10.60, and adding Section 10.61, to adopt a binding financial policy under Charter Section 9.120 providing that Selected Nonrecurring Revenues may only be spent on Nonrecurring Expenditures. (Controller). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

**111000 [Administrative Code - Certificates of Participation and Commercial Paper Debt Policies]**

**Sponsors:** Mayor; Farrell and Chiu

Ordinance amending the San Francisco Administrative Code by adding Section 10.62 to adopt a binding financial policy under Charter Section 9.120. (Controller). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

**111001 [Administrative Code - Budget Procedures and Reporting Requirements]**

**Sponsors:** Mayor; Chiu and Farrell

Ordinance amending the San Francisco Administrative Code Sections 3.3, 3.4, 3.5, 3.6, 3.20, 22A.6, and 88.4, and by repealing Sections 88.8, and 88.10 to: 1) update budget procedures to accommodate two-year budget cycles and five-year financial planning requirements; and 2) eliminate outdated and duplicative reporting requirements. (Controller). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

## **Resolutions**

- 110791 [Board Response to the 2010-2011 Civil Grand Jury Report Entitled “Hiring Practices of the City and County of San Francisco”]**  
Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2010-2011 Civil Grand Jury Report entitled “Hiring Practices of the City and County of San Francisco” and urging the Mayor to cause the implementation of accepted findings and recommendations through department heads and through the development of the annual budget. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 110793 [Board Response to the 2010-2011 Civil Grand Jury Report Entitled “San Francisco’s Ethics Commission: The Sleeping Watchdog”]**  
Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2010-2011 Civil Grand Jury Report entitled “San Francisco’s Ethics Commission: The Sleeping Watchdog” and urging the Mayor to cause the implementation of accepted findings and recommendations through his department heads and through the development of the annual budget. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 111002 [Accept and Expend Grant - Local Juvenile Justice Accountability Measures - \$149,896]**  
**Sponsor:** Campos  
Resolution authorizing the San Francisco Public Defender’s Office to accept and expend a grant in the amount of \$149,896 from the State Corrections Standards Authority for the purposes of implementing local juvenile justice accountability measures through the Juvenile Accountability Block Grant. RECEIVED AND ASSIGNED to Public Safety Committee.
- 111003 [Termination Agreement(s) - Breda Light Rail Vehicle Leveraged Lease Transactions]**  
**Sponsor:** Farrell  
Resolution authorizing the Municipal Transportation Agency to enter into one or more consensual termination agreements with the equity investors and other parties that participated in the leveraged lease transactions executed in 2002 and 2003 with respect to the San Francisco Municipal Transportation Agency's Breda light rail vehicles, provided that there is no net financial cost to the City/San Francisco Municipal Transportation Agency for the terminations. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 111004 [Jurisdictional Transfer of City Property - 17th Street and Folsom Street]**  
**Sponsor:** Kim  
Resolution 1) approving the jurisdictional transfer of portions of Assessor's Block No. 3571, Lot No. 018, of the City and County of San Francisco, all currently under the jurisdiction of the San Francisco Public Utilities Commission, partially to the Mayor’s Office of Housing as to 29,075 square feet, and partially to the Recreation and Park Department as to 31,578 square feet; (2) approving the transfer price of \$4,000,000 from the Mayor’s Office of Housing to San Francisco Public Utilities Commission and of \$2,271,850 from the Recreation and Park Department to San Francisco Public Utilities Commission; (3) adopting findings, including environmental findings, General Plan findings, and Planning Code Section 101.1 findings; and (4) authorizing other actions in furtherance of this Resolution. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

- 111005 [Accept and Expend Grant - Primary and Behavioral Health Care Integration - \$473,485]**  
**Sponsor:** Kim  
Resolution authorizing the San Francisco Department of Public Health to accept and expend a grant from Department of Health and Human Services, Substance Abuse and Mental Health Services, and Center for Mental Health Services in the amount of \$473,485 to fund the Primary and Behavioral Health Care Integration for the period September 1, 2011, through August 31, 2012. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 111008 [Resolution to Establish the West Portal Community Benefit District]**  
**Sponsor:** Elsbernd  
Resolution establishing a property-based business improvement district to be known as the "West Portal Community Benefit District," ordering the levy and collection of assessments against property located in that district for 13 years commencing with FY2011-2012, with services, activities, and improvements to be provided for 13 calendar years commencing January 1, 2012, subject to conditions as specified, and making environmental findings. ASSIGNED to Board of Supervisors on 9/27/11.
- 111009 [Adopting a Fixed Two-Year Budget for Airport, the Port, and the Public Utilities Commission]**  
**Sponsors:** Mayor, Chiu and Farrell  
Resolution adopting a fixed two-year budgetary cycle for the Airport, the Port, and the Public Utilities Commission, defining terms, and setting deadlines. (Controller). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 111010 [General Obligation Refunding Bonds - Series 2011-R1 - Not to Exceed \$1,355,991,219]**  
**Sponsor:** Mayor  
Resolution authorizing the issuance from time to time, in one or more series, of not to exceed \$1,355,991,219 aggregate principal amount of the City and County of San Francisco General Obligation Refunding Bonds, including the initial series or series of such Bond to be designated as "City and County of San Francisco General Obligation Refunding Bonds, Series 2011-R1," to refund certain outstanding General Obligation Bonds; approving the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories, verification agents, and other agents for said bonds; approving the form and authorizing the execution and delivery of escrow agreements relating to the refunded bonds; approving and directing the tax levy for repayment of said bonds; approving procedures for competitive or negotiated sales including approving forms of official notice of sale and notice of intention to sell said bonds and authorizing the selection of underwriters and the execution and delivery of bond purchase agreements; approving the form and authorizing the execution and delivery of continuing disclosure certificates; approving the form and authorizing the distribution of the preliminary official statement and authorizing the execution, delivery, and distribution of the official statement for the Series 2011 R1 Bonds; authorizing payment of costs of issuance of said bonds; approving modifications to documents; ratifying actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of the bonds and the refunding of certain outstanding General Obligation Bonds. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 111011 [Accept and Expend Grant - Health Care Services Master Plan Community Stakeholder Interviews - \$20,000]**  
**Sponsor:** Campos  
Resolution authorizing the Department of Public Health to accept and expend a grant in the amount of \$20,000 from the San Francisco Foundation to fund the program entitled "Health Care Services Master Plan Community Stakeholder Interviews" for the period of September 1, 2011, through August 31, 2012, and waiving indirect costs. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 111012 [Accept and Expend Grant - Pier 43 Promenade Bay Trail Extension - \$90,000]**  
**Sponsor:** Chiu  
Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of \$90,000 from the State of California Coastal Conservancy, through the Association of Bay Area Governments Bay Trail Program, for the Pier 43 Promenade Bay Trail Project in Fisherman's Wharf. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 111013 [Market Street Pilot Projects]**  
**Sponsor:** Chiu  
Resolution urging the San Francisco Municipal Transportation Agency and other departments and agencies to implement near-term pilot projects, including increased private automobile diversions, to speed up transit along Market Street while improving the safety and comfort of people walking and biking and supporting the local commercial and cultural function of the street. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 111014 [Accept and Expend Grant - Cargo Way Bicycle Lane Improvement Project - \$70,000]**  
**Sponsor:** Cohen  
Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of \$70,000 from the State of California Coastal Conservancy, through the Association of Bay Area Governments Bay Trail Project Program, for the Cargo Way Bicycle Lane Improvement Project along Cargo Way between Third and Jennings Streets as part of the Blue Greenway project. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 111015 [Eric F. Quezada Day - September 25, 2011]**  
**Sponsors:** Mar; Campos, Avalos, Kim, Mirkarimi and Chiu  
Resolution honoring Eric F. Quezada for his extraordinary work as a leader of San Francisco's Social Justice Movement and proclaiming September 25, 2011, as "Eric F. Quezada Day" in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 111016 [Accept and Expend Grant - Smoking Cessation Buprenorphine Treated Patients - \$48,000]**  
**Sponsor:** Mar  
Resolution authorizing the Department of Public Health to retroactively accept and expend a grant from the University of California, San Francisco in the amount of \$48,000 to fund the project entitled "Smoking Cessation Intervention in Buprenorphine Treated Patients" for the period of June 1, 2011, through May 31, 2012, and waiving indirect costs. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**111017 [Peter Berg Day - October 1, 2011]**

**Sponsors:** Mirkarimi; Avalos

Resolution proclaiming October 1, 2011, as Peter Berg day in the City and County of San Francisco for his extraordinary contribution to the understanding of environmental sustainability, urban re-vegetation, and originating the concept of bioregionalism. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**111018 [Approval of an Additional Six (6) Months for Planning Commission Review of Zoning Map Amendment for 2301 Market Street (File No. 110224)]**

**Sponsor:** Wiener

Resolution extending by six (6) months the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance (File No. 110224) that would amend the Planning Code by amending Sectional Map HT07 of the Zoning Map of the City and County of San Francisco to rezone the property located at 2301 Market Street on the corner of Market and Noe Streets from a 50-X height and bulk limit to a 65-X height and bulk limit; and making environmental findings and findings of consistence with the General Plan and priority policies of Planning Code Section 101.1. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**111019 [Glen Park Elementary School Day - September 24, 2011]**

**Sponsor:** Wiener

Resolution honoring the centennial of Glen Park Elementary and proclaiming September 24, 2011, to be "Glen Park Elementary School Day" in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**111020 [Accept and Expend Grant - HAART Optimism, Drug Use, and Risky Sexual Behavior - \$37,856]**

**Sponsor:** Wiener

Resolution authorizing the Department of Public Health to retroactively accept and expend a grant from Simon Fraser University in the amount of \$37,856 to participate in a program entitled "Highly Active Antiretroviral Therapy Optimism, Drug Use, and Risky Sexual behavior in British Columbia" for the period of May 1, 2011, through March 31, 2012. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Motion**

**111006 [Committee of the Whole - Public Hearing to Establish the West Portal Community Benefit District]**

**Sponsor:** Elsbernd

Motion directing the Board of Supervisors to hold a public hearing on September 27, 2011, at 3:00 p.m., with the Board sitting as a Committee of the Whole, to consider adopting a Resolution to Establish the West Portal Community Benefit District. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## **Request for Hearing**

- 110790 [Hearing - 2010-2011 Civil Grand Jury Report - Hiring Practices]**  
Hearing on the recently published 2010-2011 Civil Grand Jury report entitled "Hiring Practices of the City and County of San Francisco." (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 110792 [Hearing - 2010-2011 Civil Grand Jury Report - Ethics Commission]**  
Hearing on the recently published 2010-2011 Civil Grand Jury report entitled "San Francisco's Ethics Commission: The Sleeping Watchdog." (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 111007 [Public Hearing - Resolution to Establish the West Portal Community Benefit District]**  
**Sponsor:** Elsbernd  
Hearing of persons interested in or objecting to proposed Resolution establishing a property-based business improvement district to be known as the "West Portal Community Benefit District," ordering the levy and collection of assessments against property located in that district for 13 years commencing with FY2011-2012, with services, activities, and improvements to be provided for 13 calendar years commencing January 1, 2012, subject to conditions as specified, and making environmental findings. ASSIGNED to Board of Supervisors on 9/27/11.
- 111021 [Hearing - Concerts and Festivals in Golden Gate Park]**  
**Sponsor:** Mar  
Hearing to gather input from Richmond District residents and other residents surrounding Golden Gate Park and hear reports from Recreation and Park Department, Police, Municipal Transportation Agency, and other relevant Departments. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 111022 [Hearing - Parcel E-2 Environmental Clean-up - Hunter's Point Shipyard]**  
**Sponsor:** Cohen  
Hearing regarding the U.S. Navy's proposed plan for the environmental clean-up of Parcel E-2 on the Hunter's Point Shipyard. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

## **PROPOSED RESOLUTIONS**

- 110960 [Office of the Controller to Examine Confidential State Board of Equalization Tax Records]**  
Resolution authorizing designated officers and employees of the City and County of San Francisco to examine sales or transactions and use tax records of the State Board of Equalization pursuant to California Revenue and Taxation Code Section 7056. (Controller). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 110961 [MuniServices, LLC, to Examine Confidential State Board of Equalization Tax Records]**  
Resolution authorizing MuniServices, LLC, to examine sales or transactions and use tax records of the State Board of Equalization on behalf of the City and County of San Francisco pursuant to California Revenue and Taxation Code Section 7056. (Controller). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Clerk to Act – September 13, 2011**

**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 the following private property locations:

1550 Steiner  
875 Fulton  
905 Fulton  
727 Webster  
445 Fillmore, side of building  
701 Fillmore  
160 Steiner  
119 Haight, side of building  
712 Haight  
909 Haight  
930 Haight  
709 Webster  
Opposite 1633 Fillmore  
Approximately 550 Fillmore  
501 Fillmore  
445 Fillmore, on North Side  
546 Fillmore  
560 Fillmore, on East Side  
800 Steiner  
802 Steiner  
804 Steiner  
808 Steiner  
Approximately 629 Ivy  
800 Haight  
432 Central  
1529 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 utility poles at the following locations:

**Metal Poles**

407 Austin  
250 Scott

445 Fillmore  
582 Haight St.  
823 Grove  
899 Fulton  
Southeast corner Fulton & Fillmore  
In front of Ella Hill Hutch Community Center on McAllister  
333 Fillmore  
441 Fillmore  
Near 357 Haight  
Southeast corner Scott & Haight  
Southwest corner Fillmore & Waller  
Across the street from 757 Grove  
Southeast corner Fell & Fillmore  
Approximately 1110 Divisadero  
Approximately 1140 Divisadero  
Approximately 1415 Steiner  
Approximately 1560 Scott  
Approximately 402 Austin  
Near 783 Divisadero  
Near 710 Divisadero  
Approximately 403 Fillmore  
Approximately 755 Fell  
Approximately 901 Fulton  
Northeast corner of Turk and Divisadero  
Opposite 1361 Turk  
Opposite 882 Grove  
Southwest corner of Geary and Webster  
Southwest corner of Webster and Fulton  
Approximately 880 Pierce  
Approximately 850 Pierce  
Approximately 1085 Fell

Wood Poles

Approximately 601 Ivy  
617 Ivy  
633 Ivy  
681 Ivy  
450 Fillmore

Concrete Poles

911 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 public property locations:



#### Utility Boxes

Southwest corner of Fillmore and Post  
Southeast corner of Post and Buchanan  
Northeast corner of Divisadero and Geary  
Southwest corner of Geary and Webster  
Opposite 1310 Turk  
Southwest corner of Grove and Divisadero  
Southwest corner of Haight & Steiner  
Southwest corner of Haight & Fillmore

#### Bus Shelters

Northwest corner of Fillmore and Geary  
Northeast corner of Pierce and McAllister  
Southwest corner of Pierce and Haight  
Northeast corner of Oak and Fillmore  
Southeast corner of Divisadero & Haight  
Southeast corner Buena Vista West & Haight  
Southwest corner Buena Vista East & Haight  
Northwest corner of McAllister and Webster  
Haight & Fillmore; graffiti, all four corners & bus shelters  
Northeast corner Masonic & Haight

#### Emergency Boxes

Northeast corner of Haight & Scott  
Northeast corner of Divisadero & Geary  
999 Oak

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 newsstands:

#### San Francisco Bay Guardian

Southwest corner of Divisadero and Sutter  
347 Judah  
1825B Post  
Southwest corner Fillmore and Post  
Northwest corner of Pierce and Haight  
Northeast corner of Divisadero and Geary  
7<sup>th</sup> Avenue and Irving (near bus stops)  
Southeast corner of Fillmore and Haight

#### San Francisco Chronicle

Southwest corner of Divisadero and Geary  
Irving and 7<sup>th</sup> Avenue  
Southeast corner of Post and Buchanan

Southwest corner of Haight and Clayton  
Southeast corner of Haight and Masonic

San Francisco Examiner

Northwest corner of Geary and Fillmore  
Southeast corner of Haight and Fillmore  
Northwest corner of Buchanan and Post  
1825B Post  
Northwest corner of Pierce and Haight

SF Weekly

Southeast corner of Masonic and Haight  
Northeast corner of Post and Buchanan  
Southeast corner of Webster and Post  
Northeast corner of Haight and Scott  
Northwest corner of Pierce and Haight  
Northeast corner of Steiner and Haight  
Northeast corner of Divisadero and Geary

Advertiser

Northwest corner of Geary and Fillmore

Open Exchange

Southwest corner of Post and Buchanan

USA Today

Southeast corner of Post and Buchanan

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:

Mailboxes

Northeast corner of Haight and Scott  
Southwest corner of Post and Buchanan  
Northwest corner McAllister & Fillmore  
Southwest corner Masonic & Haight  
Northeast corner Oak & Fillmore  
Southeast corner Fell & Fillmore  
Southeast corner of Oak and Fillmore  
Northwest corner of McAllister and Webster  
Northwest corner of Gough and Pine  
Northeast corner of Golden Gate and Steiner

Garbage Cans

Northeast corner Laguna & Haight  
Southwest corner Geary & Steiner  
Southwest corner Buena Vista West & Haight  
Northeast corner & Southwest corner Buchanan & Haight

**In Memoriams**

Peter Berg – Supervisors Mirkarimi and Avalos  
Leroy Looper – Supervisors Kim, Wiener, Avalos, and Cohen  
William Cox – Supervisor Wiener  
Emily Elizabeth Dunn – Supervisor Wiener  
Helen McDonnell – Supervisor Chu  
Edward Devine – Supervisor Chu  
Eloise Westbrook – Entire Board