



Legislation Introduced

November 24, 2009

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by Supervisors or Mayor

Ordinances

091368 [Accept and Expend Grant - American Recovery and Reinvestment Act of 2009 and Amendment to the Annual Salary Ordinance, FY 2009-2010 - \$7,739,300]

Sponsor: Mayor

Ordinance authorizing the San Francisco Public Utilities Commission to accept and expend a grant in the amount of \$7,739,300 from the U.S. Department of Energy through the American Recovery and Reinvestment Act of 2009 (Pub. L. 111-5) under the Energy Independence and Security Act of 2007 (Pub. L. 110-140; 42 U.S.C. 17151 et seq.) for the Municipal Building Energy Efficiency Retrofit, Community Resilience, and Heating Systems Programs, and amending Ordinance Number 183-09 to reflect the addition of one and seven-tenths (1.7) grant-funded positions at the Department of the Environment. RECEIVED AND ASSIGNED to Budget and Finance Committee.

091370 [Determining Surviving Spouse Status for Retirement Purposes]

Sponsor: Elsbernd

Ordinance amending Chapter 16 of the Administrative Code by adding Administrative Code Section 16.80-8 to determine qualifications for "surviving spouse" status under the City's retirement plans. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

091374 [Accept and Expend Grant - FY 09 Urban Area Security Initiative and Amendment to the Annual Salary Ordinance, FY 2009-2010 - \$32,510,600]

Sponsor: Elsbernd

Ordinance authorizing the Department of Emergency Management, on behalf of the City and County of San Francisco, as the primary grantee for the combined Bay Area Urban Area and as the fiscal agent for the UASI Approval Authority, to retroactively accept and expend an Urban Areas Security Initiative ("UASI") grant in the amount of \$32,510,600 from the United States Department of Homeland Security, through the California Emergency Management Agency; amending Ordinance No. 183-09 (Annual Salary Ordinance, FY 2009-2010) to reflect: the addition of one (1) grant-funded position (.50 FTE) in Class 5277 Planner I and one (1) grant-funded position (.50 FTE) in Class 5293 Planner IV, and the deletion of one (1) grant-funded position (.75 FTE) in Class 1426 Senior Clerk Typist, all in the Department of Emergency Management. RECEIVED AND ASSIGNED to Budget and Finance Committee.

091376 [Accept and Expend Grant - FY 09 Regional Catastrophic Preparedness Program and Amendment to the Annual Salary Ordinance, FY 2009-2010 - \$4,822,667]
Sponsor: Elsbernd
Ordinance authorizing the Department of Emergency Management, on behalf of the City and County of San Francisco, serving as the primary grantee for the RCPGP Bay Area Site and as fiscal agent for the UASI Approval Authority, to retroactively accept and expend a Regional Catastrophic Preparedness Grant Program (RCPGP) grant in the amount of \$4,822,667 from the United States Department of Homeland Security, through the California Emergency Management Agency, and to provide \$167,188 in matching funds; amending Ordinance No. 183-09 (Annual Salary Ordinance, FY 2009-2010) to reflect the addition of two (2) grant-funded positions (.50 FTE total) in Class 5291 Planner III in the Department of Emergency Management. RECEIVED AND ASSIGNED to Budget and Finance Committee.

Resolutions

- 091352 [Extending the Term of Service for the Power Plant Task Force]**
Sponsor: Maxwell
Resolution to extend the expiration date of the Power Plant Task Force from December 31, 2009, to December 31, 2010. RECEIVED AND ASSIGNED to Rules Committee.
- 091355 [Accept and Expend Grant - eLearning Modules to Support HIV Research - \$35,125]**
Sponsor: Dufty
Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of \$35,125 from the Fred Hutchinson Cancer Research Center to assist with a project entitled "eLearning Modules to Support HIV Research;" for the period of June 1, 2009, through May 31, 2010. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 091356 [Authorizing the Director of Public Works or Designee to Request a Cooperative Work Agreement from the California Department of Finance]**
Sponsor: Mayor
Resolution authorizing the Director of Public Works or his or her designee to request a Cooperative Work Agreement from the California Department of Finance to extend the expiration date for a Federal transportation grant expiring on June 30, 2010. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 091357 [Accept and Expend Grant - HPV Epidemiology and Responses To Screening - \$12,760]**
Sponsor: Dufty
Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of \$12,760 from the University of California San Francisco (UCSF), to assist with a project entitled "HPV Epidemiology and Response to Screening;" for the period of August 11, 2009, through July 31, 2010. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 091358 [Urging the San Francisco State Lobbyists to Facilitate the Implementation of AB 1383]**
Sponsor: Daly
 Resolution directing City of San Francisco Lobbyists to facilitate the implementation of AB 1383: Establishes a general framework of the quality assurance fee and increased Medi-Cal payments to hospitals. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 091360 [Redevelopment Agency Lease of Land at 249 Eddy Street, and 161-165 Turk Street to Turk & Eddy Associates, L.P.]**
Sponsor: Daly
 Resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at 249 Eddy Street, and 161-165 Turk Street, in San Francisco, California to Turk & Eddy Associates, L.P., a California limited partnership, an affiliate of Tenderloin Neighborhood Development Corporation, a California nonprofit public benefit corporation for 55 years with an option to extend for 44 years for the purpose of preserving housing for very low-income seniors and disabled persons. RECEIVED AND ASSIGNED to Board of Supervisors.
- 091362 [Commemorate the 40th Anniversary of the Occupation of Alcatraz Island]**
Sponsor: Mar
 Resolution commemorating the 40th Anniversary of the Occupation of Alcatraz Island from November 20, 1969, to June 11, 1971. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 091363 [California Master Plan for Education]**
Sponsor: Mirkarimi
 Resolution Calling on the State, the UC Regents, the CSU Board of Trustees, and the Board of Governors of the California Community Colleges to recommit to the California Master Plan for Higher Education. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 091364 [Urging the United States to Enter into a Strong International Treaty to Address Climate Change]**
Sponsor: Mirkarimi
 Resolution urging the President of the United States, at the UN Climate Change Conference scheduled for December 2009 in Copenhagen, to negotiate and sign, the Senate to ratify and the Congress of the United States to support legislatively a strong treaty to address climate change. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 091365 [Supporting the Recommendations Contained in the Report of the Peak Oil Preparedness Task Force]**
Sponsors: Mirkarimi; Mar
 Resolution in support of the measures and actions to mitigate the effects of declining fossil fuel supplies recommended in the report of the San Francisco Peak Oil Preparedness Task Force. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 091366 [Approval of a 30-Day Extension for Planning Commission Review of the Telegraph Hill-North Beach Residential Special Use District]**
Sponsor: Chiu
Resolution extending, by 30-days, the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance that would require a Conditional Use Authorization for the installation of a garage opening in existing buildings, reduce the parking requirements in certain Northeast Neighborhoods, and creating the Telegraph Hill-North Beach Residential Special Use District, and making findings of consistency with the priority policies of the Planning Code Section 101.1 and environmental findings. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 091369 [Revenue Contract with PG&E Energy Conservation Programs]**
Sponsor: Mayor
Resolution authorizing the Department of the Environment under Charter Section 9.118 to enter into a contract for up to \$11,540,000 with Pacific Gas and Electric Company ("PG&E"), 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.
- 091373 [Accept and Expend Grant - SF General Hospital Shuttle Bus Project - \$100,245]**
Sponsor: Maxwell
Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend a grant totaling \$100,245 from the Bay Area Air Quality Management District to implement a shuttle service connecting San Francisco General Hospital and Mission Bay campuses with major transit hubs in San Francisco; for the period of January 15, 2010 through January 15, 2012. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 091375 [Accept and Expend Grant - Southeast Health Opportunities - \$450,000]**
Sponsor: Maxwell
Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant from the Substance Abuse and Mental Health Services Administration (SAMHSA) in the amount of \$450,000 to assist with a project entitled "Southeast Health Opportunities (SHOP);" for the period of September 30, 2009, through September 29, 2010. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 091378 [Declaration of Election Results of November 3, 2009, Municipal Election]**
Sponsor: Chiu
Resolution declaring the results of the November 3, 2009, Municipal Election REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

091361 [Approving the Redevelopment Agency's Lease of Land at 249 Eddy Street, and 161-165 Turk Street to Turk & Eddy Associates, L.P.]

Sponsor: Daly

Hearing of persons interested in or objecting to proposed Resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at 249 Eddy Street, and 161-165 Turk Street, in San Francisco, California to Turk & Eddy Associates, L.P., a California limited partnership, an affiliate of Tenderloin Neighborhood Development Corporation, a California nonprofit public benefit corporation for 55 years with an option to extend for 44 years for the purpose of preserving housing for very low-income seniors and disabled persons. RECEIVED AND ASSIGNED to Board of Supervisors.

091372 [Altering allowable Shading of Parks by New Development]

Sponsor: Chiu

Hearing to discuss proposed changes to Proposition K altering allowable shading of parks by new development. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

091377 [Budget and Legislative Analyst Annual Work Plan and Service Hours Allocation]

Hearing to determine the Budget and Legislative Analyst Annual Work Plan and Service Area Hours Allocation, to be provided by the Budget & Legislative Analyst: Harvey M. Rose Associates, LLC, Debra A. Newman, Louie & Wong, LLP, A Joint Venture, once the Agreement has been approved. (Clerk of the Board). RECEIVED AND ASSIGNED to Budget and Finance Committee.

Motions

091359 [Committee of the Whole – December 8, 2009 - 3:00 p.m. - to Hold a Public Hearing on the Approval of a Redevelopment Ground Lease of Land at 249 Eddy Street, and 161-165 Turk Street]

Sponsor: Daly

Motion scheduling the Board to sit as a Committee of the Whole on December 8, 2009, to hold a public hearing on the approval of Redevelopment Agency of the City and County of San Francisco's lease of land at 249 Eddy Street, and 161-165 Turk Street, in San Francisco, California to Turk & Eddy Associates, L.P., a California limited partnership, an affiliate of Tenderloin Neighborhood Development Corporation, a California nonprofit public benefit corporation for 55 years with an option to extend for 44 years for the purpose of preserving housing for very low-income seniors and disabled persons. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

091367 [Professional Services Agreement for Budget and Legislative Analyst Service with Harvey M. Rose Associates, LLC, Debra A. Newman, Louie & Wong, LLP, a Joint Venture]

Motion authorizing the Clerk of the Board of Supervisors to enter into a Professional Services Agreement for Budget and Legislative Analyst Service with Harvey M. Rose Associates, LLC, Debra A. Newman, Louie & Wong, LLP, a Joint Venture and approving said agreement, pursuant to Charter Section 2.117. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

PROPOSED RESOLUTIONS

091324 [Airport Concession Lease]

Resolution approving the Pay Phone Lease between Pelican Communications, Inc. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

091326 [CEQA Findings for San Francisco Public Utilities Commission New Irvington Tunnel Project in Alameda County and Fremont]

Resolution adopting findings under the California Environmental Quality Act ("CEQA"), including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations related to the New Irvington Tunnel Project, CUW 35901; and directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – November 24, 2009

Requests Granted

From: Supervisor Elsbernd
To: Controller, Ben Rosenfield

Requesting/Inquiring: Supervisor Sean R. Elsbernd inquires as to the costs incurred by the City and County of San Francisco during the Monday, November 23, 2009 SEIU 1021 protest that blocked part of Market Street and led to the arrest of a number of protesters for obstructing traffic. Supervisor Elsbernd specifically requests that the Controller report on the overtime costs incurred by the San Francisco Police Department during the incident.

From: Supervisor Daly
To: City Attorney

Requesting/Inquiring: Request letter to City Attorney re: Changes to the Shelter Grievance Policy. See Below:

Re: Changes to the Shelter Grievance Policy

Supervisor Daly inquires changes to the shelter grievance policy. A change to the San Francisco Shelter Grievance Policy occurred approx. July 1, 2009 Appendix 6 "Single Adult Shelter Reservation Extensions" and as a result *7 day reservation and 14 day extensions that are cancelled are not eligible for the Arbitration Process and or the third check-in /Curfew violation will result in an immediate denial of service (DOS).*

Through BOS hearings, HSA departmental testimony, advocate testimony and constituent complaints we are finding that a significant portion of beds are "dropped" or canceled daily due to computer and or human error (approximately 1,000 to 1,800 dropped beds per year). Given that Appendix 6 which has been described to advocates as a "work in progress" is also being enforced since July 2009 thus unilaterally denying clients ability to a grievance procedure.

Did HSA follow proper procedure in amending the Shelter Grievance Policy through Appendix 6 denying a clients right to a grievance procedure due to computer and or human error?

Does HSA's unilaterally change to the San Francisco Shelter Grievance Policy through Appendix 6 denying a client's right to an arbitration process due to computer and or human error present a reasonable or fair change to the policy?

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 & Post
Southwest corner of Divisadero & Sutter
9th Avenue & Judah (near bus stops)
7th Avenue & Irving (near bus stops)
Northwest corner of Hayes & Fillmore
Southeast corner of Fillmore & Haight

San Francisco Chronicle

Northwest corner of Fillmore & Hayes
Southeast corner of Haight & Fillmore
Irving & 9th Avenue
Irving & 7th Avenue
Southwest corner of Haight & Clayton
Southeast corner of Haight & Masonic

Examiner

Northwest corner of Fillmore & Hayes
Southeast corner of Haight & Fillmore

SF Daily

Northwest corner of Hayes & Gough

City Star

Northwest corner of Hayes & Gough
Southeast corner of Fillmore & Haight

SF Weekly

Southeast corner of Masonic & Haight
Southeast corner of 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 public property at the following locations:

Utility Boxes

Northeast corner of Fell & Laguna
Northeast corner Oak & Laguna
Northeast corner Waller & Scott
Northwest Steiner & Oak
Southeast corner Webster & Fell

Bus Shelter

Southwest corner Masonic & Haight
Fillmore & Haight (all 4 bus stops, graffiti and grime)

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
In front of 406 Buchanan
Northeast corner Germania & Fell

Metal Pole

Northeast Clayton & Grove
Southeast Ashbury & Haight
In front of 247 Fillmore
Southwest Oak & 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 the following private property locations:

899 Cole
730 Stanyan
497 Fulton
250 Scott
485 Scott
400 Page
398 Fillmore
702 Haight
542 Haight
399 Haight, Webster Street side
901 Haight
457 Haight
295 Buchanan
355 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 the following locations:

Garbage Cans

Southwest corner Cole & Haight
Northwest corner Fulton & Gough

Mailboxes

On Geary between Fillmore & Steiner, south side of street
Northeast corner Fillmore & Waller
Northeast corner Hayes & Grove
Southeast corner Masonic & Fulton
Southeast corner Buena Vista East & Haight
Southeast corner Buena Vista West & Haight

In Memoriams

Edward E. Murphy – Supervisor Carmen Chu