

Board of Supervisors



City Hall
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Legislation Introduced

December 8, 2009

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by Supervisors or Mayor

Ordinances

- 091402 [Medical Cannabis Task Force]**
Sponsors: Campos; Mirkarimi, Avalos and Daly
Ordinance amending the San Francisco Administrative Code by adding Sections 5.2-1 through 5.2-6, to establish a Medical Cannabis Task Force to advise the Board of Supervisors on medical cannabis issues. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 091403 [Inclusion of Textiles in Sweatfree Contracting Ordinance]**
Sponsor: Campos
Ordinance adding Section 12U.5.1 of the Administrative Code to provide that contracts for textiles are within the coverage of the Sweatfree Contracting Ordinance. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 091404 [Procedures to Attain Local Business Enterprise Subcontracting Goals for Design-Build and Integrated Project Delivery Contracts]**
Sponsor: Chiu
Ordinance amending Administrative Code Chapter 14B, Local Business Enterprise and Non-Discrimination In Contracting Ordinance, to add a new Section 14B.19 establishing uniform procedures to attain project LBE goals for design-build and integrated project delivery contracts. ASSIGNED to Land Use and Economic Development Committee.

- 091405 [Local Business Enterprise and Non-Discrimination in Contracting Ordinance]**
Sponsors: Chiu; Chu, Maxwell and Mayor
 Ordinance amending the San Francisco Administrative Code by amending Sections 14B.2, 14B.3, 14B.7, 14B.8, 14B.13 to (1) each fiscal year, require departments to set aside not less than 50% of public works/construction contracts worth \$400,000 or less and not less than 50% of other contracts worth \$100,000 or less for the Micro-Local Business Enterprise Set Aside Program, (2) permit departments to designate Job Order Contracts, without limitation as to dollar value, as set aside for the Micro-Local Business Enterprise Set Aside Program in order to satisfy the department's 50% requirement, (3) require departments to report quarterly during the year 2010 and thereafter yearly to the Board of Supervisors on the contracts set aside for the Micro-Local Business Enterprise Set Aside Program, and to cooperate with HRC's requests for information to fulfill its reporting requirements, and (4) require Micro - LBEs that subcontract any portion of a set-aside contract to perform at least 25% of the contract work, (5) create a SBA-LBE category, in addition to the Small and Micro-LBE categories, that gives contractors with income set with reference to Small Business Administration limits a bid preference of 2% on contracts between \$5,000,000 and \$20,000,000, and (6) contractors who achieve total LBE participation in excess of 35% of their established LBE subcontracting and subconsulting goals are to be excepted from satisfying good faith outreach requirements. ASSIGNED to Land Use and Economic Development Committee.
- 091406 [Street Encroachment at 1 Webster Street]**
Sponsor: Duffy
 Ordinance granting revocable permission to Cross Cultural Family Center, Inc. to occupy a portion of the public right-of-way to construct and maintain a fenced outdoor play space with a trellised entry, a seating area and stroller parking on the west side of Webster Street between Duboce Avenue and Hermann Street, for a new child development center at 1 Webster Street (Block No. 0874, Lot No. 014); waiving the annual right-of-way occupancy assessment fee; and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 091407 [Recreation and Park Department - Naming Parcel 4 as Sutro Dunes]**
Sponsors: Mar; Maxwell
 Ordinance amending the San Francisco Park Code by renaming Article 1 as "Title and General Provisions" and adding Section 1.05 to name the parcel located at the junction of the Great Highway and Balboa Street "Sutro Dunes". ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 091409 [Accept and Expend Grant - Sidney E. Frank Foundation and Amendment to the Annual Salary Ordinance, FY 2009-2010 - \$250,000]**
Sponsor: Mayor
 Ordinance authorizing the Department of the Environment to accept and expend a grant in the amount of \$250,000 from the Sidney E. Frank Foundation to initiate the San Francisco Zero Energy Homes (SFZEH) Program which will create the tools necessary for San Franciscans to radically reduce the amount of energy they use and amending Ordinance Number 183-09 to reflect the addition of one (1) grant funded position at the Department of the Environment. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 091420 [Accept and Expend Grant - Living Cities Initiative and Amendment to the Annual Salary Ordinance, FY 2009-2010 - \$175,000]**
Sponsor: Mayor
Ordinance authorizing the Department of the Environment to accept and expend a grant in the amount of \$175,000 from the Living Cities Initiative to support the City's Zero Energy Home Program by accelerating the use of home performance testing of existing buildings throughout the City and thus drive the market, which will create a range of employment and career growth options and amend Ordinance Number 183-09 to reflect the addition of one (1) grant funded position at the Department of the Environment. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 091421 [Appropriating \$847,222 of Various Fee Revenues for Salaries, Fringe Benefits, and Services of Other Departments in the Department of Building Inspection for FY 2009-2010]**
Sponsor: Mayor
Ordinance appropriating \$847,222 of Intergovernmental Memorandum of Understanding and Vacant Building Fee revenues for salaries and fringe benefits for limited duration positions to fund fee collection costs, and to fund a projected work order shortfall with the City Attorney, for the Department of Building Inspection for FY 2009-2010. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 091422 [Public Employment - Department of Building Inspection]**
Sponsor: Mayor
Ordinance amending Ordinance No. 183-09 (Annual Salary Ordinance FY 2009-2010) to reflect the addition of eleven limited duration positions (5.5 FTE) in the Department of Building Inspection. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 091163 [Economic Stimulus Measures for Capital Project Acceleration]**
Sponsors: Chu; Chiu, Maxwell and Mayor
Ordinance amending Administrative Code Chapter 6, Public Works Contracting Policies and Procedures, Section 6.1, to add a definition for a department head and designee and to increase the threshold amount for sealed competitively bid construction contracts from \$100,000 to \$400,000, with a future increase by the Controller in 2015; amending Section 6.20, to update and conform references to Administrative Code Chapter 14B; amending Section 6.21, to update and conform references to Administrative Code Chapter 14B; amending Section 6.22(A), to clarify and conform to state law the minimum contract amount requiring performance and payment bonds to \$25,000; amending Section 6.22(J), to allow for early release of retention to subcontractors certified by the Human Rights Commission as Local Business Enterprises or subcontractors on multi-year construction projects; amending Section 6.40, to increase the minimum competitive amount for the procurement of professional services for public work projects from \$25,000 to \$100,000, with a future increase in 2015 by the Controller; amending Section 6.60 to update and conform references to the Municipal Transportation Agency; amending Section 6.62, Job Order Contracts, to amend the Local Business Enterprise goal enforcement procedure and allow for micro-LBE set-asides, to increase the maximum contract amount from \$3,000,000 to \$5,000,000 and the maximum contract time to five years, to increase the maximum service order amount from \$200,000 or \$400,000 (depending on the program) to \$400,000 for all purposes, and adding new subcontractor listing and subcontractor substitution requirements. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

Resolutions

- 091401 [Accept and Expend Grants - California Secretary of State VOTE Grant Program - \$249,998.41]**
Sponsor: Alioto-Pier
 Resolution authorizing the San Francisco Department of Elections to accept and expend grant funds in an amount not to exceed \$249,998.41 for improving accessibility to and participation in the election process for individuals with disabilities in accordance with the California Secretary of State's VOTE Grant Program. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 091408 [Approving Settlement of Unlitigated Claim Against the City by Comcast]**
Sponsor: Mirkarimi
 Resolution approving settlement of an unlitigated claim made by Comcast Cable Communications, LLC against the City and County of San Francisco. RECEIVED AND ASSIGNED to Rules Committee.
- 091410 [Accept and Expend Grant – High Risk Program - \$37,787]**
Sponsor: Chu
 Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant from the California Department of Food and Agriculture (CDFA) in the amount of \$37,787 to prevent infestation of pests from incoming high-risk shipments of plant material from Hawaii, Florida and other southern states; for the period of July 1, 2009, through June 30, 2010. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 091411 [Seeking Reimbursement from the State of California for Funds Expended by the County]**
Sponsors: Mar; Campos and Mirkarimi
 Resolution urging state and local officials to obtain reimbursement for funds expended by the City and County of San Francisco to provide legal representation in homicide cases instituted by the Attorney General. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 091412 [Accept and Expend Grant - San Francisco's Clean Cities Coalition Program - \$60,000]**
Sponsor: Mar
 Resolution authorizing the Department of the Environment (SF Environment) to accept and expend funds from the United States Department of Energy's Office of Energy Efficiency and Renewable Energy Vehicle Technologies Program (being passed through Research and Development Solutions, LLC) in the amount of \$60,000 to support San Francisco's Clean Cities Coalition Program and its work related to reducing petroleum use and improving air quality in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 091413 [Support for the First and Mission Site as the Preferred, Fully Environmentally Cleared Site for the California High Speed Rail Station]**
Sponsor: Daly
 Resolution affirming the Board of Supervisors support for the First and Mission site as the preferred, fully environmentally cleared and under construction location for the California High Speed Rail Northern Terminus and encouraging the California High Speed Rail Authority to do likewise. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 091414 [Accept and Expend Grant – Probation Response Unit Pilot Project – \$100,000]**
Sponsor: Maxwell
 Resolution authorizing the Juvenile Probation Department (JPD) to retroactively accept and expend a grant in the amount of \$100,000 from the Federal Formula Grants Program for the Disproportionate Minority Contact (DMC) Support Project, administered by the Corrections Standards Authority (CSA), for calendar year 2010, to be used for design and implementation of a Probation Response Unit (PRU) pilot project. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 091415 [Urging Continued Funding for ARRA SBA 7 (a) and 504 Loan Provisions]**
Sponsor: Chiu
 Resolution Urging Continued Funding for ARRA SBA 7 (a) and 504 Loan Provisions as Part of the American Recovery and Reinvestment Act of 2009. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 091416 [Accept and Expend Grant - Implementing Ten Sobriety Checkpoints - \$91,608]**
Sponsor: Elsbernd
 Resolution authorizing the Chief of Police for the City and County of San Francisco to retroactively accept and expend a grant in the amount of \$91,608 from the Federal Department of Transportation through Office of Traffic Safety for the purpose of implementing ten Sobriety Checkpoints in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 091417 [Urging the State Legislature to Amend the Costa Hawkins Act to Exempt Local Inclusionary Housing Ordinances]**
Sponsor: Chiu
 Resolution urging the California Legislature to amend the Costa Hawkins Act to exempt local inclusionary housing ordinances. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 091423 [Accept and Expend Grant - Public Health Emergency Response - \$2,151,772]**
Sponsor: Mayor
 Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of \$2,151,772 from the California Department of Public Health (CDPH), to assist with a project entitled "Public Health Emergency Response;" for the period of July 31, 2009, through July 30, 2010. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 091425 [Commemorating the Bicentennial Year of the Latino Press in the United States]**
Sponsor: Campos
 Resolution commemorating the Bicentennial Year of the Latino Press in the United States, and acknowledging the rich contributions of Latinos in the history of American journalism. 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 to City Operations and Neighborhood Services Committee.

Requests for Hearing

- 091394 [Mayor's Proposed Mid-Year Budget Reductions]**
Sponsor: Avalos
Hearing on the Mayor's proposed mid-year budget reductions. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 091395 [City IT Projects Status]**
Sponsors: Chu; Avalos, Mirkarimi, Maxwell and Chiu
Hearing request to receive update from the Department of Technology on the status of large IT projects, including: JUSTIS, eMerge, and systems related to permits and purchasing and to also include explanations for any project delays or anticipated delays. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 091396 [San Francisco Municipal Transportation Authority Proposed Layoffs and the Impacts on Public Health and Safety Concerns]**
Sponsor: Daly
Hearing request to address San Francisco Municipal Transportation Authority proposed layoffs and the impacts on public health and safety concerns. RECEIVED AND ASSIGNED to Public Safety Committee.
- 091397 [Academy of Art University Housing Practices]**
Sponsor: Mar
Hearing on the housing practices of the Academy of Art University. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 091398 [San Francisco Public Utilities Commission - Feasibility Analysis of Local Cogeneration Projects and Update on the Electricity Resource Plan]**
Sponsor: Maxwell
Hearing on the San Francisco Public Utilities Commission's analysis of the feasibility and environmental benefits of possible local cogeneration projects, and an update on the Electricity Resource Plan including timing and the role of cogeneration in the report. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 091399 [Crime Laboratory Backlog]**
Sponsor: Mirkarimi
Hearing to review and receive an update on and how to address the current case backlog at the San Francisco Crime laboratory. RECEIVED AND ASSIGNED to Public Safety Committee.
- 091419 [Committee of the Whole - Opposing the Stupak-Ellsworth-Pitts Amendment to Restrict Reproductive Choice]**
Sponsors: Alioto-Pier; Chu and Maxwell
Hearing of persons interested in or objecting to proposed resolution on file with the Clerk of the Board of Supervisors in File No. 091342 opposing the Stupak-Ellsworth-Pitts Amendment that limits reproductive choice, urging the United States Senate to pass healthcare reform that preserves access to reproductive health services, urging conferees to remove the amendment, and commending members of the California congressional delegation who opposed the amendment. ASSIGNED to Board of Supervisors.

Motion

- 091418 [Committee of the Whole, December 15, 2009, at 3:00 P.M., Opposing Stupak-Ellsworth-Pitts]**
Sponsors: Alioto-Pier, Chu and Maxwell
Motion scheduling a Committee of the Whole at 3:00 P.M. on Tuesday, December 15, 2009, to consider opposing the Stupak-Ellsworth-Pitts Amendment to restrict reproductive choice. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

- 091381 [Settlement of Lawsuit - Marco Maestrini - \$40,000]**
Ordinance authorizing settlement of the lawsuit filed by Marco Maestrini against the City and County of San Francisco for \$40,000; the lawsuit was filed on June 6, 2007, in the United States District Court for the Northern District of California, Case No. C07-02941 PJH; entitled Marco Maestrini, et al., v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 091382 [Settlement of Lawsuit - Ben H. Lyon - \$47,500]**
Ordinance authorizing settlement of the lawsuit filed by Ben H. Lyon against the City and County of San Francisco for \$47,500; the lawsuit was filed on May 9, 2007, in San Francisco Superior Court, Case No. 463-228; entitled Ben H. Lyon, et al. v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 091383 [Settlement of Lawsuit - Glynis Senegal and Joseph Senegal - \$158,000]**
Ordinance authorizing settlement of the lawsuit filed by Glynis Senegal and Joseph Senegal against the City and County of San Francisco for \$158,000; the lawsuit was filed on May 5, 2006, in San Francisco Superior Court, Case No. 451-969; entitled Glynis Senegal and Joseph Senegal v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

- 091384 [Settlement of Unlitigated Claim - David Cleary - \$225,000]**
Resolution approving the settlement of the unlitigated claim filed by David Cleary against the City and County of San Francisco for \$225,000; claim was filed on May 22, 2009. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 091385 [Approving the Extension of the Existing Three-Year Plan for State-Funded Child Abuse Prevention Programs]**
Sponsor: Mirkarimi
Resolution approving the extension of City and County of San Francisco's Three-Year County Plan for the Child Abuse Prevention, Intervention, and Treatment; Community Based Child Abuse Prevention; and Promoting Safe and Stable Families programs. (Human Services Department). RECEIVED AND ASSIGNED to Public Safety Committee.