



BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, June 29, 2010 - 2:00 PM

Regular Meeting

DAVID CHIU, PRESIDENT

MICHELA ALIOTO-PIER, JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ERIC MAR, SOPHIE MAXWELL, ROSS MIRKARIMI

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfgbos.org

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee

Supervisors Avalos, Mirkarimi, Elsbernd, Maxwell, Campos

Budget and Finance Sub-Committee

Supervisors Avalos, Mirkarimi, Elsbernd

City and School District Select Committee

Supervisors Dufty, Alioto-Pier, Daly, Fewer, Kim, Mendoza

City Operations and Neighborhood Services Committee

Supervisors Chu, Avalos, Dufty

Government Audit and Oversight Committee

Supervisors Mar, Chu, Daly

Land Use and Economic Development Committee

Supervisors Maxwell, Mar, Chiu

Public Safety Committee

Supervisors Chiu, Mirkarimi, Elsbernd

Rules Committee

Supervisors Campos, Alioto-Pier, Mar

Meeting Days

Wednesday
1:30 PM

Wednesday
11:00 AM

2nd and 4th Thursday
3:30 PM

2nd and 4th Monday
10:30 AM

2nd and 4th Thursday
1:00 PM

Monday
1:00 PM

1st and 3rd Monday
10:00 AM

1st and 3rd Thursday
10:00 AM

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board has several standing Committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience at a Committee meeting to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) signs to be brought into the meeting or displayed in the room; 4) standing in the meeting room.

Citizens are encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting.

Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE FOR REVIEW AT CITY HALL, ROOM 244,

RECEPTION DESK. Agendas are available on the internet at www.sfbos.org/meetings

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 554-4188.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

**翻譯 必須在會議前最少四十八小時提出要求
請電 (415) 554-7719**

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, 5, 21, 47, 49, 71, 71L, J, K, L, M, N, T (exit at Van Ness Station). MUNI bus lines also serving the area are the 6, 7, and 9 San Bruno. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfbos.org/sunshine>

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site www.sfgov.org/ethics

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation
- 2) Budget and Legislative Analyst report
- 3) Department or Agency cover letter and/or report
- 4) Public correspondence

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk on the Friday preceding a regularly scheduled Board meeting.

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

APPROVAL OF MEETING MINUTES

Approval of the May 25, 2010, Board Meeting Minutes.

COMMUNICATIONS

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 28

Recommendations of the Budget and Finance Committee

Present: Supervisors Avalos, Mirkarimi, Elsbernd, Maxwell, Campos

- 1. 100712 [Increasing Animal Care and Control Fees]**
Sponsor: Mayor
Ordinance amending the San Francisco Health Code, Article 1, by amending Sections 41.9, 41.10, 41.15, 41.16, 41.17, and 41.22, to increase fees and set new fees for the Department of Animal Care and Control and to update language to reflect current practices, amending Section 41.25 to authorize administrative citations for violation of specified Health Code sections, amending Section 41.26 to update language regarding fee changes in subsequent fiscal years, and making environmental findings.

06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. 100722 [San Francisco Enterprise Zone Tax Credit Forms and Fee]

Sponsor: Mayor

Ordinance amending Administrative Code, Chapter 2A, Article XIX, by amending Section 2A.270 to authorize the Economic and Workforce Development Department to process forms and supporting documentation to establish eligibility for San Francisco Enterprise Zone tax credits, authorizing fee, and making environmental findings.

06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Avalos, Mirkarimi, Elsbernd, Campos

3. 100743 [Refunding Certificates of Participation - Not to Exceed \$155,000,000]

Sponsor: Mayor

Ordinance authorizing the execution and delivery of Refunding Certificates of Participation in an aggregate principal amount not to exceed \$155,000,000 to refinance certain certificates of participation that financed various capital improvement projects; approving the form of a Trust Agreement between the City and County of San Francisco and the trustee (including certain indemnities contained therein); authorizing the selection of a trustee (Trustee); approving the form of a Property Lease between the City and the Trustee named therein relating to certain property generally known as the San Bruno Complex and certain other City-owned property; approving the form of a Project Lease between the City and the Trustee (including certain indemnities contained therein); approving the form of an Escrow Agreement between the City and an Escrow Agent named therein (including certain indemnities contained therein); approving the form of an Official Notice of Sale and a Notice of Intention to Sell the Refunding Certificates of Participation, if sold by competitive sale; authorizing certain actions relating to the Refunding Certificates of Participation, if sold by negotiated sale and approving the form of a Purchase Contract between the City and an Underwriter named therein; approving the form of an official statement in preliminary and final form; approving the form of a Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the authorization, sale, execution and delivery of the Refunding Certificates of Participation; approving modifications to documents; and ratifying previous actions taken in connection therewith.

06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Mar, Chu, Daly

4. 100583 [Memorandum of Understanding - International Union of Operating Engineers Stationary Engineers, Local 39]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the International Union of Operating Engineers Stationary Engineers, Local 39, to be effective July 1, 2010, through June 30, 2012.

06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. 100608 [Memorandum of Understanding - Multiple Unions (Crafts Coalition)]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Bricklayers and Allied Crafts, Local 3; Hod Carriers, Local 166; Building Inspectors' Association; The Northern California Carpenters Regional Council, Local 22; Carpet, Linoleum and Soft Tile Workers, Local 12; Plasterers and Cement Masons, Local 300; Glaziers, Architectural Metal and Glass Workers, Local Union No. 718; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artist and Allied Crafts of the United States, Its Territories and Canada, Local 16; International Association of Bridge, Structural, Ornamental, Reinforcing Iron Workers, Riggers and Machinery Movers, Local 377; Auto, Marine and Specialty Painters, Local Union No. 1176; Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local Union No. 34; Plasterers and Shophands, Local 66; United Union of Roofers, Waterproofers and Allied Workers, Local 40; Sheet Metal Workers International Union, Local 104; Teamsters, Local 853, to be effective July 1, 2010, through June 30, 2012.

06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

6. 100609 [Memorandum of Understanding - San Francisco Institutional Police Officers' Association]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Institutional Police Officers' Association, to be effective July 1, 2010, through June 30, 2012.

06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

7. 100610 **[Memorandum of Understanding - San Francisco Deputy Probation Officers' Association]**

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Probation Officers' Association, to be effective July 1, 2010, through June 30, 2012.

06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

8. 100611 **[Memorandum of Understanding - International Brotherhood of Electrical Workers, Local Union 6]**

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the International Brotherhood of Electrical Workers Local Union 6, AFL-CIO, to be effective July 1, 2010, through June 30, 2012.

06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

9. 100612 **[Memorandum of Understanding - Municipal Attorneys' Association]**

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys' Association, to be effective July 1, 2010, through June 30, 2012.

06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

10. 100613 **[Memorandum of Understanding - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, Supervising Probation Officers]**

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, Supervising Probation Officers, to be effective July 1, 2010, through June 30, 2012.

06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

11. 100614 **[Memorandum of Understanding - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38]**

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38 to be effective July 1, 2010, through June 30, 2012.

06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 12. 100615 [Memorandum of Understanding - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers]**
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO to be effective July 1, 2010, though June 30, 2012.

06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 13. 100616 [Memorandum of Understanding - Teamsters, Local 856 (Multi-Unit)]**
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 856 (Multi-Unit) to be effective July 1, 2010, through June 30, 2012.

06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 14. 100617 [Memorandum of Understanding - Transport Workers Union of America, Local 200]**
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 200, to be effective July 1, 2010, through June 30, 2012.

06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 15. 100618 [Memorandum of Understanding - Transport Workers Union of America, Local 250-A (Non-MTA 7410)]**
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Non-MTA 7410), to be effective July 1, 2010, through June 30, 2012.

06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 16. 100619 [Memorandum of Understanding - Transport Workers Union of America, Local 250-A (Multi-Unit)]**
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Multi-Unit), to be effective July 1, 2010, through June 30, 2012.

06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 17. 100620 [Memorandum of Understanding - Service Employees International Union, Local 1021]**
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021, to be effective July 1, 2010, through June 30, 2012.

06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 18. 100621 [Memorandum of Understanding, Amendment No. 4 – Municipal Executives’ Association]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 4 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives’ Association by extending the term of the parties’ Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 19. 100622 [Memorandum of Understanding, Amendment No. 3 - International Federation of Professional and Technical Engineers, Local 21]**
Sponsor: Mayor
Ordinance adopting and implementing the Amendment No. 3 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, AFL-CIO, Local 21, by extending the term of the parties’ Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 20. 100623 [Memorandum of Understanding, Amendment No. 2 – San Francisco District Attorney Investigators’ Association]**
Sponsor: Mayor
Ordinance adopting and implementing the arbitration award that establishes Amendment No. 2 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the San Francisco District Attorney Investigators’ Association, by implementing specified terms and conditions of employment for FY2010-2011.

06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 21. 100624 [Memorandum of Understanding, Amendment No. 4 - Union of American Physicians and Dentists (Unit 8-CC)]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 4 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 8-CC) by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 22. 100625 [Memorandum of Understanding, Amendment No. 3 - Union of American Physicians and Dentists (Unit 11-AA)]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 3 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 11-AA) by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 23. 100626 [Memorandum of Understanding, Amendment No. 1 - Laborers International Union, Local 261]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 1 to the 2009-2011 Memorandum of Understanding between the City and County of San Francisco and the Laborers, Local 261 by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 24. 100627 [Memorandum of Understanding, Amendment No. 3 - Automotive Machinists Union, Local 1414]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 3 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the Automotive Machinists Union, Local 1414, Machinists Automotive Trades District 190, International Association of Machinists and Aerospace Workers by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 25. 100628 **[Compensation for Unrepresented Employees]**
Sponsor: Mayor
 Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and methods of payment, effective July 1, 2010.

 06/22/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Campos, Alioto-Pier, Mar

- 26. 100689 **[Settlement of Lawsuit - Nelson A. Estival - \$57,500]**
 Ordinance authorizing settlement of the lawsuit filed by Nelson A. Estival against the City and County of San Francisco for \$57,500; the lawsuit was filed on July 24, 2008, in San Francisco Superior Court, Case No. CGC 09-477871, entitled Estival v. City and County of San Francisco, et al. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?
- 27. 100690 **[Settlement of Lawsuit - Anthony Landry - \$70,000]**
 Ordinance authorizing settlement of the lawsuit filed by Anthony Landry against the City and County of San Francisco for \$70,000; the lawsuit was filed on July 17, 2008, in the San Francisco Superior Court, Case No. CGC 08-744565, entitled Anthony Landry v. City and County of San Francisco. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?
- 28. 100691 **[Settlement of Lawsuit - Bayshore Sanitary District - \$407,000]**
 Ordinance authorizing settlement of the lawsuit entitled Bayshore Sanitary District v. City and County of San Francisco, et al., filed on November 21, 2007, in San Francisco Superior Court, Case No. 07-469434. Pursuant to the proposed settlement, the City will execute a revenue refund adjustment for the Bayshore Sanitary District's sewer services billings in the amount of \$407,000. In return, the Bayshore Sanitary District will implement measures to ensure that future errors in measuring wastewater flow are promptly detected and corrected and limit its recovery of any overcharges due to equipment error in the future. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated: _____

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Sub-Committee

Present: Supervisors Avalos, Mirkarimi, Elsbernd

- 29. 100581 **[General Obligation Bonds - Earthquake Safety Retrofit Deferred Loan and Grant Program General Obligation Bonds 2010 - Estimated Cost \$39,140,000]**
Sponsor: Mayor

Resolution determining and declaring that the public interest and necessity demand the construction, improvement and seismic retrofitting of multi-story wood framed affordable housing soft-story buildings for earthquake safety funded by the City or other qualified governmental housing finance agency, or owned by private third-parties and the payment of related costs necessary or convenient for the foregoing purposes; finding that the estimated cost of \$39,140,000 for such improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require incurring bonded indebtedness; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act (CEQA) and adopting findings under CEQA, CEQA Guidelines, and San Francisco Administrative Code Chapter 31 for the remaining portion of the proposed bond; finding the proposed bond is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; and waiving the time limits set forth in Administrative Code Section 2.34.

06/15/2010; CONTINUED.

Question: Shall this Resolution be ADOPTED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Avalos, Mirkarimi, Elsbernd, Maxwell, Campos

- 30. 100095 **[Citywide Coordination of Information and Communications Technology]**
Sponsor: Chiu

Ordinance amending Department of Technology and Committee on Information Technology responsibilities, establishing the position and duties of the Chief Information Officer, eliminating the Telecommunications Commission, adding San Francisco Administrative Code Chapter 22A, Sections 22A.1, 22A.2, 22A.3, 22A.4, 22A.5, 22A.6 and 22A.7, and deleting San Francisco Administrative Code Sections 3.24, 3.25, 11.85, 11.86, 11.87, 11.88 and 11.89 to implement these changes.

Question: Shall this Ordinance be PASSED ON FIRST READING?

- 31. 100704 [Emergency Medical Technician Certificate Fee Increase]**
Sponsor: Mayor
Ordinance amending the San Francisco Business and Tax Regulations Code, Article 2, by amending Section 249.8 to increase fees for Emergency Medical Technician certificates, and making environmental findings.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
- 32. 100705 [Mayor's Office of Housing Administrative Fees]**
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Chapter 8, by adding Section 8.43 to establish fees for applications to and subordination requests from the Mayor's Office of Housing.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
- 33. 100707 [Refuse Collection Service Liens and Fees]**
Sponsor: Mayor
Ordinance amending the San Francisco Health Code, Article 6, by amending Sections 291.7, 291.13, 291.14, and 293.3, to allow the Department of Public Health to recover its full costs of processing residential and commercial liens for refuse collection services, provide a process for the Controller to adjust fees annually based on program costs, eliminate the monetary cap on the continuing appropriation account, clarify lien hearing procedures, and add an employee class to enforce Sections 293 through 293.2.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
- 34. 100708 [Golden Gate Park Concourse Underground Parking Facility Fees]**
Sponsor: Mayor
Ordinance amending the San Francisco Park Code, Article 12, by amending Section 12.35 to increase the fees at the Golden Gate Park Concourse Underground Parking Facility, and making environmental findings.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
- 35. 100709 [Police Department Permit Fees]**
Sponsor: Mayor
Ordinance amending the San Francisco Police Code, Article 1, by amending Section 2.1 to include a definition of "service fee" and amending Sections 2.26 and 2.27 to increase or establish certain Police Department permit filing, service and license fees and to delete duplicative or obsolete language, and making environmental findings.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
- 36. 100710 [Increasing Street Artist Certificate Fee]**
Sponsor: Mayor
Ordinance amending the San Francisco Police code, Article 24, by amending Section 2404.1 to increase the fee for a Street Artist Certificate and making environmental findings.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

- 37. 100711 [Establishing a Fee to Regulate Revenue Control Equipment at Parking Stations]**
Sponsor: Mayor
Ordinance amending the Business and Tax Regulation Code, Article 22, by adding Sections 2219, 2219.5, 2219.6, 2219.7, 2219.8, 2219.9, 2219.10 and 2219.11, to impose a fee on all parking stations that are subject to the requirements in Article 22 to recover administrative and enforcement costs.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
- 38. 100713 [Fire Department Services Fees]**
Sponsor: Mayor
Ordinance amending the San Francisco Fire Code, Appendix Chapter 1, Section 112, by amending Sections 112.8, 112.15, and Table 112-B to increase fees for certain Fire Department services, and making environmental findings.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
- 39. 100714 [Fire Department Emergency Medical Services Fees]**
Sponsor: Mayor
Ordinance amending the San Francisco Health Code, Article 3, by amending Section 128.1 to increase fees for Fire Department emergency medical services and to update the language regarding fee changes in subsequent fiscal years, and making environmental findings.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
- 40. 100717 [Registration Fees for Inspecting and Testing Commercial Weighing and Measuring Devices]**
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Chapter 1, by amending Section 1.13-5 to update registration fees for inspecting and testing commercial devices as authorized by California Business and Professions Code Sec. 12210.5 and set by the California Department of Food and Agriculture, and deleting obsolete language.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
- 41. 100716 [County Agricultural Commissioner's Schedule of Fees for Weighing and Measuring Devices]**
Sponsor: Mayor
Resolution approving a schedule of fees to be charged by the County Agriculture Commissioner for testing of weighing and measuring devices initiated by written request and for reinspecting, retesting and recertifying weighing and measuring devices found to be outside the tolerances of specifications set by the California Department of Food and Agriculture upon an initial inspection prescribed by California Business and Professions Code Section 12210(a).
- Question: Shall this Resolution be ADOPTED?**

42. 100718 [Structural Pest Control Registration and Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Chapter 1, by amending Section 1.13-1 to establish reasonable registration fees for structural pest control businesses as authorized by the California Food and Agricultural Code Sections 15204 and 15204.5 and set by the California Department of Food and Agriculture, and deleting obsolete language.

Question: Shall this Ordinance be PASSED ON FIRST READING?

43. 100719 [Patient Rates]
Sponsor: Mayor
Ordinance amending the San Francisco Health Code, Article 3, by amending Section 128 to set patient rates and other services provided by the Department of Public Health, effective July 1, 2010.

Question: Shall this Ordinance be PASSED ON FIRST READING?

44. 100720 [Food Permit Requirements and Fees for Caterers]
Sponsor: Mayor
Ordinance amending San Francisco Health Code, Article 8, by amending Section 451, and amending San Francisco Business and Tax Regulations Code, Article 2, by amending Section 249.1, and adding Section 249.22 to update definitions and add fees and permitting requirements for caterers, and provide a mechanism for the Controller's Office annually to adjust fees to track program costs.

Question: Shall this Ordinance be PASSED ON FIRST READING?

45. 100721 [Above-ground Storage Tank Fees]
Sponsor: Mayor
Ordinance amending San Francisco Health Code, Article 21, by amending Sections 1102 and 1176, by adding above-ground storage tank definitions and fees.

Question: Shall this Ordinance be PASSED ON FIRST READING?

46. 100723 [Building Code – Unsafe Building, Printing, and Reproduction Fees]
Sponsor: Mayor
Ordinance amending the Building Code, Chapter 1A, to amend Section 102A.3 to assess a monthly monitoring fee for specified unsafe buildings; Table 1A-D concerning inspector fees; Table 1A-K concerning violation monitoring fees; and Table 1A-L concerning printing and document reproduction fees; and adopting environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

47. 100741 [Accept and Expend Grant - Human Service Agency's Temporary Assistance to Needy Families Emergency Contingency Fund - Not to Exceed \$153,741,681]

Sponsor: Mayor

Ordinance amending the FY2010-2011 Annual Salary Ordinance to reflect the addition of temporary salaries of \$22,698,000 and authorizing the Human Services Agency to retroactively accept and expend a grant not to exceed the amount of \$52,038,115 from the United States Department of Health and Human Services, as part of the American Recovery and Reinvestment Act of 2009, to support the Mayor's Jobs NOW Program, and authorizing the Human Services Agency to accept and expend an additional grant not to exceed \$101,703,566 pending final approval by the U.S. Congress to extend federal funding beyond September 30, 2010, for a total amount not to exceed \$153,741,681; placing \$101,703,566 on Controller's reserve.

Question: Shall this Ordinance be PASSED ON FIRST READING?

48. 100365 [Amendment to Agreement - Avaya, Inc., to Extend the Term and Increase the Amount of the Contract - \$12,511,756]

Resolution retroactively authorizing the Department of Technology to enter into the Fourth Amendment of an agreement with Avaya, Inc., and increasing the maximum expenditure under the contract to \$12,511,756. (Department of Technology)

(Supervisor Campos dissented in Committee.)

Question: Shall this Resolution be ADOPTED?

49. 100735 [Public Education Enrichment Fund - San Francisco Unified School District FY2010-2011]

Sponsor: Mayor

Resolution approving the San Francisco Unified School District expenditure plan for the Public Education Enrichment Fund for FY2010-2011.

Question: Shall this Resolution be ADOPTED?

50. 100736 [Public Education Enrichment Fund - Children and Families Commission FY2010-2011]

Sponsor: Mayor

Resolution approving the San Francisco Children and Families Commission expenditure plan for the Public Education Enrichment Fund for FY2010-2011.

Question: Shall this Resolution be ADOPTED?

51. 100740 [Adjusting the Access Line Tax with the Consumer Price Index of 2010]

Sponsor: Mayor

Resolution concurring with the Controller's establishment of the Consumer Price Index for 2010, and adjusting the Access Line Tax by the same rate.

Question: Shall this Resolution be ADOPTED?

Recommendation of the Budget and Finance Sub-Committee

Present: Supervisors Avalos, Mirkarimi, Elsbernd

- 52. 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 \$60 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.

Question: Shall this Ordinance be PASSED ON FIRST READING?

From the Budget and Finance Sub-Committee Without Recommendation

Present: Supervisors Avalos, Mirkarimi, Elsbernd

- 53. 100649 [Lease of Bill Graham Civic Auditorium to BGCA Management, LLC - 99 Grove Street]**

Sponsors: Mayor; Dufty

Resolution approving and authorizing a lease of the Bill Graham Civic Auditorium located at 99 Grove Street to BGCA Management, LLC for a term of approximately 20 years, with two five-year extension options, under San Francisco Charter Section 9.118; and making findings that the lease is in conformance with the City's General Plan and is categorically exempt from environmental review under CEQA.

(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

(Pursuant to File No. 100770, approved on June 22, 2010.)

Board of Supervisors Sitting as a Committee of the Whole

54. 100771 **[Public Hearing - Report of Assessment Costs for Sidewalk and Curb Repairs]**
Hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund.

Action: _____

Committee of the Whole Adjourn and Report

55. 100772 **[Report of Assessment Costs for Sidewalk and Curb Repairs]**
Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Public Works Department)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

(Pursuant to File No. 100773, approved on June 22, 2010.)

Board of Supervisors Sitting as a Committee of the Whole

- 56. 100774 **[Public Hearing - Report of Assessment Costs for Blighted Properties]**
Hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for inspection and/or abatement of blighted conditions ordered to be performed by said Director pursuant to Chapter 80 of the Administrative Code, the costs thereof having been paid for out of a blight abatement fund. (Clerk of the Board)

Action: _____

Committee of the Whole Adjourn and Report

- 57. 100775 **[Report of Assessment Costs for Blighted Properties]**
Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Chapter 80 of the Administrative Code, the costs thereof having been paid for out of a blight abatement fund. (Public Works Department)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES

Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. Appeals where all parties have agreed to request a continuance or a tabling of the appeal.
2. Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).
3. Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.
4. Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.
5. Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.

58. 100786 [Public Hearing - Appeal of Certification of Final Environmental Impact Report - 900 Folsom Street]

Hearing of persons interested in or objecting to the decision of the Planning Commission's May 20, 2010, certification of a Final Environmental Impact Report identified as Planning Case No. 2007.0689E, through its Motion No. 18086, for a proposed mixed-use project at 900 Folsom Street, to construct a 9-story, 85-foot tall building with ground and basement level parking, with up to 269 dwelling units, approximately 4,146 square feet of ground floor commercial space along 5th Street, and up to 221 off-street parking spaces (including stackers). The subject property is within the Mixed Use - Residential (MUR) District with a 45-X and 85-X Height and Bulk District, Lot Nos. 009, 018, 048, and 147 in Assessor's Block No. 3732. (District 6) (Appellants: Angelica Cabande on behalf of South of Market Community Action Network (SOMCAN) and Roy Recio on behalf of Manilatown Heritage Foundation).

(Filed June 9, 2010, Companion to File Nos. 100787, 100788, 100789)

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Final Environmental Impact Report described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

59. 100787 [Affirming the Certification of the 900 Folsom Street Project Final Environmental Impact Report]

Motion affirming the certification by the Planning Commission the Final Environmental Impact Report for the 900 Folsom Street Project. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

- 60. 100788 **[Reversing the Certification of the 900 Folsom Street Project Final Environmental Impact Report]**
Motion reversing the certification by the Planning Commission of the Final Environmental Impact Report for the 900 Folsom Street Project. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

- 61. 100789 **[Preparation of Findings to Reverse Certification of the 900 Folsom Street Project Final Environmental Impact Report]**
Motion directing the Clerk of the Board to prepare findings reversing the certification of the Final Environmental Impact Report for the 900 Folsom Street Project. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 4:00 P.M.

- 62. 100790 **[Public Hearing - Appeal of Certification of Final Environmental Impact Report - 260-5th Street]**

Hearing of persons interested in or objecting to the decision of the Planning Commission’s May 20, 2010, certification of a Final Environmental Impact Report identified as Planning Case No. 2007.0690E, through its Motion No. 18087, for a proposed mixed-use project at 260-5th Street, to demolish an existing light industrial building on the site and construct a 9-story, 85-foot tall building with a basement level parking garage, creating up to 179 dwelling units, approximately 5,281 square feet of ground floor commercial space along 5th Street, and up to 102 off-street parking spaces (including stackers). The subject property is within the Mixed Use - Residential (MUR) District with an 85-X Height and Bulk District, Lot No. 008 in Assessor’s Block No. 3732. (District 6) (Appellants: Angelica Cabande on behalf of South of Market Community Action Network (SOMCAN) and Roy Recio on behalf of Manilatown Heritage Foundation).

(Filed June 9, 2010, Companion to File Nos. 100791, 100792, 100793)

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Final Environmental Impact Report described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

- 63. 100791 **[Affirming the Certification of the 260-5th Street Project Final Environmental Impact Report]**
Motion affirming the certification by the Planning Commission the Final Environmental Impact Report for the 260-5th Street Project. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

- 64. 100792 [Reversing the Certification of the 260-5th Street Project Final Environmental Impact Report]**
Motion reversing the certification by the Planning Commission of the Final Environmental Impact Report for the 260-5th Street Project. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**
- 65. 100793 [Preparation of Findings to Reverse Certification of the 260-5th Street Project Final Environmental Impact Report]**
Motion directing the Clerk of the Board to prepare findings reversing the certification of the Final Environmental Impact Report for the 260-5th Street Project. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following items will be considered by the Government Audit & Oversight Committee at a Regular Meeting on Thursday, June 24, 2010, at 1:00 p.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, June 29, 2010.

- 66. 100753 [Lease for Property Located at 150 Otis Street]**
Sponsor: Chiu
Resolution approving and authorizing a long term ground lease of 150 Otis Street to 150 Otis Associates, L.P., a California limited partnership, for a term of 70 years with a 29 year extension option, under San Francisco Charter Section 9.118, for the development and operation of affordable housing; and making findings that the lease is in conformance with CEQA, the City's General Plan, and the priority policies of Planning Code Section 101.1.
- Question: Shall this Resolution be ADOPTED?**
- 67. 100754 [Issuance and Sale of Tax Exempt Revenue Bonds - Young Men's Christian Association of San Francisco - Not to Exceed \$8,500,000]**
Sponsor: Chiu
Resolution approving the issuance and sale of tax-exempt revenue bonds by the California Municipal Finance Authority in an aggregate principal amount not to exceed \$8,500,000 to finance and refinance community center facilities owned and operated by the Young Men's Christian Association of San Francisco.
- Question: Shall this Resolution be ADOPTED?**

The following items will be considered by the Rules Committee at a Special Meeting on Friday, June 25, 2010, at 1:30 p.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, June 29, 2010.

- 68. 100815 [Confirming the Reappointment of James W. Haas to the City Hall Preservation Advisory Commission]**
Sponsor: Mayor
Resolution confirming the reappointment of James W. Haas to the City Hall Preservation Advisory Commission.
Question: Shall this Resolution be ADOPTED?
- 69. 100800 [Appointment, Planning Commission - Kathrin Moore]**
Motion approving the President of the Board of Supervisors, Supervisor David Chiu's nomination of Kathrin Moore to the Planning Commission term ending July 1, 2014.
(Clerk of the Board)

(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved.)
Transmittal date - June 14, 2010
Question: Shall this Motion be APPROVED?
- 70. 100801 [Appointment, Planning Commission - Hisashi Sugaya]**
Motion approving the President of the Board of Supervisors, Supervisor David Chiu's nomination of Hisashi Sugaya to the Planning Commission term ending July 1, 2014.
(Clerk of the Board)

(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved.)
Transmittal date - June 14, 2010
Question: Shall this Motion be APPROVED?

ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Items 71 through 74

71. 100827 **[Political Campaign Spending by Pacific Gas and Electric Co.]**
Sponsor: Mirkarimi
Resolution demanding refund of shareholder and ratepayer money used to finance Prop 16, urging the San Francisco Employees' Retirement System Board to reform its proxy investment policies with regard to its holdings with Pacific Gas and Electric Co. (PG&E), requesting the California Public Utilities Commission to closely scrutinize PG&E's current rate request, and requesting PG&E CEO Peter Darbee to discuss San Francisco's renewable energy needs.
- 06/15/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 06/22/2010; CONTINUED.
- Question: Shall this Resolution be ADOPTED?**
72. 100874 **[Reform of California State Law Regarding Franchise Perpetuities]**
Sponsor: Mirkarimi
Resolution requesting the California State Legislature reform current law to permit local jurisdictions to re-negotiate franchise agreements previously executed in perpetuity by declaring such contracts as contrary to the public interest, setting an expiration date for such contracts, and statutorily limiting the duration of future agreements.
- 06/22/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

73. 100875 [Declaration of Election Results of June 8, 2010, Consolidated Statewide Direct Primary Election]

Sponsor: Chiu

Resolution declaring the results of the June 8, 2010, Consolidated Statewide Direct Primary Election.

06/22/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

74. 100872 [Committee of the Whole - Hearing on Proposed Amendments to the Bayview Hunters Point and Hunters Point Shipyard Redevelopment Plans]

Sponsor: Maxwell

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on July 13, 2010, at 3:00 p.m., to hold a public hearing on the proposed amendments to the Redevelopment Plans for the Bayview Hunters Point and Hunters Point Shipyard Project Areas.

06/22/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

Questions on the For Adoption Without Committee Reference Agenda: _____

75. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]

Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]

Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]

Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

LEGISLATION INTRODUCED AT ROLL CALL

PROPOSED ORDINANCES

Proposed ordinances received from June 15, 2010, to June 21, 2010, for reference by President to appropriate committee on June 29, 2010.

100851 [Planning Code - Rehabilitation and Maintenance of Transfer Lots After Sale of Transferable Development Rights; Zoning Map and General Plan Map Amendments - 680 California Street (Old St. Mary's Cathedral)]

Ordinance amending Section 128 of the San Francisco Planning Code to require that proceeds from the sale of Transferable Development Rights (TDR) be spent on rehabilitation and maintenance of the Transfer Lot property, to establish reporting procedures regarding the rehabilitation and maintenance, and to allow the sale of TDR from an individually landmarked building to any lot in a C-3 zoned district except Redevelopment Areas; amending the San Francisco Zoning Map by amending Zoning Use District Map ZN01 to change the use classification of 680 California Street (Old St. Mary's Cathedral), Block 0241, Lots 011 and 012 (the Property), from Chinatown Visitor Retail District to C-3-0 District and making conforming amendments to the Chinatown and Downtown Area Plans of the San Francisco General Plan; adopting findings, including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Department)

06/16/2010; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

100852 [Mission Bay South - Park P17 Improvements]

Ordinance dedicating a portion of State Trust Parcel 5, known as Park P17, lying along Mission Bay Boulevard North, Mission Bay Boulevard South and Terry A. Francois Boulevard for public use and naming the new park "Commons Park"; accepting the irrevocable offer for the acquisition facilities; designating said facilities for open space and park purposes; accepting the Park for maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, priority policy findings of City Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 178,716 and authorizing official acts in connection with this Ordinance. (Planning Department)

06/17/2010; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.

100853 [Mission Bay South - Park P18 Improvements]

Ordinance dedicating a portion of State Trust Parcel 5, known as Park P18, lying along Terry A. Francois Boulevard between Mission Bay Boulevard North and China Basin Street for public use and naming the new park "Bayfront Park"; accepting the irrevocable offer for the acquisition facilities; designating said facilities for open space and park purposes; accepting the Park for maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, priority policy findings of City Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 178,715 and authorizing official acts in connection with this Ordinance. (Public Works Department)

06/17/2010; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.

- 100856 [Settlement of Lawsuit - Jeffrey Bitton, Sandra Bitton and Micha Bitton - \$48,500]**
Ordinance authorizing settlement of the lawsuit filed by Jeffrey Bitton, Sandra Bitton and Micha Bitton against the City and County of San Francisco for \$48,500; the lawsuit was filed on December 15, 2008, in the United States District Court, Northern District of California, Case No. C08-5585; entitled Jeffrey Bitton, et al. v. City and County of San Francisco, et al. (City Attorney)
06/21/2010; RECEIVED AND ASSIGNED to the Rules Committee.
- 100857 [Settlement of Attorney's Fees/Costs Claim in Lawsuit - A.N.S.W.E.R. Coalition - \$90,000]**
Ordinance authorizing settlement of the claim for attorney's fees and costs incurred by A.N.S.W.E.R. Coalition - San Francisco in litigation against the City and County of San Francisco for \$90,000.00; the lawsuit was filed on June 16, 2006, in San Francisco Superior Court, Case No. CPF-06-506438; entitled A.N.S.W.E.R. Coalition - San Francisco v. City and County of San Francisco. (City Attorney)
06/21/2010; RECEIVED AND ASSIGNED to the Rules Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from June 15, 2010, to June 21, 2010, for reference by President to appropriate committee on June 29, 2010.

- 100837 [Authorizing the Acquisition of Fee Simple Interest By Eminent Domain for Central Subway/Third Street Light Rail Extension - 266-286 4th Street]**
Resolution authorizing the acquisition of a fee simple interest in real property commonly known as 266-286 4th Street, San Francisco, California, Assessor's Parcel No. Block 3733, Lot 093, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)
06/21/2010; ASSIGNED to the Board of Supervisors.
- 100840 [Authorizing the Acquisition of Subsurface Real Property Easement By Eminent Domain for Central Subway/Third Street Light Rail Extension - 790 Market Street]**
Resolution authorizing the acquisition of a subsurface easement in real property commonly known as 790 Market Street, San Francisco, California, Assessor's Parcel No. Block 0328, Lot 002, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)
06/21/2010; ASSIGNED to the Board of Supervisors.

- 100843 [Authorizing the Acquisition of Subsurface Real Property Easement By Eminent Domain for Central Subway/Third Street Light Rail Extension - 801 Market Street]**
Resolution authorizing the acquisition of a subsurface easement in real property commonly known as 801 Market Street, San Francisco, California, Assessor's Parcel No. Block 3705, Lot 48A, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)

06/21/2010; ASSIGNED to the Board of Supervisors.
- 100846 [Authorizing the Acquisition of Fee Simple Interest By Eminent Domain for Central Subway/Third Street Light Rail Extension - 933-949 Stockton Street]**
Resolution authorizing the acquisition of a fee simple interest in real property commonly known as 933-949 Stockton Street, San Francisco, California, Assessor's Parcel No. Block 0211, Lot 001, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)

06/21/2010; ASSIGNED to the Board of Supervisors.
- 100849 [Authorizing the Acquisition of Subsurface Real Property Easement By Eminent Domain for Central Subway/Third Street Light Rail Extension - 1455 Stockton Street]**
Resolution authorizing the acquisition of a subsurface easement in real property commonly known as 1455 Stockton Street, San Francisco, California, Assessor's Parcel No. Block 0130, Lot 001, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)

06/23/2010; ASSIGNED to the Board of Supervisors.
- 100850 [San Francisco County Exhibit in the 2010 State Fair]**
Resolution appointing the City Administrator as the official representative of the City and County of San Francisco for the purpose of entering a county exhibit in the 2010 California State Fair and authorizing a county exhibit on San Francisco's behalf. (City Administrator)

06/14/2010; RECEIVED AND ASSIGNED to the Rules Committee.

100854 [Approval of the San Francisco Child and Family Services Review - System Improvement Plan for the San Francisco Human Services Agency and Juvenile Probation Departments]

Resolution approving San Francisco's Child and Family Services Review - System Improvement Plan, a strategic plan that: 1) outlines how San Francisco will improve prioritized outcomes for children, youth, and families; 2) serves as the operational agreement between the county and state; and 3) includes plans for utilizing Child Abuse Prevention, Intervention, and Treatment; Community Based Child Abuse Prevention; and Promoting Safe and Stable Families revenues to prevent child maltreatment. (Human Services Department)

06/18/2010; RECEIVED AND ASSIGNED to the City Operations and Neighborhood Services Committee.

100855 [Approve San Francisco Public Utilities Commission Calaveras Dam Replacement Construction Management Contract - Not to Exceed \$38,000,000]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Water System Improvement Program-funded Professional Service Agreement No. CS-911R, Calaveras Dam Replacement Construction Management Services, with Black and Veatch, for an amount not to exceed \$38,000,000 with a term of up to five years and six months, pursuant to San Francisco Charter Section 9.118. (Public Utilities Commission)

06/21/2010; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

100858 [Settlement of Unlitigated Claim - Barbara Whittenburg - \$60,000]

Resolution approving the settlement of the unlitigated claim filed by Barbara Whittenburg against the City and County of San Francisco for \$60,000; claim was filed on November 12, 2009. (City Attorney)

06/21/2010; RECEIVED AND ASSIGNED to the Rules Committee.

100859 [Settlement of Unlitigated Claim - Lance Gentile - \$105,000]

Resolution approving the settlement of the unlitigated claim filed by Lance Gentile against the City and County of San Francisco for \$105,000; claim was filed on September 28, 2009. (City Attorney)

06/21/2010; RECEIVED AND ASSIGNED to the Rules Committee.

100860 [Amendment to Maintenance and Management Agreement between the San Francisco Port Commission and the San Francisco Redevelopment Agency for Rincon Park]

Resolution authorizing and directing the Port Executive Director to execute the Third Amendment to the Maintenance and Management Agreement between the City and County of San Francisco and the Redevelopment Agency of the City and County of San Francisco for the maintenance and management of Rincon Park by the Port, extending the term of the Agreement from June 30, 2010, to June 30, 2013. (Port)

06/16/2010; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

100876 [Petitions and Communications]

Petitions and Communications received from June 15, 2010, through June 21, 2010, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on June 29, 2010.

From Office of the Controller, submitting cost analyses of all contract amendments and extensions negotiated in spring 2010. Copy: Each Supervisor, Government Audit and Oversight Committee Clerk (1)

From Office of the Controller, submitting an audit report concerning the cost estimates for achieving operational effectiveness in crime lab operations. Copy: Each Supervisor (2)

From Office of the Controller, submitting report concerning the progress of civilianization in the Police Department, patrol, investigations and continued support functions. Copy: Each Supervisor (3)

From Clerk of the Board, the following departments have submitted their Sole Source contracts for FY2009-2010: (4)

Board of Appeals
Department of the Environment
Public Utilities Commission
Department of Technology

From Office of the Mayor, submitting notice that Mayor Newsom will be out of state from June 16, 2010, until June 20, 2010. Supervisor Carmen Chu and Supervisor Sean Elsbernd will serve as Acting-Mayor. Copy: Each Supervisor, City Attorney (5)

From Office of the Mayor, submitting opposition to proposed Charter Amendment that alters the appointment structure for the Recreation and Park Commission. File No. 100633, Copy: Each Supervisor, City Attorney (6)

From Library Users Association, regarding funding priorities at the public library. (7)

From S.F. Chronicle, regarding official advertising for the City and County of San Francisco for FY2010-2011. File No.100567, Copy: Each Supervisor (8)

From James Chaffe, regarding public comment at Board of Supervisors meetings. (9)

From Clerk of the Board, the following departments have submitted their 2010 Local Agency Biennial Notices: (10)

Film Commission
Commission on the Status of Women

From Stradling, Yocca, Carlson & Rauth, regarding California Community College Financing Authority Tax and Revenue Anticipation Note Program. (11)

From Department of the Environment, submitting regulations implementing the Plastic Bag Reduction Ordinance. Copy: Each Supervisor (12)

From S. F. Labor Council, submitting resolution concerning an improved community jobs program. Copy: Each Supervisor (13)

From Office of Civic Engagement and immigrant Affairs, submitting the 2010 Annual Language Access Ordinance Summary Compliance Report. Copy: Each Supervisor (14)

From Yerba Buena Consortium, submitting opposition to the appeal filed for property located at 900 Folsom Street. File No. 100790 (15)

From Patrick Monette-Shaw, regarding Laguna Honda Hospital patient gift fund. 2 letters (16)

From concerned citizens, submitting support for cell phone labeling. 2 letters (17)

From Ahimsa Porter Sumchai, regarding community exposure research. (18)

From Michelle Patterson, urging the Board to add back \$50,000 to the Women's Community Clinic budget. (19)

From Denise D'Anne, urging the Board to maintain funding for the Senior Housing Action Committee. (20)

From Patrick Monette-Shaw, regarding Laguna Honda Hospital patient bus trips. (21)

From Raymond Ramos, regarding Sharp Park Golf Course. (22)

From Paula Kotakis, submitting opposition to contracting out security services at city museums. (23)

From Les Natali, submitting support for expanding parking meter hours/and or Sunday metering. (24)

From Patrick Monette-Shaw, regarding outsourcing public and patient safety at Laguna Honda Hospital. (25)

From Bhanuprakash Panchanahalli, requesting a taxicab minimum fare at San Francisco international Airport. (26)

From concerned citizens, submitting support for re-naming Rose Alley. 2 letters (27)

From Terrie Frye, urging the Board to oppose any funding cuts to the SRO Collaborative. Copy: Budget and Finance Committee Clerk (28)

From Office of the Controller, submitting the May 2010 Overtime Report. (29)

From Kimo Crossman, regarding security costs for public officials when out of state. (30)

From Kimo Crossman, commenting that there is no serious scientific debate about safety of cell phones or cell towers. (31)

From Cathy Blessum, regarding McLaren Park Disc Golf Club. (32)

From Alvin Johnson, regarding Department of Human Resources and the Civil Service Commission alleged abuse of authority. (33)

From Coalition on Homelessness, regarding budget savings and homeless cut priorities. (34)

From Aaron Goodman, submitting summary of issues presented to the Planning Commission (June 17, 2010) regarding the Parkmerced draft Environmental Impact Report. Copy: Each Supervisor (35)

From Office of the Controller, regarding proposed Charter Amendment concerning the consolidation of Police and Sheriff Functions. File No.100235, Copy: Each Supervisor, Rules Committee Clerk (36)

From Office of the Controller, regarding proposed Charter Amendment that consolidates the election cycle for members of the City's Health Service Board. File No. 100634, Copy: Each Supervisor, City Attorney, Rules Committee Clerk (37)

From Office of the Controller, regarding proposed Charter Amendment that alters the appointment structure for the Recreation and Park Commission. Copy: Each Supervisor, City Attorney, Rules Committee Clerk (38)

From T Mobile, submitting notification of eight cellular antennas to be installed at 2500 24th Street. (39)

From concerned citizens, submitting various opinions on proposed resolution regarding the Freedom Flotilla and Gaza Blockade. File No. 100767, Approximately 27 letters (40)

From Budget and Legislative Analyst's Office, submitting an evaluation report on the City and County Department's General Fund Revenue. (41)

From concerned citizens, regarding the Arizona boycott. (42)

From Edie Schaffer, urging the Board to fund the Fire Department so they continue to have the resources they need to safely and effectively work the front lines in keeping all San Franciscans safe. (43)

From concerned citizens, submitting opposition to proposed Charter Amendment that alters the appointment structure for the Recreation and Park Commission. File No. 100633, Copy: Each Supervisor, Rules Committee Clerk, 3 letters (44)

From concerned citizens, submitting support for proposed Charter Amendment that alters the appointment structure for the Recreation and Park Commission. File No. 100633, Copy: Each Supervisor, Rules Committee Clerk, 5 letters (45)

From concerned citizens, submitting opposition to cutting the Neighborhood Emergency Response Team (NERT) program budget in half. File No. 100701, 14 letters (46)

From concerned citizens, submitting opposition to expanding parking meter hours/and or Sunday metering. 31 letters (47)

From State Fish and Game Commission, submitting notice of proposed regulatory actions relative to the upland game bird hunting regulations. (48)

From State Fish and Game Commission, submitting notice of proposed regulatory actions relative to gear restrictions. (49)

From State Fish and Game Commission, submitting notice of proposed regulatory actions relative to waterfowl hunting. (50)

From Shona, regarding the Axis of Love. (51)

From Bhanuprakash Panchanahalli, commenting that San Francisco cab drivers are being charged to service their own airport. (52)

From Patrick Monette-Shaw, commenting that Laguna Honda Hospital patient trips have plummeted sixty-six percent. (53)

ADJOURNMENT