



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 28, 2011 - 2:00 PM

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND,
MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

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BOARD COMMITTEES

Committee Membership

Budget and Finance Committee
Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu

Budget and Finance Sub-Committee
Supervisors Chu, Mirkarimi, Kim

City and School District Select Committee
Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton

City Operations and Neighborhood Services Committee
Supervisors Avalos, Mar, Elsbernd

Government Audit and Oversight Committee
Supervisors Campos, Farrell, Chiu

Land Use and Economic Development Committee
Supervisors Mar, Cohen, Wiener

Public Safety Committee
Supervisors Mirkarimi, Cohen, Campos

Rules Committee
Supervisors Kim, Elsbernd, Farrell

Meeting Days

Wednesday
1:00 PM

Wednesday
10:00 AM

2nd and 4th Thursday
3:30 PM

2nd and 4th Monday
10:00 AM

2nd and 4th Thursday
10:00 AM

Monday
1:00 PM

1st and 3rd Thursday
10:30 AM

1st and 3rd Thursday
1:30 PM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee.

Meeting Procedures

Board procedures do not permit: 1) persons in the audience at a Board 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) bringing in or displaying signs in the meeting room; 4) standing in the meeting room. The public is encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or to its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, and on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

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

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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. The Sunshine 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 the 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

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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

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.

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

Items 1 through 30

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Campos, Farrell, Chiu

1. 110629 [Memorandum of Understanding, Amendment No. 1 - Multiple Unions (Crafts Coalition)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 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, by implementing specified terms and conditions of employment for FY2011-2012.

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. 110630 [Memorandum of Understanding, Amendment No. 1 - San Francisco Deputy Probation Officers' Association]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Probation Officers' Association, implementing specified terms and conditions of employment for FY2011-2012.

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. 110632 [Memorandum of Understanding, Amendment No. 4 - San Francisco Firefighters, Local 798, (Unit 2)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Firefighters, Local 798, Unit 2, by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. 110633 [Memorandum of Understanding, Amendment No. 3 - Service Employees International Union, Local 1021 (H-1 Fire Rescue Paramedics)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021, H-1 Fire Rescue Paramedics, by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. 110634 [Memorandum of Understanding, Amendment No. 4 - International Federation of Professional and Technical Engineers, Local 21]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 4 to the 2006-2012 Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, AFL-CIO, Local 21, implementing specified terms and conditions of employment for FY2011-2012.

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 6. 110635 [Memorandum of Understanding, Amendment No. 1 - San Francisco Institutional Police Officers' Association]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Institutional Police Officers' Association, implementing specified terms and conditions of employment for FY2011-2012.

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 7. 110636 [Memorandum of Understanding, Amendment No. 1 - Municipal Attorneys' Association]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys' Association by implementing specified terms and conditions of employment for FY2011-2012.

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 8. 110638 [Memorandum of Understanding, Amendment No. 3 - Municipal Executives' Association, Fire]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 3 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association, Fire, by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 9. 110639 [Memorandum of Understanding, Amendment No. 3 - Municipal Executives' Association, Police]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 3 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association, Police, by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 10. 110640 [Memorandum of Understanding, Amendment No. 1 - Operating Engineers, Local 3]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers, Local 3, by implementing specified terms and conditions of employment for FY2011-2012.

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 11. 110641 [Memorandum of Understanding, Amendment No. 1 - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 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, by implementing specified terms and conditions of employment for FY2011-2012.

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 12. 110642 [Memorandum of Understanding, Amendment No. 3 - San Francisco Police Officers' Association (Units P-1 and P-2A)]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 3 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Units P-1 and P-2A), by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 13. 110643 [Memorandum of Understanding, Amendment No. 3 - San Francisco Police Officers' Association (Unit P-2B)]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 3 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Unit P-2B), by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 14. 110644 [Memorandum of Understanding, Amendment 1 - Service Employees International Union, Local 1021]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021, by implementing specified terms and conditions of employment for FY2011-2012.

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 15. 110645 [Memorandum of Understanding, Amendment No. 1 - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, Supervising Probation Officers]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 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, by implementing specified terms and conditions of employment for FY2011-2012.

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 16. 110646 [Memorandum of Understanding, Amendment No. 1 - Teamsters, Local 856 (Multi-Unit)]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and Teamsters, Local 856 (Multi-Unit), by implementing specified terms and conditions of employment for FY2011-2012.

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 17. 110647 [Memorandum of Understanding, Amendment No. 1 - Transport Workers Union of America, Local 200]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 200, by implementing specified terms and conditions of employment for FY2011-2012.

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 18. 110648 [Memorandum of Understanding, Amendment No. 1 - Transport Workers Union of America, Local 250-A (Non-MTA 7410)]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 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), by implementing specified terms and conditions of employment for FY2011-2012.

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 19. 110649 [Memorandum of Understanding, Amendment No. 1 - Transport Workers Union of America, Local 250-A (Multi-Unit)]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 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), by implementing specified terms and conditions of employment for FY2011-2012.

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 20. 110650 [Memorandum of Understanding, Amendment No. 5 - Union of American Physicians and Dentists (Unit 8-CC)]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 5 to the 2006-2012 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 8-CC), by implementing specified terms and conditions of employment for FY2011-2012.

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 21. 110651 [Memorandum of Understanding, Amendment No. 5 - Union of American Physicians and Dentists (Unit 11-AA)]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 5 to the 2006-2012 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 11-AA), by implementing specified terms and conditions of employment for FY2011-2012.

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 22. 110652 [Memorandum of Understanding, Amendment No. 3 - San Francisco District Attorney Investigators' Association]**
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 San Francisco District Attorney Investigators' Association, by extending the term of the Memorandum of Understanding through June 30, 2012, and implementing specified terms and conditions of employment for FY2011-2012.

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
- 23. 110653 [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, 2011.

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

- 24. 110482 [Planning Code - Miscellaneous Technical Amendments]**
Ordinance amending the San Francisco Planning Code to: 1) correct clerical errors, make language revisions and update Sections 121.2, 134, 136.1, 142, 185, 201, 204.1, 204.2, 205, 205.1, 205.3, 207.2, 209.3, 217, 243, 303, 309, 311, 312, 317, 602.25, 602.26, 607.1, and various Sections and Tables in Articles 7 and 8; and 2) adopting findings, including findings under the California Environmental Quality Act, Planning Code Section 302 findings, and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Commission)

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
- 25. 110268 [Planning Code - Zoning Map Amendment - 2451 Sacramento Street]**
Ordinance amending the San Francisco Planning Code by amending the Zoning Map Sheet 2 to change the zoning classification of 2451 Sacramento Street (Assessor's Block No. 0636, Lot No. 037) from the RM-1 (Residential, Mixed, Low-Density) District to Upper Fillmore Neighborhood Commercial District; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and Priorities of Planning Code Section 101.1(b). (Planning Department)

06/21/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Kim, Elsbernd, Farrell

26. 110392 [Settlement of Lawsuit - Committee on JOBS Candidate Advocacy Fund, et al. - \$290,000]

Ordinance authorizing settlement of the lawsuit filed by Committee on JOBS Candidate Advocacy Fund and Building Owners and Managers Association of San Francisco Independent Expenditure Political Action Committee against the City and County of San Francisco for \$290,000; the lawsuit was filed on June 18, 2007, in United States District Court for the Northern District of California, Case No. 07-3199 JSW; entitled Committee on JOBS Candidate Advocacy Fund, et al. v. City and County of San Francisco; other material terms of the settlement are a stipulated injunction prohibiting the City from enforcing the independent expenditure contribution limit in San Francisco Campaign and Governmental Conduct Code 1.114(c). (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

27. 110537 [Settlement of Lawsuit - Stephanie Davis - \$45,000]

Ordinance authorizing settlement of the lawsuit filed by Stephanie Ann Davis against the City and County of San Francisco for \$45,000; the lawsuit was filed on January 5, 2010, in San Francisco Superior Court, Case No. CGC-10-495809; entitled Stephanie Ann Davis, et al. v. City and County of San Francisco, et al. (City Attorney's Office)

Question: Shall this Ordinance be PASSED ON FIRST READING?

28. 110539 [Settlement of Claim - Tadhge Conway - \$250,000]

Resolution approving the settlement of the unlitigated claim filed by, Tadhge Conway against the City and County of San Francisco for \$250,000; the claim was filed on July 22, 2010, Claim No. 11-00169. (City Attorney's Office)

Question: Shall this Resolution be ADOPTED?

29. 110717 [Appointment, Developmental Disabilities Area Board V - Donna Adkins]

Motion appointing Donna Adkins, term ending December 31, 2013, to the Developmental Disabilities Area Board V. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

30. 110727 [Appointment, Eastern Neighborhood Citizens Advisory Committee - Kristian Ongoco]

Motion appointing Kristian Ongoco, term ending October 19, 2013, to the Eastern Neighborhood Citizens Advisory Committee. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

The public comment legally required under California Government Code Section 54954.3 and San Francisco Administrative Code Section 67.15(a) prior to approval was provided and completed on May 24, 2011.

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

31. 110345 **[Affirming the Exemption Determination - AT&T Network "Lightspeed" Upgrade]**
Motion affirming the determination by the Planning Department that the AT&T Network "Lightspeed" Upgrade project is exempt from environmental review.

04/26/2011; CONTINUED.
05/24/2011; CONTINUED.

Question: Shall this Motion be APPROVED?
32. 110346 **[Reversing the Exemption Determination - AT&T Network "Lightspeed" Upgrade]**
Motion reversing the determination by the Planning Department that the AT&T Network "Lightspeed" Upgrade project is exempt from environmental review.

04/26/2011; CONTINUED.
05/24/2011; CONTINUED.

Question: Shall this Motion be APPROVED?
33. 110347 **[Preparation of Findings to Reverse the Exemption Determination - AT&T Network "Lightspeed" Upgrade]**
Motion directing the Clerk of the Board to prepare findings reversing the exemption determination by the Planning Department that the AT&T Network "Lightspeed" Upgrade project is exempt from environmental review.

04/26/2011; CONTINUED.
05/24/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu

- 34. 110384 [Interim Annual Salary Ordinance - FYs 2011-2012 and 2012-2013]**
Sponsor: Mayor
Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2012; FY ending June 30, 2013, for the Airport, Port Commission, and the Public Utilities Commission; and continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.
- (Fiscal Impact)
- 06/21/2011; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**

- 35. 110385 [Interim Consolidated Budget and Annual Appropriation Ordinance - FYs 2011-2012 and 2012-2013]**
Sponsor: Mayor
Interim Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures of the City and County of San Francisco for the FY ending June 30, 2012; and for the FYs ending June 30, 2012, and June 30, 2013, for the Airport Commission, Port Commission, and Public Utilities Commission.
- (Fiscal Impact)
- 06/21/2011; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Campos, Farrell, Chiu

- 36. 110631 [Memorandum of Understanding, Amendment No. 4 - San Francisco Firefighters, Local 798, (Unit 1)]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Firefighters, Local 798, Unit 1, by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.
- 06/21/2011; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**

37. 110637 [Memorandum of Understanding, Amendment No. 5 - Municipal Executives' Association]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 5 to the 2006-2012 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association by implementing specified terms and conditions of employment for FY2011-2012.

06/21/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

From the Land Use and Economic Development Committee Without Recommendation

Present: Supervisors Mar, Cohen, Wiener

38. 110658 [Planning Code - Zoning Map - Presidio-Sutter Special Use District - 800 Presidio Avenue]

Sponsors: Mirkarimi; Mar and Avalos

Ordinance amending the San Francisco Planning Code by adding Section 259.53 to establish the Presidio-Sutter Special Use District for property located at 800 Presidio Avenue (Assessor's Block No. 1073, Lot No. 13); amending Sheet HT03 of the Zoning Map to change the Height and Bulk District from 40-X to 55-X; and amending Sheet SU-03 of the Zoning Map to reflect the boundaries of the Presidio-Sutter Special Use District; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

06/14/2011; CONTINUED ON FIRST READING.

06/21/2011; AMENDED.

06/21/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

39. 110624 [General Plan Amendments - Executive Park Subarea Plan]

Ordinance amending the San Francisco General Plan by amending the Executive Park Subarea Plan of the Bayview Hunters Point Area Plan, the Land Use Index, and maps and figures in various elements and adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Commission)

Question: Shall this Ordinance be PASSED ON FIRST READING?

40. 110625 [Planning Code - Zoning - Executive Park Special Use District, Special Height and Bulk Provisions, and Permit Review Procedures]

Ordinance amending the San Francisco Planning Code by adding Section 249.54 to establish the Executive Park Special Use District; adding Section 263.27 to establish Special Height Provisions for the Executive Park Special Use District and the 65/240 EP Height and Bulk District; amending Table 270 to provide that the Table is not applicable to the Executive Park Special Use District; and adding Section 309.2 to establish Permit Review Procedures in the Executive Park Special Use District; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Commission)

Question: Shall this Ordinance be PASSED ON FIRST READING?

41. 110626 [Zoning Map Amendments - Executive Park Subarea Plan Area]

Ordinance amending the San Francisco Planning Code by amending Sectional Maps SU10 of the Zoning Map of the City and County of San Francisco to establish the Executive Park Special Use District; amending Sectional Map HT10 to establish the 65/240-EP Height and Bulk District; amending Sectional Map ZN09 to change certain Executive Park parcels from C-2(Community Business) and M-1(Light Industrial) to RC-3(Residential-Commercial Combined, Medium Density); adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Commission)

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Pursuant to File No. 110665, approved on May 24, 2011.)

42. 110666 [Public Hearing - Authorizing the Use of Real Property Located at 701 Lombard Street - Joe DiMaggio Playground Master Plan Project]

Sponsor: Chiu

Public hearing to consider the proposed Resolution authorizing the use of real property located at 701 Lombard Street (Assessor's Block No. 0074, Lot No. 001) for purposes consistent with the Joe DiMaggio Playground/North Beach Library Master Plan Project; adopting environmental findings and findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board)

06/07/2011; CONTINUED.

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Committee of the Whole Adjourn and Report

43. 110667 **[Authorizing the Use of Real Property Located at 701 Lombard Street - Joe DiMaggio Playground Master Plan Project]**
Sponsor: Chiu
Resolution authorizing the use of real property located at 701 Lombard Street (Assessor's Block No. 0074, Lot No. 001) for purposes consistent with the Joe DiMaggio Playground/North Beach Library Master Plan Project; adopting environmental findings and findings of consistency with the General Plan and City Planning Code Section 101.1.

06/07/2011; CONTINUED.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Pursuant to File No. 110214, approved on June 21, 2011.)

44. 110215 **[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.

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Committee of the Whole Adjourn and Report

45. 110216 **[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 3:30 P.M. - Recognition of Commendations

COMMITTEE REPORTS

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

The following items will be considered by the Rules Committee at a Special Meeting on Thursday, June 23, 2011, at 9:30 a.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, June 28, 2011.

46. 110747 [Appointments, Redistricting Task Force - Mike Alonso, Jenny Lam, and Eric McDonnell]

Motion appointing Mike Alonso, Jenny Lam, and Eric McDonnell, terms to be determined, to the Redistricting Task Force. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

47. 110748 [Appointments, Bay Area Regional Interoperable Communications System Joint Powers Authority - Chief Gregory Suhr and Commander Lyn Tomioka]

Motion appointing Chief Gregory Suhr and Commander Lyn Tomioka, for indefinite terms, to the Bay Area Regional Interoperable Communications System Authority, residency requirement waived. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

The following items will be considered by the City Operations and Neighborhood Services Committee at a Regular Meeting on Monday, June 27, 2011, at 10:00 a.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, June 28, 2011.

48. 110449 [Accept and Expend Grant - Kindergarten to College Program Participant Incentive Funds - \$240,000]

Sponsor: Campos

Resolution authorizing the Office of Treasurer-Tax Collector to accept and expend a grant in the amount of \$240,000 from the Earned Assets Resource Network for Kindergarten to College Program Participant Incentive Funds.

Question: Shall this Resolution be ADOPTED?

49. 110456 [Accept and Expend Grant - Cruise Terminal Security - \$7,783,556]
Sponsors: Cohen; Chiu

Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of \$7,783,556 from the Department of Homeland Security, 2009 Port Security Grant Program fund, for the Pier 27 Cruise Ship Terminal Security System at the Port of San Francisco.

Question: Shall this Resolution be ADOPTED?

50. 110457 [Accept and Expend Grant - Port Security - \$1,612,357]**Sponsor: Cohen**

Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of \$1,612,357 from the Department of Homeland Security, 2007 Supplemental Infrastructure Protection Port Security Grant Program for homeland security improvements on the Port's waterfront.

Question: Shall this Resolution be ADOPTED?

The following item will be considered by the Rules Committee at a Special Meeting on Tuesday, June 28, 2011, at 9:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, June 28, 2011.

(Pursuant to the provisions of Rule 2.28.7 of the Board's Rules of Order, at least six days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from committee and any Board order of submission to the electorate. In accordance therewith consideration of the following proposed Charter amendment appropriately may be continued at least one week.)

51. 110058 [Charter Amendment - City Retirement Benefits and Health Care Benefits]**Sponsors: Mayor; Elsbernd, Avalos, Chiu, Chu, Cohen, Farrell and Wiener**

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by amending the provisions in Appendix A to: 1) adjust contribution rates for current and future employees to the San Francisco Employees' Retirement System (SFERS) based on the rate employers are required to pay each year; 2) limit SFERS' supplemental cost of living adjustments to retiree benefits for all employees and retirees; 3) create new retirement plans for employees commencing employment on and after January 7, 2012; 4) require elected officials to pay their contributions to SFERS and the Retiree Health Care Trust Fund (RHCTF); 5) allow certain individuals who are members of the California Public Employees' Retirement System (CalPERS) to become members of SFERS; 6) change the composition of the Health Service Board (HSB); 7) change the vote requirement for the HSB to approve member health care plans; 8) require current employees to contribute to the RHCTF beginning in FY2016-2017; 9) restrict certain retiree health care benefits for employees who left City employment, but have not yet retired, to those benefits in place at the time they left employment; 10) reduce employers' contributions into the Health Service System Trust Fund under certain circumstances; and 11) make certain other changes to retirement and health care benefits, and provisions governing the RHCTF and the Health Service System.

Question: Shall this Charter Amendment be SUBMITTED?

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

There are no items.

52. 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

There are no items.

PROPOSED RESOLUTIONS

There are no items.

110764 [Petitions and Communications]

Petitions and Communications received from June 14, 2011, through June 20, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on June 28, 2011.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted.

*From Department of Recreation and Parks, submitting the 2008 Clean and Safe Neighborhood Parks Bond Accountability Report. (1)

From Superior Court, 2010-2011 San Francisco County Civil Grand Jury, submitting its report to the public entitled "San Francisco's Ethics Commission: The Sleeping Watchdog". (2)

From Superior Court, 2010-2011 San Francisco County Civil Grand Jury, submitting its report to the public entitled "Hiring Practices of the City and County of San Francisco". (3)

From Department of Public Health, submitting notification of requested waivers from compliance with Chapter 12B of the City's Administrative Code. (4)

From Planning Department, submitting analysis of possible revenue from leasing radio towers, siren poles, and other sites to private telecommunications carriers. (5)

From Office of the City Attorney, submitting a letter in regards to special handling notices for Treasure Island/Yerba Buena Island Development Agreement. File No. 110226 (6)

From Office of the Mayor, submitting a letter designating Supervisor Scott Wiener as Acting-Mayor on June 16, 2011, until June 19, 2011. (7)

From Capital Planning Committee, submitting recommendations of the Capital Planning Committee on the War Memorial Veterans Building seismic upgrade and improvements project. (8)

From Office of the Controller, submitting the May Monthly Overtime Report. (9)

From Office of the Controller, submitting the April 2011 Economic Barometer Report. (10)

From Office of the Assessor-Recorder, submitting the 2010 Assessor-Recorder and Tax Collector Joint Report on Biotechnology Exclusion. (11)

From Office of the Controller, submitting the April 2011 Government Barometer Report. (12)

*From Office of the Controller, submitting the FY2011-2012 Revenue Letter: Controller's Discussion of the Mayor's FY2011-2012 Proposed Budget. (13)

*From Office of the Controller, submitting the fiscal analysis of community-based long term care spending. (14)

From Office of the Treasurer and and Tax Collector, submitting the May 2011 Investment Report. (15)

From concerned citizens, submitting opposition to a Charter amendment allowing amendments to or repeals of initiative ordinances and declarations of policy. File No. 110401, 14 letters (16)

From Ted Loewenberg, submitting support for a Charter amendment allowing amendments to or repeals of initiative ordinances and declarations of policy. File No. 110401 (17)

From James Corrigan, submitting a letter concerning the investigation of deadly fires that take place between 10:00 a.m. and noon. (18)

From Stephen M. Williams, submitting a request of continuance of the 800 Presidio Avenue FEIR Appeal. File No. 110675 (19)

From Toshimitsu Tabata, regarding proposed amendments to the Executive Park Subarea Plan. File No. 110624 (20)

From Dan Murphy, submitting opposition to the West SOMA stabilization Plan. File No. 110556 (21)

From Terry McManus, regarding animal rights. (22)

From West Coast Security Service, submitting a list of monitored alarms in the City. (23)

From concerned citizens of Peter Claver Community, submitting support for licensed care facilities for the chronically ill. File No. 110144 (24)

From concerned citizens, urging the Board of Supervisors to end the sidewalk Sit-Lie Ordinance. 9 letters (25)

From concerned citizens, submitting support for eliminating the \$2,000,000 in service fees charged to City College. 2 letters (26)

From Roxanne Raminez, regarding saving the Sharp Park Wetlands. (27)

From concerned citizens, submitting opposition to the proposed Parkmerced Project. 3 letters (28)

From concerned citizens, regarding the Booker T. Washington Special Zoning District. 3 letters (29)

From Patrick Monette-Shaw, regarding San Francisco's Whistleblower Program. (30)

From Diana Scott, urging the Board to support funding for the Central City Hospitality House Program. (31)

From Bill Casey, regarding a ban on goldfish. (32)

From Coalition on Homelessness, urging the Board to restore all funding to homeless programs. (33)

*(An asterisked item represents the cover sheet to a document that exceeds 25 pages. The complete document is available at the Clerk's Office Room 244, City Hall.)

ADJOURNMENT