

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, July 20, 2010 - 2:00 PM

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

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

BOARD COMMITTEES

Committee Membership

Meeting Days

Budget and Finance Committee

Supervisors Avalos, Mirkarimi, Elsbernd, Maxwell, Campos

Wednesday
11:00 AM

Budget and Finance Sub-Committee

Supervisors Avalos, Mirkarimi, Elsbernd

Wednesday
11:00 AM

City and School District Select Committee

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

2nd and 4th Thursday
3:30 PM

City Operations and Neighborhood Services Committee

Supervisors Chu, Avalos, Dufty

2nd and 4th Monday
10:30 AM

Government Audit and Oversight Committee

Supervisors Mar, Chu, Daly

2nd and 4th Thursday
10:30 AM

Land Use and Economic Development Committee

Supervisors Maxwell, Mar, Chiu

Monday
1:00 PM

Public Safety Committee

Supervisors Chiu, Mirkarimi, Elsbernd

1st and 3rd Monday
10:00 AM

Rules Committee

Supervisors Campos, Alioto-Pier, Mar

1st and 3rd Thursday
10:00 AM

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

Members Present: Michela Alioto-Pier, John Avalos, David Campos, David Chiu, Carmen Chu, Chris Daly, Bevan Dufty, Sean Elsbernd, Eric Mar, Sophie Maxwell and Ross Mirkarimi

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:17 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Mirkarimi, seconded by Supervisor Maxwell, moved to approve the Board Meeting Minutes of June 15, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

COMMUNICATIONS

There were none.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

President, David Chiu, inquired if the Mayor would make an appearance before the Board of Supervisors. Budget Director, Greg Wagner, indicated the Mayor would not be present.

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

100715 [Fire Department Cost Recovery for Vehicle Incidents]

Sponsor: Mayor

Ordinance amending the San Francisco Fire Code, Appendix Chapter 1, by adding Section 112.22 to authorize the Fire Department to recover costs incurred removing vehicle contents from City streets and highways after vehicle incidents.

Ordinance No. 194-10

FINALLY PASSED

100725 [Establishing Automated Point-of-Sale Systems Registration, Inspection and Reinspection Requirements and Fees]**Sponsor: Mayor**

Ordinance amending the San Francisco Administrative Code by adding Chapter 115, Sections 115 through 115.8, to establish registration, inspection and reinspection requirements and fees for automated point-of-sale (scanner) systems to ensure compliance with California Business and Professions Code Sections 120242, 12024.6, and 12103.5, and making environmental findings.

Ordinance No. 195-10**FINALLY PASSED****Recommendations of the City Operations and Neighborhood Services Committee****100671 [Smoking Prohibition Signage Requirement]****Sponsor: Mar**

Ordinance amending San Francisco Health Code Section 1009.22 to clarify signage language requirement.

Ordinance No. 192-10**FINALLY PASSED****100758 [Public Works Code - Banners in the North of Market/Tenderloin Community Benefit District]****Sponsor: Daly**

Ordinance amending Public Works Code, Article 5.7, Section 184.78 to allow the posting of banners in the North of Market/Tenderloin Community Benefit District as defined herein and adopting environmental findings.

Ordinance No. 193-10**FINALLY PASSED****100885 [Accept and Expend Grant - Pedestrian and Bicycle Projects - \$685,000]****Sponsor: Chu**

Resolution authorizing the San Francisco Municipal Transportation Agency and the Department of Public Works to accept and expend State Transportation Development Act Article 3 funds totaling \$685,000 which consists of \$310,000 to the Department of Public Works and \$375,000 to the San Francisco Municipal Transportation Agency, for various pedestrian and bicycle projects in the City and County of San Francisco in FY2010-2011.

Resolution No. 331-10**ADOPTED**

Recommendations of the Government Audit and Oversight Committee**100808 [Memorandum of Understanding, Amendment No. 2 - Municipal Executives' Association Police]****Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association Police by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

Ordinance No. 202-10

FINALLY PASSED

100866 [Memorandum of Understanding, Amendment No. 2 - Freight Checkers, Clerical Employees and Helpers, Teamsters Local 856 (Supervising Registered Nurses, Unit 11.B)]**Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 2 to the 2007-2011 Memorandum of Understanding between the City and County of San Francisco and the Freight Checkers, Clerical Employees and Helpers, Teamsters Local 856 (Supervising Registered Nurses, Unit 11.B.), 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.

Ordinance No. 168-10

FINALLY PASSED

100868 [Memorandum of Understanding - Service Employees International Union, Local 1021 Staff and Per Diem Nurses]**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 Staff and Per Diem Nurses, to be effective July 1, 2010, through June 30, 2012.

Ordinance No. 196-10

FINALLY PASSED

Recommendations of the Rules 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)

PASSED, ON FIRST READING

100857 [Settlement of Attorney's Fees/Costs for 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; 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)

PASSED, ON FIRST READING

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)

Resolution No. 325-10

ADOPTED

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)

Resolution No. 326-10

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

Supervisor Avalos, seconded by Supervisor Maxwell, moved to continue File Nos. 100701 and 100747 to later in the meeting. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Mirkarimi

Privilege of the floor was granted to Budget Director, Greg Wagner, who provided an overview and responded to questions raised throughout the discussion regarding File Nos. 100701 and 100747.

100701 [Proposed Consolidated Budget and Annual Appropriation Ordinance, FYs Ending June 30, 2011, and June 30, 2012]**Sponsor: Mayor**

Proposed Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for the FYs ending June 30, 2011, and June 30, 2012.

(Supervisor Elsbernd dissented in Committee.)

The Mayor's Office submitted Technical Adjustment No. 5 to add revenue and selected program increases and Technical Adjustment No. 6 to merge a supplemental appropriation from File No. 100909 in the amount of \$6,816,953 to the Annual Appropriation Ordinance (File No. 100701).

Supervisor Avalos, seconded by Supervisor Mirkarimi, moved that this Ordinance be AMENDED by adding Section 8.3 of the administrative provisions regarding 'Process for Addressing General Fund Revenue Shortfalls.' The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Daly, seconded by Supervisor Mirkarimi, moved to delete \$677,440 from Item Nos. 3, 6, and 8, from the technical adjustments to Item No. 5. The motion FAILED by the following vote:

Ayes: 2 - Daly, Mirkarimi

Noes: 9 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell

See File No. 100747.

Supervisor Chiu, seconded by Supervisor Mirkarimi, moved that this Ordinance be AMENDED by placing \$44,000,000 on reserve of salaries of selected departments, and placing \$6,800,000 on reserve of Department of Technology expenses of selected departments. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Noes: 1 - Daly

100747 [Proposed Annual Salary Ordinance, FY Ending June 30, 2011, for all Departments, and for FY Ending June 30, 2012, for the San Francisco International Airport, Municipal Transportation Agency, Port Commission, and Public Utilities Commission]**Sponsor: Mayor**

Proposed Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FY ending June 30, 2011, for all departments and for FY ending June 30, 2012, for the San Francisco International Airport, Municipal Transportation Agency, Port Commission, and Public Utilities Commission 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 therefor.

See File No. 100701.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Noes: 1 - Daly

Recommendations of the Government Audit and Oversight Committee

100810 [Memorandum of Understanding, Amendment No. 3 - San Francisco Firefighters, Local 798, (Unit 2)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Firefighters, Local 798, Unit 2, by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

(Supervisor Daly dissented in committee.)

Privilege of the floor was granted to Martin Gran (Department of Human Resources) who responded to questions raised throughout the discussion.

Ordinance No. 197-10

FINALLY PASSED by the following vote:

Ayes: 9 - Alioto-Pier, Avalos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Noes: 2 - Campos, Daly

100811 [Memorandum of Understanding, Amendment No. 2 - San Francisco Police Officers' Association (Units P-1 & P-2A)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Units P-1 & P-2A), by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

Ordinance No. 200-10

FINALLY PASSED by the following vote:

Ayes: 9 - Alioto-Pier, Avalos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Noes: 2 - Campos, Daly

100812 [Memorandum of Understanding, Amendment No. 2 - San Francisco Police Officers' Association (Unit P-2B)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Unit P-2B), by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

Ordinance No. 201-10

FINALLY PASSED by the following vote:

Ayes: 9 - Alioto-Pier, Avalos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Noes: 2 - Campos, Daly

100867 [Memorandum of Understanding, Amendment No. 2 - Municipal Executives' Association Fire]**Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association Fire by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

Ordinance No. 199-10

FINALLY PASSED by the following vote:

Ayes: 8 - Alioto-Pier, Avalos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell

Noes: 3 - Campos, Daly, Mirkarimi

Supervisor Chu Excused from Voting

Supervisor Elsbernd, seconded by Supervisor Maxwell, moved that Supervisor Chu be excused from voting on File No. 100809. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Excused: 1 - Chu

From the Government Audit and Oversight Committee Without Recommendation**100809 [Memorandum of Understanding, Amendment No. 3 - San Francisco Firefighters, Local 798, (Unit 1)]****Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 3 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Firefighters, Local 798, Unit 1, by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

Privilege of the floor was granted to Martin Gran (Department of Human Resources) who responded to questions raised throughout the discussion.

Ordinance No. 198-10

FINALLY PASSED by the following vote:

Ayes: 8 - Alioto-Pier, Avalos, Chiu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Noes: 2 - Campos, Daly

Excused: 1 - Chu

Recommendations of the Rules Committee

100629 [San Francisco Affordable Housing Fund]

Sponsor: Daly

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 16.127 to: (1) establish baseline appropriation and make an annual appropriation of the equivalent of 33% of any available general fund budget surplus for the next fifteen (15) years to support affordable housing programs; (2) require the Mayor's Office of Housing, in cooperation with the Department of Public Health and Department of Human Services, to prepare an affordable housing plan every three (3) years and an annual affordable housing budget; (3) affirm City policy urging the Redevelopment Agency to use at least 50% of its tax increment funds for low and moderate income housing; and (4) set an expiration date of July 1, 2026.

(Supervisor Alioto-Pier dissented in committee.)

Privilege of the floor was granted to Monique Zmuda (Controller's Office) who responded to questions raised throughout the discussion.

ORDERED SUBMITTED. The motion FAILED by the following vote:

Ayes: 4 - Campos, Chiu, Daly, Mar

Noes: 7 - Alioto-Pier, Avalos, Chu, Dufty, Elsbernd, Maxwell, Mirkarimi

100630 [Requiring the Mayor to Appear Personally at One Regularly-Scheduled Meeting of the Board of Supervisors Each Month to Engage in Formal Policy Discussions with Members of the Board]

Sponsor: Daly

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 2.103 and 3.100, to require the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of the Board and to authorize the Board to adopt rules and guidelines.

ORDERED SUBMITTED by the following vote:

Ayes: 6 - Avalos, Campos, Chiu, Daly, Mar, Mirkarimi

Noes: 5 - Alioto-Pier, Chu, Dufty, Elsbernd, Maxwell

Supervisor Mirkarimi, seconded by Supervisor Avalos, moved to continue File No. 100633 to later in the meeting. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Mirkarimi

100633 [Split Appointments to the Recreation and Park Commission]

Sponsors: Mirkarimi; Campos, Mar, Daly and Avalos

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by amending Section 4.113 to split the power to make appointments to the Recreation and Park Commission between the Mayor and the Board of Supervisors, and amending Section 15.105 to provide that the appropriate appointing authority may initiate removal of Recreation and Park Commissioners.

ORDERED SUBMITTED. The motion FAILED by the following vote:

Ayes: 5 - Avalos, Campos, Daly, Mar, Mirkarimi

Noes: 6 - Alioto-Pier, Chiu, Chu, Dufty, Elsbernd, Maxwell

100634 [Health Service Board Terms and Elections]**Sponsor: Elsbernd**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 12.00, to shorten, on a one-time basis, the term of one Health Service Board member from five years to three years, and the term of another Health Service Board member from five years to two years, so that Board terms will expire in pairs in the future and can be filled during the same Board election.

ORDERED SUBMITTED by the following vote:

Ayes: 9 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Maxwell, Mirkarimi
Noes: 2 - Daly, Mar

100635 [Non-Citizen Voting in School Board Elections]**Sponsors: Chiu; Campos, Mar, Avalos, Mirkarimi, Maxwell, Daly and Dufty**

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Section 8.100 and adding Section 13.111 to authorize San Francisco residents 18 years of age or older who are the parents, legal guardians or caregivers of children in the San Francisco Unified School District to vote in elections for the Board of Education, regardless of whether the residents are United States citizens.

ORDERED SUBMITTED by the following vote:

Ayes: 9 - Alioto-Pier, Avalos, Campos, Chiu, Daly, Dufty, Mar, Maxwell, Mirkarimi
Noes: 2 - Chu, Elsbernd

NEW BUSINESS**Recommendations of the Budget and Finance Sub-Committee****100882 [Waiver of Street Encroachment Permit Fee for Golden Gate, Highway, and Transportation District]****Sponsor: Elsbernd**

Ordinance waiving the street encroachment permit processing fee in Public Works Code Section 2.1.1(j) for signs related to bus service for the Golden Gate Bridge, Highway, and Transportation District.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100607 [Adopting California Environmental Quality Act Findings for Sunnydale Sewer System Improvement Project]

Resolution adopting findings under the California Environmental Quality Act, CEQA Guidelines, and San Francisco Administrative Code Chapter 31, including the adoption of a mitigation monitoring and reporting program, related to the funding of Project No. CENMSCIC23, Sunnydale Sewer System Improvement Project, in the Visitacion Valley and Sunnydale neighborhood areas, and directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission)

Resolution No. 337-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Duffy, Elsbernd, Mar, Maxwell, Mirkarimi

100687 [Agreement to Purchase Permanent Subsurface Easements and Temporary License Agreements to Enter and Use Property for the Sunnydale Sewer System Improvement Project totaling \$2,459,664]

Resolution approving and authorizing agreements for the acquisition of the following real property rights required for the Sunnydale Sewer Improvement Project No. CENMSCIC2362 (Project) totaling \$2,459,664: (1) permanent subsurface sewer easements over portions of San Francisco APN 4991/24 and 4991/65 comprising 11,677.7 square feet, (2) permanent subsurface sewer easements over portions of San Francisco APN 5100/3, 5101/7, and 5102/9 comprising 24,468 square feet, (3) a temporary 18-month License with a 6-month option term over San Francisco APN 4991/24, 4991/61, 4991/65 comprising 47,568 square feet, and 22,215 square feet over the contiguous Brisbane APN 005-153-030, and (4) a temporary 18-month License with a 6-month option term over portions of San Francisco APN 5100/3 and 5107/1 comprising 24,613.7 square feet; adopting findings under the California Environmental Quality Act (CEQA); adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department)

Resolution No. 330-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Duffy, Elsbernd, Mar, Maxwell, Mirkarimi

100688 [Agreement to Purchase Permanent Subsurface Easements for the Sunnydale Sewer Improvement Project totaling \$174,001]

Resolution approving and authorizing agreements for the acquisition of permanent subsurface sewer easements required for the Sunnydale Sewer Improvement Project No. CENMSCIC2362 (the "Project") over portions of San Francisco APN 5104/4, 4991/7/8, 4991/9 and 4991/68 from Recology Properties, Inc. (fka Macor, Inc.) and Recology San Francisco (fka SF Recycling & disposal, Inc./fka Sanitary Fill Co.) totaling \$174,001, comprising 31,826.19 square feet; adopting findings under the California Environmental Quality Act (CEQA); adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department)

Resolution No. 329-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Duffy, Elsbernd, Mar, Maxwell, Mirkarimi

100780 [Amendment to Treasure Island South Waterfront Master Lease]

Resolution approving the Twenty-Sixth Amendment to the Treasure Island South Waterfront Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

Resolution No. 342-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100781 [Amendment to Treasure Island Land and Structures Master Lease]

Resolution approving the Thirty-Fourth Amendment to the Treasure Island Land and Structures Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

Resolution No. 341-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100782 [Amendment to Treasure Island Marina Master Lease]

Resolution approving the Fourteenth Amendment to the Treasure Island Marina Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

Resolution No. 340-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100783 [Amendment to Treasure Island Childcare Master Lease]

Resolution approving the Sixth Amendment to the Treasure Island Childcare Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

Resolution No. 339-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100784 [Amendment to Treasure Island Event Venues Master Lease]

Resolution approving the Twenty-Second Amendment to the Treasure Island Event Venues Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

Resolution No. 338-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100785 [Approving Modification to the Cooperative Agreement between the Treasure Island Development Authority and the U.S. Navy]

Resolution approving and authorizing the Treasure Island Development Authority to enter into a Modification to the Cooperative Agreement with the U.S. Navy to extend the Cooperative Agreement from October 1, 2010, to September 30, 2011. (Treasure Island Development Authority)

Resolution No. 328-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100796 [Agreement for Vehicle Towing, Storage and Disposal Services with TEGSCO, LLC, dba San Francisco Auto Return]

Sponsor: Elsbernd

Resolution approving the amended and restated service agreement and property use license for towing, storage and disposal of abandoned and illegally parked vehicles by and between the San Francisco Municipal Transportation Agency and TEGSCO, LLC, d.b.a. San Francisco Auto Return.

Resolution No. 323-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100805 [Memorandum of Understanding - Clipper Program Operations and Maintenance]

Sponsor: Dufty

Resolution approving the Memorandum of Understanding with the Metropolitan Transportation Commission, and other Bay Area transit agencies, for the future operation and maintenance of the Clipper Program.
(Fiscal Impact.)

Resolution No. 332-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

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)

Resolution No. 327-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Recommendations of the Budget and Finance Committee**100729 [Treasure Island Development Authority Budget FY2010-2011]****Sponsor: Mayor**

Resolution approving the Budget of the Treasure Island Development Authority for FY2010-2011.

Resolution No. 346-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100703 [Planning Code Amendments to Update Fees for Cost Recovery]**Sponsor: Mayor**

Ordinance amending the San Francisco Planning Code, Article 3.5, by amending Sections 350, 351, 352, 353, 354, 355, and 358, to increase fees 2.61%, and an additional 2.04% for all fees except those associated with small projects for cost recovery; add a new fee for Conditional Use Applications for Wireless Telecommunication Services Facilities; increase the Discretionary Review filing fee; and make other adjustments for cost recovery.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100724 [Update to Environmental Review Fees to Increase Fees for Cost Recovery, Establish a New Fee for Mitigation and Conditions of Approval Monitoring, and Make Other Clarifying Changes]**Sponsor: Mayor**

Ordinance amending the San Francisco Administrative Code, Chapter 31, Articles IV and V, by amending Sections 31.22, 31.23, and 31.24, to increase all fees 2.61% which is the cost of living adjustment, and an additional 2.04% for cost recovery, further increase Categorical Exemption Class 32, Negative Declaration and Environmental Impact Report addendum fees for cost recovery, change the timing of Environmental Impact Report payments, add a new fee for mitigation and condition of approval monitoring, and for the Municipal Transportation Agency and Public Utilities Commission for Categorical Exemption Certificates, clarify phase collection payments and refund policy, and establish a processing fee for phased payments.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Avalos, seconded by Supervisor Maxwell, moved to continue File No. 100909 to later in the meeting. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Mirkarimi

Privilege of the floor was granted to Budget Director, Greg Wagner, who provided an overview and responded to questions raised throughout the discussion regarding File No. 100909.

100909 [Appropriating \$6,816,953 of General Fund Balance and Additional Revenues for Various Programs in Children, Youth, and Their Families and Human Services Agency for FY2010-2011]

Sponsor: Avalos

Ordinance appropriating \$6,816,953, including \$6,353,453 of General Fund balance, \$320,000 of property tax revenues, \$40,000 of administrative processing fees, and \$103,500 of Federal Medi-Cal Title XIX revenues, and appropriating \$5,470,339 for various programs in the Department of Children, Youth, and Their Families and \$1,346,614 for various programs in Human Services Agency - Department of Aging and Adult Services for FY2010-2011, and urging the First Five Commission to program at least \$693,000 of existing appropriation authority for Early Childcare and Education programs, requiring a two-thirds affirmative vote of all members of the Board of Supervisors per San Francisco Charter Section 9.113.

(Fiscal Impact.)

Supervisor Avalos, seconded by Supervisor Mirkarimi, moved that this Ordinance be TABLED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100886 [Approving the Issuance of Bonds for National Center for International Schools by the California Enterprise Development Authority - Not to Exceed \$26,500,000]

Sponsor: Daly

Resolution approving the issuance, by the California Enterprise Development Authority, of its revenue obligations bonds for the benefit of National Center for International Schools, a nonprofit public benefit corporation, and/or a related entity in an aggregate principal amount not to exceed \$26,500,000 for the purpose of financing and refinancing the cost of the acquisition, construction, rehabilitation, equipping and furnishing of certain property, providing the terms and conditions for such obligations and other matters relating thereto.

Resolution No. 312-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

From the Budget and Finance Committee Without Recommendation

100750 [Increase the Real Property Transfer Tax]

Sponsor: Avalos

Motion ordering submitted to the voters an ordinance authorizing an amendment to the Real Property Transfer Tax at an election to be held on November 2, 2010.

(Economic Impact.)

Supervisor Mirkarimi, seconded by Supervisor Campos, moved that this Motion be CONTINUED to July 27, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100756 [Establishing a Progressive Payroll Expense Tax Rate Structure and Reducing Selected Payroll Expense Tax Rates; Imposing a Gross Receipts Tax on the Rental of Commercial Real Property]**Sponsor: Chiu**

Motion ordering submitted to the voters an ordinance revising the payroll expense tax to establish a progressive tax rate structure and reducing selected payroll expense tax rates and imposing a gross receipts tax on the rental of commercial real property, at an election to be held on November 2, 2010.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved that this Motion be CONTINUED to July 27, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100759 [Parking Tax Increase and Tax on Valet Services]**Sponsor: Mirkarimi**

Motion ordering submitted to the voters an ordinance authorizing the "Ordinance amending San Francisco Business and Tax Regulations Code, Article 9, Sections 602 and 602.5 (Tax on Occupancy of Parking Space in Parking Station) to increase the tax rate from 15% to 25%, making the total tax rate, including the existing surcharge, 35%; amending Section 601 to clarify the definition of "Operator" and "Occupant" and to add a new definition of "Valet Parking Service Provider;" and adding Section 602B to impose an additional tax of 35% on gross receipts from valet parking services" at an election to be held on November 2, 2010.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved that this Motion be CONTINUED to July 27, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Recommendation of the City Operations and Neighborhood Services Committee**100751 [Implementation of Assembly Bill 1421 - Assisted Outpatient Treatment, "Laura's Law"]****Sponsor: Alioto-Pier**

Resolution authorizing the implementation of assisted outpatient treatment in the City and County of San Francisco, requesting the Controller conduct an analysis of mental health funding levels. (Supervisor Avalos dissented in committee.)

Privilege of the floor was granted to Dr. James Dille (UCSF) who responded to questions raised throughout the discussion.

Supervisor Alioto-Pier, seconded by Supervisor Dufty, moved that this Resolution be AMENDED on Page 1, Lines 17-18, by adding 'WHEREAS, The San Francisco Board of Supervisors intends to implement these provisions on a pilot basis, ending no later than 2013; and'; on Page 3, Line 18, by adding 'July 12, 2010,' after 'on'; and on Page 4, Lines 3-6, by adding 'and the Board requests the Department of Public Health to prepare reports measuring the efficacy of this program and to send copies of these reports to the Board of Supervisors when they are filed with the California Department of Mental Health.' The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Mirkarimi, seconded by Supervisor Campos, moved that this Resolution be CONTINUED AS AMENDED to August 3, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

100949 [Committee of the Whole - Election Day Voter Registration Charter Amendment]

Hearing of persons interested in or objecting to the amendments to the proposed Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by adding Section 13.112 and amending Article XVII to establish Election Day Voter Registration for exclusively municipal elections. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to the amendments to the proposed Election Day Voter Registration Charter Amendment referenced in File No. 100267. There were no speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

100267 [Election Day Voter Registration]

Sponsors: Mirkarimi; Mar and Chiu

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by adding Section 13.112 and amending Article XVII to establish Election Day Voter Registration for exclusively municipal elections.

Supervisors Mar and Chiu requested to be added as co-sponsors.

ORDERED SUBMITTED by the following vote:

Ayes: 9 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Mar, Maxwell, Mirkarimi

Noes: 2 - Alioto-Pier, Elsbernd

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

100944 [Committee of the Whole - Earthquake Safety Retrofit Deferred Loan and Grant Program General Obligation Bonds]

Hearing of persons interested in or objecting to the amendments to the proposed Resolution and Ordinance relating to the Earthquake Safety Retrofit Deferred Loan and Grant Program General Obligation Bonds. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to the amendments to the Earthquake Safety Retrofit Deferred Loan and Grant Program General Obligation Bonds referenced in File Nos. 100581 and 100580. Mary Lou Zoback; Heidi Sieck; Walter Paulson; Ami Anderson-Alden; Bob Pekelnicky; Gabriel Metcalf; Patrick O'Tellini; Kay Vasilyeva; Barbara Schultheis; Joe Berron; David Bonowitz; Male Speaker; expressed various concerns relating to seismic safety. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

Supervisor Maxwell was noted absent at 3:46 p.m., and noted present at 4:16 p.m.

Supervisor Avalos, seconded by Supervisor Mar, moved to continue File Nos. 100581 and 100580 to later in the meeting. The motion carried by the following vote:

Ayes: 6 - Avalos, Campos, Chiu, Chu, Mar, Mirkarimi

Noes: 4 - Alioto-Pier, Daly, Dufty, Elsbernd

Absent: 1 - Maxwell

100581 [General Obligation Bonds - Earthquake Safety Retrofit Deferred Loan and Grant Program General Obligation Bonds 2010 - Estimated Cost \$46,150,000]**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 \$46,150,000 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.

Resolution No. 311-10**ADOPTED by the following vote:**

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100580 [General Obligation Bond - Earthquake Safety Retrofit Deferred Loan and Grant Program General Obligation Bond - November 2, 2010, Election]**Sponsor: Mayor**

Ordinance calling and providing for a consolidated general election to be held in the City and County of San Francisco on Tuesday, November 2, 2010, for the purpose of submitting to the voters of the City and County of San Francisco a proposition to authorize general obligation bonded indebtedness of the City and County in the Amount of Forty Six Million One Hundred and Fifty Thousand Dollars (\$46,150,000) to provide deferred loans and/or grants to pay the costs of seismic retrofits to multi-story wood structures that are at significant risk of substantial damage and collapse during an earthquake; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Chapter 37 of the San Francisco Administrative Code; finding that the estimated cost of such proposed project 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 expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; finding that the proposed bond is not a project under the California Environmental Quality Act; finding that the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Administrative Code Section 2A.53; consolidating the special election with the general election on the same date; establishing the election precincts, voting places and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with Section 53410 of the California Government Code; incorporating the provisions of Article V of Chapter V of the San Francisco Administrative Code; and waiving the time requirements specified in Section 2.34 of the San Francisco Administrative Code.

Ordinance No. 167-10**FINALLY PASSED by the following vote:**

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

100945 [Committee of the Whole - Establishment of Rent Board in Charter; Appointment and Removal of Members and Alternate Members Charter Amendment]

Hearing of persons interested in or objecting to the amendments to the proposed Charter Amendment to amend the Charter of the City and County of San Francisco by adding Section 4.136, and amending Section 15.105. Section 4.136 would be added to: establish the Residential Rent Stabilization and Arbitration Board (Rent Board) in the Charter; authorize the Board of Supervisors to appoint three members and three alternate members, authorize the Mayor to appoint three members and three alternate members, and authorize the Board of Supervisors President and the Mayor to jointly appoint one member and one alternate member; and provide that the Rent Board will consist of two tenants, two landlords, and three neutral members, with an alternate for each member. Charter Section 15.105, which enumerates commissions whose members are subject to removal only for official misconduct, would be amended to include Rent Board members and alternate members. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to the amendments to the proposed Establishment of Rent Board Charter Amendment referenced in File No. 100636. Ray Hartz; Terrie Frye; Cynthia Cozizen; Kendra Froshman; Josh Vining; Carolyn Blair; Walter Paulson; Jose De La Cruz; Male Speaker; Edmond Juicy; Kim Rohrbach; Brook Charles; Janan New; Nick; Male Speaker; Herbert Weiner; expressed various concerns relating to the Rent Board. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

Supervisor Campos, seconded by Supervisor Mar, moved to continue File No. 100636 to later in the meeting. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Mar, Mirkarimi

Noes: 2 - Daly, Elsbernd

100636 [Establishment of Rent Board in Charter; Appointment and Removal of Members and Alternate Members]

Sponsors: Campos; Avalos, Daly, Mar, Maxwell, Mirkarimi and Chiu

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by adding Section 4.136, and amending Section 15.105. Section 4.136 would be added to: establish the Residential Rent Stabilization and Arbitration Board (Rent Board) in the Charter; authorize the Board of Supervisors to appoint three members and three alternate members, authorize the Mayor to appoint three members and three alternate members, and authorize the Board of Supervisors President and the Mayor to jointly appoint one member and one alternate member; and provide that the Rent Board will consist of two tenants, two landlords, and three neutral members, with an alternate for each member. Charter Section 15.105, which enumerates commissions whose members are subject to removal only for official misconduct, would be amended to include Rent Board members and alternate members.

(Supervisor Alioto-Pier dissented in committee.)

Supervisor Campos, seconded by Supervisor Chiu, moved that this Charter Amendment be TABLED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Noes: 1 - Daly

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

Privilege of the Floor

Supervisor Dufty, seconded by Supervisor Maxwell, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Dufty introduced, welcomed, and presented a Certificate of Honor to Bob Grimes in recognition of his accomplishments and continued community support.

Supervisor Maxwell introduced, welcomed, and presented a Certificate of Honor to Richard Battaini of the Sheedy Drayage Company in recognition of his accomplishments and continued community support.

COMMITTEE REPORTS

Recommendation of the Public Safety Committee

100884 [Accept and Expend Grant - Local Juvenile Justice Accountability Measures - \$119,034]

Sponsor: Campos

Resolution authorizing the San Francisco Public Defender's Office to accept and expend a grant in the amount of \$119,034 from the State Corrections Standards Authority for the purposes of implementing local juvenile justice accountability measures through the Juvenile Accountability Block Grant.

Resolution No. 336-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Recommendations of the Rules Committee

100760 [Community Policing and Foot Beat Patrols]

Sponsors: Mirkarimi; Chiu, Avalos, Campos and Mar

Motion ordering submitted to the voters an ordinance establishing the Community Policing Policy and Foot Beat Patrol Program at an election to be held on November 2, 2010.

Supervisor Mar requested to be added as a co-sponsor.

This item was not sent as a Committee Report.

100953 [Community Policing and Foot Beat Patrols]

Sponsors: Mirkarimi; Chiu and Mar

Motion ordering submitted to the voters an ordinance establishing the Community Policing Policy and Foot Beat Patrol Program at an election to be held on November 2, 2010.

This item was not sent as a Committee Report.

Supervisor Campos, seconded by Supervisor Mar, moved to continue File No. 100636 to later in the meeting. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Mar, Mirkarimi

Noes: 2 - Daly, Elsbernd

100637 [San Francisco Municipal Transportation Agency - Appointments Policy and Other Procedures]

Sponsors: Campos; Mirkarimi, Chiu and Mar

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Sections 8A.100, 8A.101, 8A.102, 8A.104, 8A.105, 8A.106, 8A.107, 8A.108, 8A.113, A8.409-1, A8.409-4, and A8.428, and repealing Section A8.404, to: provide for split appointments to the San Francisco Municipal Transportation Agency (MTA) Board of Directors; allocate a share of property tax revenues to the Transportation Fund; require the MTA to resubmit an Agency budget if its budget is rejected by the Board of Supervisors; establish an Office of the MTA Inspector General; and, eliminate formulas governing operator wages and benefit payments and subject these matters instead to collective bargaining.

Supervisor Campos, seconded by Supervisor Chiu, moved that this Charter Amendment be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Chiu, seconded by Supervisor Campos, moved to duplicate File No. 100637. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Mirkarimi

Noes: 1 - Daly

See File No. 100982.

Supervisor Avalos, seconded by Supervisor Chiu, moved that this Charter Amendment be CONTINUED AS AMENDED to July 27, 2010, as a Committee of the Whole. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100982 [San Francisco Municipal Transportation Agency - Appointments Policy and Other Procedures]**Sponsors: Campos; Mirkarimi, Chiu and Mar**

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Sections 8A.100, 8A.101, 8A.102, 8A.104, 8A.105, 8A.106, 8A.107, 8A.108, 8A.113, A8.409-1, A8.409-4, and A8.428, and repealing Section A8.404, to: provide for split appointments to the San Francisco Municipal Transportation Agency (MTA) Board of Directors; allocate a share of property tax revenues to the Transportation Fund; require the MTA to resubmit an Agency budget if its budget is rejected by the Board of Supervisors; establish an Office of the MTA Inspector General; and, eliminate formulas governing operator wages and benefit payments and subject these matters instead to collective bargaining.

See File No. 100637.

Supervisor Chiu, seconded by Supervisor Campos, moved that this Charter Amendment be AMENDED on Page 20, by deleting '4. Beginning with fiscal year 2011-2012, an amount set aside from the annual tax levy equivalent to an annual tax of one cent (\$0.01) for each one hundred dollars (\$100) assessed valuation. Revenues obtained thereby shall be in addition to, and not in place of, any sums otherwise required to be deposited in the Transportation Fund; provided however that this subsection shall become effective only if the qualified voters of the City and County, at the election held on November 2, 2010, approve a measure or measures that the Controller's Statement(s) in the ballot handbook estimate(s) will, upon full implementation, result in an annual revenue increase to the City of more than \$40 million. In the event that no such measures are approved, the City Attorney is authorized to take all steps necessary to remove this subsection 8A.105(b)(4) from the Charter.' The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

Supervisor Avalos, seconded by Supervisor Chiu, moved that this Charter Amendment be CONTINUED AS AMENDED to July 27, 2010, as a Committee of the Whole. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns.

James Chaffee; expressed concerns relating to the SF Public Library.

Ray Hartz; expressed concerns relating to open government.

Peter Newell; expressed concerns relating to historic property.

Male Speaker; expressed various religious concerns.

Marsha Daily; expressed various concerns relating to the shipyard redevelopment.

Walter Paulson; shared in song certain concerns with the Board.

Jacqueline Phillips; expressed various concerns relating to the shipyard redevelopment.

Richard Hobson; expressed various concerns relating to the shipyard redevelopment.

Grace Martinez; expressed various concerns relating to the shipyard redevelopment.

Peter Warfield; expressed concerns relating to the SF Public Library.

Edmond Juicy; expressed various concerns.

Recess

At the hour of 5:11 p.m., Supervisor Campos, seconded by Supervisor Maxwell, moved that the meeting be recessed for 30 minutes. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

At the hour of 6:11 p.m., Supervisor Mirkarimi indicated the meeting would reconvene at 7:00 p.m. The meeting reconvened at 9:50 p.m.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE**100931 [Local Support for Proposition 1B Local Streets and Road Projects]****Sponsor: Mayor**

Resolution authorizing local support for street resurfacing projects to be funded by FY2009-2010 Proposition 1B State Infrastructure Bond funds from the Local Street and Road, Congestion Relief, and Traffic Safety Account of 2006.

Resolution No. 334-10

ADOPTED

100932 [Apply for State Used Oil Payment Program]**Sponsor: Mayor**

Resolution authorizing the Department of the Environment to apply for annual grants from the California Department of Resources Recycling and Recovery for the purpose of increasing Used Motor Oil Recycling and Household Hazardous Waste Management.

Resolution No. 333-10

ADOPTED

100933 [Homeland Security Grants]**Sponsor: Mayor**

Resolution authorizing designated City and County officials to execute and file, on behalf of the City and County of San Francisco, a public entity established under the laws of the State of California, any actions necessary for the purpose of obtaining federal financial assistance provided by the federal Department of Homeland Security and sub-granted through the State of California under various grant programs, including: the FY2010 Homeland Security Grant Program for the FY2010 Urban Areas Security Initiative (UASI) grant, the FY2010 Regional Catastrophic Preparedness Grant Program (RCPGP), the FY2010 Interoperable Emergency Communications Grant Program (IECGP), Public Law 111-83, FY2010 State Homeland Security Grant Program, FY2010 Metropolitan Medical Response System, FY2010 Citizen Corps Program, FY2010 Emergency Management Performance Grant, and FY2010 Buffer Zone Protection Program.

Resolution No. 324-10

ADOPTED

100934 [Issuance and Sale of Tax-Exempt Revenue Bonds - Drew School - Not to Exceed \$8,000,000]**Sponsor: Alioto-Pier**

Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$8,000,000 to finance and/or refinance various capital facilities owned by Drew School.

Resolution No. 344-10**ADOPTED****100936 [Accept and Expend Grant - Early Childhood Mental Health Consultation Initiative - \$20,000]****Sponsor: Chu**

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$20,000 from the San Francisco Foundation, to assist with a project entitled "Early Childhood Mental Health Consultation Initiative" for the period of June 1, 2010, through May 31, 2011.

Resolution No. 335-10**ADOPTED****100937 [Honoring Duane Kuiper and Mike Krukow in Recognition of their 20th Anniversary as San Francisco Giants Broadcasters]****Sponsors: Duffy; Elsbernd and Alioto-Pier**

Resolution Honoring Duane Kuiper and Mike Krukow in recognition of their 20th Anniversary as San Francisco Giants broadcasters and wishing them the best over their next twenty years and beyond.

Supervisor Alioto-Pier requested to be added as a co-sponsor.

Resolution No. 345-10**ADOPTED****100938 [Support Assembly Bill 32 Regarding the CLEAR Act]****Sponsor: Mirkarimi**

Resolution in support of Assembly Bill 32 regarding the CLEAR Act pending in the United States Senate.

Resolution No. 343-10**ADOPTED**

100835 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 266-286 - 4th Street]

Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize acquisition of the 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. (Clerk of the Board)

Motion No. M10-111

APPROVED

100838 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 790 Market Street]

Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize 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. (Clerk of the Board)

Motion No. M10-112

APPROVED

100841 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 801 Market Street]

Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize 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. (Clerk of the Board)

Motion No. M10-113

APPROVED

100844 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 933-949 Stockton Street]

Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize acquisition of the 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. (Clerk of the Board)

Motion No. M10-114

APPROVED

100847 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 1455 Stockton Street]

Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize 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. (Clerk of the Board)

Motion No. M10-115

APPROVED

100947 [Final Map 5719 - 238 Olive Street; 1030 Franklin Street]

Motion approving Final Map 5719, an Eight Residential Unit Condominium Project, located at 238 Olive Street and 1030 Franklin Street being a subdivision of Lot No. 082 in Assessors Block No. 0719 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

Motion No. M10-116

APPROVED

100948 [Final Map 5168 – 5600 3rd Street]

Motion approving Final Map 5168, a Five Lot Airspace Project, located at 5600 3rd Street being a subdivision of Lot No. 013 in Assessors Block No. 5421 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

Motion No. M10-117

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Duffy, Elsbernd, Mar, Maxwell, Mirkarimi

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Alioto-Pier requested that File No. 100935 be severed so that it may be considered separately.

100935 [Supporting Eddy Zheng's Application to Remain Lawfully in the United States]

Sponsors: Chiu; Mar, Avalos, Mirkarimi, Campos, Chu and Maxwell

Resolution urging the Honorable Arnold Schwarzenegger, Governor of California, to grant Xiao Fei "Eddy" Zheng a full pardon and allow him to remain in the United States and to continue to serving youth in the San Francisco Bay Area community.

Supervisor Alioto-Pier, seconded by Supervisor Elsbernd, moved that this Resolution be CONTINUED to July 27, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

IMPERATIVE AGENDA

There were none.

LEGISLATION INTRODUCED AT ROLL CALL**Introduced by a Supervisor or Mayor****Ordinances****100962 [Appropriating \$1,300,000 of General Fund Reserve for the Ethics Commission Public Election Campaign Finance Fund for FY2010-2011]**

Sponsors: Avalos; Mirkarimi and Campos

Ordinance appropriating \$1,300,000 of General Fund Reserve for the Ethics Commission in the Public Election Campaign Finance Fund for FY2010-2011.

(Fiscal Impact.)

07/20/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100963 [Healthy Nail Salon Recognition Program]

Sponsors: Chiu; Maxwell, Alioto-Pier and Chu

Ordinance amending the San Francisco Administrative Code by adding Chapter 27, Sections 27.1 through 27.6, to create a program to recognize nail salons that use nail polishes free of the toxic chemicals toluene, dibutyl phthalate, and formaldehyde.

07/20/10; ASSIGNED UNDER 30 DAY RULE to Public Safety Committee.

100495 [California Environmental Quality Act Appeals of Certain Environmental Determinations and Providing Public Notice]**Sponsor: Alioto-Pier**

Ordinance amending Administrative Code Chapter 31 to provide for appeals to the Board of Supervisors of certain environmental documents and determinations under the California Environmental Quality Act, to clarify procedures and to provide public notice of environmental documents and determinations.

04/20/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 5/21/2010.

04/27/10; REFERRED TO DEPARTMENT.

05/04/10; RESPONSE RECEIVED.

07/14/10; RESPONSE RECEIVED.

07/20/10; SUBSTITUTED.

07/20/10; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

Resolutions**100964 [Approval of Contract and Accept and Expend Grant - Fire and Emergency Medical Services to the Presidio Trust]****Sponsor: Alioto-Pier**

Resolution authorizing the San Francisco Fire Department to enter into a ten year agreement with the Presidio Trust to provide fire and emergency medical services to portions of the Presidio under the Trust's jurisdiction, with the Trust reimbursing the Fire Department for those services and to accept and expend funds provided to the Fire Department by the Trust as reimbursement for services provided under that agreement.

07/20/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100965 [Approval of Contract and Accept and Expend Grant - Fire and Emergency Medical Services to National Park Service Managed Areas]**Sponsor: Alioto-Pier**

Resolution authorizing the San Francisco Fire Department to enter into a ten year agreement with the National Park Service to provide fire and emergency medical services to National Park Service managed areas within San Francisco, with National Park Service reimbursing the Fire Department for those services, and to accept and expend funds provided to the Fire Department by the National Park Service as reimbursement for services provided under that agreement.
(Fiscal Impact.)

07/20/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100966 [Approving the Hiring of Displaced Federal Firefighters]**Sponsor: Alioto-Pier**

Resolution approving the hiring of permanent career civilian federal firefighters displaced by the closure of the National Park Service Fire Station in the Presidio, pursuant to the authority granted by California Government Code Section 53270.

07/20/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100967 [Intention to Renew the 2500 Block of Mission Street Business Improvement District - Mission Miracle Mile Business Improvement District]**Sponsor: Campos**

Resolution declaring the intention of the Board of Supervisors to renew the property-based 2500 Block of Mission Street business improvement district, to be known as the "Mission Miracle Mile Business Improvement District" and to levy a multi-year assessment on identified parcels in the district; approving the management district plan and engineer's report and proposed boundaries map for the district; ordering and setting a time and place for a public hearing thereon; approving the form of the Notice of Public Hearing and Assessment Ballots; and directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting as required by law.

07/20/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100968 [Accept and Expend Grant - Recreation and Park Department - Mission Dolores Park - \$1,500,000]**Sponsor: Dufty**

Resolution accepting and expending a gift, valued not less than \$1,500,000 from the Friends of Dolores Park Playground and the Mercer Fund to the Recreation and Park Department for the renovation of the children's playground at Mission Dolores Park.

07/20/10; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

100969 [Approval of the Issuance of Tax-Exempt Revenue Obligations - Brandeis Hillel Day School - Not to Exceed \$11,500,000]**Sponsor: Elsbernd**

Resolution approving the issuance of tax-exempt revenue obligations by the California Enterprise Development Authority in an aggregate principal amount not to exceed \$11,500,000 among other things, to refinance various capital facilities owned by Brandeis Hillel Day School and to determine other matters related thereto.

07/20/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100970 [Approving the Issuance of Tax-Exempt Revenue Obligations - The Urban School of San Francisco - Not to Exceed \$8,000,000]**Sponsor: Mirkarimi**

Resolution approving the issuance of tax-exempt revenue obligations by the California Enterprise Development Authority in an aggregate principal amount not to exceed \$8,000,000 among other things, to refinance various capital facilities owned by The Urban School of San Francisco and to determine other matters related thereto.

07/20/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100971 [Accept and Expend Grant - Lowe's Local Hiring Agreement - \$750,000]**Sponsor: Mayor**

Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of \$750,000 from Lowe's HIW, Inc., to plan and manage an employment program.

07/20/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

100972 [Accept and Expend Grant - Office of Economic and Workforce Development - Green Jobs - \$400,000]**Sponsor: Mayor**

Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of \$400,000 from Wal-Mart Foundation to plan and manage an employment program.

07/20/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

100973 [Accept and Expend Grant - Office of Economic and Workforce Development - California's Low Income Energy Efficiency Program - \$100,000]**Sponsors: Mayor; Maxwell**

Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of \$100,000 from the California Public Utilities Commission to support CityBuild's implementation of California's Low Income Energy Efficiency Program in San Francisco.

07/20/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

100974 [Accept and Expend Grant - Office of Economic and Workforce Development - CityBuild Program - \$200,000]**Sponsors: Mayor; Maxwell**

Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of \$200,000 from the Evelyn and Walter Haas, Jr., Fund to support the CityBuild Program.

07/20/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

100975 [Accept and Expend Grant - Polling Place Accessibility Training Program - Not to Exceed \$5,000]**Sponsor: Alioto-Pier**

Resolution authorizing the San Francisco Department of Elections to accept and expend a grant in an amount not to exceed \$5,000 for improving polling place accessibility in accordance with the California Secretary of State's Help America Vote Act Polling Place Accessibility Training Program.

07/20/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100977 [Requesting the Planning Commission or Planning Department to Extend the Public Comment Period on the California Pacific Medical Center's Draft Environmental Impact Report to a Minimum of 90 Days and Conduct Two Public Hearings on the Environmental Impact]**Sponsor: Campos**

Resolution requesting that the Planning Commission or Planning Department extend the public comment period on the California Pacific Medical Center's Draft Environmental Impact Report to a minimum of 90 days and conduct two public hearings on the Environmental Impact Report because of the project's exceptional size and complexity and so the public can conduct a thorough review and offer thoughtful input.

07/20/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100978 [Commending Patricia M. Pendergast]**Sponsor: Chu**

Resolution commending Patricia M. Pendergast, Principal Personnel Analyst and Manager of Examination and Recruitment for the San Francisco Public Utilities Commission, upon her retirement after forty-one years of dedicated service.

07/20/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100981 [Honoring Kelly Clark and the We Ride 3000 Team]**Sponsor: Dufty**

Resolution honoring Kelly Clark and the We Ride 3000 Team in recognition of their 3,200 mile bike ride across the United States, from San Francisco to Washington D.C., in advocacy for public education awareness.

07/20/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions**100902 [Committee of the Whole - Public Hearing on Special Assessment of Liens for Assessment of Cost]**

Motion directing the Board of Supervisors to hold a public hearing on August 3, 2010, with the Board sitting as a Committee of the Whole, to consider adopting a Resolution confirming report of Delinquent Charges for Code Enforcement cases with Delinquent assessment of costs, and fees pursuant to the provisions of Sections 102A.3, 102A.4, 102A.6, 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, and Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection, for services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Clerk of the Board)

06/30/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100961 [Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the November 2, 2010, Election]

Motion authorizing preparation of written proponent and opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 2, 2010, Election. (Clerk of the Board)

07/20/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100986 [Directing the Budget and Legislative Analyst to Audit the San Francisco Office of the Public Defender]**Sponsor: Daly**

Motion directing the Budget and Legislative Analyst to audit the San Francisco Office of the Public Defender.

07/20/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

100979 [Parkmerced Project - 3711 - 19th Avenue]

Sponsor: Elsbernd

Hearing to discuss the Parkmerced project located at 3711 - 19th Avenue.

07/20/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

100980 [Office of the Controller's FY2010-2011 City Services Auditor Annual Work Plan]

Sponsor: Mar

Hearing on the Office of the Controller's City Services Auditor Annual Work Plan for FY2010-2011.

07/20/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100987 [Committee of the Whole - San Francisco Municipal Transportation Agency - Appointments Policy and Other Procedures]

Hearing of persons interested in or objecting to the amendments to the proposed Charter Amendments (Second Draft) to amend the Charter of the City and County of San Francisco by amending Sections 8A.100, 8A.101, 8A.102, 8A.104, 8A.105, 8A.106, 8A.107, 8A.108, 8A.113, A8.409-1, A8.409-4, and A8.428, and repealing Section A8.404, to: provide for split appointments to the San Francisco Municipal Transportation Agency (MTA) Board of Directors; allocate a share of property tax revenues to the Transportation Fund; require the MTA to resubmit an Agency budget if its budget is rejected by the Board of Supervisors; establish an Office of the MTA Inspector General; and, eliminate formulas governing operator wages and benefit payments and subject these matters instead to collective bargaining. (Clerk of the Board)

07/20/10; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

Charter Amendment

100982 [San Francisco Municipal Transportation Agency - Appointments Policy and Other Procedures]

Sponsors: Campos; Mirkarimi and Mar

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Sections 8A.100, 8A.101, 8A.102, 8A.104, 8A.105, 8A.106, 8A.107, 8A.108, 8A.113, A8.409-1, A8.409-4, and A8.428, and repealing Section A8.404, to: provide for split appointments to the San Francisco Municipal Transportation Agency (MTA) Board of Directors; allocate a share of property tax revenues to the Transportation Fund; require the MTA to resubmit an Agency budget if its budget is rejected by the Board of Supervisors; establish an Office of the MTA Inspector General; and, eliminate formulas governing operator wages and benefit payments and subject these matters instead to collective bargaining.

07/20/10; ASSIGNED to Board of Supervisors.

07/20/10; AMENDED.

07/20/10; CONTINUED AS AMENDED.

Introduced by the President at the Request of Department**PROPOSED ORDINANCES****100917 [Planning Code - Area Plan Impact Fee and Jobs-Housing Linkage Program Modifications]**

Ordinance amending the San Francisco Planning Code sections related to Area Plan Impact Fees (Rincon Hill, Market and Octavia, Eastern Neighborhoods, and Balboa Park) and Jobs-Housing Linkage Fee to improve Planning Code readability and ease of application with regard to impact fees; to create consistent definitions and application across the Area Plan Impact Fee and Jobs-Housing Linkage Fee provisions; to better recognize and account for the impact of existing conditions of development sites affected by the Area Plan Impact Fees and the Jobs-Housing Linkage Fee; to promote adaptive re-use of existing buildings in the Eastern Neighborhoods; to clarify the impact fees associated with the Eastern Neighborhoods' on-going "legitimization" program; and adopting findings, including Section 302, environmental findings, and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Department)

07/08/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/19/2010.
9/12/10 - 14-Day Fee Ad published in newspaper; submitted 9/10/10.

100918 [Mission Bay North-Blocks N3-N3A Public Infrastructure Improvements]

Ordinance accepting the irrevocable offer of public infrastructure improvements associated with Mission Bay North Blocks N3-N3A, including acquisition facilities on portions of King Street, Berry Street, Fourth Street, and Fifth Street; declaring such areas as shown on official Department of Public Works maps as open public right-of-way; designating such areas and improvements for street and roadway purposes; establishing street grades and sidewalk widths; accepting said facilities for City maintenance and liability purposes, subject to specified limitations; accepting a pedestrian access and utility easement relating to the project; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of City's Planning Code Section 101.1, and the Mission Bay North Redevelopment Plan; accepting Department of Public Works Order No. 178,752; and authorizing official acts in connection with this Ordinance. (Public Works Department)

07/09/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS**100919 [Authorizing the Sheriff's Department to Amend its Contract with ARAMARK Correctional Services, LLC for Jail Food Services - Not to Exceed \$30,500,000]**

Resolution authorizing the Sheriff's Department to enter into a Third Amendment to the Agreement between the City and County of San Francisco and ARAMARK Correctional Services, LLC, to increase the contract amount from \$24,000,000 to an amount not to exceed \$30,500,000 and to extend the contract term to June 30, 2012. (Sheriff)

07/10/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100920 [Finding of Fiscal Feasibility - Cruise Terminal Project at Pier 27]

Resolution finding the proposed cruise terminal project at Pier 27 is fiscally feasible pursuant to Administrative Code Chapter 29. (Port)

07/12/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Requests Granted

*From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:*

*Garbage Cans
Northeast corner of Fillmore and Waller
Southwest corner of Waller and Fillmore
Northeast corner of Clayton and Fulton*

*Mailboxes
Northwest corner of McAllister and Lyon
Northeast corner of Fillmore and Haight
Northeast corner of McAllister and Central*

*From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:*

*San Francisco Bay Guardian
Southeast corner of Fillmore and Post
Southwest corner of Divisadero and Sutter
9th Avenue and Judah (near bus stops)
7th Avenue and Irving (near bus stops)
Northwest corner of Hayes and Fillmore
Southeast corner of Fillmore and Haight*

*San Francisco Chronicle
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore
Irving and 9th Avenue
Irving and 7th Avenue
Southwest corner of Haight and Clayton
Southeast corner of Haight and Masonic*

*Examiner
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore*

*SF Daily
Northwest corner of Hayes and Gough*

*City Star
Northwest corner of Hayes and Gough
Southeast corner of Fillmore and Haight*

*SF Weekly
Southeast corner of Masonic and Haight
Southeast corner of Haight and Fillmore*

*From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:*

*546 Haight
295 Buchanan
350 Laguna
512 Laguna
481 Linden
310 Fulton
796 Haight
798 Haight
799 Haight
1439 Fulton
208 Scott
139 Clayton
539 Waller*

*From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at from utility poles at the following locations:*

*Wood Poles
In front of 322 Linden
In front of 1311 Fulton
Across the street from 299 Laussant
Southwest corner of McAllister and Broderick*

*Metal Poles
In front of 1977 Bush
Northeast corner of Webster and Waller
Northwest corner of Grove and Fillmore
Across the street from 32 Hermann*

*From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following public property located at the following locations:*

*Utility Boxes
Southeast corner of Linden and Buchanan
Southeast corner of Fell and Buchanan
Northeast corner of Fell and Oak
Northeast corner of Hayes and Broderick
In front of 505 Waller*

*Bus Shelters
Southwest corner of Pierce and Haight
Northwest corner of Divisadero and Haight
Southeast corner of Hayes and Divisadero
Fillmore and Haight (all four bus stops, graffiti and grime)*

*Emergency Box
Northeast corner of Pierce and Waller*

In Memoriams

*Dr. Jose M. Herrera – Entire Board
Vonetta McGee – Supervisors Dufty and Maxwell
Bill Wilkinson – Supervisors Dufty and Maxwell
Thomas Lee Eisenmann – Supervisor Dufty
Joseph Walsh – Supervisor Dufty*

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 11:40 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 14, 2010.

Angela Calvillo, Clerk of the Board