

090547

Petitions and Communications received from April 21, 2009 through April 27, 2009 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on May 5, 2009.

From Redevelopment Agency, submitting response to written objection on the proposed Vistacion Valley Redevelopment Plan. File 090446, Copy: Each Supervisor (1)

From Office of the Controller, submitting concession audit report of Tomokazu Japanese Cuisine (SFO) Inc. (2)

From Emile Lawrence, submitting copy of letter sent to U.S. Senator Dianne Feinstein regarding her position on taxi medallion sales and Mayor Newsom's involvement in the City and County's eminent bankruptcy. (3)

From John Nulty, submitting copy of letter sent to the Ethics Commission regarding the proposed overhaul of San Francisco lobbying law. Copy: Each Supervisor (4)

From Office of the City Attorney, regarding the award of contract in the Airport's Terminal Two Renovation Project, Mechanical Trade Bid Package. Copy: Each Supervisor (5)

From Whole Foods Market, submitting request for a Type 20, Off-sale Beer and Wine license for the Whole Foods Market at 3950-24th Street. (6)

From Neil Cook, submitting copy of letter sent to the Citation Review Center protesting the parking citation he received at 1042 Kearney Street. (7)

From Round the Diamond, urging the Board of Education and the Board of Supervisors draft a resolution supporting the construction of a basketball education and career pathway arena, in collaboration with the Seawall Lot 337 development team, the Port of San Francisco and the City and County of San Francisco. Copy: Each Supervisor (8)

From concerned citizens, urging the Board of Supervisors to oppose any appeal, (following the unanimous disapproval by the Planning Commission) regarding a Conditional Use Permit for "Alternative to Meds Center" at 827 Guerrero Street. Copy: Each Supervisor (9)

From Human Services Agency, submitting notice that the Human Services Commission has approved the Human Services Agency's revised fiscal year 2008-09 savings projections for the Human Services Care Fund. (10)

From Arts Commission, submitting quarterly report expenditure for fiscal year 2008-09. (11)

From Joseph Fleischman, submitting opposition to resolution urging the San Francisco Municipal Transportation Agency to examine and consider taxi medallion fees. File 090466 (12)

From Gail Moore, commenting that talking on a hand held cell phone while driving law is not enforced in San Francisco. (13)

From concerned citizens, urging the Board to restore Sharp Park. 448 letters (14)

From concerned citizens, submitting copy of letter sent to the District Attorney, thanking them for the recent conviction of the person that was caught vandalizing a building in Dolores Park with graffiti. (15)

From concerned citizens, submitting support for proposed legislation regarding residential and commercial water conservation. Files 090225, 090226, Copy: Each Supervisor (16)

From Michael Gardner, regarding the article in the San Francisco Chronicle about Deputy Chief Greg Suhr and the incident regarding his recent change of command. (17)

From concerned citizens, submitting support for full funding of public access television. File 090287, Copy: Budget and Finance Committee, 7 letters (18)

From Martin Lyon, recommending MUNI diesel coaches adopt the "Powered by Clean Natural Gas" message and discontinue the message "Hybrid Electric Bus". Copy: Each Supervisor (19)

From Arthur Evans, commenting on proposed resolution urging a cessation of recent Drug Enforcement Administration raids on medical cannabis dispensaries. File 090486, 2 letters (20)

From Kenny Cowan, regarding the valet parking permit of the "Inn of the Opera" using street parking to park their patron's cars and the misuse of the passenger loading zone in front of the Inn that extends to his apartment building at 337 Fulton Street. (21)

From Mary Robinson, regarding the Presidio Trust proposing new out of character buildings that are not necessary or add to the historical character of the park. Copy: Supervisor Alioto-Pier (22)

From concerned citizens, regarding the Hunters Point Naval Shipyard cleanup. 2 letters (23)

From Francisco Da Costa, regarding Barbara Hale and the Solar Power project. (24)

From Francisco Da Costa, regarding children attending schools close to Superfund Sites and other toxic hot spots in Bayview Hunters Point. (25)

From Francisco Da Costa, regarding State Senator Mark Leno. (26)

From Lynn Smith, submitting opposition to naming Third Street "Willie Brown Boulevard" in San Francisco. Copy: Each Supervisor (27)

From Adrian Cotter, commenting on the Board of Supervisors website and suggestions for improvement. Copy: Each Supervisor (28)

From BART, Government and Community Relations, submitting notice of BART Police Department Review Committee update and details on meeting to discuss civilian oversight on May 2, 2009 at 1:00 p.m. (29)

From Jim Meko, submitting report on several important votes taken by the Western SoMa Task Force last week. (30)

From Jackie Wright, urging the Board of Supervisors to review the public files at broadcast stations in San Francisco. (31)

From State Fish and Game Commission, submitting notice of candidacy status for the pacific fisher, which will be published in the California Regulatory Notice Register on April 24, 2009. (32)

From US Army Corps of Engineers, submitting public notice regarding the stream maintenance program in Sonoma Creek and Petaluma River Watersheds. (33)

From US Army Corps of Engineers, submitting public notice regarding the Wood Road Mitigation Bank, north of Santa Rosa in Sonoma County. (34)

From US Army Corps of Engineers, submitting public notice regarding the California Department of Fish and Game fisheries restoration grant program. (35)

San Francisco
Redevelopment Agency

One South Van Ness Avenue
San Francisco, CA 94103

415.749.2400



April 20, 2009

File 090446 Renee
BOS-11 KG AC

GAVIN NEWSOM, Mayor

Ramon E. Romero, President
Rick Swig, Vice President
London Breed
Linda A. Cheu
Frances Covington
Leroy King
Darshan Singh

Fred Blackwell, Executive Director

110-1109-156

Angela Calvillo
Clerk of the Board of Supervisors
City Hall, Room 244
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102

**Re: Responses to written objection received on the proposed Visitacion Valley
Redevelopment Plan**

Dear Ms. Calvillo:

On April 14, 2009, the Board of Supervisors ("Board"), acting as a committee of the whole, conducted a public hearing on the adoption of the Visitacion Valley Redevelopment Plan (the "Redevelopment Plan") for the proposed Visitacion Valley Project Area (the "Project Area") in accordance with California Community Redevelopment Law ("CRL") (Cal. Health & Safety Code §§ 33000 *et seq.*). Prior to the hearing, the Board received one written objection to the Redevelopment Plan. Under Section 33363 of the CRL, the Board must "respond in writing to the written objections received." State law requires that the legislative body "address the written objections in detail, giving reasons for not accepting specified objections and suggestions." The Redevelopment Agency of the City and County of San Francisco (the "Agency") provides the following responses to the written objections, which are attached to this document. Although the CRL requires only written responses to written objection from affected property owners or taxing entities, Agency staff has provided a response to the comments that you have forwarded on behalf of the Board. The Agency recommends that the Board not accept the objections and suggestions for the reasons set forth herein.

One letter was received from Natalie Wong, a San Francisco resident, who raises three separate issues identified by the Agency. The Agency's response to these objections are discussed in three sections as summarized below:

- A. An interest in leaving all land, buildings, and roads as they are today.
- B. A concern regarding wasting tax dollars of redevelopment and instead focusing resources on repairing buildings and streets in all areas (of the city.)

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2009 APR 17 PM 1:40
[Signature]

C. A specific request to bring back the MUNI #15 bus service.

A. Leaving all land, buildings, and roads, "as is and alone."

The proposed Visitacion Valley Project Area includes only 46 areas of land in the Visitacion Valley neighborhood (See Attachment 2). Of this 46 acres, only 20 acres of land, the "Schlage Lock site," identified as Zone 1 in the Redevelopment Plan is slated for significant land use change and building removal. There are 19 former industrial buildings on the Schlage Lock Site, all of which were identified as deteriorated or dilapidated by the existing conditions survey within Chapter IV of the Visitacion Valley Redevelopment Plan Adoption Report on the Plan ("Report to the Board"), prepared in accordance with the CRL. The State of California's Department of Toxic Substance Control ("DTSC") has a standing Consent Order against the former industrial properties within Zone 1, requiring the immediate remediation of hazardous materials in the soil and groundwater. DTSC has requested that the City permit the removal of nearly all of these buildings in order to fully access and remediate the soil contamination on the property. Hazardous material abatement has begun on these buildings and a Remediation Action Plan for the soil and groundwater clean-up is underway which relies upon the demolition of the former industrial buildings in the upcoming months. One building, the former Schlage Office building, is to be preserved and rehabilitated as a community center under the Redevelopment Plan.

The decision to pursue land use changes within Zone 1 and facilitate new mixed-use development on the Schlage Site has been under consideration through a 10 year community planning process. In June 2005, the Board endorsed the Schlage Lock Strategic Concept Plan and instructed all City departments to reference the Strategic Concept Plan in future planning work (Resolution No. 425-05). The proposed Redevelopment Plan and its accompanying documents, including the Visitacion Valley / Schlage Lock Design for Development ("Design for Development") all build on this document and have been brought before the Board after an extensive community planning and urban design process.

The Report to the Board found adverse physical and economic conditions prevalent along Bayshore Boulevard and Leland Avenue, defined as Zone 2 in the Redevelopment Plan. No significant land use changes are proposed by the Redevelopment Plan within Zone 2 and no streets or buildings are proposed for removal. However, the Redevelopment Plan does propose investments of redevelopment resources toward the rehabilitation of existing commercial/mixed-use buildings and improvements to circulation and infrastructure along Bayshore Boulevard and Leland Avenue.

B. Wasting tax dollars

The Report to the Board provides extensive documentation as to the needs and programmatic uses of tax increment financing in the proposed Project Area. The Visitacion Valley Survey Area is identified as an area of the City in need of reinvestment. The Agency has found that the revitalization goals set through the community planning process discussed above cannot be met

through public or private investment alone or together, without the unique tools of tax increment. The Report to the Board outlines how redevelopment programs will help alleviate adverse physical and economic conditions in the Project Area. Additionally the Agency has committed, consistent with Board Resolution No. 427-05, to commit at least fifty percent (50%) of its programmatic funds on affordable housing development to address the City's ongoing need for permanent below market rate housing supply.

The redevelopment program is anticipated to leverage significant private investment into the Project Area. Already in anticipation of a Redevelopment Plan, the main property owner in Zone 1 has invested more than \$30 million in the clean-up of hazardous materials. The Office of Economic Analysis estimated that up to \$600 million dollars of private investment can be expected into the Project Area. Over the life span of the proposed Project Area, the new development facilitated by the Redevelopment Plan will, in addition to the targeted investment in Visitacion Valley and affordable housing serving the broader housing needs of the City, generate new tax revenue estimated at over \$21 million dollars, in present value, that would otherwise not be realized by the City or the other taxing entities that receive funds from this area.

Additionally, according to the Office of Economic Analysis, the vertical construction projects within the proposed Project Area should generate approximately 200 jobs per year during the build-out of the mixed-use development on the Schlage Lock Site and neighboring infill development. At build out the new commercial development in the Project Area should generate at least 300 permanent jobs. The Agency has committed to develop, in partnership with CityBuild and community-based organizations, local workforce preparation and hiring programs in association with the construction and occupancy of the new developments.

Therefore the Agency believes that the Redevelopment Plan is a strong public investment policy and that it provides important tools to the City, including the use of tax increment revenues, for providing affordable housing, economic development, public amenities and financial benefits to both Visitacion Valley and the City.

C. Bring Back bus #15

The decision to discontinue the MUNI 15 bus route is not part of the Redevelopment Plan before the Board. Discontinuing the 15 Line was one of the service changes resulting from the initiation of full service on the MUNI T-Third Light Rail Line in 2007. According to SFMTA, the Line 15 service was replaced by a combination of the T-Third Line and 9X (See Attachment #3). The T- Third provides Visitacion Valley with rail service to Mission Bay and Downtown. With the Central Subway project, this rail line will in the future provide direct connections to South of Market and Chinatown as well. Previously the MUNI 9X Line, connecting Visitacion Valley to City College, Chinatown and North Beach, ran only on weekday peak hours. This service was expanded to run all day and on weekends, filling the bus connections previously provided by the 15 Line.

Thank you for accepting the Agency's response to the objections submitted on April 14, 2009 regarding the Visitacion Valley Redevelopment Plan.

Sincerely,



Fred Blackwell
Executive Director

Attachments:

1. Objection letter from Natalie Wong
2. Proposed Development Districts Map
3. SFMTA Summary of April 7th 2007 Service Changes due to Full Service T-Third Service

Cc: Supervisor Sophie Maxwell
San Francisco Redevelopment Commission
Sarah Dennis, Planning Department
Natalie Wong

#24

4-13-09

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File 090446
BOS-11, c page

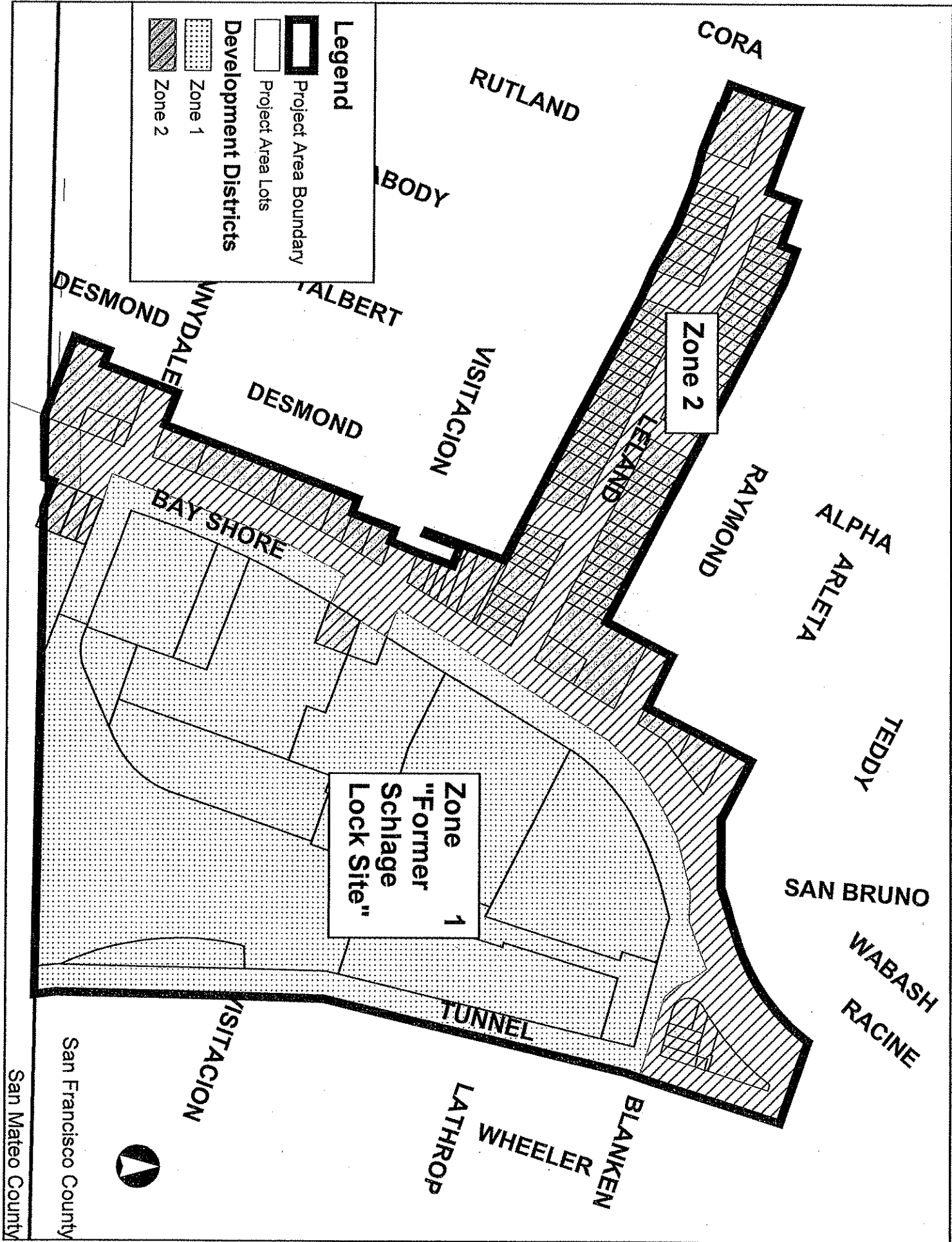
To whom it may concern:

please take no action

to make ^{any} changes to redevelop Visitacion Valley. Leave all areas, land, and buildings as is and alone. What's wrong with the buildings, land, roads, and streets? Stop wasting tax dollars to redevelop the place. Use tax dollars to repair all areas buildings, roads, streets, and bring back bus #15 to and from that neighborhood and other surrounding neighborhoods that are connected. Do have consideration for the citizens that live and work in those areas. Thank you.

Sincerely,

Natalie Wong
1871-20th Avenue
S.F. CA 94122
(415) 564-0758



City and County of San Francisco


Office of the Controller – City Services Auditor

To: Angela Calvillo,
Clerk of the Board
From: Office of the Controller
City Services Auditor

(2)

AIRPORT COMMISSION:

Concession Audit of Tomokazu
Japanese Cuisine (SFO) Inc.

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BY 



April 22, 2009

(2)

CONTROLLER'S OFFICE CITY SERVICES AUDITOR

The City Services Auditor was created within the Controller's Office through an amendment to the City Charter that was approved by voters in November 2003. Under Appendix F to the City Charter, the City Services Auditor has broad authority for:

- Reporting on the level and effectiveness of San Francisco's public services and benchmarking the city to other public agencies and jurisdictions.
- Conducting financial and performance audits of city departments, contractors, and functions to assess efficiency and effectiveness of processes and services.
- Operating a whistleblower hotline and website and investigating reports of waste, fraud, and abuse of city resources.
- Ensuring the financial integrity and improving the overall performance and efficiency of city government.

The audits unit conducts financial audits, attestation engagements, and performance audits. Financial audits address the financial integrity of both city departments and contractors and provide reasonable assurance about whether financial statements are presented fairly in all material aspects in conformity with generally accepted accounting principles. Attestation engagements examine, review, or perform procedures on a broad range of subjects such as internal controls; compliance with requirements of specified laws, regulations, rules, contracts, or grants; and the reliability of performance measures. Performance audits focus primarily on assessment of city services and processes, providing recommendations to improve department operations.

We conduct our audits in accordance with the Government Auditing Standards published by the U.S. Government Accountability Office (GAO). These standards require:

- Independence of audit staff and the audit organization.
- Objectivity of the auditors performing the work.
- Competent staff, including continuing professional education.
- Quality control procedures to provide reasonable assurance of compliance with the auditing standards.

Audit Team: Elisa Sullivan, Audit Manager
Cynthia Chavez, Associate Auditor



CITY AND COUNTY OF SAN FRANCISCO
OFFICE OF THE CONTROLLER

Ben Rosenfield
Controller

Monique Zmuda
Deputy Controller

April 22, 2009

San Francisco Airport Commission
P.O. Box 8097
San Francisco International Airport
San Francisco, CA 94128

President and Members:

The Controller's Office, City Services Auditor, presents its report concerning the concession audit of Tomokazu Japanese Cuisine (SFO) Inc. (Tomokazu). Tomokazu has one 10-year lease agreement and one 9-year, 11 month lease agreement with the Airport Commission of the City and County of San Francisco. Under the terms of its leases, Tomokazu operates two restaurants at the San Francisco International Airport (SFO). One of the restaurants operates at a domestic terminal, while the second operates in the international terminal of SFO.

Reporting Period: January 1, 2005, through December 31, 2007

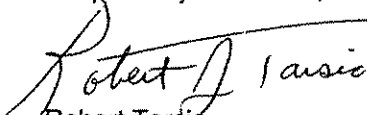
Rent Paid:	Tomokazu (Domestic)	\$ 756,265
	Tomokazu (International)	<u>234,885</u>
	Total:	\$ 991,150

Results:

Tomokazu correctly reported gross revenues of \$8,522,619 for its location at the domestic terminal and \$3,711,523 for its location at the international terminal for a total of \$12,234,142. Tomokazu did not always submit all of its rent to the Airport Department (Airport) on a timely basis; however, the incurred late charges are negligible. In addition, Tomokazu underpaid one month of its rent due to a calculation error, and owes the Airport \$2,024.

The responses from the Airport and Tomokazu are attached to this report. The Controller's Office, City Services Auditor, will follow up with the Airport on the status of the recommendations made in this report.

Respectfully submitted,


Robert Tarsia
Deputy Audit Director

cc: Mayor
Board of Supervisors
Civil Grand Jury
Budget Analyst
Public Library

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INTRODUCTION

Audit Authority

The Office of the Controller (Controller) has authority under the San Francisco Administrative Code, Chapter 10, Article 1, Section 10.6-2 to audit, at regular intervals, all leases of city-owned real property where rent of \$100,000 or more a year is to be paid to the City. In addition, the City Charter provides the Controller, City Services Auditor (CSA) with broad authority to conduct audits. We conducted this audit under that authority and pursuant to an audit plan agreed to by the Controller and the Airport.

Background

Tomokazu Japanese Cuisine (SFO) Inc. (Tomokazu) operates two restaurants under two separate lease agreements with the Airport Commission (Commission) of the City and County of San Francisco. Under lease number 99-02920, a 9-year, 11 month lease with a rent commencement date of December 10, 2000, Tomokazu operates a restaurant at the international terminal of the San Francisco International Airport (SFO). Under lease number 03-0186, a 10-year lease with a rent commencement date of May 25, 2005, Tomokazu operates a restaurant at a domestic terminal of SFO.

The lease agreements require Tomokazu to pay the Airport Department (Airport) the greater of a minimum annual guarantee (MAG), or a tiered percentage rent of 6 to 10 percent of its annual gross revenues for both leases. The Airport can adjust the MAG annually.

Scope and Methodology

The purpose of this audit was to determine whether Tomokazu complied with the reporting, payment, and other provisions of its lease agreements with the Commission. Our audit covered the period from January 1, 2005, through December 31, 2007.

To conduct the audit, we examined the applicable terms of Tomokazu's leases and the adequacy of its procedures for collecting, recording, summarizing, and reporting its gross revenues to the Airport. To determine whether Tomokazu accurately reported its gross revenues to the Airport, we tested, on a sample basis, Tomokazu's monthly sales records, daily sales reports, and bank deposit records. In addition, we determined whether Tomokazu had any outstanding payments for the period. We also compared

the gross revenues reported to the Airport with the gross revenues reported to the California State Board of Equalization for the four calendar quarters during each year, and verified Tomokazu's compliance with certain other provisions of its leases.

We conducted this performance audit in accordance with generally accepted government auditing standards. Those standards require that we plan and perform the audit to obtain sufficient, appropriate evidence to provide a reasonable basis for our findings and conclusions based on our audit objectives. We believe that the evidence obtained provides a reasonable basis for our findings and conclusions based on our audit objectives.

AUDIT RESULTS

Tomokazu Correctly Reported Its Gross Revenues

The lease agreements require Tomokazu to pay the Airport Department (Airport) the greater of a minimum annual guarantee (MAG), or a tiered percentage rent of 6 to 10 percent of its annual gross revenues for both leases. The Airport can adjust the MAG annually.

From January 1, 2005, through December 31, 2007, Tomokazu correctly reported gross revenues of \$12,234,142 and paid \$991,150 in rent to the Airport. The exhibit below summarizes Tomokazu's reported gross revenues and rent paid for its lease agreements.

EXHIBIT Gross Revenues Reported and Rent Paid January 1, 2005, Through December 31, 2007				
	January 1, 2005, Through December 31, 2005	January 1, 2006, Through December 31, 2006	January 1, 2007, Through December 31, 2007	Totals
Gross Revenues Reported				
Lease No. 99-0292O (Int'l)	\$ 1,094,897	\$ 1,202,261	\$ 1,414,365	\$ 3,711,523
Lease No. 03-0186 (Domestic)	<u>1,504,801^a</u>	<u>3,255,059</u>	<u>3,762,759</u>	<u>8,522,619</u>
Total Gross Revenues	\$ 2,599,698	\$ 4,457,320	\$ 5,177,124	\$ 12,234,142
Rent Paid				
Lease No. 99-0292O (Int'l)	\$ 67,593	\$ 74,157	\$ 93,135	\$ 234,885
Lease No. 03-0186 (Domestic)	<u>118,483</u>	<u>293,506</u>	<u>344,276</u>	<u>756,265</u>
Total Rent Paid	\$ 186,076	\$ 367,663	\$ 437,411	\$ 991,150

^a Note: The reported gross revenues for Lease 03-0186 for the year 2005 represent 8 months only (May to December), as the lease commenced on May 25, 2005.

Source: Tomokazu's Monthly Statements of Sales and Rent Due.

Tomokazu Did Not Submit All Rent On a Timely Basis

We found that Tomokazu did not submit all of the rent for both leases on a timely basis, as required by its lease provisions. Both lease agreements require that Tomokazu pay the monthly MAG at the beginning of each month.

Tomokazu then calculates the percentage rent on the gross revenues it earned for the previous month, and if the percentage rent exceeds the monthly MAG, it pays the excess by the 20th of the month. Any rent not paid when due is subject to a service charge of 1.5 percent per month. Although the amount incurred in late fees is insignificant in this case, the Airport should ensure all rent is collected on time.

Tomokazu Underpaid Its Rent for One Month

Tomokazu underpaid the December 2006 rent under lease number 99-02920 by \$2,153. This occurred because Tomokazu used the 6 percent tiered rate to compute rent due, when it should have used the 8 percent tiered rate. We reviewed the Airport's accounting records, noting staff did not identify the underpaid amount. Therefore, the Airport should invoice Tomokazu for the unbilled rent, less a small overpayment from the previous month of \$129, or \$2,024.

Based on subsequent discussion with Airport staff, we were advised that their newly implemented accounting system will identify rent discrepancies through an automated process. During the billing process, the system will compare the expected payment based on the lease terms to the tenant's actual payment, and flag any discrepancies. The accountant will then contact the tenant to advise them of the difference, and request any additional rent due.

Recommendations

The Airport should take the following actions:

1. Ensure that all MAG and base rent is collected timely, in accordance with the lease terms.
2. Bill Tomokazu for net underpaid rent of \$2,024.
3. Ensure its new accounting system is correctly computing the rent receivable from the tenant, based on applicable lease terms, and identifying under or overpaid amounts.

ATTACHMENT A: AIRPORT'S RESPONSE



San Francisco International Airport

April 8, 2009

P.O. Box 8097
San Francisco, CA 94128
Tel 415.821.5000
Fax 415.821.4000
www.sfo.com

Mr. Robert Tarsia
Deputy Audit Director
Office of the Controller
City and County of San Francisco
City Hall, Room 476
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102

Subject: Audit of Tomokazu Japanese Cuisine, Inc. - Airport's Response

Dear Mr. Tarsia:

AIRPORT
COMMISSION
CITY AND COUNTY
OF SAN FRANCISCO

GAVIN NEWSOM
MAYOR

LARRY MAZZOLA
PRESIDENT

LINDA S. CRAYTON
VICE PRESIDENT

CARLITO

ELIANOR JOHNS

RICHARD F. GUGGENHEIM

JOHN L. MARTIN
AIRPORT DIRECTOR

The San Francisco International Airport ("Airport") is in receipt of the Audit Recommendation from City Services Auditor Division for its audit of International Terminal Food and Beverage Lease No. 99-02920 and Domestic Terminals Food and Beverage Lease No. 03-0186 between the City and County of San Francisco, through its Airport Commission, and Tomokazu Japanese Cuisine, Inc. ("Tenant"). The following is the Airport's response to the Audit Report findings:

1. **Ensure that all MAG and base rent is collected timely, in accordance with the lease terms.** The Airport agrees with this statement. Staff will ensure compliance going forward.
2. **Bill Tomokazu for net underpaid rent of \$2,024 for the month ended December 2006.** The Airport agrees with this finding and will issue an invoice upon receipt of the final audit report.
3. **Ensure its new accounting system is correctly computing the rent receivable from the tenant, based on applicable lease terms, and identifying under or overpaid amounts.** The Airport agrees with this statement. Staff will ensure compliance going forward.

Thank you for your staff's work on this audit. Please do not hesitate to call if you have any questions.

Sincerely,

Cheryl Nashir
Associate Deputy Airport Director
Revenue Development & Management

Attachment

cc: Cynthia Chavez
Leo Fermin
Cesar Sanchez
Gigi Ricasa
Vic Bartolome

Recommendation	Responsible Agency	Response
1. Ensure that all MAG and base rent is collected timely, in accordance with the lease terms.	Airport	Agree. Staff will ensure compliance going forward.
2. Bill Tomokazu for net underpaid rent of \$2,024.	Airport	Agree. An invoice will be issued upon receipt of the final audit report.
3. Ensure its new accounting system is correctly computing the rent receivable from the tenant, based on applicable lease terms, and identifying under or overpaid amounts.	Airport	Agree. Staff will ensure compliance

ATTACHMENT B: TOMOKAZU'S RESPONSE

Tomokazu Japanese Cuisine (SFO) Inc.

878 Washington Street, San Francisco, CA 94108
(415) 421-5447

April 9, 2009

Mr. Robert Tarsia
Deputy Audit Director
City Hall, Room 476
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102

Re: Audit of Tomokazu Japanese Cuisine (SFO) Inc.

Dear Mr. Tarsia,

We have review the audit and comments of our restaurant; we agreed the No. 2 recommendation and will pay back the underpaid amount to San Francisco Airport Commission once we receive the bill. We would like to thank you your audit team member for their hard working and efficient performance.

Yours sincerely,


Francis So
President

EmileLawrence

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2009 APR 23 PM 2:38

BY PC

April 21, 2009

U.S. Senator Dianne Feinstein
One Post Street, Suite 2450
San Francisco, CA 94104

U.S. Senator Dianne Feinstein
United States Senate
231 Hart Senate Office Building
Washington, DC 20510

COPY

(3)

Ms. Nancy Erickson
Secretary of the Senate
211 Hart Senate Office Building
Washington, DC 20510

Re: Your Appearance Before the Board of Supervisors & the Municipal Transportation Agency MTA (San Francisco City & County) in San Francisco, California, in May 2009, or before. Issue: Your Position on Taxi Medallion Sales & Mayor Newsom's involvement in the City & County's eminent bankruptcy. Mayor Newsom's attempt destroy Proposition K, the Taxi Driver Initiative in order to pay for his Failed Policy of Municipal Transportation Salary & Tax Revenue Mismanagement

Senator Feinstein:

This letter comes to you in two parts. This part will be made public in front of the Municipal Transportation Agency (MTA) on April 21, 1009. The second part is extensive and will remain confidential, at this time. (You will receive it by May 1, 2009)

This letter is based on facts and a rumor that has been circulating for 31 years.

Facts & Rumors:

- 1) You were involved with the dialogue in Proposition K, in 1978, the Taxi Driver Initiative. Mayor Newsom and his "aide de camp," MTA CEO Nathaniel Ford want to overturn Prop K. Under Ford, the MTA is also bankrupt. What is your position?
- 2) The rumor: As Mayor of San Francisco after Mayor Moscone's assassination, you took control of (9) Taxi Medallions in the City and County in 1978 during Yellow Cab's bankruptcy. These Medallions have paid you \$248,000 a year since 1979. Is this rumor true or false?

Sincerely,

COPY

Emile Lawrence MBA

San Francisco, CA 94128

12:04:04 PM

4/21/2009

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(4)

John Nulty

San Francisco, CA 94142

April 22, 2009

John St. Croix
Executive Director
Ethics Commission
25 Van Ness Avenue, Ste 220
San Francisco, CA 94102

RE: City & County of San Francisco Campaign & Government Conduct Code

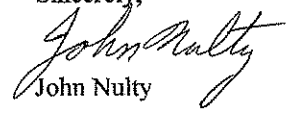
Dear John St. Croix,

The proposed overhaul of San Francisco lobbying law does not go far enough to include full and part time employees of the city and county of San Francisco.

Case in point Office of Economic Workforce Development Section 3.1-207 this department hired part time employees in October 1, 2006 with the Community Corridors Partnership Program. They hired corridor managers that have lobbied city employees, boards and commissions. They also have assisted there corridors in applying for city grants.

Why are not these employees included request your response shortly?

Sincerely,


John Nulty

Copies as needed

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CITY AND COUNTY OF SAN FRANCISCO



DENNIS J. HERRERA
City Attorney

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OFFICE OF THE CITY ATTORNEY

AIRPORT DIVISION:
ROBERT S. MAERZ
Airport General Counsel

KATHRYN LUHE
Deputy City Attorney

DIRECT DIAL: (650) 821-5058
E-MAIL: kathryn.luhe@sfgov.org

April 17, 2009

(5)

Via Facsimile, Email and U.S. Mail

Jack W. Lee, Esq.
Minami Tamaki, LLP
360 Post Street, 8th Floor
San Francisco, CA 94108

Re: Letter Dated April 9, 2009 from Kent Lim,
SFO T2 Renovation Project Mechanical Trade Bid Package

Dear Mr. Lee:

City Attorney Dennis Herrera forwarded me the April 9, 2009 letter (the "Protest Letter") from your client Kent Lim regarding the award of contract in the Airport's Terminal Two Renovation Project, Mechanical Trade Bid Package (the "Contract") and asked that I respond. In this letter, I describe the multi-step process that the City has begun to review the allegations Mr. Lim raises in his Protest Letter. As we explained in our meeting on April 3, 2009, Mr. Lim's challenge to the award of the Contract is similar to a bid protest, and the Airport is following its usual practices in addressing bid protests. I hope this description corrects the misunderstandings about that process reflected in Mr. Lim's Protest Letter.

As we explained at our April 3rd meeting, as a first step the Airport directed its contractor, Turner Construction ("Turner"), to address in writing each of the allegations Mr. Lim makes against Johnson Controls and ACCO Engineered Systems (ACCO), as reflected in the Protest Letter. In particular, the Airport has asked Turner to explain its procedures regarding the City's Human Rights Commission (HRC) requirements, to investigate the allegations your client raises against Johnson Controls and ACCO concerning those requirements, to review the allegations Mr. Lim presents that Turner accepted a bid having stated exceptions, and to present its responses to the Airport regarding all of these matters. We understand that Turner hired Mara Rosales, an attorney with Renne Sloan Holtzman Sakai, to examine each of these matters and to prepare a written report on its behalf.

The Airport has directed Turner to furnish that report to the Airport's Director, the City Attorney's Office, and the Director of the Human Rights Commission ("HRC") by April 24, 2009. Similarly, the Airport is directing Johnson Controls and ACCO to respond in writing to the allegations made against them by April 24, 2009 as well. As we also stated in our April 3rd meeting, the Airport will provide you with the reports it receives from Turner, Johnson, and

SAN FRANCISCO INTERNATIONAL AIRPORT • INTERNATIONAL TERMINAL, BLDG. 100, 5TH FLOOR • P.O. BOX 8097

SAN FRANCISCO, CA 94128

RECEPTION: (650) 821-5084 • FACSIMILE: (650) 821-5086

n:\airport\shared\kathrynluhe\limprot.doc

(5)

Jack W. Lee, Esq.

Page 2

April 17, 2009

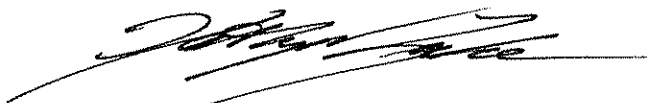
ACCO and give Mr. Lim an opportunity to reply to them. We would ask that the reply be submitted no later than May 1, 2009.

But the City's review will not end with its receipt of these reports from Turner, Johnson Controls and ACCO. Similar to the City's process for handling bid protests, the Airport and HRC, in consultation with this Office, will objectively evaluate Turner's, Johnson Controls', and ACCO's responses, along with Mr. Lim's reply and conduct any follow up research they deem necessary to evaluate Mr. Lim's claims. The Airport and the HRC will make an independent assessment regarding those claims and present that assessment to the Airport Commission for its final determination. Based on conversations with our clients, the City intends to complete its assessment as soon as possible following its receipt of the reports and any reply; we anticipate that the City's review will be completed by the end of May.

The Airport has not directed that the project be stopped pending review of this matter. The Airport does not anticipate that Johnson's work under the Contract will proceed beyond approximately 10% of the contract sum before a final determination of these issues can be made by the Airport Commission upon conclusion of the process described above.

Your client has raised serious allegations in his Protest Letter, and the City is committed to addressing them in a serious, thorough and timely manner.

Very truly yours,



Kathryn Luhe
Deputy City Attorney

cc: Kent M. Lim, City Attorney Dennis Herrera, Mayor Gavin Newsom, San Francisco Board of Supervisors, Human Rights Commission, HRC Director Chris Iglesias, Airport Commission, Airport Director John Martin, City Administrator, Chinese for Affirmative Action, Asian Law Caucus, Coalition for Economic Equity, Lawyers for the Committee of Civil Rights, Steve Flaherty, Turner Construction, Mara Rosales, Johnson Controls, ACCO



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since 1980

orig- Jay
cpage

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2009 APR 22 AM 11:02
BY *[Signature]*

(6)

March 16, 2009

Ms. Angela Calvillo
San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102

Re: Public Convenience and Necessity

Dear Ms. Calvillo:

Whole Foods Market California, Inc. dba Whole Foods Market, has applied with the Department of Alcoholic Beverage Control (ABC) to transfer a Type 20, Off-sale Beer & Wine license to our new store in the Noe Valley District of San Francisco. Before ABC will issue the license, they require that we secure a Letter of Public Convenience and Necessity from the San Francisco Board of Supervisors. The following facts are required for this application:

Premise address: 3950 24th Street
San Francisco, CA 94114

Mailing address: 5980 Horton Street, Suite 200
Emeryville, CA 94608

Operational hours: 8:00 AM to 10:00 PM, seven days a week

Whole Foods Market offers a wide range of natural foods and an extensive selection of fine wines and beers from around the world. We believe that offering wine and beer for sale at this new location will enhance our customers' shopping experience and best serve our local clientele. Therefore, we feel that the issuance of the Type 20 license at this location will provide a public convenience.

If any questions arise from this application, please contact one of our licensing consultants, Jay McPherson or Dyana Nedra of CSA, at 800-400-1353.

Sincerely,

[Signature]
Joseph N. Rogoff
Vice President

WHOLE
FOODS
MARKET

WHOLEFOODSMARKET.COM

NORTHERN CALIFORNIA 5980 Horton Street, Suite 200 Emeryville, CA 94608 510 428 7400 tel • 510 428 7410 fax

(6)



COMPLIANCE SERVICE of AMERICA, INC.
54476 MARIAH RD., MYRTLE PT., OR 97458
TEL 800-400-1353 • FAX 541-396-6888

RETAIL & SUPPLIER LICENSES NATIONWIDE • FEDERAL PERMITS
RETAIL LICENSE UPKEEP • TRANSACTIONS OF ALL SIZES
TRAINING • CUSTOM MANUALS • COMPLIANCE AUDITS

ATTENTION:

Ms. Angela Calvillo
San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102

Via Federal Express 415-554-5184

REGARDING:

Public convenience and necessity

ON BEHALF OF:

Whole Foods Market California, Inc.
dba Whole Foods Market
3950 24th Street,
San Francisco, CA 94114

MESSAGE:

Whole Foods Market is establishing a new store in Noe Valley, which will hold an ABC Type 20, Off-sale Beer and Wine license.

Due to an over concentration of off-sale licenses in the area, ABC requires a Letter of Public Convenience and Necessity from the San Francisco Board of Supervisors before the license application can be approved.

If you have any questions, please call me directly at 800-400-1353.

Thank you for your assistance.

ENCLOSURES:

Request to issue a Letter Public Convenience and Necessity to the California ABC

ACTION REQUESTED:

Please use the enclosure to initiate the process of issuing a Letter of Public Convenience and Necessity the California ABC on behalf of Whole Foods Market California, Inc.

SIGNED:


Jay McPherson, Compliance Consultant

DATE:

4/20/09

Neil A. Cook
The Camron-Stanford House
Oakland, CA 94612-4307

cpage
RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO

2009 APR 22 AM 11:34

BY *Go*

April 21, 2009

(7)

Citation Review Center
11 South Van Ness Avenue
San Francisco, CA 94103-1226

Re: Citation #762697600

Dear Hearing Review Officer:

Please consider the following "protests" to this citation:

1. There is no longer a TC58A.

I would think, at minimum, parking enforcement officers should be required to cite the proper (current) alleged violation. My understanding is that San Francisco's traffic code was amended and renumbered more than a year ago.

2. The location in question is not a grade or slope exceeding three percent.

The location of 1042 Kearney Street does not meet the criteria for application of (former) traffic code section 58A. As a foundational fact supporting the alleged violation the City would, of course, have the burden of proof on this issue. The area in question is not identified as having a grade "exceeding three percent" by the Traffic Engineer's Office. It is not so identified on a commercially available (SF Bike.org) street map which sets forth street grades by way of a color-coded index. Reference to Google Earth demonstrates the altitude differential of the location does not exceed a three percent grade.

For these reasons (as well as for the inherent defect of the section because it fails to provide adequate notice to the public as to what areas are and are not subject to its application) I would respectfully urge dismissal of the citation. A code section which provides unfettered discretion to enforcement officers as to what areas are and which are not subject to the law is unenforceable. Photographs taken immediately following issuance of the citation demonstrate officer "S.Y.'s" selective enforcement because cars immediately ahead of and behind the subject vehicle were parked identically yet were not ticketed.

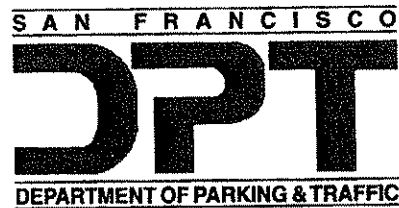
Very truly yours,

Neil A. Cook
Neil A. Cook

COY

CC: Board of Supervisors 1 Carlton B. Goodlett Pl, San Francisco, CA 94102

(7)



NOTICE OF PARKING CITATION

The vehicle described below is illegally parked in violation of the code referenced below.

Payment or request for administrative review is required **within 21 days** or further penalties will be assessed.

762697600

CITATION #

Date		Time Issued	
04/13/2009		12:26 PM	
License Number		Time Checked	
BUBISD			
State	Month	Year	
CA	01	10	
VIN			
2183			
Vehicle Make	Body	Color	
TOYT	4D	SI	
Location		Meter #	
1042 KEARNY ST			
Officer		Badge #	
S.Y.		0296	
IN VIOLATION OF SECTION: TC58A HILL PARKING/OVER 3% G			
AMOUNT DUE:		\$ 45.00	

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Dennis G. MacKenzie, M.A.

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DennisMacKenzie@RoundTheDiamond.com

346 Precita • San Francisco, CA 94110 USA • Ph/Fax (415) 648-5655

(8)

April 23, 2009

City and County of San Francisco / San Francisco Board of Education

City and School District Select Committee:

Honorable Sean Elsbernd

Honorable Bevan Dufty

Honorable John Avalos

Honorable Kim-Shree Maufas

Honorable Hydra Mendoza

Honorable Jane Kim

C/o Ms. Linda Laws, Committee Clerk

City Hall, Room 244

1 Dr. Carlton B. Goodlett Place

San Francisco, CA 94102

Re: Resolution to Support Public – Private Partnership
Education Reform / College, Career, Business and Community Development

San Francisco Unified School District / City and County of San Francisco
Port of San Francisco / Seawall Lot 337 Development Team

Basketball Education and Career Pathway Arena
Sports Management & Facility Operations Pathway

Dear Supervisors and Commissioners,

I respectfully request that the San Francisco Unified School District, the San Francisco Board of Education and the San Francisco Board of Supervisors write a Resolution to support the construction of a Basketball Education and Career Pathway Arena, in collaboration with the Seawall Lot 337 development team, the Port of San Francisco and the City and County of San Francisco.

(8)

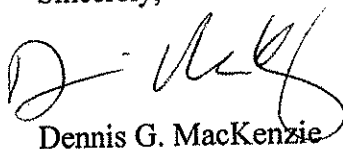
As seed money from the SFUSD, I believe one of the district's surplus properties can be utilized to contribute to the creation of a public-private partnership with the Seawall Lot 337 developers and the Port of San Francisco, and initiate matching fund support from local, state and federal agencies, as well as non-profit foundations, Seawall Lot 337 investors, and San Francisco Chamber of Commerce business leaders. Providing equal access for our public high school students, teachers and district school-to-career Academies, this Basketball facility can offer a year-round, comprehensive resource for the mutual benefit of all our youth, as well as the evolving Mission Bay neighborhood and our entire San Francisco community.

The public transportation necessary for our youth and students to travel to this location is in place and expanding, and the opportunity for students to tour and visit the San Francisco Giants AT&T Ballpark offers a unique opportunity to develop a collaborative Sports Management and Facility Operations Pathway that can provide our youth with relevant, real-world experiences and incentives to explore numerous potential college and career options and alternatives involved in the public and private sectors – including sports and public service professions.

Please review my proposal material I have provided to you recently, and let me know how best the SFUSD and the City and County of San Francisco can initiate a partnership worthy of gaining State and Federal support as well.

I look forward to hearing from you regarding your suggestions and guidance in order to develop a model, public-private project for the benefit of all concerned. Once again, thank you for your time, consideration, and support.

Sincerely,

A handwritten signature in black ink, appearing to read "D. MacKenzie", written over the printed name.

Dennis G. MacKenzie

CC:

Seawall Lot 337 - Proposed Developers:

San Francisco Giants

Wilson Meany Sullivan

Kenwood Investments

The Cordish Company

Stockbridge Capital

Farallon Capital Management, LLC

Honorable Rodney A. Fong, President, San Francisco Port Commission;

C/o Ms. Amy Quesada, Commission Secretary

Ms. Monique Moyer, Executive Director; Port of San Francisco

Honorable Gavin Newsom, Mayor; City and County of San Francisco

Honorable David Chiu, President, and Members, San Francisco Board of Supervisors;

C/o Ms. Angela Calvillo, Clerk of the Board

Mr. Carlos Garcia, Superintendent; San Francisco Unified School District

Ms. Kim-Shree Maufus, President; San Francisco Board of Education;

C/o Ms. Esther V. Casco, Executive Assistant to the Board of Education

Mr. Dennis Kelly, President; United Educators of San Francisco

Mr. Don Collins, Commissioner of Athletics; CIF-San Francisco Section / SFUSD

Ms. Susan C. Saunders, Assistant Principal; George Washington High School, SFUSD

Mr. Val Cubales, Athletic Director / P.E. Teacher / Basketball & Volleyball Coach;

Balboa High School, SFUSD

Mr. Michael Rosenberg, Teacher / Social Science, In.Tech, Law; Balboa High School

Mr. Mark Fanderl, Athletic Director / Sociology, Government Teacher; Wallenberg H.S.

Mr. Pat Mulligan, P.E. Teacher / Basketball Coach; Wallenberg High School, SFUSD

Mr. Ethan Winterling, Athletic Director / P.E. Teacher;

Galileo Academy of Science & Technology

President David Chiu and Supervisors
City Hall
1 Dr. Carlton B. Goodlett Pl.
San Francisco, CA 94102-4689

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO

2009 APR 24 PM 3: 04

April 24, 2009

BY DS

(9)

Re: Alternative to Meds Center, 827 Guerrero Street,
Planning Department Case No. 2008.1215CV

Dear Supervisors:

Six contiguous neighborhood groups surrounding 827 Guerrero Street join together to ask you to decline to consider hearing an appeal, following the unanimous disapproval by the Planning Commission of an application for a Conditional Use Permit.

Alternative to Meds Center (ATMC) applied on January 12, 2009, for a Conditional Use Permit for what they said would be a group residence, boarding, with an increase from 6 to 20 persons. They had been operating without a permit or a license since July 2008. Lyle Murphy was the applicant and Travis Svensson is the building owner.

Prior to the hearing on April 9, 2009, Supervisor Dufty and several individuals requested that the State Department of Alcohol and Drug Programs (ADP) investigate whether ATMC was an unlicensed drug treatment facility. On April 3, ADP issued a Notice of Operation in Violation of Law to ATMC. That Notice continues in effect as of this date. (Sup. Dufty's letter attached)

Dr. Mitchell Katz, Director of Public Health of the City and County of San Francisco, sent a letter on April 2, 2009, to Planning Commission President Miguel and the Commissioners, stating his opposition to ATMC because they did not have appropriate licensing. (Dr. Katz's letter attached)

ATMC has repeatedly misrepresented their purpose and their activities. They have lied about having support from the neighborhood, and about donating to a neighborhood project. They have represented their \$16,000 per person per month charge for a room and shared bath as meeting San Francisco's need for affordable housing. In stark contrast to the Catholic Charities Transitional Family Housing facility which our neighborhood has supported within a single block of 827, ATMC proposed to bring their clients from other parts of the country, and, even if appropriately staffed and licensed, would not provide services to our San Francisco community.

We request that you decline to hear any appeal in this matter and spare the people of the City and County of San Francisco further expense and further exposure to this unlicensed drug detoxification and treatment facility. We are available to provide any further information you may wish, and to answer any questions you may have.

Respectfully,

Liberty Hill Neighborhood Association

By Elizabeth A. Zitrin
Elizabeth A. Zitrin, eaz@ZitrinLaw.com

Fair Oaks Community Coalition

By Andrew Segal
Andrew Segal, focc.neighbors@gmail.com

Mission Dolores Neighborhood Association

By Peter Lewis
Peter Lewis, missiondna@earthlink.net

San Jose/Guerrero Coalition

By Gillian Gillett
Gillian Gillett, gillett@graffio.net

Friends of Guerrero

By Jake Barlow
Jake Barlow, seejake@gmail.com

SafeCleanGreen

By Gideon Kramer
Gideon Kramer, gykramer@earthlink.net

(9)

City and County of San Francisco

Department of Public Health



Gavin Newsom
Mayor

Mitchell H. Katz, MD
Director of Health

April 2, 2009

Honorable Ron Miguel, President
and Members, San Francisco Planning Commission
1650 Mission Street, Suite 400
San Francisco, CA 94102

Re: Alternative to Meds Center, 827 Guerrero

Dear President Miguel and Members of the Planning Commission:

At the request of the San Francisco Planning Department, the Department of Public Health, Community Behavioral Health Services has reviewed the residential detoxification and recovery program of the Alternative to Meds Center at 827 Guerrero Street to determine the proper facility licensing.

The Alternative to Meds Center advertises, through its website and literature, a residential program of health education, counseling and recovery to individuals with significant psychiatric problems, individuals taking prescribed psychiatric medications and individuals wishing to detoxify from non-prescribed medications. Typically, the State requires such facilities to maintain either a Community Care License (certified by the California Department of Social Services/Community Care Licensing division) or Nonmedical Recovery Facility License (certified by the California Department of Alcohol and Drug Programs). Such licensing provides the residents/consumers the protections of:

- a) Regular professional review of the recovery/educational/treatment methods;
- b) Quality assurance reviews of record keeping and administrative procedures; and,
- c) Complaint mediation mechanisms.

Since the program known as The Alternative to Meds Center located at 827 Guerrero Street in San Francisco has neither of the aforementioned licenses to operate, the Department of Public Health opposes this program until such time they are properly licensed.

Sincerely,

A handwritten signature in black ink, appearing to read "Mitchell H. Katz", written over a circular stamp.

MITCHELL H. KATZ, MD
Director of Health

Member, Board of Supervisors
District 8



City and County of San Francisco

BEVAN DUFTY

March 31, 2009

Manuel Vasquez
Department of Alcohol and Drug Programs
1700 K Street
Sacramento, CA 95811

Dear Mr. Vasquez:

I am writing to you about the Alternative to Meds Center located at 827 Guerrero Street in San Francisco. Many of my constituents have contacted me about the Alternative to Meds Center and are concerned about the services that they provide. The Alternative to Meds Center has recently applied with San Francisco's Planning Department to expand their services to accommodate 20 patients.

I am requesting that the California Department of Alcohol and Drug Programs investigate the Alternatives to Meds Center and determine if they need a license from the state and to ensure that they are a safe facility for their patients. According to Lyle Murphy, the owner of the Alternative to Meds Center, they do not possess a license from the state to operate a drug treatment program (email attached).

As you know, under the California Code of Regulations, Title 9, Division 4, Chapter, 5, SubChapter 1, Article 2, Section 10501(a)(27),

"Residential Alcoholism or Drug Abuse Recovery or Treatment Facility' means any facility, building, or group of buildings which is maintained and operated to provide 24-hour, residential, nonmedical, alcoholism or drug abuse recovery or treatment services."

From information obtained from Mr. Murphy directly and their website (www.alternativetomedscenter.com), I believe that a state license is needed and that the Alternative to Meds Center should be required to be licensed by the State of California.

Should you have questions or any updates, please do not hesitate to contact Boe Hayward of my office (415-554-6987 or boe.hayward@sfgov.org)

Thank you in advance for your immediate attention to this matter.

Sincerely,


BEVAN DUFTY

cc: Lawrence Badiner, Kate Connor, Corey Teague, Planning Department
Mitch Katz and Anne Kronenberg, Department of Public Health

City Hall • 1 Dr. Carlton B. Goodlett Place, Room 244 • San Francisco, California 94102-4689
Phone (415) 554-6968 • Fax (415) 554-6909 • TDD/TTY (415) 554-5227 • E-mail: bevan.dufty@sfgov.org

Member, Board of Supervisors
District 8



City and County of San Francisco

BEVAN DUFTY

Lyle Murphy, Owner, Alternative to Meds Center
Elizabeth Zitrin, Neighbor
Gillian Gillett, Neighbor

City and County of San Francisco



Gavin Newsom, Mayor

Human Services Agency

Department of Human Services
Department of Aging and Adult Services

Trent Rhorer, Executive Director

MEMORANDUM

April 24, 2009

TO: Angela Calvillo, Clerk of the San Francisco Board of Supervisors
Ben Rosenfield, Controller of the City and County of San Francisco

THROUGH: Human Services Commission

FROM: Trent Rhorer, Executive Director
Phil Arnold, Deputy Director for Administration

SUBJECT: **Human Services Care Fund: FY08-09 3rd Quarter Update**

This memo is intended to notify the Board of Supervisors and the Office of the Controller that pursuant to Administrative Code Section 10.100-7(c), the Human Services Commission has approved the Human Services Agency's revised FY08-09 savings projections for the Human Services Care Fund.

The FY08-09 savings in homeless CAAP aid payments resulting from the implementation of *Care Not Cash* is now projected at \$13,664,757, which is roughly twenty-four thousand less than previously estimated. The projected savings are roughly sixty-eight thousand dollars more than the budgeted amount for FY08-09.

(memo continued on next page)

The actual CAAP homeless caseload for the third quarter was used to update the projections for the remainder of FY08-09 (shown in the table below). Current projections estimate that Care Fund savings will be around twenty-four thousand less than was previously projected for FY08-09.

Month	Previous Quarterly Update (Q2 FY08-09)	Current Quarterly Update (Q3 FY08-09)	Difference
Jul-08	\$1,133,063	\$1,133,063	\$0
Aug-08	\$1,133,894	\$1,133,894	\$0
Sep-08	\$1,136,560	\$1,136,560	\$0
Oct-08	\$1,138,348	\$1,138,348	\$0
Nov-08	\$1,136,505	\$1,136,505	\$0
Dec-08	\$1,144,052	\$1,144,052	\$0
Jan-09	\$1,144,130	\$1,140,635	(\$3,495)
Feb-09	\$1,144,207	\$1,140,420	(\$3,788)
Mar-09	\$1,144,284	\$1,140,186	(\$4,098)
Apr-09	\$1,144,361	\$1,140,276	(\$4,086)
May-09	\$1,144,438	\$1,140,365	(\$4,074)
Jun-09	\$1,144,515	\$1,140,453	(\$4,061)
Total FY08-09	\$13,688,358	\$13,664,757	(\$23,601)

NOTE: Shaded figures are *actuals* (versus *projections*).

The FY08-09 budgeted amount for the Human Services Care Fund is \$13,596,803. As shown in the table below, current projections are roughly sixty-eight thousand more than this budgeted amount.

**FY08-09 Human Services Care Fund
Budget Comparison**

FY08-09 Budget	\$13,596,803
Current Projections	\$13,664,757
Amount Under-Funded	\$67,954



SAN FRANCISCO ARTS COMMISSION

GAVIN NEWSOM
MAYOR

LUIS R. CANCEL
DIRECTOR OF
CULTURAL AFFAIRS

MEMORANDUM

TO: Clerk of the Board

FROM: Luis R. Cancel, Director of Cultural Affairs

DATE: April 20, 2009

SUBJECT: FY 2008-09 Third Quarter Report

11

PROGRAMS

CIVIC ART COLLECTION
CIVIC DESIGN REVIEW
COMMUNITY ARTS
& EDUCATION
CULTURAL EQUITY GRANTS
PERFORMING ARTS
PUBLIC ART
STREET ARTISTS LICENSES

ARTS COMMISSION GALLERY
401 VAN NESS AVENUE
415.554.6080

WWW.SFARTSCOMMISSION.ORG

ARTSCOMMISSION@SFGOV.ORG

In pursuance to the FY 2008-09 Annual Appropriation Ordinance and the Controller's "High Level Financial Reports for September – FMO 3203", please see the attached Report with the explanation for the Arts Commission for the quarter ending March 31, 2009.

cc: Mayor's Office
Controller's Office
Nancy Gonchar, Deputy Director

Attachment: Report (2 pages)



CITY AND COUNTY OF
SAN FRANCISCO

RECEIVED
OFFICE OF SUPERVISORS
WFO/AM/SON
109 APR 21 AM 9:56

ARTS COMMISSION									
FY 08-09 QUARTERLY REPORT - EXPENDITURE									
Quarter Ending: March 31, 2009									
CHARACTER	FY08-09		FY08-09		% FY	Spend	EXPLANATION		
	Budget	9 Month Actual		Rate					
Subfund: 1G AGF AAA General Fund Non-Project									
001 Salaries	439,664	381,494	72.41%	86.77%	The spending rate will remain the same as the budget plan at the year end close. The budget was set with 12.07% attrition and savings on salary, which was far above the City's agencies average rate of 5% to 6%. The excess in spending rate was mainly due to the unattainable attrition and saving and benefits set at the budget rolled over base amount. It will be addressed in coming budget year.				
013 Mandatory Fringe Benefits	118,450	103,900	72.41%	87.72%					
080 Expenditure Contingency	140,000	-	75.00%	0.00%	No expenditure due to Mayor's contingency reserve.				
081 Services of Other Depts	174,493	126,145	75.00%	72.29%	Billing from other performing departments did materialize as per actual performance by other departments. But at the year end under the work order system, the actual will be the same amount as the budget.				
Subfund : 1G-AGF-AAA Totals	872,607	611,539		70.08%					
Subfund: 1G AGF AAP General Fund Annual Project									
001 Salaries	320,365	254,249	72.41%	79.36%	Excess spending will be abated to other surplus within the project.				
013 Mandatory Fringe Benefits	105,107	75,683	72.41%	72.01%	The spending rate is almost within the budget rate.				
021 Non Personal services	2,005,026	1,964,114	75.00%	97.96%	The high spending rate was due to 100% payment to the SF Symphony for the Summer in the City concerts. All budget amount was paid in the first 9 months as per the contract terms.				
038 City Grant Programs	3,080,751	2,046,245	75.00%	66.42%	City's grant to the Cultural Centers, Arts Organizations and Artists are slower at the beginning due to calling applicants and selection process by the Panels. All Art grants will be in line with the spending plan when the year end close out.				
06F Facilities Maintenance	15,750	-	75.00%	0.00%	Work in progress. Expense not billed by DPW yet.				
080 Expenditure Contingency	420,000		75.00%		The Mayor's reserve prevented spending so far in the year.				
081 Services of Other Depts	443,498	294,282	75.00%	66.35%	DPW work order will be utilized and liquidated as per work order amount upon job completion. Spending rate depends upon DPW work plan, but will not exceed the work order amount in the year end.				
086 Expenditure Recovery	(493,458)	(250,376)	75.00%	50.74%	Billing rate is lower as the actual spending is lower in the 1st six months.				
Subfund : 1G-AGF-AAP Totals	5,897,039	4,384,197		74.35%					

4/20/20

ARTS COMMISSION									
FY 08-09 QUARTERLY REPORT - EXPENDITURE									
Quarter Ending: March 31, 2009									
CHARACTER	FY08-09		FY08-09	% FY	Spend	EXPLANATION			
	Budget	9 Month Actual	Elapsed	Rate					
Sub fund: 1G AGF WOF Work Order Fund - WritersCorps									
001 Salaries	105,812	86,770	72.41%	82.00%	The actual spending rate will be within the budget at the year end.				
013 Mandatory Fringe Benefits	43,182	30,952	72.41%	71.68%					
021 Non Personal services	211,006	117,362	75.00%	55.62%	WritersCorps teachers expenses were incurred mostly from the 2nd quarter onwards. It will remian as the budget plan when the year ends.				
086 Expenditure Recovery	(360,000)	(173,338)	75.00%	48.15%	WritersCorps teacher's performance normally started late in the year. When the year ends the billing amount will be the same as in the budget.				
Subfund : 1G-AGF-WOF Totals	-	61,746	n/a						
ARTS COMMISSION									
FY 08-09 QUARTERLY REPORT - REVENUE									
Quarter Ending: December 31, 2008									
CHARACTER	FY08-09	FY08-09	FY08-09	EXPLANATION					
	Budget	6 Month Actual	Year End Projection						
Subfund: 1G AGF AAA GF Non-Project Controlled									
60127 Civic Design Fee	50,000	40,000	50,000	Expected to achieve the revenue at year end.					
Subfund: 1G AGF AAP GF Annual Project									
12210 Hotel Room Tax	2,020,700	1,146,648	2,020,700	Expected to achieve the full revenue at year end. The Controller's office records the revenue monthly based on the Hotel Tax collected for the month.					
9501G IIT FR 1G-General Fund	250,000	250,000	250,000	GFTA grant were fully received.					
	2,270,700	1,396,648	2,270,700						

Page - 2 -

File 090466

**Board of
Supervisors/BOS/SFGOV**

04/23/2009 04:17 PM

To BOS Constituent Mail Distribution,

cc

bcc

Subject Fw: New Medallion Fees



Joseph Fleischman

04/23/2009 03:21 PM

To Board.of.Supervisors@sfgov.org

cc

Subject New Medallion Fees

12

Please distribute a copy of this message to each member of the Board of Supervisors.

If enacted, Supervisor Chiu's new taxicab resolution, File 090466, will poison future taxicab service in San Francisco. The reason SF is said to have the best cab drivers in the country is inexorably linked to the value of our taxicab medallions. Supervisor Chiu's resolution would cut their value in half.

Because drivers believe that they may someday gain a complete medallion, one that retains all of its value, a greater number stays within the industry. The longer our drivers stay, the better their service. Excellent service happens when we keep experienced drivers, a service that would whither if the carrot that keeps cab drivers in the industry gets cut. When cab driving is seen by drivers as a dead-end job, they lose their incentive to stay in the industry. This resolution is wrong-minded and short-sighted.

Joseph Fleischman
SF taxicab driver since 1968
SF Taxicab medallion #872

12



"Gail Moore"

To <BoardofSupervisors@sfgov.org>

cc

04/22/2009 10:49 AM

bcc

Please respond to
"Gail Moore"

Subject Cell phones

I understand there is a law on the books banning hand-held cell phones while driving within the City - yet I see dozens of people daily driving and talking on handheld cells. What good is a law if it isn't enforced? These drivers are unsafe at any people, driving with divided attention, and I can't count the number of times I've nearly been hit in an intersection by a cellphone-wielding inattentive driver. Do something, please. Gail Moore,
San Francisco, CA 94115

13

13



04/27/2009 09:53 AM

To board.of.supervisors@sfgov.org
cc
bcc
Subject Thank You for Further Protecting Sharp Park

Rec'd
letters
this
week

San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlett Place
Room 244
San Francisco, CA 94102-4689

14

Dear Supervisor,

I strongly support Supervisor Mirkarimi's proposed ordinance to transfer Sharp Park management to the National Park Service as part of Golden Gate National Recreation Area or to jointly manage the park with the Park Service. The ordinance would also require the city's Recreation and Parks Department to develop a plan, schedule, and budget for restoring Sharp Park habitat for endangered species on the site, a remarkable and timely opportunity to provide leadership in species protection.

I urge the city and county of San Francisco to restore Sharp Park as a coastal lagoon and wetland habitat for endangered species. Unfortunately, the current operation of the golf course harms wetland habitat and leads to illegal take of two federally listed species, the California red-legged frog and the San Francisco garter snake.

The National Park Service is a proven leader in managing environmentally sensitive lands while allowing for public enjoyment. Please transfer Sharp Park to the National Park Service, or jointly manage the property with the Park Service to restore Sharp Park as a coastal lagoon and wetland habitat for endangered species.

Thank you for considering my suggestions.

Sincerely,
Joli Bennett

Pacifica, CA 94044

cc:
San Francisco Recreation and Parks Dept.

14



Kim O'Bryan

To board.of.supervisors@sfgov.org

4/27/09

cc

04/27/2009 08:12 AM

Please respond to

bcc

Subject Restore Sharp Park

Thank you for taking the first step to transform our publicly owned land at Sharp Park from an exclusive, underused, and budget-breaking golf course into a community-centered model for endangered species recovery, natural flood control, outdoor recreation, and sustainable land use.

I strongly support Supervisor Mirkarimi's proposed ordinance to transfer Sharp Park to the National Park Service as part of the Golden Gate National Recreation Area or to jointly manage the park with the Park Service. The ordinance would also require the city's Recreation and Parks Department to develop a plan, schedule, and budget for restoring Sharp Park habitat for endangered species on the site, a welcome change from the mismanagement of recent years. I urge the city and county of San Francisco to restore Sharp Park as a coastal lagoon and wetland habitat for endangered species. Please follow through by passing this important legislation.

Sharp Park Golf Course has a long history of environmental problems because of its poor design and unfortunate placement on a coastal lagoon. The course has had problems with flooding and drainage ever since opening, and the Department has created new and significant environmental impacts. The current operation of the golf course harms wetland habitat and causes illegal take of two federally listed species, the California red-legged frog and the San Francisco garter snake.

The golf course is a significant money-loser for San Francisco that makes no sense to maintain at a time when the city has cut the Recreation and Parks Department staff and the long-term golf prospects at the site are slim. Combine that with the problems with endangered species, wetland destruction, flooding, and sea-level rise, and it is clear that restoration of Sharp Park to a natural state is the best option for the area.

Ecological restoration is the most fiscally responsible method of managing Sharp Park and dealing with flood management issues at the site. Compared to the costs of implementing capital improvements necessary to maintain the golf course combined with the high potential for massive civil penalties for harming endangered species, restoration alternatives seem to be the most fiscally prudent method for retaining recreational uses of the area.

San Francisco's 2004 recreational study shows that the number-one recreational demand in San Francisco is more hiking and biking trails -- and golf came in 16th. San Francisco already has six public golf courses, and about 50 other golf courses are within a 45-minute drive of Sharp Park. Restoring Sharp Park will help meet recreational demand through hiking and biking trails, picnicking spots, camping facilities, a world-class nature center, a gateway to the San Mateo County Golden Gate National Recreation Area lands, and educational opportunities sorely needed in San Mateo County. Restoration will also ensure the continued existence and abundance of endangered species at Sharp Park.

Please transfer Sharp Park to the National Park Service or jointly manage the property with the Service to restore Sharp Park as a coastal lagoon and wetland habitat for endangered species.

Kim O'Bryan

San Luis Obispo, CA 93403-5411

**Board of
Supervisors/BOS/SFGOV**

04/27/2009 09:48 AM

To BOS Constituent Mail Distribution,

cc

bcc

Subject Fw: Jury convicts 26-year old of Dolores Park graffiti
vandalism

15



decinsf@yahoo.com

04/25/2009 09:09 AM

Please respond to

To DistrictAttorney@Sfgov.org

cc erica.derryck@sfgov.org, board.of.supervisors@sfgov.org

Subject Re: Jury convicts 26-year old of Dolores Park graffiti
vandalism

We are writing to thank you for the recent conviction of the person that was caught vandalizing a building in Dolores Park with graffiti.

We live in the neighborhood surrounding Dolores Park and are very aware of an increase in the volume of graffiti vandalism in the past year. We believe that this conviction could be a message to those that may be inclined to graffiti in this neighborhood that there will be consequences to their actions. The result could be a decrease in the graffiti which has a negative impact on the quality of life for those of us that make our home here. We would request that your office makes more such convictions in the future when the facts warrant such a decision. For many people San Francisco has a reputation of not addressing these issues that affect the residents quality of life.

Dennis Crader and Anthony Hebert

15

File 090225
090226

* CLEAN WATER ACTION * GOLDEN WEST WOMEN FLYFISHERS *
* PLANNING & CONSERVATION LEAGUE * RESTORE HETCH HETCHY * Bos. 11
* SAN FRANCISCO GROUP SIERRA CLUB * TUOLUMNE RIVER TRUST * L. Laws

April 27, 2009

President David Chiu and members
San Francisco Board of Supervisors
City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2009 APR 27 AM 9:46
BY JGC
(16)

Re: File No. 090225 Residential Water Conservation Ordinance
File No. 090226 Commercial Water Conservation Ordinance

Dear President Chiu and Supervisors,

On behalf of the above listed organizations, we are writing to express our strong support for the Residential and Commercial Water Conservation Ordinances being heard before your committee.

San Francisco has been in the forefront of cities around the world in facing the impacts of climate change. The potential impacts on our water supply are very real. Reduced snowpacks and increased risks of both droughts and floods are predicted as our climate warms. Our current run of below-average water years may only be the prelude to an era of reduced supplies.

The San Francisco Public Utilities Commission (SFPUC) has already taken the first step to address our future water limits by setting a goal of reducing the City's overall water use by ten percent. The legislation being considered in your committee would help achieve this goal by ensuring that homes and businesses install the most water efficient fixtures, and by using inspections triggered by home resale and business remodeling to ensure that this is being done.

This type of legislation, known as Retrofit-on-Resale, is a proven way to speed up the conversion to water efficient devices. San Francisco's ordinances are unique in two ways. The residential ordinance would require that the retrofit be done on resale, but allows homeowners to set up an escrow account in excess of the potential cost of the retrofit and pass the responsibility on to the home buyer. The commercial ordinance

(16)

*** CLEAN WATER ACTION * GOLDEN WEST WOMEN FLYFISHERS *
PLANNING & CONSERVATION LEAGUE * RESTORE HETCH HETCHY *
* SAN FRANCISCO GROUP SIERRA CLUB * TUOLUMNE RIVER TRUST ***

would use remodeling of all or a portion of a building as a trigger for retrofit, but also requires *all* commercial buildings to be in compliance with the ordinance by December 31, 2017.

We appreciate the efforts taken by the SFPUC, Department of Building Inspection, and SF Environment to craft a workable program, and include a broad range of stakeholders in its development. We would also like to thank Supervisor Maxwell for her leadership in authoring this legislation.

We look forward to a continued partnership in helping San Francisco achieve its ambitious water conservation goal.

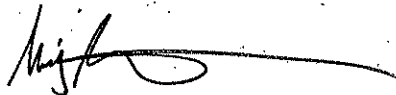
Sincerely,



Jennifer Clary, Water Policy Analyst
Clean Water Action
111 New Montgomery St. Ste. 600
(415) 369-9160x311



Peter Drekmeier
Bay Area Program Director
Tuolumne River Trust



Mindy McIntyre
Water Program Manager
Planning & Conservation League

Mike Marshall
Executive Director
Restore Hetch Hetchy

Cindy Charles
Golden West Women Flyfishers

Becky Evans
Sierra Club
San Francisco Chapter



"Michael A. Gardner (Business-Hershonline \")"

04/25/2009 11:19 AM

To <board.of.supervisors@sfgov.org>,
<Sean.Elsbernd@sfgov.org>, <Ross.Mirkarimi@sfgov.org>,
<Sophie.Maxwell@sfgov.org>, <Eric.L.Mar@sfgov.org>,
cc <Stephen.Tacchini@sfgov.org>, "Michael A. Gardner"
<mgardner@siegelsclothing.com>

bcc

Subject San Francisco Police Captain Greg Suhr

17

Dear Mayor Newsom, San Francisco Police Commission and Commissioners, San Francisco Board of Supervisors and Supervisors, and the San Francisco Police Officers Association,

I am writing about the very surprising article in the San Francisco Chronicle about Deputy Chief Greg Suhr and the incident regarding his recent change of command. I really cannot believe what I read. I can only deduce that there has to be more to this than what was shared with the public. As a citizen and one of his past constituents in The Mission I can honestly say that Captain Greg Suhr is without a doubt a very fine individual and one of the most caring and competent police officers that I have personally had the opportunity to know. In my professional and volunteer life, I know and have known more police officers than most, as I am a past Chair and member of The Piedmont Police Chief's Citizens Task Force Against Crime in Piedmont, California where I reside. I am also a graduate of the Piedmont Citizens Police Academy.

When Captain Suhr was the Captain of Mission Station I had the opportunity to work closely with him as I am a long time Mission District property owner and businessman, the owner of Siegel's Clothing Superstore and Tuxedos located on The Mission Miracle Mile in the 2300 block. Over my 34 years in The Mission I have had the opportunity to see the changes take place from the fairly safe and wonderful bustling busy working class neighborhood when I came to The Mission to what it has become today. I have also had the opportunity to work with several different Mission Police Station Captains. While many of the Captains had different goals and priorities for our neighborhood, I can honestly say the Captain Suhr was the one Captain who was very open with his constituents and one who really understood the problems of the neighborhood. He was the most visible Captain in The Mission to date; he walked the streets on a continuous basis and made it a point to know and communicate with his district constituents. In my case where we are located on Mission, our block has become one of the more dangerous due to the amount of sidewalk business that goes on during the daylight hours - drug dealers, fake document dealers, fake CD and DVD vendors, and the cadre of stolen merchandise vendors. During Captain Suhr's assignment in The Mission, as a firm believer in community policing he lead the charge to pull together the police, the residents, and the business community to set mutual goals and objectives to work together to clean up the neighborhood. The successes achieved under Captain Suhr's command were astonishing and the most successful of any Mission Station Captain in my 34 years to date; the prostitution situation along Capp and 17th Street was reduced successfully using very creative measures, the gun fighting in the streets in front of our business was successfully addressed and stopped, the sidewalk business situation along Mission Street was addressed with the help of other agencies that he called in to help and the drug dealers and other illegal street vendors were actually arrested on a regular basis with the result that they disappeared during his command. So much more was achieved in the area of positive police officer morale in Mission Station, movement of the homeless away from the businesses, graffiti abatement and other street crimes.

Again, it is so hard to digest what I read about Captain Suhr in the San Francisco Chronicle. As I state, Captain Suhr in my opinion served his Mission District constituents with the highest level of professionalism, successfully achieved his community established goals, and proudly represented the San Francisco Police Department to his constituents. I, as one of Captain Suhr's past district constituents am proud to publicly say that he is without a doubt one of the finest individuals and San Francisco Police Officers that I have had the opportunity to work with over my 34 year history in San Francisco.

17

Sincerely,

Michael A. Gardner

President and CEO

Great American Mercantile Co., Inc.
Siegel's Clothing Superstore & Tuxedos
Siegel's Tuxedo Shops
dba Zootsuitstore.com
Swingtunes.com
StacyAdamsOnline.com
2366 Mission Street
San Francisco, California 94110-1814
Tel: (415) 824-7729 Ext. 15 Fax: (415) 824-7256
E-mail: mgardner@siegelsclothing.com
Web: www.siegelsclothing.com

Map and Directions: www.schmap.me/Siegels.Clothing

* Clothing Fulfillment to the Motion Picture and Entertainment Industry *

Just opened, the largest STACY ADAMS® store in the world: www.StacyAdamsOnline.com



"Molly O'Neil"

>

04/27/2009 11:46 AM

To board.of.supervisors@sfgov.org

cc

bcc

Subject Please Support the Ordinance to Reform PEG Funding

File 090287
Gail

18

Dear Supervisor,

I am very concerned to hear that as of June 2009, funding to support public access television will be eliminated, thereby eliminating a crucial platform for students and for the general public. As your constituent, I strongly urge support your colleague Sup. Mirkarimi's ordinance to reform PEG funding. It is imperative that we maintain this platform, not only for the students and community voices who rely on it, but for our democracy as a whole.

Sincerely,
Molly O'Neil

18



Katherine Guerra

04/23/2009 12:47 AM

To board.of.supervisors@sfgov.org

cc

bcc

Subject Please Support the Ordinance to Reform PEG Funding

File: 090287

cpage

B+F comm

B+F clerk

Dear Board of Supervisors,

I am very concerned to hear that as of June 2009, funding to support public access television will be eliminated, thereby eliminating a crucial platform for students and for the general public. As your constituent, I strongly urge support your colleague Sup. Mirkarimi's ordinance to reform PEG funding. It is imperative that we maintain this platform, not only for the students and community voices who rely on it, but for our democracy as a whole.

Sincerely,

Katherine Guerra

--

"Justice is conscience, not a personal conscience but the conscience of the whole of humanity. Those who clearly recognize the voice of their own conscience usually recognize also the voice of justice."

- Alexander Solzhenitsyn

File # 090287

Board of
Supervisors/BOS/SFGOV

04/23/2009 03:05 PM

To Gail Johnson/BOS/SFGOV, John Avalos/BOS/SFGOV, Ross
Mirkarimi/BOS/SFGOV, Carmen Chu/BOS/SFGOV, David
Campos/BOS/SFGOV, Bevan Dufty/BOS/SFGOV,

cc

bcc

Subject File #090287-PLEASE Support the Ordinance to Reform
PEG Funding

----- Forwarded by Board of Supervisors/BOS/SFGOV on 04/23/2009 03:07 PM -----

Annie Gaus



04/23/2009 02:56 PM

To board.of.supervisors@sfgov.org

cc

Subject PLEASE Support the Ordinance to Reform PEG Funding

Dear Supervisors,

I am very concerned to hear that as of June 2009, funding to support public access television will be eliminated, thereby eliminating a crucial platform for students and for the general public. As your constituent, I **strongly** urge support your colleague Sup. Mirkarimi's ordinance to reform PEG funding. It is imperative that we maintain this platform, not only for the students and community voices who rely on it, but for our democracy as a whole. Thank you.

Sincerely,

Annie Gaus

File # 090287

**Board of
Supervisors/BOS/SFGOV**

04/23/2009 04:18 PM

To John Avalos/BOS/SFGOV, Ross Mirkarimi/BOS/SFGOV,
Carmen Chu/BOS/SFGOV, David Campos/BOS/SFGOV,
Staff Dufty/BOS/SFGOV,
cc Gail Johnson/BOS/SFGOV,

bcc

Subject File # 090287 Ordinance to Reform PEG Funding

----- Forwarded by Board of Supervisors/BOS/SFGOV on 04/23/2009 04:20 PM -----

"Arthur Gaus"



04/23/2009 03:23 PM

To <gavin.newsom@sfgov.org>,
<michaela.alioto-pier@sfgov.org>,
<carmen.chu@sfgov.org>,
<board.of.supervisors@sfgov.org>

cc

Subject Ordinance to Reform PEG Funding

Dear Mayor and Supervisors,

I am very concerned to hear that as of June 2009, funding to support public access television will be eliminated, thereby eliminating a crucial platform for students and for the general public. As your constituent, I strongly urge support your colleague Sup. Mirkarimi's ordinance to reform PEG funding. It is imperative that we maintain this platform, not only for the students and community voices who rely on it, but for our democracy as a whole.

Sincerely,

Arthur Gaus



Paul Gaus

04/23/2009 05:23 PM

To board.of.supervisors@sfgov.org

cc

bcc

Subject Please Support the Ordinance to Reform PEG Funding

Dear Supervisor,

I am very concerned to hear that as of June 2009, funding to support public access television will be eliminated, thereby eliminating a crucial platform for students and for the general public. As your constituent, I strongly urge support your colleague Sup. Mirkarimi's ordinance to reform PEG funding. It is imperative that we maintain this platform, not only for the students and community voices who rely on it, but for our democracy as a whole.

Sincerely,
Paul Gaus

**Board of
Supervisors/BOS/SFGOV**

04/24/2009 09:29 AM

To John Avalos/BOS/SFGOV, Ross Mirkarimi/BOS/SFGOV,
David Campos/BOS/SFGOV, Staff Dufty/BOS/SFGOV, Gail
Johnson/BOS/SFGOV,

cc

bcc

Subject File 090287: Please Support the Ordinance to Reform PEG
Funding



Elizabeth Ferdon
<lizferdon@gr

04/23/2009 10:12 PM

To carmen.chu@sfgov.org, board.of.supervisors@sfgov.org

cc

Subject Please Support the Ordinance to Reform PEG Funding

Dear Supervisor Chu and the rest of the esteemed Board,

I am very concerned to hear that as of June 2009, funding to support public access television will be eliminated, thereby eliminating a crucial platform for students and for the general public. As your constituent, I strongly urge support your colleague Sup. Mirkarimi's ordinance to reform PEG funding. It is imperative that we maintain this platform, not only for the students and community voices who rely on it, but for our democracy as a whole.

Sincerely,

Elizabeth Ferdon

**Board of
Supervisors/BOS/SFGOV**

04/24/2009 09:30 AM

To John Avalos/BOS/SFGOV, Ross Mirkarimi/BOS/SFGOV,
David Campos/BOS/SFGOV, Bevan Dufty/BOS/SFGOV,
Gail Johnson/BOS/SFGOV,

cc

bcc

Subject File 090287 SUBJECT: Please Support the Ordinance to
Reform PEG Funding

Complete a Board of Supervisors Customer Satisfaction form by clicking the link below.

http://www.sfgov.org/site/bdsupvrs_form.asp?id=18548

----- Forwarded by Board of Supervisors/BOS/SFGOV on 04/24/2009 09:32 AM -----

Gina Balibrera

04/23/2009 09:49 PM



To gavin.newsom@sfgov.org, michaela.alioto-pier@sfgov.org,
carmen.chu@sfgov.org, board.of.supervisors@sfgov.org

cc

Subject SUBJECT: Please Support the Ordinance to Reform PEG
Funding

Dear Supervisor,

I am very concerned to hear that as of June 2009, funding to support public access television will be eliminated, thereby eliminating a crucial platform for students and for the general public. As your constituent, I strongly urge support your colleague Sup. Mirkarimi's ordinance to reform PEG funding. It is imperative that we maintain this platform, not only for the students and community voices who rely on it, but for our democracy as a whole.

Sincerely,

Gina Balibrera

Bos-11

SAN FRANCISCO, CALIFORNIA 94132

26 April 2009

S.F. MUNICIPAL TRANSPORTATION AGENCY
MUNICIPAL RAILWAY
ATTN: Mr. Kenneth McDonald, Director
One South Van Ness Avenue, 7th Floor
San Francisco, CA 94103

19

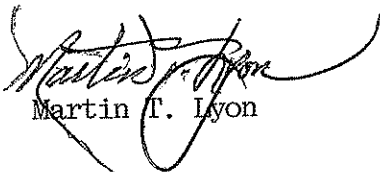
Dear Mr. McDonald:

Atop MUNI Diesel Coaches in the 8400 and 8500 Series is the message,
"HYBRID ELECTRIC BUS".

Atop Sacramento Regional Transit (RT) Diesel Coaches is the message,
"POWERED BY CLEAN NATURAL GAS".

Recommend MUNI Diesel Coaches adopt the "POWERED BY CLEAN NATURAL
GAS" message and discontinue the message, "HYBRID ELECTRIC BUS".

Sincerely,


Martin T. Lyon

By



2009 APR 27 AM 11:43

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO

19

File 090486
AF, B+F Comm.

Board of
Supervisors/BOS/SFGOV

04/24/2009 09:26 AM

To BOS Constituent Mail Distribution,

cc

bcc

Subject File # 090486: David Campos & Drug Dealers



aevans:

04/24/2009 12:36 AM

To board.of.supervisors@sfgov.org

cc

Subject David Campos & Drug Dealers

20

Dear Friends and Neighbors,

David Campos, the rookie chair of the supes' Public Safety Committee, has introduced a resolution calling on the feds' Drug Enforcement Administration (DEA) to give a free hand to unscrupulous drug dealers that pose as Medical Cannabis Dispensaries (MCDs).

Campos's resolution "urges an immediate cessation of DEA raids on California MCDs until U.S. Attorney General Eric Holder names a new DEA administrator who will appropriately implement President Obama's new federal policy on medical cannabis."

If the feds implemented this policy, they would have to give a green light, for an open-ended period of time, to dealers who are involved in money laundering or profiteering, or who have been infiltrated by organized crime.

Campos's resolution also "urges the Department of Justice to dismiss all cases currently pending against MCD operators, cultivation and/or cannabis patients whose activities are, and have been, in compliance with state law."

If the feds implemented this policy, they would have to dismiss charges against dealers who violated only federal laws, such as laws dealing with racketeering, environmental protection, workers' rights, and collection of the income tax.

Once again, David Campos has demonstrated his complete dependence as a politician on the drug-dealing industry. Yet he heads the supes' Public Safety

20

Committee.

Would we make a water-carrier for the tobacco industry the chair of a committee on public health?

Yours for rationality in government,

Arthur Evans

* * * *

A Good Credit Score is 700 or Above. See yours in just 2 easy steps!

**Board of
Supervisors/BOS/SFGOV**

04/21/2009 03:38 PM

To BOS Constituent Mail Distribution,

cc

bcc

Subject Fw: Power Struggle Over Cop Control



aevans604@aol.com

04/20/2009 04:56 PM

To board.of.supervisors@sfgov.org

cc

Subject Power Struggle Over Cop Control

Dear Friends and Neighbors,

A power struggle has developed at City Hall over who will run the Police Department. According to the City Charter, the Police Commission and the Mayor are to do so, with no interference from the supes. But the supes' Public Safety Committee, headed by rookie David Campos, is now making a grab for the reins.

The grab became obvious at the committee's Monday meeting (April 20). At issue was a proposed new pilot program of community policing for the Ingleside Station. Although the Police Commission approved the program, the supes were incensed that they were not part of the decision-making process.

They lambasted Assistant Chief Jim Lynch, who appeared on behalf of the department, for this slight to their importance.

Charged Ross Mirkarimi: "The decision did not take into account input from this committee."

Campos seconded the view: "Before the announcement was made about Ingleside, you should have sat down with all the supervisors ahead of time."

They also objected to the most recent rotation of police captains at Ingleside, although such rotations are a norm. Avalos, who was not in the loop about the change, lamented that he "didn't get enough respect and attention."

When Assistant Chief Lynch seemed to balk at the onslaught of complaints, Campos chided him : "Mistakes were made. Don't be defensive."

During public comment, a speaker (Yours Truly) charged that the committee was usurping the role of the Police Commission, and that the committee has a poor record of competence.

At its last meeting, the committee had trouble mustering a quorum. At today's meeting, Michela

Alioto-Pier was a no-show, replaced by John Avalos, who was half an hour late. In the past two years, the committee has continued the issue of public safety 27 times, month after month, with little concrete action but lots of verbiage.

In response, Campos defended the committee's new reach. "It comes down to a difference of opinion," he said. "There is a role and place for us."

As to the committee's productivity over years, he said it had increased the number of foot patrols and helped redraw station boundaries.

In general, the supes gave the impression of having chips on their shoulders. An example was a comment from Avalos. He rebuked the new captain of Ingleside, David Lazar, for delaying in meeting with him.

Lazar said he would be glad to do so anytime this week. "This week is too busy for me," huffed Avalos.

Will we all be safer with the supes running the Police Department? You decide.

Yours for rationality in government,

Arthur Evans

* * * * *

The Average US Credit Score is 692. See Yours in Just 2 Easy Steps!



Kenny Cowan

04/22/2009 04:06 PM

To mod@sfgov.org, bond.yee@sfmta.com,
james.lee@sfmta.com, camille.dawkins@sfgov.org,
board.of.supervisors@sfgov.org,

cc

bcc

Subject Parking between Gough and Franklin

21

April 22, 2009

Dear Mayor Gavin Newsom, Supervisor Ross Mirkarim, Police Chief Heather Fong, DPT Director Bond Yee, James, Lee, Cecilia Hung, Nancy Polosi, DPT, Human Rights Commission, Mayors Office of Neighborhood Services, Mayors Office on Disability

I have lived at 337 Fulton Street in San Francisco for over 13 years and bought a car about 6 years ago because my domestic partner is disabled and uses a mobility scooter. I spend a lot of time each day looking for a parking space on Fulton Street close to my residence and have noticed things going on that need to be addressed. 1. The Valet Parking Permit of the Inn at the Opera, using street parking to park their patron's cars. 2. The misuse of the Passenger Loading Zone (White Zone) in front of the Inn that extends in front of the apartment building where I live.

Next door, where I live is a hotel/inn at 333 Fulton Street, called Inn at the Opera which offers valet parking for people staying at the inn and eating at the restaurant. They started offering valet parking for patrons of the Ballet, Opera and Symphony. A couple of years ago, I complained to Office of Neighborhood Services and the Northern Police precinct, that the hotel was using the white zone to park patron's cars and was double parking cars along the whole street. They were also accepting money for valet parking, using the white zone for parking the cars and parking cars on Fulton Street when spots became available. At that time, Officer John Gallagher, who issues valet parking permits for businesses in the area, let me know that the hotels practices of using the white zone and street parking was illegal.

In the past few months the Northern Precinct has worked on making them stop the practice by speaking to the manager at the hotel and issuing a couple of citations for parked cars on the street with the hotels valet parking tag hanging from the rear view mirror. Since that date, I have seen the hotel continue their practice, using street parking to park hotel patron's cars, but they are not using, or leaving the valet parking tags visible.

As a resident in the area with a vehicle, I have to buy from DPT a Residential Parking (R) Permit in order to park on the street for more than two hours. I have bought a permit every year as I need to park on the street at times for more than two hours. I am also aware that you can buy a parking permit if you are employed in the area, letting you park on the street for an unlimited amount of time.

I have noticed for a while that some employees of the Inn at the Opera keep attached to their rear view mirror a valet parking tag from the Inn at the Opera, these vehicles stay parked on Fulton Street for more than two hours at a time, without receiving a citation from DPT. On more than one occasion I have spoke to the Assistant Director of DPT asking for an explanation in how employee's of the Inn are able to park on Fulton Street for more than two hours on any given day without getting a citation. Is it common practice for the DPT to over look and not cite cars without a parking permit just because they work in that area?

A few years back the Inn also filed an application with the City of San Francisco for a Passenger Loading Zone in front of 333 and 337 Fulton. I have made many complaints about the Inn's use of the white zone.

21

It is very common when returning home with my domestic partner that I have to park in the street to unload his mobility scooter, he then usually has to ride in the street to the next apartment buildings drive way to get access to the sidewalk. There is a driveway to our building but the Inn at the Opera leases our garage space for their kitchen and the drive way is usually blocked with a car along with the white zone.

Just recently on Sunday, April 19, I called DPT dispatch to enforce the white zone in front of the Inn. I called around 9:00 a.m. and gave dispatch the description and license number of three cars parked in the white zone. After many calls to DPT and many different stories from dispatch personnel on the lawful use of white zones in front of a business, the white zone was never enforced. I even called dispatch and requested to speak to a supervisor. A supervisor called me back to let me know that he would send someone out to cite the cars in the white zone. At 10:40 a.m. those two cars were still in the white zone without citations.

This same business has employees that park on the same street that I do. On almost a daily basis, these employee's cars get to park for more than two hours and most of the time all day without paying for a parking permit or getting a citation. It seems that the 2 hour parking limit on this street is not enforced as it should be.

This same business has been granted a Valet Parking permit from the City of San Francisco and blatantly misuses the permit to make money by parking their patron's cars on Fulton Street and it seems to be alright with city officials as they have been doing it for years.

This same business was also approved by the City to have a white zone that they continue to misuse, to park their patron and employee's cars and DPT can't seem to enforce or make up there minds the actual use of a white zone.

I have always purchased parking permits from the City to legally park on the street, paid taxes and have kept from getting a moving or traffic or parking violation.

I have been writing and complaining for years to many City employees, departments, supervisors and even the Mayor with no resolve. How long the City is going to let this situation continue?

How many times will I be forced to double-park my car in the street to unload my disabled partner and his mobility scooter, because the public white zone in-front of my apartment building is always full with parked cars?

How often do I need to write letters and to whom, to get the City and DPT employee's to enforce this white zone and the two hour parking limit (without a permit) on this block of Fulton Street?

Sincerely,

Kenny Cowan
Program Manager
The Salvation Army
REACH Program
Golden State Division
office: 415 503 2794
fax: 415 495 4723
cell: 415 676 1318



Mary Robinson

>

04/22/2009 06:23 PM

To board.of.supervisors@sfgov.org

cc

bcc

Subject Runaway Presidio Trust

*C page
Sup Alloto*

(22)

Dear Sir or Madam:

The Presidio Trust is in serious need of containment! It is proposing multiple new out of character buildings that are not necessary nor add to the historical character of the park. In addition, the Trust has created an undesirable and uncomfortable traffic condition for the neighborhoods adjacent to the Arguello and Presidio gates.

There is now a projected increase of traffic for what they now propose.

The Trust was designed to refurbish and protect the historical nature of the Presidio. There are many buildings that could be refurbished or renovated for the proposed museum with many buildings in close proximity serving as a combined museum. The traffic that is destroying the neighborhoods needs to immediately be mediated by closing or somehow limiting the through traffic that now commutes or cuts through through the Park. When a national park no longer improves the city and neighborhood it is designed to serve it is time to let it go back to nature.

Mary Robinson

San Francisco, Ca 94118

(22)

Board of
Supervisors/BOS/SFGOV

04/23/2009 09:46 AM

To BOS Constituent Mail Distribution,

cc

bcc

Subject Fw: Letter to BOS from Representatives Fiona Ma, Leland Yee and Tom Ammiano re: Shipyard cleanup

23

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Forwarded by Board of Supervisors/BOS/SFGOV on 04/23/2009 09:48 AM -----



"Dr. Ahimsa Sumchai" ✓

04/22/2009 03:42 PM

To Parkside Listserve

Mesha

Sarah Phelan

<communityfirstcoalition@
<sarah@sfbg.com>, Board Supervisors
<board_of_supervisors@ci.sf.ca.us>, Gavin Newsom
<gavin.newsom@sfgov.org>, Michael Cohen
<michael.cohen@sfgov.org>, Ethics Commission
<ethics.commission@sfgov.org>, John St.Croix
<john.st.croix@sfgov.org>, Sunshine Task Force
<sof@sfgov.org>, Andrew Cheng
<andrew.cheng@usdoj.gov>

cc

Subject Letter to BOS from Representatives Fiona Ma, Leland Yee and Tom Ammiano re: Shipyard cleanup

AHIMSA PORTER SUMCHAI, M.D. 

> Subject: Letter to BOS from Representatives Fiona Ma, Leland Yee and Tom Ammiano re: Shipyard cleanup

> Date: Wed, 22 Apr 2009 15:38:08 -0700

> From: Ahimsa.Sumchai@ucsf.edu

> To: asumchai

>

>

>

>

>

> From: Francisco Da Costa

> Sent: Wed 4/22/2009 8:50 AM

> To: Francisco Da Costa

> Subject: Kudos to Fiona Ma, Leland Yee and Tom Ammiano

>

23

>
> At last some folks with guts have made it clear that the Hunters Point Naval Shipyard must be cleaned - the over 1.5 million tons of toxic dirt and Radiological Elements - removed:

>
> <http://www.indybay.org/newsitems/2009/04/22/18590752.php?printable=true>

>
> Francisco Da Costa
> Director
> Environmental Justice Advocacy

>

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Francisco Da Costa

04/22/2009 08:50 AM

To Francisco Da Costa

cc

bcc Board of Supervisors/BOS/SFGOV


Subject Kudos to Fiona Ma, Leland Yee and Tom Ammiano

At last some folks with guts have made it clear that the Hunters Point Naval Shipyard must be cleaned - the over 1.5 million tons of toxic dirt and Radiological Elements -- removed:

<http://www.indybay.org/newsitems/2009/04/22/18590752.php?printable=true>

e

Francisco Da Costa
Director
Environmental Justice Advocacy

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2009 APR 22 AM 9:24
BY 



Francisco Da Costa

04/25/2009 12:09 PM

To Francisco Da Costa

cc

bcc Board of Supervisors/BOS/SFGOV

Subject Barbara Hale up to mischief with Solar Power project and
less power to the SF Board of Supervisors.

24

**Barbara Hale up to mischief with Solar Power and less power to the San
Francisco Board of Supervisors:**

<http://www.indybay.org/newsitems/2009/04/25/18591178.php?printable=true>
e

Francisco Da Costa

P.S. Check the SFPUC site at: www.sfwater.org

24

Board of
Supervisors/BOS/SFGOV

04/27/2009 09:33 AM

To BOS Constituent Mail Distribution,

cc

bcc

Subject Fw: Is anyone from Regional IX representing our children at
the hearing in Washington DC

25

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----- Forwarded by Board of Supervisors/BOS/SFGOV on 04/27/2009 09:35 AM -----



Francisco Da Costa

04/26/2009 02:26 PM

To Clancy Tenley <Tenley.Clancy@epamail.epa.gov>, Karen
Henry <Henry.Karen@epamail.epa.gov>, Dana Barton
<barton.dana@epa.gov>, Jackson Lisa
<Jackson.Lisa@epamail.epa.gov>, "Forman, Keith S CIV
OASN (I&E) BRAC PMO West" <keith.s.forman@navy.mil>,
Megan Miller <Megan_Miller@boxer.senate.gov>, Dan
Bernal <Dan.Bernal@mail.house.gov>, "Gavin. Newsom"
<gavin.newsom@sfgov.org>, BOS BOS
<supervisors@sfgov.org>, SFBOS BOS
<board.of.supervisors@sfgov.org>, David.Chiu@sfgov.org,
John.Avalos@sfgov.org, Chris Daly
<Chris.Daly@sfgov.org>, Thor Kaslofsky
<Thor.Kaslofsky@sfgov.org>, Fred Blackwell
<fred.blackwell@sfgov.org>, J Broadbent
<jbroadbent@baaqmd.gov>
cc Leland Yee <leland.yee@sen.ca.gov>, Leon Muhammad
<lmuha4@aol.com>, Christopher Muhammad
<M26sf@aol.com>, "Ma, Fiona" <fiona.ma@asm.ca.gov>,
Tom Ammiano <tom.ammiano@asm.ca.gov>, Ed Harrington
<ed.harrington@sfgov.org>, Mary Ratcliff
<Editor@sfbayview.com>, Letters@sfchronicle.com,
SecretaryState Bowen <Secretary.Bowen@sos.ca.gov>,
Governor Governor <Governor@govmail.ca.gov>, Attorney
General Brown <AttorneyGeneral.Brown@govmail.ca.gov>
Subject Is anyone from Regional IX representing our children at the
hearing in Washington DC

Is anyone from EPA Regional IX representing the constituents of San
Francisco and the children attending schools close to Superfund Sites and
other toxic hot spots?

Many schools in the Bayview Hunters Point have been adversely impacted by
Lennar and the operations of the United States Navy.

The Bay Area Air Quality Management District fined Lennar \$515,000. The
EPA has yet to act - and has not even with the Barrack Obama Administration
in place.

25

How many of our children and elders must be exposed to toxic dirt much of it radiological and die - before some action is taken?

Where is the moral compass? Where is the enforcement? Who is asleep at the wheel and what will it take to wake the culprits?

Lennar is a Rogue Developer who is not respected all over the Nation. The U.S. Navy has failed the Bayview Hunters Point community.

Francisco Da Costa

Director

Environmental Justice Advocacy



Francisco Da Costa

04/24/2009 07:38 AM

To Francisco Da Costa

cc

bcc Board of Supervisors/BOS/SFGOV

Subject California Senator Mark Leno tries to HOODWINK innocent constituents from the Bayview Hunters Point.

26

California Senator Mark Leno tries to HOODWINK innocent constituents from the Bayview Hunters Point and Candlestick Point:

<http://www.indybay.org/newsitems/2009/04/24/18591016.php?printable=true>

Francisco Da Costa
Director
Environmental Justice Advocacy

26

BOS-11
cpage

RECEIVED
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SAN FRANCISCO
2009 APR 23 AM 11:17
BY *WJ*

27

Dear Supervisors,

Please NO "Willie Brown Blvd" – there is nothing wrong with Third. Willie is such a Showman, I don't think we need that!! Keep it Third!! We won't have to change our maps, etc.

Also, there are far too many street people creating a literal stink on main streets. I feel sorry for merchants, tourists, and, really, all of us. They were becoming a nuisance down the Peninsula and merchants have asked customers to avoid giving them \$. There are places they can get help or work. I contribute to the food pantries in cash as well as groceries. This has helped.

Maybe you could learn a lesson from NYC. I realize the weather is perfect out here, but does that mean every addict or whoever doesn't have a job has to live on the street? There has to be a way you deal with them without being a "bleeding heart."

Thank you for your helpfulness.

Sincerely,

Lynn Bladde

Lynn Smith
Burlingame

27

**Adrian Cotter**

Sent by: drainage@gmail.com

04/22/2009 06:01 PM

To Board.of.Supervisors@sfgov.org

cc

bcc

Subject board of supervisors votes

(28)

Hi,

I am working on a volunteer project to assess voting records of supervisors around environmental issues.

While it is great that all the "legislation passed" and "legislation introduced" is on the website, it had proved to be difficult, or at least super time consuming (and carpal tunnel inducing) work, to analyze. I wondered if there were perhaps some things I was missing, or there were other ways to get the data I would like to see.

Those things are:

1) Being able to search the text of legislation

Because the online legislation is PDFs of scanned documents, they are not searchable except by title. Without knowing exact names of legislation, it has actually proved difficult to find pieces of legislation we thought had come before the board.

2) Vote tallies, which indicate individual supervisor votes

Having now looked through several hundred PDFs looking for the votes, the vast majority seem to be unanimous votes. It would be nice to be able to zero in on the votes where there were real differences.

3) Votes beyond just legislation that has passed

One important piece of information for us, might be if a piece of legislation we wanted (or didn't want) was voted down.

I hope that you at the Board could see the potential for this kind of data being available to the public, and I hope that perhaps this is already something that is available in some way shape or form (or something you are already considering).

Best regards,

Adrian Cotter
data geek
SFLCV

(28)



MBurke@bart.gov

04/23/2009 04:05 PM

To David.Chiu@sfgov.org, Bevan.Dufty@sfgov.org,
Board.of.Supervisors@sfgov.org, Chris.Daly@sfgov.org,
Carmen.Chu@sfgov.org, Gavin.Newsom@sfgov.org,
cc KHamill@bart.gov, kstrehl@bart.gov, RLee@bart.gov

bcc

Subject BART Police Department Review Committee Update &
Civilian Oversight - May 2 at 1:00 p.m.

29

BART Police Department Review Committee Update and Details on Meeting to Discuss Civilian Oversight on May 2 at 1:00 p.m.

On January 12th, the BART Board of Directors created the BART Police Department Review Committee to provide greater Board focus on the exercise of Police Department responsibilities. The Committee was also tasked with reviewing civilian oversight models to help the Board determining the structure that will work best for BART and the communities it serves. To that end, the Committee pledged to hold public forums beginning in early May to solicit public input before a model is decided upon.

On **Saturday, May 2, 2009 at 1:00 p.m.**, the Committee will hold a public meeting in the **Joseph P. Bort Metro Center Auditorium at 101 - 8th Street in Oakland**, located across the street from the Lake Merritt BART Station. This is an opportunity for the public to learn about civilian oversight models as part of the process to determine the best structure for BART.

Panelists from established police citizen oversight offices and the ACLU will talk about the importance of civilian oversight and explain how different models function. Representatives have been invited from:

- City and County of San Francisco Police Commission and Office of Citizens' Complaints
- City of Richmond's Confidential Investigative and Appeals Office
- City of Oakland Citizen's Review Board
- City of Sacramento Office of Public Safety Accountability
- City of San Jose Office of Independent Police Auditor
- Northern California ACLU

The public will also be invited to provide input on the outcomes it wants to see BART achieve by establishing civilian oversight of its Police Department. This is the first in a series of public meetings on civilian oversight. A second meeting on civilian oversight being planned for mid-May will be announced soon. For more details about the BART Police Review Committee and civilian oversight models, visit www.bart.gov.

Molly M. Burke
BART
Government & Community Relations
(510) 464-6172

29



Jim Meko

04/27/2009 07:16 AM

To John Avalos <John.Avalos@sfgov.org>,
Michela Alioto-Pier@sfgov.org, David Campos@sfgov.org,
David Chiu <David.Chiu@sfgov.org>,

cc

bcc

Subject WSoMa planning (this week) ... please forward

30

There are no meetings scheduled this week. Instead, this is a report on several important votes taken by the full Task Force last week.

The Task Force has asked the Board of Supervisors to amend the parking requirements of the Planning Code for Western SoMa. Parking minimums would be abolished for new developments, consistent with the recommendations of the draft Western SoMa Community Plan, and maximum allowable parking would be similar to the standards included in the recently adopted Eastern Neighborhoods Plan.

Public benefit fees would be imposed on new projects if the second recommendation is adopted. Western SoMa was studied alongside the other eastern neighborhoods and maximum allowable fees were determined. Western SoMa will enjoy some flexibility to direct those fees to priorities identified in the Plan. Our Business and Land Use Committee has asked that the Arts be added to the choices available. Still to be determined is the extent to which the fees would be pooled with those of the surrounding planning areas. The Western SoMa Task Force has requested representation on the Eastern Neighborhoods Citizens Advisory Committee.

Finally, the Western SoMa Community Stabilization Policy was adopted. During nearly four years of community-based planning, we've heard strong support expressed through community outreach, at three Town Hall meetings, during committee discussions and in meetings of the full Task Force that our Planning Principles should serve as the foundation of the Plan.

The Principles include the admonition that new development should primarily serve the needs of existing residents and businesses. The lack of good planning caused irreparable damage to SoMa throughout the housing boom of the '90s. Businesses were displaced. Gentrification drove low income families from our neighborhood. Incompatible developments clashed with existing arts and entertainment venues. Housing was built in areas that lacked basic infrastructure like parks, open space, retail services, schools and recreational facilities.

The purpose of the Community Stabilization Policy is to ensure that the infrastructure

30

develops apace with development, that the supply of jobs in relation to households is preserved and that the socioeconomic mix of the community remains in balance. The Board of Supervisors will be asked to incorporate the Policy into legislation when the Plan is adopted.

It's naive to argue that uncontrolled growth is the answer. Back in 1990, the entire South of Market had a total of 9,757 housing units. Over the next fifteen years the housing stock has grown to 17,265 units. That huge increase in density has done little to create a more complete neighborhood. It will take smarter growth to turn South of Market into another one of San Francisco's great neighborhoods. We don't have to destroy what we love about this community in order to save it.

TASK FORCE VACANCIES: Seats representing bicyclists, community-based organizations, families, youth, SRO residents, the disabled and seniors are currently open. The Western SoMa Task Force is enabled by Board of Supervisors Resolution 731-04. Visit our website for more information.

<http://www.sfgov.org/site/westernsoma>

To be removed from this list, send an email to
"remove" in the subject line.

with the word



jackie wright

04/21/2009 04:10 PM

To <michela.alioto-pier@sfgov.org>, <john.avalos@sfgov.org>,
<david.campos@sfgov.org>, <david.chiu@sfgov.org>,
<carmen.chu@sfgov.org>, <chris.daly@sfgov.org>,
cc <board.of.supervisors@sfgov.org>

bcc

Subject Inspect Public File & Make broadcasters accountable.

31

Dear Supervisors,

Thank you for the two minutes for public speaking. The issue of racism permeates the City and media plays a part. This is not a "Black Thing, "Minority Thing"...it's a Community Thing." All of the community is effected.

I am asking that you utilize your legal rights to review the public files at broadcast stations especially Television stations broadcasting in San Francisco. Please note that the supposed millions of dollars given to the public in the form of public service announcements, are not true investments in the community. The airwaves are free and it is there reasonable service to provide public service announcements and public affairs shows. What are they investing beyond what belongs to the public? And why are the public service programs at a time that is not easily assessible to large audiences?

Is it time to hold hearings about public service in San Francisco?

As promised here's my statement and link to Dr. Kang's study on racism and television news.

Sincerely,

Jackie Wright

Statement to Board of Supervisors 4/22/09

To the Lord Jesus Christ, Maker of heaven and earth, I give first acknowledgement and allegiance.

To this august body, the San Francisco Board of Supervisors and those in attendance and listening via television and Internet, it is with respect to you and honor that I stand before you today.

My name is Jackie Wright, a resident of San Francisco, with more than 20 years media experience, a three time associated press award winning journalist from Georgia who first worked in the non-profit arena in the Bay Area in 1990.

Much attention has been given over the years to the pollution and danger of PGE plants in the City, but something as detrimental to the quality of life in the Bay Area has been overlooked. The smoke stakes of television stations that spew out racism because it is not recognized, have been totally over looked.

31

The lack of true community concern by media executives that trade over the public airwaves making millions of dollars with little or nothing coming back to the community, must be noted. I will email you a copy of empirical data by Dr. Jerry Kang, the UCLA Law Professor who says In "Trojan Horses of Race" that television News creates and perpetuates racism.

http://papers.ssrn.com/sol3/papers.cfm?abstract_id=627381

Business decisions are made about people of color in part by the negative images that bombard the minds of viewers. Because TV News perpetuates racism as Dr. Kang has documented, the public affairs arm of a broadcast company is very essential to try to balance the negativity created by news.

There is a trend that is occurring in which the Public Affairs departments of broadcast entities have been cut drastically or eliminated. During these times when there needs to be strong public service and more information, broadcast companies are cutting back. When they cut back, minorities are being disproportionately affected. This trend affects everyone!

With all due respect to President Barack Obama, having a Black President has not eradicated racism. As a matter of fact, it helps to camouflage racism.

Minorities are underrepresented in the media and have been for years and during this economic down turn, the classic saying "last hired, first fired" comes into play even more.

You hardly ever see a hardworking person like myself consistently portrayed in media although millions of us exist.

As a Georgian, whose father died in Viet Nam when I was ten and mother died when I was 16, who worked hard and raised two of my three siblings, I graduated from the University of Georgia while raising my teenage sister and elementary aged daughter. I can say although I experienced Jim Crow Georgia, the most racist experiences I have lived through has been in San Francisco in recent years. They include but are not limited to having a Black Supervisor at San Francisco Unified School District demand that I fire a white colleague so that an Asian could be hired; racist experiences and a racist wrongful termination at CBS5/CW Bay Area Television included letting go of mostly minorities representing Blacks, Latinos, and the Homosexual communities in the first wave of layoffs in January of 2007 (I am pursuing my case Forma Pauperis in the courts), and... I also had an unbelievable racist experience with PG&E when I was trying to put a house in order to start foster care.

It stinks in San Francisco for sure. I don't know about Denmark. It's time to make demands on broadcasters to serve the public interest. When was the last time someone from the city or a Social Justice organizations exercised their rights to see the public files at television and radio stations?

As we consider the letting go of Manny Ramos, Rick Quan, Bob Butler as Diversity Director for CBS, Jimmy Park Li, Javier Valencia, Roy Avila, Rosana Madrigal, the sudden retirement of Barbara Rodgers, and just days ago the release of Janice Edwards and others, there are business decisions that are de facto racism.

With commercial television cutting back on public affairs, public access TV is needed more than ever.

I leave with the clerk for your review my statement and Dr. Jerry Kang's "Trojan Horses of Race."

Use your authority to clean up the airwaves and have media serve in the Public Interest, as FCC law requires. Set the example for the nation.

"Right is right and right don't wrong nobody" as my great-grandmother, Mama Nora used to say.

Thank you for listening to this issue that has an impact on all of us.

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Sacramento, CA 94244-2090
(916) 653-4899
(916) 653-5040 Fax
fgc@fgc.ca.gov

(32)

STATE OF CALIFORNIA
Fish and Game Commission

April 24, 2009


TO ALL AFFECTED AND INTERESTED PARTIES:

This is to provide you with a copy of the notice of candidacy status for the Pacific Fisher, which will be published in the California Regulatory Notice Register on April 24, 2009.

Sincerely,

Sherrie Fonbuena
Associate Governmental Program Analyst

Attachment

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SACRAMENTO
2009 APR 27 AM 11:38
BY 

(32)

CALIFORNIA FISH AND GAME COMMISSION
NOTICE OF FINDING

NOTICE IS HEREBY GIVEN that the California Fish and Game Commission, at its March 4, 2009, meeting in Woodland:

(1) voided and set aside its August 7, 2008, decision rejecting the petition filed by the Center for Biological Diversity to list the Pacific fisher (*Martes pennanti*) as a threatened or endangered species under the California Endangered Species Act, Fish and Game Code section 2074.2, subdivision (a)(1); and

(2) accepted the petition filed by the Center for Biological Diversity to list the Pacific fisher (*Martes pennanti*) as an endangered or threatened species, and designated the Pacific fisher as a candidate species.

NOTICE IS ALSO GIVEN that, at its April 8, 2009, meeting in Lodi, the Commission adopted the following formal finding pursuant to Fish and Game Code section 2074.2, subdivision (a)(2):

The Commission has considered the petition to list the Pacific fisher (*Martes pennanti*) as endangered or threatened, the Department of Fish and Game's evaluation report, and all oral and written comments received in this matter. The Commission has determined that a reasonable person would conclude that there is a substantial possibility that listing could occur. Thus, the Commission finds that the petition provides sufficient information to indicate that the petitioned action may be warranted.

Fish and Game Commission

Dated: April 14, 2009

John Carlson Jr.,
Executive Director



SAN FRANCISCO DISTRICT

Regulatory Division
1455 Market Street
San Francisco, CA 94103-1398

PUBLIC NOTICE

Project: Stream Maintenance Program – Sonoma Creek and Petaluma River Watersheds

NUMBER: 2009-00136N
PROJECT MANAGER: Jim Mazza

DATE: April 20, 2009
PHONE: (415) 503-6775

RESPONSE REQUIRED BY: May 20, 2009
Email: james.c.mazza@usace.army.mil

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2009 APR 23 AM 11:27

1. INTRODUCTION: Sonoma County Water Agency, 404 Aviation Boulevard, Santa Rosa, California, 95406 (POC: Mr. Keenan Foster; 707-547-1941) has applied to the U.S. Army Corps of Engineers (USACE) for a Department of the Army permit to conduct routine channel maintenance activities within the Sonoma Creek and Petaluma River watersheds in Sonoma County, California. Previous channel maintenance activities in this area were authorized on a case by case basis under the Department of the Army's Nationwide Permit program. The proposed project and its associated impacts on aquatic ecosystems where activities will occur would be similar, on a reach by reach basis, in scope and magnitude to the previously authorized projects, but the authorization period would be for ten years and would cover the work using a programmatic approach. This application is being processed pursuant to the provisions of Section 404 of the Clean Water Act (33 U.S.C. Section 1344).

2. PROPOSED PROJECT:

The Stream Maintenance Program (SMP or Program) has been developed by the Sonoma County Water Agency (SCWA) to improve the management of streams and channels in SCWA's maintenance authority through establishing programmatic guidance. An SMP Manual has been developed which provides the organizational framework to oversee routine stream and channel maintenance activities. The SMP Manual will be used by SCWA to guide and implement routine stream maintenance activities. The SMP will be subject to periodic

revisions to reflect updates on resource conditions, maintenance technologies, or management practices.

The SMP has three primary activities: sediment management, vegetation management, and bank stabilization. These core maintenance activities occur mainly in engineered flood control channels, but may also occur in other facilities, including other in-channel engineered structures and sediment basins, on an as-needed basis. In addition to the three core SMP activities, the SMP also involves other smaller and infrequent maintenance activities such as road maintenance, sediment removal around reservoir inlet structures, and debris removal. The SMP also includes the transport and disposal of collected sediment and vegetation. The SMP Manual and EIR documents describe these activities in detail and also provide program area figures. The SMP Manual and figures can be downloaded for viewing by visiting: <http://www.scwa.ca.gov/projects/index.php#SMP>.

3. COMPLIANCE WITH VARIOUS FEDERAL LAWS:

National Environmental Policy Act of 1969 (NEPA): At the conclusion of the public comment period the Corps will assess the environmental impacts of the proposed action in accordance with the requirements of the National Environmental Policy Act of 1969 (42 U.S.C. Section 4371 et. seq.), the Council on Environmental Quality's Regulations (40 C.F.R. Parts 1500-1508), and the Corps' Regulations (33 C.F.R. Part 230 and Part 325, Appendix B). Unless otherwise stated, the Environmental

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Assessment will describe only the impacts (direct, indirect, and cumulative) resulting from activities within the Corps' jurisdiction. The documents used in the preparation of the Environmental Assessment will be on file with the U.S. Army Corps of Engineers, San Francisco District, Regulatory Division, 1455 Market Street, San Francisco, California 94103-1398.

Endangered Species Act of 1973 (ESA): Section 7 of the Endangered Species Act requires formal consultation with the U.S. Fish and Wildlife Service (FWS) and/or the National Marine Fisheries Service (NMFS) if a Corps permitted project may adversely affect any Federally listed threatened or endangered species or its designated critical habitat. ESA consultation requirements have been initiated with FWS and NMFS.

Magnuson-Stevens Fisheries Conservation and Management Act: Essential Fish Habitat - The Magnuson-Stevens Fishery Conservation and Management Act requires all Federal agencies to consult with the National Marine Fisheries Service (NMFS) on all actions, or proposed actions permitted by the agency that may adversely affect Essential Fish Habitat (EFH). EFH consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act have been initiated concurrently with a formal ESA Section 7 consultation request to NMFS.

Clean Water Act of 1972 (CWA):

a. Water Quality: Under Section 401 of the Clean Water Act (33 U.S.C. Section 1341), an applicant for a Corps permit must first obtain a State water quality certification or waiver before a Corps permit may be issued. The applicant has requested Section 401 Conditional Water Quality Certification and Waste Discharge Requirements from the San Francisco Bay Regional Water Quality Control Board. No Corps permit will be granted until the applicant obtains the required water quality certification. The Corps may assume a waiver of water quality certification if the State fails or refuses to act on a valid request for

certification within 60 days after the receipt of a valid request, unless the District Engineer determines a shorter or longer period is reasonable for the State to act.

Those parties concerned with any water quality issue that may be associated with this project should write to the Executive Officer, California Regional Water Quality Control Board, San Francisco Bay Region, 1515 Clay Street, Suite 1400, Oakland, CA 94612 by the close of the comment period of this Public Notice.

b. Alternatives: Evaluation of this proposed activity's impact includes application of the guidelines promulgated by the Administrator of the Environmental Protection Agency under Section 404(b)(1) of the Clean Water Act (33 U.S.C. Section 1344(b)). An evaluation has been made by this office under the guidelines and it was determined that the proposed project is water dependent.

Coastal Zone Management Act of 1972 (CZMA): Section 307 of the Coastal Zone Management Act requires the applicant to certify that the proposed project is consistent with the State's Coastal Zone Management Program, if applicable. The proposed project is not within the Coastal Zone.

National Historic Preservation Act of 1966 (NHPA): Based on a review of survey data on file with various City, State and Federal agencies, several historic and archeological sites have been recorded in the program area of potential effect. However, with the implementation of program best management practices, no adverse effects are expected to result from the implementation of the program activities. In addition, if recorded or unrecorded resources are discovered during construction of the project, operations will be suspended until the Corps completes consultation with the State Historic Preservation Officer (SHPO) in accordance with Section 106 of the National Historic Preservation Act.

4. PUBLIC INTEREST EVALUATION: The decision whether to issue a permit will be based on an evaluation of the probable impact, including cumulative impact, of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits that reasonably may be expected to accrue from the proposed activity must be balanced against its reasonably foreseeable detriments. All factors that may be relevant to the proposal will be considered, including its cumulative effects. Among those factors are: conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people.

5. CONSIDERATION OF COMMENTS: The Corps of Engineers is soliciting comments from the public, Federal, State and local agencies and officials, Indian Tribes, and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps to determine whether to issue, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest in the proposed activity.

6. SUBMISSION OF COMMENTS: Interested parties may submit, in writing, any comments concerning this activity. Comments should include the applicant's name and the number and the date of this Public Notice, and should be forwarded so as to

reach this office within the comment period specified on Page 1. Comments should be sent to the U.S. Army Corps of Engineers, San Francisco District, Regulatory Division, 1455 Market Street, San Francisco, California 94103-1398. It is the Corps' policy to forward any such comments that include objections to the applicant for resolution or rebuttal. Any person may also request, in writing, within the comment period of this Public Notice that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing. Additional details may be obtained by contacting the applicant whose name and address are indicated in the first paragraph of this Public Notice or by contacting Jim Mazza of our office at (415) 503-6775 or E-mail: james.c.mazza@usace.army.mil. Details on any changes of a minor nature that are made in the final permit action will be provided upon request.

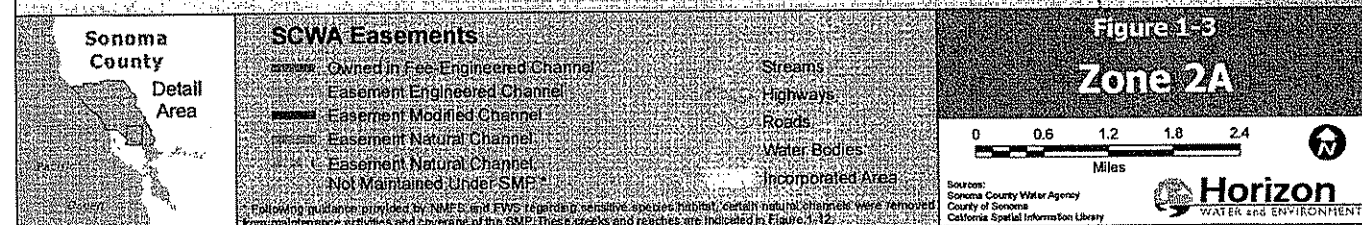
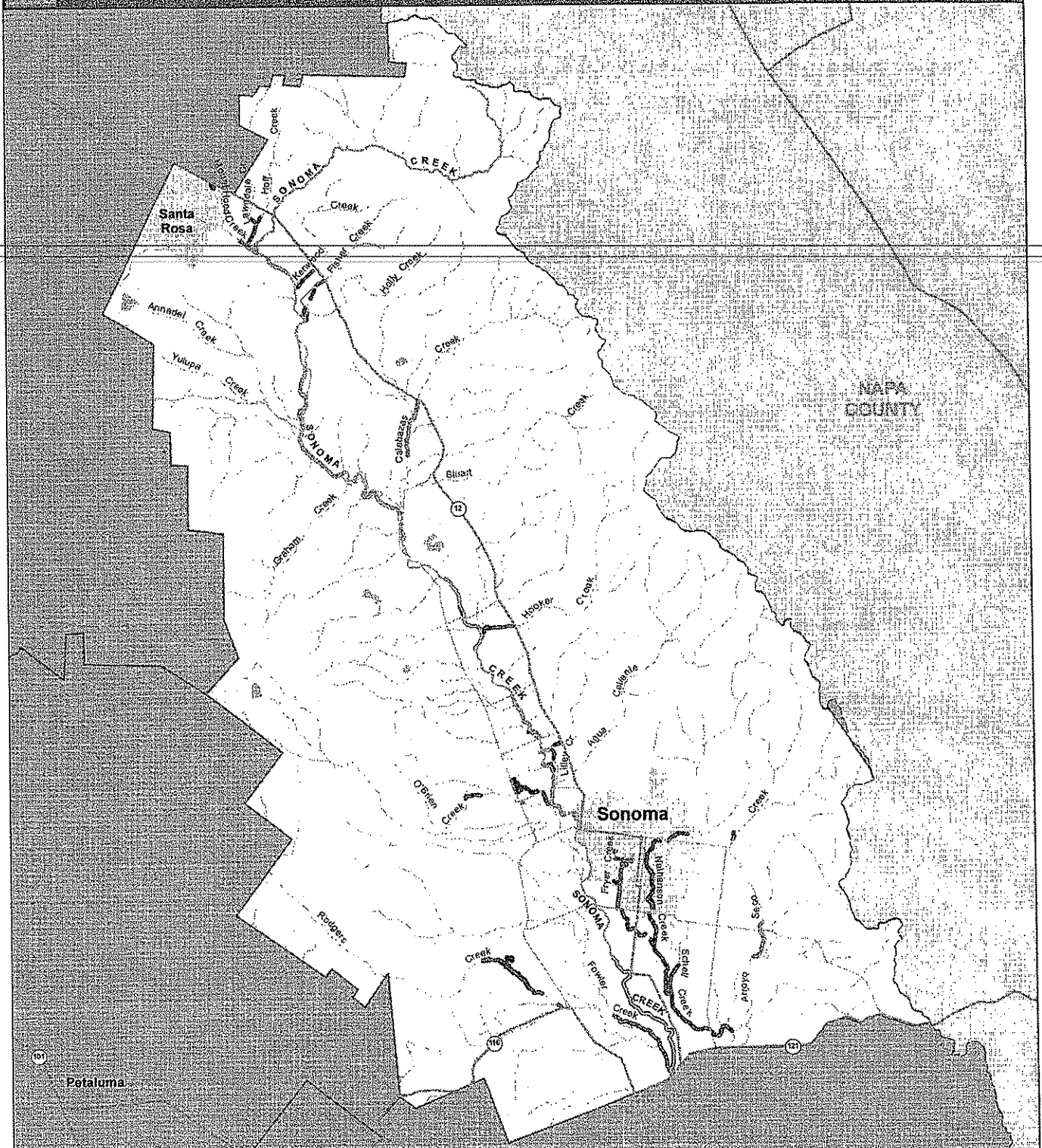


Figure 1-3
Zone 2A



Sonoma County
Detail Area

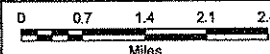
SCWA Easements

- Owned in Fee/Engineered Channel
- Easement/Engineered Channel
- Easement/Modified Channel
- Easement/Natural Channel
- Easement/Natural Channel
- Not Maintained Under SMP*

- Streams
- Highways
- Roads
- Water Bodies
- Incorporated Area

* Following guidance provided by NMFS and FWS regarding sensitive species habitat, certain natural channels were removed from maintenance activities and coverage of the SMP. These creeks and reaches are indicated in Figure 1-12.

Figure 1-4
Zone 3A



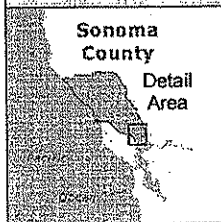
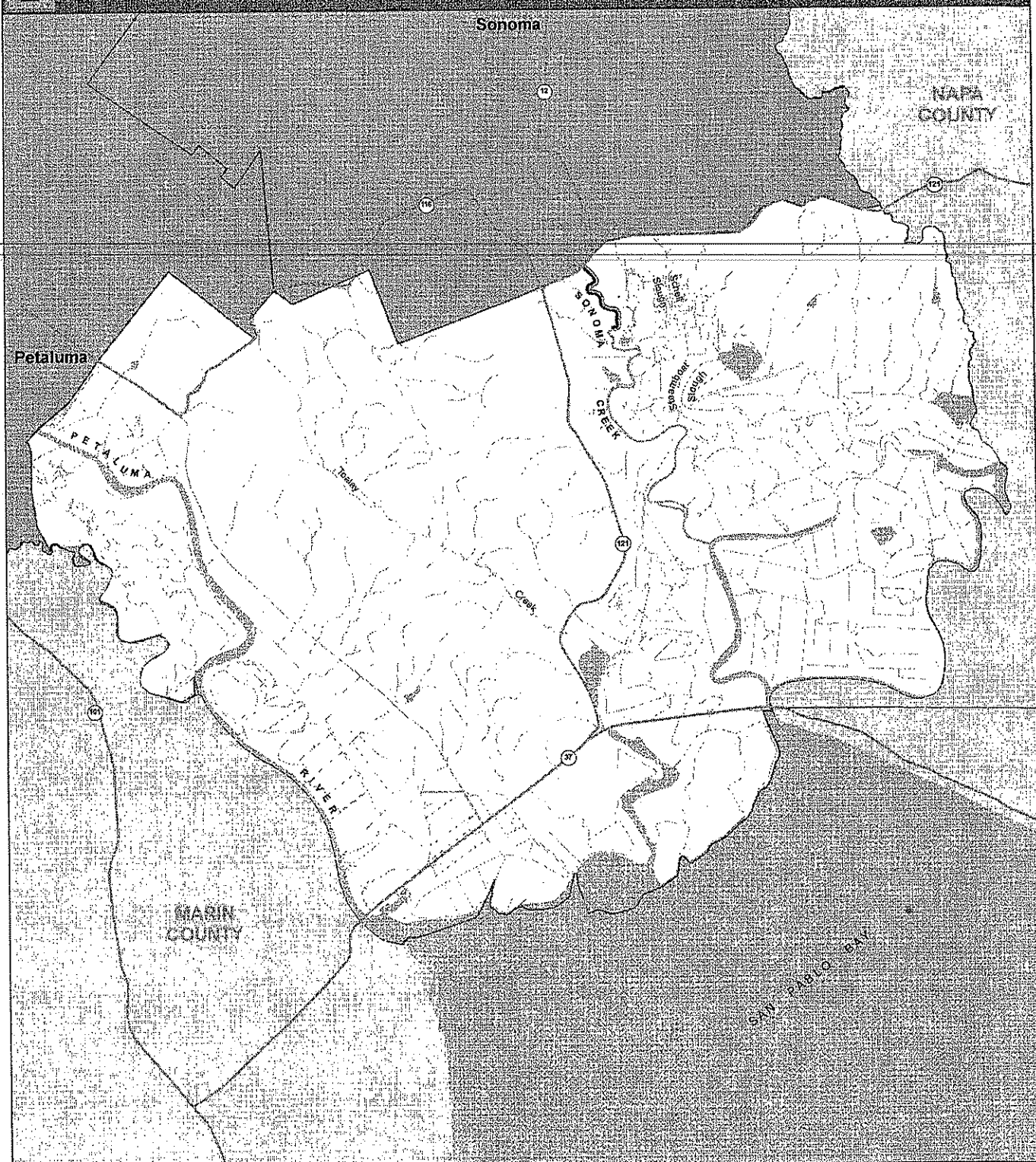
Sources:
Sonoma County Water Agency
County of Sonoma
California Spatial Information Library

Horizon
WATER and ENVIRONMENT



Sonoma County Water Agency

Stream Maintenance Program



SCWA Easements

- Owned in Fee-Engineered Channel
- Easement Engineered Channel
- Easement Modified Channel
- Easement Natural Channel
- Easement Natural Channel
- Not Maintained Under SMP

- Streams
- Highways
- Roads
- Water Bodies
- Incorporated Area

* Following guidance provided by NMFS and FWS regarding sensitive species habitat, certain natural channels were removed from maintenance activities and coverage of the SMP. These creeks and reaches are indicated in Figure 3-12.

Figure 1-9

Zone 9A



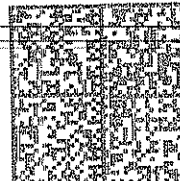
Sources:
Sonoma County Water Agency
County of Sonoma
California Spatial Information Library



DEPARTMENT OF THE ARMY
SAN FRANCISCO DISTRICT
US ARMY CORPS OF ENGINEERS (CESPN-OR-R)
1455 MARKET STREET, REGULATORY BRANCH, 16TH FLOOR
SAN FRANCISCO CA 94103-1398

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SAN FRANCISCO DISTRICT

PUBLIC NOTICE

Project: Wood Road Mitigation Bank

Regulatory Division
1455 Market Street, 16th Floor
San Francisco, CA 94103-1398

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SAN FRANCISCO
APR 23 AM 11:20

NUMBER: 2006-29938N

DATE: April 13, 2009

RESPONSE REQUIRED BY: May 14, 2009

PERMIT MANAGER: David Wickens

PHONE: 415-977-6787

Email: david.m.wickens@usace.army.mil

1. **INTRODUCTION:** Mr. Kevin Carinalli, 520 Mendocino Avenue, Santa Rosa, California 95401 (707) 579-0111, has applied to the United States Army Corps of Engineers (Corps), through his agent LSA Associates, Inc. (Point of Contact: Mr. George Molnar, 157 Park Place, Point Richmond, California 94801-3922, (510) 236-6810), for Department of the Army authorization to construct a wetland mitigation bank called, "The Wood Road Mitigation Bank." This proposed compensatory mitigation bank would be located on two adjacent parcels totaling 32.7 acres in size. The proposed bank would be located at 1737 Wood Road, and 2107 Wood Road, north of the City of Santa Rosa, in Sonoma County, California (Figures 1-2). The project purpose is to create a mitigation bank where wetlands have been restored, enhanced, and preserved for the purpose of providing compensatory mitigation for impacts authorized by Department of the Army permits. The mitigation banking instrument is being processed pursuant to the provisions of Part 332 of Section 404 of the Clean Water Act (33 U.S.C. Section 1344).

2. PROPOSED PROJECT:

Project Site: The 32.7-acre proposed bank site is located in the north-central portion of the Santa Rosa Plain (Figures 1-2). The site is also located within the Alton Conservation Unit under the Santa Rosa Plain Conservation Strategy, adopted by the U.S. Fish and Wildlife Service on December 7, 2005.

The proposed bank site consists of two adjacent parcels. These parcels are described in the mitigation banking instrument as the "North Parcel"

and the "South Parcel." Both parcels are bordered by a mix of ranchette residences, grazed grassland, and vineyards. Habitat structure on both parcels consists primarily of a vernal pool/seasonal wetland grassland complex with remnant stands of valley oaks (*Quercus lobata*).

There are three primary habitat/vegetation communities at the proposed mitigation site: non-native grassland (approximately 25.6 acres), vernal pools/seasonal wetlands and swales (approximately 5.7 acres), and valley oak forested habitat (approximately 1.2 acres).

Project Description: In general, a mitigation bank sells compensatory mitigation credits to permittees whose obligation to provide compensatory mitigation is then transferred to the mitigation bank sponsor. The operation and use of a mitigation bank are governed by a mitigation banking instrument. Mr. Carinalli (Sponsor) proposes the following mitigation actions under the proposed mitigation banking instrument:

- Construct 4.95 acres of new vernal pool wetland habitat, including 0.64 acre of suitable breeding habitat for California tiger salamander (CTS) (*Ambystoma californiense*), a federally-listed animal species;
- Enhance 2.05 acres of existing vernal pool and seasonal wetland habitat;
- Preserve and manage 3.79 acres of existing vernal pool habitat supporting or potentially supporting Burke's goldfields (*Lasthenia burkei*)

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and Sonoma sunshine (*Blennosperma bakeri*), federally- and state listed plant species;

- Preserve and enhance 19.70 acres of suitable upland habitat for CTS;
- Preserve 1.23 acre of existing valley oak savannah habitat;
- Establish and fully fund a long-term management plan for the site via a non-depleting endowment;
- Establish a permanent Conservation Easement for the site, in favor of the California Department of Fish and Game (CDFG).

Following attainment of performance criteria, ownership of the parcel would remain with the sponsor. The full mitigation banking instrument prospectus can be made available to the public for review upon request.

Purpose and Need: The fundamental objective of compensatory mitigation is to offset environmental losses resulting from unavoidable impacts to waters of the United States authorized by Department of the Army (DA) permits. The district engineer must determine the compensatory mitigation to be required in a DA permit, based on what is practicable and capable of compensating for the aquatic resource functions that will be lost as a result of the permitted activity. In many cases, the environmentally preferable compensatory mitigation may be provided through mitigation banks because they usually involve consolidating compensatory mitigation projects where ecologically appropriate, consolidating resources, providing financial planning and scientific expertise (which often is not practical for permittee-responsible compensatory mitigation projects), reducing temporal losses of functions, and reducing uncertainty over project success.

The need for mitigation banks has been recognized both nationally and regionally to offset unavoidable impacts to waters of the United States authorized through the issuance of DA permits. The

proposed service area for the proposed Fulton Road Mitigation Bank is the Santa Rosa Plain (Figure 3).

Impacts to Corps of Engineers jurisdiction: The sponsor has submitted a master mitigation design plan that proposes grading activities within Corps regulated wetlands. The plan proposes to enhance and expand the wetlands on site (Figure 5a, 5b). The sponsor shall submit the proposed final grading and restoration plans to the Corps for review and approval pursuant to section 404 of the Clean Water Act (33 U.S.C. 1344), prior to commencing any work in waters of the U.S. (wetlands).

3. COMPLIANCE WITH VARIOUS FEDERAL LAWS:

Endangered Species Act of 1973 (ESA): Section 7 of the Endangered Species Act requires formal consultation with the U.S. Fish and Wildlife Service (FWS) and/or the National Marine Fisheries Service (NMFS) if a Corps permitted project may adversely affect any Federally listed threatened or endangered species or its designated critical habitat.

The Corps shall initiate consultation with the U.S. Fish and Wildlife Service upon receipt of a complete permit application proposing any activities in waters of the United States (wetlands).

Clean Water Act of 1972 (CWA):

a. Water Quality: Under Section 401 of the Clean Water Act (33 U.S.C. Section 1341), an applicant for a Corps permit must first obtain a State water quality certification before a Corps permit may be issued. The applicant has provided the Corps with evidence that he has submitted a valid request for State water quality certification to the San Francisco Bay Regional Water Quality Control Board. No Corps permit will be granted until the applicant obtains the required water quality certification. The Corps may assume a waiver of water quality certification if the State fails or refuses to act on a valid request for certification within 60 days after the receipt of a valid request, unless the District Engineer determines a

shorter or longer period is reasonable for the State to act.

Those parties concerned with any water quality issue that may be associated with this project should write to the Executive Officer, California Regional Water Quality Control Board, San Francisco Bay Region, 1515 Clay Street, Suite 1400, Oakland, California 94612, by the close of the comment period of this Public Notice.

National Historic Preservation Act of 1966 (NHPA): Based on a review of survey data on file with various City, State and Federal agencies, no historic or archeological resources are known to occur in the project vicinity. If unrecorded resources are discovered during construction of the project, operations will be suspended until the Corps completes consultation with the State Historic Preservation Office (SHPO) in accordance with Section 106 of the National Historic Preservation Act.

4. PUBLIC INTEREST EVALUATION: A component of the mitigation bank review process involves public review and comment in accordance with the public notice procedures at 33 CFR Part 325, Section 325.3 of Section 404 of the Clean Water Act (33 U.S.C. Section 1344). All factors that may be relevant to the proposal will be considered. Comments received shall be distributed to the bank sponsor and members of the Interagency Review Team (IRT). The IRT is an interagency group of federal, tribal, state, and/or local regulatory and resource agency representatives that reviews documentation for, and advises the district engineer on, the establishment and management of a mitigation bank. The district engineer and IRT members may also provide comments at this time, and copies of any such comments will also be distributed to all IRT members.

5. CONSIDERATION OF COMMENTS: The Corps of Engineers is soliciting comments from the public, Federal, State and local agencies and officials, Indian Tribes, and other interested parties in order to consider and evaluate the potential of the proposed

mitigation bank to provide compensatory mitigation for activities authorized by DA permits. Any comments received will be considered by the Corps to determine this potential. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used to determine the need for a public hearing and to determine the overall public interest in the proposed activity.

6. SUBMISSION OF COMMENTS: Interested parties may submit, in writing, any comments concerning this activity. Comments should include the applicant's name and the number and the date of this Public Notice, and should be forwarded so as to reach this office within the comment period specified on Page 1. Comments should be sent to the U.S. Army Corps of Engineers, San Francisco District, Regulatory Division, 1455 Market Street, San Francisco, California 94103-1398. It is the Corps' policy to forward any such comments that include objections to the applicant for resolution or rebuttal. Any person may also request, in writing, within the comment period of this Public Notice that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing. Additional details may be obtained by contacting the applicant whose name and address are indicated in the first paragraph of this Public Notice or by contacting David Wickens of our office at telephone 415-503-6787 or E-mail: david.m.wickens@usace.army.mil. Details on any changes of a minor nature that are made in the final permit action will be provided upon request.

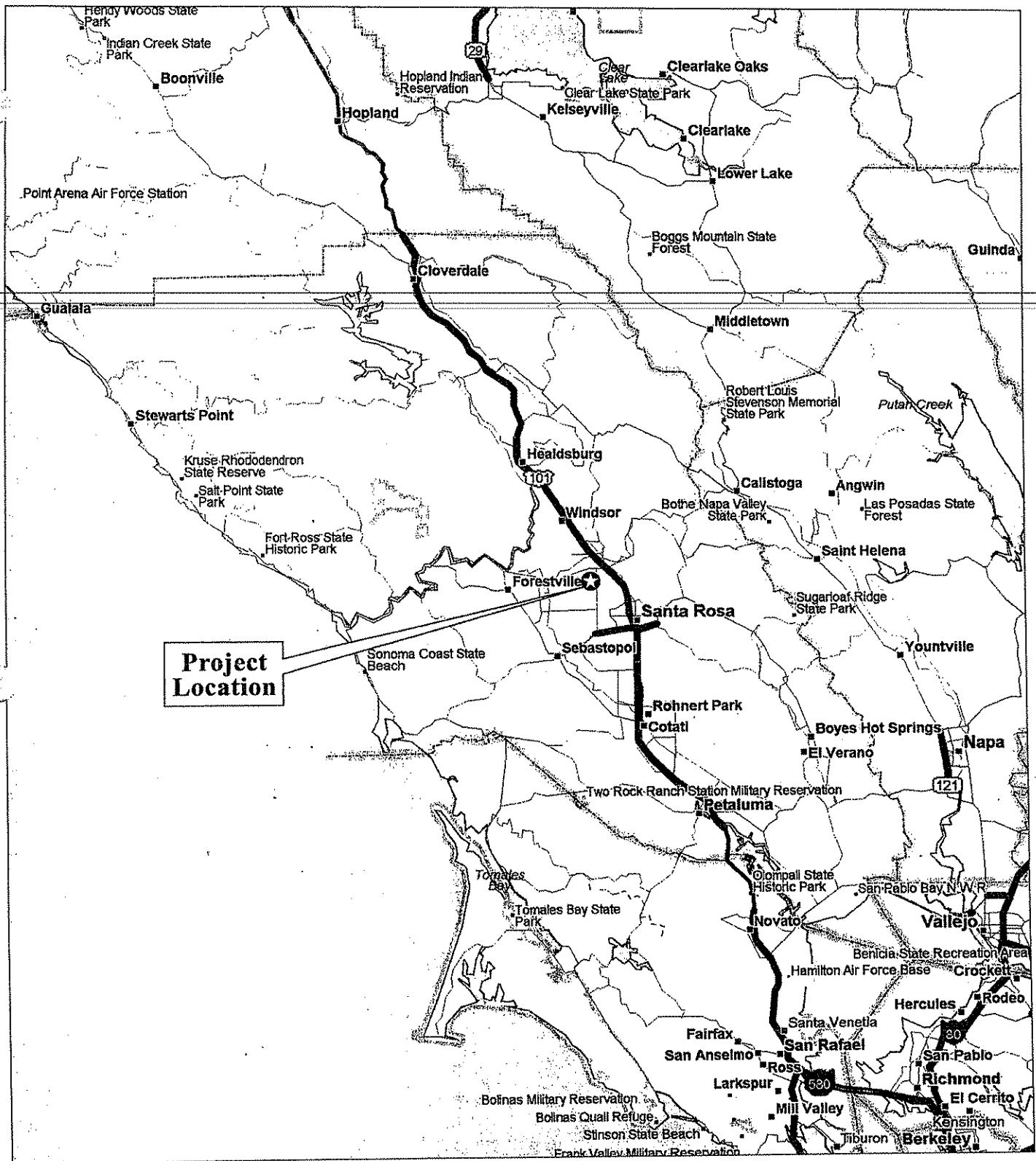
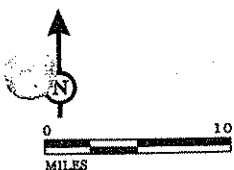


FIGURE 1

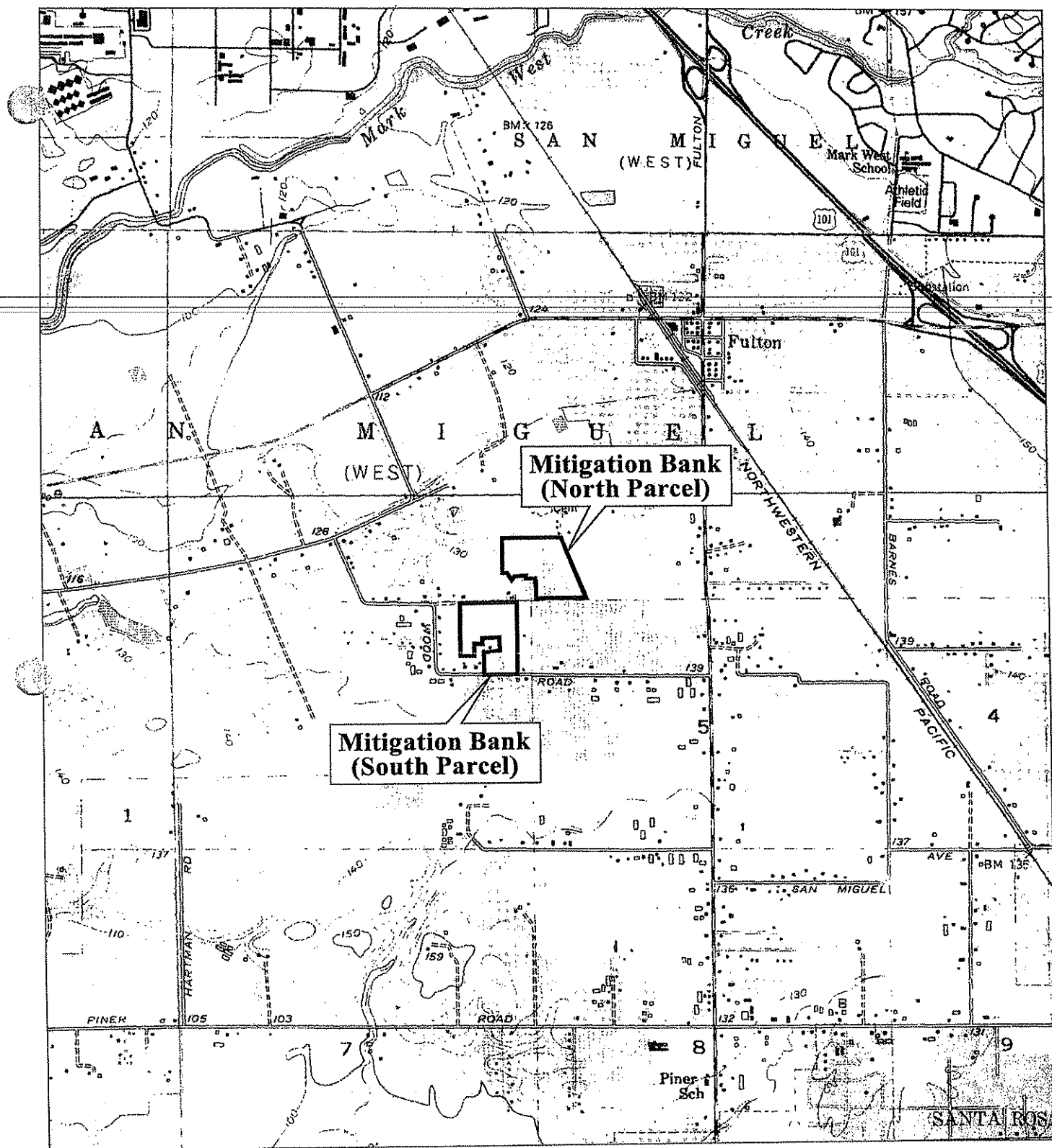
Wood Road Mitigation Bank
Regional Location

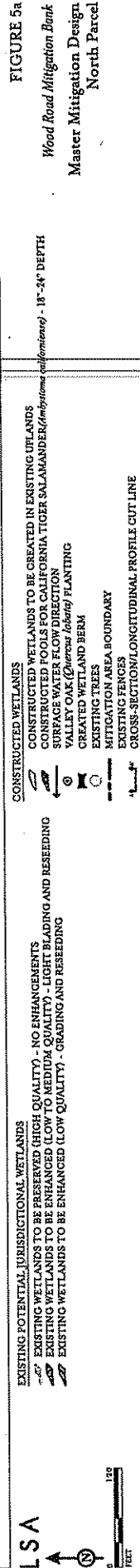
LSA

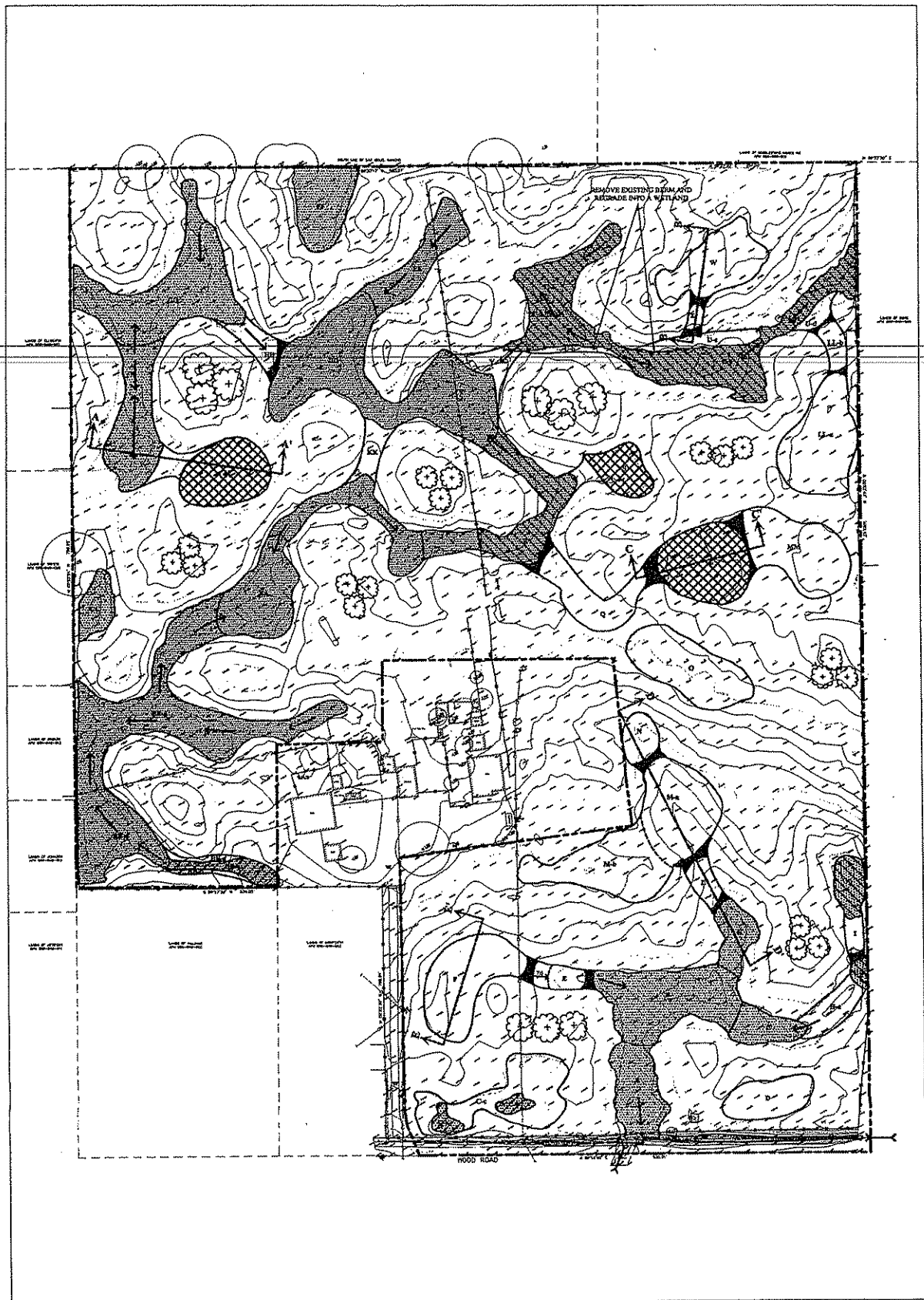


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LSA



LEGEND

- EXISTING NON-JURISDICTIONAL DITCH
- MITIGATION SITE BOUNDARY
- SURFACE WATER FLOW DIRECTION
- EXISTING TREE
- EXISTING FENCE
- GRADED BERM
- VALLEY OAK PLANTINGS
- EXISTING JURISDICTIONAL CULVERT (SEE WETLAND WATER OF THE UPPER STAGE)

EXISTING JURISDICTIONAL WETLANDS (DESIGNED BY THE U.S. ARMY CORPS OF ENGINEERS ON OCTOBER 21, 2005)

- WETLANDS TO BE PRESERVED (HIGH QUALITY) - NO ENHANCEMENTS
- WETLANDS TO BE ENHANCED (LOW TO MEDIUM QUALITY) - LIGHT BLADING AND RESEEDING
- WETLANDS TO BE ENHANCED - (LOW QUALITY) GRADING AND RESEEDING
- CONSTRUCTED WETLANDS
- VERNAL POOLS AND SWALES
- CALIFORNIA TIGER SALAMANDER HABITAT (18"-24" IN DEPTH)

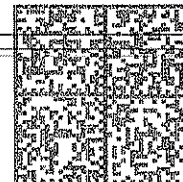
FIGURE 5b

Wood Road Mitigation Site
Mitigation Design
South Parcel

DEPARTMENT OF THE ARMY
SAN FRANCISCO DISTRICT
US ARMY CORPS OF ENGINEERS (CESPN-OR-R)
1455 MARKET STREET, REGULATORY BRANCH, 16TH FLOOR
SAN FRANCISCO CA 94103-1398

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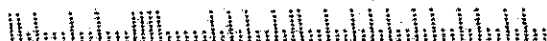
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US Army Corps
of Engineers.

SAN FRANCISCO DISTRICT

Regulatory Division
1455 Market Street
San Francisco, CA 94103-1398

PUBLIC NOTICE

Project: CDFG Fisheries Restoration Grant Program RGP Renewal (RGP12)

NUMBER: 2003-279220N
PROJECT MANAGER: Justin Yee

DATE: 17 APRIL 2009
PHONE: 415-503-6788

RESPONSE REQUIRED BY: 18 MAY 2009
Email: Justin.J.Yee@usace.army.mil

1. INTRODUCTION: The California Department of Fish and Game, 830 S Street Sacramento, California 95814, (Applicant: Mr. Neil Manji; Contact: Ms. Holly Sheradin 916- 327-8658) has applied for a Department of the Army Regional General Permit (RGP) to place fill materials into waters of the U.S. in association with the implementation of salmonid habitat enhancement projects through the California Department of Fish and Game's Fisheries Restoration Grant Program. This application is being processed pursuant to the provisions of Section 404 of the Clean Water Act (33 U.S.C. 1344).

2. PROPOSED PROJECT:

As shown in the attached drawings, the applicant plans to carry out salmonid habitat enhancement projects in various streams and rivers throughout the following coastal California Counties: Alameda, Contra Costa, Del Norte, Glenn, Humboldt, Lake, Marin, Mendocino, Monterey, Napa, San Benito, San Francisco, San Luis Obispo (northeast, non-coastal), San Mateo, Santa Clara, Santa Cruz, Siskiyou, Solano, Sonoma, and Trinity. This proposed RGP would apply only to counties that are within the Regulatory jurisdictional boundaries of the Corps' San Francisco District (Attachment B). The Department of Fish and Game's salmonid habitat restoration activities typically occur in watersheds that have been subjected to significant levels of logging, road building, urbanization, mining, grazing, and other activities that have reduced the quality and quantity of stream habitat available for native anadromous fish species (i.e.

chinook salmon, coho salmon, steelhead trout, and coast cutthroat trout).

The purpose of the proposed project is to restore anadromous fisheries habitat in non-tidal reaches of rivers and streams, improve watershed conditions impacting salmonid streams, and improve the survival, growth, migration, and reproduction of anadromous fish.

The California Department of Fish and Game, through the Fisheries Restoration Grant Program (FRGP), uses funds mandated to restore degraded anadromous fish habitat in coastal streams for a variety of salmonid habitat restoration projects. These restoration projects must be consistent with procedures found in the *California Salmonid Stream Habitat Restoration Manual*, Third Edition, February 1998. The FRGP manages an annual grant cycle initiated in the spring of each year.

The FRGP supports a variety of projects from sediment reduction to watershed education throughout coastal California. Projects selected for funding have two years to be implemented, and most of the habitat restoration activities take place during the dry summer season. The majority of this funding is awarded for habitat restoration projects that improve overhead cover, spawning gravels, and pool habitat; reduce or eliminate erosion and sedimentation impacts; screen diversions, and remove barriers to fish passage. These habitat restoration activities conform to mandates of the California Legislature in the Fish and Game Code

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and Public Resources Code. Funds are also awarded for indirect habitat restoration activities. The proposed activities are designed to restore salmon and steelhead habitat with the goal of increasing populations of wild anadromous fish in coastal streams and watersheds. Habitat restoration activities and practices, covered in more detail below, include fish passage projects, bank stabilization treatments, upslope road decommissioning or repair, and replacement or modification of culverts that are barriers to fish passage. Proposed in-stream structures would provide predator escape and resting cover, increase spawning habitat, improve upstream and downstream migration corridors, improve pool to riffle ratios, and add habitat complexity and diversity. Some structures would be designed to reduce sedimentation, protect unstable banks, stabilize existing slides, provide shade, and create scour pools.

The RGP would authorize minor fill discharges of earth, rock, and wood associated with the habitat restoration activities. These activities conform to state law and are implemented consistent with the *California Salmonid Stream Habitat Restoration Manual* (Flossi et al., 1998). The most current version of the manual is available at: <http://www.dfg.ca.gov/fish/Resources/HabitatManual.asp>. General information on the FRGP is available at: <http://www.dfg.ca.gov/fish/Administration/Grants/FRGP/index.asp>. The following paragraphs are a descriptive list of the proposed activities as depicted in the attached project drawings:

a. In-stream habitat improvements: may include: cover structures (divide logs; digger logs; spider logs; and log, root wad and boulder combinations), boulder structures (boulder weirs; vortex boulder weirs; boulder clusters; and single and opposing boulder wing-deflectors), and log structures (log weirs; upsurge weirs; single and opposing log wing-deflectors; and Hewitt ramps). Techniques and practices are identified in Part VII of the *California Salmonid Stream Habitat Restoration Manual*.

Techniques for placement of imported spawning gravel are identified on page VII-46 of the *California Salmonid Stream Habitat Restoration Manual*.

b. Unanchored large woody debris: Woody debris may be used to enhance pool formation and improve stream reaches. First through third order streams are generally best suited. Logs selected for placement should have a minimum diameter of 12 inches and a minimum length 1.5 times the mean bankfull width of the stream channel type reach and the deployment site. A root wad should be selected with care and have a minimum root bole diameter of five feet and a minimum length of fifteen feet and at least half the channel type bankfull width. More information can be found on page VII-23 of the *California Salmonid Stream Habitat Restoration Manual*.

c. Fish screens: Screens would be used to prevent entrainment of juvenile salmonids in water diverted for agriculture, power generation, or domestic use, and are needed on both gravity flow and pump diversion systems. Guidelines for functional designs of downstream migrant fish passage facilities at water withdrawal projects are found in Appendix S of the *California Salmonid Stream Habitat Restoration Manual*. The appendix covers structure placement, approach velocity, sweeping velocity, screen openings, and screen construction.

d. Fish passage at stream crossings: Stream crossing projects include activities that provide fish friendly crossings where the crossing width is at least as wide as the active channel, culvert passes are designed to withstand a 100-year storm flow, and crossing bottoms are buried below the streambed. Examples include replacement of barrier stream crossings with bridges, bottomless arch culverts, embedded culverts, or fords. Guidelines for fish passage practices are covered in Part IX of the *California Salmonid Stream Habitat Restoration Manual*. Baffled culvert (Washington baffles and steel ramp baffles), fishways (step and pool, Denil fishway, Alaskan steep pass and back-flooding weirs), and fish ladders are described in Part VII.

e. **Fish Passage Improvements:** These activities would include removal of obstructions (i.e. log jams, beaver dams, waterfalls and chutes and landslides). Suitable large woody debris removed from fish passage barriers that are not used by the project for habitat enhancement shall be left within the riparian zone so as to provide a source for future recruitment of wood into the stream. Logjam barriers are typically less than 10 cubic yards.

Guidelines for fish passage improvements are covered in Part VII of the *California Salmonid Stream Habitat Restoration Manual*.

f. **Upslope restoration:** These activities reduce sediment delivery to anadromous streams including road decommissioning, road upgrading, and storm proofing roads (replacing high risk culverts with bridges, installing culverts to withstand the 100 year flood flow, installing critical dips, installing armored crossings, and removing unstable side-cast and fill materials from steep slopes). Guidelines for upslope restoration practices are covered in Part X of the *California Salmonid Stream Habitat Restoration Manual*.

g. **Watershed and stream bank stability activities:** These activities would reduce sediment from watershed and stream bank erosion. Examples include slide stabilization, stream bank stabilization, boulder stream bank stabilization structures, log stream bank stabilization structures, tree revetment, native material revetment, mulching, revegetation, willow wall revetment, brush mattress, check-dams, brush check-dams, waterbars, exclusionary fencing. Guidelines for watershed and streambank stability are covered in Part VII of the *California Salmonid Stream Habitat Restoration Manual*.

All habitat improvements shall be carried out in accordance with techniques in the *California Salmonid Stream Habitat Restoration Manual*. The FRGP would include the following biological resource protection measures:

- To avoid impacts to aquatic habitat the activities undertaken in the restoration program typically occur during the summer

dry season. This is generally between July 1 and November 1 or the first rainfall.

- Location of staging/storage areas for equipment, materials, fuels, lubricants, and solvents, will be located outside of the stream's high water channel and associated riparian area. The number of access routes, number and size of staging areas, and the total area of the work site activity shall be limited to the minimum necessary to complete the restoration action. To avoid contamination of habitat during restoration activities, trash will be contained, removed, and disposed of throughout the project.
- Any equipment work within the stream channel shall be performed in isolation from the flowing stream. If there is any flow when the work is done, the contractor shall construct cofferdams upstream and downstream of the excavation site and divert all flow from upstream of the upstream dam to downstream of the downstream dam.
- If it is necessary to divert flow around the work site, either by pump or by gravity flow, the suction end of the intake pipe shall be fitted with fish screens meeting Fish and Game and National Marine Fisheries Service criteria to prevent entrainment or impingement of small fish. Any turbid water pumped from the work site itself to maintain it in a dewatered state shall be disposed of in an upland location where it will not drain directly into any stream channel.
- For minor actions, where the disturbance to construct coffer dams to isolate the work site would be greater than to complete the action (e.g. the placement of a single boulder cluster), measures will be put in place immediately downstream of the work site to capture suspended sediment.
- The spread or introduction of invasive exotic plants will be avoided to the maximum extent possible.

- Wildlife encountered during the course of construction, will be allowed to leave the construction area unharmed. Any red tree vole nests encountered at a work site will be flagged and avoided during construction.
- Work sites containing western pond turtles, foothill yellow-legged frogs or tailed frogs will use exclusion measures to prevent take or injury to any individual pond turtles or frogs that could occur on the site.
- Ground disturbance that has the potential to affect cultural resources will be avoided through implementation of mitigation measures, including completing cultural resource surveys, fencing, on-site monitoring, and redesigning proposed work to avoid disturbance of cultural resources.
- Specific measures have been developed to avoid impacts to both State and Federally listed endangered, rare, or threatened species that could occur at specific work sites, and would be implemented as required by State and Federal regulations.

3. COMPLIANCE WITH VARIOUS FEDERAL LAWS:

National Environmental Policy Act of 1969 (NEPA): The Corps will assess the environmental impacts of the proposed action in accordance with the requirements of the National Environmental Policy Act of 1969 (42 U.S.C. Section 4371 et. seq.), the Council on Environmental Quality's Regulations (40 C.F.R. Parts 1500-1508), and the Corps' Regulations (33 C.F.R. Part 230 and Part 325, Appendix B). Unless otherwise stated, the Environmental Assessment will describe only the impacts (direct, indirect, and cumulative) resulting from activities within the Corps' jurisdiction. The documents used in the preparation of the Environmental Assessment will be on file with the U.S. Army Corps of Engineers, San Francisco District, Regulatory Division, 1455 Market Street, San Francisco, California 94103-1398.

Endangered Species Act of 1973 (ESA): Section 7 of the Endangered Species Act requires formal consultation with the U.S. Fish and Wildlife Service (FWS) and/or the National Marine Fisheries Service (NMFS) if a Corps permitted project may adversely affect any Federally listed threatened or endangered species or its designated critical habitat. The proposed Fisheries Restoration Grant Program RGP may potentially affect Federally listed threatened and endangered species including, but not limited to, California freshwater shrimp (*Syncaris pacifica*), coho salmon (*Oncorhynchus kisutch*), chinook salmon (*Oncorhynchus tshawytscha*), steelhead (*Oncorhynchus mykiss*), coast cutthroat trout (*Oncorhynchus clarki clarki*), California red-legged frog (*Rana aurora draytonii*), California tiger salamander (*Ambystoma californiense*), least Bell's vireo (*Vireo bellii pusillus*), marbled murrelet (*Brachyrampus marmoratus*), northern spotted owl (*Strix occidentalis caurina*), and willow flycatcher (*Empidonax traillii*). Before issuance of the proposed RGP, the Corps will consult with the National Marine Fisheries Service (NOAA Fisheries) and the U.S. Fish and Wildlife Service under Section 7 of the Endangered Species Act of 1973, as amended, for any project related effects upon Federally listed threatened and endangered species and their critical habitat.

Magnuson-Stevens Fisheries Conservation and Management Act: Essential Fish Habitat - The Magnuson-Stevens Fishery Conservation and Management Act requires all Federal agencies to consult with the National Marine Fisheries Service (NMFS) on all actions, or proposed actions permitted by the agency that may adversely affect Essential Fish Habitat (EFH). This notice initiates the EFH consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. The proposed project would potentially impact EFH utilized by coho salmon (*Oncorhynchus kisutch*), chinook salmon (*Oncorhynchus tshawytscha*), steelhead (*Oncorhynchus mykiss*), and coast cutthroat trout (*Oncorhynchus clarki clarki*). The

Corps' initial determination is that the proposed action would not have a substantial adverse impact on EFH or federally managed fisheries in California Waters. Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

Clean Water Act of 1972 (CWA):

a. Water Quality: Under Section 401 of the Clean Water Act (33 U.S.C. Section 1341), an applicant for a Corps permit must first obtain a State water quality certification before a Corps permit may be issued. The California Department of Fish and Game has established an annual project reporting procedure with the State Water Resources Control Board. Projects scheduled for the upcoming year are submitted, in addition to annual reports listing the previous year's projects. Water quality certification is issued on an annual basis. The last Clean Water Act Section 401 Water Quality Certification for the FRGP was dated July 17, 2008. The 2009 Section 401 Water Quality Certification will be applied for according to the established procedure. No Corps permit will be granted until the applicant obtains the required water quality certification. The Corps may assume a waiver of water quality certification if the State fails or refuses to act on a valid request for certification within 60 days after the receipt of a valid request, unless the District Engineer determines a shorter or longer period is reasonable for the State to act.

Those parties concerned with any water quality issues that may be associated with this project should write to the Division of Water Quality, 15th floor, State Water Resources Control Board, 1001 I Street, Sacramento, California 95814 by the close of the comment period of this Public Notice.

b. Alternatives: Evaluation of this proposed activity's impact includes application of the guidelines promulgated by the Administrator of the Environmental Protection Agency under Section 404(b)(1) of the Clean Water Act (33 U.S.C. Section

1344(b)). An evaluation has been made by this office under the guidelines and it was determined that the proposed project is water dependent.

Coastal Zone Management Act of 1972 (CZMA): Section 307 of the Coastal Zone Management Act requires the applicant to certify that the proposed project is consistent with the State's Coastal Zone Management Program, if applicable. The proposed ~~fisheries restoration projects may occasionally be~~ within the Coastal Zone and the CDFG will contact the California Coastal Commission on an as needed basis.

National Historic Preservation Act of 1966 (NHPA): If unrecorded resources are discovered during construction of the project, operations will be suspended until the Corps completes consultation with the State Historic Preservation Office (SHPO) in accordance with Section 106 of the National Historic Preservation Act.

4. PUBLIC INTEREST EVALUATION: The decision whether to issue a permit will be based on an evaluation of the probable impact, including cumulative impact, of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits that reasonably may be expected to accrue from the proposed activity must be balanced against its reasonably foreseeable detriments. All factors that may be relevant to the proposal will be considered, including its cumulative effects. Among those factors are: conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people.

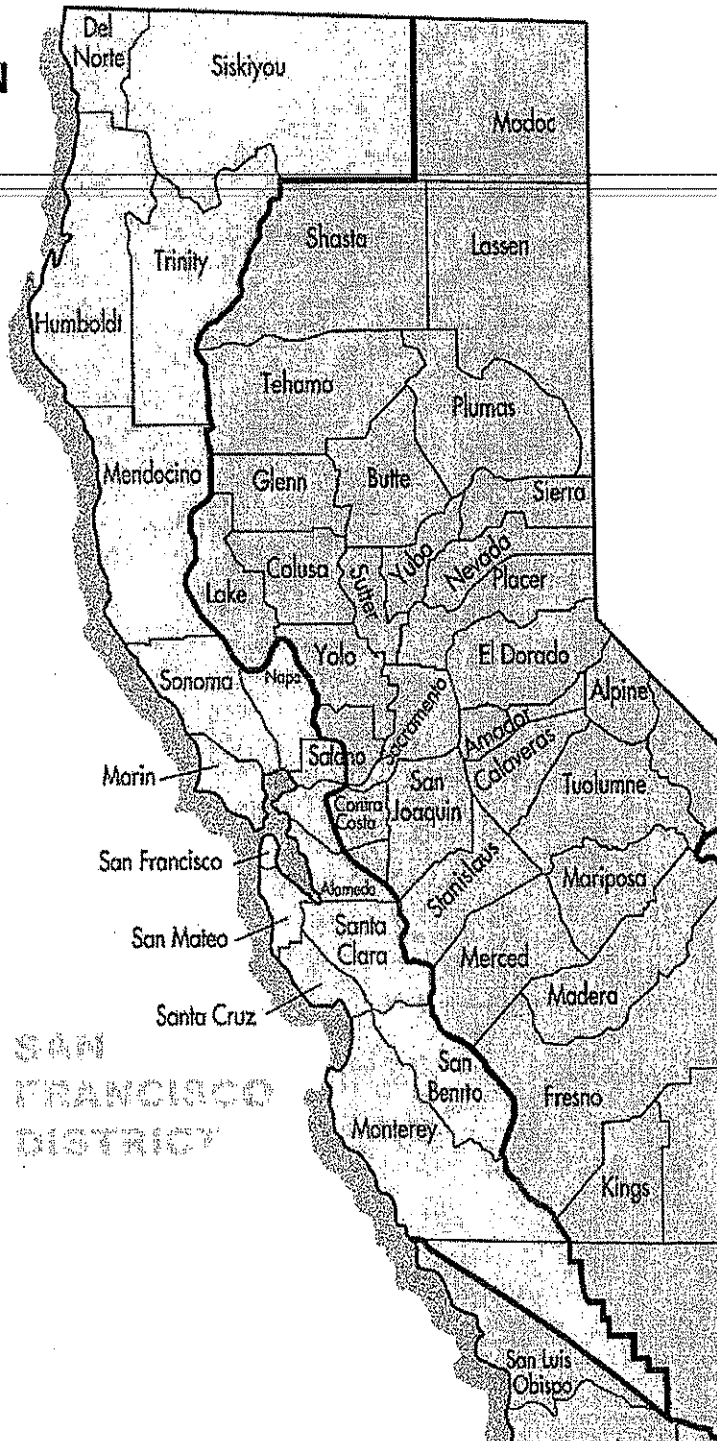
5. CONSIDERATION OF COMMENTS: The Corps of Engineers is soliciting comments from the

public, Federal, State and local agencies and officials, Indian Tribes, and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps to determine whether to issue, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest in the proposed activity.

6. SUBMISSION OF COMMENTS: Interested parties may submit, in writing, any comments concerning this activity. Comments should include the applicant's name and the number and the date of this Public Notice, and should be forwarded so as to reach this office within the comment period specified on Page 1. Comments should be sent to the U.S. Army Corps of Engineers, San Francisco District, Regulatory Division, 1455 Market Street, San Francisco, California 94103-1398. It is the Corps' policy to forward any such comments that include objections to the applicant for resolution or rebuttal. Any person may also request, in writing, within the comment period of this Public Notice that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing. Additional details may be obtained by contacting the applicant whose name and address are indicated in the first paragraph of this Public Notice or by contacting Justin Yee of our office at 415-503-6788, 415-503-6690 (FAX), or E-mail: Justin.J.Yee@usace.army.mil. Details on any changes of a minor nature that are made in the final permit action will be provided upon request.

Attachment B

FISHERIES RESTORATION GRANT PROGRAM PROJECT LOCATION By County



**California Map of U.S. Army
Corps of Engineers Regulatory Boundaries
San Francisco District, 10/2000**

Attachment C Drawings

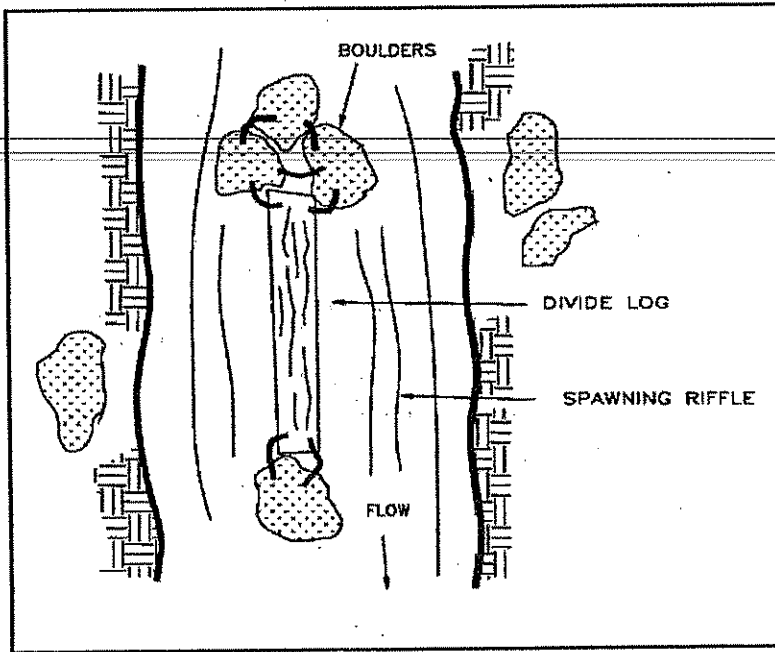


Figure VII-17. Divide log.

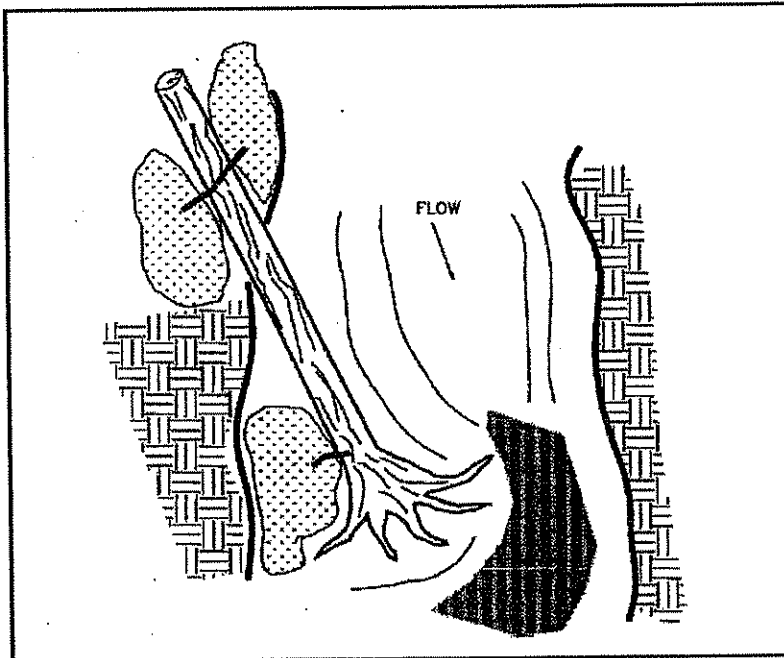


Figure VII-18. Digger log.

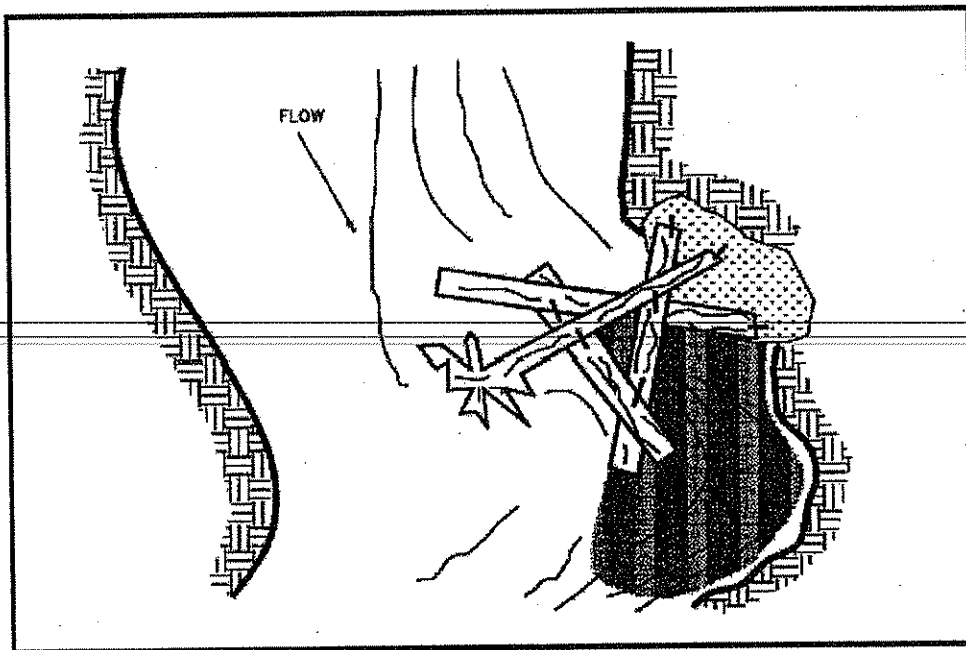


Figure VII-19. Spider logs.

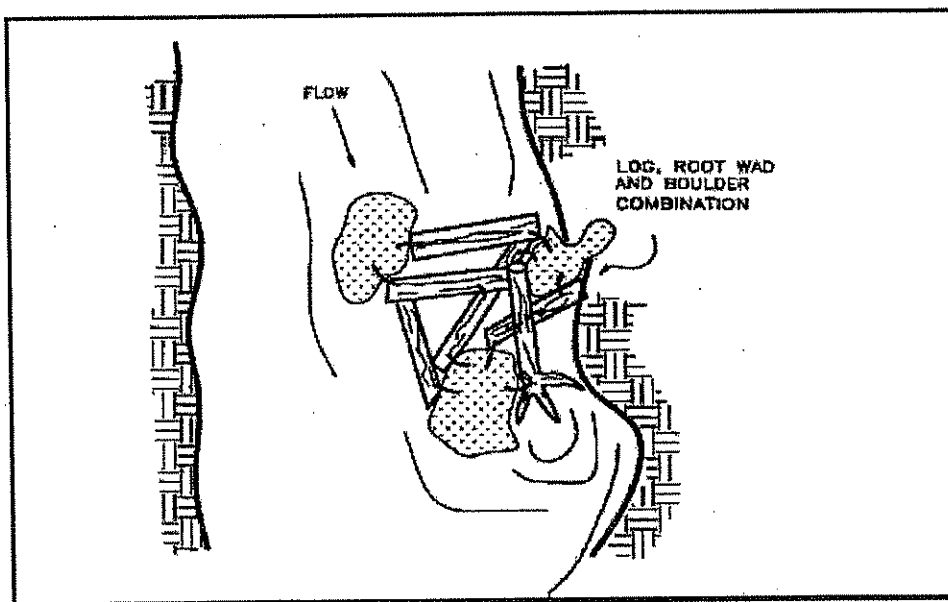


Figure VII-20. Log, root wad, and boulder combination.

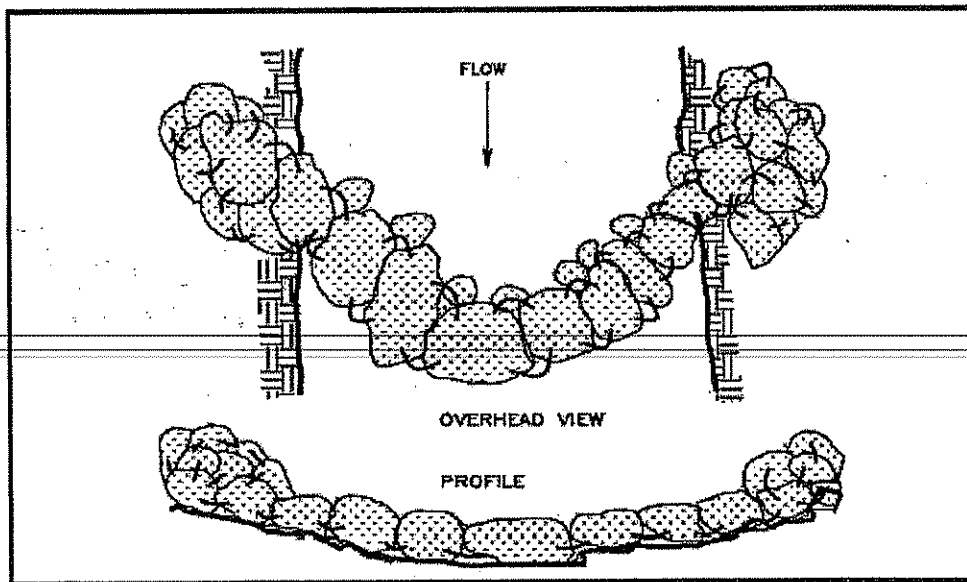


Figure VII-21. Downstream-V boulder weir.

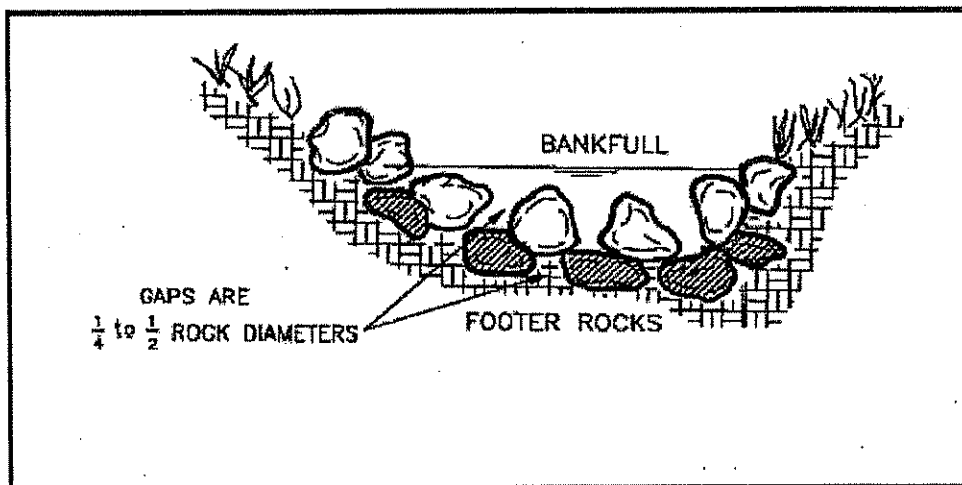


Figure VII-22. Vortex boulder weir, cross section view (Rosgen, 1993).

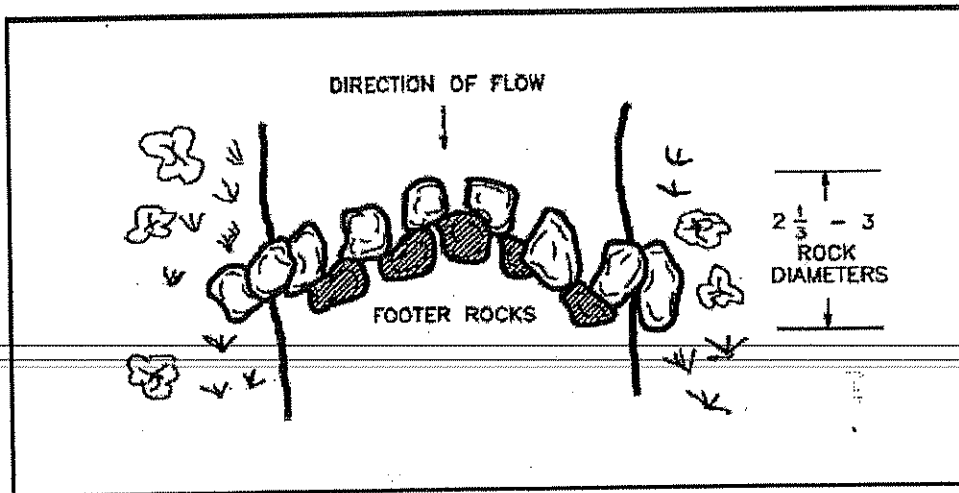


Figure VII-23. Vortex boulder weir, plan view (Rosgen, 1993).

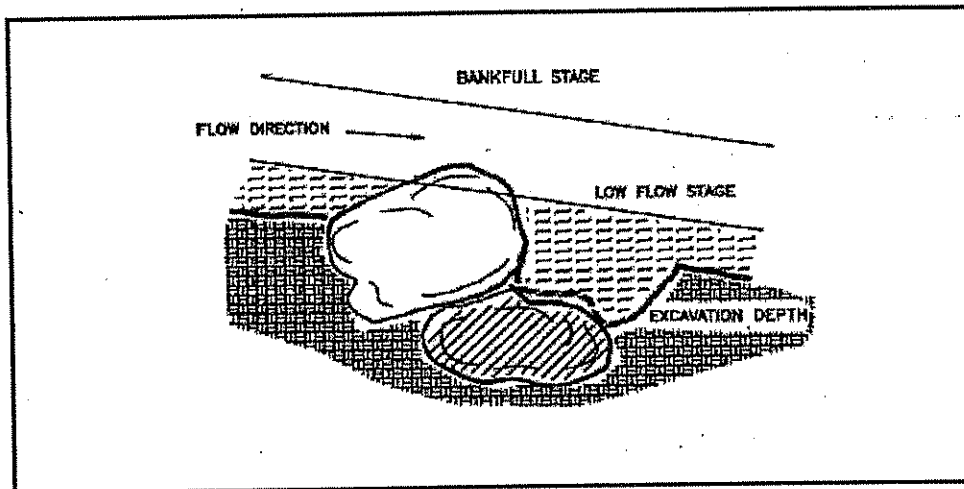


Figure VII-24. Vortex boulder weir, profile view (Rosgen, 1993).

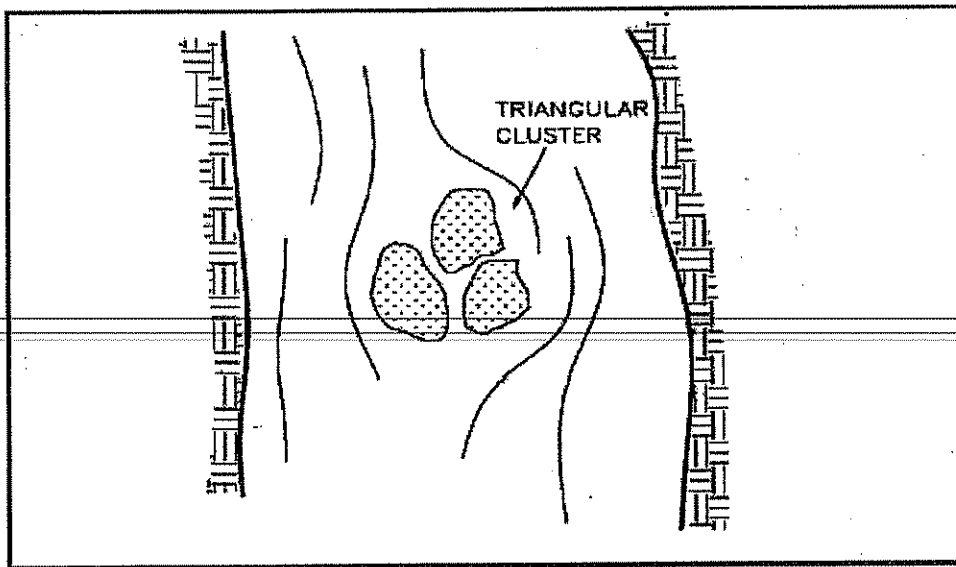


Figure VII-25. Boulder cluster.

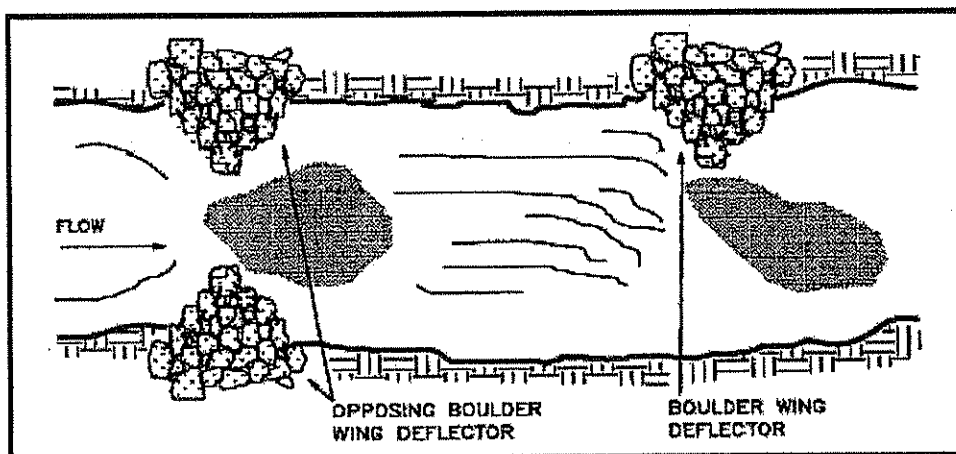


Figure VII-26. Single and opposing boulder wing-deflectors.

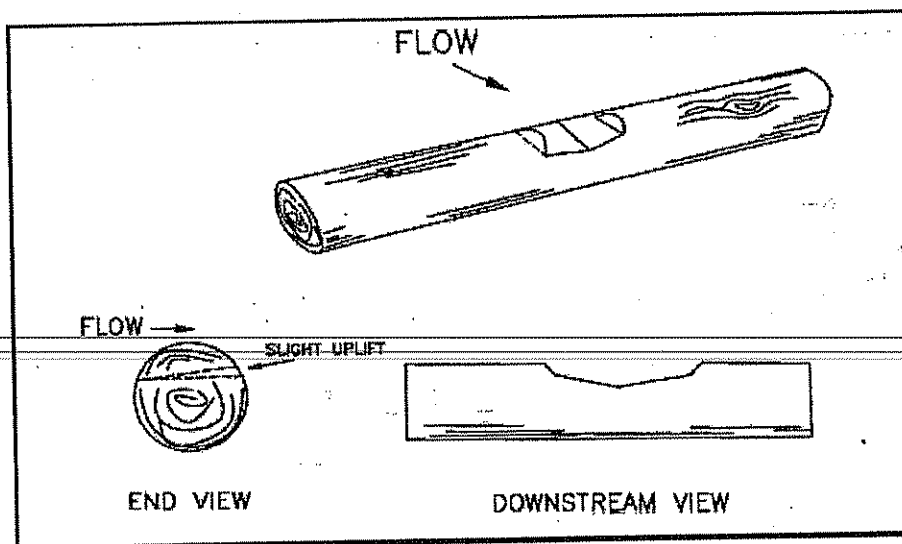


Figure VII-27. Straight log weir with low-flow notch.

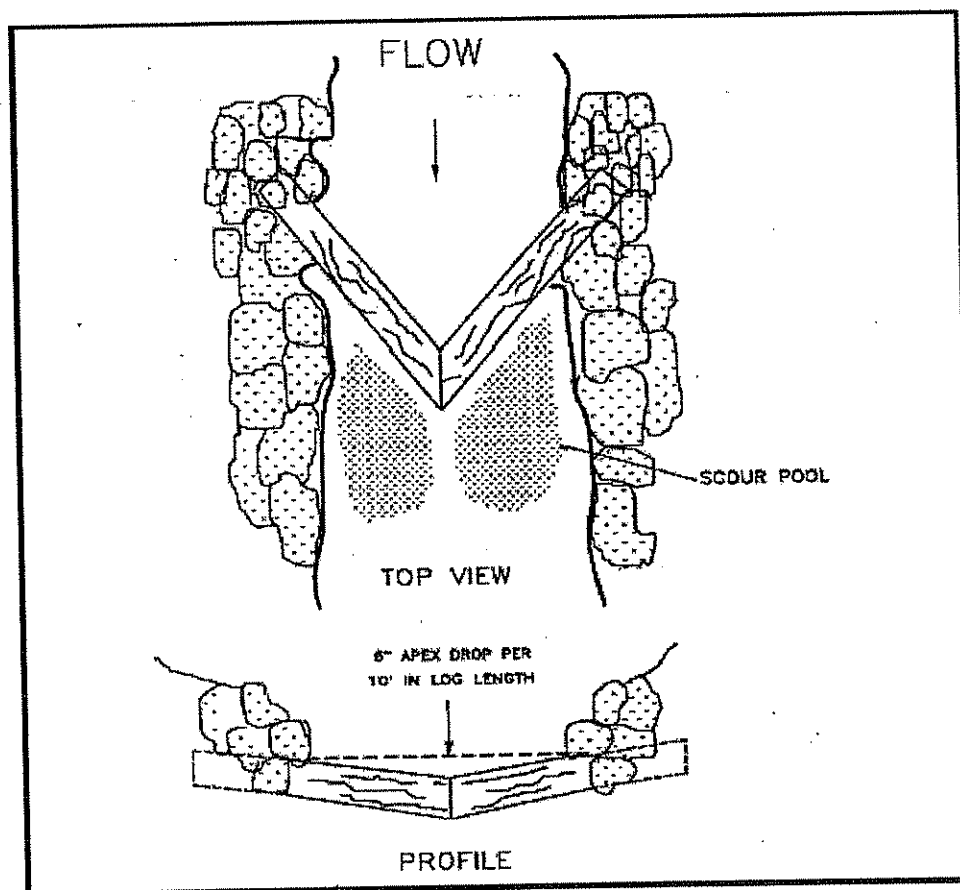


Figure VII-28. Downstream-V log weir.

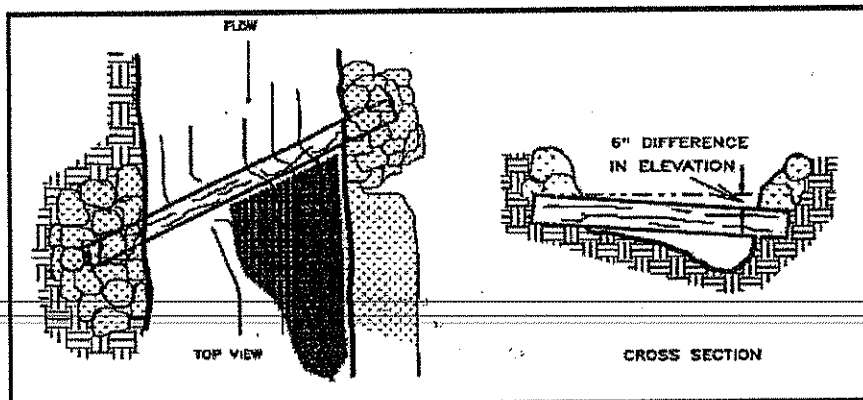


Figure VII-29. Diagonal log weir.

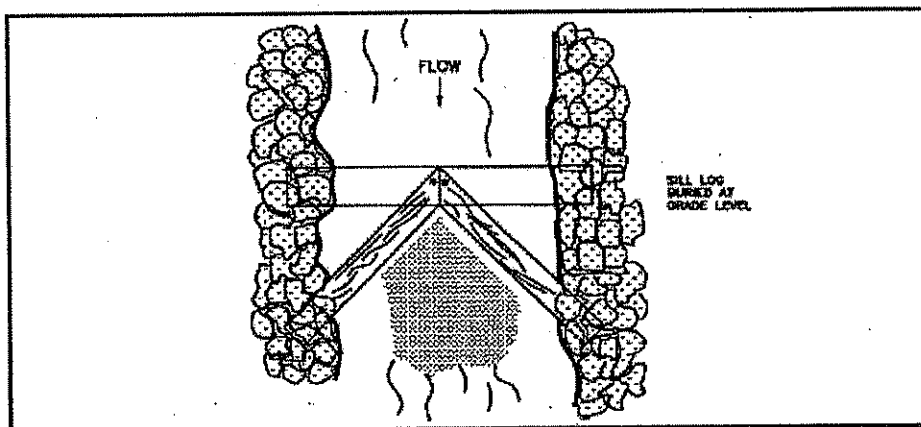


Figure VII-30. Upstream-V log weir.

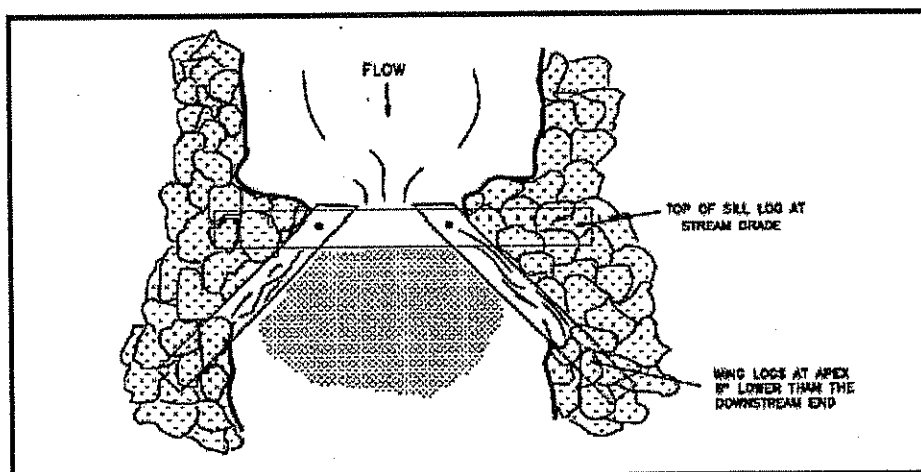


Figure VII-31. Upstream-V log weir with a low-flow notch.

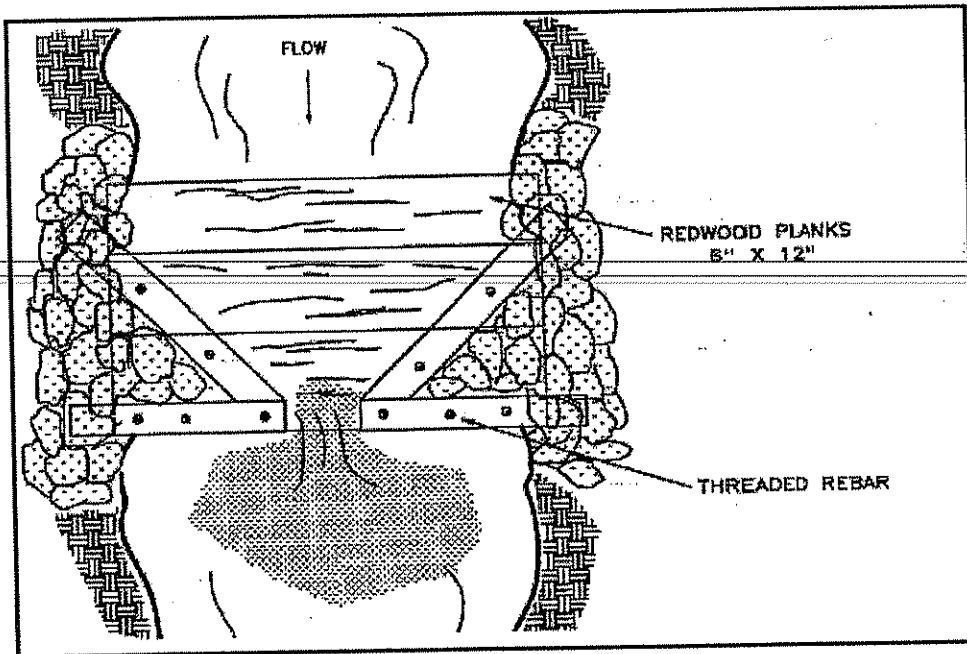


Figure VII-33. Log constrictors over planks.

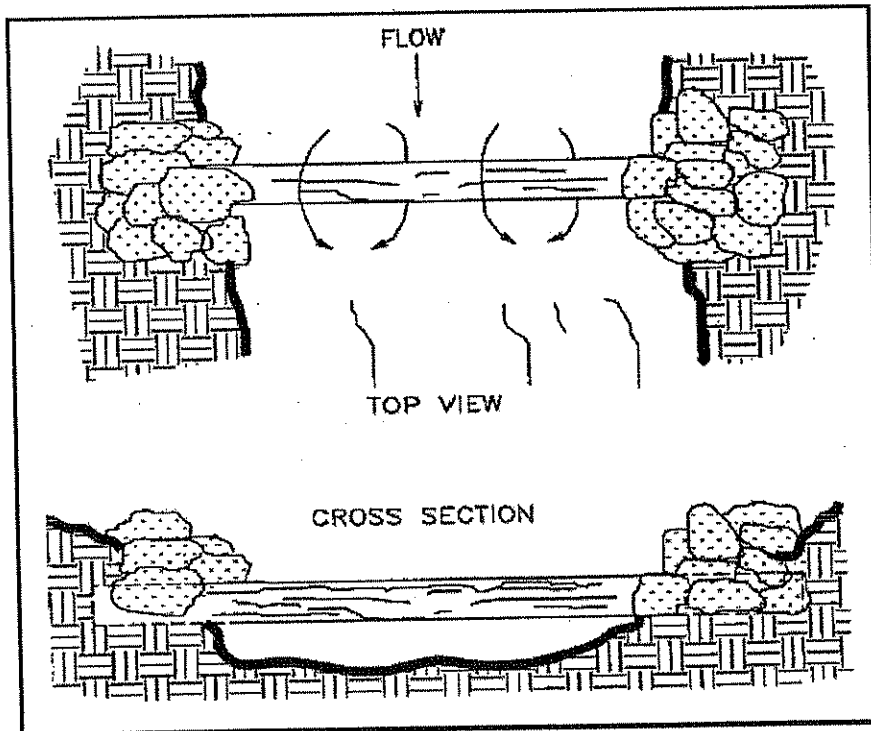


Figure VII-34. Upsurge weir.

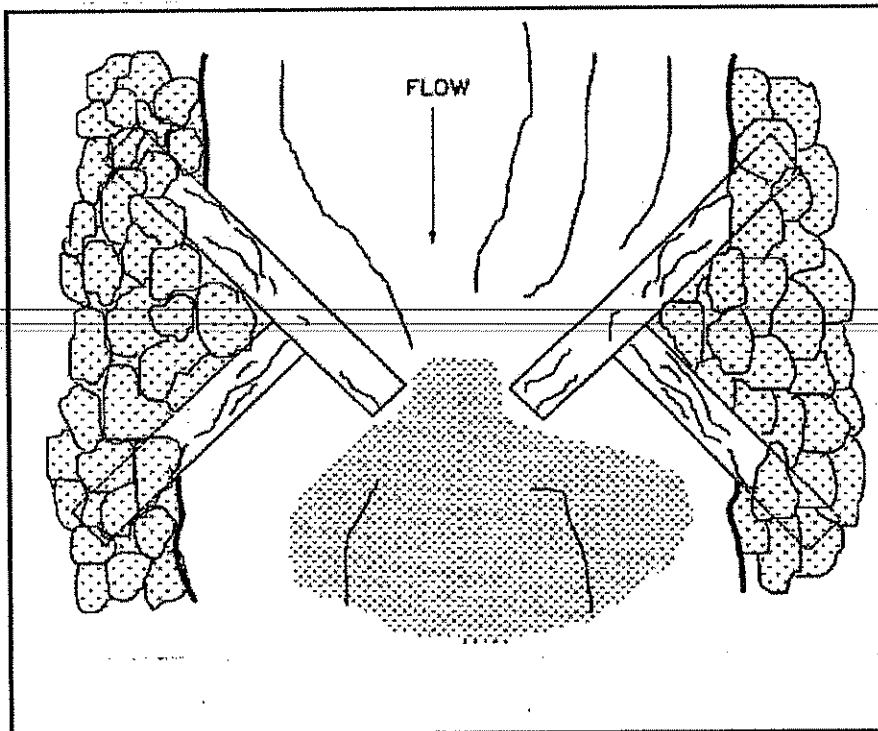


Figure VII-35. Opposing log wing-deflector.

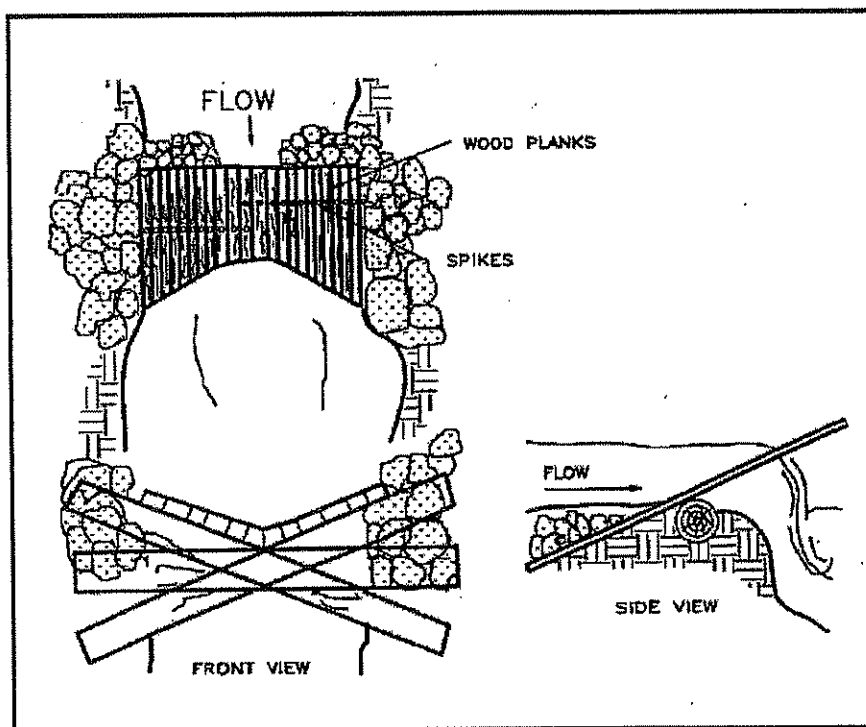


Figure VII-36. Hewitt ramp.

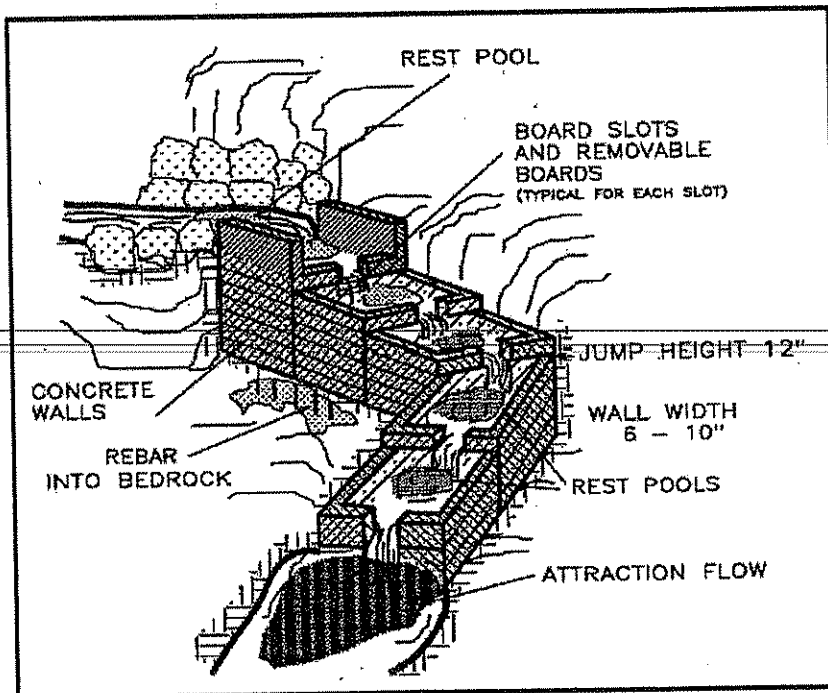


Figure VII-39. Step-and-pool fishway.

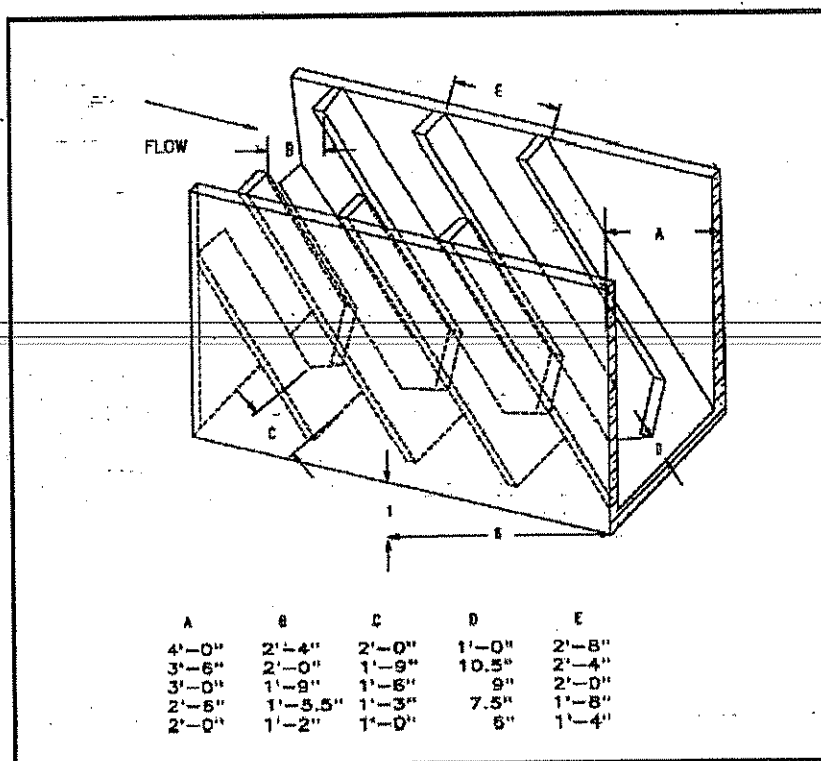


Figure VII-40. Denil fishway.

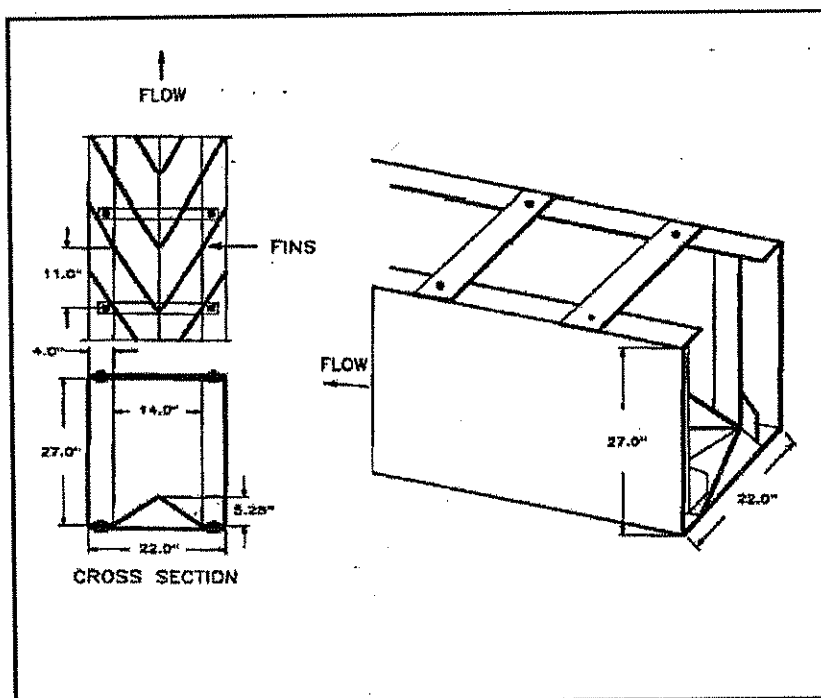


Figure VII-41. Alaskan steep-pass.

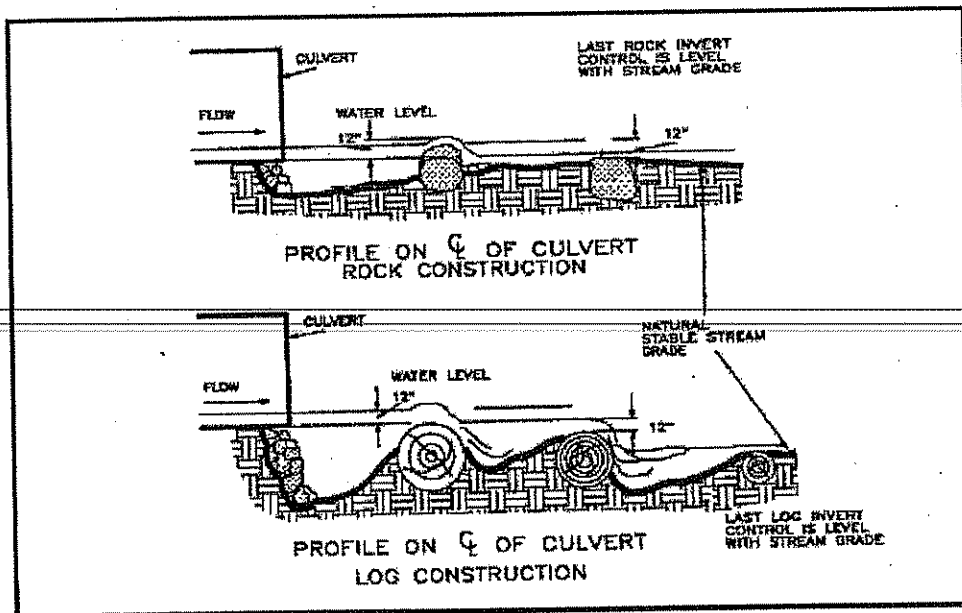


Figure VII-42. Back-flooding weirs.

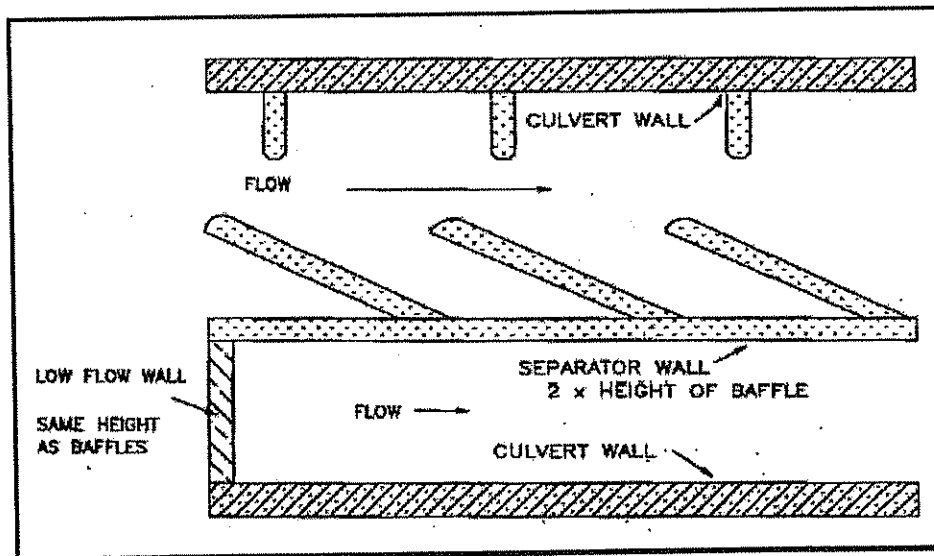


Figure VII-43. Washington baffles with a separator wall. (*Stream Enhancement Guide*, British Columbia Ministry of Environment, 1980, p. 42).

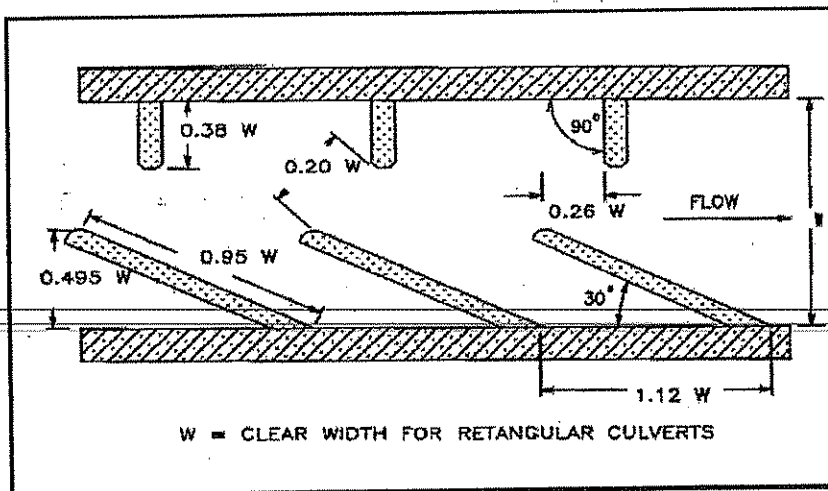


Figure VII-44. Washington baffles. (*Stream Enhancement Guide*, British Columbia Ministry of Environment, 1980, p.42).

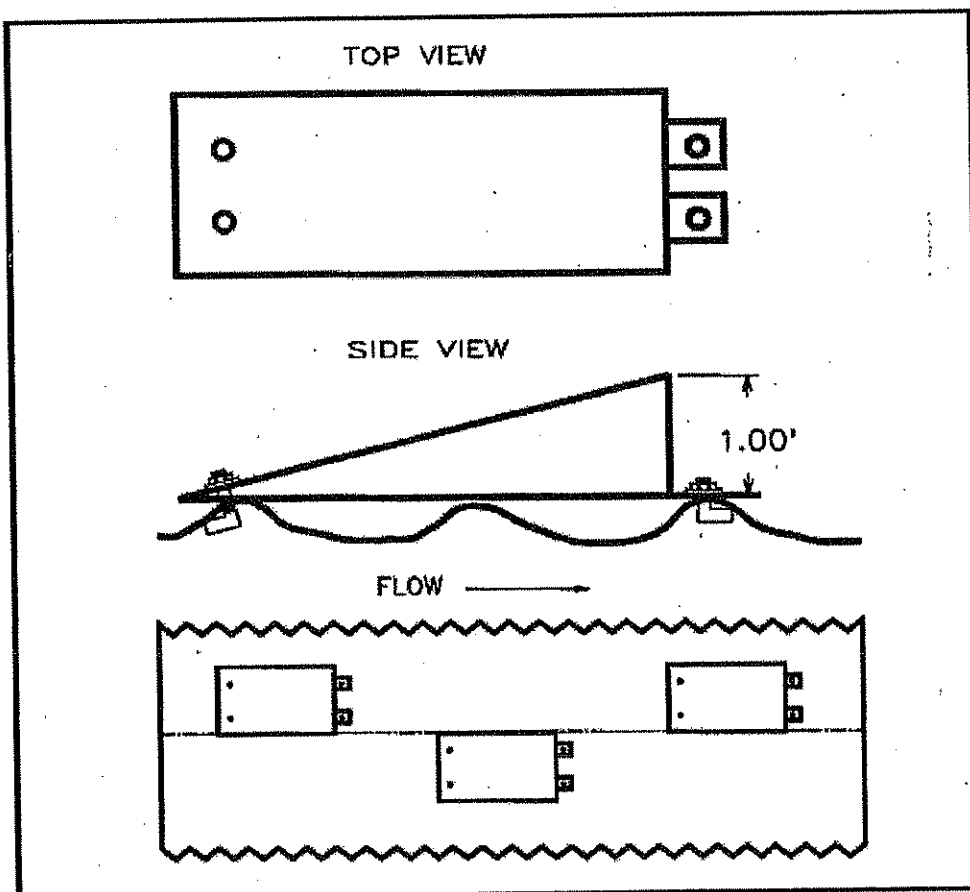


Figure VII-47. Corrugated metal pipe steel ramp baffles.

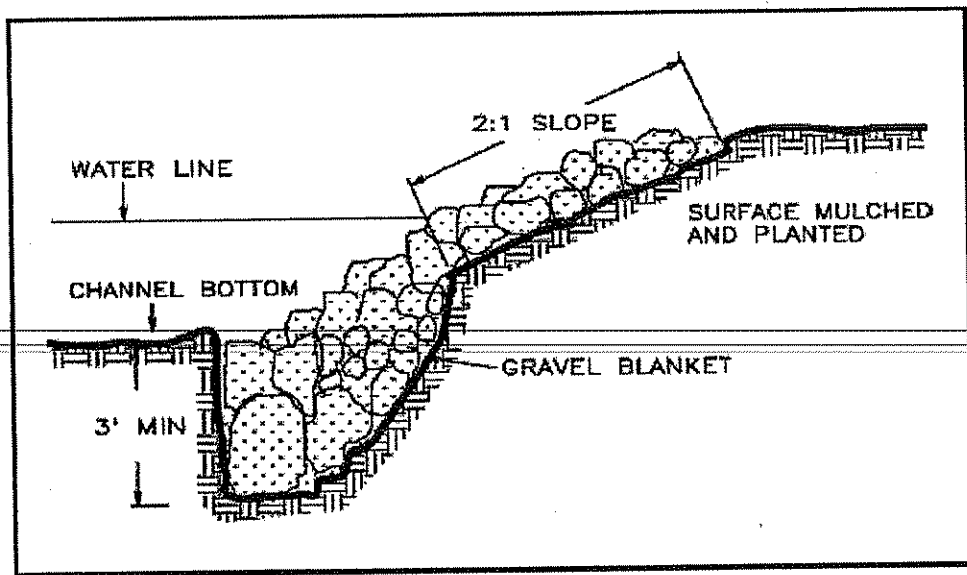


Figure VII-48. Riprap.

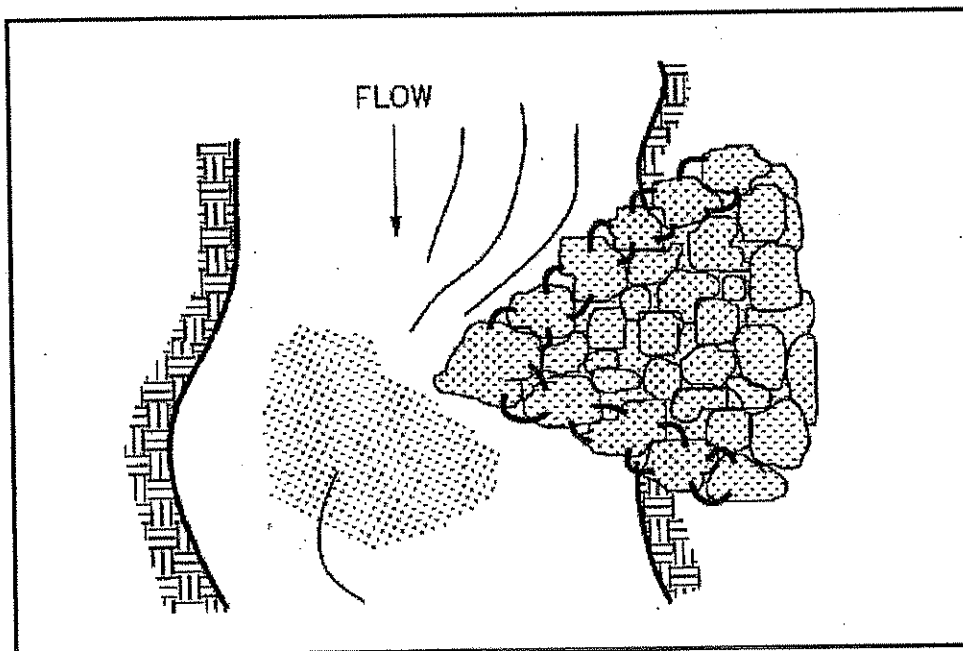


Figure VII-49. Boulder wing-deflector.

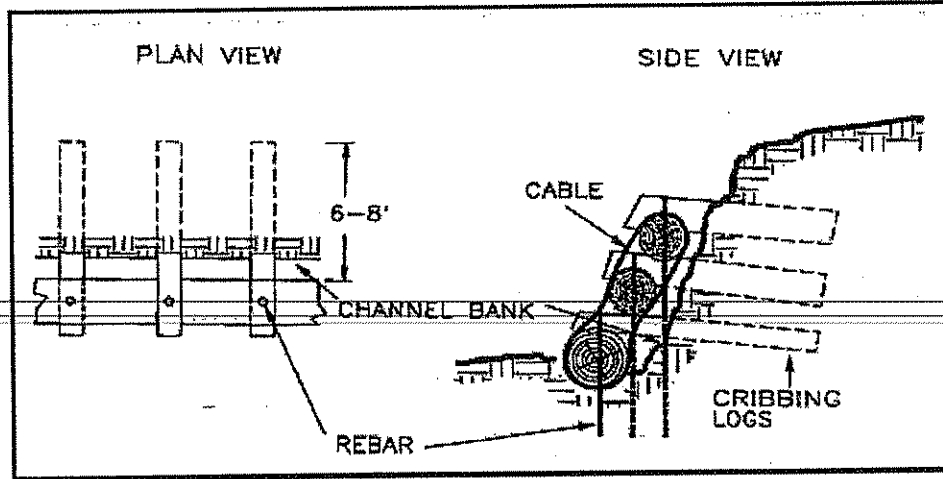


Figure VII-50. Log cribbing.

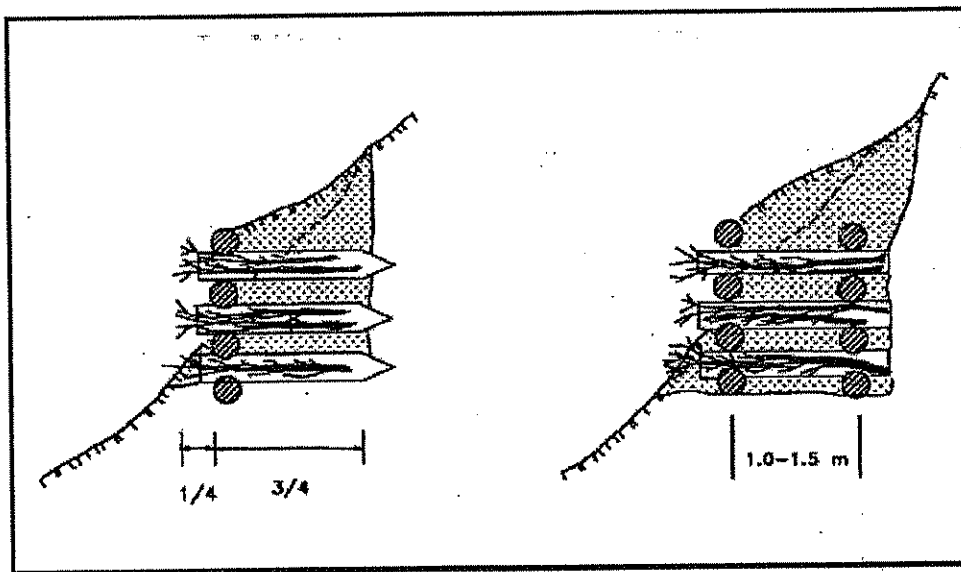


Figure VII-51. Live Vegetated Crib Wall (Schiechl and Stern, 1996)

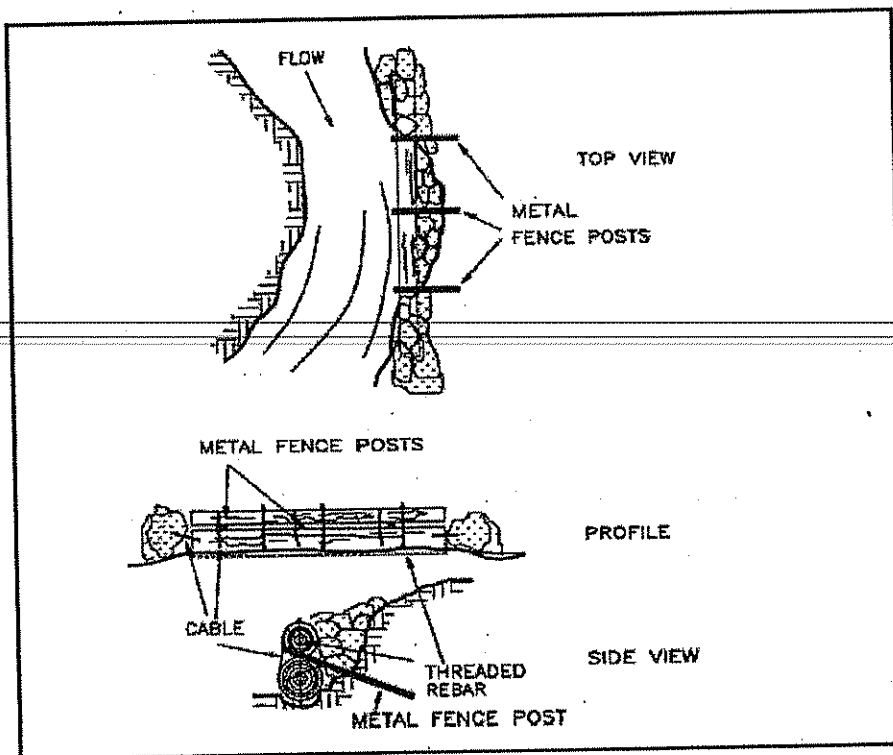


Figure VII-52. Log bank armor.

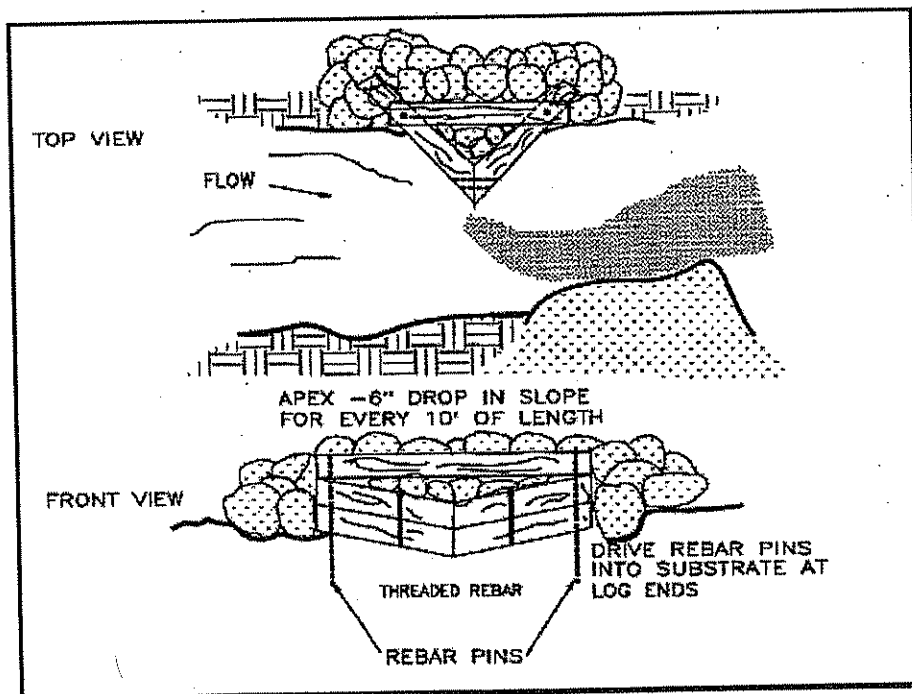


Figure VII-53. Log wing-deflector.

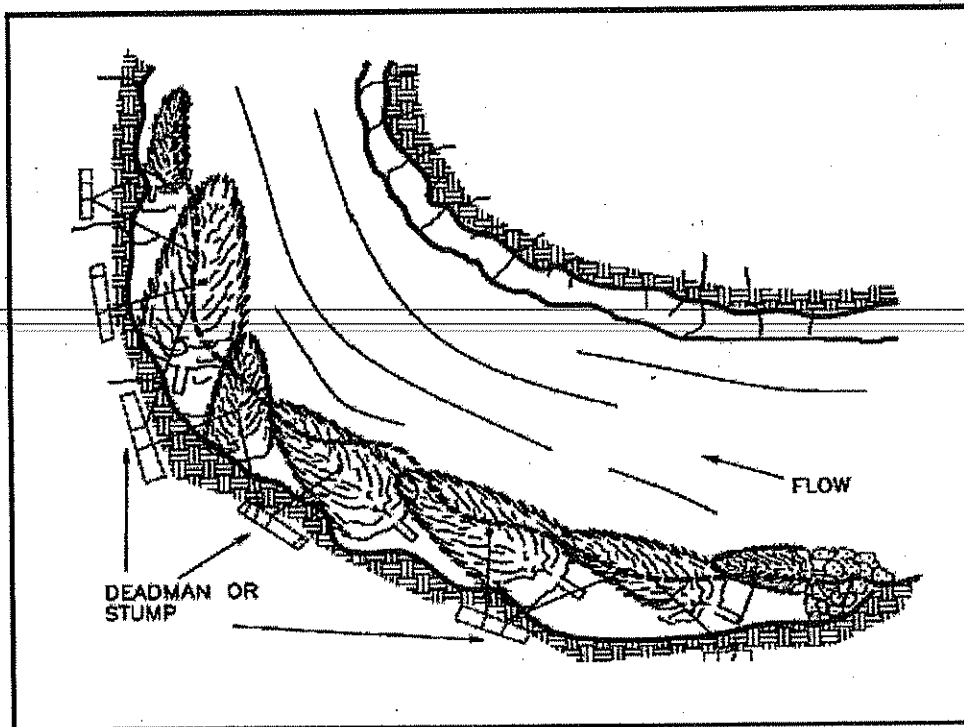


Figure VII-54. Tree revetment.

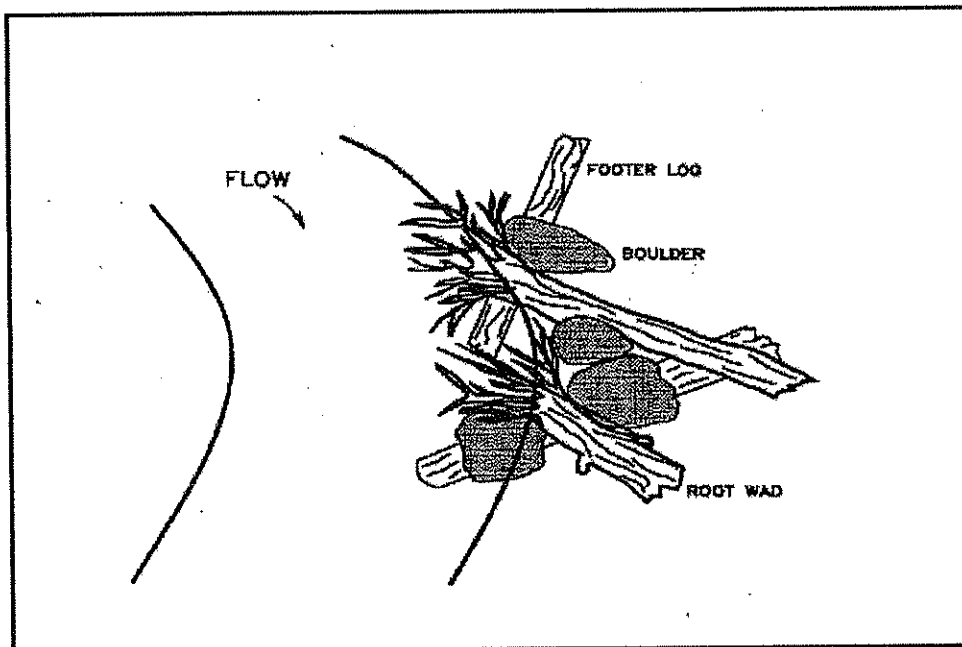


Figure VII-55. Plan view of native material revetment (Rosgen, 1993)

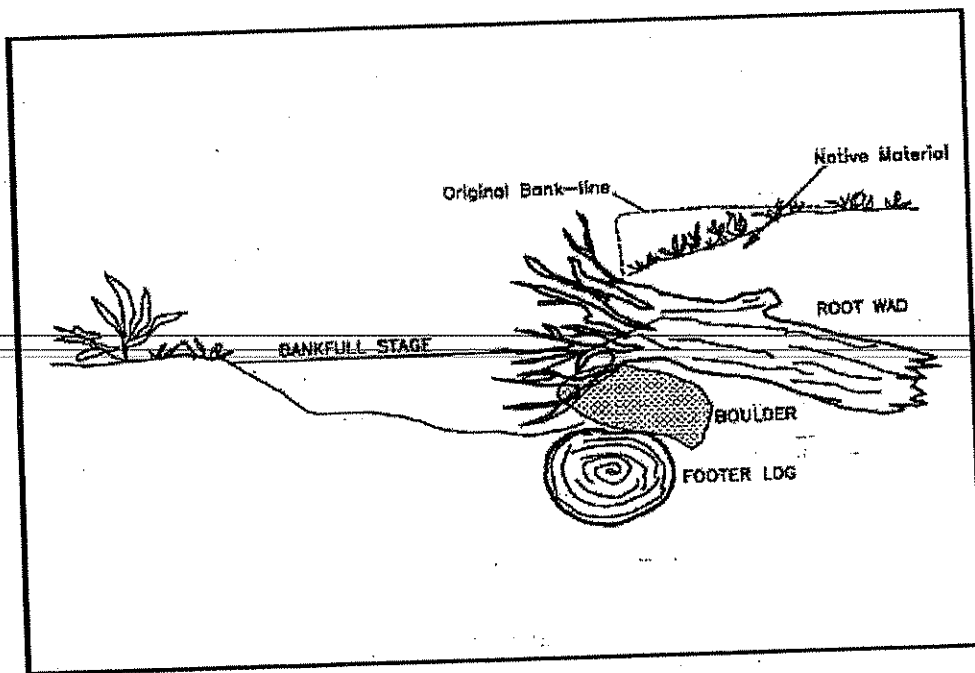


Figure VII-56. Native material revetment (Rosgen, 1993).

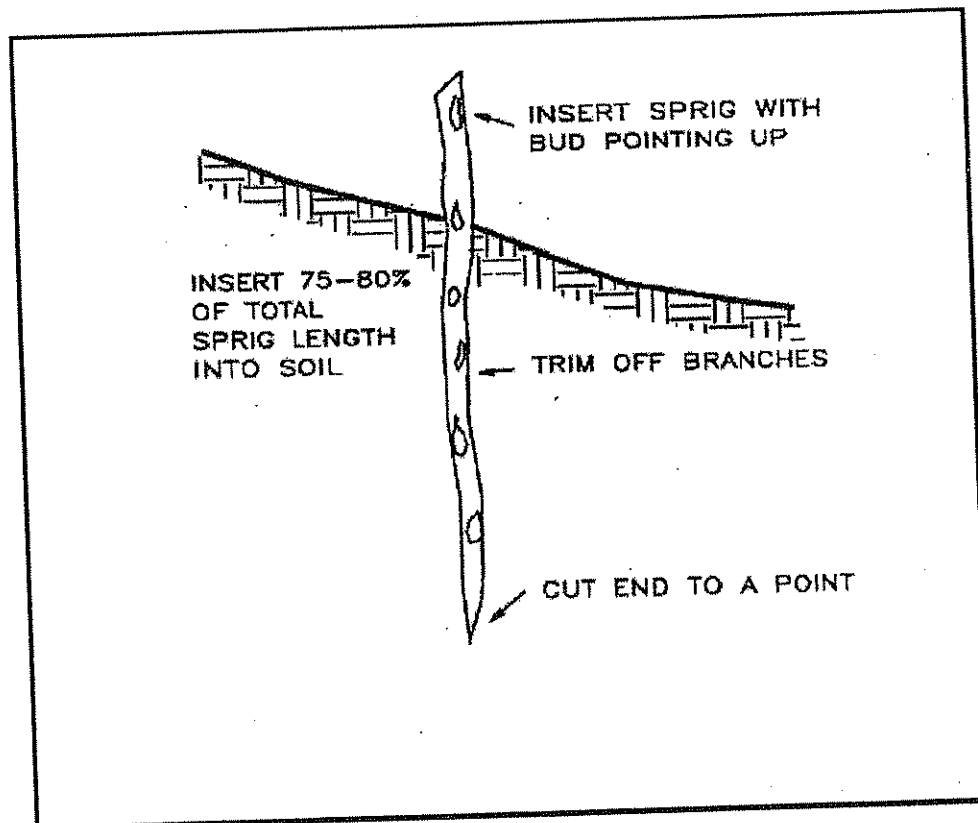


Figure VII-57. Willow sprigging. (Prunuske, 1987).

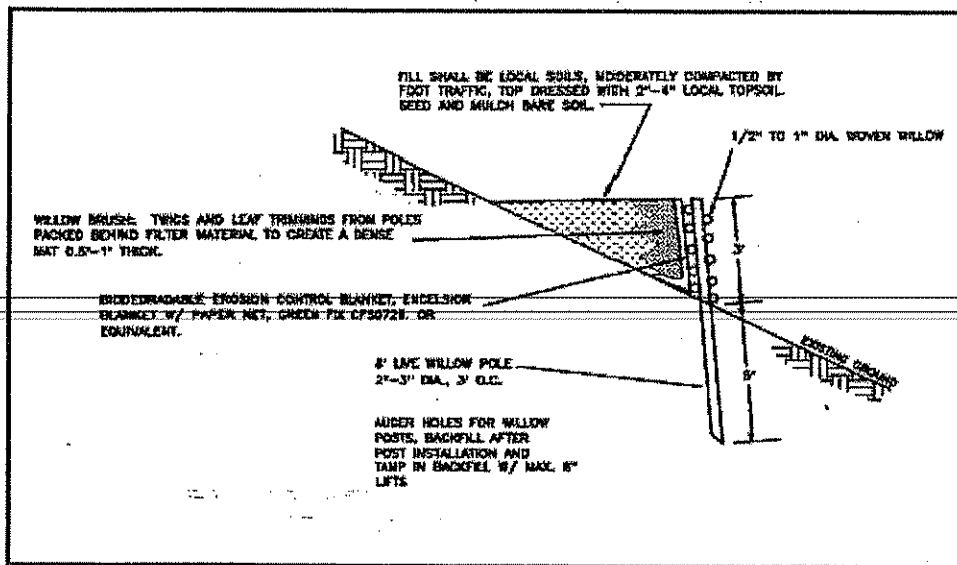


Figure VII-58. Willow Wall Revetment (L. Prunuske, 1997)

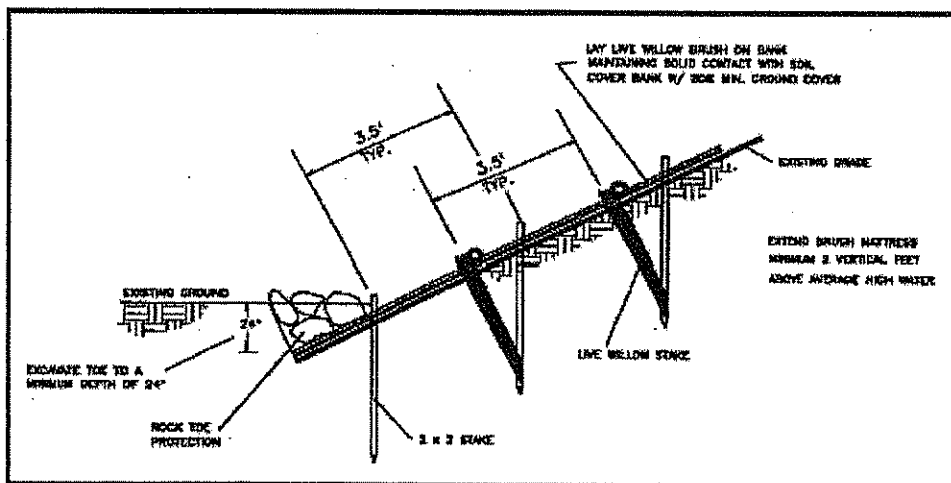


Figure VII-60. Brush Mattress Cross Section (L. Prunuske, 1997)

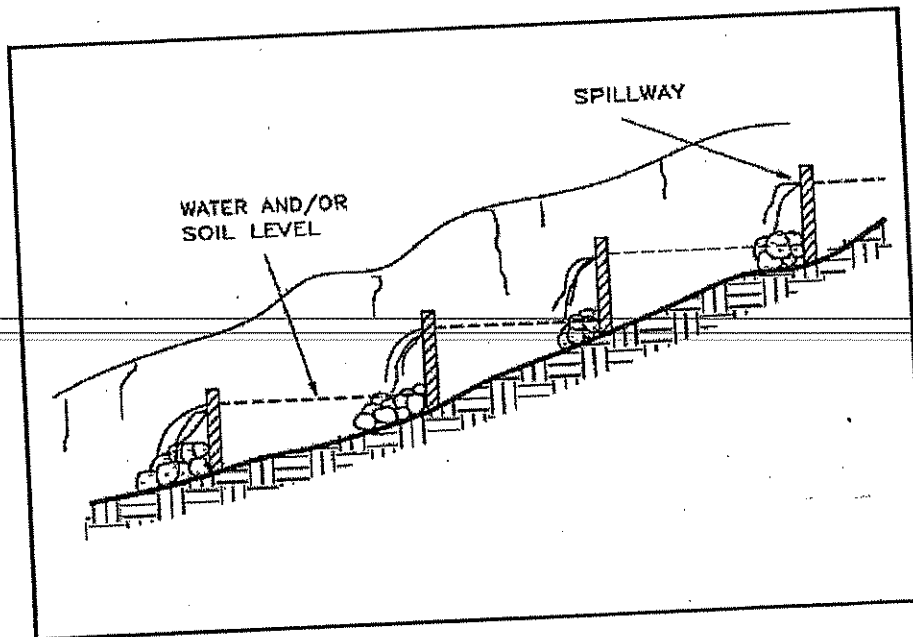


Figure VII-67. Checkdam placement. (Prunuske, 1987).

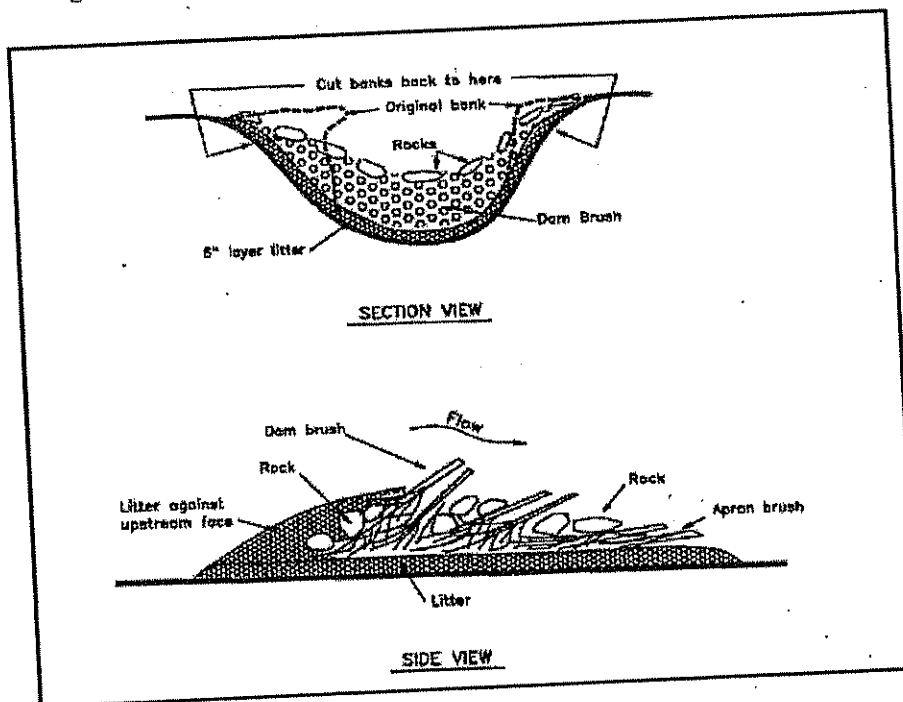


Figure VII-69. Brush and Rock Checkdam (Kraebel and Pillsbury, 1934)

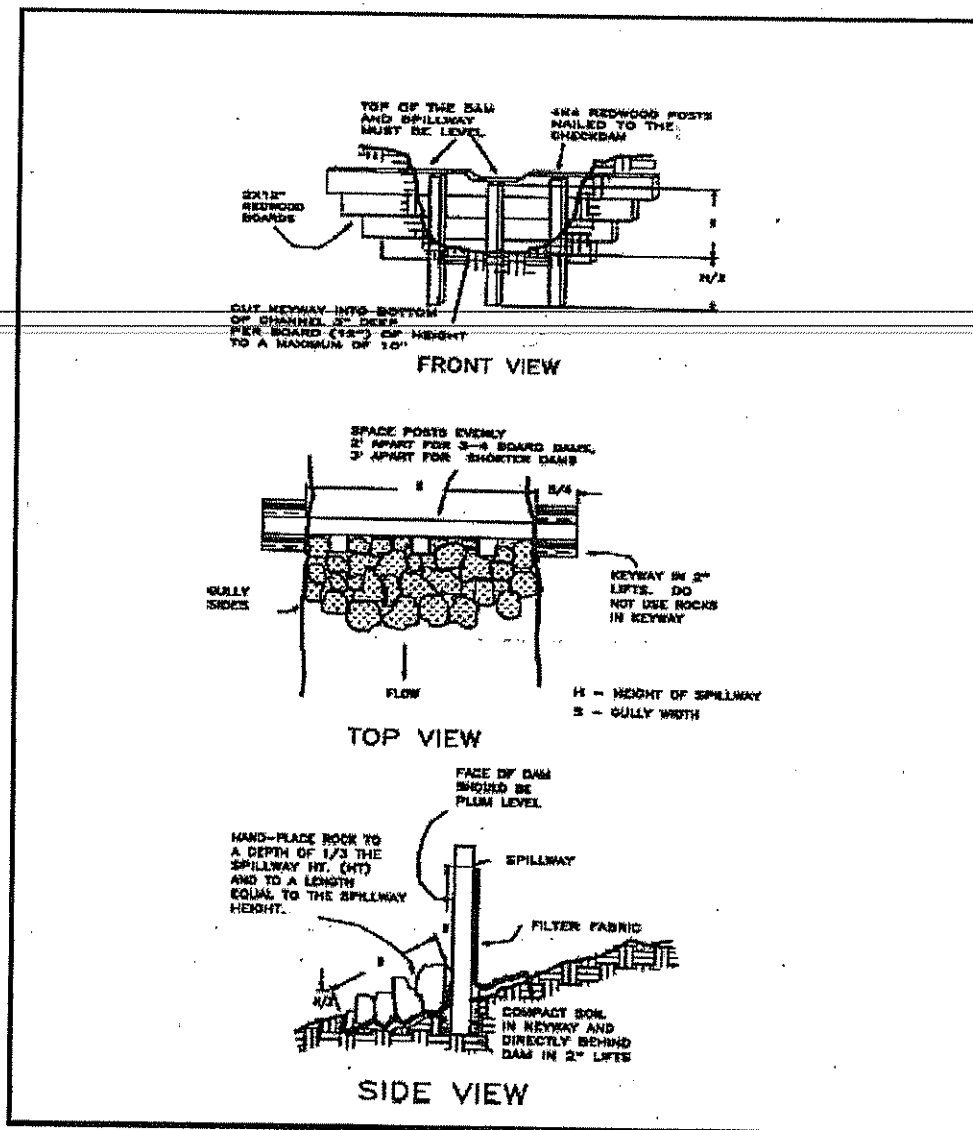


Figure VII-68. Redwood board checkdam. (Pruniske, 1987)

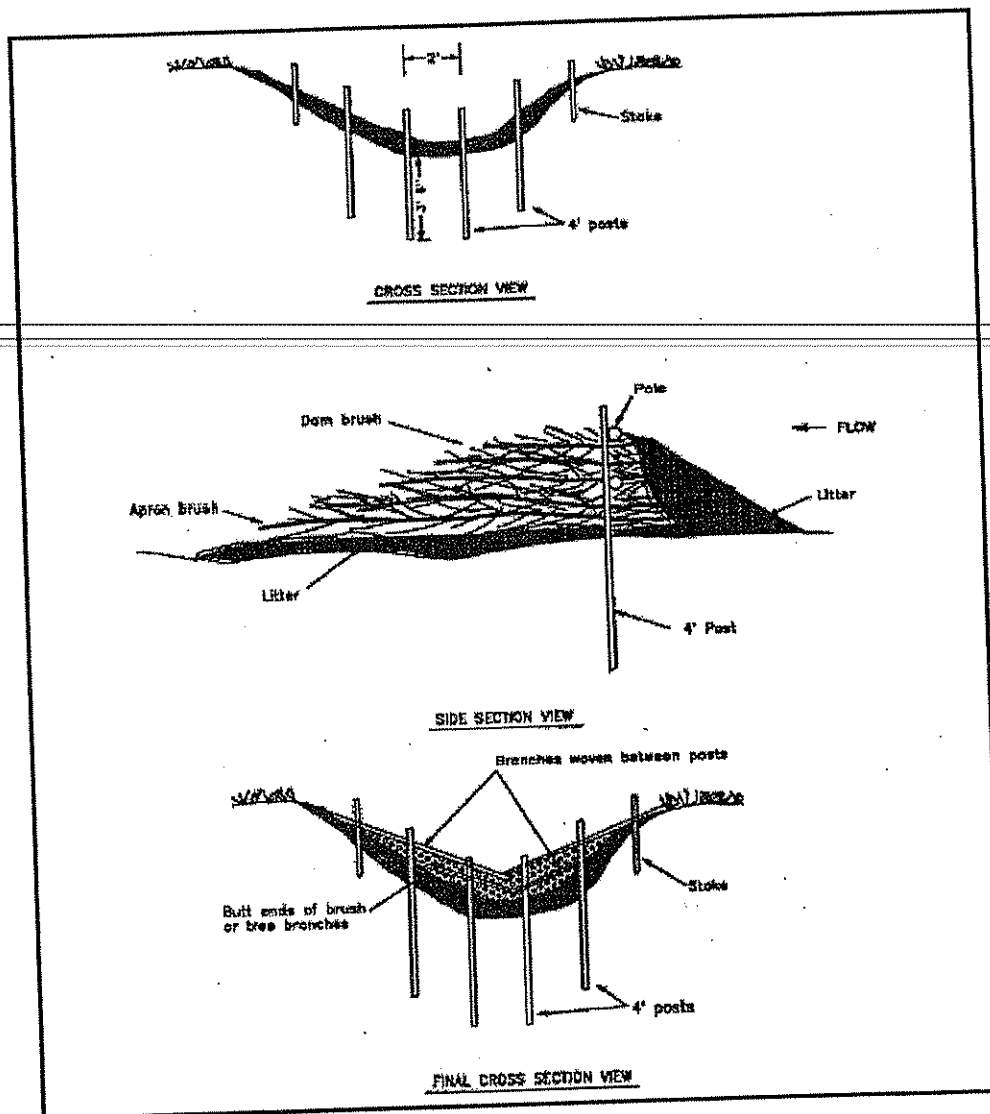


Figure VII-70. Post Checkdam (Kraebel and Pillsbury, 1934)

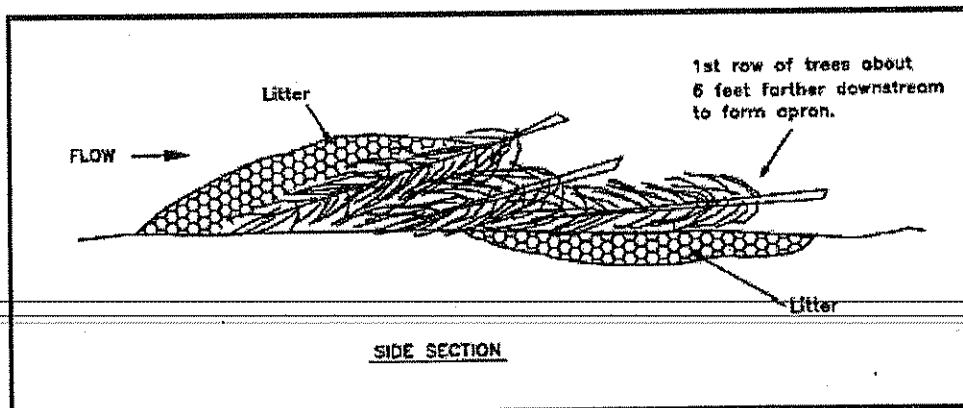


Figure VII-71. Tree Checkdam (Kraebel and Pillsbury, 1934)

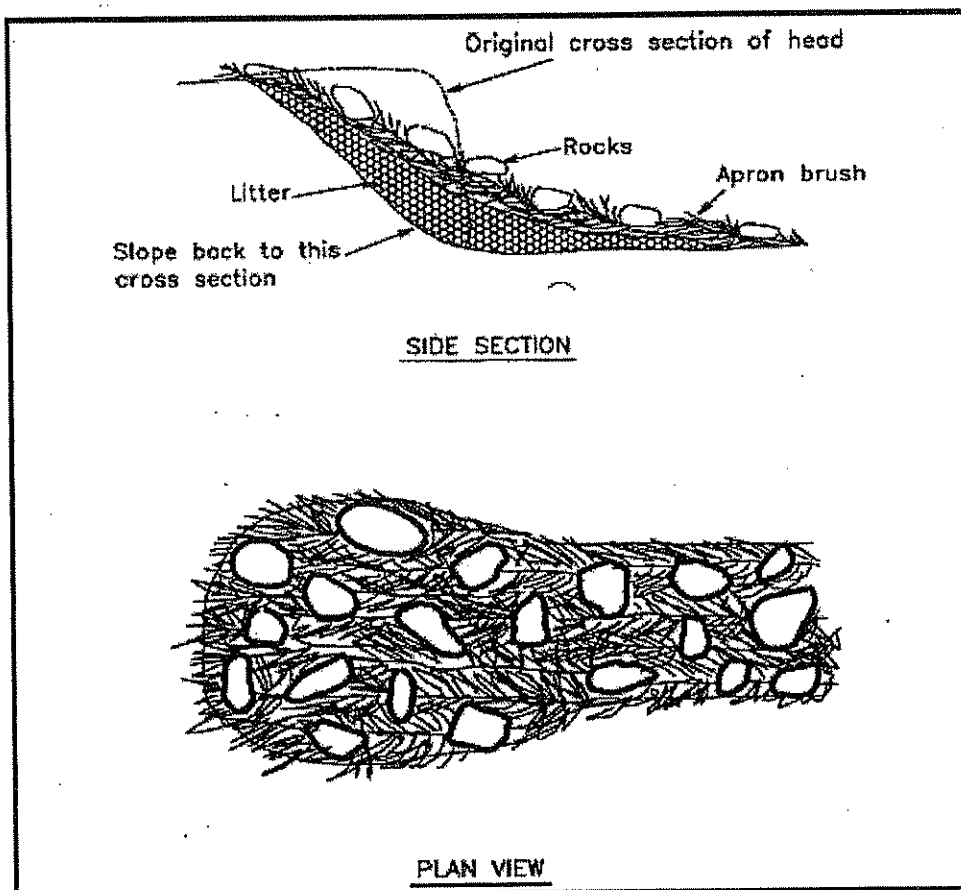


Figure VII-72. Brush and Rock Mattress (Kraebel and Pillsbury, 1934)

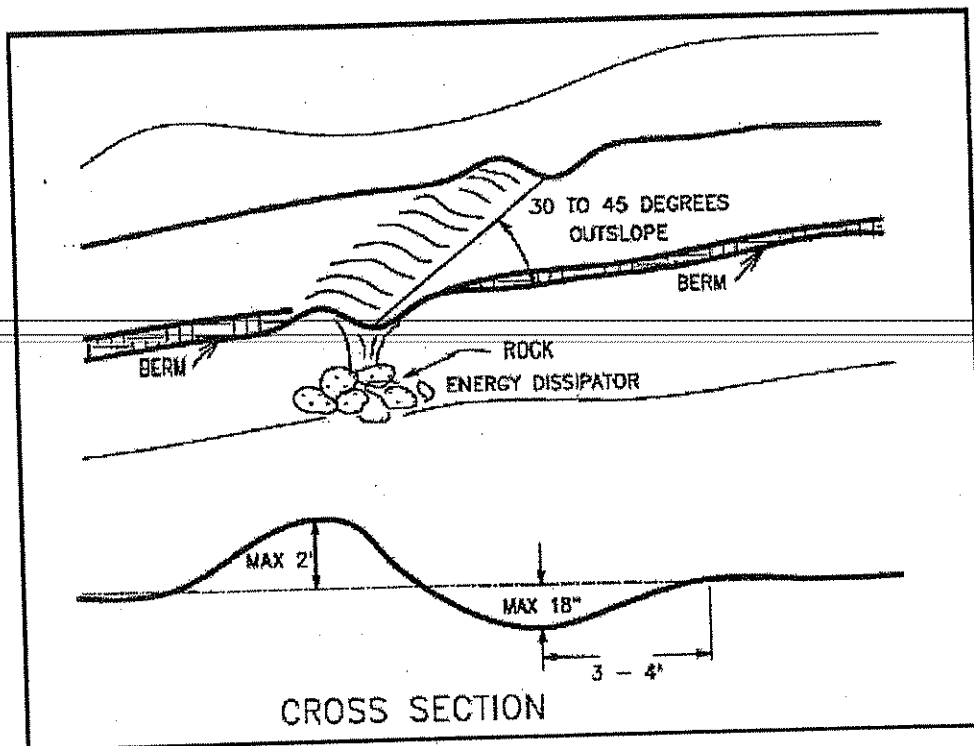


Figure VII-73. Waterbar.

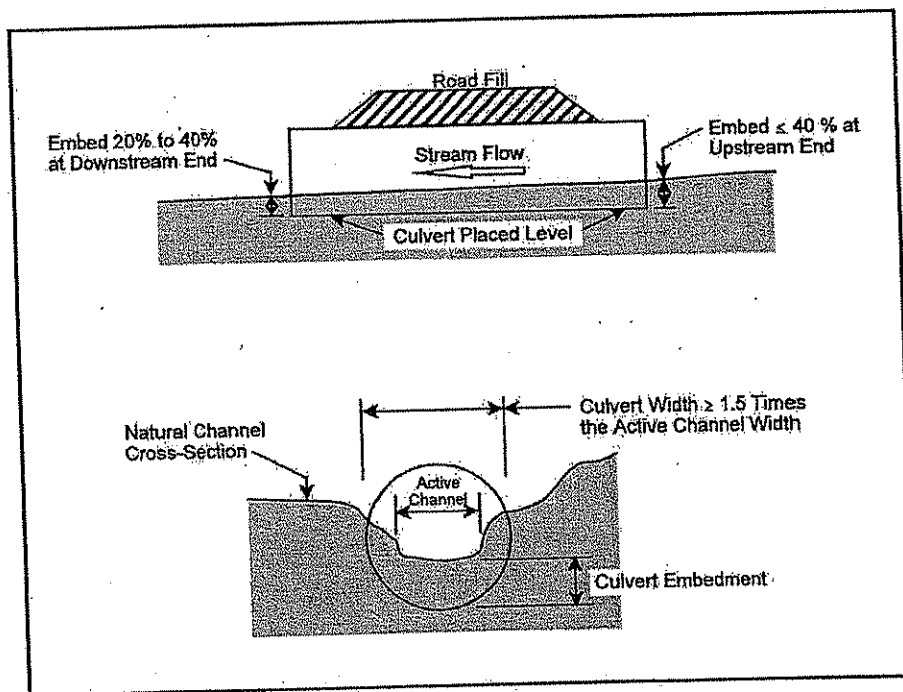


Figure IX-A-1. Active channel design option.

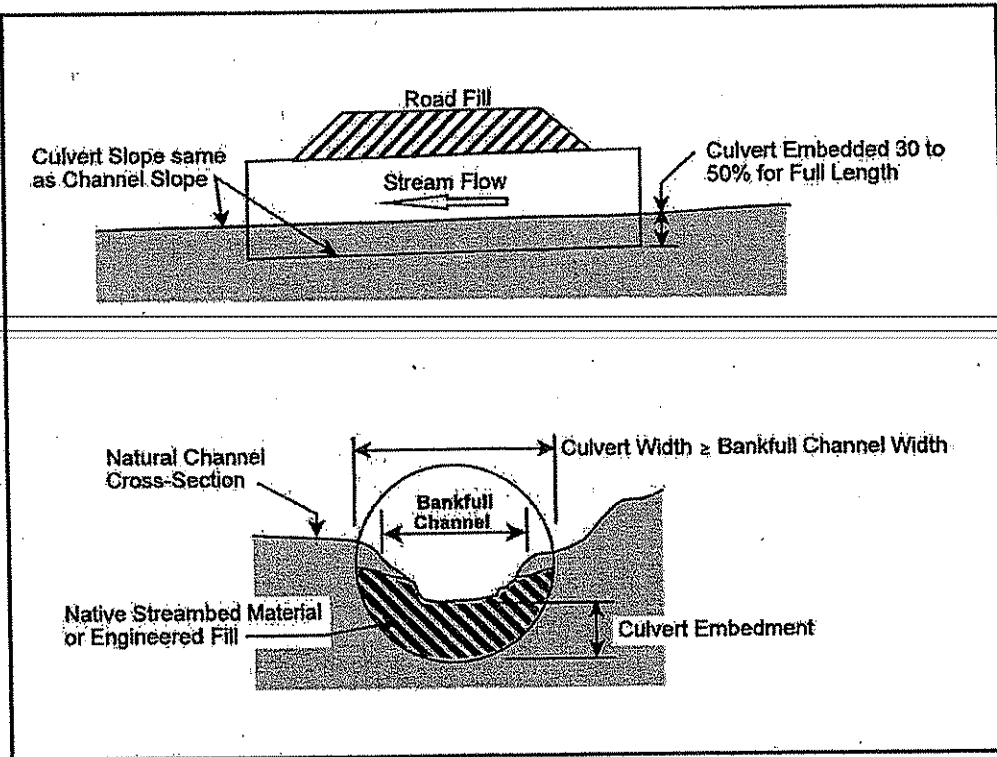


Figure IX-A- 2 Stream simulation design option.

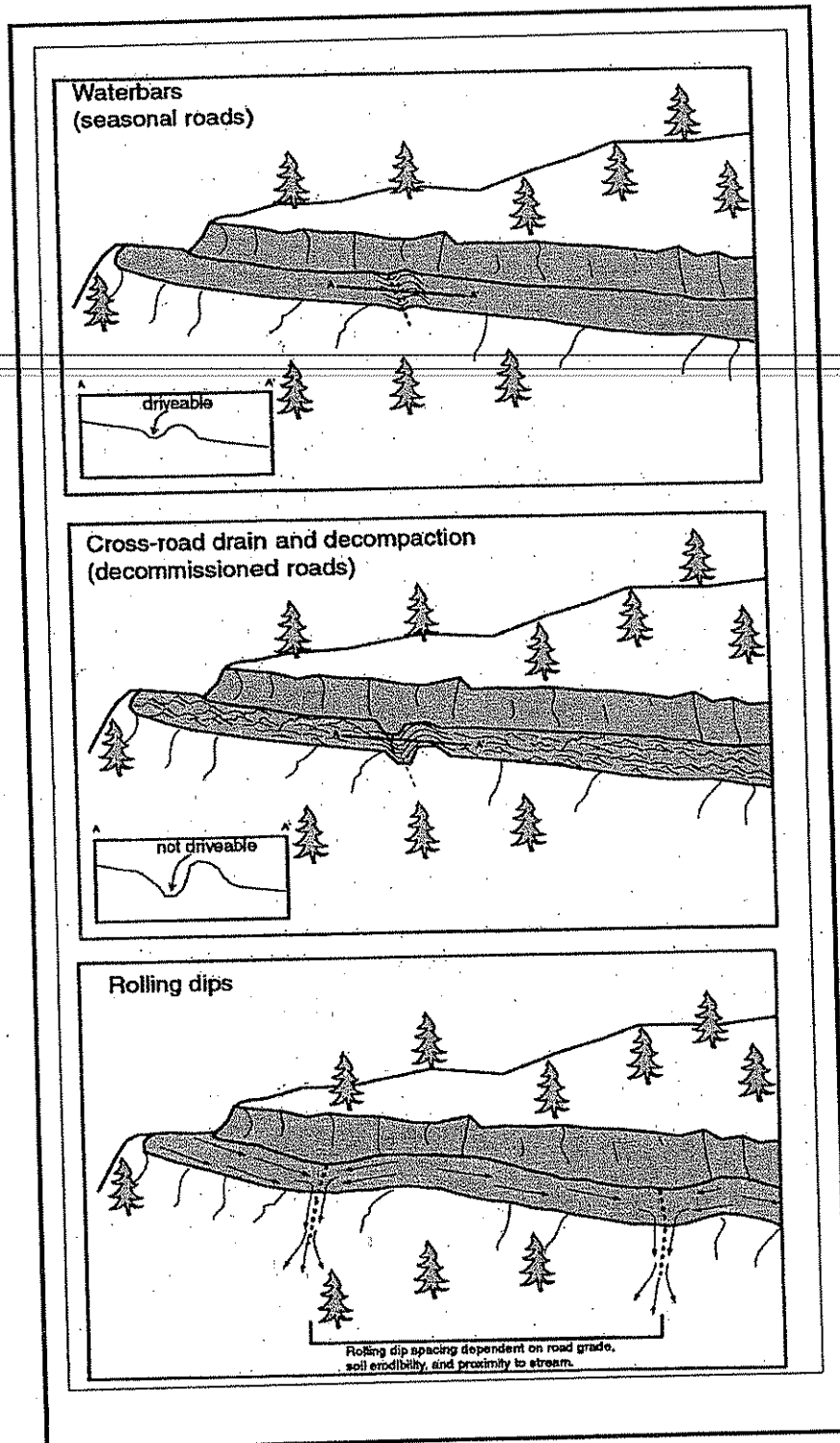


Figure X- 10. Techniques for dispersing road runoff.

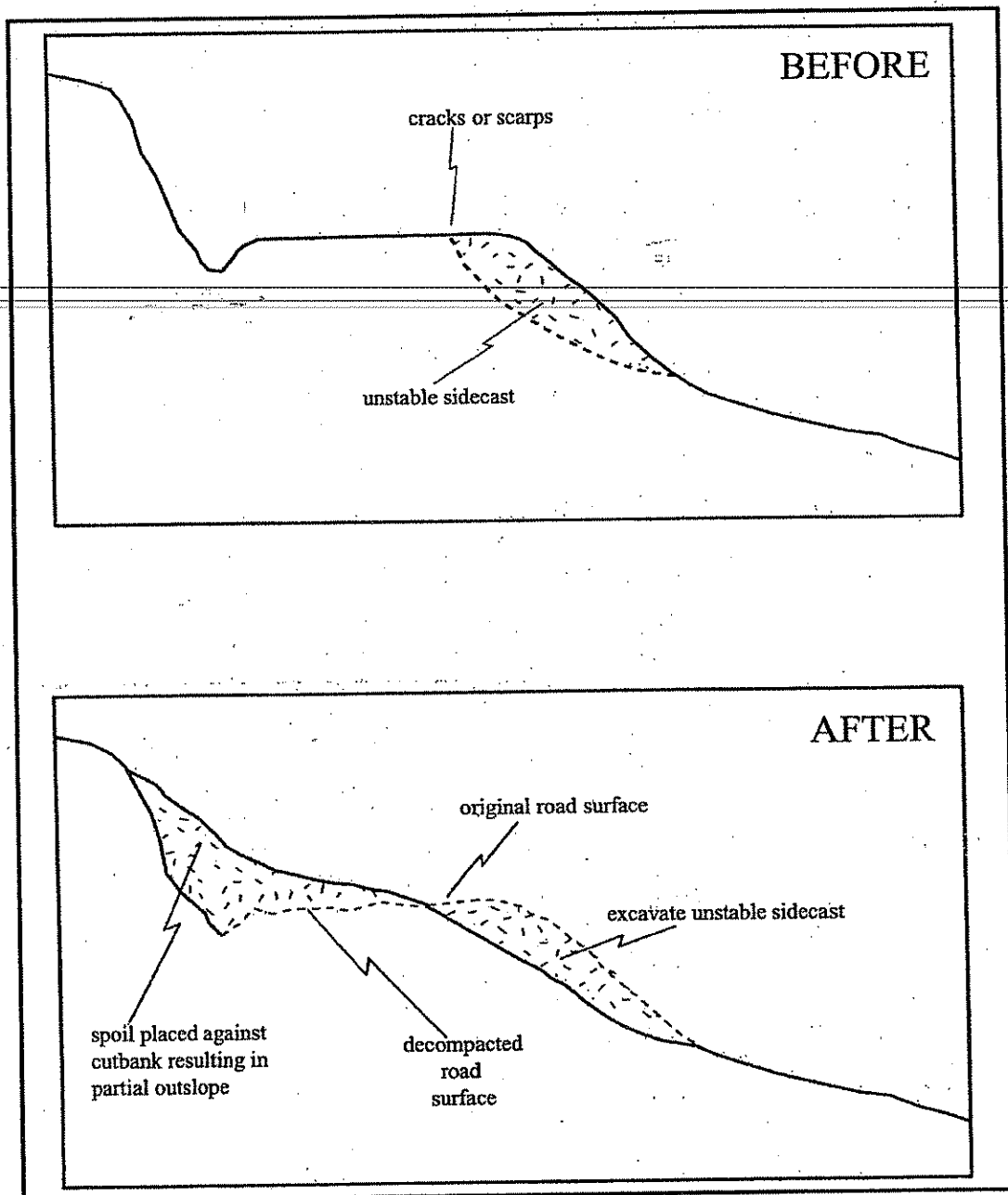


Figure X- 11. Partial outsloping for road decommissioning.

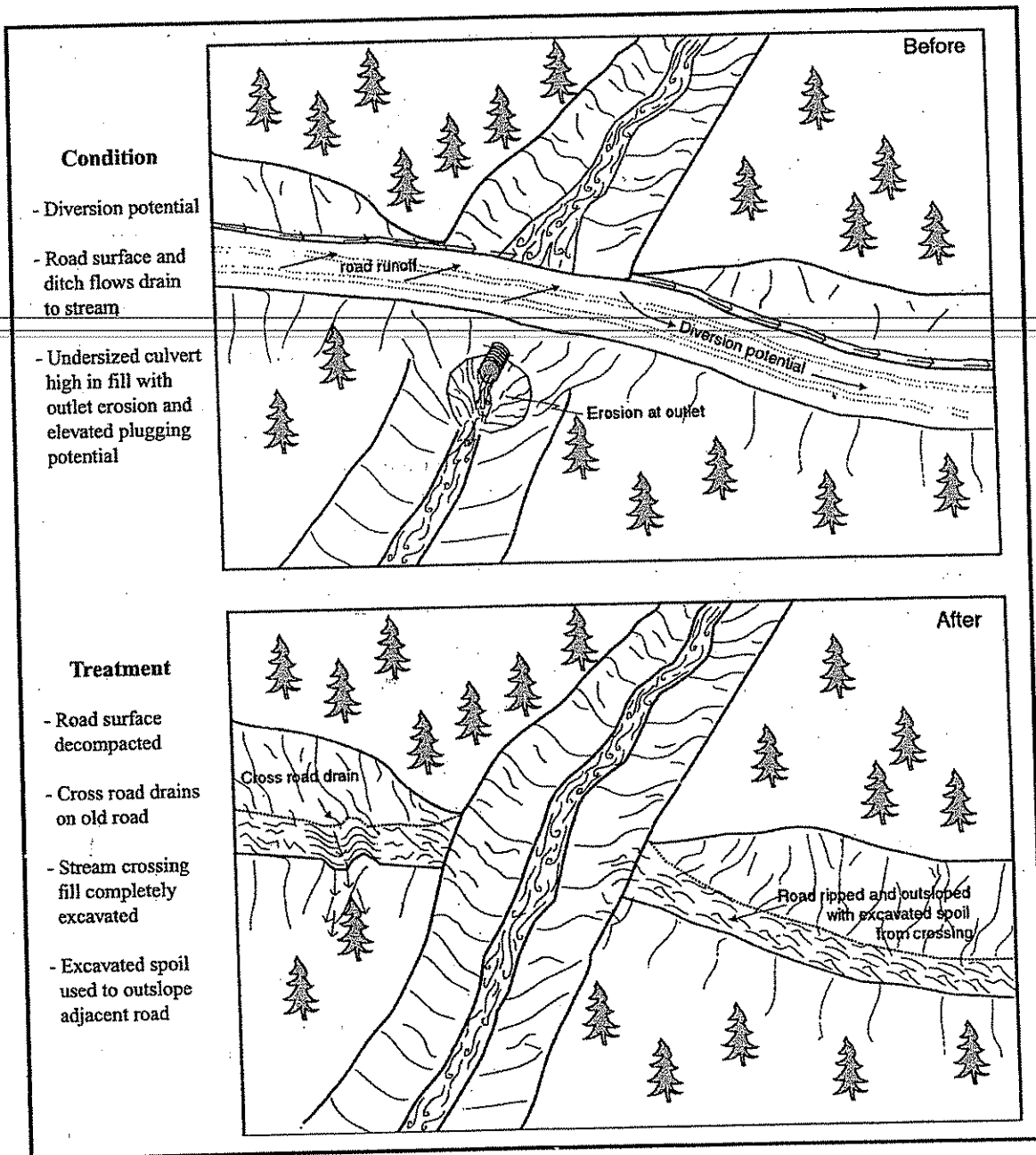
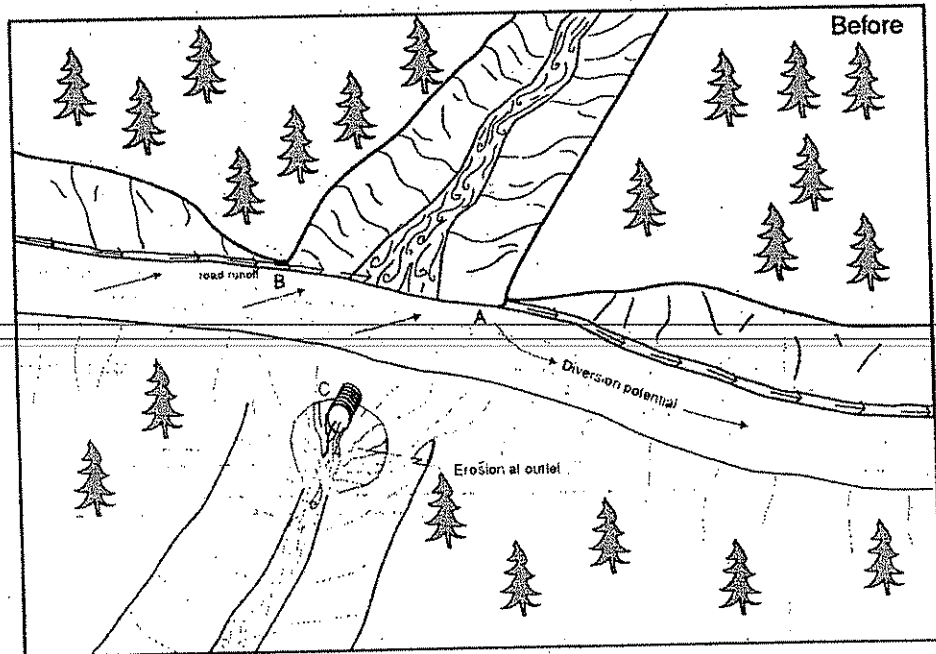


Figure X- 12. Typical stream crossing excavation on a decommissioned road.

Common Problems

- A - Diversion potential
- B - Road surface and ditch flows drain to stream
- C - Undersized culvert high in fill with outlet erosion



General Standards

- A - Road surface and ditch "disconnected" from stream
- B - No diversion potential
- C - 100 year culvert set at base of fill

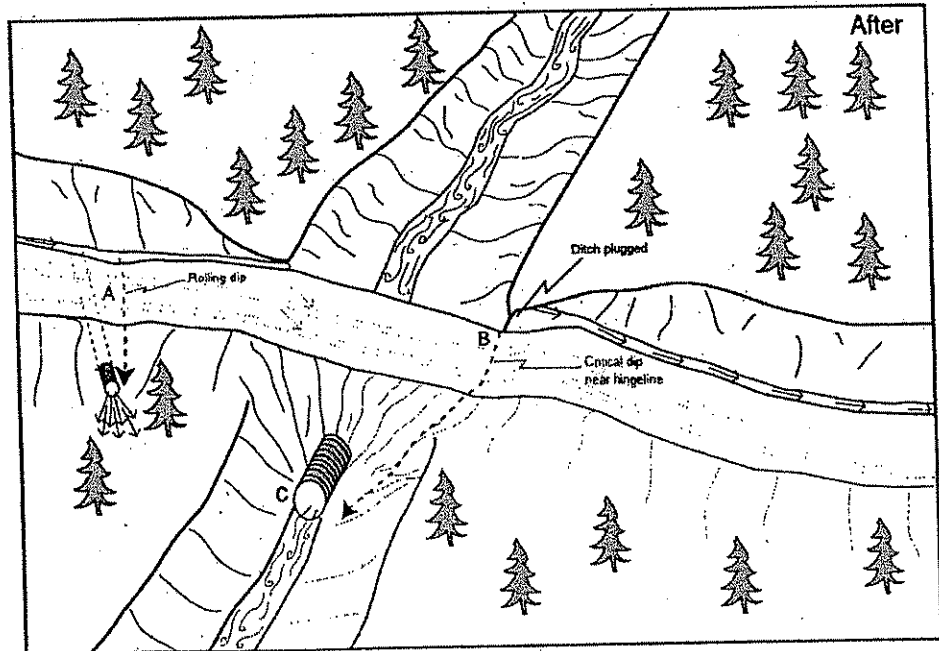


Figure X- 13. Typical upgraded stream crossing.

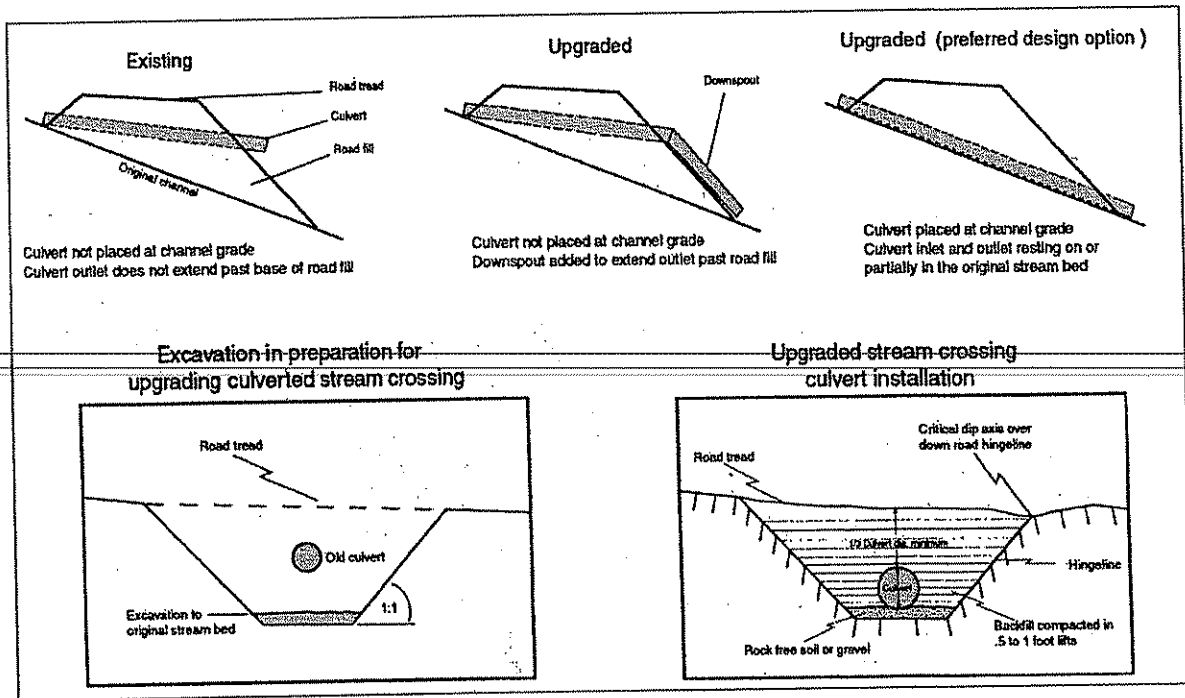


Figure X- 14. Typical culvert installation on non fish-bearing streams.

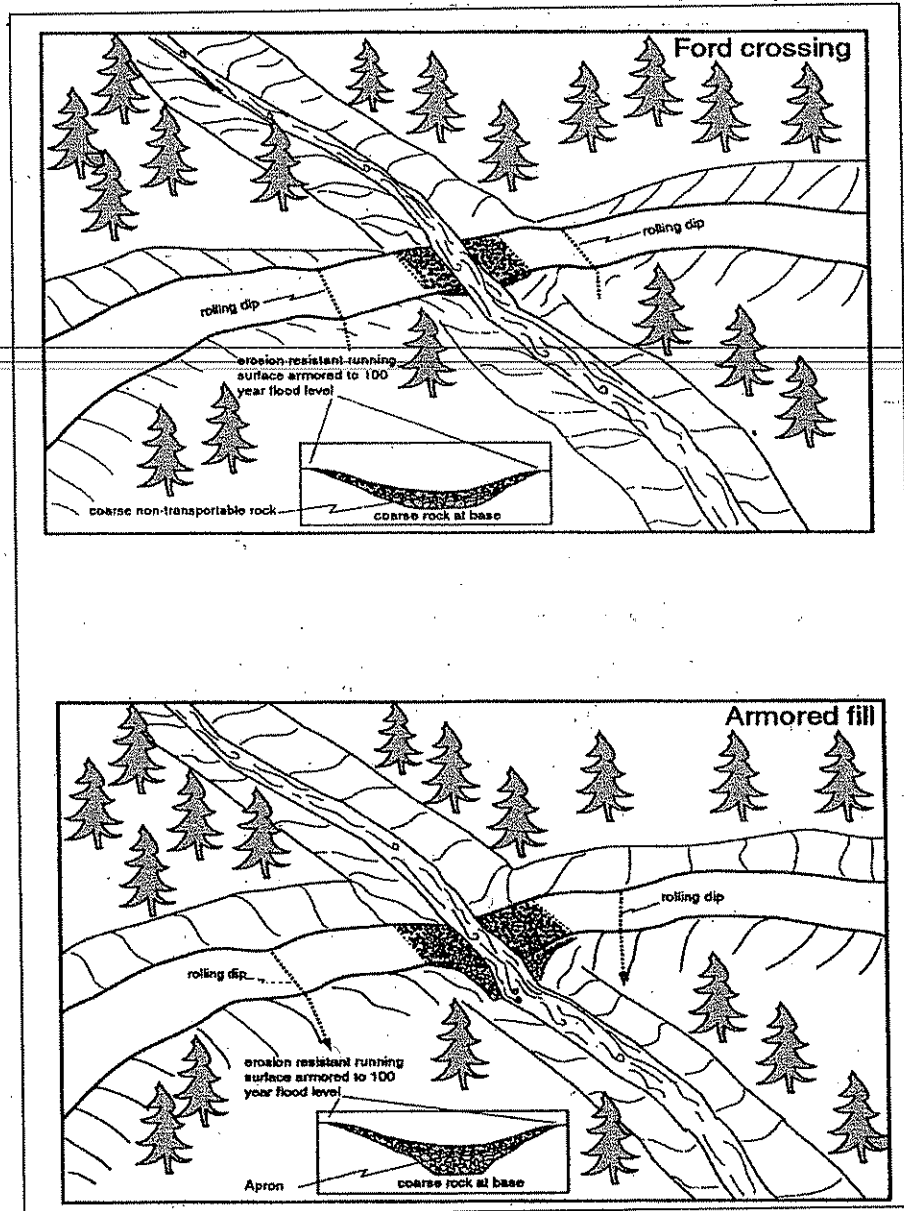


Figure X-15. Typical armored fill stream crossing.

Figure X-16. Design elements of a typical armored fill crossing.

See page X-70 of CA Salmonid Stream Habitat Restoration Manual Volume II

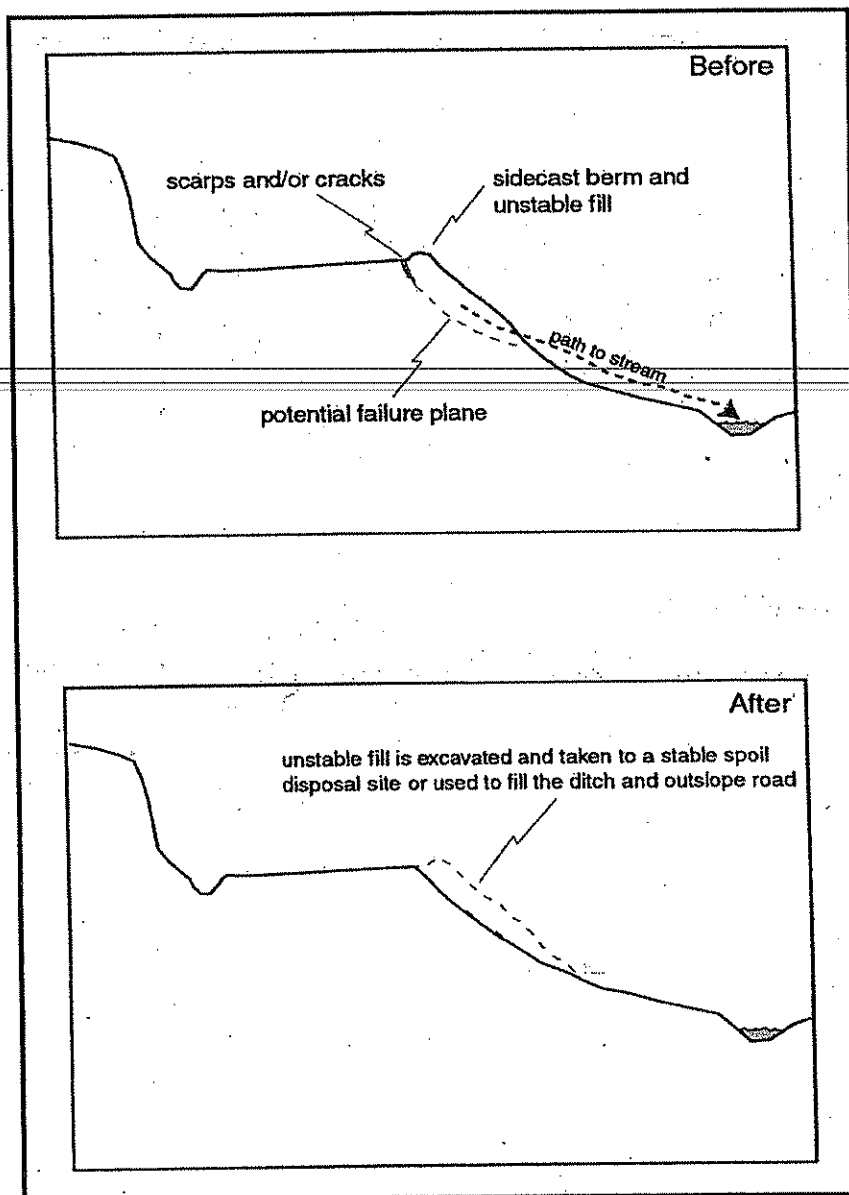


Figure X- 17. Removal of unstable sidecast materials.

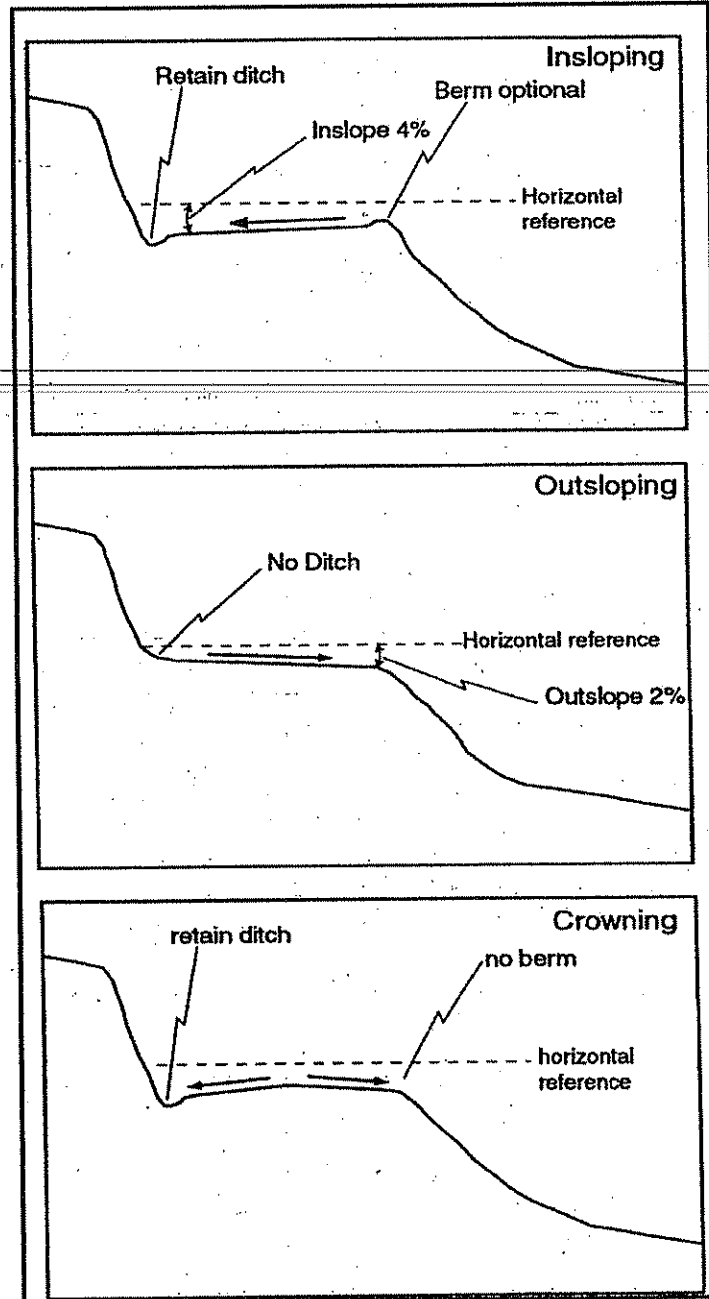


Figure X- 18. Utilizing road shape to reduce surface runoff rates.

Figure X- 19. Berm removal for improved drainage on outsloped and crowned roads.

See page X-76 of CA Salmonid Stream Habitat Restoration Manual Volume II

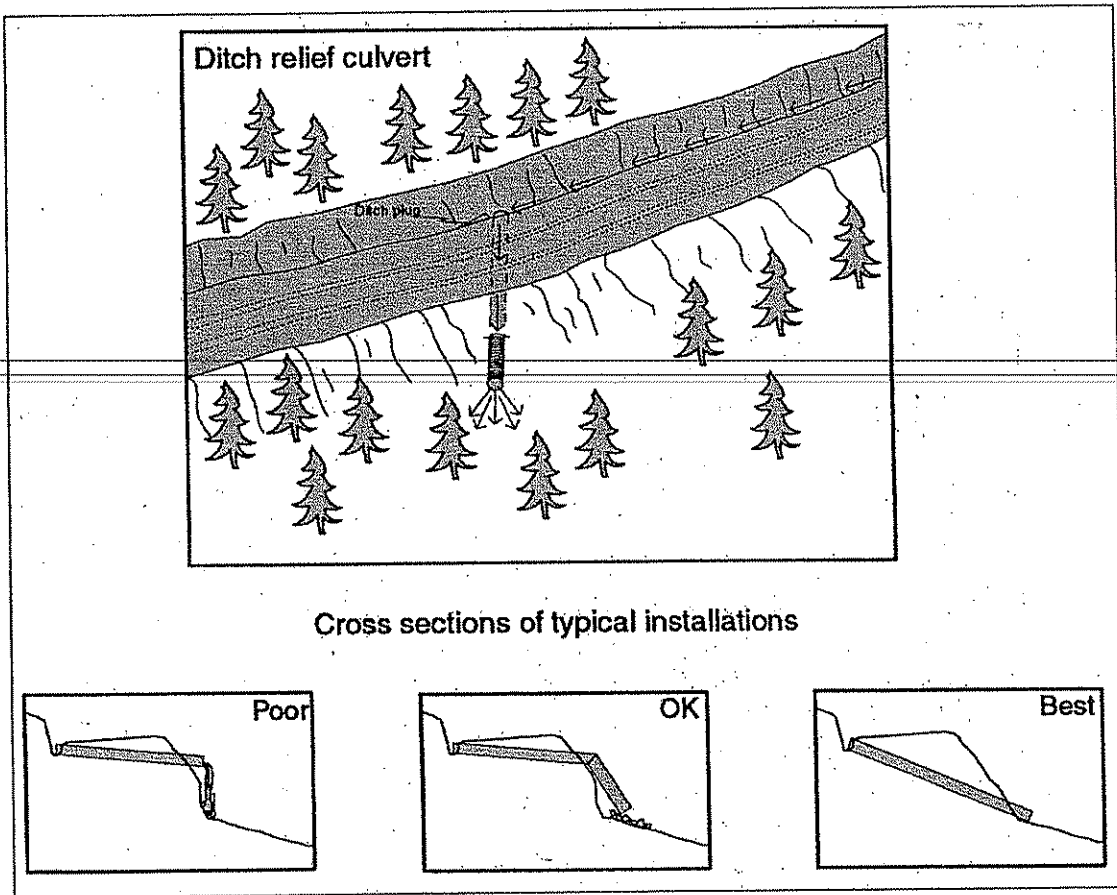
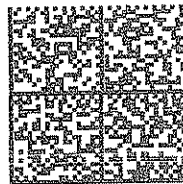


Figure X- 20. Typical ditch relief culvert installation.

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