

Petitions and Communications received from January 26, 2010, through February 1, 2010, for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on February 9, 2010.

From concerned citizens, submitting opposition to California Pacific Medical Center's "Master Plan" for St. Lukes Hospital and the new Cathedral Hill facility. 4 letters (1)

From Municipal Transportation Agency, submitting request for waiver of Administrative Code Chapter 12B for Transtech. (2)

From San Francisco Beautiful, urging the Recreation and Parks Department to perform a full Environmental Impact Report on the proposed expansion of the Beach Chalet Soccer Fields. (3)

From Department of Emergency Management, submitting the efficiency plan for FY2010-2011. (4)

From Department of Public Health, submitting the efficiency plan for FY2009-2010. (5)

From Civil Service Commission, submitting the efficiency plan for FY2010-2011. (6)

From the Public Library, submitting the 2000 Branch Library Improvement Bond Quarterly Report for the Fourth Quarter of 2009. (7)

From Public Utilities Commission, submitting the 2009 Annual Report for the Public Utilities Revenue Bond Oversight Committee. Copy: Each Supervisor (8)

From concerned citizens, commenting on Muni's proposed fare increase. 4 letters (9)

From concerned citizens, urging the Board of Supervisors to reject the all-golf alternative and support the restoration of Sharp Park to a public park that protects endangered species. File No. 091307, 2 letters (10)

From Stephen Teillon, requesting help addressing the safety issues posed by the San Jose Avenue exit ramp off I-280. (11)

From T Mobile, submitting notification letter for a cellular site at UCSF Hearst Tower at 1560 Third Street. (12)

From Clerk of the Board, submitting Form 700 Statement of Economic Interests for Linnette Peralta Haynes, Legislative Aide to Supervisor Campos, leaving. (13)

From Department of Technology, submitting the Justice Tracking Information System project status report. Copy: Each Supervisor (14)

From Tim Bohan, regarding the food cart at the northeast corner of Cesar Chavez and Hampshire Streets. (15)

From Children and Families Commission, submitting the efficiency plan for First 5 San Francisco for FY2010-2011. (16)

From State Fish and Game Commission, submitting notice of proposed regulatory action relating to New Restricted Species Permits and Requirements. (17)

From State Senate Rules Committee, submitting appointment of Thomas O'Malley of Atascadero as a member of the Water Quality Control Board, Central Coast Region. (18)

From Robin Zone, submitting support for legislation restricting use of cell phones in public offices, public transportation, bank public areas, libraries and other public spaces. (19)

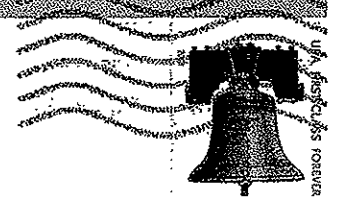
From Ronald Won, submitting opposition for the issuance of a Request for Proposal for Community Choice Aggregation Services for CleanPowerSF. (20)

From Bicycle Coalition, urging the Metropolitan Transportation Commission to recommit the \$70,000,000 in American Recovery and Reinvestment Act stimulus funds to support transit agencies and bike and pedestrian amenities. Copy: Each Supervisor (21)

From Peter Milton, commenting the Mayor's proposal for getting some tax relief as an incentive to hiring for those in the private sector. (22)

From Lauri Fried-Lee, submitting support for the issuance of a Request for Proposals for Community Choice Aggregation Services for CleanPowerSF. (23)

SAN FRANCISCO CA 941



Dear Supervisors:

22 JAN 2010 PM 4 T

Please stand up for healthcare justice by opposing CPMC's "Master Plan" for St. Luke's Hospital and the new Cathedral Hill facility.

California Pacific Medical Center (CPMC) plans on shrinking St. Luke's Hospital by 62 percent and segregating most services in the Cathedral Hill area. St. Luke's patients would be offered a lower standard of care. This would be a crippling loss of healthcare resources for our city. CPMC's plans amount to medical redlining, and would be a tragedy for the many families around St. Luke's Hospital in need of access to quality healthcare services in our community. A healthy San Francisco cannot discriminate!

I urge you to NOT support CPMC's Master Plan plan unless 1) CPMC agrees to rebuild St. Luke's Hospital at an appropriate size to meet community needs and to provide equal standard of care for all patients, and 2) CPMC signs a binding agreement with the community to treat local residents and businesses, patients, nurses, and hospital staff with the respect we all deserve.

Why I care about St. Luke's Hospital / Why I am against CPMC's current plan:

.....
.....
.....

[Handwritten Signature] 01-21-10
SIGNATURE DATE
1060 Geary St.
YOUR ADDRESS

San Francisco Board of Supervisors

1 Dr. Carlton B. Goodlett Place

San Francisco, CA 94102

BY *AK*
2010 JAN 25 PM 4:00
RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO



Dear Supervisors:

Please stand up for healthcare justice by opposing CPMC's "Master Plan" for St. Luke's Hospital and the new Cathedral Hill facility.

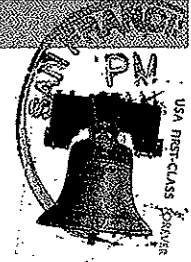
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Why I care about St. Luke's Hospital / Why I am against CPMC's current plan:

REDUCING CARE TO THE POOR
IS NOT THE WAY HEALTH CARE IN
THIS CITY SHOULD GO

Anna Conder
SIGNATURE DATE 1/13/10
4 Jennifer Place
YOUR ADDRESS



San Francisco Board of Supervisors

1 Dr. Carlton B. Goodlett Place

San Francisco, CA 94102

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2010 JAN 25 PM 4:00
BY AK

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Why I care about St. Luke's Hospital / Why I am against CPMC's current plan:

.....
.....

[Handwritten Signature]
SIGNATURE

1-19-10
DATE

Scatter St San Francisco
YOUR ADDRESS

32 JAN 2010 PM 4:00



San Francisco Board of Supervisors

1 Dr. Carlton B. Goodlett Place

San Francisco, CA 94102

BY *AK*

2010 JAN 25 PM 4:00

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO

SAN FRANCISCO CA 941

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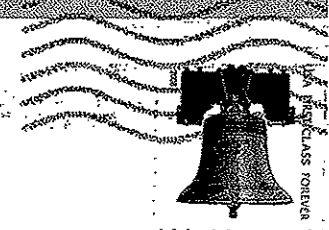
Why I care about St. Luke's Hospital / Why I am against CPMC's current plan:

.....
.....

John Mulla 01-21-10
SIGNATURE DATE

1060 Geary St.
YOUR ADDRESS

22 JAN 2010 PM 4 P



San Francisco Board of Supervisors

1 Dr. Carlton B. Goodlett Place

San Francisco, CA 94102

AK BY

2010 JAN 25 PM 4:00

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO

Public Utilities Commission
Purchasing
1155 Market Street, 5th Floor
San Francisco, CA 94103

**City and County of
San Francisco**

Memo

Date: 1/26/2010
To: Clerk
Board of Supervisors
From: Gloria Gill, Purchaser *GG*
PUC Purchasing Department
Subject: Notification of Tentative Award To Non-Compliant (Equal Benefits) Vendor

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2010 JAN 28 AM 10:16
BY *SK*

This memo serves as notification that a 12B Waiver has been forwarded to the Human Rights Commission requesting Transtech of S.C., L.P. be granted a 12B waiver due to the fact that no compliant vendors bid for the requirements of Transtech parts under Invitation To Bid number ITSF10000436/SQ.

Attached is a copy of the waiver request for your records.

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**CITY AND COUNTY OF SAN FRANCISCO
HUMAN RIGHTS COMMISSION**

**S.F. ADMINISTRATIVE CODE CHAPTERS 12B, 12C and 14A
WAIVER REQUEST FORM
(HRC Form 201)**

FOR HRC USE ONLY
Request Number: _____

Section 1. Department Information

Department Head Signature: Alvin Hill
 Name of Department: San Francisco Municipal Transportation Agency
 Department Address: One South Van Ness, 3rd Floor
 Contact Person: Gloria Gill
 Phone Number: (415) 701-- 4705 Fax Number: (415) 701-5676

Section 2. Contractor Information

Contractor Name: Transtech of S.C., L.P. Contact Person: Brad Porter
 Contractor Address: 196 Old Augusta Road, Piedmont, SC 29673-8605
 Vendor Number (if known): 18682 Contact Phone No.: (864) 299-3870

Section 3. Transaction Information

Date Waiver Request Submitted: 1/22/10 Type of Contract: Commodity
 Contract Start Date: 3/8/10 End Date: 3/8/10 Dollar Amount of Contract: \$4,080.19
 ADPICS Document Number: Invitation To Bid ITSF10000436/SQ (RQPT10002239)

Section 4. Administrative Code Chapter to be Waived (please check all that apply)

- Chapters 12B and 12C
- Chapter 14A *Note:* Employment and DBE subcontracting requirements may still be in force even when a 14A waiver (type A or B) is granted.

Section 5. Waiver Type (Letter of Justification *must* be attached, see Check List on back of page.)

- A. Sole Source
- B. Emergency (pursuant to Admin. Code §6.60 or 21.15)
- C. Disadvantaged Business Enterprise (DBE) (for contracts in excess of \$5 million; see Admin. Code §14A.12b)
- D. Subcontracting Goals
- E. Public Entity
- F. No Potential Contractors Comply – Copy of waiver request sent to Board of Supervisors on: 1/26/10
- G. Gov't Bulk Purchasing Arrangement – Copy of waiver request sent to Board of Supervisors on: _____
- H. Sham/Shell Entity – Copy of waiver request sent to Board of Supervisors on: _____

HRC ACTION	
<input type="checkbox"/> 12B & 12C Waiver Granted	<input type="checkbox"/> 14A Waiver Granted
<input type="checkbox"/> 12B & 12C Waiver Denied	<input type="checkbox"/> 14A Waiver Denied
Reason for Action: _____	
HRC Staff: _____	Date: _____
HRC Staff: _____	Date: _____
HRC Director: _____	Date: _____

DEPARTMENT ACTION – This section must be completed and returned to HRC for waiver types F, G & H.
Date Waiver Granted: _____ Contract Dollar Amount: _____

*Creating, Enhancing and Protecting
the Unique Beauty and Livability of San Francisco*



January 15, 2010

Recreation and Park Commission
City and County of San Francisco
McLaren Lodge, Golden Gate Park
San Francisco, CA 94117

**RE: Request for an EIR Regarding Proposed Expansion of
Beach Chalet Soccer Fields**

Dear Commissioners:

San Francisco Beautiful is a non-profit urban design and beautification organization dedicated to creating, enhancing, and protecting the unique beauty and livability of San Francisco. We have a procedural objection to the current process of public review and approval for the expansion of the Beach Chalet Soccer Fields as proposed by the Recreation and Parks Department.

We understand that the Planning Department issued an exemption for this project from the normal review process required by the California Environmental Quality Act (CEQA). Given the scope and potential massive impact of the Beach Chalet Soccer Fields project, we feel this exemption was not appropriate. We ask that the Recreation and Park Commission delay approval of the project and direct the Department to perform a full Environmental Impact Report. This report will determine the impact this project will have on the western end of Golden Gate Park and whether or not the project fits into the adopted Golden Gate Park Master Plan. In addition, due to the scope of this project, we ask that a thorough citywide notification of the Beach Chalet Soccer Fields project be implemented so the public has the opportunity to learn about the plans and respond if necessary.

We thank you in advance for your consideration on these matters.

Best regards,


Sheila Kolenc
Interim Executive Director

Cc: Mayor Gavin Newsom
San Francisco Board of Supervisors
SF Ocean Edge

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2010 JAN 20 PM 4:32
BY PC

Mrs. Friedel Klussmann
Founder

Sheila Kolenc
*Interim Executive
Director*

BOARD OF DIRECTORS

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Peter Fortune
Edmond K. Hon
Juan S. Monsanto
Richard Munzinger
Scott Preston

www.sfbeautiful.org

(3)



Gavin Newsom
Mayor

Department of Emergency Management
1011 Turk Street, San Francisco, CA 94102

Division of Emergency Communications
Phone: (415) 558-3800 Fax: (415) 558-3843

Division of Emergency Services
Phone: (415) 487-5000 Fax: (415) 487-5043



Vicki L. Hennessy
Executive Director

**Document is available
at the Clerk's Office
Room 244, City Hall**

February 1, 2010

Honorable Members of the Board of Supervisors
City and County of San Francisco
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102-4694

RE: Fiscal Year 2010-11 Efficiency Plan

Dear Members of the Board of Supervisors:

In conformance with Charter Section 16.120 and Administrative Code Section 88, I hereby submit the Department of Emergency Management's Efficiency Plan for Fiscal Year 2010-2011.

The key sections of the enclosed Efficiency Plan are described as follows:

- Section 2 – Background information about the department.
- Section 3 – A comprehensive mission statement about DEM's Division of Emergency Communications (DEC) and Division of Emergency Services (DES).
- Section 4 – A description of DEC's major program areas and operational functions.
- Section 5 – A description of DES's major program areas and operational functions.
- Appendix A – San Francisco All Hazards Strategic Plan Update FY 2009-2010.
- Appendix B – Summary and detail reports of the department's performance measures.

If you have questions regarding DEM's Efficiency Plan, please contact me directly at 415-558-2745.

Sincerely,

Vicki Hennessy
Executive Director

Attachment: Efficiency Plan

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2010 JAN 29 PM 4:38
BY SK

4

**Document is available
at the Clerk's Office
Room 244, City Hall**

Frances Culp/DPH/SFGOV
01/28/2010 06:01 PM

To Rebekah Krell/MAYOR/SFGOV@SFGOV, Performance
Con/CON/SFGOV@SFGOV, Board of
Supervisors/BOS/SFGOV@SFGOV
cc Jim Soos

bcc






Subject DPH Efficiency Plan (2009)

Attached please find the Department of Public Health's (DPH) submission meeting the requirements contained in San Francisco's Administrative Code, Section 88, also known as the departmental Efficiency Plan.

The report and attachments contained within addresses information required by the Ordinance, including information pertaining to the Department of Public Health's strategic plan, customer service plans, and performance measures.

If you have any questions about DPH's Efficiency Plan, please contact me at 415-554-2795.

Frances Culp
Senior Health Program Planner
San Francisco Department of Public Health
101 Grove St., Room 330
San Francisco, CA 94102
415-554-2795
Frances.Culp@sfdph.org

-  DPH Efficiency Plan 2009.pdf
-  A SFGH Customer Service Plan.pdf
-  B LHH Customer Service Plan.pdf
-  C PC Customer Service Plan.pdf
-  D CBHS Customer Service Plan.pdf
-  E MCAH Customer Service Plan.doc
-  F Performance Measures Report.pdf



CIVIL SERVICE COMMISSION
CITY AND COUNTY OF SAN FRANCISCO

GAVIN NEWSOM
MAYOR

February 1, 2010

MORGAN R. GORRONO
PRESIDENT

E. DENNIS NORMANDY
VICE PRESIDENT

DONALD A. CASPER
COMMISSIONER

MARY Y. JUNG
COMMISSIONER

ANITA SANCHEZ
EXECUTIVE OFFICER

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

SUBJECT: Civil Service Commission Fiscal Year 2010-11 Efficiency Plan and Customer Service Plan

Dear Ms. Calvillo:


In accordance with the Budget Instructions, I am submitting the Civil Service Commission Efficiency Plan and Customer Service Plan for Fiscal Year 2010-11. The Efficiency Plan and Customer Service Plan also satisfies the requirements of Section 88 of the Administrative Code and Charter Section 16.120 respectively.

Although a small department by the size of its budget and staff, through its Charter mandate to maintain an equitable and credible merit system, the Civil Service Commission plays an important role in creating a fair and equitable employment structure for the City and County of San Francisco. The Civil Service Commission continues to work with City departments on CSC Rule amendments to address the need for flexibility in personnel management, clarify policies and comply with State and Federal laws and regulations.

The Civil Service Commission looks forward to fulfilling its Charter mandate and implementing its goals and objectives in the coming fiscal years.

Sincerely,

CIVIL SERVICE COMMISSION


ANITA SANCHEZ
Executive Officer

Attachment

c: Rebekah Krell, Office of the Mayor
Manish Goyal, Office of the Mayor
Joe Nurisso, Controller's Office

6

Civil Service Commission Efficiency Plan and Customer Service Plan for Fiscal Year 2010-11

Section 1 Strategic Planning

1. Department Mission

The mission of the Civil Service Commission is to establish, ensure, and maintain an equitable and credible merit system for public service employment for the citizens of San Francisco. The Commission's goal is to consistently provide the best-qualified candidates for public service in a timely and cost-effective manner.

The Commission assists in carrying out the mission of the City and County of San Francisco through a qualified, well-motivated workforce. Managers utilize hiring techniques that meet merit system principles and employees are hired based on merit and regular evaluation and performance appraisals in accordance with established standards. The Commission supports the immediate filling of a vacancy by an employee who meets or exceeds the minimum qualifications of the job, and is hired permanent civil service with full benefits.

The ultimate goal of the Commission is to provide the framework of a strong, credible merit system resulting in a City and County workforce with an inherent pride in providing efficient service for the public.

2. Major Program Areas and Functions

The Civil Service Commission administers three (3) programs that are essential core functions of its Charter mandate, 1) Appeals and Requests for Hearings, Rules, Policies, and Administration; 2) Merit System Review, Inspection Services and Audit; and 3) Employee Relations Ordinance Administration to accomplish its Mission. The Commission is required to maintain its objective to modernize and strengthen the operation of the City and County's Merit System consisting of these important functions:

- 1) maintaining and administering the regular schedule of meetings and hearings of the Commission as a policy and appeals body and carrying out the decisions of the Commission;
- 2) continuing to work to streamline its Rules, policies and procedures on merit system activities such as recruitment, examination, certification, and appointment, to increase permanent civil service hiring and decrease provisional hiring;
- 3) increasing outreach, training to departments and employee organizations and customer service efforts by enhancing access to its Rules, activities and actions through informational and increased online materials;

- 4) streamlining the processing and resolving of appeals and other disputes to simplify and expedite resolution; and
- 5) conducting audits and Inspection Services on the application of the merit system rules, regulations, policies and procedures.

3. Programs and Initiatives, including Goals and Objectives Statement and Goals and Priorities of FY 2010-11

Goal #1: To increase service accessibility and/or utilization of the Civil Service Commission

Objective	Process and Resources
<p>Increase availability of information on the Civil Service Commission</p>	<ul style="list-style-type: none"> • Prepare, distribute, make available information on CSC • Set up information pamphlets in the office • Determine needed informational publications • Revise as needed, CSC policies and procedures information • Create web access to staff reports and CSC historical documents (paper documents)
<p>Complete and update information service system</p>	<ul style="list-style-type: none"> ▪ Continue departmental assessment of current IS needs ▪ Expand the use of the web based content of the document management system ▪ Convert paper reports and other CSC documents into digital files for public view on Document Management System ▪ Create access to CSC files for CSC staff located outside of the department ▪ Purchase equipment needed for upgrade and in step with technology
<p>Increase "on-line" access through web of informational material</p>	<ul style="list-style-type: none"> ▪ Expand information available on Civil Service Commission website ▪ Review and improve "Areas of Interest" to include Rule Change alerts, Civil Service Advisers and other matters of interest. ▪ Evaluate and provide access to information appropriate for merit system ▪ Provide access of selected documents to authorized individuals

Goal #2: To address City departments' need for flexibility in personnel management at the same time maintaining the integrity of the City's merit system

Objective	Process and Resources
<p>Obtain input from operating department on the effectiveness of the merit system and areas needing improvement</p>	<ul style="list-style-type: none"> • Gather input from departments, respond to needs expressed within the City's merit system
<p>Resolve 65% of the appeals to the Commission in FY 2010-11</p>	<ul style="list-style-type: none"> ▪ Evaluate effectiveness of procedures on appeals of the previous fiscal year measurement based on information collected for that year ▪ Continue to monitor outstanding appeals, Develop and implement other alternatives, including automatic calendaring of appeals, if appropriate ▪ Issue Annual CSC Report Schedule ▪ Continue monitoring outstanding appeals that may be filed in response to the adoption of the MCCP on status and classification issues and assure that appeals are heard in a timely fashion ▪ Meet with the Department of Human Resources on the status of staff reports from departments
<p>Work collaboratively with Departmental Representatives, Department of Human Resources' and City Attorney's staff to establish new or amending current Rules policies, procedures to address changing needs</p>	<ul style="list-style-type: none"> ▪ Convene the Committee on Policy and Rules Revision (COPAR): Open or continue discussions on the Rules Related to the Employer-Employee Relations Ordinance; Leaves of Absence; Separation Procedures; Assault Pay; and Merit System Audit Program ▪ Work with DHR on review of the Employer-Employee Relations Ordinance ▪ Evaluate current Rules to determine needed streamlining and modernizing and for compliance with PERB regulations and make recommendations for change ▪ Evaluate Rules for compliance with State and Federal laws and regulations ▪ Publish Civil Service Advisers addressing issues on the Civil Service Commission Merit System Audit Program and other subjects as appropriate

Goal #3: To simplify, abbreviate and continue updating of Civil Service Commission Rules.

Objective	Process and Resources
Codify and update existing Rules, Policies and Procedures; Establish new Rules or Policy where needed	<ul style="list-style-type: none"> • Conduct review of Rules to determine needed changes in Rules and if amendments are necessary • Review, analyze, implement Commission direction on Civil Service Reform proposals • Finalize and distribute Civil Service Commission Policy and Procedures Manual
Simplify and reorganize 4 volumes of CSC Rules	<ul style="list-style-type: none"> ▪ Work and obtain input and direction from COPAR, other departmental representatives and employee organization representatives on how to proceed
Conduct meet and confer negotiations and adopt new and amended Rules	<ul style="list-style-type: none"> • Conduct meet and confer on any new Rule amendments as proposed by the Advisory Committee or as needed

Goal #4: To provide outreach and support in the work conducted by department

Objective	Process and Resources
Develop, participate and conduct seminars and training on Rules, Policies and Procedures and other matters under the jurisdiction of the Civil Service Commission	<ul style="list-style-type: none"> ▪ Develop and conduct seminars and training on the City's merit system, Rules and as-needed matters under the jurisdiction of CSC. Training is available to all City employees, employee organization representatives as well as interested members of the public. ▪ Participate in Employee Orientations, personal services contracts and other interdepartmental workshops ▪ Participate in as presenter "How to get Things Done in the City"; Employee

	<ul style="list-style-type: none"> • Orientations, Personal Services Contracts and other inter-departmental workshops • Meet and train individual departments on Rules, policies and procedures based on merit system audits
Catastrophic Illness Program Responsibilities	<ul style="list-style-type: none"> • Prepare informational materials on the Revised Catastrophic Illness Program that includes education, notification and re-design; and participate in CIP Policy Setting Committee
Clarify the employment relationship of the City and the San Francisco Unified School District and the San Francisco Community College District	<ul style="list-style-type: none"> • Clarify through discussions employment relationship of the CCSF (CSC) and the SFUSD and SFCCD • Continue discussions with San Francisco Unified School District and San Francisco City College District • Evaluation of matters submitted to the SFUSD/SFCCD Board • Continue meeting and clarifying the relationship of the SFUSD/SFCCD with the CSC and the merit system

Goal #5: To review the operation of the merit system.

Objective	Process and Resources
Review the operation of the Merit System; Conduct 6 Departmental Audits in FY 2010-11	<ul style="list-style-type: none"> • Monitor schedule of submission Calendar of Reports from the Department of Human Resources and the Municipal Transportation Agency on various merit system issues • Review effectiveness of procedures to conduct audits • Review audits conducted to determine trends with possible need for departmental training, publishing Advisers or other actions • Issue annual calendar of reports from DHR and MTA on merit system issues after review with the Civil Service Commission on requested reports.
Respond to 75% of Inspection Service Requests in 60 Days for each fiscal year.	<ul style="list-style-type: none"> • Review procedures to determine effectiveness of Inspection Services Program required in the Charter; • Expand use of Inspection Service on issues and concerns brought to the CSC

4. Reduced Resource Levels and its Impact on the Department's Ability to Achieve its Charter Mandated Objectives

The Civil Service Commission is mandated by Charter with the duty of providing qualified persons for appointment to the service of the City and County. The Charter provides the Commission with general powers and duties to adopt rules, policies and procedures to carry out the civil service system provisions of the Charter. The Civil Service Commission is also required by the Charter to conduct salary surveys to set the wages and benefits of elected officials (Section A8.409-1) and the Board of Supervisors (Section 2.100)

All of the Commission's fiscal resources are allocated to performing its Charter mandated duties and functions. The Department's resources are allocated for staff, services of other departments, materials and supplies, and professional services. Professional services (budget allocation permitting) include lease of copier, equipment repair, delivery service, maintenance and technology updates of the document management system, court reporter and transcribing services, and hearing officers. The staff resource of 5.83 FTE positions is incorporated in carrying out the duties of the Commission.

With the impact of the downturn economy affecting General Fund Support, the Department faces serious challenges in the ability to continue its core functions. The Department has worked with budget reductions in previous years by eliminating one position; decreasing use of professional services; and reducing the budget for materials and supplies.

The Civil Service Commission staff is committed and must be available to respond efficiently to appeals with deadline requirements, advanced notices of meetings and hearings as required by Civil Service Commission Rules and requests to review merit system issues within departments. The work conducted by the Civil Service Commission and its staff of 5.83 FTE affects the human resources operations of all City departments, the Municipal Transportation Agency and the School and Community College Districts. Continued reductions in the department's budget will tremendously affect the department's duties and Charter mandated functions to maintain ethical standards of hiring qualified people for public service and the credibility of the City's merit system.

Section 2 Customer Service

1. Engaging the public and standards for timely, responsive and effective services

The Commission considers applicants, employees, Department managers, Department of Human Resources (DHR) staff, appellants, representatives of appellants (attorneys, union, advocates) labor organizations, elected officials, other public and private managers and staff, advocates, interested citizens, and the general public as its customers.

The Commission recognizes the need to educate the public about the work and services of the Commission and a deliberate and concerted effort is made to promote accessibility and utilization of its services. The Customer Service Plan is developed to address the various

components and functions in promoting awareness, utilization of, public participation, and feedback Civil Service Commission activities and services.

The Commission's Customer Service objectives and service improvement goals are outlined below:

<i>Customer Service Objective</i>	<i>Customer Service Plan</i>	<i>Anticipated Service Improvement</i>	<i>Customers</i>
To provide convenient public access	<p>Web access to staff reports and CSC historical material</p> <p>Setting up information pamphlets in the office and expand website</p> <p>Timely posting and notices of Agendas, Minutes, Actions, Rule changes, and other information</p>	Increase access to information on the Civil Service Commission, its Rules and Policies, its appeal procedures, and matters, which includes the supporting documents, under consideration at its Regular and Special Meetings	Applicants, employees, appellants, managers, city attorneys, employee advocates and the public
To resolve complaints and address requests	<p>Process appeals and requests for hearing within seven days</p> <p>Resolve 65% of the appeals and requests for hearing to the Commission in FY 2010-11</p>	Monitor appeals and requests for hearing filed on a monthly basis and the Civil Service Commission reviews on a quarterly basis to assure issues heard in a timely fashion	Appellants and Departments
To solicit public comment and measure customer satisfaction	Post for public comment, conduct meet and confer as indicated and adopt new and amended Rules at the Civil Service Commission Regular and Special Meetings	<p>Modernize and simplify Rules and Policies to meet changing needs;</p> <p>Take into account departmental, public and employee organization comments before recommending approval of proposed Rules</p>	Departments, Appellants and Employee Organization Representatives

Customer Service Objective	Customer Service Plan	Anticipated Service Improvement	Customers
To train workforce to accomplish service objectives and improve quality	<p>Publish the Civil Service Adviser</p> <p>Conduct workshops on the City's merit system, the Rules and other matters under the jurisdiction of the Civil Service Commission</p> <p>Meet with departments after conducting Merit System Audits to train on Rules, policies and procedures</p>	<p>Civil Service Adviser published and utilized in training.</p> <p>A minimum of ten (10) workshops held annually. Evaluations reviewed and comments incorporated as part of quality improvement</p> <p>Accessibility to answer questions and train on individual department needs</p>	Employees, employee organization representatives, deputy City Attorneys, departmental personnel representatives, other professional staff and managers

Section 3 Performance Evaluation

1. Description and Definition of Measures

The Department's goal is to provide timely response and resolution to civil service merit system issues. Four performance measures are used as indicators of service level and outcomes.

Measure 1: The percentage of appeals and requests for hearing processed within seven (7) days.

Civil Service Commission procedures on appeals and requests for hearing provide for a process of acknowledging appellants and notifying departments of an appeal filed with targets for projected hearing dates.

Civil Service Commission staff reviews the appeal and determines if the subject is under the jurisdiction of the Civil Service Commission. Commission staff acknowledges receipt of the appeal by letter and notifies the Human Resources Director or the Director of Transportation, MTA. Commission staff transmits the appeal and sets a tentative date for the Civil Service Commission hearing.

The Human Resources Director or the Director of Transportation reviews the appeal to determine if the appeal is timely. The departments conduct an investigation and if the findings indicate the changing the administrative action or granting the appeal, the Directors notify the Executive Officer of the Civil Service Commission and close the case. If the Directors determine there is no change to the administrative action, a staff report with a recommendation for action is submitted to the Executive Officer.

The Charter provides that no action of the Human Resources Director shall be stayed during the appeal process except by majority vote of the Civil Service Commission. Examination, classification, or hiring activities do not stop because an appeal is filed unless the Human Resources Director or the Civil Service Commission issues explicit instructions to cease. Appeals should be investigated and resolved in a timely manner--resolution may include a hearing before the Civil Service Commission.

Measure 2: The percentage of appeals resolved and forwarded to the Commission in the fiscal year.

Whenever possible, appeals should be resolved or staff reports submitted to the Civil Service Commission for hearing within 60 days. However, more important than meeting a 60 day target for submission to the Civil Service Commission is a thorough, fair and objective investigation. Issues that also affect the scheduling of hearings are: matters that may be subject to grievance procedures that must be resolved prior to a hearing; availability of appellants and advocates; staff resources; discussions between the parties on possible resolution; investigation of additional information submitted or discovered; and developing hearing procedures that may be necessary due to changes in regulations and State and Federal laws.

Appeals and requests for hearing are recorded on the Pending Appeals Log (PAL) and distributed to all departments on a monthly basis. The Civil Service Commission reviews the Pending Appeals Log on a quarterly basis in open, public session and takes public comment. Commission staff follows up via letters, email or telephone on the status of appeals that have been delayed. Departments are contacted to determine status and urged to complete their investigations and prepare reports to be forwarded to the Commission.

Measure 3: The percentage of responses to Inspection Service Requests is within 60 days.

The Inspection Service serves as another mechanism for the Civil Service Commission in its role and responsibility to review the operation of the merit system and to respond to merit system issues presented by applicants, employees, employee organization representatives, advocates, and members of the public.

Under its Charter authority, the Civil Service Commission operates the inspection service for the purpose of investigating the conduct or an action of appointees in all positions and of securing records for promotion and other purposes, as well as, ensuring compliance with merit system principles and rules established by the Civil Service Commission. All departments are required to cooperate with the Civil Service Commission and its staff in making its inquiries and investigations.

The Civil Service Commission is further authorized in carrying out its Charter mandate to inquire into the conduct of any department or office of the City and County, and may hold hearings, subpoena witnesses, administer oaths, and compel the production of books, paper, testimony, and other evidence.

An inspection service request may be submitted by applicants, employees, departmental representatives, advocates, employee organization representatives, or a member of the public by letter, telephone, email, or in person. Inspection service requests are also generated by Civil Service Commissioners in response to items heard at Civil Service Commission meetings or other venues.

Inspection Service investigations may include reviewing or auditing departmental records, determining departmental and merit system practices, interviewing relevant parties, reviewing related merit system publications, and applying relevant merit system Rules, policies and procedures.

The investigation may result in counseling on procedures for either the requestor or the department, incorporating information in training workshops on the merit system, publication of the Civil Service Adviser to clarify merit system policies and procedures, or a hearing of the matter at the Civil Service Commission with subsequent remedial action, as appropriate.

An Example of an Inspection Service Issue:

An employee requests a Civil Service Commission review of the selection process because she has not been appointed to a Plumber position nor has she received any job notifications. By way of background, this person has been employed with the City and County of San Francisco for seven (7) years. Concurrent with her City employment, she completed a Plumber apprenticeship program and obtained all of the required licenses and certifications. She successfully participated in the City's Plumber examination; however, she has been on the eligible list for nearly one (1) year and the eligibles ranked immediately above and below her have been appointed to Plumber positions. She is requesting that the Civil Service Commission department review the selection process because she has not been appointed to a Plumber position nor has she received any job notifications.

Civil Service Commission Inspection Service Review:

- Reviews the current job announcement and corresponding eligible list to verify that the employee is on the list;
- Reviews Civil Service Commission Rule Series 012 - Eligible Lists, Rule Series 013 - Certification of Eligibles; related policies, procedures, publications, practices, and Civil Service Commission actions;
- Reviews the Citywide certification/referral for positions filled from the current list to determine if selections were made according to the examination's Certification Rule;
- Contacts the employee to verify their current address and obtain any additional information as necessary;
- Contacts City departments to determine when referral letters were sent, when interviews were held, and who was interviewed.
- If the selections are appropriate:
 - Responds to the employee advising her that the appointments were made in accordance with Civil Service Commission Rules;
 - Includes a description and/or illustration of the certification/referral process;

- Advises the employee that job notifications were sent; however, she didn't receive them because she did not file her new address with the Department of Human Resources;
- Counsels the employee regarding appropriate address change procedures and provides her with the applicable form.
- If the selections are inappropriate:
 - Contacts the City Department Head to advise them of the areas requiring correction including scheduling the matter for Civil Service Commission consideration and action if necessary or appropriate;
 - Notifies the employee of the results.

Measure 4: The number of merit system audits conducted and completed in the Fiscal Year

The Commission's audit program is another example of its merit system oversight. The Audit Service is an inquiry into the operation of the merit system. The Audit Service consists of pre-planned departmental review of a specific merit system Rule, policy and/or procedure. The topics of the pre-planned audits are determined each fiscal year as part of setting the goals and objectives of the Civil Service Commission each fiscal, generally at the Strategic Planning Meeting held in August. The scope of the audit depends on a number of factors such as size of the department, subject matter and staffing resources. Examples of audits that may be conducted in the future include: Administration of the Probationary Period Rules; Certification of Eligibles; Appointment procedures; and other appropriate merit system procedures.

The priority of this year's audit program is a review of departments' procedures in notifying permanent civil service employees of serving and completing their probationary period. The Civil Service Commission establishes the Rules, policies and procedures on the administration of the probationary periods except the duration. The duration of the probationary period is in the collective bargaining agreement for that classification. The probationary period is required of permanent civil service appointments. The probationary period is used by the department head to determine if the employee is performing satisfactory in meeting the expectations of the permanent civil service position. A record of the employee's probationary period status must be placed in the employee's file. The record will indicate the duration, completion, release or extension of the probationary period.

As with the Inspection Service, a departmental audit may result in counseling on procedures, incorporating information in training workshops on the merit system, publication of the Civil Service Adviser to clarify merit system policies and procedures, or a hearing of the matter at the Civil Service Commission with subsequent remedial action, as appropriate.

Non-Program 1: Performance Appraisals; number of employees for whom performance appraisals were scheduled.

Performance Appraisals are scheduled for all employees on an annual basis covering the period, July to June each fiscal year. Performance appraisals have been scheduled for all six (6) employees of the department.

Non-Program 2: Performance Appraisals-Non Program goal; Number of employees for whom scheduled performance appraisals were completed.

Performance appraisals of employees will be completed before the end of fiscal year.

2. Prior FY 2008-09 Targets and Actual; FY 2009-10 Targets and Year-to-Date Actual; and Proposed Targets for FY 2010-11 For Each Measure

Measure 1: The percentage of appeals and requests for hearing processed within seven (7) days.

Fiscal Year	Target	Actual
2008-09	95%	98%
2009-10	100%	100% (as of 12/31/09)
2010-11	100%	n/a

Measure 2: The percentage of appeals resolved and forwarded to the Commission in the fiscal year.

Fiscal Year	Target	Actual
2008-09	60%	53%
2009-10	60%	44% (as of 12/31/09)
2010-11	65%	n/a

Measure 3: The percentage of completed responses to Inspection Service requests within 60 days.

Fiscal Year	Target	Actual
2008-09	70%	70%
2009-10	75%	92% (as of 12/31/09)
2010-11	75%	n/a

Measure 4: The Number of Merit System Audits Conducted and Completed in the Fiscal Year

Fiscal Year	Target	Actual
2008-09	5	5
2009-10	6	Scheduled to be completed by June 2010
2010-11	6	n/a

5. Discussion of Variance between Targets and Actual Performance

Measure 1

For the six month actual for Fiscal Year 2009-10 (ending December 31, 2009), the department has achieved its target of 100% in processing appeals and requests for hearing within seven (7) days. Appeals submitted to the department are reviewed by Commission staff to determine if the subject matter is under the jurisdiction of the Civil Service Commission. Acknowledgements of receiving the appeals are sent to the appellants and appeals are transmitted to the Human Resources Director and appropriate departments. Due to changes in department procedures and training, the department has improved its efficiency in processing appeals. The department is currently at 100%. The proposed target for FY 2010-11 is 100%.

Measure 2

For the six month actual in Fiscal Year 2009-10 (ending December 31, 2009), the department is at 44% for appeals resolved in a fiscal year. Although the department is currently below its target of 60%, the department at the same time last year, December 31, 2008, had only 39% of the appeals resolved.

Citywide layoffs and departmental staffing reorganizations have delayed required staff reports to be transmitted to the Commission to be calendared for hearing. Appeals from peace officers have been put on hold due to a Supreme Court decision that certain information regarding peace officers are confidential. Because Civil Service Commission hearings are public, the City Attorney is developing procedures to comply with the Supreme Court decision on what information and how they will be handled in hearing appeals involving peace officers. Not until the recent adoption of the amendment of Rule Series 03 in June 1, 2009, did the Commission have the ability to override its Rules to effectuate a discrimination remedy. With the rule amendment, the Commission has begun to resolve discrimination appeals that were put on hold since August 2007.

The Civil Service Commission department continues to monitor outstanding appeals and follow up with departments on the status of their reports. When department staff reports are completed, they are submitted to the Department of Human Resources for review. Commission staff is working with the Department of Human Resources in expediting the appeal process so appeals are forwarded to the Commission in a timely manner. Other factors delaying appeals are litigations, grievances, requests from the appellant or union to delay or postpone the hearing or discussions between the appellant and the department to resolve the decision leading to the appeal. The department plans to receive the procedures for processing appeals from peace officers on disciplinary actions from the City Attorney in Fiscal Year 2009-10. With the procedures in place and the number of appeals on hold, the proposed target for FY 2010-11 is 65%.

Measure 3

For the six month actual of Fiscal Year 2009-10 (ending December 31, 2009), the department has achieved its target of 70% in completed responses to Inspection Requests within sixty (60) days. The department has established procedures and is cross training another staff member in

responding to requests for inspections on a selected department's compliance to Merit System rules, policies and procedures. The department is currently at 92%. With the increasing number of layoffs and competition for jobs due to the recession, it is anticipated that there will be an increase in the number of inspection service requests. Due to limited staffing in the department, the proposed target for Fiscal Year 2010-11 is 75%.

Measure 4

For Fiscal Year 2009-10 the proposed target for completing Merit System Audits is 6. The department has not conducted an audit during the six month actual for Fiscal Year 2009-10 (ending December 31, 2009). The 6 audits are scheduled to be conducted beginning February 2010. The Merit System Audit which began in Fiscal Year 2007-08, were conducted to determine if departments were complying with the Civil Service Commission Rules, Charter, policies and procedures. Results of the Merit System Audit provided a tool for departments to determine where training was needed within the department and also assisted Commission staff in determining what type of training on the Merit System was needed citywide. The results of the audits from the previous three (3) years increased the opportunities for Commission staff to not only train departments on Rules, policies and procedures but to increase the understanding of departments citywide on the role and the utilization of the Civil Service Commission. With consideration to the type and degree of the audit and the size of the department being audited, the target is set for conducting and completing six (6) audits for FY 2010-11.

**Document is available
at the Clerk's Office
Room 244, City Hall**



To:
Cc:
Bcc:
Subject: Fw: BLIP Quarterly Report - 4th Quarter (October-December 2009)

From: "Vasche, Amber" <Amber.Vasche@sfdpw.org>
To:
Date: 01/27/2010 12:44 PM
Subject: BLIP Quarterly Report - 4th Quarter (October-December 2009)

Good afternoon,

The Branch Library Improvement Program's "2000 Branch Library Improvement Bond Quarterly Report" for the Fourth Quarter of 2009 (October – December 2009) is now available.

Please find a copy of the report attached. For additional information about BLIP activities, visit our website at www.sfpl.org/blip.

If you would like to receive our Quarterly Reports in another format, would like to add someone to our distribution list, or have any questions, please let us know.

Thank you for your interest in the Branch Library Improvement Program.

Amber Vasché
Branch Library Improvement Program (BLIP)
Project Management Bureau
City & County of San Francisco
Department of Public Works
30 Van Ness, 4th Floor
San Francisco, CA 94102
(415) 557-4667
Amber.Vasche@sfdpw.org



www.sfpl.org/blip Q4 BLIP Quarterly Report.pdf

7

BOS-11
cpage

PUBLIC UTILITIES REVENUE BOND OVERSIGHT COMMITTEE
c/o San Francisco Public Utilities Commission
1155 Market Street, 5th floor, San Francisco, CA 94103
Telephone (415) 487-5245 Email: bondoversight@sfwater.org

January 26, 2010

**Document is available
at the Clerk's Office
Room 244, City Hall**

The Honorable Gavin Newsom, Mayor
City and County of San Francisco
City Hall, Room 200
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102

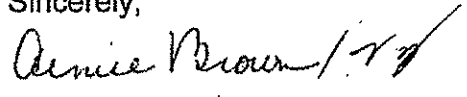
Dear Honorable Mayor:

On behalf of my fellow Committee members, I am pleased to present you with the 2009 Annual Report of the Public Utilities Revenue Bond Oversight Committee.

The Revenue Bond Oversight Committee was established in November 2003 pursuant to Proposition P, which was approved by the San Francisco voters during the November 2002 election. The attached report of the Committee describes our activities during 2009. Included in this report is a summary of the findings, risks and recommendations to the RBOC from its financial consulting team with respect to the review of a completed project - the Sunset Reservoir North Basis Project. Among its future activities described in the Annual Report, the Committee is looking forward to producing additional reports similar to the one conducted in 2009 due to the rapidly increasing construction for the Water System Improvement Program and the start of bond financing for the Wastewater Capital Improvement Program.

Please do not hesitate to contact me if you have any questions.

Sincerely,



Aimee Brown, 2009 Chair
Public Utilities Revenue Bond Oversight Committee

- c. Angela Calvillo, Clerk of the Board of Supervisors
- Members, San Francisco Board of Supervisors
- Mike Housh, Commission Secretary, San Francisco Public Utilities Commission
- Members, San Francisco Public Utilities Commission
- Ben Rosenfield, Controller
- Ed Harrington, General Manager, Public Utilities Commission
- Art Jensen, General Manager, Bay Area Water Supply & Conservation Agency



Board of
Supervisors/BOS/SFGOV
02/01/2010 12:25 PM

To BOS Constituent Mail Distribution,
cc
bcc
Subject Fw: SFMTA budget crisis

----- Forwarded by Board of Supervisors/BOS/SFGOV on 02/01/2010 12:25 PM -----



Brandon Marshall
<bmarsh6@gmail.com>
01/31/2010 05:20 PM

To board.of.supervisors@sfgov.org
cc
Subject SFMTA budget crisis

To the Board of Supervisors

I urge you to please vote against the fare increases being proposed to solve the current SFMTA budget problems. We've already seen 2 increases in the price of a MUNI Montly Pass and significant service changes in less than a year which led us to believe the then budget deficit would be eliminated. Now the MTA wants to increase the price for those who commute on the cable car, who commute on express buses and for seniors. These are all faithful rider groups who do the right thing and take public transit, faithful rider groups without which the SFMTA cannot operate. Please search for another solution to this problem that doesn't penalize those who are strong supporters of the SF public transit.

Thank you,

Brandon Marshall
District 3

9

Board of
Supervisors/BOS/SFGOV

01/29/2010 03:20 PM

To BOS Constituent Mail Distribution,

cc

bcc

Subject MUNI

----- Forwarded by Board of Supervisors/BOS/SFGOV on 01/29/2010 03:20 PM -----



Christy Shirilla
<christyshirilla@hotmail.com

>

01/28/2010 04:40 PM

To <board.of.supervisors@sfgov.org>

cc

Subject MUNI

Dear Mr Chiu and all other supervisors,
I have been a resident of San Francisco for the past 4 years. I am sad to see the state of affairs of our public transportation.

The answer for budget shortfalls is ABSOLUTELY NOT raising fares. You have continued to raise fares and the deficits grow larger and larger. Have you not learned anything from the past? It is painfully obvious this is not a solution. My first year here I rode the bus everyday to and from work. I bought the monthly pass, used it everyday, and rode a bus line that no longer exists. It is truly a shame. My ridership has been steadily dwindling as the fares continue to increase by a HUGE percentage. As it stands now, I ride MUNI *maybe* once a month.

Don't you understand that raising fares turns riders away? You have to find a way to keep people on the buses...raising fares is not doing that. It is turning people away, which in turn is losing you millions of dollars every year.

Is it possible to cut salaries of the higher ups to handle these "shortfalls?" Obviously the people responsible (you?) for handling the problems on MUNI are ill-equipped and inexperienced in dealing with these problems.

Thank you for your time,
Christy Shirilla

Hotmail: Free, trusted and rich email service. [Get it now.](#)



Jenna Pelletier
<jennacp@gmail.com>
01/28/2010 05:04 PM

To board.of.supervisors@sfgov.org
cc
bcc
Subject Muni Issue

Please do not allow Muni to raise fares. I have been a regular public transportation user in San Francisco for 3.5 years. I have seen Muni cops on 1 bus once in that time. They didn't check any tickets, they sat in the back and talked about how much they liked Vicodin, how excited they were about their overtime for the coming weekend, and wouldn't even move over to allow an old lady to sit down. Until Muni starts making an effort to issue tickets to those people who cheat, I should not have to pay more. If they spent a day monitoring the 71, the 5, the 21, etc they could make a killing. It doesn't seem like they're willing to try and fix their problem, they just want to bleed us dry. I traveled in Europe for two months this past year for the first time, I rode public transportation in quite a few international cities, many of which were smaller than ours that managed to enforce fares and come on time. Please force Muni to be accountable rather than forcing people who are out of work like me to pay more for their incompetence.

thank you,

Jenna Pelletier
Lower Haight Res



"LeVan, Charles (Genworth)"
<Charles.LeVan@genworth.com>

01/28/2010 02:58 PM

To "boardofsupervisors@sfgov.org"
<boardofsupervisors@sfgov.org>

cc

bcc

Subject: Another MUNI Fare Hike

ARE YOU PEOPLE INSANE!!!!!!!!!!!!!!!!!!!!!! How much more do you expect those of left in this ridiculously expensive city to endure. I was approached by another angry fare-paying rider the other day and asked to join his grass roots effort to organize a city-wide strike. I signed on and suggested he add getting rid of all of the supervisors while we are at it. You all stink and as the population of this city continues to shrink you have only yourselves to blame. You bunch of morons.

Charles (Charlie) LeVan

234 2nd Ave. #2
SF, CA 94118
1.415.271.6069



Shelley Esson
<shelley.esson@crushpadwine.com>

01/29/2010 12:01 PM

To Board.of.Supervisors@sfgov.org, gavin.newsom@sfgov.org

cc

bcc

Subject Sharp Park

Please reject the all-golf alternative and build a better public park at Sharp Park!

--

Shelley Esson

Check out our 2009 vineyard list here

You should check out Brixr and TinyBottles here

Referred a client to Crushpad? Get your reward!
<http://www.crushpadwine.com/referral>

10



Jeanne Benioff
<jbenioff@comcast.net>
01/25/2010 07:42 PM

To Board.of.Supervisors@sfgov.org, gavin.newsom@sfgov.org
cc
bcc
Subject Sharp Park

Please reject the all-golf alternative and build a better public park at Sharp Park. Thanks.
Jeanne Benioff
jbenioff@comcast.net



Stephen Teillon
<s_teillon@yahoo.com>
01/26/2010 02:48 PM

To gavin.newsom@sfgov.org
cc board.of.supervisors@sfgov.org
bcc
Subject San Jose Avenue Exite Ramp

January 26, 2010

The Honorable Gavin Newsom
City Hall
Room 200
1 Dr. Carlton B. Goodlett Place
San Francisco, California 94102

We, as residents of Glen Park and Bernal Heights, write seeking your help in addressing the intolerable safety issues posed by the San Jose Avenue exit ramp off of I-280.

This exit ramp is a "freeway" cut into the heart of two residential neighborhoods. It poses an unacceptable safety hazard to pedestrians, cyclists and drivers. Numerous accidents have occurred over the past few years, including flipped cars resulting from turning too fast onto Rousseau Street, cars speeding, jumping the curb and landing on the Muni tracks and, tragically, the loss of a man's life when he sought to rescue his dog on this unacceptably busy street.

We are convinced that something must be done immediately to relieve this situation for residents and commuters. Without prompt action, there will certainly be additional accidents and likely injuries.

I am formally requesting data statistics about all of the speeding violations, accidents, and other incidents for this corridor and comparison to other residential corridors in San Francisco.

During the previous administration a study of this issue was undertaken resulting in a detailed, comprehensive plan for transforming this corridor-see select pages attached. The plan calls for adding two stoplights and returning city street intersections so traffic flows through our neighborhood safely and slowly.

While slow progress is being made on master plan, the more urgent safety concerns of San Jose Avenue require simultaneous action.

Your help and support is critical and we cannot wait. Please act now so we can prevent another loss of property or life in our increasingly vibrant neighborhoods.

NAME: Stephen Teillon

ADDRESS: 280 Ellsworth Street

PHONE NUMBER: 415-407-1666

EMAIL: s_teillon@yahoo.com

11

SIGNATURE:

CC: Bevan Dufty, City Supervisor District 8 San Francisco
David Campos, City Supervisor District 9 San Francisco
George Gascón , Police Chief San Francisco
Jack Lucero Fleck, City Traffic Engineer San
Joanne Hayes-White, Fire Chief San Francisco

T-Mobile

T-Mobile West Corporation,
a Delaware corporation
1855 Gateway Boulevard, 9th Floor
Concord, CA 94520

BOS 11
CPAGE

January 12, 2010

Anna Hom
Consumer Protection and Safety Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102

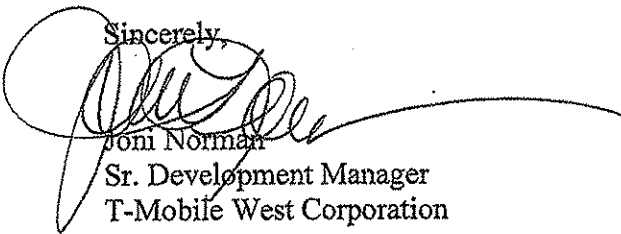
**RE: T-Mobile West Corporation as successor in interest to Omnipoint Communications, Inc. d/b/a T-Mobile (U-3056-C).
Notification Letter for T-Mobile Site No. SF33296A - UCSF Hearst Tower:**

This letter provides the Commission with notice pursuant to the provisions of General Order No. 159A of the Public Utilities Commission of the State of California (CPUC) that with regard to the project described in Attachment A:

- (a) T-Mobile has obtained all requisite land use approval for the project described in Attachment A.
- (b) No land use approval is required because:
Property is owned by the State of California under the auspices of the Regents of the University of California. No local planning approval is required on State and UC properties.

A copy of this notification letter is being sent to the local government agency identified below for its information. Should the Commission or the local government agency have any questions regarding this project, or if anyone disagrees with the information contained herein, please contact Joni Norman, Senior Development Manager for T-Mobile, at (925) 521-5987, or contact Ms. Anna Hom of the CPUC Consumer Protection and Safety Division at (415) 703-2699.

Sincerely,


Joni Norman
Sr. Development Manager
T-Mobile West Corporation

Enclosed: Attachment A

cc:

Edwin Lee, City Manager, City of San Francisco, 1 Carlton B. Goodlett Place, San Francisco, CA 94102
John Rahaim, Planning Director, City of San Francisco, 1 Carlton B. Goodlett Place, San Francisco, CA 94102
Karen J. Hong Lee, City Clerk, City of San Francisco, 1 Carlton B. Goodlett Place, San Francisco, CA 94102
Bob Berryman, UCSF Real Estate Services, 185 Berry Street, Suite 4601, San Francisco, CA 94102

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ATTACHMENT A

1. Project Location

Site Identification Number: SF33296A
 Site Name: UCSF Hearst Tower
 Site Address: 1560 Third Street, San Francisco, CA 94158
 County: San Francisco
 Assessor's Parcel Number: 8711-007
 Latitude: 37° 46' 09.5592" N
 Longitude: 122° 01' 22.6752" W

2. Project Description Temporary Site (COW)

Number of Antennas to be installed: 6
 Tower Design: Rooftop – Inside Penthouse
 Tower Appearance: Behind Stealth Panels – TOA 153'-8"
 Tower Height: 156'-8" AGL
 Size of Building: 20'-4" x 11'-6" Lease Area

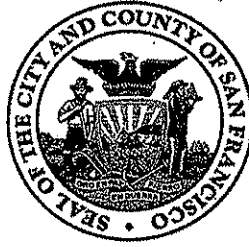
3. Business Addresses of all Governmental Agencies

Edwin Lee <u>City Manager</u> City of San Francisco 1 Carlton B. Goodlett Place San Francisco, CA 94102	John Rahaim <u>Planning Director</u> City of San Francisco 1 Carlton B. Goodlett Place San Francisco, CA 94102	Karen J. Hong Lee <u>City Clerk</u> City of San Francisco 1 Carlton B. Goodlett Place San Francisco, CA 94102
	Bob Berryman <u>UCSF Real Estate Services</u> 185 Berry Street, Suite 4601 San Francisco, CA 94107	

4. Land Use Approvals

Date Zoning Approval Issued: January 5, 2009 via stamped approval of CDs by the State Fire Marshall
 Land Use Permit #: N/A. No local planning approval is required on State and UC properties.
 Land Use Approval was not required: Approval granted pursuant to UCSF Real Estate Services submittal to the State Fire Marshall.

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 544-5227

Date: January 29, 2010

To: Members of the Board of Supervisors

From: Angela Calvillo, Clerk of the Board

A handwritten signature in cursive script, appearing to read "Angela Calvillo".

Subject: Form 700

This is to inform you that the following individual has submitted a Form 700 Statement

Linnette Peralta-Haynes – Legislative Aide - Leaving

13

Bos-11
COB



City & County of San Francisco
**Department of
Technology**
Powered by Innovation

One South Van Ness Avenue, 2nd Floor
San Francisco, CA 94103-0948
Office: 415-581-4001 • Fax: 415-581-4002

MEMORANDUM

Date: January 29, 2010

To: Board of Supervisors
Clerk of the Board

From: Jon Walton, Deputy Director of the Department of Technology *JW*

Re: JUSTIS Project Status Report

The Department of Technology respectfully submits the following status report on the JUSTIS project on behalf of the Executive Sponsor, the Mayor's Office of Criminal Justice. This report is filed pursuant to File 09-1285, as recommended by the Board of Supervisors' Budget Analyst and approved by the Budget and Finance Committee on December 2, 2009.

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
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BY AK



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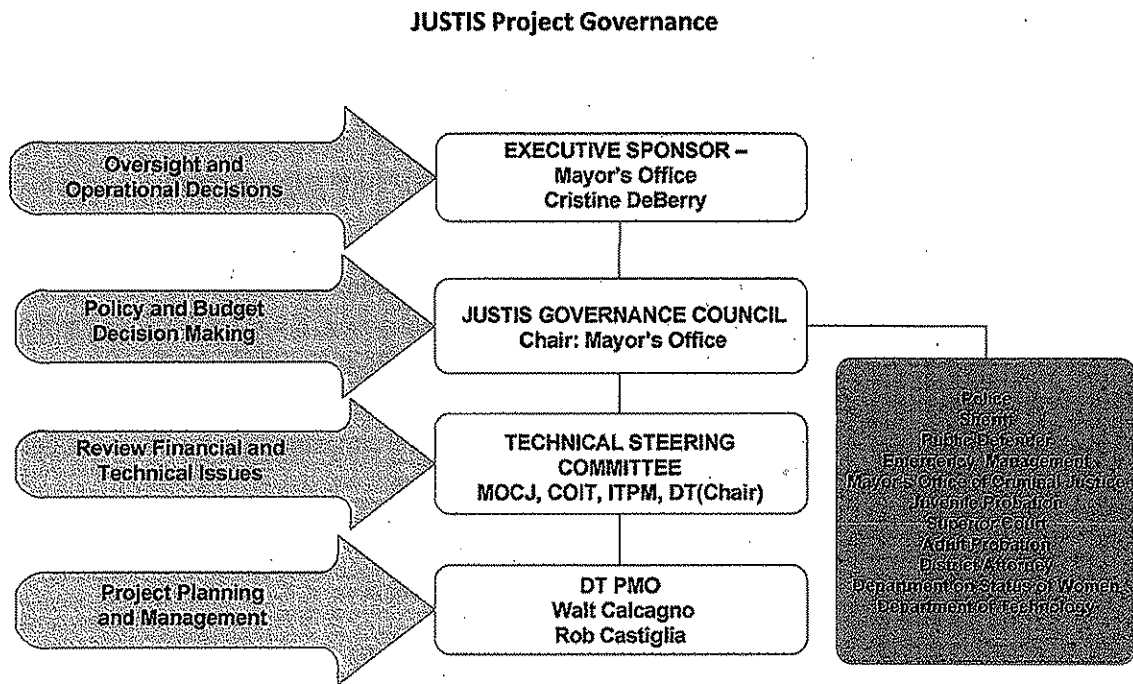
JUSTIS Project Status Report

January 2010

The purpose of the Justice Tracking Information System (JUSTIS) is to connect the discrete case management systems of the City's public safety agencies through a centralized hub in order to share data and information across departments. Project scope includes the implementation and support of individual case management systems at the respective public safety agencies as well as development and support of the centralized hub which serves as the data warehouse. As such, the overarching JUSTIS project is comprised of seventeen distinct, but dependent projects.

Governance

In order to manage such a highly decentralized project, the governance structure, which was reconstituted in 2003, includes the Executive Sponsor, the JUSTIS Governance Council, and the Technical Steering Committee as shown below.



The Executive Sponsor is the Mayor's Office of Criminal Justice, serving as the project director and responsible for the coordination and implementation of the project.

The JUSTIS Governance Council is made up of representatives from the City's public safety agencies, the Mayor's Office, and the Department of Technology and is responsible for the policy and budgetary aspects of the project.

The Technical Steering Committee consists of representatives from the Mayor's Office of Criminal Justice, the Department of Technology and the long-term project consultant, IT Project Methods. The Technical Steering Committee makes recommendations to the JUSTIS Governance Council on the technical and budgetary aspects of the project.

A Brief History

The JUSTIS Project to integrate public safety case management systems was first conceptualized in 1997, and was primarily focused on acquiring discrete case management systems but excluded both the Sheriff and Police departments, which were undergoing independent projects at the time. Even without those two significant public safety agencies which anchor the criminal justice process, as noted by the Board of Supervisors' Budget Analyst's Management Audit of the City's information technology practices¹, the JUSTIS Project lacked a strategic and project plan and effective project management, both for the overarching project and for the implementation of individual case management systems. Further, the technology specifications to exchange data and information between the new systems had not been fully defined. During this period, both the Police Department and the Sheriff's Department independently terminated their systems projects. Thus, after six years and approximately \$6 million, no tangible project goals had been obtained.

In 2003, the JUSTIS project was reconfigured to such an extent that it could be considered a new project. As noted above, the governance structure was reconstituted and enhanced, project goals were clarified and prioritized, the Sheriff's Jail Management System (JMS) and the Police department's Records Management System (RMS) projects were included in the scope, and the technical specifications and technology architecture were redesigned. The JUSTIS Project became a master project with a number of discrete sub-projects, each with a defined scope, budget and timeline.

¹ Management Audit of San Francisco's Information Technology Practices, Board of Supervisors' Budget Analyst, October 3, 2007.

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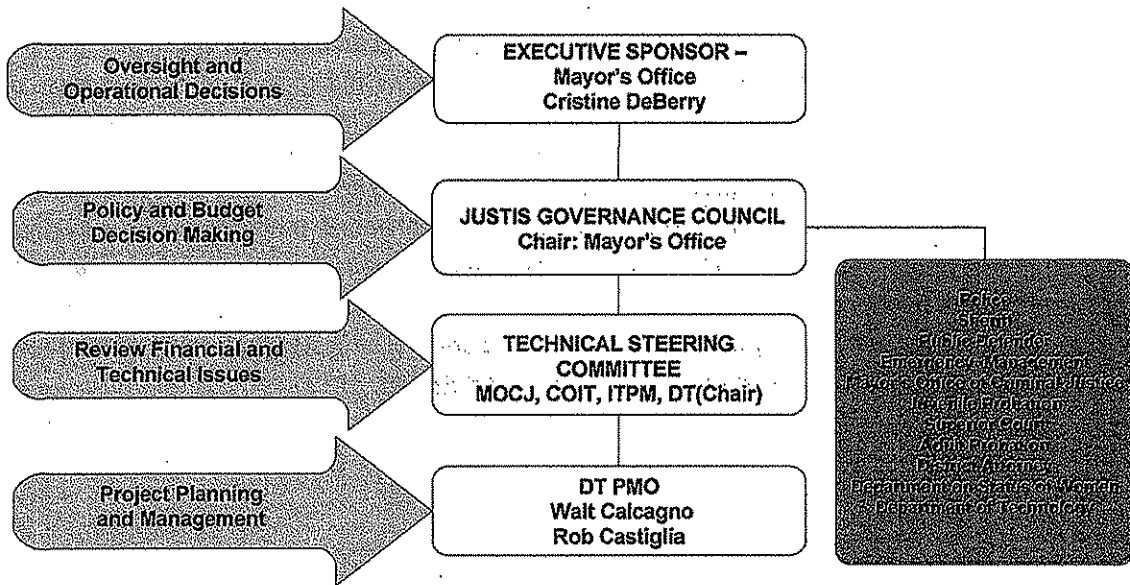
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JUSTIS Project Governance



**JUSTIS Project Status Report
January 2010**

This table presents significant project milestones, leadership changes, and budget shifts since 2003:

<i>Date</i>	<i>Major Milestones</i>	<i>Leadership and Budget Administrative Changes</i>
March 2003		MOCJ Director Change
April 2003	Adult Probation goes live with their case management system in stand-alone mode	DT Budget
November 2003	District Attorney goes live with their case management system in stand-alone mode	DT Budget
February 2004	First JUSTIS one way data exchange from the legacy Mainframe to the District Attorney's case management system	DT Budget
March 2004		MOCJ Director Change
October 2005	Department of the Status of Women Portal Phase I complete	MOCJ Budget
December 2005		MOCJ Director Change
April 2006	Hub development vendor under contract	MOCJ Budget
October 2006	Sheriff's Jail Management System (JMS) is ready to go live	MOCJ Budget, administered by DT
November 2006	Begin daily archive of all legacy Mainframe data into JUSTIS repository	MOCJ Budget, administered by DT
February 2007		MOCJ Director Change
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December 2009	Hub spokes in production for Sheriff and mainframe	DT Budget
December 2009	Sheriff Jail Management System goes live	DT Budget
January 2010		MOCJ Director Change
January 2010	Data Exchange with Public Health goes live	DT Budget

Budget Analyst's Report

In October of 2007, the Budget Analyst noted several persistent issues summarized as follows:

- Inconsistent leadership, noting that the JUSTIS project had lacked a single, responsible project manager and that the Executive Sponsor had changed directors four times from 2003 to 2007.
- Dependencies of individual case management systems, noting that the system would not be fully operational until all case management systems are complete and integrated with the hub and also calling out the significance of the Police department's participation yet the lack of information technology staff and technical expertise in that department.
- Delays in construction of the hub, noting that the complexity of developing the hub and integrating a multitude of unique case management systems required contracting with an outside developer which didn't begin until April of 2006.
- Budget management, noting that the financial accountability for the project had been as ill-defined as the project itself, transferred between several agencies, and had been commingled with operational costs.

The Budget Analyst recommended that the Director of the Department of Technology² present a status report to the Board of Supervisors prior to December 31, 2007 on JUSTIS implementation, and that the Chair of the Committee on Information Technology (COIT) develop policies and procedures governing the management of interdepartmental and/or large information technology projects.

While the Department of Technology requested to have a hearing scheduled by the sponsor of the Budget Analyst's management audit, the item was never calendared on a Committee agenda. However, JUSTIS status reports have been regularly provided to COIT in public meetings. Further, on May 15, 2008, COIT adopted a project management policy which governs intradepartmental and large information technology projects.

Since October of 2007, the JUSTIS project has achieved significant milestones, but not as quickly as planned or desired and most of these milestones were reached recently. Development of the hub was delayed due to unanticipated complexities of routing data and information through the mainframe of the existing integrated case management system. Departments have experienced significant turnover in information technology staff supporting the individual case management systems and the project has difficulty maintaining a priority status among different departmental stakeholders. Further, although recruiting almost continuously for the past two years, the Department of Technology has been unable to successfully hire staff to assist in the integration of individual case management systems to the hub, as well as to cross-train and maintain the hub in an operational state, due to the City being unable to compete with private industry in offering competitive salaries in this technology skill set. The Department continues to work through the City's human resources processes.

² At the time, the Department of Telecommunications and Information Services.

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Current Project Status

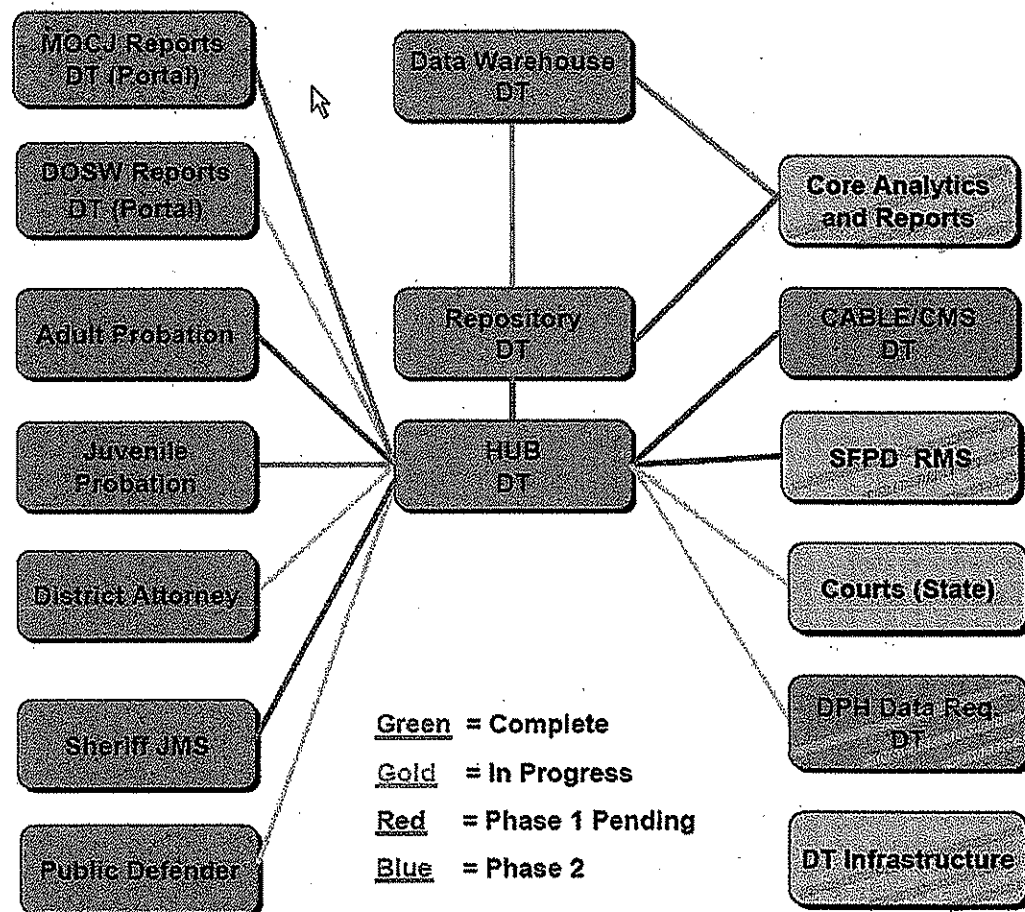
As of January of 2010, the hub has been completed, case management systems of five of seven agencies are operational, and the Sheriff's Jail Management System (JMS) is integrated with the hub. The following is an email sent to the Department of Technology Manager of Public Safety and Criminal Justice Systems from the Sheriff's Department Chief of Staff:

"Just want to let you know that the JMS is already having (*sic*) great impact...

The most exciting development is that on the first day after go-live, the JMS prevented a release in error that mere humans did not catch....

Thank you and your staff for the excellent support we received from DT and from OIS during go-live. We are looking forward to having the other criminal justice agencies connect to the hub."

The chart below provides a graphic representation of the JUSTIS Project current status:



**JUSTIS Project Status Report
January 2010**

Through June 30, 2009, JUSTIS project expenditures totaled \$19,696,895 and the anticipated remaining project costs of \$2,098,591 were appropriated in a prior year. These funds will be used primarily to connect criminal justice case management systems to the hub, either by using the professional services of the specific systems vendors or with City information technology staff.

Recent milestones and project deliverables now anticipated to occur over the next eight months are represented on the following schedule that has been reviewed by the JUSTIS Governance Council:

<i>System (Executive Contact)</i>	<i>Status (Dependencies)</i>	<i>Estimated Completion Date</i>	<i>Completed</i>
Police - Booking (Chief George Gascon/Greg Yee)	Running in Production	November 2009	November 2008
Legacy Mainframe - CABLE/CMS (Jon Walton/Walt Calcagno)	Hub Interface completed	December 2009	December 2009
Hub Software (Jon Walton/Walt Calcagno)	Running in JUSTIS production	December 2009	December 2009
Sheriff (Sheriff Michael Hennessey/Eileen Hirst)	Running in JUSTIS Production	December 2009	December 2009
Public Health (Dr. Mitch Katz)	Daily data exchanges with JUSTIS	January 2010	January 2010
Analytics and Reports (Cristine DeBerry)	First reports completed	January 2010	January 2010
JUSTIS Infrastructure (Jon Walton/Walt Calcagno)	Servers installed and networks upgraded; Storage Area Network installation in progress	February 2010	
Public Defender (Jeff Adachi/Rene Manzo)	Hub Interface in development	March 2010	
Superior Court (Gordon Park Li)	Case Management System and Hub Interface in development	April 2010	
Police - Records Management (Chief George Gascon/Greg Yee)	Initial Build Completed; <u>Additional development subject to new contract amendment</u>	July 2010	
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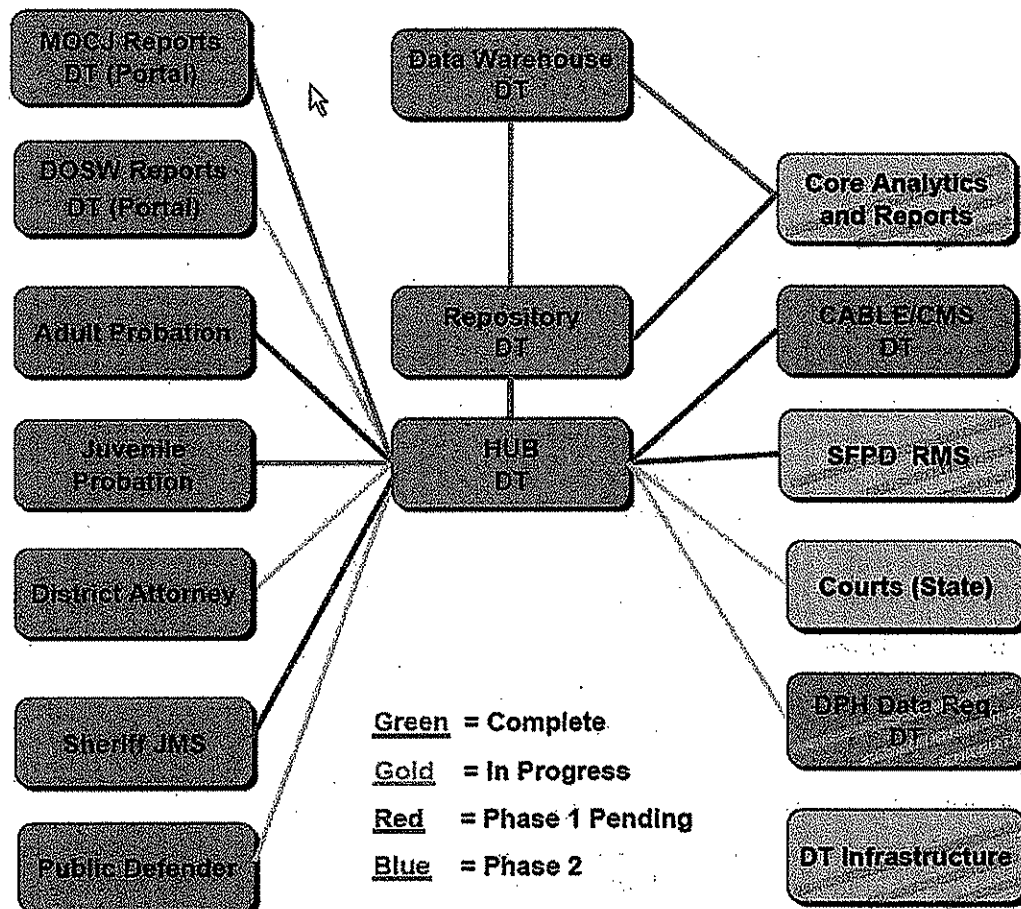
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<i>Adult Probation (Pat Boyd/Bella Fudym)</i>	Running in stand-alone mode; <u>Vendor negotiations necessary to interface with the Hub not complete</u>	TBD
<i>District Attorney (Kamala Harris/Martha Knutzen)</i>	Running in stand-alone mode; <u>Vendor negotiations necessary to interface with the Hub not complete</u>	TBD
<i>Data Portal for Status of Woman (Emily Murase)</i>	Phase 1 complete; <u>Final dependent upon completion of Police Department RMS</u>	TBD
<i>Data Warehouse (Jon Walton/Walt Calcagno)</i>	Phase 1 – Capturing legacy data completed; <u>Phase II unfunded</u>	TBD
<i>MOCJ Portal (Cristine DeBerry)</i>	<u>Unfunded</u>	TBD

This timeline is dependent upon a few critical dependencies, including:

- Executive leadership and focus;
- Technical and resource capacity of the Police Department to implement the Records management and Filed Reporting systems;
- Participation of the Superior Court in the JUSTIS project;
- Resource capacity of the Department of Technology to integrate the case management systems to the hub;
- Vendor negotiation and contracts for the District Attorney and Adult Probation case management system upgrades; and
- Continued budgetary capacity of the City to fund the project.

Given the highly decentralized nature information technology in the City and County of San Francisco, coupled with the highly autonomous nature of agencies within the City family, the importance of executive leadership cannot be overstated. The Executive Sponsor should be able to ensure top-level stakeholders' awareness, understanding and participation in the project as well ensure resources are dedicated and prioritized toward implementation and upgrade of individual case management systems and connection to the JUSTIS hub.

Board of
Supervisors/BOS/SFGOV
01/29/2010 03:09 PM

To Staff Dufty/BOS/SFGOV, Sophie Maxwell/BOS/SFGOV,
David Campos/BOS/SFGOV,
cc
bcc
Subject Food cart @ Cesar Chavez/Hampshire

----- Forwarded by Board of Supervisors/BOS/SFGOV on 01/29/2010 03:10 PM -----



Tim and Nancy
<kellybohan@sbcglobal.net>
01/27/2010 01:23 PM

To dpw@sfpw.org
cc board.of.supervisors@sfgov.org
Subject Food cart @ Cesar Chavez/Hampshire

Dear SF Gov:

I am writing to you in regards to to a food cart that on most weekdays is to be found on the northeast corner of Cesar Chavez and Hampshire Streets. Perhaps it has been overlooked because it is somewhat hidden by the pedestrian overpass and nearby trees. It serves empanadas or tamales, and drinks. My primary concern is that this location has become hazard to traffic. The popularity of the place has lead to regular and dangerous double parking by large trucks and other vehicles very close to the already busy and risky intersection. It is a tight turn with speeding traffic coming off the adjacent freeway ramps and Bayshore. Many drivers stop to pick up food and "live park" (double park). Initially, I suppose the intended customers of this business were the day laborers. Now though, they serve good number of local car commuters. Without the food business, at the best of times, this has always been a filthy corner with lots of illegal dumping, public urination, drinking, etc. I have lived fairly close to there for almost fifteen years. This particular spot is challenged with a heavy population of local homeless, recyclers, drug users and the crowds of day laborers. Having said all that, I believe a new small business squeezed in there is not an answer to the ongoing challenges faced by this location. Does this business have permits? Are permits necessary for this type of thing? Could you get back to me on this smaller point and on the larger public safety/traffic question please? Thank you for your time and consideration. I would appreciate it if you would direct this note to where it need go. Thank you, Sincerely, Tim Bohan ph 415 647 3811

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"Tamara Foster"
<tfoster@first5sf.org>
02/01/2010 09:05 AM

To "Meghan.Wallace@sfgov.org"
<Meghan.Wallace@sfgov.org>,
"board.of.supervisors@sfgov.org"
cc "Laurel Kloomok" <laurel@first5sf.org>
bcc Board of Supervisors/BOS/SFGOV
Subject 2010-11 Efficiency Plan for CFC

Please find attached the 2010-11 Efficiency Plan for Children and Families Commission (CFC). If you have any questions or comments, please feel free to contact me.

Best Regards,

Tamara Foster
Fiscal Officer
First 5 San Francisco
415-437-4662
tamara@first5sf.org

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Suzanne Giraudo, Commission Chair
Psychologist Clinical Director
California Pacific Medical Center
Shannon Thyne, Commission Vice Chair
Pediatrician, Medical Educator
UCSF Department of Pediatrics
Laurel Klooomok, Executive Director



COMMISSIONERS:

Kara Dukakis, Associate Director
Youth Data Archive – Stanford University, John W. Gardner Center for Youth and their Communities
Eric Mar, Supervisor, District 1
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Betty Robinson-Harris, Chair
Child Development Committee
School Improvement Committee/ER&D
Michele Rutherford, Program Manager
Child Care Policy & Planning
Department of Human Services
Maria Su, Director
Department of Children, Youth and Their Families
Nancy Lim Yee, Psychiatric Social Worker, Program
Director SF City & County Chinatown CDC

First 5 San Francisco
Efficiency Plan 2010-2011
February 1, 2010

In order to support effective implementation of the 2007 - 2010 Strategic Plan, First 5 San Francisco focused on the following priorities during 2008-09:

- Maintaining Current Strategies and Launching Remaining New Initiatives: - First 5 San Francisco launched the remaining new initiatives and has implemented all 15 strategies identified in the Strategic Plan. Additionally, in order to more fully implement existing strategies, the number of community and public agency grants and contracts increased from 225 in 2007-08 to 238 in 2008-09.
- Increasing access to services - As a result of First 5 San Francisco funded programs: approximately 4,600 children accessed infant toddler care and high quality preschool; nearly 2,000 early childhood education providers participated in professional development opportunities; 3,700 parents and 2,200 children birth to five were able to access family resource centers and family support services; early screening and intervention services were provided to approximately 4,400 children at over 200 early childhood education and family support programs.
- Ongoing Support to Funded Programs - During 2008-09, more than 40 different training and technical assistance activities were provided to grantees in order to support them in meeting funding requirements, implementing quality programs, and utilizing evaluation data to make ongoing program improvements. These activities engaged several hundred funded agency participants.
- Collaborative Planning and Public Awareness: - First 5 San Francisco believes that effective collaboration is the key to sustaining and strengthening programs, promoting awareness and ultimately creating a more coordinated system of care for families. Toward this end, staff initiated and/or participated in 24 collaborative partnerships and planning efforts at the local, state, and regional level engaging with over 200 community stakeholders.

City and County Performance Measures, realigned with the new Strategic Plan in December 2006, also acted as guideposts to ensure accountability and quality. Following are some performance measure and evaluation highlights from the 2008-09 fiscal year:

Health Coverage for Young Children

- In 2008-09, First 5 San Francisco awarded funds to the Healthy Families program. The contribution was needed, because the state general fund allocation was not sufficient to

support the program. First 5 San Francisco's contribution prevented the initiation of a wait list for coverage for new enrollees. As a result, health insurance was provided to 1,329 children through Healthy Kids and Healthy Families maintaining San Francisco's nearly 100% insurance coverage for young children birth to five.

- The new Prenatal to Three Pilot project was launched in 2008-09. This initiative includes Centering Pregnancy prenatal care for participating mothers, parenting education, post-natal home visiting, health and developmental screening, and case management services.
- In 2009-2010, First 5 San Francisco will expand and strengthen its developmental screening and case management and service linkage system to support children with special needs and their families who attend our Preschool For All sites.

High Quality Early Care and Education

- Gateway to Quality completed 252 Early Childhood Environmental Rating Scale assessments for 80 Family Child Care Homes and 171 center-based classrooms.
- 2,387 children in 101 sites participated in a high quality preschool setting through Proposition H funding for Preschool for All. This represented a 25% increase from the third implementation year.
- The jointly funded City-wide Technical Assistance System for early childhood education providers continued to meet monthly throughout 2008-09 to strengthen collaboration and establish coordinated training, technical assistance, and professional development efforts. By June 2009, 1,727 providers were participating in training, mentoring, and coaching offered by the system; a 65% increase from 2007-08.

School Readiness and Family Support

- First 5 San Francisco continued to fund 21 Family Resource Centers and family support agencies to provide a comprehensive array of parent education, parent support and community building activities to 2,241 children birth to five and 3,696 parents/caregivers.
- A subset of seven Family Resource Centers targeted high-need neighborhoods for enhanced service to children 0-5 (mental health consultations, health screenings, early literacy consultations and developmental screenings), serving 1,293 parents/caregivers and 603 children birth to five.
- Another subset of eight Family Resource Centers and other family serving agencies were funded to operate city-wide to meet the unique needs of 1,061 children birth to five and 1,022 parents/caregivers from several special populations including: new immigrant Asian families; grandparents and kin providing care to children; homeless families; Lesbian, Gay, Bisexual, Transgender, Queer (LGBTQ) families; and families of children with special needs.
- A single aligned Family Resource Center Initiative Strategy was developed in spring 2009 by First 5 San Francisco, the Department of Children, Youth, and Their Families, and San Francisco Human Services Agency to maximize impact of combined funding and achieve programmatic and operational efficiencies. First 5 SF will provide oversight and management of this aligned system and support 23 family resource centers.

Throughout the year, First 5 San Francisco also engaged in a few key activities to build its own internal capacity and enhance agency effectiveness. These activities included:

- Completion of an Annual Commission/Staff Retreat; and
- Completion of a Communication Audit and Plan.

First 5 San Francisco continues to be committed to implementing a comprehensive evaluation approach that assesses its effectiveness as a grant-making agency as well as the effectiveness of funded programs. The evaluation is conducted on an annual basis and responds to two fundamental questions: 1) What was invested?(i.e. investments); and 2) What was achieved with those investments?(i.e. achievements). These questions form the core of an Evaluation Framework that includes the following central components:

- **Investments**
 - ✓Fund Distribution
 - ✓Strategies
- **Achievements**
 - ✓Participant Demographics
 - ✓Accountability and Quality
 - ✓Outcomes

In order to support the Evaluation Framework, First 5 San Francisco will produce the following reports on a regular schedule as listed below:

- 1) Local Evaluation Report - completed annually
- 2) Evaluation of Preschool for All service platform - completed annually
- 3) Evaluation of Family Resource Center service platform - completed annually beginning in 2009-10
- 4) Assessment of Grantee and Stakeholder Perceptions of First 5 San Francisco - completed every two years from summer 2008
- 4) Assessment of Kindergarten Readiness - completed every two years from fall 2007
- 5) Assessment of Community Indicators surrounding child and family well-being - completed every two years from fall 2009

This regularly scheduled evaluation work is also supplemented with initiative evaluations whenever possible. Currently these include: a multi-year, multi-county, longitudinal evaluation of the Early Childhood Education BA Completion Cohort Program; a process and outcome evaluation of the City-wide Technical Assistance Program for Early Childhood Educators; a process evaluation of Capacity-building and Technical Assistance Activities provided to School Readiness Family Resource Centers; and a two-year evaluation of the Kids In Transition Summer Kindergarten Readiness Camp.

Finally, First 5 San Francisco is also committed to building grantees' internal capacity to conduct their program evaluations for continuous quality improvement. Between 2007-08 and 2008-09 the number of grantees conducting and submitting a formal self-evaluation in addition to quarterly reporting requirements increased by 300% (from 1 agency to 4 agencies). In order to further that trend, the First 5 San Francisco Evaluation Officer is implementing a Pilot Evaluation Training Series with six grantees. The goals of the training are to enable participants to:

- 1) Communicate meaningful information about what they do and what they have accomplished to funders and other stakeholders; and
- 2) More effectively use data and information to make decisions about programming and future planning.

Attachment - First 5 San Francisco Evaluation Framework

First 5 San Francisco Evaluation Framework: 2007- 2012

		INVESTMENTS			ACHIEVEMENTS	
		Planning	Strategies	Participants	Accountability & Quality	Outcomes
Program Level	<p>Evaluation Question:</p> <ul style="list-style-type: none"> - How were program funds distributed? <p>Indicators:</p> <ul style="list-style-type: none"> - Actual program expenditures - Program expenditures across result areas 	<p>Evaluation Question:</p> <ul style="list-style-type: none"> - What strategies were implemented? <p>Indicators:</p> <ul style="list-style-type: none"> - Number of funded grants/contracts - Number & percent of strategies fully implemented 	<p>Evaluation Question:</p> <ul style="list-style-type: none"> - Who is reached by funded programs? <p>Indicators:</p> <ul style="list-style-type: none"> - Percent of individuals reached from target demographic groups 	<p>Evaluation Question:</p> <ul style="list-style-type: none"> - Are grantees using funds as intended? <p>Indicators:</p> <ul style="list-style-type: none"> - Percent of grantees with performance measures - Percent of grantees meeting or exceeding performance measure targets 	<p>Evaluation Question:</p> <ul style="list-style-type: none"> - Did programs achieve Desired Outcomes? <p>Indicators: (See attached Table)</p> <ul style="list-style-type: none"> - Changes in service access, quality, utilization (Short-term Outcomes) - Changes in participant knowledge, skill, behavior (Intermediate Outcomes) - Broad community change around ready children, ready families & ready systems (Long-term Outcomes) 	
	Commission Level	<p>Evaluation Question:</p> <ul style="list-style-type: none"> - How were administrative funds allocated? <p>Indicators:</p> <ul style="list-style-type: none"> - Actual administrative expenditures - Staffing levels 	<p>Evaluation Question:</p> <ul style="list-style-type: none"> - What strategies were implemented? <p>Indicators:</p> <ul style="list-style-type: none"> - Number/type of strategies implemented by staff in support of Strategic Plan 	<p>Evaluation Question:</p> <ul style="list-style-type: none"> - To what extent are stakeholders and grantees engaged? <p>Indicators:</p> <ul style="list-style-type: none"> - Number of grantees and partners reached - Percent of grantees and stakeholders identifying as highly aware/engaged 	<p>Evaluation Question:</p> <ul style="list-style-type: none"> - Is Commission perceived as effective? <p>Indicators:</p> <ul style="list-style-type: none"> - Percent of grantees and stakeholders expressing high satisfaction and perceptions of quality - First 5 San Francisco Accountability Report Card 	<p>Evaluation Question:</p> <ul style="list-style-type: none"> - Have we achieved Desired Outcomes? <p>Indicators:</p> <ul style="list-style-type: none"> - Percent of grantees and stakeholders reporting Commission contributed to program quality, service coordination, and policy/planning for children birth to five and their families

First 5 San Francisco Preliminary Evaluation Framework Desired Outcomes and Program Indicators

Introduction- It is the intent of First 5 San Francisco that all funded programs will contribute to one or more desired outcomes within the following strategic result areas: Result Area 1-Improved Child Health, Result Area 2-Enhanced Child Development, Result Area 3-Improved Family Functioning, Result Area 4-Improved Systems of Care.

The following table of indicators forms the basis of our outcome measurement work with grantees. Progress toward these indicators will be tracked across grantees and disseminated annually through our Local Evaluation and Strategic Plan Progress Report. These large-scale outcome measurement efforts will be supplemented, whenever possible, with vignette's, case studies, and in-depth initiative evaluations to further document our collective story as well as the unique contributions of our grantees.

For evaluation purposes, desired outcomes and corresponding indicators have been classified as short-term (i.e. changes in service awareness, access, utilization, and quality), intermediate (i.e. changes in participant knowledge, skill, and behavior), and long-term (i.e. broad, sustained community change). While the list of indicators and measures presented below is intended to be comprehensive, we recognize that it is also a living document that will evolve with application, emerging knowledge, and the shifting nature of our work.

Short - term: Changes in Service Access, Awareness, Utilization, and Quality		
Desired Outcome	Program Indicators	Data Source
1) <u>Improved Child Health:</u> Children have health insurance and utilize comprehensive health care	<ul style="list-style-type: none"> • Healthy Kids enrollment • Service numbers for health screening & mental health consultation • Service numbers for developmental screening, assessment & referral • Service numbers for pre- and post- natal supports (home visiting, Centering Pregnancy, Centering Parenting) 	- First 5 Contract Management System
2) <u>Enhanced Child Development:</u> Children from birth to five and their families have access to high quality early childhood education, including infant toddler and preschool programs.	<ul style="list-style-type: none"> • Number and type of early childhood education sites receiving Infant Toddler Sustaining Grants and Preschool for All funding; child enrollment at sites; county enrollment rates • Average Environmental Rating Scale (ERS) scores for funded Infant Toddler Programs and Preschool for All sites; improvements in ERS scores for funded sites • Service numbers for early childhood education quality enhancement supports (curriculum, inclusion, & parent involvement) 	- First 5 Contract Management System - Gateway to Quality ERS Data
3) <u>Improved Family Functioning:</u> Families are connected to a supportive community	<ul style="list-style-type: none"> • Service numbers for neighborhood-based and city-wide special population Family Resource Centers and family support agencies • Case management/information & referral service numbers and type(child care, preschool, k enrollment, health insurance, medical/dental homes) 	- First 5 Contract Management System
4) <u>Improved Systems of Care:</u> Greater knowledge and utilization of evidence-based models, best practices, quality standards, and evaluation among practitioners who work in settings funded by First 5 San Francisco.	<ul style="list-style-type: none"> • Service numbers for provider capacity building • Percent of funded programs adhering to common standards of quality and/or utilizing evidence-based practices • Percent of small grants/unsolicited funding to impact programs and systems; percent of grantees reporting achievement of vision 	- San Francisco Family Support Network Quality Standards Assessments - Grant and Contracting Monitoring Forms

Intermediate: Changes in Participant Knowledge, Skill, and Behavior

Desired Outcome	Program Indicators	Data Source
1) <u>Improved Child Health:</u> Children with special health care needs are identified early and linked to appropriate services	<ul style="list-style-type: none"> Percent of child participants keeping a dental/doctor appointment after health concern is identified Percent of child participants successfully linked to services after having an identified developmental concern 	- Child Care Health Project, ECMHCI, MDAC, and HRIIC Performance Measures
2) <u>Enhanced Child Development:</u> San Francisco has a well-trained and stable early childhood workforce equipped to deliver high quality early care and education	<ul style="list-style-type: none"> Percent of early childhood education providers demonstrating professional development increases (wage, career/permit advancement, Bachelor of Art (BA) Degree attainment) Percent of BA Cohort and City-wide TA System (CTAS) participants demonstrated knowledge and skill changes 	- PFA Database - CTAS/BA Cohort Evaluation
3) <u>Improved Family Functioning:</u> Families provide nurturing and positive emotional support to their children	<ul style="list-style-type: none"> Percent of parents/caregivers demonstrating decrease in parental stress, improvements in positive discipline and improved ability to support child's learning at home following parent education 	- Parent/Caregiver Pre/Post Surveys
4) <u>Improved Systems of Care:</u> Funding and services to young children and their families are coordinated, contiguous and leveraged	<ul style="list-style-type: none"> Number/percent of joint funded and joint monitored grants Number/percent of collaborative, system-building grants funded Percent of partners within collaborative system-building grants reporting: 1) high level of commitment to collaborative vision; and 2) changes in practice to improve service coordination 	- First 5 Grants, Public Agency Work Orders and Contracts

Long-term: Broad Sustained Community Change

Desired Outcome	Community Indicators	Data Source
1) <u>Improved Child Health:</u> Children are physically and emotionally healthy (Healthy Children)	<ul style="list-style-type: none"> Percent of children birth to five with health insurance Percent of children in healthy weight range at birth and at kindergarten entry; percent of children in "good" or "excellent" health Percent of kindergarten students with regular medical and dental home, recent medical/dental visit, and health screenings 	- DPH Community Data - CA Health Interview Survey - Kindergarten Readiness Observation
2) <u>Enhanced Child Development:</u> Children enter kindergarten ready for school (Ready Children)	<ul style="list-style-type: none"> Average readiness scores among kindergarten students (Self-Care & Motor Skills; Social Expression, Academics, and Self-Regulation) % of kindergarten students attending preschool prior to kindergarten 	- Kindergarten Readiness Observation
3) <u>Improved Family Functioning:</u> Families support their children's social, emotional, cognitive and physical development (Ready Families)	<ul style="list-style-type: none"> Percent of mothers receiving medical check-ups while pregnant Percent of families able to access needed services, promote child's readiness for school, and cope with day-to-day demands of parenting 	- Kindergarten Readiness Observation
4) <u>Improved Systems of Care:</u> San Francisco residents and public/private policymakers support public investments in young children and their families (Ready Systems)	<ul style="list-style-type: none"> Number of San Francisco policy shifts in favor of young children and families (<i>pending development of policy platform</i>) 	- Policy Platform (<i>TBD</i>)

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STATE OF CALIFORNIA
Fish and Game Commission

January 29, 2010

TO ALL AFFECTED AND INTERESTED PARTIES:

This is to provide you with a copy of the notice of proposed regulatory action relative to amend Sections 671, 671.1 and 671.7 and Add Section 703, Title 14, California Code of Regulations, and relating to New Restricted Species Permits and Requirements, which was originally published in the California Regulatory Notice Register on June 12, 2009, and where the continuation notice will be published in the California Regulatory Notice Register on January 29, 2010.

Mr. Scott Barrow, Fisheries Programs Branch, Department of Fish and Game, phone (916) 445-7600, has been designated to respond to questions on the substance of the proposed regulations. Documents relating to the proposed action shall be posted on the Fish and Game Commission website at <http://www.fgc.ca.gov> or may be obtained by writing to our office at the above address. Please note the dates and locations of related discussion hearings found on page 8 of the attached notice.

Sincerely,

A handwritten signature in black ink, appearing to read "Jon D. Spellstrom", written over a circular stamp.

Jon D. Spellstrom
Associate Government Program Analyst

Attachment

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**TITLE 14. Fish and Game Commission
Notice of Proposed Changes in Regulations
(Continuation of California Notice Register 2009, No. 24-Z,
and Meetings of May 14, 2009, June 25, 2009 and August 6, 2009.)**

(NOTE: See Amended Informative Digest changes shown with "bold" print indicating changes.)

NOTICE IS HEREBY GIVEN that the Fish and Game Commission (Commission), pursuant to the authority vested by sections 200, 202, 205, 220, 713, 1002, 1050, 1053, 2118, 2120, 2122, 2150, 2150.2, 7701, 7708, 15005, 15102, 15200, 15202 and 15600, Fish and Game Code and to implement, interpret or make specific sections 200, 202, 205, 206, 220, 713, 1050, 1053, 1055, 2116, 2116.5, 2117, 2118, 2118.5, 2119, 2120, 2121, 2122, 2123, 2125, 2150, 2150.1, 2150.2, 2150.3, 2150.4, 2150.5, 2151, 2152, 2153, 2155, 2156, 2157, 2185, 2186, 2187, 2188, 2189, 2190, 2271, 7700, 7701, 7702, 7702.1, 7703, 8371, 8431, 15200, 15201, 15202, 15400 15505, and 15600, of said Code, proposes to amend Sections 671, 671.1 and 671.7 and Add Section 703, Title 14, California Code of Regulations, relating to New Restricted Species Permits and Requirements.

AMENDED Informative Digest/Policy Statement Overview

In December 2007, the Commission added barramundi, *Lates calcarifer*, to the Restricted Species List in Section 671, Title 14, California Code of Regulations (CCR). The placement of barramundi on the Restricted Species List addressed the potential for escaped barramundi to adapt to California conditions, **compete with or prey upon native fish, and act as a vector for a virus found in juvenile barramundi** that was not fully understood at the time. Although the Commission agreed that barramundi posed a threat to California's wildlife resources, the Department was directed to continue working with the aquaculture industry on a reasonable approach to support aquaculture and sales of barramundi in California.

Since 2007, the Department has held discussions with California aquaculture industry representatives on reasonable measures that could be implemented to allow the development of aquaculture of barramundi with facilities and practices that would ensure minimal risk to California wildlife resources.

In late 2008, the Department was also approached by a California seafood importer who is seeking to import live farmed barramundi for human consumption. The seafood importer wants to import live barramundi into retail commercial establishments where they will be maintained alive **until purchased for human consumption when they will be killed and packaged for consumer use.**

The California aquaculture industry has continued to express strong interest in farming barramundi in appropriate areas, e.g. in the desert and isolated from suitable barramundi habitat, and the use of effective recirculation and containment to minimize disease risks.

Proposal Overview

With a broader understanding of the risks associated with importation of live barramundi, and development of adequate control procedures to address the risks to the natural environment, **the Department is proposing to allow importation, aquaculture and sales of live barramundi under controlled conditions as follows:**

- 1. Importation of live barramundi from an approved distributor under controlled conditions specified on the permit.**
- 2. Aquaculture farming purposes by a registered aquaculturist under controlled conditions specified on the permit.**
- 3. Retail sales for human consumption of live barramundi from 1 to 3 pounds where it will be sold dead and packaged before leaving the commercial establishment.**

The Department's proposal will allow transportation of all life stages of barramundi, including broodstock, between permitted aquaculture facilities for aquaculture farming purposes. Also permitted importers, wholesalers, and aquaculturists will be allowed to transport live barramundi that are 300 mm to 500 mm in total length or weigh 1 to 3 pounds for retail sales at terminal markets in approved geographic regions. **Narrow size and weight ranges coupled with strict geographic distribution ensures low probability of surviving to sexual maturity, if there is any accidental or illegal release into the natural environment. This size/weight requirement also ensures that the fish are out of the juvenile life stage to facilitate disease**

detection and management. All activities will be required to maintain effective biosecurity conditions at all times.

Additionally, passage of AB 820 (Strickland, Chapter 689, Statutes of 2005) resulted in substantial modification and/or addition to existing laws (sections 2116-2195 of the Fish and Game Code (FGC)) related to possession of wild animals in California. Also recent events involving captive restricted **wildlife** species (a human fatality incident and separate escaped animal incidents) have necessitated reconsideration, modification, and/or addition to the existing regulations to address **emerging** issues.

The Department proposal achieves a balance between the Department's mission to protect California's natural resources and the strong demand for new marketing opportunities and growth by California's aquaculture and seafood industries. The changes **related to capture of restricted wildlife** are combined with the proposed aquaculture and seafood changes to reduce Commission workload and regulatory rulemakings.

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This proposal complies with the Aquaculture Development Committee recommendation for support of the aquaculture industry's desire to farm new aquaculture products that are sustainable and economically viable.

The following proposed changes will amend the Restricted Species List for barramundi and add four new Restricted Species permits and associated permitting requirements as follows:

Aquaculture and Seafood

- 1) Allow live importation, possession, transportation, and sales of barramundi under an authorized permit.
- 2) Allow live retail sales of barramundi for human consumption that are 300 mm (11.8 inches) to 500 mm (19.6 inches) in total length, or weigh 1 to 3 pounds.
- 3) Allow live retail sales of barramundi in all counties except **Santa Barbara, Ventura, San Bernardino, Los Angeles, Orange, Riverside, San Diego, and Imperial.**
- 4) Establish a new permit and requirements for live importation, possession, transportation and sales of a restricted aquatic species for aquaculture farming purposes by a registered aquaculturist.
- 5) Establish a new permit and requirements for live importation, possession, transportation and sales of a restricted species for retail sales from a commercial establishment where it will be maintained alive for human consumption until purchased, when it will be killed and packaged **before leaving the establishment.**
- 6) Propose regulations to address emergency contingency planning and cost recovery in the event of an escape or a containment failure involving a restricted species.

In addition, the restricted species aquaculture permit portion of this proposal is structured with four options to facilitate Commission discussion as shown below:

Option 1 – Live sales of restricted aquaculture product to the public to be restricted to Northern California areas and all importers, producers and sellers must be permitted.

Option 2 – No geographic restriction and all importers, producers and sellers must be permitted.

Option 3 – Live sales of restricted aquaculture product to the public to be restricted to Northern California areas and terminal markets that purchase from a permitted source and only sell restricted aquaculture product to the public are not required to be permitted.

Option 4 – No geographic restriction and terminal markets that purchase from a permitted source and only sell restricted aquaculture product to the public are not required to be permitted.

Wildlife

- 7) Establish a new permit and requirements for a person who is in the business of exhibiting animals, and clarify the qualifications to transport and possess a restricted species.

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- 8) Establish a new permit and requirements for a person who is a resident or nonresident, is in the business of using birds to abate nuisance birds, and possesses the qualifications to import, transport, and possess a restricted species.
- 9) New and revised regulations to address issues such as breeding, escape and emergency contingency planning, public safety, identification of **restricted** animals, and cost recovery for escape or emergency searches **involving a restricted species**.

Regulatory Simplification

- 10) Move all restricted permit fees and add application form numbers into a new proposed Section 703 to facilitate annual fee updates pursuant to FGC Section 713 and 699, Title 14, CCR, and necessary form-revisions.
- 11) Propose additional minor changes to align and clarify the regulations and reduce public confusion.

Present Regulations

Section 671, Title 14, CCR, contains the list of restricted species that are unlawful for any person to import, export, transport, maintain, dispose or use except as authorized in a permit issued by the department.

Section 671.1, Title 14, CCR, establishes the categories of permits that allow a person to import, export, transport, maintain, dispose of, or use for any purpose animals restricted by Section 671 to protect native wildlife, agriculture interests, animal welfare, and/or human health and safety.

671.7, Title 14, CCR, states the Department may issue permits for importation, possession, transportation and sales of aquatic animals listed in Section 671 for aquaculture purposes.

Proposed Regulations

For public notice purposes to facilitate Commission discussion, the Department is proposing **four options** with the following changes to current regulations:

Option 1 - Geographic restrictions and everyone must be permitted

Section 671 will be revised to allow for an exception for barramundi importation and sales under certain conditions **with** an authorized permit.

- 1) Subsection 671(c)(2)(K)2.i. will be removed since any wolf hybrid whelped before February 5, 1998 is now deceased. **Additional changes were added for clarity.**
- 2) **Subsection 671(c)(2)(B) is proposed to updated with a recent Order name change to Xenarthra.**
- 3) Subsection 671(c)(3)(B)1. will be updated to add the common name clawed frog to the genus *Xenopus*.
- 4) Subsections 671(c)(5)(J), (O) and (R) are proposed to be updated with recent scientific name changes by the American Fisheries Society. **Additional name changes for tilapia are proposed to provide the correct scientific name.**
- 5) Subsection 671(c)(5)(U) is proposed to be modified to include an exception for importation, transportation, possession, or sales of barramundi. Live sales for human consumption of barramundi that range from 1 to 3 pounds in weight or 300 mm (11.8 inches) to 500 mm (19.6 inches) in **total** length will be allowed in all counties except for **Santa Barbara, Ventura, San Bernardino, Los Angeles, Orange, Riverside, San Diego, and Imperial**, under the conditions set forth in Section 671.7.
 - a. These narrow size and weight ranges coupled with strict geographic distribution ensures low probability of surviving to sexual maturity, if there is any accidental or illegal release into the natural environment.
 - b. This size/weight requirement also ensures that the fish are out of the juvenile life stage to facilitate disease detection and management.
 - c. These proposed changes will ensure barramundi are not sold alive for human consumption unless they are within the appropriate size/weight range and from a location out of the southern area of California.
 - d. These restrictions only apply to live sales for human consumption and do not apply to shipments for aquaculture farming purposes.
 - e. **Two additional counties, Santa Barbara and Ventura, are proposed to be added to the barramundi "live sales" exclusion area due to their proximity and easy access to live markets in the Los Angeles area.**
 - f. **The proposed size criteria is proposed to be moved into a new subsection 671(c)(5)(U)(2), the county restriction is proposed to be moved in a new subsection**

671(c)(5)(U)(3), and the requirement of adhering to Section 671.7 conditions is proposed to be moved into a new subsection 671(c)(5)(U)(1) for clarity.

- 6) Subsection 671(c)(7)(g) will be revised to apply to all Gila monsters in the genus *Heloderma* to strengthen enforcement measures and increase public safety from venomous reptiles.
- 7) Subsection 671(c)(9)(D) will be revised to correct the species name for pink abalone.
- 8) Subsection 671(c)(10) will be revised to add the common name quagga mussel to the genus *Dreissena*.
- 9) Additional minor changes are proposed to align and clarify the regulations and reduce public confusion.

Section 671.1 will be revised to establish four new Restricted Species Permits for Aquaculture, Native Species Exhibiting, Nuisance Bird Abatement and Wholesale/Importation. The section will also be revised to address breeding, escape/emergency contingency planning, public safety, identification of animals, and cost recovery for animal searches. Additional minor changes are proposed to align and clarify the regulations and reduce public confusion. The following list contains the substantial proposed changes:

- 1) Subsection 671.1(a)(2) will be modified to allow that the department may enter all holding facilities, vehicles, vessels or other places where restricted species are kept or may be kept and these inspections may be made at any time with or without prior notification. This proposed change will facilitate enforcement measures
- 2) Subsection 671.1(a)(3) will be modified to reduce the reporting requirement of name or address changes to five from 14 days to ensure quick Department notification.
- 3) Subsection 671.1(a)(4) will be modified to require all records be legible, written in English, and available at the holding facility. This proposed change will ensure all records are easy to understand and available for all inspections.
- 4) Subsection 671.1(a)(5) will be expanded to apply to all importers and add poundage and sex, if available, to the transportation records. This proposed change will ensure adequate transportation records are retained for all importations into the state.
- 5) Subsection 671.1(a)(6) will be modified to state a business can qualify for a permit by having at least one full time employee who meets qualifications for obtaining a restricted species permit as specified in section 671.1(c)(1) and requires annual proof of continued employment for a full time employee if the owner doesn't possess the required qualifications.
- 6) Subsection 671.1(a)(9)(A) will be modified to clarify that the municipal treated sewage is not considered waters of the state for purposes of this section.
- 7) Subsection 671.1(a)(10) will be added to allow the Department to confer with other state and federal agencies or any other person or entity in order to verify information on the application or to determine if the importation, transportation, or possession of any animal requested will be in the best interest of the state and animal.
- 8) Subsection 671.1(b) will be modified to state the fees will be adjusted annually and moved to the new Section 703 and that the department may make amendments to existing permits under certain conditions.
- 9) Subsection 671.1(b)(1) through (8) was struck-out and the eight original permits and four new permits restructured alphabetically with the fees moved to the New Section 703 and the following proposed changes:
 - a. Subsection 671.1(b)(1) will contain the Animal Care permit regulations with minor clarification changes.
 - b. Subsections 671.1(b)(2) will contain the new Aquaculture permit and requirements for a person who is a registered aquaculturist to import, transport, possess, and offer for sale restricted species for aquaculture purposes.
 - c. Subsection 671.1(b)(3) will contain the AZA permit regulations with minor clarification changes.
 - d. Subsection 671.1(b)(4) will contain the Breeding permit regulations with a new requirement of a breeding plan.
 - e. Subsection 671.1(b)(5) will contain the Broker/Dealer permit regulations with minor clarification changes.
 - f. Subsection 671.1(b)(6) will contain the Exhibiting permit regulations with minor clarification changes.
 - g. Subsection 671.1(b)(7) will contain the new Native Species Exhibiting permit and requirements for a person who is in the business of exhibiting native animals, and possesses the qualifications listed in Section 671.1(c)(1) to transport and possess restricted species.
 - h. Subsection 671.1(b)(8) will contain the new Nuisance Bird Abatement permit and requirements for a person who is a resident or nonresident, is in the business of using raptors to abate nuisance birds, and possesses the qualifications listed in Section 671.1(c)(1) to import, transport, and possess restricted species.

671(c)(5)(U)(3), and the requirement of adhering to Section 671.7 conditions is proposed to be moved into a new subsection 671(c)(5)(U)(1) for clarity.

- 6) Subsection 671(c)(7)(g) will be revised to apply to all Gila monsters in the genus *Heloderma* to strengthen enforcement measures and increase public safety from venomous reptiles.
- 7) Subsection 671(c)(9)(D) will be revised to correct the species name for pink abalone.
- 8) Subsection 671(c)(10) will be revised to add the common name quagga mussel to the genus *Dreissena*.
- 9) Additional minor changes are proposed to align and clarify the regulations and reduce public confusion.

Section 671.1 will be revised to establish four new Restricted Species Permits for Aquaculture, Native Species Exhibiting, Nuisance Bird Abatement and Wholesale/Importation. The section will also be revised to address breeding, escape/emergency contingency planning, public safety, identification of animals, and cost recovery for animal searches. Additional minor changes are proposed to align and clarify the regulations and reduce public confusion. The following list contains the substantial proposed changes:

- 1) Subsection 671.1(a)(2) will be modified to allow that the department may enter all holding facilities, vehicles, vessels or other places where restricted species are kept or may be kept and these inspections may be made at any time with or without prior notification. This proposed change will facilitate enforcement measures
- 2) Subsection 671.1(a)(3) will be modified to reduce the reporting requirement of name or address changes to five from 14 days to ensure quick Department notification.
- 3) Subsection 671.1(a)(4) will be modified to require all records be legible, written in English, and available at the holding facility. This proposed change will ensure all records are easy to understand and available for all inspections.
- 4) Subsection 671.1(a)(5) will be expanded to apply to all importers and add poundage and sex, if available, to the transportation records. This proposed change will ensure adequate transportation records are retained for all importations into the state.
- 5) Subsection 671.1(a)(6) will be modified to state a business can qualify for a permit by having at least one full time employee who meets qualifications for obtaining a restricted species permit as specified in section 671.1(c)(1) and requires annual proof of continued employment for a full time employee if the owner doesn't possess the required qualifications.
- 6) Subsection 671.1(a)(9)(A) will be modified to clarify that the municipal treated sewage is not considered waters of the state for purposes of this section.
- 7) Subsection 671.1(a)(10) will be added to allow the Department to confer with other state and federal agencies or any other person or entity in order to verify information on the application or to determine if the importation, transportation, or possession of any animal requested will be in the best interest of the state and animal.
- 8) Subsection 671.1(b) will be modified to state the fees will be adjusted annually and moved to the new Section 703 and that the department may make amendments to existing permits under certain conditions.
- 9) Subsection 671.1(b)(1) through (8) was struck-out and the eight original permits and four new permits restructured alphabetically with the fees moved to the New Section 703 and the following proposed changes:
 - a. Subsection 671.1(b)(1) will contain the Animal Care permit regulations with minor clarification changes.
 - b. Subsections 671.1(b)(2) will contain the new Aquaculture permit and requirements for a person who is a registered aquaculturist to import, transport, possess, and offer for sale restricted species for aquaculture purposes.
 - c. Subsection 671.1(b)(3) will contain the AZA permit regulations with minor clarification changes.
 - d. Subsection 671.1(b)(4) will contain the Breeding permit regulations with a new requirement of a breeding plan.
 - e. Subsection 671.1(b)(5) will contain the Broker/Dealer permit regulations with minor clarification changes.
 - f. Subsection 671.1(b)(6) will contain the Exhibiting permit regulations with minor clarification changes.
 - g. Subsection 671.1(b)(7) will contain the new Native Species Exhibiting permit and requirements for a person who is in the business of exhibiting native animals, and possesses the qualifications listed in Section 671.1(c)(1) to transport and possess restricted species.
 - h. Subsection 671.1(b)(8) will contain the new Nuisance Bird Abatement permit and requirements for a person who is a resident or nonresident, is in the business of using raptors to abate nuisance birds, and possesses the qualifications listed in Section 671.1(c)(1) to import, transport, and possess restricted species.

- 8) Establish a new permit and requirements for a person who is a resident or nonresident, is in the business of using birds to abate nuisance birds, and possesses the qualifications to import, transport, and possess a restricted species.
- 9) New and revised regulations to address issues such as breeding, escape and emergency contingency planning, public safety, identification of restricted animals, and cost recovery for escape or emergency searches involving a restricted species.

Regulatory Simplification

- 10) Move all restricted permit fees and add application form numbers into a new proposed Section 703 to facilitate annual fee updates pursuant to FGC Section 713 and 699, Title 14, CCR, and necessary form-revisions.
- 11) Propose additional minor changes to align and clarify the regulations and reduce public confusion.

Present Regulations

Section 671, Title 14, CCR, contains the list of restricted species that are unlawful for any person to import, export, transport, maintain, dispose or use except as authorized in a permit issued by the department.

Section 671.1, Title 14, CCR, establishes the categories of permits that allow a person to import, export, transport, maintain, dispose of, or use for any purpose animals restricted by Section 671 to protect native wildlife, agriculture interests, animal welfare, and/or human health and safety.

671.7, Title 14, CCR, states the Department may issue permits for importation, possession, transportation and sales of aquatic animals listed in Section 671 for aquaculture purposes.

Proposed Regulations

For public notice purposes to facilitate Commission discussion, the Department is proposing **four options** with the following changes to current regulations:

Option 1 - Geographic restrictions and everyone must be permitted

Section 671 will be revised to allow for an exception for barramundi importation and sales under certain conditions **with** an authorized permit.

- 1) Subsection 671(c)(2)(K)2.i. will be removed since any wolf hybrid whelped before February 5, 1998 is now deceased. **Additional changes were added for clarity.**
- 2) **Subsection 671(c)(2)(B) is proposed to updated with a recent Order name change to Xenarthra.**
- 3) Subsection 671(c)(3)(B)1. will be updated to add the common name clawed frog to the genus *Xenopus*.
- 4) Subsections 671(c)(5)(J), (O) and (R) are proposed to be updated with recent scientific name changes by the American Fisheries Society. **Additional name changes for tilapia are proposed to provide the correct scientific name.**
- 5) Subsection 671(c)(5)(U) is proposed to be modified to include an exception for importation, transportation, possession, or sales of barramundi. Live sales for human consumption of barramundi that range from 1 to 3 pounds in weight or 300 mm (11.8 inches) to 500 mm (19.6 inches) in **total** length will be allowed in all counties except for **Santa Barbara, Ventura, San Bernardino, Los Angeles, Orange, Riverside, San Diego, and Imperial**, under the conditions set forth in Section 671.7.
 - a. These narrow size and weight ranges coupled with strict geographic distribution ensures low probability of surviving to sexual maturity, if there is any accidental or illegal release into the natural environment.
 - b. This size/weight requirement also ensures that the fish are out of the juvenile life stage to facilitate disease detection and management.
 - c. These proposed changes will ensure barramundi are not sold alive for human consumption unless they are within the appropriate size/weight range and from a location out of the southern area of California.
 - d. These restrictions only apply to live sales for human consumption and do not apply to shipments for aquaculture farming purposes.
 - e. **Two additional counties, Santa Barbara and Ventura, are proposed to be added to the barramundi "live sales" exclusion area due to their proximity and easy access to live markets in the Los Angeles area.**
 - f. **The proposed size criteria is proposed to be moved into a new subsection 671(c)(5)(U)(2), the county restriction is proposed to be moved in a new subsection**

- i. Subsection 671.1(b)(9) will contain the Research permit to require a research institution to demonstrate to the Department that they meet or exceed the requirements as part of a federal program or permit.
 - j. Subsection 671.1(b)(10) will contain the Shelter permit regulations with minor clarification changes.
 - k. Subsection 671.1(b)(11) will contain the Single Event Breeding for Exhibitors permit regulations with minor clarification changes.
 - l. Subsections 671.1(b)(12) will contain the new Wholesale/Importation permit and requirements for a person who is a resident and is in the wholesale or importation business of selling fish or aquaculture product to import, transport, possess, and offer for sale restricted species.
- 10) Subsection 671.1(c)(1) will be modified to require qualifying experience to be within 10 years of application data. Aquaculture and Wholesale/Importation permittees will be exempt from these qualifications and must instead follow the requirements in Section 671.7. This proposed change will establish better qualification requirements for these new permits.
 - 11) Subsection 671.1(c)(2) will be modified to clarify the application process and exempt Aquaculture and Wholesale/Importation permittees from the application requirements listed in subsection 671.1(c)(2)(A) through (M) instead of following the application requirements in Section 671.7. This proposed change will establish better application instructions and requirements.
 - 12) Subsection 671.1(c)(2)(F) will be amended to describe the requirements for a breeding plan for restricted species. **Add licensed professionals in breeding or exhibition of restricted species to the list of entities that may certify if there is a legitimate need for the breeding and add exhibition to the list of legitimate breeding needs.**
 - 13) Subsection 671.1(c)(2)(G) will be added to establish new requirements for nonresident exhibitors to ensure the Department has the exhibiting schedule or any changes to ensure compliance.
 - 14) Subsection 671.1(c)(2)(H) and 671.1(c)(2)(I) will be added to ensure adequate documentation of federal requirements.
 - 15) Subsection 671.1(c)(2)(J) will be added to provide for "Emergency Action Plans" in the event of escape or injury involving a restricted species. This subsection will also enable cost-recovery from the permittee for Department involvement in capturing or ending the threat from escaped animals.
 - 16) **Subsection 671.1(c)(2)(J)(4) will be added to require the permit holder to immediately report the escape or release of the wild animal to the Department and the nearest law enforcement agency.**
 - 17) Subsection 671.1(c)(2)(K) will be added to provide "Unique Identification" for every elephant, non-human primate, bear, wolf, gila monster, and animal in the Family Felidae that is possessed under a restricted species permit. **The compliance date for this new requirement was changed to December 31, 2010.**
 - 18) **Add subsection 671.1(c)(2)(K)(3) to state the Department shall maintain the unique identifiers for each animal until they are deceased.**
 - 19) Subsection 671.1(c)(2)(L) will be added to list the information needed from bona fide scientific institutions for the initial application and for each additional new species.
 - 20) Subsection 671.1(c)(2)(M) will be added to ensure adequate documentation of federal requirements.
 - 21) **Add subsection 671.1(c)(2)(N) to require the permit holder to notify the Department within 10 days when taking possession or transferring an animal or when an animal is deceased.**
 - 22) Subsection 671.1(c)(4) and (c)(5) will be modified and add (c)(6) to standardize denial, revocation and appeal procedures for permits.
 - 23) **Subsection 671.1(c)(4)(A) will be added to allow the Department to deny a permit or amendment of an existing permit request if the application and/or additional material does not support the statement of purpose.**
 - 24) Subsection 671.1(c)(6) will be moved to (c)(7) and updated to move all permit fees to the new Section 703, clarify fee waiver conditions, and add an inspection fee waiver for aquaculture or wholesale/importation permits, if their facilities have been previously inspected or had no fish health issues in the past year. This proposed change establishes clearer conditions for fee waivers.

Section 671.7 will be revised to add the following restricted species permit conditions for the Aquaculture and Wholesale/Importation permits. The following proposed changes establish adequate containment and control procedures to ensure protection of the natural environment. Additional minor changes are proposed to align and clarify the regulations and reduce public confusion.

- 1) Specify that a Section 236 importation permit is not required for aquatic animal importations under an Aquaculture and Wholesale/Importation restricted species permit.
- 2) Add definition for closed-water system and terminal markets **with the removal of the permit exception** in subsection 671.7(a).

- 3) Specify the general permit requirements in subsection 671.7(b).
 - a. All live restricted species shall be held, raised, and transported in a closed-water system.
 - b. Facilities and transport systems must be designed so that biosecurity is maintained in the case of failure of the primary containment system.
 - c. Access to facilities and transport systems containing restricted species shall be restricted to assure against unauthorized removal of animals.
 - d. Co-mingling or hybridization of restricted and non-restricted species is prohibited unless authorized by the Department.
 - e. Require a written Emergency Action Plan that describes the emergency measures in the event of an escape or a containment failure involving a restricted species. This subsection will also enable cost-recovery from the permittee for Department involvement in the capture of escaped animals or a containment failure.
 - f. In the event of adverse impacts arising from the farming of restricted species, or from violation of articles in this section, the Department is authorized to take appropriate and reasonable actions to remedy the situation.
- 4) Specify the permit application requirements in subsection 671.7(c)
 - a. The following information shall accompany an application for each new restricted species permit, amendment, or renewal:
 - b. New Applicants and Permittees Requesting Amendments: An inventory of all restricted species requested including the common and scientific name of the each species, and the weight, volume, or count of each species.
 - c. Renewals: An inventory of all restricted species presently held at their aquaculture facility including the common and scientific name of the each species, and the weight, volume, or count of each species.
 - d. A written statement detailing the type of business that will be conducted with the restricted species requested.
 - e. A copy of the applicant's current aquaculture registration, if an aquaculture permit is being requested.
 - f. A copy of their Emergency Action Plan.
 - g. For annual renewal of a restricted species permit, the permittee shall report to the Department on the importation, production and/or dispensation of all restricted species at their facility and on other information as specified in the permit.
- 5) Specify the live importation requirements in subsection 671.7(d).
 - a. No shipment of restricted species into the state may be made without permit.
 - b. All importations of restricted species shall be accompanied by a bill of lading, and a copy of the restricted species permit shall accompany each shipment.
 - c. The authorized source of restricted species must have good record of husbandry and health management as determined by the Department.
 - d. Notification of each restricted species animal importation shall reach the Department regional office at least five days in advance of the importation date to allow for adequate time to organize Department staff for entry inspections.
 - e. All restricted species imported into California under these regulations may be inspected by the Department at either the place of entry into the state or at another location as specified by the department.
- 6) Specify the live transportation requirements within the state in subsection 671.7(e).
 - a. All shipments of live restricted species animals shall be accompanied by a bill of lading.
 - b. Notification of restricted species animal shipment(s) shall reach the Department regional office at least 48 hours in advance of the movement date.
 - c. Both the seller and consignee of restricted species shall retain a copy of the invoice, bill of lading or similar accountable document for three years.
- 7) Specify the sales requirements by permittees in subsection 671.7(f).
 - a. Restricted species products may be sold alive by aquaculture facilities or fish businesses with the appropriate permit.
 - b. All shipping containers of restricted species animals shall be labeled as restricted aquaculture product unless specifically authorized in the restricted species permit.
 - c. All restricted species products sold shall be accompanied by a sales invoice, showing the name and address of the permittee, the restricted species permit number, date of sale, the common and scientific name of the species, and the weight, volume, or count of each species sold. All applicable documents shall be immediately made available to the department upon request.
 - d. No live restricted species product shall be stocked in private, public or fish-for-fee facilities or be released in any waters of the state.

- 3) Specify the general permit requirements in subsection 671.7(b).
 - a. All live restricted species shall be held, raised, and transported in a closed-water system.
 - b. Facilities and transport systems must be designed so that biosecurity is maintained in the case of failure of the primary containment system.
 - c. Access to facilities and transport systems containing restricted species shall be restricted to assure against unauthorized removal of animals.
 - d. Co-mingling or hybridization of restricted and non-restricted species is prohibited unless authorized by the Department.
 - e. Require a written Emergency Action Plan that describes the emergency measures in the event of an escape or a containment failure involving a restricted species. This subsection will also enable cost-recovery from the permittee for Department involvement in the capture of escaped animals or a containment failure.
 - f. In the event of adverse impacts arising from the farming of restricted species, or from violation of articles in this section, the Department is authorized to take appropriate and reasonable actions to remedy the situation.
- 4) Specify the permit application requirements in subsection 671.7(c)
 - a. The following information shall accompany an application for each new restricted species permit, amendment, or renewal:
 - b. New Applicants and Permittees Requesting Amendments: An inventory of all restricted species requested including the common and scientific name of the each species, and the weight, volume, or count of each species.
 - c. Renewals: An inventory of all restricted species presently held at their aquaculture facility including the common and scientific name of the each species, and the weight, volume, or count of each species.
 - d. A written statement detailing the type of business that will be conducted with the restricted species requested.
 - e. A copy of the applicant's current aquaculture registration, if an aquaculture permit is being requested.
 - f. A copy of their Emergency Action Plan.
 - g. For annual renewal of a restricted species permit, the permittee shall report to the Department on the importation, production and/or dispensation of all restricted species at their facility and on other information as specified in the permit.
- 5) Specify the live importation requirements in subsection 671.7(d).
 - a. No shipment of restricted species into the state may be made without permit.
 - b. All importations of restricted species shall be accompanied by a bill of lading, and a copy of the restricted species permit shall accompany each shipment.
 - c. The authorized source of restricted species must have good record of husbandry and health management as determined by the Department.
 - d. Notification of each restricted species animal importation shall reach the Department regional office at least five days in advance of the importation date to allow for adequate time to organize Department staff for entry inspections.
 - e. All restricted species imported into California under these regulations may be inspected by the Department at either the place of entry into the state or at another location as specified by the department.
- 6) Specify the live transportation requirements within the state in subsection 671.7(e).
 - a. All shipments of live restricted species animals shall be accompanied by a bill of lading.
 - b. Notification of restricted species animal shipment(s) shall reach the Department regional office at least 48 hours in advance of the movement date.
 - c. Both the seller and consignee of restricted species shall retain a copy of the invoice, bill of lading or similar accountable document for three years.
- 7) Specify the sales requirements by permittees in subsection 671.7(f).
 - a. Restricted species products may be sold alive by aquaculture facilities or fish businesses with the appropriate permit.
 - b. All shipping containers of restricted species animals shall be labeled as restricted aquaculture product unless specifically authorized in the restricted species permit.
 - c. All restricted species products sold shall be accompanied by a sales invoice, showing the name and address of the permittee, the restricted species permit number, date of sale, the common and scientific name of the species, and the weight, volume, or count of each species sold. All applicable documents shall be immediately made available to the department upon request.
 - d. No live restricted species product shall be stocked in private, public or fish-for-fee facilities or be released in any waters of the state.

- i. Subsection 671.1(b)(9) will contain the Research permit to require a research institution to demonstrate to the Department that they meet or exceed the requirements as part of a federal program or permit.
 - j. Subsection 671.1(b)(10) will contain the Shelter permit regulations with minor clarification changes.
 - k. Subsection 671.1(b)(11) will contain the Single Event Breeding for Exhibitors permit regulations with minor clarification changes.
 - l. Subsections 671.1(b)(12) will contain the new Wholesale/Importation permit and requirements for a person who is a resident and is in the wholesale or importation business of selling fish or aquaculture product to import, transport, possess, and offer for sale restricted species.
- 10) Subsection 671.1(c)(1) will be modified to require qualifying experience to be within 10 years of application date. Aquaculture and Wholesale/Importation permittees will be exempt from these qualifications and must instead follow the requirements in Section 671.7. This proposed change will establish better qualification requirements for these new permits.
 - 11) Subsection 671.1(c)(2) will be modified to clarify the application process and exempt Aquaculture and Wholesale/Importation permittees from the application requirements listed in subsection 671.1(c)(2)(A) through (M) instead of following the application requirements in Section 671.7. This proposed change will establish better application instructions and requirements.
 - 12) Subsection 671.1(c)(2)(F) will be amended to describe the requirements for a breeding plan for restricted species. **Add licensed professionals in breeding or exhibition of restricted species to the list of entities that may certify if there is a legitimate need for the breeding and add exhibition to the list of legitimate breeding needs.**
 - 13) Subsection 671.1(c)(2)(G) will be added to establish new requirements for nonresident exhibitors to ensure the Department has the exhibiting schedule or any changes to ensure compliance.
 - 14) Subsection 671.1(c)(2)(H) and 671.1(c)(2)(I) will be added to ensure adequate documentation of federal requirements.
 - 15) Subsection 671.1(c)(2)(J) will be added to provide for "Emergency Action Plans" in the event of escape or injury involving a restricted species. This subsection will also enable cost-recovery from the permittee for Department involvement in capturing or ending the threat from escaped animals.
 - 16) **Subsection 671.1(c)(2)(J)(4) will be added to require the permit holder to immediately report the escape or release of the wild animal to the Department and the nearest law enforcement agency.**
 - 17) Subsection 671.1(c)(2)(K) will be added to provide "Unique Identification" for every elephant, non-human primate, bear, wolf, gila monster, and animal in the Family Felidae that is possessed under a restricted species permit. **The compliance date for this new requirement was changed to December 31, 2010.**
 - 18) **Add subsection 671.1(c)(2)(K)(3) to state the Department shall maintain the unique identifiers for each animal until they are deceased.**
 - 19) Subsection 671.1(c)(2)(L) will be added to list the information needed from bona fide scientific institutions for the initial application and for each additional new species.
 - 20) Subsection 671.1(c)(2)(M) will be added to ensure adequate documentation of federal requirements.
 - 21) **Add subsection 671.1(c)(2)(N) to require the permit holder to notify the Department within 10 days when taking possession or transferring an animal or when an animal is deceased.**
 - 22) Subsection 671.1(c)(4) and (c)(5) will be modified and add (c)(6) to standardize denial, revocation and appeal procedures for permits.
 - 23) **Subsection 671.1(c)(4)(A) will be added to allow the Department to deny a permit or amendment of an existing permit request if the application and/or additional material does not support the statement of purpose.**
 - 24) Subsection 671.1(c)(6) will be moved to (c)(7) and updated to move all permit fees to the new Section 703, clarify fee waiver conditions, and add an inspection fee waiver for aquaculture or wholesale/importation permits, if their facilities have been previously inspected or had no fish health issues in the past year. This proposed change establishes clearer conditions for fee waivers.

Section 671.7 will be revised to add the following restricted species permit conditions for the Aquaculture and Wholesale/Importation permits. The following proposed changes establish adequate containment and control procedures to ensure protection of the natural environment. Additional minor changes are proposed to align and clarify the regulations and reduce public confusion.

- 1) Specify that a Section 236 importation permit is not required for aquatic animal importations under an Aquaculture and Wholesale/Importation restricted species permit.
- 2) Add definition for closed-water system and terminal markets **with the removal of the permit exception** in subsection 671.7(a).

- 8) Specify the sales requirements by terminal markets in subsection 671.7(g) with the removal of the permit exception.
- a. All restricted species products sold or leaving the premises of a terminal market shall be killed and accompanied by a sales receipt showing the date of purchase and name of business where purchased or be packaged in accordance with subsection 240(c) of these regulations. **The subsection (c) of 240 was added for clarification.**
 - b. No live restricted species product shall be allowed to leave a terminal market or be released in any waters of the state.

Section 703 will be added to contain the restricted species permit fees and various application form numbers that are incorporated by reference. Permit fees are adjusted annually pursuant to the provisions of Section 699 and FGC Section 713. The proposed additions are outlined below:

The new application fees are proposed to be double the present application fee since it takes twice as long to process new applications for restricted species permits. The inspection fees are proposed to be increased to recover Department costs.

Subsection (A) 2010 Restricted Species Permit Fees

1. Restricted Species Permit Application (New)	[\$51.25-\$101.50]
2. Restricted Species Permit Application (Amended or Renewal)	\$ 51.25
3. Animal Care – Welfare Species	\$ 50.75
4. Animal Care - Detrimental Species	\$426.00
5. Aquaculture	\$426.00
6. AZA	\$426.00
7. Breeding	\$426.00
8. Resident Broker/Dealer	\$426.00
9. Nonresident Broker/Dealer	\$851.75
10. Resident Exhibiting	\$426.00
11. Nonresident Exhibiting	\$851.75
12. Native Species Exhibiting	\$426.00
13. Resident Nuisance Bird Abatement	\$426.00
14. Nonresident Nuisance Bird Abatement	\$851.75
15. Research – Detrimental Species	\$426.00
16. Shelter	\$ 50.75
17. Single Event Breeding for Exhibitors	\$ 50.75
18. Wholesale/Importation	\$426.00
19. Fee for two initial inspections	[\$170.50-\$3000.00]
20. Hourly inspection fee (> 2 hrs)	[\$ 42.50-\$100.00]

Subsection 703(B) to (H) Restricted Species Application Forms

- (B) New Restricted Species Permit Application
FG 1312 (New 10/2009)
- (C) Native Species Exhibiting Permit Amendment Form
FG 1312a (New 10/2009)
- (D) New Native Species Exhibiting Permit Application
FG 1312b (New 10/2009)
- (E) Restricted Species Permit Inventory of Animals Form
FG 1313 (New 10/2009)
- (F) Native Species Exhibiting Permit Inventory of Animals Form
FG 1313a (New 10/2009)
- (G) Restricted Species Permit Amendment Form
FG 1313b (New 10/2009)
- (H) Restricted Species Nonresident Exhibiting Itinerary Form
FG 1316 (New 10/2009)

Option 2 – No geographic restrictions and everyone must be permitted

All Proposed changes in Option 1 are included in Option 2 except for the following subsection.

Subsection 671(c)(5)(U) is proposed to be modified as follows:

- 1) The proposed county restriction will be removed.
- 2) The proposed size criteria is proposed to be moved into a new subsection 671(c)(5)(U)(2) and the requirement of adhering to Section 671.7 conditions is proposed to be moved into a new subsection 671(c)(5)(U)(1).

Option 3 - Geographic restrictions and terminal markets not permitted

All Proposed changes in Option 1 are included in Option 3 except for the following subsections.

Subsection 671.7 is proposed to be modified as follows:

- 1) Keep the original definition for terminal markets in subsection 671.7(a).
- 2) Keep the original sales requirements by terminal markets in subsection 671.7(g) with the following changes.
 - a. Terminal markets that purchase live restricted species product from permitted importer or permitted aquaculturist are not required to hold a restricted species permit provided the live restricted species product is maintained in a closed-water system.
 - b. All restricted species products sold or leaving the premises of a terminal market shall be killed and accompanied by a sales receipt showing the date of purchase and name of business where purchased or be packaged in accordance with **subsection 240(c)** of these regulations. **The subsection (c) of 240 was added for clarification.**
 - c. No live restricted species product shall be allowed to leave a terminal market or be released in any waters of the state.

Option 4 – No geographic restrictions and terminal markets are permitted

All Proposed changes in Option 1 are included in Option 4 except for the following subsections.

Subsection 671(c)(5)(U) is proposed to be modified as follows:

- 1) The proposed county restriction will be removed.
- 2) The proposed size criteria is proposed to be moved into a new subsection 671(c)(5)(U)(2) and the requirement of adhering to Section 671.7 conditions is proposed to be moved into a new subsection 671(c)(5)(U)(1).

Subsection 671.7 is proposed to be modified as follows:

- 1) Keep the original definition for terminal markets in subsection 671.7(a).
- 2) Keep the original sales requirements by terminal markets in subsection 671.7(g) with the following changes.
 - a. Terminal markets that purchase live restricted species product from permitted importer or permitted aquaculturist are not required to hold a restricted species permit provided the live restricted species product is maintained in a closed-water system.
 - b. All restricted species products sold or leaving the premises of a terminal market shall be killed and accompanied by a sales receipt showing the date of purchase and name of business where purchased or be packaged in accordance with **subsection 240(c)** of these regulations. **The subsection (c) of 240 was added for clarification.**
 - c. No live restricted species product shall be allowed to leave a terminal market or be released in any waters of the state.

NOTICE IS GIVEN that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held in the Resource Building Auditorium, 1416 Ninth Street, Sacramento, California, on Thursday, February 4, 2010 at 8:30 a.m., or as soon thereafter as the matter may be heard.

NOTICE IS ALSO GIVEN that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held at the Double Tree Hotel – Ontario Airport, Ontario, California, on Wednesday, March 3, 2010, at 8:30 a.m., or as soon thereafter as the matter may be heard.

NOTICE IS FURTHER GIVEN that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held in The La Grande Room, Beach Resort Monterey, 2600 Sand Dunes Dr., Monterey, California, on Thursday, April 8, 2010, at 8:30 a.m., or as soon thereafter as the matter may be heard. It is requested, but not required, that written comments be submitted on or before March 24, 2010 at the address given below, or by fax at (916) 653-5040, or by e-mail to

Subsection 671(c)(5)(U) is proposed to be modified as follows:

- 1) The proposed county restriction will be removed.
- 2) The proposed size criteria is proposed to be moved into a new subsection 671(c)(5)(U)(2) and the requirement of adhering to Section 671.7 conditions is proposed to be moved into a new subsection 671(c)(5)(U)(1).

Option 3 - Geographic restrictions and terminal markets not permitted

All Proposed changes in Option 1 are included in Option 3 except for the following subsections.

Subsection 671.7 is proposed to be modified as follows:

- 1) Keep the original definition for terminal markets in subsection 671.7(a).
- 2) Keep the original sales requirements by terminal markets in subsection 671.7(g) with the following changes.
 - a. Terminal markets that purchase live restricted species product from permitted importer or permitted aquaculturist are not required to hold a restricted species permit provided the live restricted species product is maintained in a closed-water system.
 - b. All restricted species products sold or leaving the premises of a terminal market shall be killed and accompanied by a sales receipt showing the date of purchase and name of business where purchased or be packaged in accordance with **subsection 240(c)** of these regulations. **The subsection (c) of 240 was added for clarification.**
 - c. No live restricted species product shall be allowed to leave a terminal market or be released in any waters of the state.

Option 4 – No geographic restrictions and terminal markets are permitted

All Proposed changes in Option 1 are included in Option 4 except for the following subsections.

Subsection 671(c)(5)(U) is proposed to be modified as follows:

- 1) The proposed county restriction will be removed.
- 2) The proposed size criteria is proposed to be moved into a new subsection 671(c)(5)(U)(2) and the requirement of adhering to Section 671.7 conditions is proposed to be moved into a new subsection 671(c)(5)(U)(1).

Subsection 671.7 is proposed to be modified as follows:

- 1) Keep the original definition for terminal markets in subsection 671.7(a).
- 2) Keep the original sales requirements by terminal markets in subsection 671.7(g) with the following changes.
 - a. Terminal markets that purchase live restricted species product from permitted importer or permitted aquaculturist are not required to hold a restricted species permit provided the live restricted species product is maintained in a closed-water system.
 - b. All restricted species products sold or leaving the premises of a terminal market shall be killed and accompanied by a sales receipt showing the date of purchase and name of business where purchased or be packaged in accordance with **subsection 240(c)** of these regulations. **The subsection (c) of 240 was added for clarification.**
 - c. No live restricted species product shall be allowed to leave a terminal market or be released in any waters of the state.

NOTICE IS GIVEN that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held in the Resource Building Auditorium, 1416 Ninth Street, Sacramento, California, on Thursday, February 4, 2010 at 8:30 a.m., or as soon thereafter as the matter may be heard.

NOTICE IS ALSO GIVEN that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held at the Double Tree Hotel – Ontario Airport, Ontario, California, on Wednesday, March 3, 2010, at 8:30 a.m., or as soon thereafter as the matter may be heard.

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- 8) Specify the sales requirements by terminal markets in subsection 671.7(g) with the removal of the permit exception.
- All restricted species products sold or leaving the premises of a terminal market shall be killed and accompanied by a sales receipt showing the date of purchase and name of business where purchased or be packaged in accordance with subsection 240(c) of these regulations. **The subsection (c) of 240 was added for clarification.**
 - No live restricted species product shall be allowed to leave a terminal market or be released in any waters of the state.

Section 703 will be added to contain the restricted species permit fees and various application form numbers that are incorporated by reference. Permit fees are adjusted annually pursuant to the provisions of Section 699 and FGC Section 713. The proposed additions are outlined below:

The new application fees are proposed to be double the present application fee since it takes twice as long to process new applications for restricted species permits. The inspection fees are proposed to be increased to recover Department costs.

Subsection (A) 2010 Restricted Species Permit Fees

1. Restricted Species Permit Application (New)	[\$51.25-\$101.50]
2. Restricted Species Permit Application (Amended or Renewal)	\$ 51.25
3. Animal Care -- Welfare Species	\$ 50.75
4. Animal Care - Detrimental Species	\$426.00
5. Aquaculture	\$426.00
6. AZA	\$426.00
7. Breeding	\$426.00
8. Resident Broker/Dealer	\$426.00
9. Nonresident Broker/Dealer	\$851.75
10. Resident Exhibiting	\$426.00
11. Nonresident Exhibiting	\$851.75
12. Native Species Exhibiting	\$426.00
13. Resident Nuisance Bird Abatement	\$426.00
14. Nonresident Nuisance Bird Abatement	\$851.75
15. Research -- Detrimental Species	\$426.00
16. Shelter	\$ 50.75
17. Single Event Breeding for Exhibitors	\$ 50.75
18. Wholesale/Importation	\$426.00
19. Fee for two initial inspections	[\$170.50-\$3000.00]
20. Hourly inspection fee (> 2 hrs)	[\$ 42.50-\$100.00]

Subsection 703(B) to (H) Restricted Species Application Forms

- (B) New Restricted Species Permit Application
FG 1312 (New 10/2009)
- (C) Native Species Exhibiting Permit Amendment Form
FG 1312a (New 10/2009)
- (D) New Native Species Exhibiting Permit Application
FG 1312b (New 10/2009)
- (E) Restricted Species Permit Inventory of Animals Form
FG 1313 (New 10/2009)
- (F) Native Species Exhibiting Permit Inventory of Animals Form
FG 1313a (New 10/2009)
- (G) Restricted Species Permit Amendment Form
FG 1313b (New 10/2009)
- (H) Restricted Species Nonresident Exhibiting Itinerary Form
FG 1316 (New 10/2009)

Option 2 – No geographic restrictions and everyone must be permitted

All Proposed changes in Option 1 are included in Option 2 except for the following subsection.

FGC@fgc.ca.gov. Written comments mailed, faxed or e-mailed to the Commission office, must be received before 5:00 p.m. on April 6, 2010. All comments must be received no later than April 8, 2010, at the meeting in Monterey. If you would like copies of any modifications to this proposal, please include your name and mailing address.

The regulations as proposed in strikeout-underline format and modifications indicated in double strikeout/underline, as well as an initial statement of reasons, including environmental considerations and all information upon which the proposal is based (rulemaking file), are on file and available for public review from the agency representative, John Carlson, Jr., Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, California 94244-2090, phone (916) 653-4899. Please direct requests for the above mentioned documents and inquiries concerning the regulatory process to John Carlson, Jr., or Jon Snellstrom at the preceding address or phone number. **Mr. Scott Barrow, Fisheries Program Branch, Department of Fish and Game, (916) 445-7600 has been designated to respond to questions on the substance of the proposed regulations.** Copies of the Initial Statement of Reasons, including the regulatory language, may be obtained from the address above. Notice of the proposed action shall be posted on the Fish and Game Commission website at <http://www.fgc.ca.gov>.

Availability of Modified Text

If the regulations adopted by the Commission differ from but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of adoption. Any person interested may obtain a copy of said regulations prior to the date of adoption by contacting the agency representative named herein.

If the regulatory proposal is adopted, the final statement of reasons may be obtained from the address above when it has been received from the agency program staff.

Impact of Regulatory Action

The potential for significant statewide adverse economic impacts that might result from the proposed regulatory action has been assessed, and the following initial determinations relative to the required statutory categories have been made:

- (a) **Significant Statewide Adverse Economic Impact Directly Affecting Businesses, Including the Ability of California Businesses to Compete with Businesses in Other States:**

The proposed action will not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states. The proposed action is necessary for the continued preservation of the resource and therefore the prevention of adverse economic impacts.

- (b) **Impact on the Creation or Elimination of Jobs Within the State, the Creation of New Businesses or the Elimination of Existing Businesses, or the Expansion of Businesses in California:**

The net impacts are unknown at this time.

- (c) **Cost Impacts on a Representative Private Person or Business:**

The agency is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action. The proposed action will open up new marketing opportunities for the California's aquaculture and retail seafood industries which will offset the new permit fees and inspection costs.

- (d) **Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State:**

The proposed regulation changes would provide a cost recovery mechanism to offset Department costs related to permitting restricted species and for escaped animals.

- (e) **Nondiscretionary Costs/Savings to Local Agencies:**

None.

(f) Programs Mandated on Local Agencies or School Districts:

None.

(g) Costs Imposed on Any Local Agency or School District that is Required to be Reimbursed Under Part 7 (commencing with Section 17500) of Division 4, Government Code:

None.

(h) Effect on Housing Costs:

None.

Effect on Small Business

It has been determined that the adoption of these regulations may affect small business. The Commission has drafted the regulations in Plain English pursuant to Government Code sections 11342.580 and 11346.2(a)(1).

Consideration of Alternatives

The Commission must determine that no reasonable alternative considered by the Commission, or that has otherwise been identified and brought to the attention of the Commission, would be more effective in carrying out the purpose for which the action is proposed or would be effective as and less burdensome to affected private persons than the proposed action.

FISH AND GAME COMMISSION

John Carlson, Jr.
Executive Director

Dated: January 19, 2010

(f) Programs Mandated on Local Agencies or School Districts:

None.

(g) Costs Imposed on Any Local Agency or School District that is Required to be Reimbursed Under Part 7 (commencing with Section 17500) of Division 4, Government Code:

None.

(h) Effect on Housing Costs:

None.

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FISH AND GAME COMMISSION

John Carlson, Jr.
Executive Director

Dated: January 19, 2010

FGC@fgc.ca.gov. Written comments mailed, faxed or e-mailed to the Commission office, must be received before 5:00 p.m. on April 6, 2010. All comments must be received no later than April 8, 2010, at the meeting in Monterey. If you would like copies of any modifications to this proposal, please include your name and mailing address.

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- (d) Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State:

The proposed regulation changes would provide a cost recovery mechanism to offset Department costs related to permitting restricted species and for escaped animals.

- (e) Nondiscretionary Costs/Savings to Local Agencies:

None.

CALIFORNIA LEGISLATURE

MEMBERS

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GREGORY SCHMIDT
SECRETARY OF THE SENATE
NETTIE SABELHAUS
APPOINTMENTS DIRECTOR

SENATE RULES COMMITTEE

January 27, 2010

San Francisco Board of Supervisors
Clerk Of The Board
1 Carlton B Goodlett Pl Ste 244
San Francisco, CA 94102-4604

Dear Friends:

Governor Arnold Schwarzenegger has appointed Thomas O'Malley of Atascadero as a member of the Water Quality Control Board, Central Coast Region. He fills the municipal government slot with a term ending date of September 30, 2013, and receives \$100 per diem and reimbursement of expenses for official board duties.

Please refer to the enclosed information sheet that summarizes Mr. O'Malley's professional and educational background.

This appointment requires Senate confirmation. A confirmation hearing will be scheduled soon. If you have a position or would like to comment on Mr. O'Malley, the Senate Rules Committee would like to hear from you.

Please direct your response to my attention in Room 420 of the State Capitol. Thank you for your assistance.

Sincerely,

NETTIE SABELHAUS
Appointments Director

DS: cm

Enclosure

RECEIVED
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2010 JAN 28 PM 4:12
BY SK

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Thomas P. O'Malley
Water Quality Control Board, Central Coast Region
Representing: Municipal Government

CURRENT EMPLOYMENT: 2007-Present: Owner, Portola Event Planning
2002-Present: Council Member, Atascadero City Council (Mayor 2006)
1985-Present: Partner, Greenaway & O'Malley Properties (commercial, residential and vacation property ownership and management)

PAST EMPLOYMENT: 1994-2005: Mental Health Administrator, San Luis Obispo County Behavioral Health Services
1987-1994: Automation Supervisor, San Luis Obispo County Sheriff's Office
1993-1994: Assistant Mental Health Administrator, San Luis Obispo County Mental Health
1986-1987: Mental Health Program Supervisor, County Drug Program and Forensic Mental Health Programs, San Luis Obispo County Mental Health
1982-1986: Mental Health Therapist IV, San Luis Obispo County Mental Health
1979-1982: Mental Health Program Supervisor, VISTA Volunteer Program and County Drug Program, San Luis Obispo County Mental Health
1976-1979: Mental Health Therapist III, San Luis Obispo County Mental Health
1974-1976: Teacher, Navajo Indian Reservation

EDUCATION: 1978: M.A., Education Counseling and Guidance, California Polytechnic State University, San Luis Obispo
1974: B.A., Economics, University of California, Santa Barbara

ORGANIZATIONS: Atascadero Chamber of Commerce, Member
Atascadero Historical Society, Life Member
Atascadero Performing Arts Committee, Founding/Honorary Board Member
Atascadero Veteran's Memorial Committee, Founding Member
Atascadero Youth Task Force, Member
Boy Scouts of America, Del Norte District Fundraising Committee, Member (2006-present)
California Association of Bed & Breakfast Inns, Member (2008-present)
California Association of Marriage and Family Therapists, Member (2005-present)
San Luis Obispo County Community Foundation, Scholarship Evaluation Committee, Member (2007-present)



"robin zone"
<robin1zone@lycos.com>
01/28/2010 04:24 PM

To <board.of.supervisors@sfgov.org>
cc
bcc
Subject Need to introduse Ordinance "restricting use of the Mobile phones"!!!!!!

Dear Board of Supervisors,
With this, we are kindly requesting introduction of Ordinance restricting use of the Mobile phones in Public offices, public transportation, Bank public areas, libraries, and others public spaces.
Thanks,
Robin

19



RONALD WON
<ronwonsfo@sbcglobal.net>
01/28/2010 08:22 PM

To board.of.supervisors@sfgov.org
cc
bcc
Subject CCA

Dear Supervisors
Plase vote NO on
CCA

Thanks

Ronald C. Won

20



BOS-1
C pages

995 Market Street Suite 1650
San Francisco, CA 94103

415.431.BIKE
415.431.2468 fax
www.sfbike.org

January 25, 2010

Chairman Scott Haggerty
Metropolitan Transportation Commission
MetroCenter
101 Eighth St.
Oakland, CA 94607-4700

RE: Re-commitment of \$70 Million ARRA Funds from BART OAC

On behalf of the 11,000 members of the San Francisco Bicycle Coalition, I am writing to urge the Metropolitan Transportation Commission to recommit the \$70 million in ARRA stimulus funds to support transit agencies and bike and pedestrian amenities. The Federal Transit Administration has alerted BART and MTC that the Bay Area region is at risk of losing this stimulus funding. BART has been found out of compliance with the FTA's civil rights requirements and questions are being asked about MTC's oversight of these issues.

BART told MTC in July that it had completed an equity analysis, something they now acknowledge was not done. Then last week, BART hastily submitted an analysis to the FTA which was resoundingly rejected.

Last July, hoping to avoid doing a study of alternatives, MTC and BART staff told you that any analysis that looked at alternatives to the OAC would take months to complete. There is no quick fix to the issues raised by the FTA, which makes the risk of proceeding with this project is too great for the Bay Area.

MTC must act to keep the stimulus funding in the Bay Area for the benefit of the region's transit riders and workers. Please do not risk this critical funding. Please declare the Oakland Airport Connector out of compliance for \$70 million in ARRA stimulus funding and disperse these funds to the regions transit agencies, as per your February ARRA resolution.

Thank you in advance for supporting better public transit, biking and walking in the Bay Area.

Sincerely,

Marc Caswell
Program Manager
San Francisco Bicycle Coalition

CC: MTC Commissioners, Director Steve Heminger, Ann Flemer, Randy Rentschler, Alix Bockelman

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Pete Milton
<pmpmilton@yahoo.com>
01/26/2010 09:24 PM

To board.of.supervisors@sfgov.org
cc JohnAvalos@sfgov.org
bcc
Subject

Don't just do something, sit there. For you to dismiss out of hand the mayor's proposal for getting some tax relief and incentive to hiring for those in the private sector is patently absurd. I am hearing Avalos characterizing these proposed measures as a "bailout". I beg your pardon? Leaving a few pennies in the pockets of private industry while you pick their pockets to fund your so-called "vital" city services so that Johnny is assured of a clean needle----that's his idea of a bailout. We're tired of hearing the "shovel-ready" job promise of trickle down Federal money to favored union jobs. If you want to get the economy running again, you need to tighten your belt first, stop thinking of raising new sources of revenue to spend, and give some tax relief to homeowners and businesses both big and small-----and then get out of the way and let the private sector do what it does best, and that government can never do-----produce. Until then, you are all (especially Avalos, potty-mouthed perennial child Daly, long-winded Mirkarimi and champion of illegal alien lawbreakers, Campos)living in a dream world.Sincerely, Pete Milton

22



Lauri Fried-Lee
<FRIEDLEE@PACBELL.NET

>
01/29/2010 04:01 PM

To board.of.supervisors@sfgov.org

cc

bcc

Subject Against Common Sense Coalition/PGE viewpoint on CCA

Dear Board of Supervisors,

I just received an anti-Community Choice Aggregation flyer put out by PGE and whoever else they got to agree to send it, although I'm sure PG&E paid for it. They requested that I contact you to inform you of my opinion.

My opinion is that you should pass it, and not listen to PG&E.

Thank you for the opportunity to make my thoughts known.

Sincerely,

Lauri Fried-Lee

23

