

Petitions and Communications received from December 28, 2010, through January 3, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on January 11, 2011.

From Sue Vaughan, submitting support for the declining fossil fuel report. (1)

From concerned citizens, submitting opposition to proposed legislation to implement a Civic Center Community Benefit District. File No. 101526, 9 letters (2)

From concerned citizens, submitting support for the Parkmerced Project. 2 letters (3)

From Voy Wiederhold, submitting an updated list of Opera Plaza petitioners requesting to be excluded from the Civic Center Community Benefit District. File No. 101526, Copy: Each Supervisor (4)

From various organizations, submitting support for Vince Courtney to SFPUC. File No. 101507, Copy: Rules Committee Clerk, 5 letters (5)

From concerned citizens, submitting opposition to Richard Johns to HPC. File No. 101512, 7 letters (6)

From concerned citizens, submitting support for the reappointment of Andrew Wolfram and Karl Hasz, and opposition to the appointment of Richard Johns to HPC. File Nos. 101513 and 101509 (7)

From Sandra Ferreira, regarding the sidewalk sitting ban. (8)

From State Fish and Game Commission, submitting notice of regulations. (9)

From Office of the Treasurer and Tax Collector, submitting the November 2010 investment report. (10)

Peak Oil Resolution on the agenda for January 4, 2011

Sue Vaughan

to:

Eric.L.Mar, Michela.Aliot-Pier, David.Chiu, Carmen.Chu, ross.mirkarimi, chris.daly, Sean.Elsbernd, Bevan.Dufty, david.campos, Sophie.Maxwell, john avalos

12/28/2010 09:55 PM

Cc:

board.of.supervisors

Show Details

Dear Supervisors:

I am writing to encourage you to vote in support of the resolution in support of 49 recommendations made members of by the Peak Oil Prepared Task Force in their final report, completed in March 2009. These 49 recommendations are a good start to confronting the profound and urgent problems presented by Peak Oil.

However, in addition to adoption of the resolution, I urge you to go further. The International Energy Agency has concluded that production of crude oil peaked in 2006. Peak oil is the point at which humanity extracts the most it can in one year with ever decreasing production in all subsequent years (assuming demand remains the same or increases).

Whether it has already come and gone or whether it arrives at some future date, it is of utmost importance that the city take steps to prepare for a lower-carbon future. To that end, members of the Board of Supervisors should:

- pass legislation that creates a follow-up position for someone hired to oversee implementation of the resolution recommendations within the city's various departments;
- pass legislation requiring city departments to take into consideration the recommendations in their department planning; and,
- work on additional legislation that implements other aspects of the recommendations and other aspects of the report recommendations not included in the resolution.

Sincerely,

--

Sue Vaughan
(415) 668-3119



Keep Civic Center Public Newsletter, Vol. 1
JamesChaffee
to:
Board.of.Supervisors
12/28/2010 01:43 AM
Show Details



"THIS IS A SHAMELESS ATTEMPT BY PRIVATE INTERESTS TO TAKE CONTROL OF THE SAN FRANCISCO CIVIC CENTER, CHANGING IT OVERNIGHT FROM THE PUBLIC, COMMUNAL SPACE IT HAS BEEN FOR MORE THAN ONE HUNDRED YEARS INTO A CRAVEN BUSINESS DOMAIN OF PRIVATE INTERESTS....

EVERYONE WHO BELIEVES IN DEMOCRACY HAS TO BE AGAINST THIS."

The Campaign to Keep
The San Francisco
Civic Center Public Newsletter, Vol.1

January 4, 2011 - 3:00 p.m.
Public Hearing - Board of Supervisors
Creation of a Civic Center Community Benefit District

Let Your Voice Be Heard
Speak out at this meeting. and/or
Write to your supervisor and refer to File No.101525

Get the Full Story at
KeepCivicCenterPublic.com

San Francisco Civic Center
KEEP IT PUBLIC!

* **Civic Center Belongs to the Public**

There are already a number of Community Benefit Districts in San Francisco and they are designed for retail and commercial areas where "cleaning up" the neighborhood of so-called "undesirables" is "good for business." It should be obvious that this is unclear on the concept with respect to the "Civic Center." If Civic Center means anything it is the public communal space in which all members of the society can participate.

The essence of the appeal for a Community Benefit District is that it operates can get rid of people who the police are powerless to get rid of. What does that mean exactly? That the CBD can get rid of people who have rights in a democracy, are not doing anything wrong, and have the right to be there under the law?

* **What Does "Cleaning Up" Civic Center Mean?**

Fortunately, the organizers of the Community Benefit District (the "CBD ") who call themselves the "Steering Committee" have tipped their hand and answered that question.

Because they were assured of its appropriateness, the organizers of this CBD made a presentation to the Library Commission in order to solicit the Commission's support. Because of the nature of the audience, namely the crass and privatized Library Commission, the presentation was the full-on pro-Fascist appeal. It was a promotion that would make the hair stand on end of anyone who respects the role of public space in an American-style democracy. The primary selling point of this CBD , according to its promoters, is a roving band of employees without legal credentials or accountability to be called "ambassadors" who would be charged with clearing out the socially undesirable individuals from the designated area. These "ambassadors" would use methods that were unknown and their only responsibility would be to the "board of directors" of the CBD, who it was clear, would not question the means and only wanted results.

Of course, the "socially undesirable individuals" refers to everyone who is not a friend of the CBD, or whose presence does not represent

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a benefit to the CBD. Of course, they mean not only you and me, but any number of people who are not "connected." It is clear that selfishness in our society has reached such a pass that even the Board of Supervisors think that it doesn't matter if it is not being done to "me," meaning themselves. But the fact is, they haven't done it to you, yet.

The following are the oral comments from one of the organizers at the Library Commission meeting, Jim Chappell, who described himself as having led SPUR for 15 years, (San Francisco Planning & Urban Research Association, a corporate-funded think tank). These comments are transcribed directly from the recording of the meeting:

"A key part are the ambassadors who will be circulating through the district day and evening and bringing a new level of civility to the streets and preventing capital damage from being done.

"Just as a way of example, when we bought the property on Mission street with an alley behind it, there were people who had been living in that alley for years. When the Community Benefit District started, the first evening at 6:00 o'clock after work, I walk out there and there are people setting up their beds. I called the ambassador.

"Everybody puts it on their speed dial, or gets a card from the district. And the ambassador was there in five minutes and asked the person to leave. The person got up and left, and walked around the block and came right back. And the ambassador had walked around the block and came right back. This happened for three nights in a row, and then it never happened again in a year and a quarter since then.

"It use to be that there was graffiti on the building every single day. Now there has not been graffiti in months. So, these things work. I am ready for questions."

"So, these things work." He doesn't want to know the details of what level of abuse or cruelty is necessary for it to work, but he knows that the answer is "whatever it takes." This is a rare admission from someone at Mr. Chappell's level who usually attempt to portray themselves as humane, but he knows he can be candid in front of the Library Commission.

* **A Sit-Lie Law by Another Name**

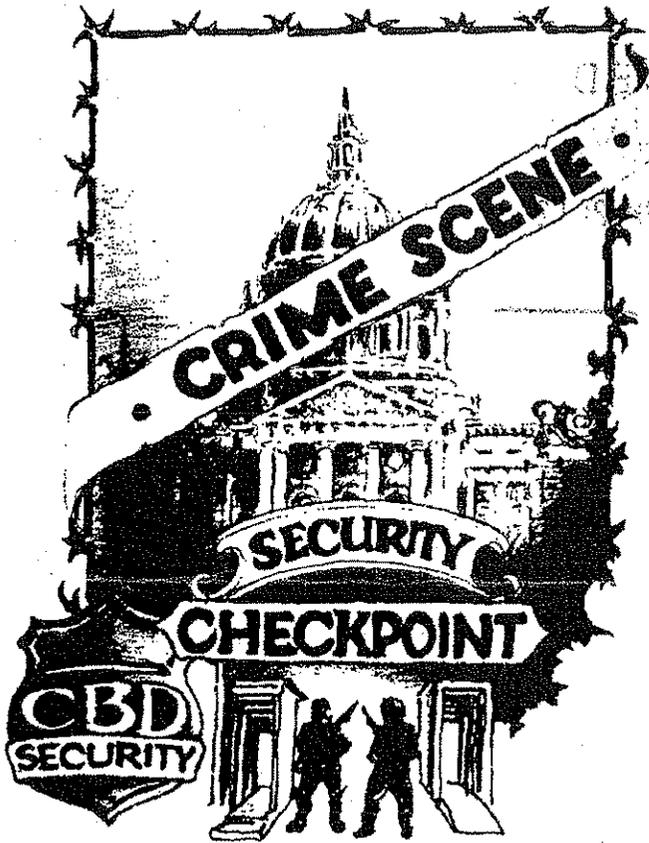
At least the Police presumably work for the public and are paid with public funds. There is also a Police Commission and an Office of Civilian Complaints and a lot of work and activist energy went into creating at least that much accountability. This is the "Sit Lie" law using private thugs who are not inhibited like actual police officers. This sends the message, "let'm have civil rights and decency in someone else's neighborhood." And, don't forget, all of the "stakeholders" will have the private thugs on speed dial. Yeah, sure. I can hear them now, paraphrasing the line from the famous John Huston movie, "I don't have to show you no stinkin' sit-lie law." What happened to that person over those three day? Is he/she swimming with the fishes now. The real point is this guy doesn't want to know. All he wants to know is that "these things work."

But, of course, this is the San Francisco Civic Center. It is a very fine line between finding people undesirable because of where they sleep and finding them undesirable because of what they think. Do we really want the merchants and the philanthropists having the "ambassadors" on speed dial because they don't like what we think? In a decent world San Francisco City Hall and the City agencies should be ready to put a stop to such a proposal on public policy grounds, but now they are using tax dollars to pay for it. The Library Commission's resolution supporting it called for \$21,397, just from the library funding and just in the first year. That is a lot of library books.

I am sure that the public library administration thinks that the "ambassadors" will finally be able to prevent me from going to Library Commission meetings. There is just one little problem: there are dozens of laws - all based on the US Constitution - that are supposed to guarantee my right to attend Library Commission meetings. I don't know why they are paying money to the "CBD." All they had to do was pay protection to the local Mafia, and I could have been removed from Library Commission meetings a long time ago. If you think this is any different, you are dreaming.

(To be removed from the mailing list, please send an e-mail with "remove" on the subject line to Info@KeepCivicCenterPublic.com.)

From: James Chaffee File
10/5/2010



IF CITY HALL IS NOT PUBLIC NOTHING IS

STOP THE PRIVATIZATION

A resolution to implement a Civic Center Community Benefit District will be coming before the Board of Supervisors for a public hearing at 3:00 p.m. on January 4, 2011.

Keep the San Francisco Civic Center Public.
We paid for it once.

They would like us to believe that, if you want anything done, you have to hire a private company to do it. The question is, how far down that path do you want to travel?

There is a basic principle in a democracy that there are certain things that have to be owned by the community and that belong in the public sector for profound reasons of justice and decency.

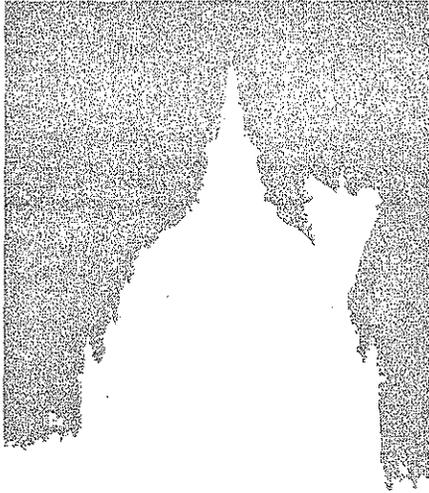
Principles of justice founded on the US Constitution are there to protect all of us. The control of the Civic Center, in its maintenance and security concerns, is one of the things that has to remain in the public sector if we are to remain a public society in any sense.

The problems with this Privatization of the Civic Center include:

- ✓ This is Anti-democratic and will create class and economic barriers to access to governmental services. Civic Center is the seat of government. It has to be open to all.
- ✓ San Francisco City government is the largest property owner in the District and the general fund monies will account for almost 36% of the support for this district, estimated at \$249,135.22. We already pay the police, and there is no need to divert money into the hands of a private contractor, MJM Management Group, to maintain Civic Center.
- ✓ We need a City-wide solution. To the extent that there is a problem, all this proposal does is move it to someone else's neighborhood. This is just NIMBY for the commercial interests.

The Board of Supervisors would like to shed all of their responsibility and retain only the perks of public office. We Cannot Allow This to Happen!

Get the Full Story at – KeepCivicCenterPublic.com



CIVIC CENTER BELONGS TO THE PUBLIC

Stop the Privatization
Write Your Supervisor –
Supervisors' Hearing on
January 4, 2011, at 3:00 p.m.

A resolution to implement a Civic Center Community Benefit District will be coming before the Board of Supervisors for a public hearing at 3:00 p.m. on January 4, 2011.

The Campaign to Keep the San Francisco Civic Center Public needs your help. The Civic Center is the political and social commons and it belongs to the public. The public paid for it once. Turning it over to private interests for "improvement" is anti-democratic.

✧ Civil Liberties and the First Amendment – This is completely inappropriate for a Civic Center in a democratic society. The Supervisors should reject this proposal to privatize the public space in Civic Center based on its implications for civil liberties alone. Civic Center, as our most central, ceremonial, celebratory, and political forum, represents the public commons.

✧ Misuse of Public Funds – A table of City-owned parcels within the proposed district reveals that taxpayer supported entities will be responsible for 35.96% of the total budget and the estimate of City support before Opera Plaza was granted an exemption was \$249,135.22. Not only has the value to the City as a whole not been demonstrated, but this is money flowing from the public coffers into private hands for services that City employees already perform. As far as Civic Center itself goes, we paid for it once already.

✧ Their Version of "Security" – The primary selling point of this CBD, as its promoters readily admit is a roving band of employees without legal credentials or accountability to be called "ambassadors" who would be charged with clearing out the socially undesirable individuals from the designated area. With power to enforce "security" in private hands, it means the end of free speech and accountability. Corporations and their influence peddlers know that the ability to dominate Civic Center in this way will make a huge political shift in their direction.

✧ A City-Wide Solution, Not Someone Else's Neighborhood – The promoters of this and other Community Benefit Districts always tout the benefits as removal of our most undesirable citizens. That is the one problem that cannot be solved by private and hidden means. One advocate stated, "These things work." The way it works of course is they end up in someone else's neighborhood. If we can't find a city-wide solution, the CBD should not benefit at the expense of the rest of the city.

Get the Full Story at – KeepCivicCenterPublic.com



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: ref no. 101525

File 101526

From: engineering <engineering@TITANweights.com>
To: Board.of.Supervisors@sfgov.org
Date: 12/31/2010 08:04 AM
Subject: ref no. 101525

TO: San Francisco Board of Supervisors

Gentlemen: The issue being brought to vote on January 4, 2011 (creating a CBD that would obligate San Francisco to pay a private entity for services for which citizens have /already paid/, and in addition allow a /private, for profit private //corporation/ operation outside the perview and oversight of city government) is a travesty. Those of you who would vote for such a cause need to re-assess your system of values, since to do so would fly in the face of every principle of basic Americanism.

You will probably ignore the wishes of your constituents, a trait for which most modern politicians are noted, and may the Almighty God have mercy on your souls for the abdication of your responsibilities of the positions to which you were elected.

Please reply to me following this upcoming event, indicating each of your individual votes.

John Chermak



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: San Francisco's Civic Center - File #101525

From: Art Lady <crazy4art@earthlink.net>
To: board.of.supervisors@sfgov.org
Date: 12/31/2010 12:34 PM
Subject: San Francisco's Civic Center - File #101525

File 101526

To Who It May Concern,

It is my understanding that on January 4, 2011, a vote will be made on File #101525 to determine whether the San Francisco Civic Center remains public. There is never a good reason to allow private corporations to take control over anything that should be public. Elected officials are elected to represent "we the people", not corporate interests.

Anyone with a conscience, who values the oath of office taken upon assuming and accepting a position in a PUBLIC OFFICE, should absolutely vote against File # 101525. It is beyond high time for public officials to once again demonstrate honor and value and respect the oath of office they took, value the people they are supposed to be serving and STOP selling out to the almighty dollar!!! The Constitution and the California Constitution lay out in great detail what public officials are allowed to do and not allowed to do. Privatizing what should be public was not an issue when the constitutions were formed and should NOT be an issue now. Please do the right thing.

Thank you for your time.

Eleda

There is nothing to fear but fear itself. Love and Truth always win. Always!

"Never doubt that a few, thoughtful, committed citizens can change the world: Indeed, it is the only thing that ever has."

- Margaret Mead

"When I despair I remember that all through history the way of truth and love has always won. There have always been tyrants and murderers and for a time they can seem invincible but in the end they always fall. Think on it. Always." -

Mohandas K. Ghandi - 1869-1948.



Urging "No" on CBD = Democracy Denial District (DDD) --Tuesday's BoS Meeting, Items 27 & 28

Library Users Association to: board.of.supervisors
Please respond to libraryusers2004

01/02/2011 04:42 PM

Files: 101526
101527
101201

View: (Mail Threads)

Clerk: Please distribute to all Supervisors and to the relevant Files (Five I know of so far: 101525, 101526, 101527, also 101201, 101488)

Dear Supervisors:

We ask you to reject the creation of a Civic Center Community Benefit District (CBD), Agenda Items 27 and 28 on your January 4, 2010 meeting agenda.

The CBD represents a questionable and dangerous interference with free speech and freedom of assembly in the heart of San Francisco's political and cultural center.

A few years ago, the Yerba Buena Center was the site of a weekend book fair and I thought it would be a good place to hand out flyers on a library issue. But shortly after starting to flyer, some staffers from the YBC said flyering was not allowed on the grounds, although we could flyer on the sidewalk around the edges of the YBC. When I asked who was in charge and wanted to speak with that person, they did not give me a card, said the person would be in on Monday. I felt the choice was to get into a lengthy dispute with the management, or spread the word in a less desirable place. The staffers did the same thing to another group that wanted to express their opinions on an election that was forthcoming, and they were also stopped from gathering and speaking with their signs.

The website of MJM Management Group, which is advocating for the Civic Center CBD, says that they manage YBC and also Union Square.

We have heard a similar story from a colleague, who reported that an unrelated group was told that they had to leave Union Square, could not stand with signs or distribute flyers. When they vigorously objected, a supervisor reportedly appeared, and then allowed them to stay.

MJM Management Group apparently works Union Square as well, according to the website.

Turning over the city streets and public spaces to even partial control by a private group is anti-democratic, to say the least, and we oppose this measure. We note that the city would be paying a major percentage of the CBD's budget, including more than \$21,000 from the library -- money that is desperately needed in other areas, and represents more than two years of interim service for a closed library in a trailer, two years of the adult book budget in a medium sized library, and so on.

You might also know we have stated our opposition orally from the first time the subject came up at the Library Commission meeting in October, to the Budget and Finance Committee meeting of December 14.

Thank you for your attention to this.

Peter Warfield
Executive Director
Library Users Association
415/7 5 3 - 2 1 80
I have recently

For inclusion in → File # 101527, 101526, 101525, 101201, 101488

To: Bd of Supervisors - Each Supervisor
From: Library Users Assn. / Peter Warfield, Executive Director
The Nation.

December 18, 1995

787

adjusters at Harvard's John F. Kennedy School of Government. Attentions seemed particularly focused when I touched on the possibility of a military coup. Mexico has the longest skein of civilian rule in Latin America, but the old ways of doing business are sorely tested by "La Crisis II." Afterward, the sons and daughters of Mexico's ruling crust crowded around me to express their own fears. "My family lives on the edge of Military Camp No. 1," an undergrad told me. "The troops are holding exercises twice a night out there."

At the end Gustavo Merino, the president of Harvard's Mexican Student Association, walked me to the door. I apologized for being so hard on his government but, I explained, my experiences require such an analysis. "No, no," the preppy native of Mexico City pleaded, "we must thank you—we are so rarely told what is really going on back home." □

BUSINESS DISTRICTS TAKE OVER

Trespasser on Main St. (You!)

TOM GALLAGHER

The poor have sometimes objected to being governed badly; the rich have always objected to being governed at all." G.K. Chesterton's thumbnail description of politics has held up so nicely over the past century that he would have been quite surprised to hear that some of San Francisco's wealthier real estate interests are petitioning their city's Board of Supervisors for the right to raise their own property taxes.

But the arrangement they seek, known as a business improvement district (BID or, variously, business improvement zone, special improvement district or special assessment district), has actually been quietly and modestly eating away at the nation's democratic underpinnings in urban commercial neighborhoods for more than twenty years, to the point that there are now some 1,000 of these districts—from New Orleans to Kalamazoo—in which the usual American standards of government and taxation no longer apply.

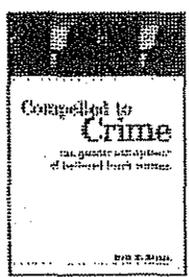
Chesterton, you see, had neglected to note that it is not so much government itself to which the wealthy object as the idea of being governed by those poorer and more numerous than they. "Us" being governed by "them." And BIDs have offered a way out of this distasteful aspect of democracy.

Under the San Francisco plan, property owners within a BID may vote to tax themselves to pay for services such as increased security, street repairs and cleaning. If the Board of Supervisors approves, the Tax Collector's Office will then gather the money from all district property owners—just like any other tax—and institute the improvements.

So far, so good; the districts have been widely promoted

Tom Gallagher, a former member of the Massachusetts legislature's Committee on Taxation, is currently active with San Franciscans for Tax Justice.

POLITICS AND RACE from ROUTLEDGE



Compelled to Crime
The Gender Entrapment of Battered Black Women
Beth E. Richie

Borrowing the phrase "gender entrapment" from the legal notion of the term—which implies a circumstance whereby an individual is lured into a compromising act—author Beth Richie uses gender entrapment to describe the process whereby African American women who are vulnerable to men's violence in their intimate relationships are penalized for criminal behaviors they engage in when these behaviors are logical extensions of their racialized gender identities, their culturally mediated gender roles, and the violence in their private lives.

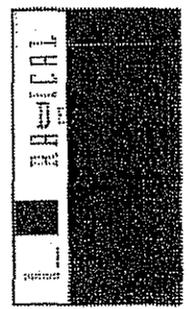
192 pp \$16.95/Pb



Fighting for Ireland?
The Military Strategy of the Irish Republican Movement
M.L.R. Smith

The author challenges the IRA's military Mythology and tackles questions such as "Why does the IRA believe that violence will achieve its objectives, and what chance does it have of achieving them? Contrary to the Irish Republican movement's vigorous and assertive public face, this study uncovers an organization characterized more by a sense of chronic insecurity than by certainty and continuity. A History Book Club selection.

352 pp \$39.95/Cloth



Radical Democracy
Identity, Citizenship and the State
Edited by David Trend

Radical Democracy addresses the loss of faith in conventional party politics, and argues for new ways of thinking about diversity, liberty, and civic responsibility. Contributors: Stanley Aronowitz, Seyla Benhabib, Bogden Denitch, Amarpal K. Dhalwal, Barbara Ehrenreich, Barbara Epstein, Jeffrey Escoffier, J. Peter Euben, Richard Flacks, Nancy Fraser, Henry A. Giroux, bell hooks, Manning Marable, Chantal Mouffe, Michael Omi, David Plotke, Gayatri Chakravorty Spivak, Ellen Willis, Howard Winant, and Eli Zaretsky.

248 pp \$17.95/Pb



Teaching Malcolm X
Popular Culture and Literacy
Edited by Theresa Perry

From Spike Lee to rap music lyrics, Malcolm X has captured the imagination of urban youth. *Teaching Malcolm X* brings together a dazzling array of perspectives on the man and his political and cultural impact. Contributors: Valdir Barboze, Carlos Broussard, Leonard Brown, Patricia Hill Collins, Sandra Dickerson, Michael Eric Dyson, Nikki Giovanni, Robert Lowe, Terri Meier, Laraine Morin, Linda Mizell, Imani Perry, Theresa Perry, Judith Richards, Judy Richardson, Joyce Hope Scott, James Turner, Cornel West, Steve Whitman, Owusu Yaki Yakubu.

256 pp \$16.95/Pb

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Copy provided courtesy of Library Users Assn (415) 753-2180

as a way to reinvolve downtown merchants frequently alienated from government. But there is one little twist: The tradition of the majority of voters setting the tax rate does not hold inside BIDs, where those with the most property make the decisions.

In the San Francisco variety, creation of and decisions within BIDs depend on the will of "property Owners in the proposed District who will pay more than 50% of the Assessment proposed to be levied." This could be as few as two people (the San Francisco ordinance essentially limits the weighted vote of one individual within a district to 40 percent). Since one man is reputed to own 25 percent of San Francisco's downtown commercial property, the prospect of BIDs in which two people set tax policy is quite real.

The particulars vary from state to state. In New York City a BID may be established by the mayor, in which case it can be overturned only by the positive action of "owners of at least fifty-one percent of the assessed evaluation" or "at least fifty-one percent of the owners" of property affected by the BID's tax. In New Jersey a vote may not be required.

BIDs are truly a proposal to make a Fortune 500 C.E.O. think he's died and gone to capitalist heaven. He might think he was dreaming of an Ayn Rand-type presidential candidacy that aimed to let the "superior" people govern themselves behind the rallying cry of "one dollar, one vote." And despite their nondemocratic standards, BIDs are also eligible to receive regular tax dollars in the form of government grants.

Generally, discussion of BIDs is buried in the dry notices of the business pages, but in April the story took a turn toward the picaresque when four fellows known on the street as Bubba, Big Black, Kizer and Red claimed they had beaten up homeless individuals while in the employ of the Grand Central Partnership, a Manhattan BID.



The partnership's management was, of course, shocked by the charges. "It's fiction," claimed executive director Jeffrey Grunberg. "None of it happened." But the charges were backed up by five other employees. And when a subsequent review found that the partnership had been hiring scores of untrained homeless people at \$10 a day to guard up to eighty A.T.M.s, Chase Manhattan Bank declined to renew a \$450,000 security contract.

BIDs are not eager for this type of public attention. The head of the Times Square BID—considered more process-oriented than some—stated the facts baldly: "We control money, we get things done, and we are outside of democratic oversight and accountability." In fact, Lawrence Houston of the Atlantic Group, an urban development consulting firm, writing in *Urban Land* magazine, worries that "the control of city councils over annual budgets makes political interference a constant possibility."

Indeed, the month before the brutality charges arose, the Grand Central Partnership had already experienced some of that "political interference" when it came under fire for using New York City money to assist in setting up a Jersey City BID. Partnership president Daniel Biederman argued that only \$2,000 had been involved and that Jersey City had paid it back, but the group's chairman, Peter Malkin, acknowledged it was a mistake.

When the BID issue was on the table in San Francisco the rallying cry was typical—"It's about jobs, jobs, jobs," said Supervisor Barbara Kaufman, the measure's principal sponsor. And Lawrence Houston noted that "the growth of BIDs . . . has swelled the ranks of professional downtown executives. The best are sometimes the objects of bidding wars between downtown districts." However, employment opportunities for executive directors, presidents and chairmen may not be what the Supervisor had in mind.

New York City's Biederman has certainly made the most of his opportunities; had he been able to go through with his Jersey City BID, it would have been his fourth. He currently runs New York's 34th Street and Bryant Park BIDs along with Grand Central, for a total salary of \$315,000. And with salaries of \$144,999 and \$114,530 respectively, Biederman's directors of security and sanitation services make more than New York City's Police and Sanitation Commissioners. While this experience shows the degree to which you can grow a business in the absence of "political interference," you can see where too much public attention could cause people to conclude that BIDs might not be the leanest form of quasi-government.

But then BIDs get things done that government bureaucrats would be reluctant even to try. For instance, the Grand Central Partnership recently spent \$1.3 million—the largest portion of a project to illuminate 42nd Street—on installing floodlights for the Lincoln Building, which happens to be owned by the BID's chairman, the above-mentioned Peter Malkin. Now that's entrepreneurial government!

Now that San Francisco has hopped on the bandwagon, commercial property owners in the City by the Bay can look forward to the possibility of being outvoted and taxed by large landowners who may not even be city residents. Business owners who merely rent will, of course, have no vote in these mat-

ters at all. Now the city can collect taxes from its residents that will be unavailable for use in the neighborhood where they live. Publicly funded police, sanitation and public works functions may be carried out without the oversight of the general public.

While none of this seems very appealing, the program was sold on the argument that "money would pay for services S.F. can't afford," as the sub-headline in the *San Francisco Chronicle* read. Supervisor Kaufman argued, "Let's face it, people can no longer turn to municipal government to solve their problems." Of course, this is a self-fulfilling prophecy, as privatization and regionalization of formerly public services will surely stiffen the resistance of downtown business interests to general tax increases that might be spent on anybody but themselves.

BIDs make government function more like a business—without any responsibility to citizens.

Newt Gingrich and company might wish they had thought it up, but they could never have gotten away with establishing a program like this. The Democrats would surely attack a Republican Party plan that disfranchised not only the majority of voters of a particular area but the majority of property owners as well—unless, of course, they had a hand in it. And indeed, New York City Councilman Walter McCaffrey's remark that "they think they have a charter from God" represents rare dissent from the bipartisan national effort that brought us BIDs.

God has yet to revoke their charter, but in the case of the Grand Central Partnership, HUD has revoked its grant. Announcing the results of an investigation into the brutality charges made against the BID, Assistant Secretary of Housing and Urban Development Andrew Cuomo concluded that "there's no doubt these things happened." Thereupon HUD took back the remaining \$491,000 of \$547,300 given to the partnership for the purpose of helping homeless people find permanent housing.

As American electoral participation continues its decline, democratic government increasingly becomes something of a shelf item that people assume will be there if they need it. People who hate government and all the bureaucracy that goes with it still assume they retain the option of making government respond to them as potential, if not actual, voters.

While it probably speaks well of San Francisco that it has taken this long for BIDs to make it this far—none have actually come into existence there—few residents of that city, or of any of the cities that already have BIDs (including Los Angeles, Houston, Philadelphia, Denver, Seattle and Portland, Oregon) realize how far they have gone down the path of "making government function more like a business"—a business that will not have to respond to them.

Those who live nowhere near a commercial district shouldn't think they will escape this wave of the future. A real estate management firm is currently proposing to form SAFE (Se-

curity Area for the East Side), a BID that would tax residents of Manhattan's fashionable Upper East Side residential district to pay for a security force of 350 to 500 unarmed guards.

The degree to which BIDs have established themselves as a fact of urban life is impressive. A recent New York City Council inquiry found BIDs guilty of conflicts of interest, illegal loans, violations of minimum-wage law and improper indebtedness, prompting the council's Finance Committee chairman, Herbert Berman, to note that "requiring the BIDs to be accountable to the public is revolutionary—right now BIDs can do whatever they want." Nonetheless, Berman went on to assert that "BIDs are a significant reality, especially at a time of fiscal restraint. I've always encouraged them."

And despite the high-profile embarrassments of its security program, the Grand Central Partnership has obtained the support of the administration of New York Mayor Rudolph Giuliani for a twenty-year lease to open a restaurant near Grand Central Terminal. In response, the chairman of the local advisory community board, Nicholas Fish, raised a fundamental question that has seemingly escaped all the state and local legislative bodies that have approved BIDs: "There is a principled issue of transferring control of pure public space to private entities. . . . This whole BID movement represents experiments in privatization. They raise pretty fundamental policy questions which people ought to ponder carefully."

Manhattan Borough President Ruth Messinger did raise an interesting question last year while opposing a proposed 34th Street BID tax increase—do the quasi-governmental activities of BIDs constitute "state action"? She noted that "state action triggers such constitutional protections as the Equal Protection Clause and the 'one person—one vote' standard. Clearly, the current voting and decision making procedures employed by BIDs do not meet this standard."

This was exactly the opinion of New York's Urban Justice Center, which filed suit in November against the Grand Central Partnership on behalf of residential property owners. The suit charges that the BID violates constitutional guarantees by failing to give those residents equal voting power on the partnership's board. This is the first lawsuit that challenges the fundamental nature of BIDs—said Gretchen Dykstra, president of the Times Square BID, "This goes to the heart of what we do." But until this or a similar suit prevails, cities will likely continue along the path urged by Peter Malkin, who argues that his BIDs are models "to be replicated across the country at a time when government is cutting back." Two of his BIDs recently became the first to float their own bonds.

Newt Gingrich is not one to miss this method of magnifying America's growing economic disparity. For Gingrich, BIDs are "local, voluntary, get-together organizations," providing welcome alternatives to "the welfare state."

Before the San Francisco BID vote, Supervisor Terence Hallinan wondered if this wasn't "taxation without representation." Unfortunately, this concern did not sway him as he helped pass the BID legislation by a 9-to-2 vote. (All eleven are Democrats.) And, oh yes, at the same meeting the supervisors voted down a planned \$6-a-month cost-of-living increase for General Assistance recipients. The rate has remained frozen for three years; seems there just isn't any money. □



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: San Francisco's Civic Center - File # 101525

File 101526

From: Art Lady <crazy4art@earthlink.net>
To: board.of.supervisors@sfgov.org
Date: 01/01/2011 11:20 AM
Subject: San Francisco's Civic Center - File # 101525

To Whom It May Concern,

It is my understanding that on January 4, 2011, a vote will be made on File #101525 to determine whether the San Francisco Civic Center remains public. There is never a good reason to allow private corporations to take control over anything that should be public. Elected officials are elected to represent "we the people", not corporate interests.

Anyone with a conscience, who values the oath of office taken upon assuming and accepting a position in a PUBLIC OFFICE, should absolutely vote against File # 101525. It is beyond high time for public officials to once again demonstrate honor and value and respect the oath of office they took, value the people they are supposed to be serving and STOP selling out to the almighty dollar!!! The Constitution and the California Constitution lay out in great detail what public officials are allowed to do and not allowed to do. Privatizing what should be public was not an issue when the constitutions were formed and should NOT be an issue now. Please do the right thing. Vote no on privatizing San Francisco's Civic Center. For once, think about the welfare of your children, grandchildren, all of our children and grandchildren, the welfare of humanity. Instead of selling your souls for a buck, think about what is supposed to be the land of the free, home of the brave and just do the right thing by preserving what is supposed to belong to the public!!!

Thank you for your time.

Eleda

There is nothing to fear but fear itself. Love and Truth always win. Always!

"Never doubt that a few, thoughtful, committed citizens can change the world: Indeed, it is the only thing that ever has."

- Margaret Mead

"When I despair I remember that all through history the way of truth and love has always won. There have always been tyrants and murderers and for a time they can seem invincible but in the end they always fall. Think on it. Always." - Mohandas K. Ghandi - 1869-1948.

Library Users Association

P.O. Box 170544, San Francisco, CA 94117-0544

Tel./Fax (415) 753-2180

January 13, 2011

Honorable Members
Board of Supervisors
City Hall
San Francisco

Subject: 1-4-11 Board Meeting on Civic Center CBD – Articles on Problems at other CBDs (Agenda Items 27 and 28, File Nos. 101526 & 101527)

Ladies and Gentlemen:

Dear Supervisors:

Regarding the Civic Center "Community Benefit District" hearing and "Resolution to Establish the Civic Center Community Benefit District" -- Items 27 and 28 on tomorrow's 1-4-11 agenda -- we have found some news reports and analysis that you may find relevant.

These reports are especially relevant in light our privatization concerns, and the email we sent to you yesterday reporting our personal experience at an existing CBD, where we were prevented from flyering at Yerba Buena Center. We also noted that another library advocate reported a similar experience at Union Square. Both of those areas are parts of CBDs currently managed by MJM Management Group, according to their website -- and MJM is a proponent of the Civic Center CBD .

1. *The Nation* magazine on December 18, 1995, published a devastating analysis of business improvement districts (BIDs) in general, and specifically cited the attempt to create a BID in San Francisco. The article is headlined,

Trespasser on Main St. (You!)

The article includes the following:

“BIDs are truly a proposal to make a Fortune 500 CEO think he’s died and gone to capitalist heaven. He might think he was dreaming of an Ayn Rand-type presidential candidacy that aimed to let the “superior” people govern themselves behind the rallying cry of “one dollar, one vote.” And despite their nondemocratic standards, BIDS are also eligible to receive regular tax dollars in the form of government grants.”

The story goes on to say that four men

“claimed they had beaten up homeless individuals while in the employ of the Grand Central Partnership, a Manhattan BID.”

The article quotes the head of another BID, the Times Square BID, who “stated the facts baldly: ‘We control money, we get things done, and we are outside of democratic oversight and accountability.’”

The New York Times published an article dated July 6, 1995, headlined:

Group Bullied The Homeless, Agency Finds; Midtown Partnership Loses Its HUD Grant

The article begins:

Federal housing officials canceled a \$547,000 grant to the Grand Central Partnership yesterday after concluding there was “substantial evidence” that Partnership workers had harassed and brutalized homeless people.

“There’s no doubt that these things happened,” said Andrew M. Cuomo, an Assistant Secretary of Housing and Urban Development, who made the announcement in Manhattan.

.....[The article includes this:]

Former workers with the Partnership said a supervisor had organized them into “goon squads” to forcibly remove homeless people from cash machine lobbies and other sites.

We provide further references in an appendix to this letter.

We do not provide these articles because we believe that every CBD behaves in this way, or that the proposed CBD will – but because the dangers of abuse in a privatized, anti-democratic entity are not purely theoretical – but have actually happened.

Library Users Association thanks you for the time and effort you have expended on this matter.

Sincerely yours,

Peter Warfield
Executive Director
415/753-2180

APPENDIX

We distributed copies of the article in *The Nation*, “**Trespasser on Main St. (You!)**” to the offices of Supervisors today and to the Clerk of the Board for distribution.

The article may be found at this url:

http://find.galegroup.com/gtx/infomark.do?&contentSet=IAC-Documents&type=retrieve&tabID=T003&prodId=AONE&docId=A17856400&source=gale&userGroupName=sfpl_main&version=1.0

The New York Times article referenced in our letter will be available for your review upon request, or with a valid library card and PIN.

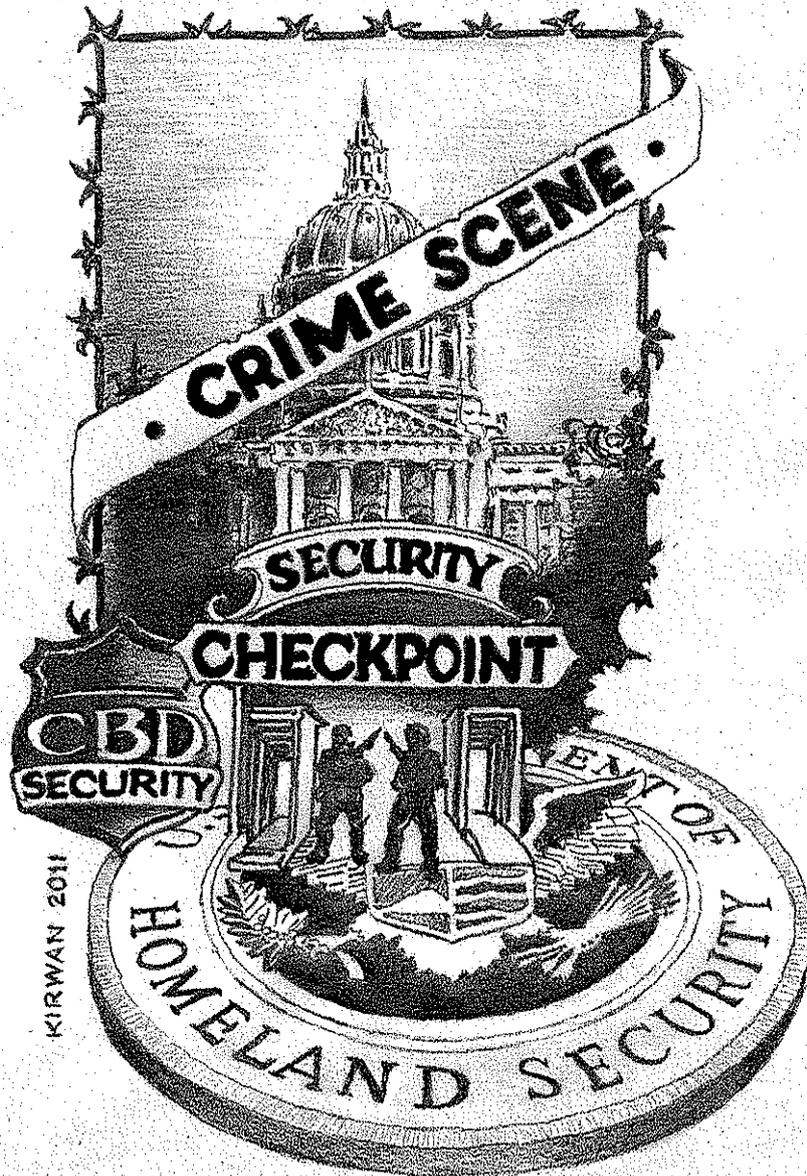
Document URL:

<http://ezproxy.sfpl.org/login?url=http://proquest.umi.com/pqdweb?did=117225142&Fmt=10&clientId=3266&RQT=309&VName=HNP>

File 101526
Page

PRIVATIZING the PUBLIC!

Jim Kirwan
1-3-11



Tomorrow, January 4th at 3 pm this 'question' of the PRIVATIZATION of the public, in San Francisco, will come before the San Francisco Board of

Supervisors: This attempted criminal-theft of Civic Center has been kept SECRET by the Board for over two years – waiting for the perfect time to slip this past the public without even a chance for public comment. As the illustration indicates, this could go a long way toward expanding what TSA & Viper are already doing to eliminate the public's right to move about in this country that used-to-be-public.

Write to these creatures addressed above and demand that they give full consideration to the public, on this mind-bending plan to SILENCE THE ENTIRE CITY. I have sent this to all of them today.

The Board is planning to use the confusion over the resignation of current mayor Gavin Newsom, as an excuse to fail to allow public comment and to pass without comment; this critical and illegal action that will privatize the public's right to comment on the future of the entire City of San Francisco!

This 'question' should never have been taken up by the Board because the questions it poses are not something that any public body can give-away to private-corporate-interests; regardless of the reasoning.

The City of San Francisco has been a city since five days before the Declaration of Independence was signed in 1776 and while mistakes have been made over all that time: No one ever dared to demand that this city be PRIVATIZED; in order to make things run better: War or no War – the reasons we supposedly fought all these over two hundred wars since the founding of the nation – was to keep this country free?

What began with 911 has become a War upon ALL Americans. This attempt to steal the right to travel within Civic Center is nothing more than one more battle in the larger WAR. Clearly 'privatization' has become a major weapon, used by this government, to steal our jobs, our health-care, our retirement funds, our money and our dreams.

Here, in this city, these same forces now want to steal "Civic Center" supposedly for a bunch of Landlords that see the chance to make millions over the ten years of this "contract." That is why they've been keeping this a secret. People around the planet need to tell the San Francisco Board of Supervisors what they think about what these petty little third-rate-

politicians are trying to do to San Francisco, and by extension, to help expand the illegal Anti-American DHS, around which much of this crime was crafted.

James Chaffee has been a city government activist for decades here. Here's what he says, in part, about what's going on with agenda no.101525:

“The attempt to create an entity of private influence in Civic Center with the Orwellian name of "Community Benefit District" is more dangerous than it first appears. If you have not noticed almost everything in our society has been subject to privatization in recent years.

The premise of this proposal of a privately run Community Benefit District in Civic Center is that the government, the public sector, can't do anything. If you want anything done, you have to hire a private company to do it.

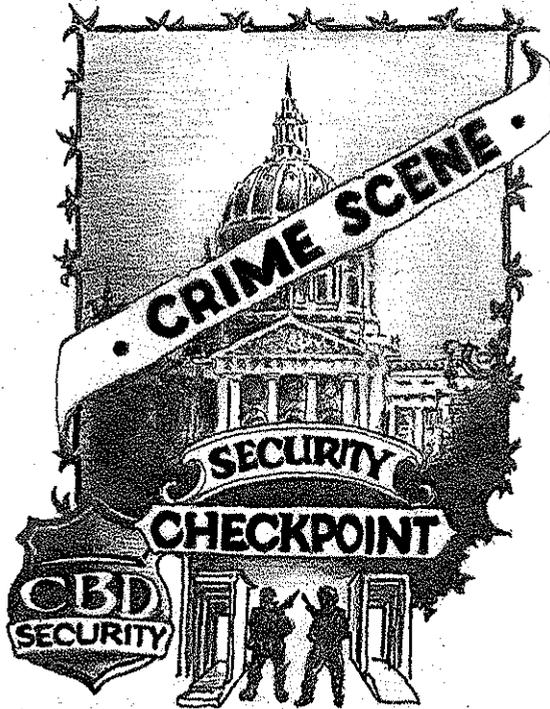
That is a tempting proposition, but the question is, how far down that path do you want to travel? I am a government activist so I know as well as anyone the criticisms of government. But there is a basic principle in a democracy that there are certain things that have to be owned by the community and that belong in the public sector for sound philosophical reasons.

Yet if we look at the problems in the Public Library, they are not the inherent flaws of government service. The Library's problems exist to an overwhelming extent because a private fund-raiser is calling the shots and acting in its own private interest. The contempt for sunshine, open government, and public participation all come from the forces of privatization, not from the public employees.

The control of the Civic Center, in its maintenance and security concerns, is one of the things that has to remain in the public sector if we are to remain a public society in any sense. Because “IF City Hall Is Not Public, Then Nothing Is.” The problem is that in the case of Civic Center, the City is the major property owner, and a major source of support is tax dollars from the general fund.

There is a review of the public funding in the newsletter and you can reach me through this site. Info@KeepCivicCenterPublic.com, or at 415-704-3050.”

“If City Hall Is Not Public Then Nothing Is!”



**Stop the Privatization
Keep the San Francisco Civic
Center Public.**

We paid for it once.
They would like us to believe
that, if you want anything done,
you have to hire a private
company to do it. The question is,
how far down that path do you
want to travel?

There is a basic principle in a
democracy that there are certain
things that have to be owned by
the community and that belong in
the public sector for profound
reasons of justice and decency.

Principles of justice founded on
the US Constitution are there to

protect all of us.

The control of the Civic Center, in its maintenance and security concerns, is one of the things that has to remain in the public sector if we are to remain a public society in any sense. The problems with this Privatization of the Civic Center include:

This is Anti-democratic and will create class and economic barriers to access to governmental services. Civic Center is the seat of government. It has to be open to all.

San Francisco City government is the largest property owner in the District and the general fund monies will account for almost 36% of the

support for this district, estimated at \$249,135.22.

We already pay the police, and there is no need to divert money into the hands of a private contractor, MJM Management Group, to maintain Civic Center. We need a City-wide solution. To the extent that there is a problem, all this proposal does is move it to someone else's neighborhood. This is just NIMBY for the commercial interests. The Board of Supervisors would like to shed all of their responsibility and retain only the perks of public office. We Cannot Allow This to Happen."

The public has remained silent on the privatization of energy, transportation, water, food, and the environment as well as the internet – the only thing remaining in the public sector is the PUBLIC themselves. This is the first step toward eliminating the 'public' from the actual control of this nation!



This kind of theft of the public's property has happened before; in the theft of the government itself through the almost secret Act of 1871 that converted the Republic into a foreign and privatized for-profit-corporation.

Thereafter it was a short hop to creating the private-for-profit and definitely foreign 'Federal Reserve Bank'? The 'FED' was the pebble that was pushed off the mountain that has become the horrendous landgrab that has just seen the bankers publish \$12.3 Trillion out of thin air and distribute it to themselves and to foreign banks—which could not have happened if control over our own money had remained in public hands instead of in the control of foreign for profit private-interests. (2)

When February of 2011 comes this year, we will have been under the Anti-American illegal spying program that Bush instituted for exactly ten years. Bush II began the black-ops spying program that targeted every American—seven months BEFORE 911. How did he know that there would be an attack that would devastate this country, seven months BEFORE it took place? Could this have been the same way that Condoleezza Rice knew to call people like Willie Brown, the Mayor of San Francisco, the week before the attack to tell him “not to fly during the week that 911 took place”?

“Yesterday Condoleezza Rice was outed as the one who called people before the 11th and warned them not to fly on that day. On May 17, 2002, Pacifica Radio reported that Rice was the source of the call to San Francisco Mayor Willie Brown. See side bar:” (2)

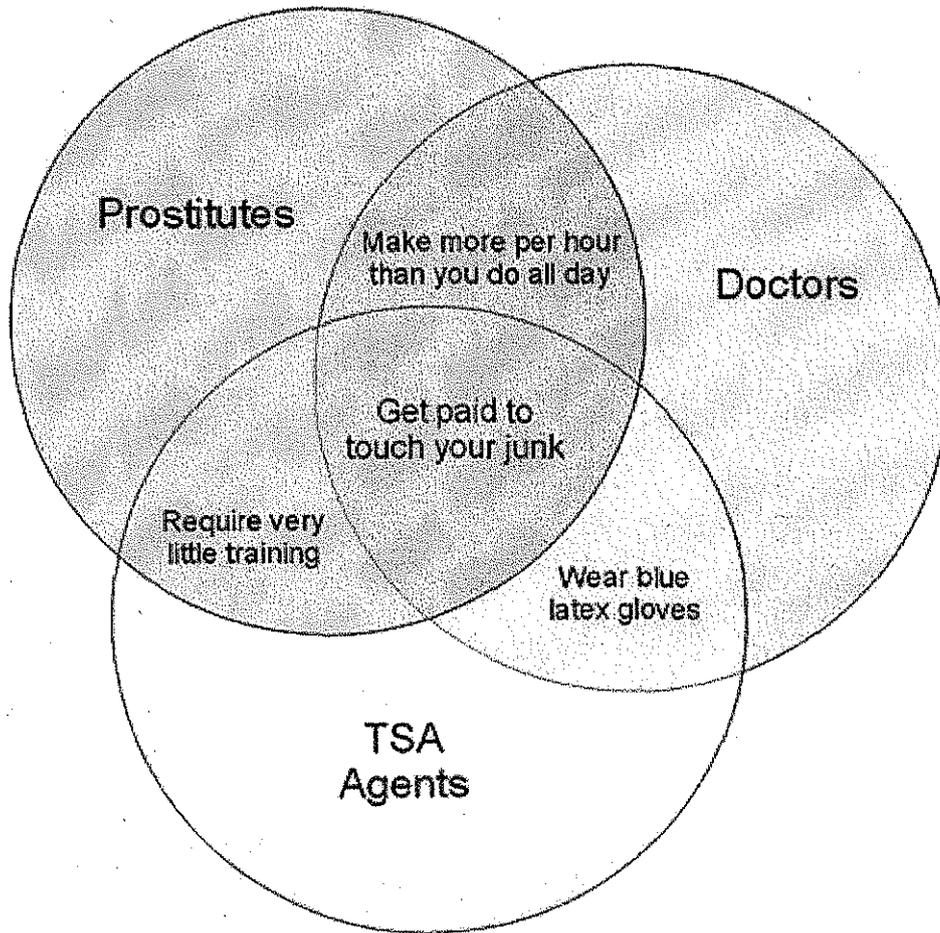
The only way these things could have happened was if these people knew and were complicit in these crimes against the world that have never been publicly admitted to. Don't let San Francisco become the latest victim of the thousands of War Crimes that have already been committed by these privatizing-privateers that seek nothing short of total control over every person, other than themselves, upon this planet!

kirwanstudios@sbcglobal.net

1) Are the Federal Reserve's Crimes Too Big to Comprehend.

<http://poorrichards-blog.blogspot.com/2010/12/wall-street-pentagon-papers-biggest.html>

2) From the Smoke & Flames the Truth is Rising
<http://www.kirwanesque.com/politics/articles/2004/art29.htm>



John Duggan
3010 24th Ave.
San Francisco, CA 94132

1 Dr. Carlton B. Goodlett Place
City Hall, Room 244
San Francisco, Ca. 94102-4689
San Francisco Board of Supervisors
C/o Angela Calvilo (Clerk of the Board of Supervisors)

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2010 DEC 29 PM 2:57
BY: AK

December 22, 2010

Dear San Francisco Board of Supervisors,

As a long time neighbor of Parkmerced; I have noticed that Parkmerced's owners are dedicated to improving the property and I support the proposal for revitalizing the neighborhood.

As a member of the *Lakeside* neighborhood, I appreciate the amount of neighborhood outreach and coordination Parkmerced has done in the past 3 years; asking questions on what we would like to see improved not only at Parkmerced, but with the surrounding neighborhood as well. They then incorporated suggestions into the plans and I'm happy to stand by their efforts.

For years, I have believed that Parkmerced needed amenities similar to other neighborhoods: community gathering places, shops and stores. The revitalization plans recognize this by creating a community center, fitness center, community gardens, "pocket parks" and more accessible green space that is genuinely inviting. Moreover, the plans for new retail stores like cafes, a bank, dry cleaner, day care, salon and restaurants will help fulfill the community's basic modern needs. With these amenities, life in Parkmerced will be more enjoyable and more convenient.

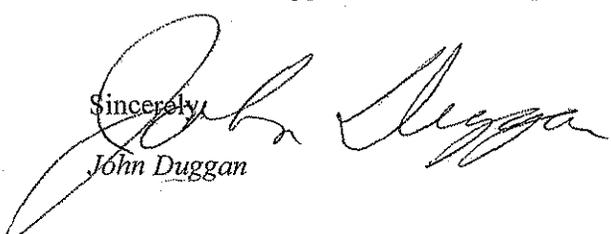
I support the need for smart housing growth in SF specifically in the southwestern area of San Francisco; near transit. In addition, this project will help our struggling workers get back on track.

Approval of the project allows Muni and other agencies to work with Parkmerced to address the needed transit improvements on 19th Ave, and seek the necessary federal funds to improve transportation on the SW side of the city.

The plan to improve housing and create a more cohesive neighborhood will have a lasting positive affect for our community. That they are really listening to what the residents want shows their commitment to improving this community.

I fully support Parkmerced's plan and urge you to approve it.

Sincerely,


John Duggan

Cc: David Chiu, Board President; Supervisor Mar, Supervisor Michaela Alioto-Pier, Supervisor Chu, Supervisor Mirkarimi, Supervisor Daly, Supervisor Elsbernd, Supervisor Dufty, Supervisor Campos, Supervisor Maxwell, Supervisor Avalos

3

Tom McDonald
30 Ravenwood Dr.
San Francisco, CA 94127

1 Dr. Carlton B. Goodlett Place
City Hall, Room 244
San Francisco, Ca. 94102-4689
San Francisco Board of Supervisors
C/o Angela Calvilo (Clerk of the Board of Supervisors)

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2010 DEC 28 PM 3:11
BY _____
RZ

December 22, 2010

Dear San Francisco Board of Supervisors,

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Sincerely,

Tom McDonald

Cc: David Chiu, Board President; Supervisor Mar, Supervisor Michaela Alioto-Pier, Supervisor Chu, Supervisor Mirkarimi, Supervisor Daly, Supervisor Elsbernd, Supervisor Dufty, Supervisor Campos, Supervisor Maxwell, Supervisor Avalos

Peter Naughton
630 Taraval St.
San Francisco, CA 94116

1 Dr. Carlton B. Goodlett Place
City Hall, Room 244
San Francisco, Ca. 94102-4689
San Francisco Board of Supervisors
C/o Angela Calvilo(Clerk of the Board of Supervisors)

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2010 JAN -3 AM 9:09
BY PBC
December 22, 2010

Dear San Francisco Board of Supervisors,

As a long time neighbor of Parkmerced; I have noticed that Parkmerced's owners are dedicated to improving the property and I support the proposal for revitalizing the neighborhood.

As a member of the *West Portal* neighborhood, I appreciate the amount of neighborhood outreach and coordination Parkmerced has done in the past 3 years; asking questions on what we would like to see improved not only at Parkmerced, but with the surrounding neighborhood as well. They then incorporated suggestions into the plans and I'm happy to stand by their efforts.

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Sincerely,

Peter Naughton

Cc: David Chiu, Board President; Supervisor Mar, Supervisor Michaela Alioto-Pier, Supervisor Chu, Supervisor Mirkarimi, Supervisor Daly, Supervisor Elsbernd, Supervisor Dufty, Supervisor Campos, Supervisor Maxwell, Supervisor Avalos

Eric Kenneally
279 Wawona St.
San Francisco, CA 94127

1 Dr. Carlton B. Goodlett Place
City Hall, Room 244
San Francisco, Ca. 94102-4689
San Francisco Board of Supervisors
C/o Angela Calvilo (Clerk of the Board of Supervisors)

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO

2010 JAN -3 AM 9:00

BY ZBC

December 22, 2010

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Sincerely,

Eric Kenneally

Cc: David Chiu, Board President; Supervisor Mar, Supervisor Michaela Alioto-Pier, Supervisor Chu, Supervisor Mirkarimi, Supervisor Daly, Supervisor Elsbernd, Supervisor Dufty, Supervisor Campos, Supervisor Maxwell, Supervisor Avalos

January 2, 2011
Ms. Angela Calvillo
Clerk of the Board of Supervisors
City Hall, Room 244
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2011 JAN -3 PM 12:21
BY FBC

11 Sups ✓
Clages
File 101526

Re: Distribution of Updated List of Petitioners to All Supervisors

Dear Ms. Calvillo:

Enclosed please find 12 letters with an updated list of Opera Plaza petitioners, one addressed to each current supervisor plus one for Ms. Jane Kim, supervisor-elect for District 6, our district.

There will be a public hearing on the establishment of the Civic Center Community Benefit District (CCCBD) before the Board of Supervisors on January 4, 2011 at 3:00pm. The envelopes contain useful information for the supervisors to consider before the hearing. We would very much appreciate it if you would deliver these envelopes to each supervisor as soon as possible before the meeting.

If you have any questions about the petition, please email Voy Wiederhold at OPResidents@gmail.com, or call me at 415-775-8362.

Thank you very much.

Yours sincerely,



Voy Wiederhold, on behalf of:
The OP Residents concerned about the CCCBD

4

PETITION TO THE SAN FRANCISCO BOARD OF SUPERVISORS

TO EXCLUDE THE HOMEOWNERS OF RESIDENTIAL UNITS OF OPERA PLAZA
FROM THE CIVIC CENTER COMMUNITY BENEFIT DISTRICT (CCCBD)

UPDATED LIST OF PETITIONERS AS OF JANUARY 2, 2011
HOMEOWNERS OF 601 VAN NESS AV. SF 94102
190 Petitioners (Page 1 of 5)

Unit No.	Authorized Representative	Date Authorized
1	Shirley Kennon	12/08/10
3	Stanford Stevenson	11/23/10
5	Eric Whitney and Richard Bae	12/03/10
7	John Hall	11/24/10
10	Daniel & Sake Mosher	10/22/10
11	Anita N. Gilleppe	12/14/10
14	Michael Hernandez	11/21/10
16	Frank S. Henderson	12/03/10
20	Martha Cox	11/24/10
21	Ronald & Margaret Reiter	12/15/10
22	Robert C. Tricaro	11/26/10
24	Albert Tou	11/23/10
26	Alyson M. Sayuk	11/23/10
27	William Y. Moores	11/24/10
30	Bob Comerford	11/29/10
32	Kevin Tierney	11/25/10
37	Pamela H. Royce	11/23/10
39	Edward Gee	11/24/10
41	Jeffry P. Simko	11/24/10
42	Ann K. Ludwig	12/02/10
43	Walter & Alma Alexander	11/24/10
46	Antonio & Jamilye Torres	12/24/10
48	Owen Brian Lee	11/24/10
51	Lois Gottlieb & Karen Gottlieb	12/10/10
56	Aharon Hochbaum	11/28/10
57	Shelly A. Soe	11/30/10
59	Liz Dobrasinovic	11/23/10
60	Claire M. Archambault	12/24/10
62	Kris Kolodziej	11/26/10
64	Leopoldo & Adelina Prieto	12/13/10
66	Halina Marcinkowski	11/24/10
67	Hope & David Levy	11/27/10
73	Monika Dixon	11/22/10
74	Stephen W. Smoliar	11/27/10
77	Bernard S. Thomas, Jr.	11/24/10
83	Mark Golpa	11/28/10

LIST OF PETITIONERS - HOMEOWNERS OF 601 VAN NESS AV. SF
(Page 2 of 5)

Unit No.	Authorized Representative	Date Authorized
104	Arthur Y. Prutkov tella S. Radkevitch	11/25/10
105	James Dobbins	12/02/10
108	Amir Atashi Rang	11/24/10
109	Stephen P. Gale	12/03/10
110	James & Helen Goodwine	11/23/10
112	Nancy L. Iverson	12/04/10
122	Ruth W. Weinberg	11/27/10
127	Barbara Witter	12/03/10
147	Maureen Little	12/29/10
149	Carolina Chincarini	11/23/10
202	Jose E. Nieto	11/23/10
204	Frank & Susan Woynilko	12/20/10
205	Donald Haythornthwaite	12/10/10
208	Tom Lane	11/26/10
210	Kim J. & Susan D. Bolan	11/22/10
211	David D. Stokley	11/23/10
212	Donald E. Nelson	11/23/10
222	Lynn & Jim Swearingen	11/30/10
227	Dieter Saalman	11/23/10
228	Kimberly Anne Cheng & Alison C. Cheng	11/24/10
229	Erich & Ingrid Neuhold	12/08/10
230	Marla Taylor	11/29/10
232	Barbara Knego	12/05/10
243	Stanley Lee	11/23/10
245	Westelle J. Skipper	11/23/10
249	Lin Tan	11/23/10
304	Irina Newbold	11/30/10
305	David & Harriet Stadiner	12/01/10
309	Samantha Durbin	11/29/10
311	Lii Yun Yang	12/14/10
321	Tracey Allyson Geisler	12/03/10
322	Ernest S.& Bettine K. Rutner	11/23/10
326	Walter & Hava Fey	12/05/10
327	Angelina Pfahni	12/06/10
330	Irwin L. Marcus	11/24/10
341	Janet Chugston	12/03/10
343	Emmanuel Madrigal	11/27/10
344	Carmen Montes	12/29/10
345	Carmen Montes	12/29/10
346	Ram Krishan Sharma	11/24/10

LIST OF PETITIONERS - HOMEOWNERS OF 601 VAN NESS AV. SF
(Page 3 of 5)

Unit No.	Authorized Representative	Date Authorized
347	Karen Xavier	12/02/10
402	Darilyce Sandrock	11/24/10
406	Wallace Epstein	11/24/10
407	Charlene Low	11/23/10
408	Sue McDonough	11/23/10
411	Kirsten Francen	11/27/10
422	Thelma T. Murakami	11/29/10
424	Antonio deBonis Sciaraffia	11/23/10
425	David & Harriet Stadtner	11/25/10
427	Stuart & Helen Bessler	12/01/10
430	Paul & Sheila Juilly	12/01/10
445	Carol James	11/26/10
502	Kathleen Emperor	11/30/10
509	Kuntal Das	11/24/10
521	James Liang	12/20/10
524	Patricia Dinkelspiel	12/02/10
525	Yergeny Sergienov	12/06/10
526	Lucille Dean	11/25/10
527	Harun Latif	11/24/10
528	William & Sandra Evans	11/27/10
529	Lii Yun Yang	12/14/10
530	Ernest S. & Bettine K. Rutner	11/23/10
542	Loretta Claire Manhart	12/06/10
545	Eva Karasik	12/05/10
546	Lionel Robbe-Jedeau	12/24/10
547	Sung Kwak	11/29/10
548	Ralph J. Lotito	12/12/10
550	Dora K. Tachibana	11/24/10
551	Mauro de la Rosa	11/25/10
601	Philip Chin	12/03/10
603	Patria Savarese	11/23/10
605	Susan Karr	11/26/10
608	Donald D. Adler	12/03/10
610	Margaret L. Hardy	11/29/10
612	Mariko Kometani	11/29/10
625	Emmet Murphy	11/28/10
627	Ralph & Gaila	11/27/10
631	Greg Sauers	11/27/10
643	Beryl Mell	12/02/10
644	Diane C. Satten	12/02/10

LIST OF PETITIONERS - HOMEOWNERS OF 601 VAN NESS AV. SF
(Page 4 of 5)

Unit No.	Authorized Representative	Date Authorized
646	David Bogaard	11/24/10
649	Masaru & Marion Nagashima	11/23/10
650	Rosalie Weaver	11/29/10
651	Susan Kay Horst	12/21/10
652	James David Alban	11/26/10
702	George Triadafilopoulos	12/05/10
706	Zelda G. & William L. Wolff	12/24/10
707	Adria Bini	11/26/10
708	Sandra Pang	12/01/10
709	James D. Anderson	12/01/10
710	Patria Savarese	11/23/10
721	Frank & Marielle Cardinale	11/26/10
722	Ramon & Veronica & Marie M. Peralejo	12/13/10
726	Anthony Politopoulos	12/20/10
728	Alvin Gross	11/24/10
729	Sarah Harman	11/29/10
731	George Condon & Susan Marshall	11/26/10
732	Margret Schroder	12/20/10
744	Patricia Sullivan	11/27/10
745	Diana Gil-Osorio	11/24/10
747	Gio & Voy Wiederhold	12/01/10
748	Gio & Voy Wiederhold	12/01/10
749	Gio & Voy Wiederhold	12/01/10
750	William T. Lewis & Donald G. Kirkorian	11/29/10
751	Anh Huynh	12/09/10
752	Nancy L. Flemming	12/11/10
802	Dalal Metwally	12/01/10
803	Ann Boren	11/24/10
805	Karen Tucker	12/02/10
806	Thomas & Sumiko Sheaffer	11/27/10
807	Natalie Miller	12/01/10
812	Gonzales	11/24/10
821	Brenda Lee	12/02/10
826	Gary Gulbransen	11/27/10
829	Robert & Lillian Wong	11/29/10
842	Leslie Maxwell	11/26/10
844	Jim Gauuan	11/24/10
845	Michael & Shirley	12/02/10
847	Phyllis B. Blair	11/26/10
849	Elizabeth P. Ardell	11/26/10

LIST OF PETITIONERS - HOMEOWNERS OF 601 VAN NESS AV. SF
(Page 5 of 5)

Unit No.	Authorized Representative	Date Authorized
851	Lilli Kalis	12/02/10
901	Andrew Smith	12/02/10
903	Ramon A. Gutierrez	11/27/10
911	Stanford Stevenson	11/23/10
926	J. Y. Lendormy	11/24/10
928	Judith Deniz	11/23/10
929	Phyllis B. Blair	11/26/10
941	Huann Huang	11/24/10
942	Dawn Keremitsis & Eileen Keremitsis	11/27/10
944	Irving Caplan	11/24/10
947	Hasting Wong	11/25/10
952	Robert Doods	11/30/10
1002	Charles G. Renati	11/24/10
1003	Charles G. Renati	11/24/10
1006	Peter Rogers	11/29/10
1007	Jolson & Linda Nakamura	11/27/10
1022	Cherry Lin	11/29/10
1029	Steve & Betsey Kuhn	11/27/10
1030	Juan Casillas	11/30/10
1032	Hugo Jude Fernandes	11/26/10
1044	John R. Douglas & Kathryn A. Young	11/23/10
1046	Lynn Davis	12/22/10
1049	Norman Licht	11/24/10
1050	Lesley Nettles	12/27/10
1104	Norman Quong	11/24/10
1105	Judith Z. Wertheimer	11/29/10
1108	Andrew Smith	12/02/10
1109	H. Kantor	12/22/10
1112	Jamà B. Finegan	11/26/10
1124	Pamela Kaye	12/08/10
1125	Jean Raisch	12/06/10
1127	Tim Hawco	11/27/10
1129	Edward Ramos	11/25/10
1130	Julian Chang	12/06/10

As of January 2, 2011, 190 signatures were collected.

The original signatures or email authorizations will be brought to the Supervisors' Hearing on Jan. 4, 2011.

Dear Opera Plaza Neighbor,

Nov. 21, 2010

As your neighbors we are concerned about the CCCBD proposal that will be decided and voted on by the SF Board of Supervisors at a Special Meeting in City Hall on Jan. 4, 2011 at 3pm (Attend if you can!). The CCCBD is a new assessment district for the Civic Center area, including Opera Plaza. A page of highlights of this proposal is attached for your review.

We have learned that the proposal can be amended by the Supervisors at their meeting and therefore we are writing to ask for your cooperation. We would like you to consider signing the petition, which requests that the Board of Supervisors amend the proposal to exclude the Opera Plaza residential units (those above the mezzanine) from the proposal. The assessment proposed to support the CCCBD is for 10 years beginning at \$97.47 per OP unit with 3% annual increases.

You can support us by (1) returning a copy of the exclusion petition,
(2) voting NO on the ballot, and
(3) attending the Jan. 4 meeting, to help us "opt-out" of this long term commitment.

Below is our petition. We will make a list of all the OP homeowners that sign and authorize us to include them in the petition and distribute the list to all the supervisors. We must do this well in advance of their Jan. 4th meeting in order to give the supervisors a chance to review our case before the meeting. Receiving it at the meeting will be too late.

If you agree with us, we urge you to authorize us to add you to the list. Just sign the petition below (with unit number & date) and send it back ASAP in the enclosed envelope. Or you can email a statement of authorization with unit# and date to OPResidents@gmail.com.

Thank you in advance.

Yours sincerely,

Gio and Voy Wiederhold

----- sign, cut here & return -- or return entire page --- in the enclosed envelope -----

FROM: HOMEOWNERS OF RESIDENTIAL UNITS of OPERA PLAZA

TO: SF SUPERVISORS: Chris Daly (Distr. 6, Civ.Ctr), Jane Kim (supervisor-elect, Distr. 6), Eric Mar (Distr.1), Michela Aliota-Pier (Distr. 2), David Chiu (Distr.3, President), Carmen Chu (Distr. 4), Ross Mirkarimi (Distr. 5), Sean Elsbernd (Distr. 7), Bevan Dufty (Distr. 8), David Campos (Distr. 9), Sophie Maxwell (Distr. 10), John Avalos (Distr. 11).

c/o Clerk of the Board of Supervisors, City Hall, Room 244, San Francisco, CA 94102

Re: EXCLUSION PETITION to Exclude Opera Plaza Homeowners, 601 Van Ness Av., SF from Participation and Assessment in the Civic Center Community Benefit District (CCCBD)

We request that you amend the CCCBD proposal to exclude Opera Plaza homeowners (residences above the mezzanine floor) from CCCBD coverage and assessment.

We pay already substantial homeowner's fees which support, among others, 24-hour security around the building, beautification in the plaza, cleanliness, and immediate graffiti removal. An additional annual assessment of nearly \$100 plus 3% increases for 10 yrs. by the CCCBD is unwarranted, since it will provide no additional benefit. It would be a burden for the many senior citizens & retirees in our building.

MY SIGNATURE AUTHORIZES ADDING ME TO THE EXCLUSION PETITION.

OP Unit(s) No.: _____, _____, _____ Owner: _____ Date: _____



Educate. Empower.

File 101507
Public Comm +
Clerk

Executive Director
Tim Paulson

President
Mike Casey
Unite Here 2

Secretary Treasurer
Olga Miranda
SEIU 87

VP for Political Activities
Conny Ford
OPEIU 3

VP for Affiliate Support
Larry Mazzola, Sr.
Plumbers 38

VP for Community Activities
Howard Wallace
Pride at Work

Executive Committee
Alan Benjamin
OPEIU 3

Rafael Cabrera
TWU 250-A

Vince Courtney
Laborers 261

P.K. Crowley
IATSE 16

Gus Goldstein
AFT 2121

Art Gonzalez
IAM 1414

Michael Hardeman
Sign & Display 510

Dennis Kelly
United Educators of SF

Gunnar Lundberg
Sailors Union of the Pacific

Rosa Faye Marshall
CLUW

Frank Martin del Campo
LCLAA

Larry Mazzola, Jr.
Plumbers 38

Robert Morales
Teamsters 350

Bob Muscat
IFPTE 21

Ken Oku
Operating Engineers 3

John O'Rourke
IBEW 6

Fred Pecker
ILWU 6

Eileen Prandiville
California Nurses Association

Michael Sharpe
UPCW 648

Michael Theriault
SF Building Trades Council

John Ulrich
UPCW 101

James Wright
SEIU 1877

Sergeant at Arms
Henie Kelly
United Educators of SF

Trustees
Ron Lewis, IBEW 6
David Williams, SEIU 1021
Claire Zvanski, IFPTE 21

Secretary Treasurer Emeritus
Walter L. Johnson

December 8, 2010

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

Dear Board of Supervisors,

On behalf of the 100,000 members of the San Francisco Labor Council I write to you in support of the nomination of Vince Courtney to the San Francisco Public Utilities Commission.

Vince Courtney has been a strong leader in the San Francisco Labor Movement. He is a long-time delegate to the San Francisco Labor Council and a member of our Executive Committee. In addition he is currently the Executive Director of the Laborers' Community and Training Foundation, which provides pre-apprenticeship training and invaluable hands-on experience to San Francisco youth and the unemployed to develop and foster a career in the building trades.

Courtney's dedication and experience will be a strong asset on the Public Utilities Commission and I strongly urge his nomination be approved.

Sincerely,

Tim Paulson
Executive Director

opeiu3afl-cio(11)

5

File 101507
Rules Comm
clerk
cpage



A. Philip Randolph Institute
San Francisco Chapter
1301 Evans Avenue
San Francisco, CA 94124
Tel. (415) 821-4777
FAX (415) 821-4733
aprisf@sbcglobal.net
www.aprisf.org

December 30, 2010

Honorable Mr. David Campos
District 9 Supervisor
Board of Supervisors, City & County of San Francisco
City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102-4689

Re: APRI support for Vince Courtney (SFPUC)

Dear Supervisor Campos:

I write today to request support for Vince Courtney's confirmation to the San Francisco Public Utilities Commission. He is a uniquely qualified candidate with the right balance of labor, community, and business credentials.

We are encouraged by the fact that Vince was nominated by Mayor Newsom because Vince is a friend who is short on rhetoric and long on his record of efforts to promote a decent wage, high growth, full employment economy, labor law reform and worker health and safety protections, decent minimum living standards for all, anti-poverty programs, a fair minimum wage, Universal, affordable health care, and the right to organize and speak with one voice.

APRI spearheads what we term the "Black-Labor Alliance." We build black community support for the trade union movement, and convey to labor the needs and concerns of black Americans. Vince has joined our fight and we look forward to his continued involvement in our Mission and our Community. Through his work with the Laborers and his recent efforts as Executive Director of the Laborers' Community and Training Foundation, we've learned that Vince will be somebody that the good people of our District can count on at the Commission who understands the importance of clean power, and community benefits.

On behalf of the Local APRI Chapter and hundreds of working men and women from our community, it is without reservation that we wholeheartedly ask that you support Vince's nomination by supporting confirmation.

Very Truly Yours,

James A. Bryant
President
APRI – San Francisco Chapter

cc Mayor Gavin Newsom

BRIGHTLINE DEFENSE PROJECT

File 10/507

1028A Howard Street
San Francisco, CA 94103
415-252-9700 Fax 415-252-9775
www.brightlinedefense.org

December 27, 2010

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

Re: *SFPUC Appointment of Vince Courtney*

Dear Supervisors:

Brightline wholeheartedly supports the appointment of Vince Courtney to the San Francisco Public Utilities Commission. Mr. Courtney's nomination comes at a unique time of opportunity for San Francisco's communities and ratepayers in which one of the first orders of business for the Commission in 2011 will be to implement the City's recently-approved local hiring law that Mr. Courtney was one of the first labor leaders to support.

Vince Courtney is a true coalition builder who has a tremendous track record of working with underserved communities as an officer with Laborers Local 261, a union that is a model for community-labor partnership. He is committed to advancing the interests of working men and women, particularly those of underrepresented San Franciscans, and he will ensure that the SFPUC successfully leverages its upcoming \$4 billion investment in the city's wastewater system to create blue-collar and green-collar opportunities for local residents.

I have found Mr. Courtney to be supportive of our community choice program, CleanPowerSF, and believe that he will be a strong advocate for the local renewable generation and efficiency aspects of the program that are of critical importance for many environmental justice and green jobs advocates.

Mr. Courtney has other environmental credentials as well, particularly through his work with groups like San Francisco Tomorrow and Friends of the Urban Forest, which will couple with his experience as a Sunshine Ordinance Task Force member to make Mr. Courtney an incredibly well-rounded Commissioner.

We urge the Rules Committee and Full Board to approve Vince Courtney's nomination to the SFPUC. There is a lot of work to be done and we need Mr. Courtney on the Commission as soon as possible.

Sincerely,



Joshua Arce
Executive Director



UNITE HERE!

December 13, 2010

tes File 101507
Rules Comm + Club
page

Honorable Members of the Board of Supervisors:

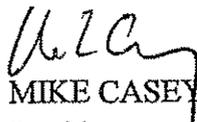
I am writing on behalf of the San Francisco Labor Council to recommend Vince Courtney for the San Francisco Public Utilities Commission.

Brother Courtney has extensive background in the building and construction trades as well as familiarity not only with labor but with business as well as a wide variety of community organizations and projects will make him an invaluable member of the Commission.

As the Commission works to maintain and improve water works and also helps move the Bay Area towards renewable energy systems, his skills and experience will make him an invaluable member of the commission.

I urge you to approve his appointment.

Sincerely,


MIKE CASEY
President

CC: Vince Courtney
Tim Paulson

opeiu-3-afl-cio(51)nds

Michael Casey
President

Mariana Wong
Vice-President

Lamoin Werlein-Jaen
Secretary-Treasurer



Alliance for Jobs and Sustainable Growth

File 101507
Rules, Comm +
clerk

Press Release: December 13, 2010

SAN FRANCISCO, CA ----- The Alliance for Jobs and Sustainable Growth enthusiastically endorses Mayor Gavin Newsom's nomination of Vince Courtney to serve on the San Francisco Public Utilities Commission (SFPUC).

"As the SFPUC continues its work to seismically rebuild our water and wastewater systems and deliver renewable power to San Francisco, Vince Courtney's valuable experience in workforce training, the building and construction trades and labor negotiations will be tremendous assets to our regional public utility," said Mayor Newsom. "He is widely respected by business, labor and the community alike and I know he will boost the agency's leading efforts to expand local hiring by City contractors and deliver reliable water, wastewater and renewable power service. I'm proud to nominate him to serve on the SFPUC and grateful for his willingness to serve the Utility's 2.5 million Bay Area customers." Jim Lazarus, Senior Vice President for Public Policy of the San Francisco Chamber of Commerce concurred, stating "Vince Courtney and the Laborers' Union are both recognized as strong advocates for both good union jobs and sustainable growth. He would be a valuable asset to the Commission and the City."

Vince Courtney and the Laborers International Union, Local 261, were key participants in the formation of The Alliance, a coalition of business, labor and community groups dedicated to improving San Francisco's economic environment, promoting job growth and cultivating leadership to implement economic goals which will sustain the City and its residents in the years to come. Courtney is currently the Executive Director of the Laborers' Community and Training Foundation, which provides pre-apprenticeship training and invaluable hands-on experience to San Francisco youth and the unemployed to develop and foster careers in the building trades. Courtney has played a major role in the leadership of the Bay Area's labor movement. He has served on multi-union councils and on various labor community boards and commissions, including the Laborers' International Union, Local 261, San Francisco Labor Council, San Francisco Building and Construction Trades Council and the California Labor Federation.

Courtney, a San Francisco native, has previously served on the Delinquency Prevention Commission and the Sunshine Ordinance Task Force. He holds a Bachelor's degree in Politics from UC Santa Cruz and a Juris Doctorate degree from San Francisco Law School.

File 101512
cpage

Please Reject Historical Preservation Commission nomination of Mr. Richard Johns
Elias Moosa

to:

Eric.L.Mar, Michela.Alioto-Pier, David.Chiu, Carmen.Chu, Ross.Mirkarimi, Chris.Daly, Sean.Elsbernd,
bevan.dufty, David.Campos, Sophie.Maxwell, John.Avalos, board.of.supervisors

01/03/2011 11:18 AM

Show Details

Rules Committee meeting 1/3/11 ~ please vote item 3 NO, item 4 YES
Board of Supervisors meeting 1/4/11 ~ please vote item 37 NO, item 38 YES

Dear Supervisor,

From my reading of the qualifications for the Historic Preservation Commission, it appears that Mr. Johns does not meet the required standard of qualifications as a *professional historian* for Seat no. 4. I suggest that Mr. Johns' nomination be rejected and that the BOS request that persons qualified as *professional historians*, according to the City Charter, be selected for this position.

Thank you for your consideration.

Sincerely,

Elias Moosa
1475 10th Avenue
San Francisco, CA 94122

6

File 101512
page

Subject: Reject Nomination of RICHARD JOHNS for Historical Preservation Commission
Yope Posthumus

to:

Eric.L.Mar, Michela.Alioto-Pier, David.Chiu, Carmen Chu, Ross.Mirkarimi, Chris.Daly,
Sean.Elsbernd, bevan.dufty, David.Campos, Sophie.Maxwell, John.Avalos, board.of.supervisors

01/02/2011 09:08 PM

Show Details

Rules Committee meeting 1/3/11 ~ please vote item 3 NO, item 4 YES

Board of Supervisors meeting 1/4/11 ~ please vote item 37 NO, item 38 YES

Dear Supervisors:

From our reading of the qualifications for the Historic Preservation Commission, it appears that Mr. Johns does not meet the required standard of qualifications as a **professional historian** for Seat no. 4. We suggest that Mr. Johns' nomination be rejected and that the BOS request that persons qualified as **professional historians**, according to the City Charter, be selected for this position. Thank you for your consideration.

Sincerely,

Kathleen Stern and Yope Posthumus
636 46th Avenue
San Francisco 94121

File 101512
page

Subject: Reject Historical Preservation Commission, nomination of RICHARD JOHNS
Carolyn Blair

to:

Eric.L.Mar, Michela.Alioto-Pier, David.Chiu, Carmen.Chu, Ross.Mirkarimi, Chris.Daly, Sean.Elsbernd, bevan.dufty, David.Campos, Sophie.Maxwell, John.Avalos, board.of.supervisors, Eric.L.Mar, Michela.Alioto-Pier, David.Chiu, Carmen.Chu, Ross.Mirkarimi, Chris.Daly, Sean.Elsbernd, bevan.dufty, David.Campos, Sophie.Maxwell, John.Avalos, board.of.supervisors, Eric.L.Mar, Michela.Alioto-Pier, David.Chiu, Carmen.Chu, Ross.Mirkarimi, Chris.Daly, Sean.Elsbernd, bevan.dufty, David.Campos, Sophie.Maxwell, John.Avalos, board.of.supervisors, Eric.L.Mar, Michela.Alioto-Pier, David.Chiu, Carmen.Chu, Ross.Mirkarimi, Chris.Daly, Sean.Elsbernd, bevan.dufty, David.Campos, Sophie.Maxwell, John.Avalos, board.of.supervisors

01/03/2011 11:49 AM

Show Details

Reject Historical Preservation Commission, nomination of RICHARD JOHNS

Dear Supervisor,

From my reading of the qualifications for the Historic Preservation Commission, it appears that Mr. Johns does not meet the required standard of qualifications as a **professional historian** for Seat no. 4. I suggest that Mr. Johns' nomination be rejected and that the BOS request that persons qualified as **professional historians**, according to the City Charter, be selected for this position.

Thank you for your consideration.

Sincerely,

Carolyn Blair, SF Activist
Trees, Tenants, & Transit
2310 Powell Street, #305
San Francisco, CA 94133
sftreecouncil@dslextrreme.com
415 982 8793

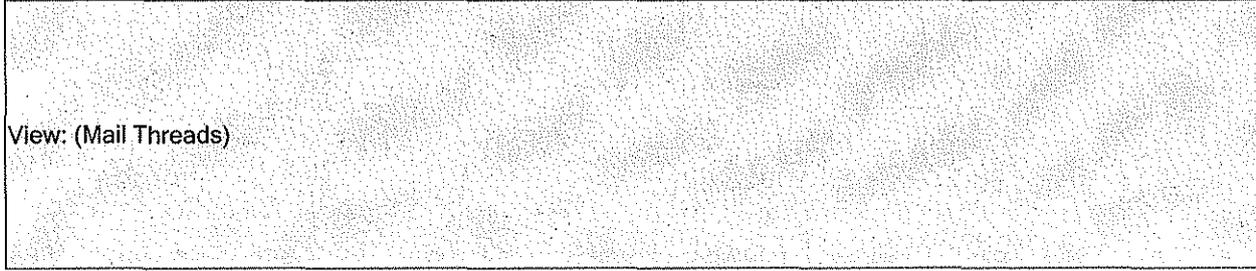
File 101512



Historic Preservation Commission appointment

eric.l.mar, michela.alioto-pier, david.chiu,
M.A. Miller to: carmen.chu, ross.mirkarimi, chris.daly,
sean.elsbernd, bevan.dufty, david.campos,

01/02/2011 07:09 PM



View: (Mail Threads)

Dear Supervisor,

Please make sure that only a person who fully meets the qualifications for service on the Historic Preservation Commission is appointed to that commission. Mayor Newsom's nomination of Richard Johns for Seat No. 4, Historian, is not adequate. Mr. Johns is not a qualified professional historian, as required by the City Charter which is an outgrowth of the citizen-supported Prop J. The Historic Preservation Commission is not a place for a person of casual interest; the issues that are considered by the Commission require a depth of education and experience in the fields of history and architectural history; the deliberations of the Commission affect the way our city looks and feels in the context of historic time. We need someone who is qualified in discussing and evaluating the historical importance of our City's treasures.

Other candidates are available who meet the standards for this position. Please reject this nomination and ask that a qualified historian be appointed to Seat No. 4, as prescribed in the Charter.

Mary Anne Miller
San Francisco Tomorrow
SPEAK (Sunset-Parkside Education and Action Committee)

File 1015.12
page

Reject Historical Preservation Commission, nomination of RICHARD JOHNS
Barbara Beth
to:
Eric.L.Mar, Michela.Alioto-Pier, David.Chiu, Carmen.Chu, Ross.Mirkarimi, Chris.Daly, Sean.Elsbernd,
bevan.dufty, David.Campos, Sophie.Maxwell, John.Avalos, board.of.supervisors
01/02/2011 08:55 PM
Show Details

Dear Supervisor,

As per the requirements to the Historic Preservation Commission, it appears that Mr. Johns does not meet the required standard of qualifications as a *professional historian* for Seat no. 4. It is important to appoint someone who is qualified with the appropriate education and experience for this position, hence these requirements. I suggest that Mr. Johns' nomination be rejected and that the BOS request that persons qualified as *professional historians*, according to the City Charter, be selected for this position.

Rules Committee meeting 1/3/11: Please vote item 3 NO, item 4 YES
Board of Supervisors meeting 1/4/1: please vote item 37 NO, item 38 YES

Thank you for your time.

Sincerely,

Barbara Beth
PO Box 191443
San Francisco, CA 94119

For your reference, below is background information on the city Charter Requirements for the Historic Preservation Commission (HPC), Seat Number 4, Historian:

City Charter requirements for HPC:

"In addition to the specific requirements set forth below, members of the Historic Preservation Commission shall be persons specially qualified by reason of interest, competence, knowledge, training and experience in the historic, architectural, aesthetic, and cultural traditions of the City, interested in the preservation of its historic structures, sites and areas, and residents of the City. Six of the members of the Historic Preservation Commission shall be specifically qualified in the following fields:"

"Seat 4: an historian meeting the Secretary of the Interior's Professional Qualifications Standards for history with specialized training and/or demonstrable experience in North American or Bay Area history;"

Secretary of the Interior requirements:

The Professional Qualifications for history established by the Secretary of the Interior state:

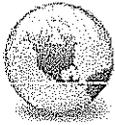
History

The minimum professional qualifications in history are a graduate degree in history or closely related

field; or a bachelor's degree in history or closely related field plus one of the following:

- 1. At least two years of full-time experience in research, writing, teaching, interpretation, or other demonstrable professional activity with an academic institution, historic organization or agency, museum, or other professional institution; or*
- 2. Substantial contribution through research and publication to the body of scholarly knowledge in the field of history.*

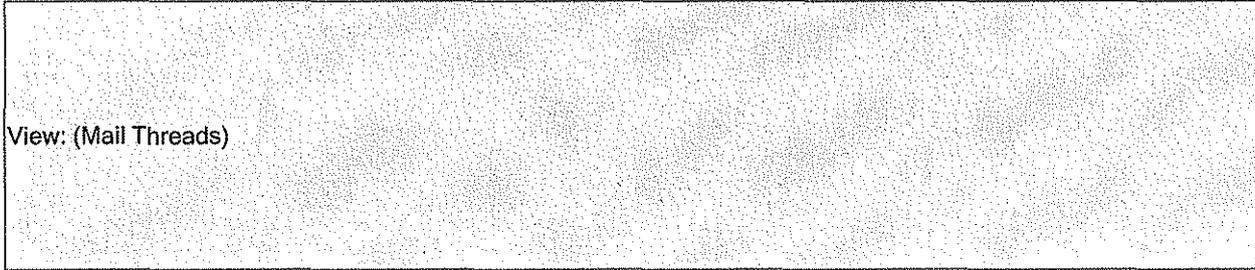
file 101511



Reject Historical Preservation Commission, nomination of RICHARD JOHNS

Eric.L.Mar, Michela.Alioto-Pier, David.Chiu,
nancenum1 to: Carmen.Chu, Ross.Mirkarimi, Chris.Daly,
Sean.Elsbernd, bevan.dufty, David.Campos,

01/01/2011 05:44 PM



View: (Mail Threads)

RE: Seat 4 Historical Preservation Commission, nomination of **Richard Johns**

Rules Committee meeting 1/3/11 ~ please vote item 3 NO, item 4 YES

Board of Supervisors meeting 1/4/11 ~ please vote item 37 NO, item 38 YES

Dear Supervisors:

The city charter states that “Members of this commission shall be persons specially qualified” and then enumerates what each seat holder’s qualifications must be in order to fulfill the desired balance for the commission. “Seat 4 must be a historian meeting the Secretary of the Interior’s Professional Qualifications for history with specialized training and/or demonstrable experience in North American or Bay Area history.”

Though Mr. Johns’ resume demonstrates he is a very qualified attorney, this document does not cite any “specialized training and/or demonstrable experience in North American or Bay Area history.” He does not have the Professional Qualifications for history established by the Secretary of the Interior that seat 4 requires.

The *minimum* professional qualifications in history are a graduate degree in history or closely related field; or a bachelor's degree in history or closely related field plus one of the following:

- At least two years of full-time experience in research, writing, teaching, interpretation, or other demonstrable professional activity with an academic institution, historic organization or agency, museum, or other professional institution; or
- Substantial contribution through research and publication to the body of scholarly knowledge in the field of history.

Mr. Johns does not have a degree in history (his degrees are in English and law). There is no indication that he has any FULL-TIME experience as specified by Interior Secretary, nor does his resume provide indication of substantial contribution through research and publication to the body of scholarly knowledge in the field of history.

For these reasons, Mr. Johns is not qualified for seat #4 and his nomination must be rejected.

Sincerely,

Nancy Wuerfel

File
101512
cpagg

Reject Historical Preservation Commission, nomination of RICHARD JOHNS
Diana Scott

to:

Eric.L.Mar, Michela.Alioto-Pier, David.Chiu, Carmen.Chu, Ross.Mirkarimi, Chris.Daly, Sean.Elsbernd,
bevan.dufty, David.Campos, Sophie.Maxwell, John.Avalos, board.of.supervisors

01/02/2011 11:37 PM

Show Details

Rules Committee meeting 1/3/11 ~ please vote item 3 NO, item 4 YES

Board of Supervisors meeting 1/4/11 ~ please vote item 37 NO, item 38 YES

Dear Supervisors:

From my reading of the qualifications for the Historic Preservation Commission, it appears that Mr. Johns does not meet the required standard of qualifications as a *professional historian* for Seat no. 4, his legal and real estate expertise notwithstanding.

I suggest that Mr. Johns' nomination be rejected and that the BOS request that persons qualified as *professional historians*, according to the City Charter, be selected for this position.

Thank you for your consideration.

Sincerely,

Diana Scott

3657 Wawona

San Francisco, CA 94116

Appointments to the Historic Preservation Commission
Inge Horton

File 101513
File 101509

to:
board.of.supervisors, John.Avalos, Sophie.Maxwell, David.Campos, Bevan.Dufty, Sean.Elsbernd,
Chris.Daly, Ross.Mirkarimi, Carmen.Chu, David.Chiu, Michela.Alioto-Pier, Eric.L.Mar
01/02/2011 09:44 PM

Cc:
cherny, "James M. Buckley", "Karl Hasz", "Andrew Wolfram"
Show Details

Honorable Supervisors,
The Rules Committee will act tomorrow on recommendations for the re-appointments to the
Historic Preservation Committee and one new appointment, and the full Board will hear the
cases on Tuesday.

I am writing in support of the reappointments of Commissioners Andrew Wolfram and Karl
Hasz but would like to urge you to reject the appointment of Richard Johns who does not fulfill
the requirement of being a professional historian and thus does not seem to qualify. While Mr.
Johns professional qualifications as a lawyer and as a volunteer serving as the president of the
SFMHS are impressive they do not coincide with the qualification of a professional historian.
Compliance with the requirements of Proposition J are necessary to maintain the status of the
City and County of San Francisco as a Certified Local Government and its eligibility for grants.

Please consider re-appointing James Buckley Ph.D. or appointing Professor Robert Cerny
Ph.D. for seat four on the Historic Preservation Commission. Both are highly qualified
historians with a strong background in San Francisco history.

Thank you for your consideration!

Sincerely,

Inge Horton

Chairperson of the Sunset Architectural and Historical Resource Inventory Committee
A Committee of the Sunset Parkside Education and Action Committee (SPEAK)
Author of *Early Women Architects of the San Francisco Bay Area*
The Lives and Work of Fifty Professionals, 1890-1951, McFarland & Company, 2010

7



To: BOS Constituent Mail Distribution,

Cc:

Bcc:

Subject: Withdrawal of Mayoral Nominee to Historic Preservation Commission Seat 4 - Historian

File 101512

epage

From: Cynthia Servetnick <cynthia.servetnick@gmail.com>
To: "gavin.newsom" <gavin.newsom@sfgov.org>
Cc: Supervisor David Chiu <David.Chiu@sfgov.org>, Michela Alioto-Pier@sfgov.org, Supervisor David Campos <david.campos@sfgov.org>, "Carmen.Chu" <Carmen.Chu@sfgov.org>, "Supervisor Eric L. Mar" <Eric.L.Mar@sfgov.org>, Supervisor Ross Mirkarimi <Ross.Mirkarimi@sfgov.org>, Supervisor Chris Daly <chris.daly@sfgov.org>, "Sean.Elsbernd" <Sean.Elsbernd@sfgov.org>, Bevan Dufty <Bevan.Dufty@sfgov.org>, Supervisor Sophie Maxwell <Sophie.Maxwell@sfgov.org>, Supervisor John Avalos <John.Avalos@sfgov.org>, Board.of.Supervisors@sfgov.org, Angela.Calvillo@sfgov.org, "linda.wong" <linda.wong@sfgov.org>, "c.chase" <c.chase@argsf.com>, Alan Martinez <awmartinez@earthlink.net>, "Wolfram, Andrew" <andrew.wolfram@perkinswill.com>, jmbuckley9@comcast.net, cdamkroger@hotmail.com, Carl Hasz <karlhasz@gmail.com>, diane@johnburtonfoundation.org, rm@well.com, c_olague@yahoo.com, wordweaver21@aol.com, plangsf@gmail.com, bill.lee@flysfo.com, mooreurban@speakeasy.net, hs.commish@yahoo.com, "john.rahaim" <john.rahaim@sfgov.org>, Tim Frye <Tim.Frye@sfgov.org>, Linda Avery <linda.avery@sfgov.org>, Jennifer.Matz@sfgov.org, rich.hillis@sfgov.org, "michael.yarne" <michael.yarne@sfgov.org>, "marlena.byrne" <marlena.byrne@sfgov.org>, "Donaldson, Milford" <mwdonaldson@parks.ca.gov>, Anthea_Hartig <Anthea_Hartig@nthp.org>, Cindy Heitzman <cheitzman@californiapreservation.org>, mbuhler@sfheritage.org, SF Preservation Consortium <sfpreservationconsortium@yahoogroups.com>, Robert Cherny <cherny@sfsu.edu>, RSEJohns@yahoo.com
Date: 01/02/2011 03:08 PM
Subject: Withdrawal of Mayoral Nominee to Historic Preservation Commission Seat 4 - Historian

Dear Mayor Newsom:

On behalf of the San Francisco Preservation Consortium (Consortium), a grassroots historic preservation education and advocacy group comprised of individuals and member organizations, I thank you for reaching out to the preservation community in the past to ensure that nominees to the Historic Preservation Commission (HPC) meet or exceed the attached qualifications required by Proposition J of 2008. As you know from our past advocacy efforts, the Consortium considers appointments to the HPC to be a very serious matter and does not support nominees that do not meet the professional qualification standards of the position to which they are being nominated.

The Consortium and members of the historic preservation community were surprised to learn very recently that you have nominated three individuals to the HPC and asked that these nominations be confirmed by the Board of Supervisors (Board) just prior to your imminent resignation from office. As a result these nominations are scheduled to be considered by the Rules Committee of the Board on Monday, January 3rd and by the full Board on Tuesday, January 4th. We believe that there has not been adequate notice or time for the historic preservation community and the public to consider these nominations over the Christmas and New Year's holidays.

However, we support the reappointment of Karl Hasz and Andrew Wolfram to the HPC. As incumbent HPC members these two nominees were previously confirmed by the Board and we believe have demonstrated their professional qualifications and expertise during their tenure on

the Commission--the same can be said of James Buckley who remains willing and able to serve, yet has not been nominated to a second term.

Unfortunately, this is not the case with the recent nomination of Richard Johns to the historian seat. The Consortium and the historic preservation community are quite concerned. We understand from Mr. Johns' resume that he is an ardent supporter of the City's history and the preservation of its historical sites and artifacts. He has served on more than one institution dedicated to preserving San Francisco's cultural heritage. However, we question whether Mr. Johns possesses the required professional qualifications to fill the historian position (Seat 4) on the HPC for a 4-year term. Proposition J and the nationally recognized Secretary of the Interior's Professional Qualification Standards must be met for a nominee to be qualified to serve on the HPC in this important capacity. While Mr. Johns' academic and professional credentials are impressive, the Consortium requests that in the absence of evidence that he satisfies the applicable professional qualification requirements set forth in Proposition J, this nomination be withdrawn from further consideration.

The HPC's historian provides technical expertise necessary to maintain the San Francisco's status as a Certified Local Government (CLG). This program makes the City eligible for federal and state grant funding and provides it an enhanced role in the nomination of historic properties to the National Register of Historic Places and in matters subject to consultation by federal and state agencies.

The Consortium previously recommended past Landmarks Preservation Board Member Robert Cherny who holds a Ph.D. in history and is currently a professor of history at San Francisco State University for the historian seat. We remain in support of Dr. Cherny for the position of HPC historian and are aware of his willingness to serve.

Sincerely,

Cynthia Servetnick
for Vincent Marsh, Co-Chair
San Francisco Preservation Consortium

Attachments: Letter from the Consortium to Mayor Newsom, January 20, 2009

Excerpt on Historic Preservation Commission

Qualifications
from Prop. J

San Francisco Preservation Consortium Mission

Statement

James Buckley, Ph.D. Resume
Robert Cherny, Ph.D. Resume
Richard Johns, Esq. Resume

cc: San Francisco Board of Supervisors
San Francisco Historic Preservation Commission
San Francisco Planning Commission
Jennifer Matz, Director, Mayor's Office of Economic and Workforce

Development

Rich Hillis, Mayor's Office of Economic and Workforce Development
Michael Yarne, Mayor's Office of Economic and Workforce

Development

John Rahaim, Director, San Francisco Planning Department
Tim Frye, Acting Preservation Coordinator, San Francisco Planning

Department

Marlena Byrne, Deputy City Attorney
Milford Wayne Donaldson, FAIA, SHPO, State Office of Historic

Preservation

Anthea Hartig, Director, National Trust for Historic Preservation

Western Office

Cynthia Heitzman, California Preservation Foundation
Mrs. G. Bland Platt, San Francisco Historic Preservation Fund

Committee

Mike Buhler, San Francisco Architectural Heritage
James Buckley, Ph.D., Historic Preservation Commissioner
Robert Cherny, Ph.D., Professor of History, San Francisco State

University

Richard Johns, Esq.



SFPC - HPC Seat 4 Letter 1-2-11.pdf Buckley c.v..pdf Cherny c.v..pdf Johns c. v..pdf

Overturn San Francisco's Discriminatory Sidewalk Sitting Ban

Sandra Ferreira

to:

Board.of.Supervisors

01/02/2011 07:05 PM

Please respond to Sandra Ferreira

Show Details

Security:

To ensure privacy, images from remote sites were prevented from downloading. Show Images

History: This message has been forwarded.

Greetings,

As you know, after the San Francisco Board of Supervisors voted 8-3 against a measure to ban sitting on city sidewalks in June 2010, Mayor Gavin Newsom took Proposition L, better known as the sit-lie ordinance, to the ballot.

Supporters, especially businesspeople in the Haight-Ashbury neighborhood, said it would curb loitering and aggressive panhandling. But since the police acknowledge that enforcement will be "complaint-driven," opponents are sure it will be unfairly used against homeless people.

Penalties for repeat offenders include 30-day jail sentences and \$500 fines. Officials can go ahead and add to that jail sentence, since \$500 might as well be \$1,000,000 for many of the city's homeless. It makes no sense to put people in jail, costing taxpayers money, because they can't pay a fine.

Please take action once again to end this discriminatory sidewalk sitting ban.

Sandra Ferreira
Pelotas, RS, Brazil, Brazil

Note: this email was sent as part of a petition started on Change.org, viewable at www.change.org/petitions/view/overturn_san_franciscos_discriminatory_sidewalk_sitting_ban. To

respond, email responses@change.org and include a link to this petition.



8

COMMISSIONERS
Jim Kellogg, President
Discovery Bay
Richard Rogers, Vice President
Montecito
Michael Sutton, Member
Monterey
Daniel W. Richards, Member
Upland
Jack Baylis, Member
Los Angeles

ARNOLD SCHWARZENEGGER



Jon K. Fischer,
ACTING EXECUTIVE DIRECTOR
1416 Ninth Street
Box 944209
Sacramento, CA 94244-2090
(916) 653-4899
(916) 653-5040 Fax
fgc@fgc.ca.gov

STATE OF CALIFORNIA
Fish and Game Commission

December 28, 2010

TO ALL AFFECTED AND INTERESTED PARTIES:

On December 16, 2010, the Commission readopted emergency regulations concerning Stewarts Point State Marine Reserve and Stewarts Point State Marine Conservation Area. The Administrative Procedure Act requires that we make this regulation available for public review for at least five working days prior to submitting the regulation to the Office of Administrative Law.

Attached for your review are copies of the notice of emergency regulatory action, the emergency regulatory language in strikeout/underline format, the Statement of Facts Constituting Need for Emergency Action, and the Request for Readoption of Emergency Regulations.

Sincerely,

Handwritten signature of Sherrie Fonbuena in cursive.

Sherrie Fonbuena
Associate Governmental Program Analyst

Attachments

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2010 DEC 28 PM 3:00
BY Handwritten initials.

9

**TITLE 14. Fish and Game Commission
Notice of Emergency Regulatory Action**

NOTICE IS HEREBY GIVEN that the Fish and Game Commission (Commission), pursuant to the authority vested by sections 200, 202, 203.1, 205(c), 219, 220, 240, 1590, 1591, 2860, 2861 and 6850 of the Fish and Game Code, and Sections 36725(a) and 36725(e) of the Public Resources Code, and to implement, interpret or make specific sections 200, 202, 203.1, 205(c), 219, 220, 240, 1580, 1583, 2861, 5521, 6653, 8420(e), and 8500 of the Fish and Game Code, and Sections 36700(e), 36710(e), 36725(a) and 36725(e) of the Public Resources Code, proposes to amend Section 632, Title 14, California Code of Regulations (CCR), relating to Stewarts Point State Marine Reserve and Stewarts Point State Marine Conservation Area.

Informative Digest/Policy Statement Overview

A. Laws Related to the Emergency Regulation

The Marine Life Management Act (MLMA, Stats. 1998, ch. 1052) created a broad programmatic framework for managing fisheries through a variety of conservation measures, including Marine Protected Areas (MPAs). The Marine Life Protection Act (MLPA, Stats. 1999, ch. 1015) established a programmatic framework for designating such MPAs in the form of a statewide network. AB 2800 (Stats. 2000, ch. 385) enacted the Marine Managed Areas Improvement Act (MMAIA), among other things, to standardize the designation of Marine Managed Areas (MMAs), which include MPAs. The overriding goal of these acts is to ensure the conservation, sustainable use, and restoration of California's marine resources. Unlike previous laws, which focused on individual species, the acts focus on maintaining the health of marine ecosystems and biodiversity in order to sustain resources.

The MLPA requires that the Commission adopt a Marine Life Protection Program that, in part, contains an improved marine reserve (now state marine reserve) component [Fish and Game Code (FGC) subsection 2853(c)(1)] and protects the natural diversity of marine life and the structure, function, and integrity of marine ecosystems [FGC subsection 2853(b)(1)]. This protection may help provide sustainable resources as well as enhance functioning ecosystems that provide benefits to both consumptive and non-consumptive user groups. The program may include MPAs with various levels of protection, from no take of any kind to those that allow for specified commercial and recreational activities, provided that these activities are consistent with the objectives of the area and the goals and guidelines of the MLPA.

On August 5, 2009, the Fish and Game Commission adopted regulations to implement MPAs for California's north central coast, defined as state waters between Alder Creek, near Point Arena (Mendocino County) and Pigeon Point (San Mateo County), including the Stewarts Point State Marine Reserve (SMR) in which take of all living marine resources is prohibited. These regulations became effective May 1, 2010.

B. Effect of the Emergency Action

This amendment of Section 632 will establish the Stewarts Point State Marine Conservation Area (SMCA). The general boundaries of the SMCA will be from the mean high tide line to a line that approximates a distance of 1000 feet offshore, and from the northern boundary of the existing Stewarts Point SMR to just below Rocky Point, approximately four miles south. All

commercial take of living marine resources will be prohibited. The recreational take of marine aquatic plants other than sea palm, marine invertebrates, finfish by hook and line, surf smelt by beach net, and species authorized in Section 28.80 (including surf smelt) by hand-held dip net will be authorized consistent with other applicable law.

The proposed SMCA would leave three miles of coastline in SMR status, which meets the minimum science guidelines for coastal protection of nearshore habitats.

C. Policy Statement Overview

The objective of this emergency regulation is to create the Stewarts Point SMCA and to allow specified recreational take of living marine resources within the SMCA.

The regulations as proposed in ~~strikeout~~-underline format are attached to this notice. Notice of the proposed action shall be posted on the Fish and Game Commission website at <http://www.fgc.ca.gov>.

Section 240 Finding

Pursuant to the authority vested in the Commission by FGC Section 240, and for the reasons set forth in the attached Statement of Facts Constituting Need for Emergency Action, the Commission expressly finds that the adoption of this regulation is necessary for the immediate preservation of the health and safety and general welfare. The Commission specifically finds that the amendment of this regulation will avoid serious harm to the health and safety and general welfare of the Kashia people by allowing them to take living marine resources for subsistence purposes.

Public Comments on Proposed Emergency Regulations

Government Code section 11346.1(a)(2) requires that, at least five working days prior to submission of the proposed emergency action to the Office of Administrative Law (OAL), the adopting agency provide a notice of the proposed emergency action to every person who has filed a request for notice of regulatory action with the agency. After submission of the proposed emergency to OAL, OAL shall allow interested persons five calendar days to submit comments on the proposed emergency regulations as set forth in Government Code section 11349.6.

In order to be considered, public comments on proposed emergency regulations must be submitted in writing to the Office of Administrative Law, 300 Capitol Mall, Room 1250, Sacramento, CA 95814; AND to the Fish and Game Commission, 1416 Ninth Street, Room 1320, Sacramento, CA 95814, or via fax to (916) 653-5040 or via e-mail to fgc@fgc.ca.gov. Comments must identify the emergency topic and may address the finding of emergency, the standards set forth in sections 11346.1 and 11349.1 of the Government Code and Section 240 of the Fish and Game Code. Comments must be received within five calendar days of filing of the emergency regulations. Please refer to OAL's website (www.oal.ca.gov) to determine the date on which the regulations are filed with OAL.

Impact of Regulatory Action

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

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

None.

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

None.

- (c) Programs Mandated on Local Agencies or School Districts:

None.

- (d) 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.

- (e) 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

In view of information currently possessed, no reasonable alternative considered would be more effective in carrying out the purposes for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

FISH AND GAME COMMISSION

Jon K. Fischer
Acting Executive Director

Dated: December 28, 2010

Regulatory Language

Section 632, Title 14, CCR, is amended to read:

...

(11) Stewarts Point State Marine Conservation Area.

(A) This area is bounded by the mean high tide line and straight lines connecting the following points in the order listed:

38° 40.500' N. lat. 123° 25.370' W. long.;

38° 40.500' N. lat. 123° 25.500' W. long.;

38° 37.500' N. lat. 123° 23.500' W. long.;

38° 37.535' N. lat. 123° 23.027' W. long.

(B) Take of all living marine resources is prohibited except the following may be taken recreationally from shore only: marine aquatic plants other than sea palm, marine invertebrates, finfish [as identified in subsection 632(a)(2)] by hook and line, surf smelt by beach net, and species authorized in Section 28.80 of these regulations by hand-held dip net.

(11)(12) Stewarts Point State Marine Reserve.

(A) This area is bounded by the mean high tide line and straight lines connecting the following points in the order listed except where noted:

38° 40.50' N. lat. 123° 25.37' W. long.;

38° 40.50' N. lat. 123° 30.24' W. long.; thence southward along the three nautical mile offshore boundary to

38° 35.60' N. lat. 123° 26.01' W. long.; and

38° 35.60' N. lat. 123° 20.80' W. long., except that Stewarts Point State Marine Conservation Area as described in subsection 632(b)(11)(A) is excluded.

(B) Take of all living marine resources is prohibited.

(12)(13) Salt Point State Marine Conservation Area.

(A) This area is bounded by the mean high tide line and straight lines connecting the following points in the order listed:

38° 35.60' N. lat. 123° 20.80' W. long.;

38° 35.60' N. lat. 123° 21.00' W. long.;

38° 33.50' N. lat. 123° 21.00' W. long.; and

38° 33.55' N. lat. 123° 18.91' W. long., except that Gerstle Cove as described in subsection 632(b)(13)(A) 632(b)(14)(A) is excluded.

(B) Take of all living marine resources is prohibited except the recreational take of abalone and finfish [subsection 632(a)(2)].

...

Subsections 632(b)(13) through 632(b)(14) are renumbered 632(b)(14) through 632(b)(15).

...

~~(15)~~(16) Russian River State Marine Conservation Area.

(A) This area is bounded by the mean high tide line, the mouth of the Russian River estuary as defined in subsection ~~632(b)(14)(A)~~632(b)(15)(A), and straight lines connecting the following points in the order listed:

38° 27.38' N. lat. 123° 08.58' W. long.;

38° 26.38' N. lat. 123° 08.58' W. long.;

38° 26.38' N. lat. 123° 07.70' W. long.

(B) Take of all living marine resources is prohibited except:

1. Only the following species may be taken recreationally: Dungeness crab by trap, and surf smelt using hand-held dip net or beach net.

2. Only the following species may be taken commercially: Dungeness crab by trap.

...

~~Subsections 632(b)(16) through 632(b)(28) are renumbered 632(b)(17) through 632(b)(29).~~

...

~~(29)~~(30) North Farallon Islands Special Closure. Special regulations on boating and access apply to the North Farallon Islands as follows.

(A) A special closure is established at the islets comprising the North Farallon Islands.

(B) Except as permitted by federal law or emergency caused by hazardous weather, or as authorized by subsection ~~632(b)(29)(C)~~632(b)(30)(C), no vessel shall be operated or anchored at any time from the mean high tide line to a distance of 1000 feet seaward of the mean lower low tide line of any shoreline of North Farallon Island, or to a distance of 300 feet seaward of the mean lower low tide line of any shoreline of the remaining three southern islets, including the Island of St. James, in the vicinity of 37° 46.00' N. lat. 123° 06.00' W. long.

(C) No person except department employees or employees of the United States Fish and Wildlife Service, National Oceanic and Atmospheric Administration, or United States Coast Guard, in performing their official duties, or unless permission is granted by the department, shall enter the area defined in subsection ~~632(b)(29)(B)~~632(b)(30)(B).

(D) All vessels shall observe a five (5) nautical mile per hour speed limit within 1,000 feet seaward of the mean lower low tide line of any shoreline of the islets defined in subsection ~~632(b)(29)(B)~~632(b)(30)(B).

(E) In an area bounded by the mean high tide line and a distance of one nautical mile seaward of the mean lower low tide line of any of the four islets comprising the North Farallon Islands, the following restrictions apply:

1. All commercial diving vessels operating in the defined area shall have their vessel engine exhaust system terminate either through a muffler for dry exhaust systems, or below the vessel waterline for wet exhaust systems.

2. All commercial diving vessels equipped with an open, deck-mounted air compressor system, while operating in the defined area, shall have their air compressor's engine exhaust system terminate below the vessel waterline.

...

~~Subsections 632(b)(30) through 632(b)(31) are renumbered 632(b)(31) through 632(b)(32).~~

...

~~(32)~~(33) Southeast Farallon Island Special Closure. Special regulations on boating and access apply to the Southeast Farallon Island as follows.

(A) A special closure is established at the Southeast Farallon Island.

(B) Except as permitted by federal law or emergency caused by hazardous weather, or as authorized by subsection ~~632(b)(32)(C)~~632(b)(33)(C), no vessel shall be operated or anchored at any time from the mean high tide line to a distance of 300 feet seaward of the mean lower low tide line of any shoreline EXCEPT north of a line at 37° 42.26' N. lat., and inside Fisherman's Bay south of 37° 42.26' N. lat. and north of 37° 42.05' N. lat., and at East Landing, between a line extending due east from 37° 41.83' N. lat. 122° 59.98' W. long. and a line extending from 37° 41.72' N. lat. 123° 00.05' W. long. to 37° 41.68' N. lat. 123° 00.07' W. long. This closure exists year round, except for the southeast side of Saddle (Seal) Rock, between a line extending from 37° 41.76' N. lat. 123° 00.16' W. long. to 37° 41.64' N. lat. 123° 00.16' W. long. and a line extending from 37° 41.60' N. lat. 123° 00.26' W. long. to 37° 41.60' N. lat. 123° 00.32' W. long., which is closed only from December 1 through September 14 of each year.

(C) No person except department employees or employees of the United States Fish and Wildlife Service, National Oceanic and Atmospheric Administration, or United States Coast Guard, in performing their official duties, or unless permission is granted by the department, shall enter the area defined in subsection ~~632(b)(32)(B)~~632(b)(33)(B).

(D) All vessels shall observe a five (5) nautical mile per hour speed limit 1,000 feet seaward of the mean lower low tide line of any shoreline of the Southeast Farallon Island.

(E) In an area bounded by the mean high tide line and a distance of one nautical mile seaward of the mean lower low tide line of any of the islands and islets comprising the Southeast Farallon Island, the following restrictions apply:

1. All commercial diving vessels operating in the defined area shall have their vessel engine exhaust system terminate either through a muffler for dry exhaust systems, or below the vessel waterline for wet exhaust systems.
2. All commercial diving vessels equipped with an open, deck-mounted air compressor system, while operating in the defined area, shall have their air compressor's engine exhaust system terminate below the vessel waterline.

...

~~Subsections 632(b)(33) through 632(b)(105) are renumbered Subsections 632(b)(34) through 632(b)(106).~~

...

~~(106)~~(107) Dana Point State Marine Conservation Area.

(A) This area is bounded by the mean high tide line, a distance of 1200 feet seaward of mean lower low water, and the following points:

33° 27.74' N. lat. 117° 42.95' W. long.;

33° 27.74' N. lat. 117° 43.18' W. long.;
33° 27.47' N. lat. 117° 42.28' W. long.; and
33° 27.63' N. lat. 117° 42.45' W. long.

(B) Take of all living marine resources is prohibited except:

1. Only the following species may be taken recreationally below the mean lower low-water mark: lobster, rockfish (family Scorpaenidae), greenling, lingcod, cabezon, yellowtail, mackerel, bluefin tuna, kelp bass, spotted sand bass, barred sand bass, sargo, croaker, queenfish, California corbina, white seabass, opaleye, halfmoon, surfperch (family Embiotocidae), blacksmith, Pacific barracuda, California sheephead, Pacific bonito, California halibut, sole, turbot, and sanddab. Finfish shall be taken only by hook and line or by spearfishing gear.
2. Only spiny lobster may be taken commercially.

(C) Except as expressly provided in this section, it is unlawful to enter the intertidal zone in the Dana Point State Marine Conservation Area for the purpose of taking or possessing, or to take or possess, any species of fish, plant, or invertebrate, or part thereof; to use or have in possession any contrivance designed to be used for catching fish; to disturb any native plant, fish, wildlife, aquatic organism; or to take or disturb any natural geological feature. This subdivision does not prohibit persons from entering the intertidal zone for the purpose of entertainment, recreation, and education while having a minimum impact on the intertidal environment and the living organisms therein. For this purpose, minimum impact includes foot traffic; general observation of organisms in their environment with immediate replacement of any unattached organisms to their natural location after temporary lifting for examination; and photography. Minimum impact does not include removal of attached organisms from their environment; gathering of fishing bait; littering, collecting rocks and shells; or turning rocks or other acts destructive to the environment.

(D) The department director may appoint a director of the Dana Point State Marine Conservation Area.

(E) The director of the Dana Point State Marine Conservation Area may issue a special collecting permit authorizing any person to enter the conservation area for the purposes of scientific collecting under the conditions of a scientific collector's permit issued by the department.

(F) Notwithstanding subsections ~~632(b)(89)(B) or 632(b)(89)(C)~~ 632(b)(107)(B) or 632(b)(107)(C), the director of the Dana Point State Marine Conservation Area, or any person who has a scientific collector's permit from the department and to whom the director of the Dana Point State Marine Conservation Area has issued a special collecting permit may take, for scientific purposes, any fish or specimen of marine plant life under the conditions prescribed by the department.

(G) This section does not prohibit the entry of state and local law enforcement officers, fire suppression agencies, and employees of the department in the performance of their official duties. This section does not prohibit or restrict navigation in the Dana Point State Marine Conservation Area pursuant to federal law.

...

Subsequent subsections are renumbered beginning with (108).

Note: Authority cited: Sections 200, 202, 203.1, 205(c), 219, 220, 1590, 1591, 2860, 2861 and 6750, Fish and Game Code; and Sections 36725(a) and 36725(e), Public Resources Code. Reference: Sections 200, 202, 203.1, 205(c), 219, 220, 1580, 1583, 2861, 5521, 6653, 8420(e) and 8500, Fish and Game Code; and Sections 36700(e), 36710(e), 36725(a) and 36725(e), Public Resources Code.

FISH AND GAME COMMISSION
STATEMENT OF FACTS CONSTITUTING NEED FOR EMERGENCY ACTION

Emergency Action to Amend Section 632, Title 14, CCR,
Re: Stewarts Point State Marine Reserve

I. INTRODUCTION

The Marine Life Management Act (MLMA, Stats. 1998, ch. 1052) created a broad programmatic framework for managing fisheries through a variety of conservation measures, including Marine Protected Areas (MPAs). The Marine Life Protection Act (MLPA, Stats. 1999, ch. 1015) established a programmatic framework for designating such MPAs in the form of a statewide network. AB 2800 (Stats. 2000, ch. 385) enacted the Marine Managed Areas Improvement Act (MMAIA), among other things, to standardize the designation of Marine Managed Areas (MMAs), which include MPAs. The overriding goal of these acts is to ensure the conservation, sustainable use, and restoration of California's marine resources. Unlike previous laws, which focused on individual species, the acts focus on maintaining the health of marine ecosystems and biodiversity in order to sustain resources.

The MLPA requires that the Fish and Game Commission ("Commission") adopt a Marine Life Protection Program that, in part, contains an improved marine reserve (now state marine reserve) component [Fish and Game Code (FGC) subsection 2853(c)(1)] and protects the natural diversity of marine life and the structure, function, and integrity of marine ecosystems [FGC subsection 2853(b)(1)]. This protection may help provide sustainable resources as well as enhance functioning ecosystems that provide benefits to both consumptive and non-consumptive user groups. The program may include MPAs with various levels of protection, from no take of any kind to those that allow for specified commercial and recreational activities, provided that these activities are consistent with the objectives of the area and the goals and guidelines of the MLPA.

The planning process to implement the MLPA in the north central coast, defined as state waters between Alder Creek, near Point Arena (Mendocino County) and Pigeon Point (San Mateo County), was conducted pursuant to the processes defined in the Commission's revised draft Master Plan for MPAs. The MLPA North Central Coast Regional Stakeholder Group (NCCRSG) began meeting in May, 2007 to develop alternative MPA proposals for the north central coast region. The NCCRSG met during eight one- to two-day meetings and three work sessions between May 2007 and March 2008 before forwarding three proposals to a Blue Ribbon Task Force (BRTF). The BRTF was appointed by the Secretary for Resources to provide policy guidance and oversight to the process. The BRTF created an Integrated Preferred Alternative proposal (IPA) by selecting, and in some cases slightly modifying, MPAs from each of the three NCCRSG proposals with the intent to meet scientific guidelines and achieve the MLPA goals, while also bridging some of the remaining areas of divergence among the NCCRSG proposals. The BRTF recommended that the Commission select the IPA as the regulatory preferred alternative for the north central coast.

On August 5, 2009, the Fish and Game Commission adopted the IPA regulations to implement MPAs for California's north central coast, including the Stewarts Point State Marine Reserve (SMR) in which take of all living marine resources is prohibited. These regulations became effective May 1, 2010.

The Commission has prepared this Emergency Action Statement under the Administrative Procedure Act (APA) (Gov. Code, § 11340 et seq.) in connection with its amendments to Section 632 of Title 14 of the California Code of Regulations. The Commission's amendment of Section 632 as an emergency action under the APA is based, in part, on authority provided by FGC Section 240. This amendment of Section 632 will establish the Stewarts Point State Marine Conservation Area (SMCA) and will provide for the recreational take from shore of marine aquatic plants other than sea palm, marine invertebrates, finfish by hook and line, surf smelt by beach net, and species authorized in Section 28.80 (including surf smelt) by hand-held dip net in the SMCA.

As set forth below, the Commission finds that amendment of Section 632 pursuant to FGC 240 constitutes a necessary emergency action by the Commission under the APA. The health and safety of the people of the Kashia Band of Pomo Indians of the Stewarts Point Rancheria are jeopardized by the existing regulation which prohibits them from gathering food for their families. Kashia people fish and gather along the coast within their ancestral lands for subsistence as well as ceremonial purposes. The existing Stewarts Point State Marine Reserve designation is depriving Kashia families of the Stewarts Point Rancheria of access to food.

II. FACTS CONSTITUTING THE NEED FOR EMERGENCY ACTION

The APA defines an "emergency" to mean "a situation that calls for immediate action to avoid serious harm to the public peace, health, safety, or general welfare." (§11342.545.) To make a finding of emergency, the agency must describe the specific facts supported by substantial evidence that demonstrate the existence of an emergency and the need for immediate adoption of the proposed regulation. (*Id.*, §11346.1, subd. (b)(2).) Some of the factors an agency may consider in determining whether an emergency exists include: (1) the magnitude of the potential harm, (2) the existence of a crisis situation, (3) the immediacy of the need, i.e., whether there is a substantial likelihood that serious harm will be experienced unless immediate action is taken, and (4) whether the anticipation of harm has a basis firmer than simple speculation. The Commission has considered all of these factors and the definition of an emergency provided in the APA, as well as pertinent authority in FGC Section 240. Under this latter authority, notwithstanding any other provision of the FGC, the Commission may adopt an emergency regulation where doing so is necessary for the immediate preservation of the public peace, health and safety, or general welfare. The Commission finds that such necessity exists in the present case.

The recent creation of the Stewarts Point SMR created an unforeseen situation. Creation of the Stewarts Point SMR inadvertently prohibited Kashia people from fishing and gathering for subsistence purposes. The issue of Kashia Pomo tribal uses of coastal resources was not considered by the BRTF which proposed the North Central Coast regulation to the Commission.

Immediate action is needed to avoid serious harm to the health and safety and general welfare of the Kashia people. There are approximately 800 Tribal members, about 450 of whom are adults. Approximately 150 adults fish and gather; of those, less than 20 (who live on the Rancheria at Stewarts Point) fish or gather two or three times per week. There are probably 100 members who regularly engage in gathering. Much of the gathering is done by younger tribal members for elders. The Rancheria has 80 percent unemployment, is in a remote location, with a poor access road, and with few opportunities within a long, winding drive. Fishing is a source of food. Gathering sea weed and shellfish is also a source of food. Younger tribal members gather for the elders of the Rancheria who can no longer gather food for themselves. Rancheria residents do not fish or gather for commercial purposes; they do not smoke, can or otherwise store food in bulk. The current prohibition on take of living marine resources in Stewarts Point SMR denies the Kashia people access to food, shrinks appreciably the available sources of food, and by forcing them to go elsewhere, increases the time, cost and risk of gathering food (Stewarts Point is accessible; there are no steep hills, high bluffs, sheer drops, which make access to the resources unsafe.) Access to a primary source of food is a health and safety issue, directly related to the general welfare of the community.

III. Express Finding of Emergency

Pursuant to the authority vested in the Commission by FGC Section 240, and for the reasons set forth above, the Commission expressly finds that the adoption of this regulation is necessary for the immediate preservation of the health and safety and general welfare. The Commission specifically finds that the amendment of this regulation will avoid serious harm to the health and safety and general welfare of the Kashia people by allowing them to take living marine resources for subsistence purposes.

IV. Authority and Reference Citations

Authority: Sections 200, 202, 203.1, 205(c), 219, 220, 240, 1590, 1591, 2860, 2861 and 6850 of the Fish and Game Code, and Sections 36725(a) and 36725(e) of the Public Resources Code.

Reference: Sections 200, 202, 203.1, 205(c), 219, 220, 240, 1580, 1583, 2861, 5521, 6653, 8420(e), and 8500 of the Fish and Game Code, and Sections 36700(e), 36710(e), 36725(a) and 36725(e) of the Public Resources Code.

V. Informative Digest

A. Laws Related to the Emergency Regulation

The Marine Life Management Act (MLMA, Stats. 1998, ch. 1052) created a broad programmatic framework for managing fisheries through a variety of conservation measures, including Marine Protected Areas (MPAs). The Marine Life Protection Act (MLPA, Stats. 1999, ch. 1015) established a programmatic framework for designating such MPAs in the form of a statewide network. AB 2800 (Stats. 2000, ch. 385) enacted the Marine Managed Areas Improvement Act (MMAIA), among other things, to standardize the designation of Marine Managed Areas (MMAs), which include MPAs. The overriding goal of these acts is to ensure the conservation, sustainable use, and restoration of California's marine resources. Unlike previous laws, which focused on individual species, the acts focus on maintaining the health of marine ecosystems and biodiversity in order to sustain resources.

The MLPA requires that the Commission adopt a Marine Life Protection Program that, in part, contains an improved marine reserve (now state marine reserve) component [Fish and Game Code (FGC) subsection 2853(c)(1)] and protects the natural diversity of marine life and the structure, function, and integrity of marine ecosystems [FGC subsection 2853(b)(1)]. This protection may help provide sustainable resources as well as enhance functioning ecosystems that provide benefits to both consumptive and non-consumptive user groups. The program may include MPAs with various levels of protection, from no take of any kind to those that allow for specified commercial and recreational activities, provided that these activities are consistent with the objectives of the area and the goals and guidelines of the MLPA.

On August 5, 2009, the Fish and Game Commission adopted regulations to implement MPAs for California's north central coast, defined as state waters between Alder Creek, near Point Arena (Mendocino County) and Pigeon Point (San Mateo County), including the Stewarts Point State Marine Reserve (SMR) in which take of all living marine resources is prohibited. These regulations became effective May 1, 2010.

B. Effect of the Emergency Action

This amendment of Section 632 will establish the Stewarts Point State Marine Conservation Area (SMCA). The general boundaries of the SMCA will be from the mean high tide line to a line that approximates a distance of 1000 feet offshore, and from the northern boundary of the existing Stewarts Point SMR to just below Rocky Point, approximately four miles south. All commercial take of living marine resources will be prohibited. The recreational take of marine aquatic plants other than sea palm, marine invertebrates, finfish by hook and line, surf smelt by beach net, and species authorized in Section 28.80 (including surf smelt) by hand-held dip net will be authorized consistent with other applicable law.

The proposed SMCA would leave three miles of coastline in SMR status, which meets the minimum science guidelines for coastal protection of nearshore habitats.

C. Policy Statement Overview

The objective of this emergency regulation is to create the Stewarts Point SMCA and to allow specified recreational take of living marine resources within the SMCA.

VII. Specific Agency Statutory Requirements

The Commission has complied with the special statutory requirements governing the adoption of emergency regulations pursuant to FGC Section 240. The Commission held a public hearing on this regulation on June 24, 2010, and the above finding that this regulation is necessary for the immediate preservation of the health and safety and general welfare meets the requirements of Section 240.

VIII. Impact of Regulatory Action

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

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

None.

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

None.

- (c) Programs Mandated on Local Agencies or School Districts:

None.

- (d) 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.

- (e) Effect on Housing Costs:

None.

**FISH AND GAME COMMISSION
REQUEST FOR READOPTION OF EMERGENCY REGULATIONS**

Emergency Action to Readopt Amendments to Section 632, Title 14, CCR,
Re: Stewarts Point State Marine Reserve
and Stewarts Point State Marine Conservation Area

Request for Readoption of Emergency Regulation:

The Fish and Game Commission ("Commission") requests to readopt amendments to Section 632, Title 14, California Code of Regulations ("CCR") [Office of Administrative Law (OAL) file number 2010-0709-02E]. The Findings of Emergency for this file containing the following information: Statement of Facts Constituting Need for Emergency Action; Authority and Reference Citations; Informative Digest; Fiscal Impact Statement; Standard Form 399, is hereby incorporated by reference. The objective of this regulation is to maintain the Stewarts Point State Marine Conservation Area (SMCA) to allow specified recreational take of living marine resources within the SMCA while the Commission completes its standard rulemaking process for this regulation.

Emergency Regulation in Effect to Date:

On June 24, 2010, the Commission adopted emergency regulations to establish the Stewarts Point SMCA and provide for the recreational take from shore of marine aquatic plants other than sea palm, marine invertebrates, finfish by hook and line, surf smelt by beach net, and species authorized in Section 28.80, Title 14, CCR, (including surf smelt) by hand-held dip net in the SMCA. Pursuant to Government Code ("GC") sections 11346.1(e) and (h), emergency regulations are effective for 180 days. OAL may approve two readoptions, each for a period not to exceed 90 days. In the absence of readoption, the 2084 regulation will expire on January 18, 2011.

Statement of Emergency:

The APA defines an "emergency" to mean "a situation that calls for immediate action to avoid serious harm to the public peace, health, safety, or general welfare." (§11342.545.) To make a finding of emergency, the agency must describe the specific facts supported by substantial evidence that demonstrate the existence of an emergency and the need for immediate adoption of the proposed regulation. (*Id.*, §11346.1, subd. (b)(2).) Some of the factors an agency may consider in determining whether an emergency exists include: (1) the magnitude of the potential harm, (2) the existence of a crisis situation, (3) the immediacy of the need, i.e., whether there is a substantial likelihood that serious harm will be experienced unless immediate action is taken, and (4) whether the anticipation of harm has a basis firmer than simple speculation. The Commission has considered all of these factors and the definition of an emergency provided in the APA, as well as pertinent authority in Section 240 of the Fish and Game Code ("FGC"). Under this latter authority, notwithstanding any other provision of the FGC, the Commission may adopt an emergency regulation where doing

so is necessary for the immediate preservation of the public peace, health and safety, or general welfare. The Commission finds that such necessity exists in the present case.

The recent creation of the Stewarts Point State Marine Reserve (SMR) created an unforeseen situation. Creation of the Stewarts Point SMR inadvertently prohibited Kashia people from fishing and gathering for subsistence purposes. The issue of Kashia Pomo tribal uses of coastal resources was not considered by the Blue Ribbon Task Force which proposed regulations for marine protected areas on the North Central Coast to the Commission.

Immediate action is needed to avoid serious harm to the health and safety and general welfare of the Kashia people. There are approximately 800 Tribal members, about 450 of whom are adults. Approximately 150 adults fish and gather; of those, less than 20 (who live on the Rancheria at Stewarts Point) fish or gather two or three times per week. There are probably 100 members who regularly engage in gathering. Much of the gathering is done by younger tribal members for elders. The Rancheria has 80 percent unemployment, is in a remote location, with a poor access road, and with few opportunities within a long, winding drive. Fishing is a source of food. Gathering sea weed and shellfish is also a source of food. Younger tribal members gather for the elders of the Rancheria who can no longer gather food for themselves. Rancheria residents do not fish or gather for commercial purposes; they do not smoke, can or otherwise store food in bulk. The current prohibition on take of living marine resources in Stewarts Point SMR denies the Kashia people access to food, shrinks appreciably the available sources of food, and by forcing them to go elsewhere, increases the time, cost and risk of gathering food (Stewarts Point is accessible; there are no steep hills, high bluffs, sheer drops, which make access to the resources unsafe.) Access to a primary source of food is a health and safety issue, directly related to the general welfare of the community.

Given that the emergency circumstances that necessitated the original emergency regulation are continuing and unchanged, the Commission requests that the previous Finding of Emergency be incorporated to supplement this justification.

Compliance with Readoption Criteria

(1) Same or Substantially Equivalent:

Pursuant to GC section 11346.1(h), the text of a readopted regulation must be the "same or substantially equivalent" to the text of the original emergency regulation. The proposed language for the readopted emergency regulation is the same as the language of the original emergency regulation. The text of both regulations establishes the Stewarts Point SMCA and provides for the recreational take from shore of marine aquatic plants other than sea palm, marine invertebrates, finfish by hook and line, surf smelt by beach net, and species authorized in Section 28.80, Title 14, CCR, (including surf smelt) by hand-held dip net in the SMCA.

(2) Substantial Progress:

GC section 11346.1(h) specifies that the emergency rulemaking agency must demonstrate that it is making "substantial progress and has proceeded with due diligence" to comply with the standard rulemaking provisions. The Commission has complied with this requirement publishing notice of its intent to adopt this regulation pursuant to the standard rulemaking process. The notice (OAL Notice #Z2010-1109-05) was published on November 19, 2010. The Commission held a discussion hearing on the proposed regulation on December 16, 2010 and is scheduled to consider adoption of the regulation on February 3, 2011.

Specific Agency Statutory Requirements

The Commission has complied with the special statutory requirements governing the adoption of emergency regulations pursuant to FGC Section 240. The Commission held a public hearing on this regulation on December 16, 2010, and the finding that this regulation is necessary for the immediate preservation of the health and safety and general welfare meets the requirements of Section 240.

Office of the Treasurer & Tax Collector
 City and County of San Francisco



José Cisneros, Treasurer

Pauline Marx, Chief Assistant Treasurer

Investment Report for the month of November, 2010

December 31, 2010

The Honorable Gavin Newsom
 Mayor of San Francisco
 City Hall, Room 200
 1 Dr. Carlton B. Goodlett Place
 San Francisco, CA. 94102-0917

The Honorable Board of Supervisors
 City and County of San Francisco
 City Hall, Room 244
 1 Dr. Carlton B. Goodlett Place
 San Francisco, CA. 94102-0917

Ladies and Gentlemen,

This correspondence and its attachments show the investment activity for fiscal year-to-date of the portfolios under the Treasurer's management.

(in \$ millions unless specified)

INCOME	Fiscal Year to Date		Month Ending 11/30/2010	
	Pooled Fund	All Funds	Pooled Fund	All Funds
Cash Basis Earnings	17.11	17.11	1.31	1.31
Net Earnings ¹	21.56	21.68	4.16	4.18
Earned Income Yield (in %)	1.30%	1.30%	1.26%	1.26%
Current Yield to Maturity (in %)	n/a	n/a	1.21%	1.21%
PRINCIPAL				
Current Book Value	n/a	n/a	4,055	4,085
Amortized Book Value	4,044	4,074	4,044	4,074
Par Value	n/a	n/a	4,031	4,061
Market Value	4,068	4,098	4,055	4,085
Accrued Interest	16	16	20	20
Total Value (Market Value + Accrued Interest)	4,084	4,114	4,075	4,105
Average Daily Balance	3,952	3,982	4,017	4,047
Average Age of Portfolio - End of Period (in days)	686	682	690	687

¹Net earnings reflect adjustments based on amortization, accretion, gains and losses

In accordance with provisions of California State Government Code Section 53646, we forward this report detailing the City's investment portfolio as of 11/30/2010. These investments are in compliance with California Code and our statement of investment policy, and provide sufficient liquidity to meet expenditure requirements for the next six months.

Very truly yours,

José Cisneros
 Treasurer

cc: Harvey Rose, Budget Analyst
 Ben Rosenfield, Controller
 Controller - Internal Audit Division: Tania Lediju
 Oversight Committee: J. Grazioli, Dr. Don Q. Griffin, Ben Rosenfield, T. Rydstrom, R. Sullivan
 Transportation Authority - Cynthia Fong, San Francisco Public Library - 2 copies

City & County of San Francisco

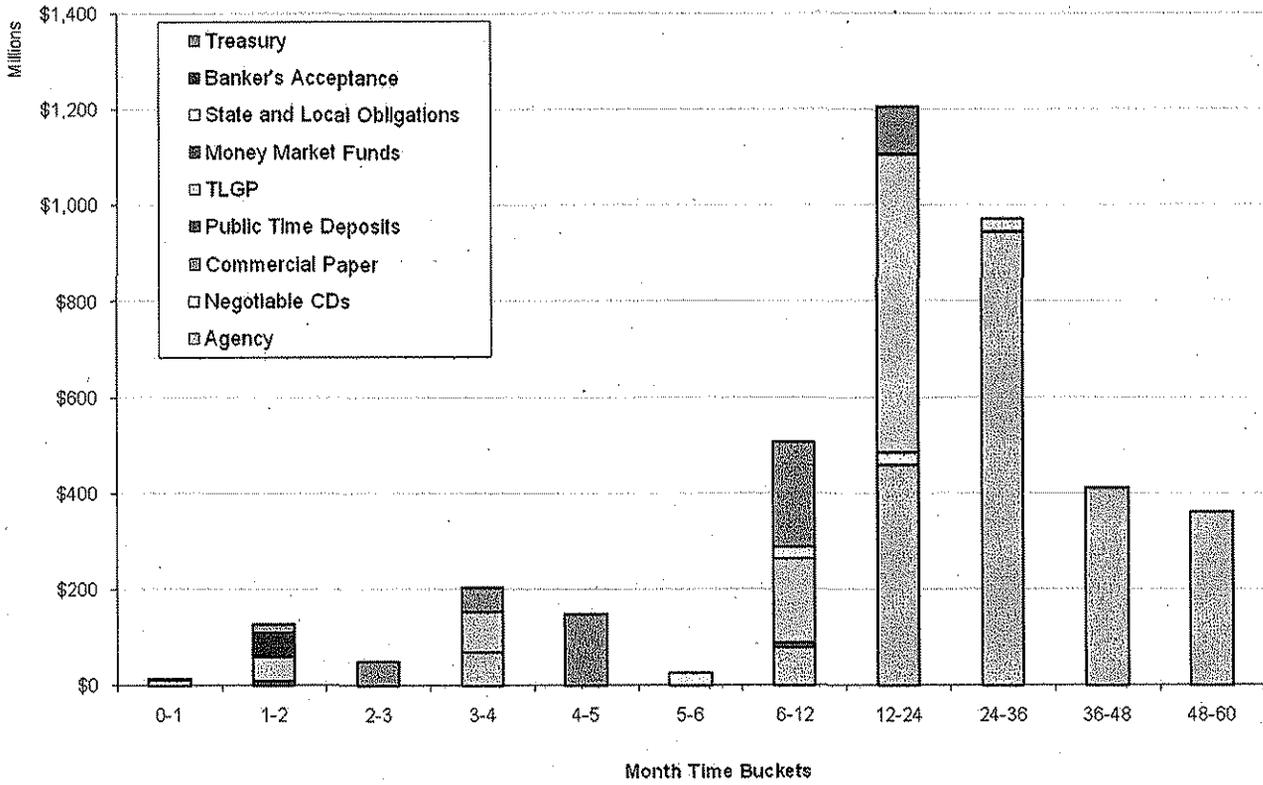
Compliance Summary

11/30/10

The Treasurer's investment portfolios are in compliance with the City and County of San Francisco Pooled Investment Policy and California Codes 53601 and 53635. Portfolio statistics reflected below are as of November 30, 2010

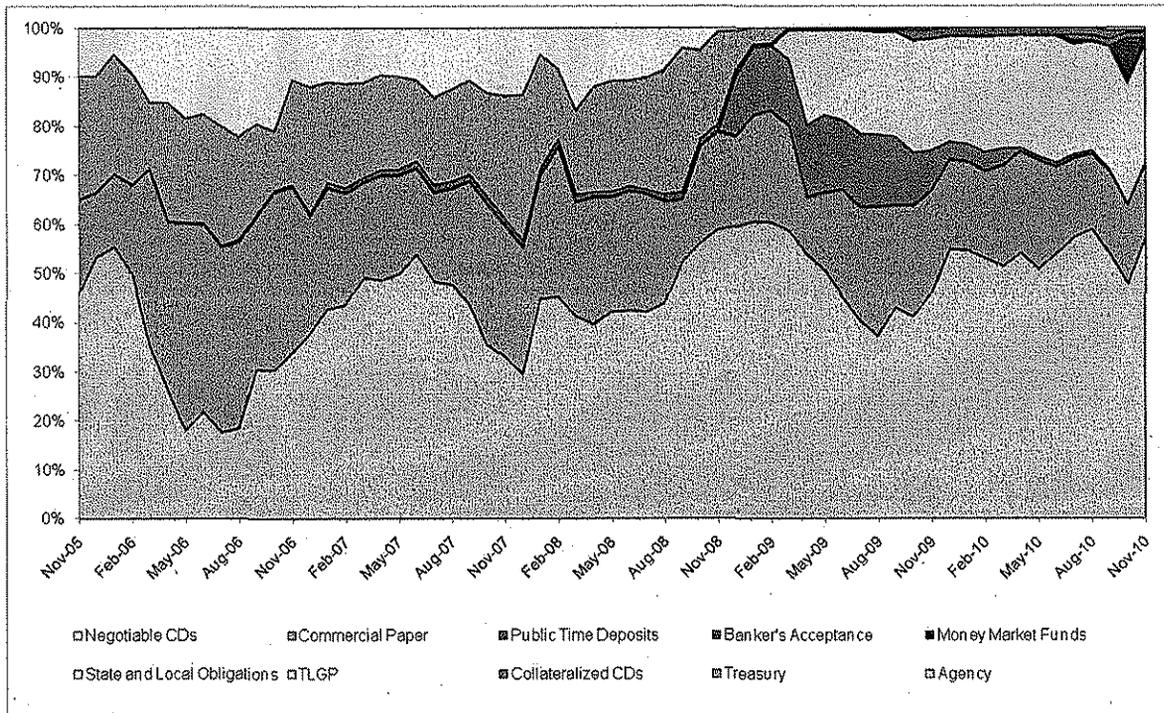
Security Type	Original Book Value	Par Value	Current Market Value	% Allocation	Maximum Allocation Per Policy	In Compliance?
Treasury	\$ 619,398,167	\$ 618,000,000	\$ 620,541,251	15.33%	100%	Yes
Agency	2,338,083,680	2,328,265,000	2,344,428,166	57.91%	70%	Yes
Banker's Acceptance	49,867,943	50,000,000	49,989,168	1.23%	40%	Yes
TLGP	980,147,580	967,310,000	985,743,318	24.35%	30%	Yes
State and Local Agency Obligations	-	-	-	0.00%	20%	Yes
Public Time Deposits	20,100,000	20,100,000	20,100,000	0.50%	100%	Yes
Negotiable CDs	25,000,000	25,000,000	25,000,000	0.62%	30%	Yes
Medium Term Notes	-	-	-	-	15%	Yes
Commercial Paper	-	-	-	-	25%	Yes
Repurchase Agreements	-	-	-	-	100%	Yes
Reverse Repurchase and Securities Lending	-	-	-	-	\$75,000,000	Yes
LAIF	-	-	-	-	\$50,000,000	Yes
Money Market Funds	2,261,030	2,261,030	2,261,030	0.06%	100%	Yes
TOTAL	\$4,084,445,106	\$4,060,936,030	\$4,048,062,932	100.00%	-	Yes

Pooled Fund Maturities to Maturity Date

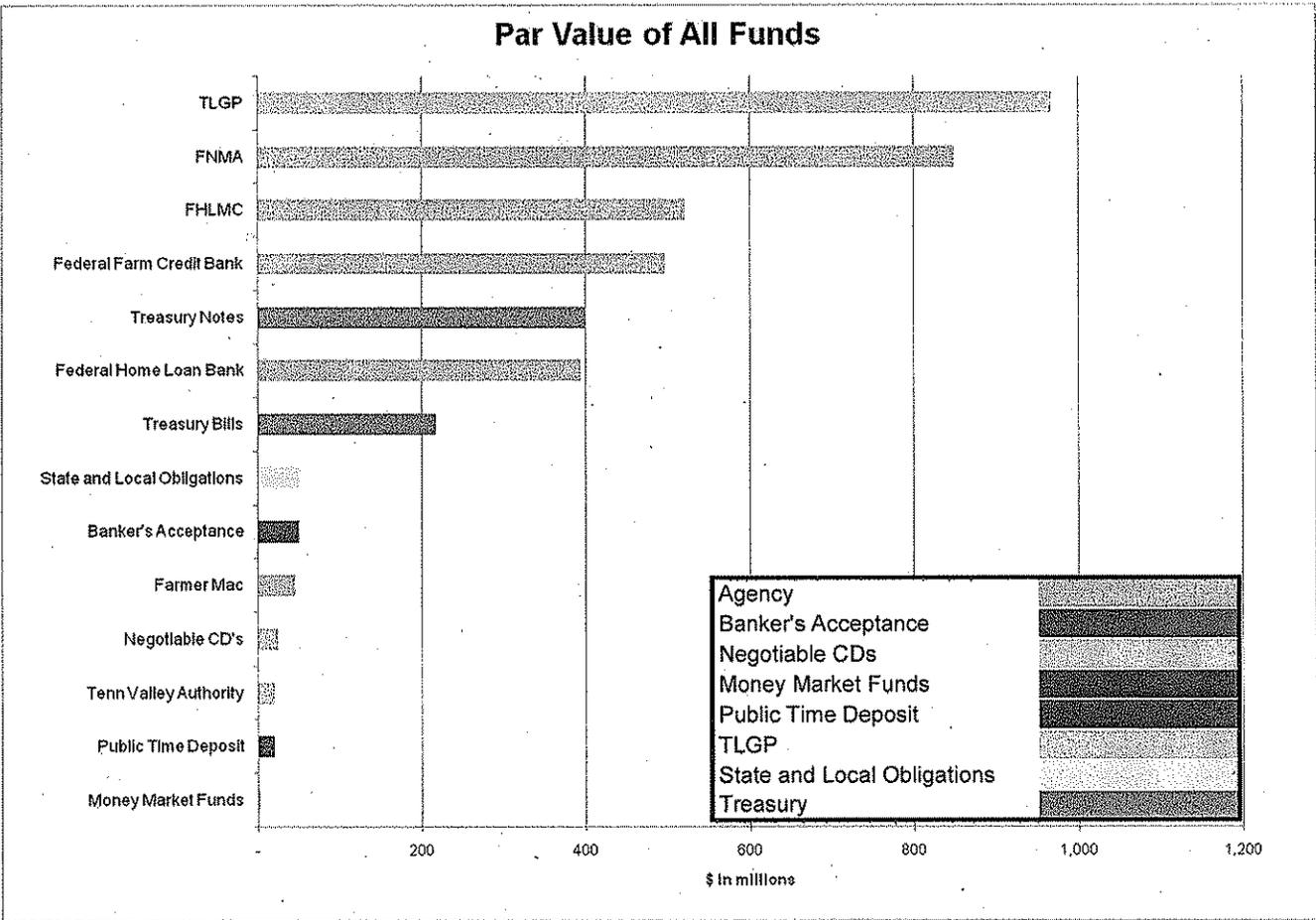


Asset Allocation Five Year History

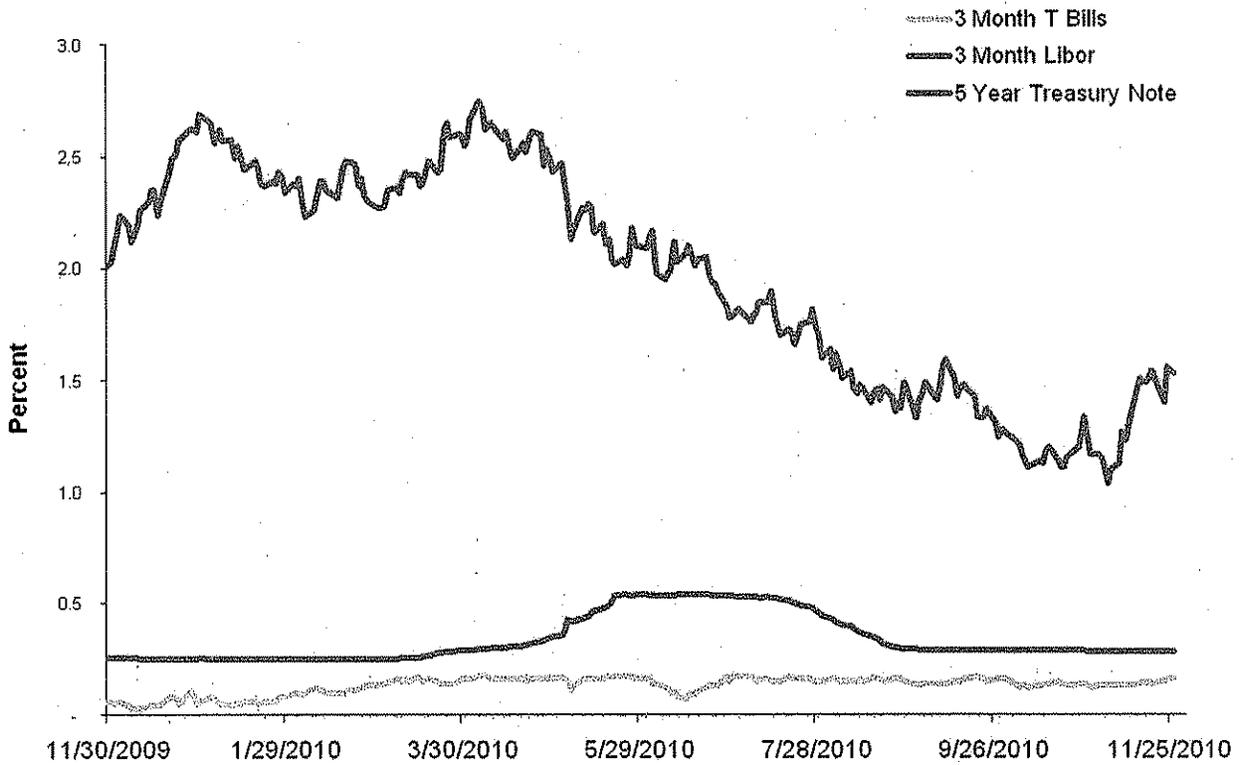
The chart below shows the total size of the Pooled Fund and the relative investments by type.



Par Value of All Funds



Trailing 12 Month Key Interest Rates



Inventory by Market Value - All Funds

Assets (000's)	Current Par	Current Book	Market	MKT/Book	Un Gain/Loss	Yield
TREASURY BILLS	218,000.00	217,202.06	217,869.38	100.31%	139.78	0.39%
TREASURY NOTES	400,000.00	402,196.11	402,671.87	100.12%	475.76	0.77%
TLGP-Temp Liquid Guar Prog	917,310.00	930,073.53	935,618.32	100.60%	5,544.79	1.48%
TLGP FL-Temp Liquid Guar Prog	50,000.00	50,074.05	50,125.00	100.10%	50.95	0.39%
FEDERAL HOME LOAN BANK	348,545.00	349,983.14	350,291.02	100.09%	664.62	1.44%
FEDERAL NATL MORTG ASSOCIATION	638,170.00	639,122.52	642,215.51	100.48%	3,092.98	1.59%
FARMER MAC	45,000.00	44,914.95	46,054.69	102.54%	1,139.74	2.17%
FEDERAL FARM CREDIT BANK	497,070.00	499,203.75	500,326.24	100.22%	1,122.48	1.38%
FHLMC Bonds	451,500.00	453,162.97	454,082.50	100.20%	923.42	1.46%
FHLMC MULTI-STEP	20,000.00	19,995.00	20,025.00	100.15%	30.00	2.01%
CAL REV NOTES	50,000.00	50,370.25	50,384.00	100.03%	13.75	1.63%
BANKERS ACCEPTANCE-DOMESTIC	50,000.00	49,867.94	49,989.17	100.24%	16.41	0.53%
MONEY MARKET ACTUAL-365	2,261.03	2,261.03	2,261.03	100.00%	0.00	0.19%
NEGOTIABLE CD	25,000.00	25,000.00	25,000.00	100.00%	0.00	0.75%
TENN VALLEY AUTHORITY	20,500.00	22,725.28	23,206.64	102.12%	481.37	0.72%
FHLB AMORT TO CALL	45,525.00	45,620.94	45,453.87	99.63%	-144.88	1.31%
FNMA AMORT TO CALL	211,955.00	213,288.63	212,741.46	99.74%	-146.45	1.52%
FHLMC AMORT TO CALL	50,000.00	50,066.50	50,031.25	99.93%	-35.25	0.70%
PUBLIC TIME DEPOSIT	20,100.00	20,100.00	20,100.00	100.00%	0.00	0.85%
Totals(000's)	4,060,936.03	4,085,228.65	4,098,446.93	100.32%	13,369.47	1.32%

Investment Inventory - 11/30/10



Inv. No.	Description	CUSIP	Maturity Date	Purchase Date	Coupon Rate	Yield	Book Price	Original Face	Current Par / Shares	Current Book / Shares
Fund: 100 POOLED FUNDS										
A	42393 B 031011	912795V99	03/10/2011	03/31/2010	.00	.38	99.63	50,000,000	50,000,000	49,817,489
A	42402 Treasury Bill 04.07	912795VD0	04/07/2011	04/23/2010	.00	.40	99.61	150,000,000	150,000,000	149,421,242
A	42419 B 01 13 11	912795UX7	01/13/2011	06/10/2010	.00	.34	99.80	18,000,000	18,000,000	17,963,327
Inv Type: 11 TREASURY BILLS					.00	.39	99.63	218,000,000	218,000,000	217,202,058
A	42298 T 0.875 02 28 11	912828KE9	02/28/2011	09/04/2009	.88	.63	100.36	50,000,000	50,000,000	50,179,688
A	42325 T 1 08 31 11	912828LV0	08/31/2011	10/29/2009	1.00	.83	100.32	100,000	100,000	100,316
A	42326 T 1 08 31 11	912828LV0	08/31/2011	10/29/2009	1.00	.83	100.30	99,900,000	99,900,000	100,200,480
A	42341 T 1 7 31 11	912828LG3	07/31/2011	11/19/2009	1.00	.60	100.67	120,000,000	120,000,000	120,801,563
A	42352 T 1.125 12 15 11	912828KA7	12/15/2011	12/09/2009	1.13	.75	100.76	50,000,000	50,000,000	50,378,906
A	42382 T 1.5 07.15.12	912828LB4	07/15/2012	03/23/2010	1.50	1.11	100.88	50,000,000	50,000,000	50,441,406
Inv Type: 12 TREASURY NOTES					1.07	.76	100.57	370,000,000	370,000,000	372,102,359
A	42165 J P MORGAN CHASE TL	481247AK0	06/15/2012	03/24/2009	2.20	2.05	100.48	25,000,000	25,000,000	25,119,000
A	42166 GENL ELEC CAP CORP	36967HAN7	03/12/2012	03/24/2009	2.25	2.07	100.53	35,000,000	35,000,000	35,185,150
A	42170 MORGAN STANLEY FDIC	61757UAF7	09/22/2011	03/16/2009	2.00	1.94	100.15	25,000,000	25,000,000	25,037,750
A	42177 BAC 2.375 06.22.12	06050BAJ0	06/22/2012	04/14/2009	2.38	1.93	101.37	50,000,000	50,000,000	50,685,000
A	42181 C 2.125 04.30.12 TL	17313UAE9	04/30/2012	04/02/2009	2.13	1.97	100.47	25,000,000	25,000,000	25,117,500
A	42182 BK OF THE WEST.BNP	064244AA4	03/27/2012	04/02/2009	2.15	1.96	100.54	5,000,000	5,000,000	5,026,950
A	42183 BK OF THE WEST.BNP	064244AA4	03/27/2012	04/02/2009	2.15	1.96	100.54	20,000,000	20,000,000	20,108,000
A	42191 BAC 2.1 04.30.12 TL	06050BAG6	04/30/2012	04/02/2009	2.10	1.97	100.37	25,000,000	25,000,000	25,093,000
A	42195 GE 1.625 01.07.11 T	36967HAG2	01/07/2011	04/16/2009	1.63	1.23	100.67	25,000,000	25,000,000	25,167,500
A	42196 GE 1.625 01.07.11 T	36967HAG2	01/07/2011	04/16/2009	1.63	1.24	100.66	25,000,000	25,000,000	25,165,750
A	42197 C 1.625 03.30.11 TL	17314JAA1	03/30/2011	04/16/2009	1.63	1.39	100.45	50,000,000	50,000,000	50,225,000
A	42198 GS 1.625 07.15.11 T	38146FAF8	07/15/2011	04/16/2009	1.63	1.44	100.41	50,000,000	50,000,000	50,204,500
A	42211 USSA CAPITAL CO	90390QAA9	03/30/2012	04/28/2009	2.24	1.96	100.79	16,000,000	16,000,000	16,125,600
A	42258 CITIGROUP FDG INC G	17313YAC5	06/03/2011	06/29/2009	1.25	1.30	99.91	50,000,000	50,000,000	49,957,000
A	42259 CITIGROUP FDG INC G	17313YAC5	06/03/2011	06/29/2009	1.25	1.30	99.91	50,000,000	50,000,000	49,957,000
A	42274 GE TLGP 3 12 09 11	36967HAD9	12/09/2011	07/30/2009	3.00	1.61	103.21	50,000,000	50,000,000	51,602,500
A	42299 HSBC 3.125 12 16 11	4042EPAA5	12/16/2011	09/16/2009	3.13	1.34	103.94	50,000,000	50,000,000	51,969,550
A	42317 C 1.625 03.30.11 TL	17314JAA1	03/30/2011	10/22/2009	1.63	.78	101.21	35,000,000	35,000,000	35,423,500
A	42328 MS 2.25 3 13 12	61757UAP5	03/13/2012	11/04/2009	2.25	1.32	102.16	20,000,000	20,000,000	20,431,800
A	42331 MS TLGP 2.25 03 13	61757UAP5	03/13/2012	11/06/2009	2.25	1.31	102.17	50,000,000	50,000,000	51,084,000
A	42332 GE TLGP 2.125 12 21	36967HAV9	12/21/2012	11/06/2009	2.13	1.79	101.02	25,000,000	25,000,000	25,253,750

Investment Inventory - 11/30/10



Inv. No.	Description	CUSIP	Maturity Date	Purchase Date	Coupon Rate	Yield	Book Price	Original Face	Current Par / Shares	Current Book / Shares
A 42379	GS 3.25 06.15.12 TL	38146FAA9	06/15/2012	03/22/2010	3.25	1.23	104.43	50,000,000	50,000,000	52,215,000
A 42380	GE TLGP 2% 09.28.20	36967HBB2	09/28/2012	03/22/2010	2.00	1.41	101.46	25,000,000	25,000,000	25,366,000
A 42400	GE TLGP 2.0 Bullet	36967HBB2	09/28/2012	04/20/2010	2.00	1.44	101.35	75,000,000	75,000,000	76,010,250
A 42401	JPM 2.2 06152012	481247AK0	06/15/2012	04/21/2010	2.20	1.16	102.20	50,000,000	50,000,000	51,097,500
A 42417	RF 2.75 12 10 10	7591EAAA1	12/10/2010	06/10/2010	2.75	.36	101.19	11,310,000	11,310,000	11,444,980
Inv Type: 15 TLGP-Temp Liquid Guar Prog					2.13	1.48	101.39	917,310,000	917,310,000	930,073,530
A 42242	MORGAN STANLEY FDIC	61757UAN0	03/13/2012	03/19/2009	.49	.38	100.16	25,000,000	25,000,000	25,040,325
A 42306	Union Bank TLGP Flo	905266AA0	03/16/2012	03/23/2009	.49	.40	100.13	25,000,000	25,000,000	25,033,725
Inv Type: 16 TLGP FL-Temp Liquid Guar Prog					.49	.39	100.15	50,000,000	50,000,000	50,074,050
A 42349	FHLB 1.85 12 21 12	3133XW6C8	12/21/2012	12/21/2009	1.85	1.85	100.00	100,000,000	100,000,000	100,000,000
A 42397	FHLB 1.5 2.5NC1	3133XY4B8	10/15/2012	04/15/2010	1.50	1.50	100.00	100,000,000	100,000,000	100,000,000
A 42418	FHLB 1.42 fixed 2.5	3133XXME4	09/24/2012	06/10/2010	1.42	1.45	99.93	20,230,000	20,230,000	20,215,922
A 42471	FHLB 0.875 12 27 13	313371UC8	12/27/2013	11/18/2010	.88	.93	99.82	75,000,000	75,000,000	74,865,000
A 42473	FHLB 0.875 12 12 14	313371PC4	12/12/2014	11/22/2010	.88	1.26	98.50	25,000,000	25,000,000	24,626,007
A 42500	FHLB 2.75 12 12 201	3133XVNU1	12/12/2014	11/23/2010	2.75	1.30	106.93	25,400,000	25,400,000	27,160,693
A 42501	FHLB 2.75 12 12 201	3133XVNU1	12/12/2014	11/23/2010	2.75	1.31	106.88	2,915,000	2,915,000	3,115,519
Inv Type: 22 FEDERAL HOME LOAN BANK					1.53	1.44	100.41	348,545,000	348,545,000	349,983,140
A 42335	FNMA 1.75 3 23 11	31398AVQ2	03/23/2011	11/19/2009	1.75	.60	101.54	50,000,000	50,000,000	50,770,000
A 42338	FNMA 1.75 3 23 2011	31398AVQ2	03/23/2011	11/20/2009	1.75	.57	101.57	20,000,000	20,000,000	20,314,600
A 42350	FNMA FIXED 1.75 3NC	3136FJZT1	12/28/2012	12/28/2009	1.75	1.75	100.00	100,000,000	100,000,000	100,000,000
A 42366	FNMA 3NC1.5 1X 1.80	31398AF23	02/08/2013	02/08/2010	1.80	1.80	100.00	50,000,000	50,000,000	50,000,000
A 42367	FNMA 1.8 2 8 13	31398AF23	02/08/2013	02/08/2010	1.80	1.82	99.95	25,000,000	25,000,000	24,987,500
A 42398	FNMA 2.5NC1 Berm 1.	3136FMNR1	10/29/2012	04/19/2010	1.56	1.56	100.00	100,000,000	100,000,000	100,000,000
A 42410	FNMA 2.5 6 25 12	3136FMA38	06/25/2015	06/25/2010	2.50	2.53	99.88	49,080,000	49,080,000	49,018,650
A 42424	FNMA 1.3 7 16 13	31398AV90	07/16/2013	07/16/2010	1.30	1.32	99.95	25,000,000	25,000,000	24,987,500
A 42425	FNMA 1.3 7 16 13	31398AV90	07/16/2013	07/16/2010	1.30	1.32	99.95	50,000,000	50,000,000	49,975,000
A 42427	FNMA 1.55 7 12 13	31398AV25	07/12/2013	07/12/2010	1.55	1.56	99.97	69,090,000	69,090,000	69,069,273
A 42434	FNMA STRNT 1.75 7 2	3136FMX90	07/27/2015	07/27/2010	1.75	1.75	100.00	25,000,000	25,000,000	25,000,000
A 42435	FNMA STRNT 1.75 7 2	3136FMX90	07/27/2015	07/27/2010	1.75	1.75	100.00	25,000,000	25,000,000	25,000,000
A 42452	FNMA 2.125 8 1 15	3136FM6G4	08/10/2015	08/10/2010	2.13	2.13	100.00	25,000,000	25,000,000	25,000,000
A 42453	FNMA 1.35 08 16 13	31398AZH4	08/16/2013	08/16/2010	1.35	1.35	100.00	25,000,000	25,000,000	25,000,000
Inv Type: 23 FEDERAL NATL MORTG ASSOCIATION					1.71	1.59	100.15	638,170,000	638,170,000	639,122,523
A 42460	FARMER MAC 2.125 09	31315PGT0	09/15/2015	09/15/2010	2.13	2.17	99.81	45,000,000	45,000,000	44,914,950
Inv Type: 27 FARMER MAC					2.13	2.17	99.81	45,000,000	45,000,000	44,914,950

Investment Inventory - 11/30/10



Inv. No.	Description	CUSIP	Maturity Date	Purchase Date	Coupon Rate	Yield	Book Price	Original Face	Current Par / Shares	Current Book / Shares
A 42342	FFCB Bullet 3.875 8	31331Y286	08/25/2011	11/19/2009	3.88	.78	105.41	50,000,000	50,000,000	52,705,000
A 42373	FFCB 2 Year Bullet	31331JGD9	03/05/2012	03/09/2010	.95	1.05	99.80	17,050,000	17,050,000	17,016,071
A 42374	FFCB 2 Year Bullet	31331JGD9	03/05/2012	03/09/2010	.95	1.04	99.82	58,000,000	58,000,000	57,893,860
A 42385	FFCB 1.875 12.07.12	31331G2R9	12/07/2012	03/26/2010	1.88	1.53	100.90	37,000,000	37,000,000	37,333,370
A 42399	FFCB 1.625 Bullet 1	31331JAB9	12/24/2012	04/16/2010	1.63	1.59	100.10	50,000,000	50,000,000	50,048,500
A 42403	FFCB 1.125 2NC1 Ame	31331JLW1	04/26/2012	04/29/2010	1.13	1.23	99.80	74,370,000	74,370,000	74,221,260
A 42414	FEDERAL FARM CREDIT	31331GLL1	01/28/2014	06/10/2010	2.80	2.88	99.71	18,225,000	18,225,000	18,171,759
A 42459	FFCB 1.75 03 16 15	31331JE33	03/16/2015	09/16/2010	1.75	1.76	99.95	50,000,000	50,000,000	49,975,000
A 42462	FFCB 1.23 11 04 201	31331JX99	11/04/2014	11/04/2010	1.23	1.30	99.73	110,025,000	110,025,000	109,722,431
A 42470	FFCB 1.62 11 16 15	31331J2R3	11/16/2015	11/16/2010	1.62	1.80	99.13	32,400,000	32,400,000	32,116,500
Inv Type: 28 FEDERAL FARM CREDIT BANK					1.67	1.38	100.43	497,070,000	497,070,000	499,203,751
A 42351	FHLMC Fixed 1.75 3N	3128X9RH5	12/28/2012	12/28/2009	1.75	1.75	100.00	100,000,000	100,000,000	100,000,000
A 42356	FHLMC 1.125	3128X8P22	06/01/2011	11/20/2009	1.13	.71	100.63	28,600,000	28,600,000	28,779,471
A 42371	FHLMC 1.8 2 25 13 3	3128X9ZK9	02/25/2013	02/25/2010	1.80	1.80	100.00	75,000,000	75,000,000	75,000,000
A 42405	FHLMC 2NC1Y 1X call	3134G1DZ4	05/18/2012	05/18/2010	1.17	1.17	100.00	50,000,000	50,000,000	50,000,000
A 42416	FHLMC 5.75 01 15 12	3134A4JT2	01/15/2012	06/10/2010	5.75	1.07	107.40	20,000,000	20,000,000	21,479,608
A 42420	FHLMC 2.05 6 30 14	3134G1GX6	06/30/2014	06/30/2010	2.05	2.05	100.00	37,900,000	37,900,000	37,900,000
A 42422	FHLMC 1.5 07 12 13	3134G1KL7	07/12/2013	07/12/2010	1.50	1.50	100.00	50,000,000	50,000,000	50,000,000
A 42423	FHLMC 1.5 7 12 13	3134G1KL7	07/12/2013	07/12/2010	1.50	1.50	100.00	50,000,000	50,000,000	50,000,000
A 42438	FHLMC 0.499951 1 28	3134G1LU6	01/28/2013	08/05/2010	.50	.50	100.01	40,000,000	40,000,000	40,003,889
Inv Type: 30 FHLMC Bonds					1.70	1.46	100.37	451,500,000	451,500,000	453,162,967
A 42409	FHLMC MULTI STEP 2.	3134G1FQ2	06/24/2015	06/24/2010	2.00	2.01	99.98	20,000,000	20,000,000	19,995,000
Inv Type: 46 FHLMC MULTI-STEP					2.00	2.01	99.98	20,000,000	20,000,000	19,995,000
A 42476	CAL RANS 3. 5 25 20	13063BH3	05/25/2011	11/23/2010	3.00	1.51	100.75	10,000,000	10,000,000	10,074,600
A 42477	CAL RANS 3. 5 25 20	13063BH3	05/25/2011	11/23/2010	3.00	1.51	100.75	15,000,000	15,000,000	15,111,900
A 42478	CAL RANS 3. 06 28 2	13063BHY1	06/28/2011	11/23/2010	3.00	1.76	100.74	15,000,000	15,000,000	15,110,250
A 42479	CAL RANS 3. 06 28 2	13063BHY1	06/28/2011	11/23/2010	3.00	1.76	100.74	10,000,000	10,000,000	10,073,500
Inv Type: 50 CAL REV NOTES					3.00	1.63	100.74	50,000,000	50,000,000	50,370,250
A 42432	BA 0.57 1 03 2011	06422TN33	07/12/2011	07/06/2010	.00	.27	99.72	27,000,000	27,000,000	26,925,615
A 42456	BA 0.51 1 12 11	06422TNC3	01/12/2011	07/19/2010	.00	.51	99.75	23,000,000	23,000,000	22,942,328
Inv Type: 51 BANKERS ACCEPTANCE-DOMESTIC					.00	.38	99.74	50,000,000	50,000,000	49,867,943

Investment Inventory - 11/30/10



Inv No.	Description	CUSIP	Maturity Date	Purchase Date	Coupon Rate	Yield	Book Price	Original Face	Current Par / Shares	Current Book / Shares
A 42445	PFM PRIME FUND 06 3		12/01/2010	07/23/2010	.19	.19	100.00	0	2,261,030	2,261,030
Inv Type: 72 MONEY MARKET ACTUAL-365					.19	.19	100.00	0	2,261,030	2,261,030
A 42458	B OF A NEGO CD 09 0	0605C02G6	09/04/2012	09/02/2010	.75	.75	100.00	25,000,000	25,000,000	25,000,000
Inv Type: 91 NEGOTIABLE CD					.75	.75	100.00	25,000,000	25,000,000	25,000,000
A 42446	TVA 6.79 S 23 12	880591DT6	05/23/2012	08/04/2010	6.79	.72	110.86	20,500,000	20,500,000	22,725,275
Inv Type: 95 TENN VALLEY AUTHORITY					6.79	.72	110.86	20,500,000	20,500,000	22,725,275
A 42466	FHLB 1.38 10 21 14	313371CN4	10/21/2014	11/04/2010	1.35	1.31	100.21	45,525,000	45,525,000	45,620,944
Inv Type: 122 FHLB AMORT TO CALL					1.35	1.31	100.21	45,525,000	45,525,000	45,620,944
A 42447	FNMA STEP 1.50 6 1	3136FMTW4	06/01/2015	08/04/2010	1.50	1.44	100.52	37,000,000	37,000,000	37,191,475
A 42457	FNMA 1.75 8 18 14	3136FM3R3	08/18/2014	08/18/2010	1.75	1.63	100.45	53,270,000	53,270,000	53,507,584
A 42463	FNMA 2.9 4 7 14	31398AWH1	04/07/2014	11/04/2010	2.90	2.56	101.32	19,750,000	19,750,000	20,009,811
A 42464	FNMA 1.50 9 23 14	31398A3Q3	09/23/2014	11/04/2010	1.50	1.31	100.87	27,435,000	27,435,000	27,673,913
A 42465	FNMA 1.35 8 16 13	31398A2H4	08/16/2013	11/16/2010	1.35	1.26	100.59	50,000,000	50,000,000	50,296,000
A 42469	FNMA 1.35 3 21 2011	31398A3R1	03/21/2014	11/10/2010	1.35	1.27	100.45	24,500,000	24,500,000	24,609,846
Inv Type: 123 FNMA AMORT TO CALL					1.64	1.52	100.63	211,955,000	211,955,000	213,288,629
A 42440	FHLMC .750 3 28 11	3134G1HD9	03/28/2013	07/20/2010	.75	.70	100.13	50,000,000	50,000,000	50,066,500
Inv Type: 130 FHLMC AMORT TO CALL					.75	.70	100.13	50,000,000	50,000,000	50,066,500
A 42365	FIRST NATL PTD 01 1		01/18/2011	01/18/2010	1.00	1.00	100.00	10,000,000	10,000,000	10,000,000
A 42406	BANK OF SAN FRANCIS		05/18/2011	05/18/2010	1.65	1.65	100.00	100,000	100,000	100,000
A 42448	FIRST NATIONAL BANK		07/31/2011	07/31/2010	.70	.70	100.00	5,000,000	5,000,000	5,000,000
A 42449	FIRST NATIONAL BANK		08/04/2011	08/04/2010	.70	.70	100.00	5,000,000	5,000,000	5,000,000
Inv Type: 1010 PUBLIC TIME DEPOSIT					.85	.85	100.00	20,100,000	20,100,000	20,100,000
Subtotal					1.62	1.32	100.60	4,028,675,000	4,030,936,030	4,055,134,899
Fund: 9704 SFUSD BONDS 2006B										
A 42264	T 1.125 06.30.11	912828LF5	06/30/2011	07/21/2009	1.13	.96	100.31	30,000,000	30,000,000	30,093,750
Inv Type: 12 TREASURY NOTES					1.13	.96	100.31	30,000,000	30,000,000	30,093,750
Subtotal					1.13	.96	100.31	30,000,000	30,000,000	30,093,750
Grand Total					1.61	1.31	100.60	4,058,675,000	4,060,936,030	4,085,228,649

INVESTMENT EARNINGS - November 2010



Inv No.	Security Description	CUSIP	Effect Rate	Stored Yield	Durat	Cur Par Value	Posted Int/Div	Beginning Prem/ (Disc)	Accretion Income	(Amortization) Expense	Scheduled Accruals	Gain (Loss)	Total Income
Fund: 100 POOLED FUNDS													
42,393 B	031011	912795V99	0.00	0.38	0.27	50,000,000	0	-182,511	0	0	15,917	0	15,917
42,402	Treasury Bill	912795VD0	0.00	0.40	0.00	150,000,000	0	-578,758	0	0	49,750	0	49,750
42,419 B	01 13 11	912795UX7	0.00	0.34	0.12	18,000,000	0	-36,673	0	0	5,070	0	5,070
Inv Type: 11 TREASURY BI			0.00	0.39	0.07	218,000,000	0	-797,942	0	0	70,737	0	70,737
42,298 T	0.875 02 2	912828KE9	0.88	0.63	0.00	50,000,000	0	179,688	0	-9,946	36,257	0	26,311
42,325 T	1 08 31 11	912828LV0	1.00	0.83	0.75	100,000	0	316	0	-14	83	0	69
42,326 T	1 08 31 11	912828LV0	1.00	0.83	0.75	99,900,000	0	300,480	0	-13,434	82,790	0	69,356
42,341 T	1 7 31 11	912828LG3	1.00	0.60	0.66	120,000,000	0	801,563	0	-38,848	97,826	0	58,978
42,352 T	1.125 12 1	912828KA7	1.13	0.75	1.03	50,000,000	0	378,906	0	-15,445	46,107	0	30,662
42,382 T	1.5 07.15.	912828LB4	1.50	1.11	1.60	50,000,000	0	441,406	0	-15,671	61,141	0	45,470
42,415 T	1.25 11 30	912828JS0	1.25	0.38	0.00	20,000,000	125,000	89,269	0	-13,819	19,809	0	5,990
Inv Type: 12 TREASURY NO			1.08	0.74	0.73	390,000,000	125,000	2,191,629	0	-107,177	344,013	0	236,835
42,165 J	P MORGAN	481247AK0	2.20	2.05	1.51	25,000,000	0	119,000	0	-3,028	45,833	0	42,805
42,166	GENL ELEC CA	36967HAN7	2.25	2.07	1.27	35,000,000	0	185,150	0	-5,124	65,625	0	60,501
42,170	MORGAN STANL	61757UAF7	2.00	1.94	0.81	25,000,000	0	37,750	0	-1,231	41,667	0	40,436
42,177	BAC 2.375 06	06050BAJ0	2.38	1.93	1.53	50,000,000	0	685,000	0	-17,639	98,958	0	81,319
42,181 C	2.125 04.3	17313UAE9	2.13	1.97	1.40	25,000,000	265,625	117,500	0	-3,136	44,271	0	41,135
42,182	BK OF THE WE	064244AA4	2.15	1.96	1.31	5,000,000	0	26,950	0	-742	8,958	0	8,217
42,183	BK OF THE WE	064244AA4	2.15	1.96	1.31	20,000,000	0	108,000	0	-2,972	35,833	0	32,861
42,191	BAC 2.1 04.3	06050BAG6	2.10	1.97	1.40	25,000,000	262,500	93,000	0	-2,482	43,750	0	41,268
42,195	GE 1.625 01.	36967HAG2	1.63	1.23	0.10	25,000,000	0	167,500	0	-7,964	33,854	0	25,891
42,196	GE 1.625 01.	36967HAG2	1.63	1.24	0.10	25,000,000	0	165,750	0	-7,880	33,854	0	25,974
42,197 C	1.625 03.3	17314JAA1	1.63	1.39	0.33	50,000,000	0	225,000	0	-9,467	67,708	0	58,241
42,198	GS 1.625 07.	38146FAF8	1.63	1.44	0.62	50,000,000	0	204,500	0	-7,482	67,708	0	60,227
42,211	USSA CAPITAL	90390QAA9	2.24	1.96	1.32	16,000,000	0	125,600	0	-3,531	29,867	0	26,335
42,258	CITIGROUP FD	17313YAC5	1.25	1.30	0.51	50,000,000	0	-43,000	1,832	0	52,083	0	53,916
42,259	CITIGROUP FD	17313YAC5	1.25	1.30	0.51	50,000,000	0	-43,000	1,832	0	52,083	0	53,916
42,274	GE TLGP 3 12	36967HAD9	3.00	1.61	1.00	50,000,000	0	1,602,500	0	-55,771	125,000	0	69,229
42,299	HSBC 3.125 1	4042EPAA5	3.13	1.34	1.02	50,000,000	0	1,969,550	0	-71,969	130,208	0	58,239

INVESTMENT EARNINGS - November 2010



Inv No.	Security Description	CUSIP	Effect Rate	Stored Yield	Durat	Cur Par Value	Posted Int/Div	Beginning Prem/ (Disc)	Accretion Income	(Amortization) Expense	Scheduled Accruals	Gain (Loss)	Total Income
42,317	C 1.625 03.3	17314JAA1	1.63	0.78	0.33	35,000,000	0	423,500	0	-24,246	47,396	0	23,150
42,328	MS 2.25 3 13	61757UAP5	2.25	1.32	1.27	20,000,000	0	431,800	0	-15,063	37,500	0	22,437
42,331	MS TLGP 2.25	61757UAP5	2.25	1.31	1.27	50,000,000	0	1,084,000	0	-37,902	93,750	0	55,848
42,332	GE TLGP 2.12	36967HAV9	2.13	1.79	2.01	25,000,000	0	253,750	0	-6,672	44,271	0	37,599
42,379	GS 3.25 06.1	38146FAA9	3.25	1.23	1.50	50,000,000	0	2,215,000	0	-81,434	135,417	0	53,983
42,380	GE TLGP 2% 0	36967HBB2	2.00	1.41	1.80	25,000,000	0	366,000	0	-11,922	41,667	0	29,745
42,400	GE TLGP 2.0	36967HBB2	2.00	1.44	1.80	75,000,000	0	1,010,250	0	-33,977	125,000	0	91,023
42,401	JPM 2.2 0615	481247AK0	2.20	1.16	1.51	50,000,000	0	1,097,500	0	-41,889	91,667	0	49,777
42,417	RF 2.75 12 1	7591EAAA1	2.75	0.36	0.03	11,310,000	0	134,980	0	-22,128	25,919	0	3,791
Inv Type: 15 TLGP-Temp L			2.12	1.48	1.08	917,310,000	528,125	12,763,530	3,665	-475,652	1,619,848	0	1,147,860
42,242	MORGAN STANL	61757UAN0	0.49	0.38	1.27	25,000,000	0	40,325	0	-1,110	10,260	0	9,151
42,306	Union Bank T	905266AA0	0.49	0.40	1.28	25,000,000	0	33,725	0	-929	10,248	0	9,318
Inv Type: 16 TLGP FL-Tem			0.49	0.39	1.28	50,000,000	0	74,050	0	-2,039	20,508	0	18,469
42,349	FHLB 1.85 12	3133XW6C8	1.85	1.85	2.01	100,000,000	0	0	0	0	154,167	0	154,167
42,397	FHLB 1.5 2.5	3133XY4B8	1.50	1.50	1.85	100,000,000	0	0	0	0	125,000	0	125,000
42,418	FHLB 1.42 fi	3133XXME4	1.42	1.45	1.80	20,230,000	0	-14,078	505	0	23,939	0	24,443
42,471	FHLB 0.875 1	313371UC8	0.88	0.93	3.03	75,000,000	0	0	1,546	0	23,698	0	25,244
42,473	FHLB 0.875 1	313371PC4	0.88	1.26	3.94	25,000,000	0	0	2,324	0	5,469	0	7,793
42,500	FHLB 2.75 12	3133XVNU1	2.75	1.30	3.81	25,400,000	0	0	0	-7,829	15,522	0	7,694
42,501	FHLB 2.75 12	3133XVNU1	2.75	1.31	3.81	2,915,000	0	0	0	-890	1,781	0	891
Inv Type: 22 FEDERAL HOM			1.52	1.44	2.46	348,545,000	0	-14,078	4,375	-8,719	349,576	0	345,232
42,335	FNMA 1.75 3	31398AVQ2	1.75	0.60	0.31	50,000,000	0	770,000	0	-47,239	72,917	0	25,677
42,338	FNMA 1.75 3	31398AVQ2	1.75	0.57	0.31	20,000,000	0	314,600	0	-19,340	29,167	0	9,827
42,350	FNMA FXED 1	3136FJZT1	1.75	1.75	2.04	100,000,000	0	0	0	0	145,833	0	145,833
42,366	FNMA 3NC1.5	31398AF23	1.80	1.80	2.15	50,000,000	0	0	0	0	75,000	0	75,000
42,367	FNMA 1.8 2 8	31398AF23	1.80	1.82	2.15	25,000,000	0	-12,500	342	0	37,500	0	37,842
42,398	FNMA 2.5NC1	3136FMNR1	1.56	1.56	1.89	100,000,000	0	0	0	0	130,000	0	130,000
42,410	FNMA 2.5 6 2	3136FMA38	2.50	2.53	4.34	49,080,000	0	-61,350	1,008	0	102,250	0	103,258
42,424	FNMA 1.3 7 1	31398AV90	1.30	1.32	2.58	25,000,000	0	-12,500	342	0	27,083	0	27,425
42,425	FNMA 1.3 7 1	31398AV90	1.30	1.32	2.58	50,000,000	0	-25,000	684	0	54,167	0	54,851
42,427	FNMA 1.55 7	31398AV25	1.55	1.56	2.56	69,090,000	0	-20,727	567	0	89,241	0	89,809
42,434	FNMA STRNT 1	3136FMX90	1.75	1.75	4.47	25,000,000	0	0	0	0	36,458	0	36,458
42,435	FNMA STRNT 1	3136FMX90	1.75	1.75	4.47	25,000,000	0	0	0	0	36,458	0	36,458
42,452	FNMA 2.125 8	3136FM6G4	2.13	2.13	4.46	25,000,000	0	0	0	0	44,271	0	44,271
42,453	FNMA 1.35 08	31398A2H4	1.35	1.35	2.66	25,000,000	0	0	0	0	28,125	0	28,125
Inv Type: 23 FEDERAL NAT			1.71	1.59	2.44	638,170,000	0	952,523	2,944	-66,579	908,470	0	844,835
42,460	FARMER MAC 2	31315PGT0	2.13	2.17	4.56	45,000,000	0	-85,050	1,397	0	79,688	0	81,085
Inv Type: 27 FARMER MAC			2.13	2.17	4.56	45,000,000	0	-85,050	1,397	0	79,688	0	81,085

INVESTMENT EARNINGS - November 2010



Inv No.	Security Description	CUSIP	Effect Rate	Stored Yield	Durat	Cur Par Value	Posted Int/Div	Beginning Prem/ (Disc)	Accretion Income	(Amortization) Expense	Scheduled Accruals	Gain (Loss)	Total Income
42,342	FFCB Bullet	31331Y286	3.88	0.78	0.73	50,000,000	0	2,705,000	0	-126,009	161,458	0	35,449
42,373	FFCB 2 Year	31331JGD9	0.95	1.05	1.26	17,050,000	0	-33,930	1,400	0	13,498	0	14,898
42,374	FFCB 2 Year	31331JGD9	0.95	1.04	1.26	58,000,000	0	-106,140	4,380	0	45,917	0	50,297
42,385	FFCB 1.875 1	31331G2R9	1.88	1.53	1.97	37,000,000	0	333,370	0	-10,133	57,813	0	47,680
42,399	FFCB 1.625 B	31331JAB9	1.63	1.59	2.03	50,000,000	0	48,500	0	-1,480	67,708	0	66,228
42,403	FFCB 1.125 2	31331JLW1	1.13	1.23	1.40	74,370,000	0	-148,740	6,129	0	69,722	0	75,851
42,414	FEDERAL FARM	31331GLL1	2.80	2.88	3.02	18,225,000	0	-53,241	1,203	0	42,525	0	43,728
42,459	FFCB 1.75 03	31331JE33	1.75	1.76	4.14	50,000,000	0	-25,000	457	0	72,917	0	73,373
42,462	FFCB 1.23 11	31331JX99	1.23	1.30	3.84	110,025,000	0	0	5,592	0	101,498	0	107,090
42,470	FFCB 1.62 11	31331J2R3	1.62	1.80	4.78	32,400,000	0	0	2,329	0	21,870	0	24,199
Inv Type: 28 FEDERAL FAR			1.66	1.38	2.51	497,070,000	0	2,719,820	21,489	-137,622	654,925	0	538,792
42,351	FHLMC Fixed	3128X9RH5	1.75	1.75	2.04	100,000,000	0	0	0	0	145,833	0	145,833
42,356	FHLMC 1.125	3128X8P22	1.13	0.71	0.50	28,600,000	0	179,471	0	-9,649	26,813	0	17,164
42,371	FHLMC 1.8 2	3128X9ZK9	1.80	1.80	2.19	75,000,000	0	0	0	0	112,500	0	112,500
42,405	FHLMC ZNC1Y	3134G1D24	1.17	1.17	1.46	50,000,000	292,500	0	0	0	48,750	0	48,750
42,416	FHLMC 5.75 0	3134A4JT2	5.75	1.07	1.09	20,000,000	0	1,479,608	0	-76,007	95,833	0	19,826
42,420	FHLMC 2.05 6	3134G1GX6	2.05	2.05	3.44	37,900,000	0	0	0	0	64,746	0	64,746
42,422	FHLMC 1.5 07	3134G1KL7	1.50	1.50	2.56	50,000,000	0	0	0	0	62,500	0	62,500
42,423	FHLMC 1.5 7	3134G1KL7	1.50	1.50	2.56	50,000,000	0	0	0	0	62,500	0	62,500
42,438	FHLMC 0.4999	3134G1LU6	0.50	0.50	2.15	40,000,000	0	3,889	0	0	16,665	0	16,665
Inv Type: 30 FHLMC Bonds			1.69	1.46	2.10	451,500,000	292,500	1,662,967	0	-85,656	636,140	0	550,484
42,409	FHLMC MULTI	3134G1FQ2	2.00	2.01	4.35	20,000,000	0	-5,000	82	0	33,333	0	33,415
Inv Type: 46 FHLMC MULTI			2.00	2.01	4.35	20,000,000	0	-5,000	82	0	33,333	0	33,415
42,476	CAL RANS 3.	13063BHX3	3.00	1.51	0.48	10,000,000	0	0	0	-3,261	6,667	0	3,405
42,477	CAL RANS 3.	13063BHX3	3.00	1.51	0.48	15,000,000	0	0	0	-4,892	10,000	0	5,108
42,478	CAL RANS 3.	13063BHY1	3.00	1.76	0.58	15,000,000	0	0	0	-4,065	10,000	0	5,935
42,479	CAL RANS 3.	13063BHY1	3.00	1.76	0.58	10,000,000	0	0	0	-2,710	6,667	0	3,957
Inv Type: 50 CAL REV NOT			3.00	1.63	0.53	50,000,000	0	0	0	-14,927	33,333	0	18,406
42,432	BA 0.57 1 03	06422TN33	0.00	0.27	0.61	27,000,000	0	-74,385	0	0	6,015	0	6,015
42,456	BA 0.51 1 12	06422TNC3	0.00	0.51	0.12	23,000,000	0	-57,673	0	0	9,775	0	9,775
Inv Type: 51 BANKERS ACC			0.00	0.38	0.39	50,000,000	0	-132,058	0	0	15,790	0	15,790
42,445	PFM PRIME FU		0.19	0.19	0.58	2,261,030	8,869	0	0	0	19,713	0	19,713
Inv Type: 72 MONEY MARKE			0.19	0.19	0.58	2,261,030	8,869	0	0	0	19,713	0	19,713
42,458	B OF A NEGO	0605C02G6	0.75	0.75	1.75	25,000,000	0	0	0	0	15,625	0	15,625
Inv Type: 91 NEGOTIABLE			0.75	0.75	1.75	25,000,000	0	0	0	0	15,625	0	15,625
42,446	TVA 6.79 5 2	880591DT6	6.79	0.72	1.43	20,500,000	695,975	2,499,798	0	-101,456	115,996	0	14,540
Inv Type: 95 TENN VALLEY			6.79	0.72	1.43	20,500,000	695,975	2,499,798	0	-101,456	115,996	0	14,540
42,466	FHLB 1.38 10	313371CN4	1.35	1.31	3.80	45,525,000	0	0	0	-1,376	46,094	0	44,718

INVESTMENT EARNINGS - November 2010



Inv No.	Security Description	CUSIP	Effect Rate	Stored Yield	Durat	Cur Par Value	Posted Int/Div	Beginning Prem/ (Disc)	Accretion Income	(Amortization) Expense	Scheduled Accruals	Gain (Loss)	Total Income
Inv Type: 122 FHLB AMORT			1.35	1.31	3.80	45,525,000	0	0	0	-1,376	46,094	0	44,718
42,443	FNMA 1.4 11	3136FMUG7	1.40	1.26	0.00	10,000,000	70,000	51,444	0	25,985	9,722	-32,000	3,707
42,447	FNMA STEP 1.	3136FMTW4	1.50	1.44	4.34	37,000,000	0	191,475	0	-23,786	46,250	0	22,464
42,457	FNMA 1.75 8	3136FM3R3	1.75	1.63	3.60	53,270,000	0	237,584	0	-19,527	77,685	0	58,158
42,463	FNMA 2.9 4 7	31398AWH1	2.90	2.56	3.21	19,750,000	0	0	0	-38,020	42,956	0	4,936
42,464	FNMA 1.50 9	31398A3Q3	1.50	1.31	3.71	27,435,000	0	0	0	-16,053	30,864	0	14,811
42,465	FNMA 1.35 8	31398A2H4	1.35	1.26	2.66	50,000,000	0	0	0	-20,747	28,125	0	7,378
42,469	FNMA 1.35 3	31398A3R1	1.35	1.27	3.24	24,500,000	0	0	0	-10,392	19,294	0	8,902
Inv Type: 123 FNMA AMORT			1.63	1.50	3.29	221,955,000	70,000	480,504	0	-102,541	254,897	-32,000	120,356
42,440	FHLMC .750 3	3134G1HD9	0.75	0.70	2.31	50,000,000	0	66,500	0	-7,948	31,250	0	23,302
Inv Type: 130 FHLMC AMOR			0.75	0.70	2.31	50,000,000	0	66,500	0	-7,948	31,250	0	23,302
42,365	FIRST NATL P		1.00	1.00	0.13	10,000,000	0	0	0	0	8,333	0	8,333
42,406	BANK OF SAN		1.65	1.65	0.47	100,000	0	0	0	0	138	0	138
42,448	FIRST NATION		0.70	0.70	0.67	5,000,000	0	0	0	0	2,917	0	2,917
42,449	FIRST NATION		0.70	0.70	0.68	5,000,000	8,944	0	0	0	2,917	0	2,917
Inv Type: 1010 PUBLIC TI			0.85	0.85	0.40	20,100,000	8,944	0	0	0	14,304	0	14,304
Subtotal			1.61	1.31	1.82	4,060,936,030	1,729,414	22,377,193	33,953	-1,111,694	5,264,239	-32,000	4,154,498
Fund: 9704 SFUSD BONDS 2006B													
42,264	T 1.125 06.3	912828LF5	1.13	0.96	0.58	30,000,000	0	93,750	0	-3,967	27,514	0	23,547
Inv Type: 12 TREASURY NO			1.13	0.96	0.58	30,000,000	0	93,750	0	-3,967	27,514	0	23,547
Subtotal			1.13	0.96	0.58	30,000,000	0	93,750	0	-3,967	27,514	0	23,547
Grand Total			Count 103			4,090,936,030	1,729,414	22,470,943	33,953	-1,115,661	5,291,753	-32,000	4,178,045

DETAIL TRANSACTION REPORT



Inv.	Description	CUSIP	Transaction	Par Value	Book Value	(Interest)	(Gain) / Loss	Fund	Settled	Prem / (Disc)	Settlement
Txn Type: CALL											
42443	FNMA 1.4 11 26 12 A	3136FMUG7	CALL	-10,000,000	-10,032,000	0	32,000	100	40,508	-32,000	10,000,000
Inv Type: 123 FNMA AMORT TO CALL				-10,000,000	-10,032,000	0	32,000			-32,000	10,000,000
Subtotal				-10,000,000	-10,032,000	0	32,000			-32,000	10,000,000
Txn Type: INTR											
42181	C 2.125 04.30.12 TL	17313UAE9	INTR	0	0	-265,625	0	100	40,483	0	265,625
42191	BAC 2.1 04.30.12 TL	06050BAG6	INTR	0	0	-262,500	0	100	40,483	0	262,500
Inv Type: 15 TLGP-Temp Liquid Guar Prog				0	0	-528,125	0			0	528,125
42405	FHLMC 2NC1Y 1X call	3134G1DZ4	INTR	0	0	-292,500	0	100	40,500	0	292,500
Inv Type: 30 FHLMC Bonds				0	0	-292,500	0			0	292,500
42445	PFM PRIME FUND 06 3		INTR	0	0	-8,869	0	100	40,483	0	8,869
Inv Type: 72 MONEY MARKET ACTUAL-365				0	0	-8,869	0			0	8,869
42446	TVA 6.79 5 23 12	880591DT6	INTR	0	-274,523	-421,452	0	100	40,505	0	695,975
Inv Type: 95 TENN VALLEY AUTHORITY				0	-274,523	-421,452	0			0	695,975
42443	FNMA 1.4 11 26 12 A	3136FMUG7	INTR	0	-19,444	-50,556	0	100	40,508	0	70,000
Inv Type: 123 FNMA AMORT TO CALL				0	-19,444	-50,556	0			0	70,000
42449	FIRST NATIONAL BANK		INTR	0	0	-8,944	0	100	40,486	0	8,944
Inv Type: 1010 PUBLIC TIME DEPOSIT				0	0	-8,944	0			0	8,944
Subtotal				0	-293,968	-1,310,446	0			0	1,604,414
Txn Type: MAT											
42415	T 1.25 11 30 10	912828JS0	MAT	-20,000,000	-20,006,831	-118,169	0	100	40,512	0	20,125,000
Inv Type: 12 TREASURY NOTES				-20,000,000	-20,006,831	-118,169	0			0	20,125,000
Subtotal				-20,000,000	-20,006,831	-118,169	0			0	20,125,000
Txn Type: SALE											
42445	PFM PRIME FUND 06 3		SALE	-150,000,000	-150,000,000	0	0	100	40,486	0	150,000,000
42445	PFM PRIME FUND 06 3		SALE	-175,000,000	-175,000,000	0	0	100	40,497	0	175,000,000
42445	PFM PRIME FUND 06 3		SALE	-35,000,000	-35,000,000	0	0	100	40,504	0	35,000,000
Inv Type: 72 MONEY MARKET ACTUAL-365				-360,000,000	-360,000,000	0	0			0	360,000,000
Subtotal				-360,000,000	-360,000,000	0	0			0	360,000,000
Txn Type: PURC											
42471	FHLB 0.875 12 27 13	313371UC8	PURC	75,000,000	74,865,000	0	0	100	40,500	-135,000	-74,865,000
42473	FHLB 0.875 12 12 14	313371PC4	PURC	25,000,000	24,626,007	0	0	100	40,504	-373,993	-24,626,007
42500	FHLB 2.75 12 12 201	3133XVNU1	PURC	25,400,000	27,160,693	0	0	100	40,505	1,760,693	-27,160,693
42501	FHLB 2.75 12 12 201	3133XVNU1	PURC	2,915,000	3,115,519	0	0	100	40,505	200,519	-3,115,519
Inv Type: 22 FEDERAL HOME LOAN BANK				128,315,000	129,767,218	0	0			1,452,218	-129,767,218
42462	FFCB 1.23 11 04 201	31331JX99	PURC	110,025,000	109,722,431	0	0	100	40,486	-302,569	-109,722,431
42470	FFCB 1.62 11 16 15	31331J2R3	PURC	32,400,000	32,116,500	0	0	100	40,498	-283,500	-32,116,500
Inv Type: 28 FEDERAL FARM CREDIT BANK				142,425,000	141,838,931	0	0			-586,069	-141,838,931

DETAIL TRANSACTION REPORT



42476 CAL RANS 3. 5 25 20	13063BHX3	PURC	10,000,000	10,074,600	0	0	100	40,505	74,600	-10,074,600
42477 CAL RANS 3. 5 25 20	13063BHX3	PURC	15,000,000	15,111,900	0	0	100	40,505	111,900	-15,111,900
42478 CAL RANS 3. 06 28 2	13063BHY1	PURC	15,000,000	15,110,250	0	0	100	40,505	110,250	-15,110,250
42479 CAL RANS 3. 06 28 2	13063BHY1	PURC	10,000,000	10,073,500	0	0	100	40,505	73,500	-10,073,500
Inv Type: 50 CAL REV NOTES			50,000,000	50,370,250	0	0			370,250	-50,370,250
42445 PFM PRIME FUND 06 3		PURC	8,869	8,869	0	0	100	40,483	0	-8,869
Inv Type: 72 MONEY MARKET ACTUAL-365			8,869	8,869	0	0			0	-8,869
42466 FHLB 1.38 10 21 14	313371CN4	PURC	45,525,000	45,620,944	0	0	100	40,486	95,944	-45,620,944
Inv Type: 122 FHLB AMORT TO CALL			45,525,000	45,620,944	0	0			95,944	-45,620,944
42463 FNMA 2.9 4 7 14	31398AWH1	PURC	19,750,000	20,009,811	0	0	100	40,486	259,811	-20,009,811
42464 FNMA 1.50 9 23 14	31398A3Q3	PURC	27,435,000	27,673,913	0	0	100	40,486	238,913	-27,673,913
42469 FNMA 1.35 3 21 2011	31398A3R1	PURC	24,500,000	24,609,846	0	0	100	40,492	109,846	-24,609,846
42465 FNMA 1.35 8 16 13	31398A2H4	PURC	50,000,000	50,296,000	0	0	100	40,498	296,000	-50,296,000
Inv Type: 123 FNMA AMORT TO CALL			121,685,000	122,589,570	0	0			904,570	-122,589,570
		Subtotal	487,958,869	490,195,783	0	0			2,236,914	-490,195,783
Grand Total	Count 29		97,958,869	99,780,546	-1,428,615	32,000			2,204,914	-98,466,369