

Petitions and Communications received from December 6, 2011, through December 30, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on January 10, 2012.

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

From concerned citizens, submitting support for the proposed Ordinance that extends the restrictions on checkout bags to all retail and food establishments in the City and County of San Francisco. File No. 101055, 20 letters (1)

*From David Lee, submitting petition opposing the proposed Ordinance that extends the restrictions on checkout bags to all retail and food establishments in the City and County of San Francisco. File No. 101055, Copy: Each Supervisor (2)

From Planning Department, regarding the proposed Ordinance that extends the restrictions on checkout bags to all retail and food establishments in the City and County of San Francisco. File No. 101055, Copy: Each Supervisor (3)

*From concerned citizens, submitting support for restoring Sharp Park wetlands and wildlife. File No. 110966, 100 letters (4)

From Mousa Khouri, submitting opposition to proposed liquor license at 3950 24th Street. (5)

*From Green Cross, submitting copy of letter sent to Governor Brown requesting he join the petition to remove marijuana from the list of Schedule 1 drugs. Copy: Each Supervisor (6)

From Office of the Mayor, submitting the following appointments: (7)

Human Rights Commission

Susan Belinda Christian, term ending September 2, 2015
Richard Roda, term ending May 15, 2015

From Clerk of the Board, submitting copy of memorandum sent to the Board of Supervisors regarding the following appointments by the Mayor: Copy: Rules Committee Clerk (8)

Human Rights Commission

Susan Belinda Christian, term ending September 2, 2015
Richard Roda, term ending May 15, 2015

From Office of the Mayor, submitting the following appointment: (9)

Health Service Board

Jean S. Fraser, term ending May 15, 2013

From Clerk of the Board, submitting copy of memorandum sent to the Board of Supervisors regarding the following appointment by the Mayor: Copy: Rules Committee Clerk (10)

Health Service Board

Jean S. Fraser, term ending May 15, 2013

*From concerned citizens, submitting support for Conditional Use authorization on property located at 3901 Mission Street. File No. 111125, 40 letters (11)

*From Health Commission, submitting the San Francisco Hospitals Charity Care Report. (12)

*From Department of Elections, submitting the November 8, 2011, Consolidated Municipal Election Supplemental Statement of Vote Report. File No. 111259, Copy: Each Supervisor (13)

From Civil Service Commission, submitting notice of posting proposed amendments, to the Civil Service Commission Conflict of Interest Rule Series 018. Copy: Each Supervisor (14)

From Victor Gilbert, regarding proposed legislation regulating commercial dog walkers operating on park property. File No. 111104, 2 letters (15)

From Nina Beety, regarding the California Public Utilities Commission. (16)

From Recreation and Park Department, submitting the FY2011-2012 First Quarter Lead Poisoning Prevention Report. Copy: Each Supervisor (17)

From concerned citizens, submitting opposition to Conditional Use Authorization on property located at 2041 Larkin Street. File No. 111183, Copy: Each Supervisor, 3 letters (18)

*From State Department of Public Health, regarding the FY2011-2012 Funding Application Approval Agreement. (19)

From General Services Agency, submitting the Indemnification Quarterly Report for 2009 through 2011. (20)

*From Office of the Controller, submitting the Ellis-O'Farrell Parking Garage Audit Report for the period covering May 1, 2008, through June 30, 2010. (21)

From Joan Wood, regarding the renovation of the Beach Chalet Athletic Field. (22)

From ACLU Foundation of Northern California, submitting support for restricting the use of local funds to respond to civil immigration detainees. File No. 111269 (23)

From Clisham & Sortor, regarding Proposition C on the November 8, 2011, Consolidated Municipal Election. File No. 111259, Copy: Each Supervisor, City Attorney (24)

From Office of the Mayor, submitting the following appointment: (25)

Board of Permit Appeals

Richard Hillis, term ending July 1, 2012

From concerned citizens, submitting support for the interdepartmental jurisdictional transfer of property located at 341 Corbett Avenue. 11 letters (26)

From concerned citizens, submitting opposition to the interdepartmental jurisdictional transfer of property located at 341 Corbett Avenue. 2 letters (27)

From Fred Merrick, regarding buses on Van Ness Avenue. Copy: Each Supervisor (28)

From Michael Webb, regarding the La Boulange Bakery at 1266-9th Avenue. (29)

From Jorge Delgado, regarding the San Francisco nightlife survey. (30)

*From San Francisco Public Golf Alliance, submitting opposition to Sharp Park's proposed long-term agreement with the National Park Service. File No. 110966, Copy: Each Supervisor, 755 letters (31)

*From San Francisco Public Golf Alliance, submitting a list of frequently asked questions/answers about Sharp Park Golf Course. (32)

From Office of the Treasurer & Tax Collector, submitting the November 2011 Investment Report. Copy: Each Supervisor (33)

From Uma Veloo, submitting support for bird safe buildings. (34)

From Capital Planning Committee, submitting recommendations on the following: issuances and sales of the 2010 Earthquake Safety and Emergency Response General Obligation Bond, the 2008 Clean and Safe Neighborhood Parks General Obligation Bond, and the 2011 Road Repaving and Street Safety General Obligation Bond. Copy: Each Supervisor (35)

From State Public Utilities Commission, submitting notification of PG&E's application to recover cost for the adoption of its Smart Grid Pilot Deployment Program. Copy: Each Supervisor (36)

From Office of the Mayor, submitting letter vetoing the proposed ordinance that enters into exclusive negotiations with the National Park Service pertaining to City-owned property at Sharp Park. File No. 110966, Copy: Each Supervisor (37)

From Dan Dudley, regarding banning the sale of specific types of spinning-rotating power toothbrushes that do not have pressure sensors to protect the health, safety, and welfare of its citizens. Copy: Each Supervisor (38)

From concerned citizens, submitting their position on the rebuilding of California Pacific Medical Center. File No. 111271, Copy: Each Supervisor, 4 letters (39)

From Aaron Goodman, regarding the 19th Avenue Transit Corridor Investment Study. 2 letters (40)

From Aaron Goodman, regarding the current owner of Parkmerced. Copy: Each Supervisor (41)

From Jeanne Lu, regarding recycling in San Francisco. File No. 110055, Copy: Each Supervisor (42)

From concerned citizens, submitting opposition to the Conditional Use Authorization on property located at 3901 Mission Street. File No. 111125, 18 letters (43)

From California Clerk of the Board of Supervisors Association, thanking the Board of Supervisors for the Resolution recognizing the Clerks of the Boards. Copy: Each Supervisor (44)

From Department of Public Works, submitting the FY2010-2011 Monument Preservation Fund Annual Report. Copy: Each Supervisor (45)

From James Chaffee, regarding a false arrest lawsuit. Copy: Each Supervisor (46)

From Shasta County Board of Supervisors, regarding Shasta County's continued support of veterans. Copy: Each Supervisor (47)

From Bill Quan, regarding the Rent Board's decision to allow existing tenants, under their old rental agreements, to smoke in their units. (48)

From Planning Department, regarding amendments relating to disability access improvements for small businesses and landlord obligations. File No. 111047, Copy: Each Supervisor, Land Use Committee Clerk (49)

*From Office of the Controller, submitting the Western Addition A-2 Redevelopment Plan Audit Report. (50)

From Office of the Controller, submitting the October 2011 Government Barometer Report. Copy: Each Supervisor (51)

From Office of the Controller, submitting the Airport Commission's concession audits of EAN, LLC, and Clear Channel Outdoor, Inc. (52)

*From Office of the Controller, submitting the Recreation and Park Department's construction audit of McCoppin Square Park Renovation. (53)

*From Office of the Controller, submitting report concerning the financial statement audit of the City Investment Pool held by the Office of the Treasurer and Tax Collector for the period from July 1, 2010, through June 30, 2011. (54)

From Office of the Mayor, submitting notice that Mayor Ed Lee will be out of state from December 23, 2011, until December 31, 2011. Supervisor Malia Cohen will serve as Acting Mayor. Copy: Each Supervisor, City Attorney (55)

From Office of the Mayor, submitting notice that in the event Mayor Ed Lee leaves the state without designating via a separate letter, Supervisor Carmen Chu will serve as Acting Mayor. If Supervisor Chu is unavailable, Supervisor Sean Elsbernd will serve as Acting Mayor. Copy: Each Supervisor, City Attorney (56)

From Human Services Agency, submitting support for the Children's Advocacy Center and the Center for Youth Wellness. Copy: Each Supervisor (57)

From Controller's Office & Film Commission, regarding San Francisco Film Rebate Program. (58)

From UCSF, submitting notice of preparation of a draft Environmental Impact Report for UCSF Medical Center at Mission Bay, Fourth Street Public Plaza. Copy: Each Supervisor (59)

From State Department of Social Services, regarding elimination of funding for fraud investigations and program integrity efforts related to the In-Home Supportive Services Program pursuant to the California State Budget Act of 2011. (60)

*From State Fish and Game Commission, submitting notice of proposed regulatory action relating to the incidental take of the Black-backed Woodpecker. Copy: Each Supervisor (61)

From James Chaffee, regarding the Friends of the San Francisco Public Library. (62)

From Office of the Clerk of the Board, the following individual has submitted a Form 700 Statement:
Erica Maybaum, Legislative Aide - Leaving (63)

From State Public Utilities Commission, submitting notification of PG&E's filing of testimony to recover cost of seismic studies recommended by the California Energy Commission. Copy: Each Supervisor (64)

*From Public Utilities Commission, regarding proposed power rate increases for City Departments who were paying less than their cost of service. Copy: Each Supervisor (65)

From Aaron Goodman, regarding the lack of rental housing in San Francisco. (66)

From Leland Mellott, regarding the former Art Commission Building at 165 Grove Street. (67)

From SSL Law Firm, submitting letter in support of appeal of the Final Environmental Impact Report for the SFMOMA Expansion/Fire Station No. 1 Relocation and Housing Project. File No. 111293, Copy: Each Supervisor (68)

*From SSL Law Firm, submitting correspondence in opposition to the City's proposed summary vacation of Hunt Street. File No. 111213, Copy: Each Supervisor (69)

*From SSL Law Firm, submitting the first set of attachments associated with correspondence in support of appeal of the Final Environmental Impact Report for the SFMOMA Expansion, Fire Station Relocation, and Housing Project. File No. 111293, Copy: Each Supervisor (70)

*From SSL Law Firm, submitting the second set of attachments associated with correspondence in support of appeal of the Final Environmental Impact Report for the SFMOMA Expansion, Fire Station Relocation, and Housing Project. File No. 111293, Copy: Each Supervisor (71)

*From Farella Braun & Martell, submitting letter in support of amending the General Plan, rezoning 676 Howard Street, and 935 Folsom Street; and the vacation of Hunt Street in conjunction with development of the SFOMA Expansion Project. File No. 111081, 111240, and 111213, Copy: Planning Department (72)

*From Farella Braun & Martell, submitting letter in opposition to appeal of the Final Environmental Impact Report for the SFMOMA Expansion, Fire Station Relocation, and Housing Project. File No. 111293 (73)

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

From: Leslie Tamminen <leslie.tamminen@gmail.com>
To: angela.calvillo@sfgov.org
Date: 12/05/2011 08:15 PM
Subject: Support for Bag Ban Expansion

Dear Ms. Calvillo,

WE NEED YOUR LEADERSHIP SAN FRANCISCO! Environmental source reduction of plastics can save consumers money, and foster green business.

I write to express my strong support of an ordinance that would expand San Francisco's existing ban on plastic checkout bags at large supermarkets and pharmacies. The inclusion of all retailers and the addition of a charge on paper bags will be much more effective than the existing legislation in encouraging behavior change. I am extremely concerned with the economic and natural resource impacts of single-use bag pollution in our coastal community.

Here in the Bay Area, numerous cities and counties are taking similar steps to ban plastic bags at all retailers, and require a charge for recycled content paper bags. The City of San Jose, the County of Santa Clara, and the County of Marin will all be implementing single-use bag ordinances on Jan 1st, 2012. San Francisco, once a leader, is now behind in implementing a more comprehensive ordinance. I hope you will be a leader on this issue and vote yes.

Leslie Tamminen
1639 Hill Street
Santa Monica, CA 90405

①

To: BOS Constituent Mail Distribution, Gail Johnson/BOS/SFGOV,
Cc:
Bcc:
Subject: File 101055

From: Art Andersen <evettea@sbcglobal.net>
To: Board.of.Supervisors@sfgov.org
Date: 12/05/2011 01:20 PM
Subject: Single Use Bag Ordinance - SUPPORT

Dear Board of Supervisors,

San Francisco led the nation when it passed the first bag ban in 2007. It's time to strengthen this ban and include more stores and restrict more bag waste. Let's stop plastic bag pollution and refuse to be bullied by the plastic industry.

Plastic bags are a costly, environmentally damaging, and easily preventable source of litter and pollution. Light and aerodynamic, plastic bags are uniquely litter-prone even when properly disposed of, and pose a serious threat to our marine environment and wildlife. When they are no longer visible to the naked eye, plastic bags are still not fully gone but instead have photo-degraded into tiny particles that adsorb toxins and contaminate our food chain and water and soil quality.

In these tough economic times, it's also worth noting that shifting from single-use bags to reusables could result in lower grocery costs for consumers. We as shoppers can choose to not pay for a paper bag by bringing in our own bags or hand carrying our small purchases. Any paper bags that we do buy from retailers will help offset their distribution costs, resulting in savings that can be passed on to us in lower grocery prices.

It's a win for the environment as well as the economy. Please take a stand and support an ordinance on single-use bags.

Art Andersen
10230 Ridgeview Dr
10230 Ridgeview Dr
Grass Valley, CA 95945

From: Conrad Mackerron <mack@asyousow.org>
To: "Eric.L.Mar@sfgov.org" <Eric.L.Mar@sfgov.org>, "Sean.Elsbernd@sfgov.org" <Sean.Elsbernd@sfgov.org>, "John.Avalos@sfgov.org" <John.Avalos@sfgov.org>, "Raquel.Redondiez@sfgov.org" <Raquel.Redondiez@sfgov.org>, "Frances.Hsieh@sfgov.org" <Frances.Hsieh@sfgov.org>, "Olivia.Scanlon@sfgov.org" <Olivia.Scanlon@sfgov.org>, "Alexander.Volberding@sfgov.org" <Alexander.Volberding@sfgov.org>, "Nickolas.Pagoulatos@sfgov.org" <Nickolas.Pagoulatos@sfgov.org>, "Les.Hilger@sfgov.org" <Les.Hilger@sfgov.org>, "Board.of.Supervisors@sfgov.org" <Board.of.Supervisors@sfgov.org>
Date: 12/05/2011 02:10 PM
Subject: Support of expansion of SF plastic bag reduction ordinance

Dear Supervisor or staff:

Please find attached a letter from our organization supporting expansion of the city's plastic bag ordinance. Thank you.

Conrad MacKerron

Senior Program Director
Corporate Social Responsibility Program
As You Sow
311 California St., Suite 510
San Francisco, CA 94104
415.692.0721 (direct line)
mack@asyousow.org
www.asyousow.org



SUPPORT - Expansion of San Francisco Plastic Bag Reduction Ordinance.pdf

----- Forwarded by Board of Supervisors/BOS/SFGOV on 12/06/2011 04:01 PM -----

From: Ellen Dollar <dddollar@yahoo.com>
To: Board.of.Supervisors@sfgov.org
Date: 12/05/2011 02:37 PM
Subject: Single Use Bag Ordinance - SUPPORT

Dear Board of Supervisors,

San Francisco led the nation when it passed the first bag ban in 2007. It's time to strengthen this ban and include more stores and restrict more bag waste. Let's stop plastic bag pollution and refuse to be bullied by the plastic industry.

Plastic bags are a costly, environmentally damaging, and easily preventable source of litter and pollution. Light and aerodynamic, plastic bags are uniquely litter-prone even when properly disposed of, and pose a serious threat to our marine environment and wildlife. When they are no longer visible to the naked eye, plastic bags are still not fully gone but instead have photo-degraded into tiny particles that adsorb toxins and contaminate our food chain and water and soil quality.

In these tough economic times, it's also worth noting that shifting from single-use bags to reusables could result in lower grocery costs for consumers. We as shoppers can choose to not pay for a paper bag by bringing in our own bags or hand carrying our small purchases. Any paper bags that we do buy from retailers will help offset their distribution costs, resulting in savings that can be passed on to us in lower grocery prices.

It's a win for the environment as well as the economy. Please take a stand and support an ordinance on single-use bags.

Ellen Dollar
2357 Banderola Ct.
none
San Luis Obispo, CA 93401

From: Barbara Bennigson <BBennigson@aol.com>
To: Board.of.Supervisors@sfgov.org
Date: 12/05/2011 02:45 PM
Subject: Single Use Bag Ordinance - SUPPORT

Dear Board of Supervisors,

San Francisco led the nation when it passed the first bag ban in 2007. It's time to strengthen this ban and include more stores and restrict more bag waste. Let's stop plastic bag pollution and refuse to be bullied by the plastic industry.

Plastic bags are a costly, environmentally damaging, and easily preventable source of litter and pollution. Light and aerodynamic, plastic bags are uniquely litter-prone even when properly disposed of, and pose a serious threat to our marine environment and wildlife. When they are no longer visible to the naked eye, plastic bags are still not fully gone but instead have photo-degraded into tiny particles that adsorb toxins and contaminate our food chain and water and soil quality.

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It's a win for the environment as well as the economy. Please take a stand and support an ordinance on single-use bags.

Barbara Bennigson
2339 Ramona Street
Palo Alto, CA 94301

From: Amy McGonagle <amymcgonagle@gmail.com>
To: Board.of.Supervisors@sfgov.org
Date: 12/05/2011 02:54 PM
Subject: Single Use Bag Ordinance - SUPPORT

Dear Board of Supervisors,

San Francisco led the nation when it passed the first bag ban in 2007. It's time to strengthen this ban and include more stores and restrict more bag waste. Let's stop plastic bag pollution and refuse to be bullied by the plastic industry.

Plastic bags are a costly, environmentally damaging, and easily preventable source of litter and pollution. Light and aerodynamic, plastic bags are uniquely litter-prone even when properly disposed of, and pose a serious threat to our marine environment and wildlife. When they are no longer visible to the naked eye, plastic bags are still not fully gone but instead have photo-degraded into tiny particles that adsorb toxins and contaminate our food chain and water and soil quality.

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It's a win for the environment as well as the economy. Please take a stand and support an ordinance on single-use bags.

Amy McGonagle
3577 Brookdale Avenue
Oakland, CA 94619

From: Amy McGonagle <amymcgonagle@gmail.com>
To: Board.of.Supervisors@sfgov.org
Date: 12/05/2011 03:32 PM
Subject: Single Use Bag Ordinance - SUPPORT

Dear Board of Supervisors,

San Francisco led the nation when it passed the first bag ban in 2007. It's time to strengthen this ban and include more stores and restrict more bag waste. Let's stop plastic bag pollution and refuse to be bullied by the plastic industry.

Plastic bags are a costly, environmentally damaging, and easily preventable source of litter and pollution. Light and aerodynamic, plastic bags are uniquely litter-prone even when properly disposed of, and pose a serious threat to our marine environment and wildlife. When they are no longer visible to the naked eye, plastic bags are still not fully gone but instead have photo-degraded into tiny particles that adsorb toxins and contaminate our food chain and water and soil quality.

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It's a win for the environment as well as the economy. Please take a stand and support an ordinance on single-use bags.

Amy McGonagle
3577 Brookdale Avenue
Oakland, CA 94619

From: "Jennie R. Romer" <jennie@plasticbaglaws.org>
To: mayoredwinlee@sfgov.org, Board.of.Supervisors@sfgov.org
Cc: Carmen.Chu@sfgov.org, Scott.Wiener@sfgov.org, Sean.Elsbernd@sfgov.org,
Malia.Cohen@sfgov.org, Mark.Farrell@sfgov.org, David.Chiu@sfgov.org, John.Avalos@sfgov.org,
Ross.Mirkarimi <Ross.Mirkarimi@sfgov.org>, David.Campos@sfgov.org, Jane.Kim@sfgov.org,
Eric.L.Mar@sfgov.org
Date: 12/05/2011 03:37 PM
Subject: File No. 101055: Checkout Bags - SUPPORT

Please see attached.

Thank you,
Jennie

--

Jennie R. Romer, Esq.
jennie@plasticbaglaws.org
Phone: (510) 685-1575

This message contains information which may be confidential and privileged. Unless you are the addressee (or authorized to receive for the addressee), you may not use, copy or disclose to anyone the message or any information contained in the message. If you have received the



message in error, please advise the sender and permanently delete the message. Thank you very much. LSF.BOS 2011-11-05.pdf

From: cbox@sfsurfrider.org
To: Board.of.Supervisors@sfgov.org
Cc: Scott.Coleman <scott@sfsurfrider.org>, Raquel.Redondiez@sfgov.org, Frances.Hsieh@sfgov.org, Olivia.Scanlon@sfgov.org, Alexander.Volberding@sfgov.org, Nickolas.Pagoulatos@sfgov.org, Les.Hilger@sfgov.org, John.Avalos@sfgov.org, Eric.L.Mar@sfgov.org, Sean.Elsbernd@sfgov.org, Mark.Farrell@sfgov.org, David.Chiu@sfgov.org, Carmen.Chu@sfgov.org, Ross.Mirkarimi@sfgov.org, Jane.Kim@sfgov.org, David.Campos@sfgov.org, Scott.Wiener@sfgov.org, Malia.Cohen@sfgov.org
Date: 12/05/2011 04:53 PM
Subject: San Francisco Surfrider Letter of Support on Plastic Bag Ban Expansion in SF

Supervisors:

Attached is a letter of support from the San Francisco Chapter of Surfrider Foundation's Chapter Chair, Scott Coleman, urging you to expand San Francisco's Plastic Bag Ban Ordinance to include all single-use plastic bags in retailers in San Francisco and add a 10-cent charge to all single-use paper bags. Please consider this letter during your vote on the expansion during the Board of Supervisors Meeting on Tuesday, December 6, 2010.

Thanks,
Carolynn Box
SF Surfrider - Rise Above Plastic Subcommittee
707.328.7942



SurfriderSF_ExpandSFBagBanOrdinance_05DEC2011_BOS.pdf

From: cbox@sfsurfrider.org
To: mayoredwinlee@sfgov.org
Cc: Board.of.Supervisors@sfgov.org
Date: 12/05/2011 04:57 PM
Subject: SF Surfrider Letter of Support to Mayor Ed Lee on Plastic Bag Ban Expansion in SF

Mayor Ed Lee:

Attached is a letter of support from the San Francisco Chapter of Surfrider Foundation's Chapter Chair, Scott Coleman, urging you to expand San Francisco's Plastic Bag Ban Ordinance to include all single-use plastic bags in retailers in San Francisco and add a 10-cent charge to all single-use paper bags. Please consider this letter during your decisions on the expanded ordinance.

Thanks,
Carolynn Box
SF Surfrider - Rise Above Plastic Subcommittee
707.328.7942



SurfriderSF_ExpandSFBagBanOrdinance_05DEC2011_EdLee.pdf

From: Dan Nguyen-Tan <dan_nt@yahoo.com>
To: "Board.of.Supervisors@sfgov.org" <Board.of.Supervisors@sfgov.org>
Cc: SF League of Conservation Voters <sfleague@sflcv.org>
Date: 12/05/2011 07:33 PM
Subject: SUPPORT - Expansion of San Francisco Plastic Bag Reduction Ordinance

Dear Board Clerk:

Please share this attached letter from the San Francisco League of Conservation Voters with the members of the Board of Supervisors in support of **Expansion of San Francisco Plastic Bag Reduction Ordinance by amending section 1702 of the San Francisco Environment Code and adding section 1703.5.**

Sincerely,



Dan Nguyen-Tan Sign on letter to SUPPORT SF ordinance from SFLCV.doc

From: Alana Rivadeneyra <rivagirl83@msn.com>
To: Board.of.Supervisors@sfgov.org
Date: 12/05/2011 08:51 PM
Subject: Single Use Bag Ordinance - SUPPORT

Dear Board of Supervisors,

San Francisco led the nation when it passed the first bag ban in 2007. It's time to strengthen this ban and include more stores and restrict more bag waste. Let's stop plastic bag pollution and refuse to be bullied by the plastic industry.

Plastic bags are a costly, environmentally damaging, and easily preventable source of litter and pollution. Light and aerodynamic, plastic bags are uniquely litter-prone even when properly disposed of, and pose a serious threat to our marine environment and wildlife. When they are no longer visible to the naked eye, plastic bags are still not fully gone but instead have photo-degraded into tiny particles that adsorb toxins and contaminate our food chain and water and soil quality.

In these tough economic times, it's also worth noting that shifting from single-use bags to reusables could result in lower grocery costs for consumers. We as shoppers can choose to not pay for a paper bag by bringing in our own bags or hand carrying our small purchases. Any paper bags that we do buy from retailers will help offset their distribution costs, resulting in savings that can be passed on to us in lower grocery prices.

It's a win for the environment as well as the economy. Please take a stand and support an ordinance on single-use bags.

Alana Rivadeneyra
908 Lincoln Ave
908 lincoln ave, pomona, ca
Pomona, CA 91767

From: Mark Paul <mtrmark@sonic.net>
To: Board.of.Supervisors@sfgov.org
Date: 12/05/2011 11:49 PM
Subject: Single Use Bag Ordinance - SUPPORT

Dear Board of Supervisors,

San Francisco led the nation when it passed the first bag ban in 2007. It's time to strengthen this ban and include more stores and restrict more bag waste. Let's stop plastic bag pollution and refuse to be bullied by the plastic industry.

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It's a win for the environment as well as the economy. Please take a stand and support an ordinance on single-use bags.

Mark Paul
P.O. Box 1488
P.O. Box 1488
Ferndale, CA 95536

From: Phillip Montalbano <aristatapjm@yahoo.com>
To: Board.of.Supervisors@sfgov.org
Date: 12/06/2011 10:41 AM
Subject: Single Use Bag Ordinance - SUPPORT

Dear Board of Supervisors,

San Francisco led the nation when it passed the first bag ban in 2007. It's time to strengthen this ban and include more stores and restrict more bag waste. Let's stop plastic bag pollution and refuse to be bullied by the plastic industry.

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It's a win for the environment as well as the economy. Please take a stand and support an ordinance on single-use bags.

Phillip Montalbano
4386 Callan Blvd
Daly City, CA 94015

From: "Alexander, Jonathan" <jalexander@nrdc.org>
To: "mayoredwinlee@sfgov.org" <mayoredwinlee@sfgov.org>, "Board.of.Supervisors@sfgov.org" <Board.of.Supervisors@sfgov.org>, "Eric.L.Mar@sfgov.org" <Eric.L.Mar@sfgov.org>, "Sean.Elsbernd@sfgov.org" <Sean.Elsbernd@sfgov.org>, "John.Avalos@sfgov.org" <John.Avalos@sfgov.org>, "ross.mirkarimi@sfgov.org" <ross.mirkarimi@sfgov.org>, "David.Campos@sfgov.org" <David.Campos@sfgov.org>, "David.Chiu@sfgov.org" <David.Chiu@sfgov.org>, "Carmen.Chu@sfgov.org" <Carmen.Chu@sfgov.org>, "Malia.Cohen@sfgov.org" <Malia.Cohen@sfgov.org>, "Mark.Farrell@sfgov.org" <Mark.Farrell@sfgov.org>, "Jane.Kim@sfgov.org" <Jane.Kim@sfgov.org>, "Scott.Wiener@sfgov.org" <Scott.Wiener@sfgov.org>
Cc: "Monroe, Leila" <lmonroe@nrdc.org>, "Hoover, Darby" <dhoover@nrdc.org>, "Wald, Johanna" <jwald@nrdc.org>
Date: 12/06/2011 12:34 PM
Subject: Letter supporting expansion of existing bag restrictions (On today's agenda)

Please find attached NRDC's letter in support of the expansion of the existing bag restrictions, which is on the agenda for today's meeting.

Regards,

Jonathan Alexander
NRDC San Francisco
Oceans Program
111 Sutter Street, 20th Floor
San Francisco, California 94104
① 415/875-6100 Ext. 8205
☎ 415/875-6161
✉ jalexander@nrdc.org



NRDC Support of expanding existing bag restrictions.pdf

From: Juliette Bohn <jbohn@hwma.net>
To: Board.of.Supervisors@sfgov.org
Date: 12/06/2011 03:10 PM
Subject: Single Use Bag Ordinance - SUPPORT

Dear Board of Supervisors,

San Francisco led the nation when it passed the first bag ban in 2007. It's time to strengthen this ban and include more stores and restrict more bag waste. Let's stop plastic bag pollution and refuse to be bullied by the plastic industry.

Plastic bags are a costly, environmentally damaging, and easily preventable source of litter and pollution. Light and aerodynamic, plastic bags are uniquely litter-prone even when properly disposed of, and pose a serious threat to our marine environment and wildlife. When they are no longer visible to the naked eye, plastic bags are still not fully gone but instead have photo-degraded into tiny particles that adsorb toxins and contaminate our food chain and water and soil quality.

In these tough economic times, it's also worth noting that shifting from single-use bags to reusables could result in lower grocery costs for consumers. We as shoppers can choose to not pay for a paper bag by bringing in our own bags or hand carrying our small purchases. Any paper bags that we do buy from retailers will help offset their distribution costs, resulting in savings that can be passed on to us in lower grocery prices.

It's a win for the environment as well as the economy. Please take a stand and support an ordinance on single-use bags.

Juliette Bohn
1362 K street
Arcata, CA 95521-5568

To: BOS Constituent Mail Distribution, Gail Johnson/BOS/SFGOV,
Cc:
Bcc:
Subject: File 101055: Project GreenBag Supports Single Use Bag Ordinance

From: Manuel Martinez <manuel@projectgreenbag.com>
To: Board.of.Supervisors@sfgov.org
Date: 12/06/2011 04:43 PM
Subject: Project GreenBag Supports Single Use Bag Ordinance

Hello,

My name is Manuel Martinez. I am the founder of Project GreenBag. We make reusable bags from organic cotton and manufacture them here in San Francisco.

Project GreenBag is the most eco-friendly alternative to plastic bags. Our bags are biodegradable which is best for the environment. plus all our products are made in SF which means we are making jobs here in our city.

We made a web commercial to show you how easy using reusable bags can be:
<http://www.youtube.com/watch?v=wDQ3r9NpcEY>

On behalf of Project GreenBag I urge you to expand the plastic bag ban. Feel free to contact me should you like to discuss this issue and learn more about what Project GreenBag is doing to stop plastic bag pollution.

Sincerely,
- Manuel Martinez
415-742-1189
Project GreenBag ®

Project GreenBag is the sustainable, eco-friendly alternative to plastic bags. 100% organic cotton, biodegradable, made in San Francisco CA.

www.ProjectGreenBag.com
www.twitter.com/ProjectGreenBag
www.facebook.com/ProjectGreenBag

Manuel Martinez
3
San Francisco, CA 94103

Date: 12/05/2011 09:08 PM
Subject: Huge Support for Bag Ban Expansion

Dear Ms. Calvillo,

I write to express my strong support of an ordinance that would expand San Francisco's existing ban on plastic checkout bags at large supermarkets and pharmacies. The inclusion of all retailers and the addition of a charge on paper bags will be much more effective than the existing legislation in encouraging behavior change. I am extremely concerned with the economic and natural resource impacts of single-use bag pollution in our coastal community.

Here in the Bay Area, numerous cities and counties are taking similar steps to ban plastic bags at all retailers, and require a charge for recycled content paper bags. The City of San Jose, the County of Santa Clara, and the County of Marin will all be implementing single-use bag ordinances on Jan 1st, 2012. San Francisco, once a leader, is now behind in implementing a more comprehensive ordinance. I hope you will be a leader on this issue and vote yes.

regards,
Andy Leaf

Andy Leaf
260 Richland Ave
San Francisco, CA 94110-5842

From: Cynthia Sugawara <sugair4@earthlink.net>
To: angela.calvillo@sfgov.org
Date: 12/05/2011 09:09 PM
Subject: Support for Bag Ban Expansion

Dear Ms. Calvillo,

I write to express my strong support of an ordinance that would expand San Francisco's existing ban on plastic checkout bags at large supermarkets and pharmacies. The inclusion of all retailers and the addition of a charge on paper bags will be much more effective than the existing legislation in encouraging behavior change. I am extremely concerned with the economic and natural resource impacts of single-use bag pollution in our coastal community.

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Cynthia Sugawara
323 Vienna
San Francisco, CA 94112

From: Shannon Waters <waters.skw@gmail.com>

To: angela.calvillo@sfgov.org
Date: 12/05/2011 09:43 PM
Subject: Support for Bag Ban Expansion

Dear Ms. Calvillo,

I write to express my strong support of an ordinance that would expand San Francisco's existing ban on plastic checkout bags at large supermarkets and pharmacies. The inclusion of all retailers and the addition of a charge on paper bags will be much more effective than the existing legislation in encouraging behavior change. I am extremely concerned with the economic and natural resource impacts of single-use bag pollution in our coastal community.

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Shannon Waters
373 Noe St
San Francisco, CA 94114

From: Charles Lyons <robotchas@yahoo.com>
To: angela.calvillo@sfgov.org
Date: 12/05/2011 09:50 PM
Subject: Support for Bag Ban Expansion

Dear Ms. Calvillo,

I write to express my strong support of an ordinance that would expand San Francisco's existing ban on plastic checkout bags at large supermarkets and pharmacies. The inclusion of all retailers and the addition of a charge on paper bags will be much more effective than the existing legislation in encouraging behavior change. I am extremely concerned with the economic and natural resource impacts of single-use bag pollution in our coastal community.

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Charles Lyons
231 Mullen Ave
San Francisco, CA 94110

To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: File 101055

From: Sarah Zoucha <sazoucha@gmail.com>
To: angela.calvillo@sfgov.org
Date: 12/06/2011 01:47 PM
Subject: Support for Bag Ban Expansion

Dear Ms. Calvillo,

I write to express my strong support of an ordinance that would expand San Francisco's existing ban on plastic checkout bags at large supermarkets and pharmacies. The inclusion of all retailers and the addition of a charge on paper bags will be much more effective than the existing legislation in encouraging behavior change. I am extremely concerned with the economic and natural resource impacts of single-use bag pollution in our coastal community.

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Sarah Zoucha
933 Vallejo Street
San Francisco, CA 94133

From: Tori Tsu <ttsu@opentable.com>
To: angela.calvillo@sfgov.org
Date: 12/06/2011 02:02 PM
Subject: Support for Bag Ban Expansion

Dear Ms. Calvillo,

I write to express my strong support of an ordinance that would expand San Francisco's existing ban on plastic checkout bags at large supermarkets and pharmacies. The inclusion of all retailers and the addition of a charge on paper bags will be much more effective than the existing legislation in encouraging behavior change. I am extremely concerned with the economic and natural resource impacts of single-use bag pollution in our coastal community.

Here in the Bay Area, numerous cities and counties are taking similar steps to ban plastic bags at all retailers, and require a charge for recycled content paper bags. The City of San Jose, the County of Santa Clara, and the County of Marin will all be implementing single-use bag ordinances on Jan 1st, 2012. San Francisco, once a leader, is now behind in implementing a more comprehensive ordinance. I hope you will be a leader on this issue and vote yes.

Tori Tsu

1365 California Street
San Francisco, CA 94109

From: katie mulcoy <katieroo14@yahoo.com>
To: angela.calvillo@sfgov.org
Date: 12/06/2011 02:35 PM
Subject: Major Support for Bag Ban Expansion

Dear Ms. Calvillo,

I write to express my strong support of an ordinance that would expand San Francisco's existing ban on plastic checkout bags at large supermarkets and pharmacies. The inclusion of all retailers and the addition of a charge on paper bags will be much more effective than the existing legislation in encouraging behavior change. I am extremely concerned with the economic and natural resource impacts of single-use bag pollution in our coastal community.

Here in the Bay Area, numerous cities and counties are taking similar steps to ban plastic bags at all retailers, and require a charge for recycled content paper bags. The City of San Jose, the County of Santa Clara, and the County of Marin will all be implementing single-use bag ordinances on Jan 1st, 2012. San Francisco, once a leader, is now behind in implementing a more comprehensive ordinance. I hope you will be a leader on this issue and vote yes.

Thank you,

Katie Mulcoy

katie mulcoy
816a quarry rd
san francisco, CA 94129

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

David E. Lee
4442 Geary Blvd.
San Francisco, CA 94118
415.221.6068
del19@att.net

File # 101055
BOS-11-Done
@ Pages

December 6, 2011

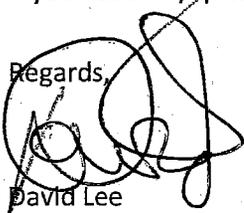
Clerk of the Board
Board of Supervisors
City Hall
San Francisco, CA 94102

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2011 DEC -6 AM 11:44
DL

Please find attached approximately 1,000 signatures gathered in Supervisorial District 1, 3 and 5 against Supervisor Ross Mirkarimi's proposed 25 cent bag fee legislation.

If you have any questions, please feel free to email me.

Regards,


David Lee

2



SAN FRANCISCO PLANNING DEPARTMENT

BOS-11
cpage
File 101055
COB, Leg Dep

1650 Mission St.
Suite 400
San Francisco,
CA 94103-2479

Reception:
415.558.6378

Fax:
415.558.6409

December 5, 2011

Dear Members of the San Francisco Board of Supervisors:

The Environmental Planning (EP) division of the San Francisco Planning Department is responsible for conducting environmental review in San Francisco. EP has reviewed the comments and materials submitted by members of the public since the Categorical Exemption Determination was made, in particular the voluminous submittals from Mr. Stephen L. Joseph on behalf of Save the Plastic Bag. We have determined that the materials submitted do not constitute substantial evidence indicating that an Environmental Impact Report (EIR) would be required for this ordinance. No new information has been presented to indicate that the categorical exemption is inappropriate or that there are any unusual circumstances associated with this proposal. Therefore, we have determined that the analysis set forth in the Categorical Exemption Determination is unchanged.

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2011 DEC -6 AM 10:06
Planning Information
415.558.6378
BY [Signature]

Sincerely,

Bill Wycko
Environmental Review Officer
San Francisco Planning Department

To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: File 101055

From: Bill Wycko/CTYPLN/SFGOV
To: Angela Calvillo/BOS/SFGOV@SFGOV
Cc: Ross Mirkarimi/BOS/SFGOV@SFGOV, Jack.Macy@sfgov.microsoftonline.com, Robert Selna/BOS/SFGOV@SFGOV, John Rahaim/CTYPLN/SFGOV@SFGOV, AnMarie Rodgers/CTYPLN/SFGOV@SFGOV, "Stephen L. Joseph" <savetheplasticbag@earthlink.net>
Date: 12/05/2011 04:39 PM
Subject: Plastic Bag Legislation

We have reviewed comments submitted regarding our environmental review for this legislation, and our conclusions are summarized in the following attachment.



Letter to BOS from Bill.pdf

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

**Please protect the Sharp Park Wetlands and the endangered frogs that live
there**

**Val Rose to: Board.of.Supervisors
Please respond to ariel2424**

12/08/2011 09:56 AM

Dear Board of Supervisors

As a supporter of SAVE THE FROGS! (www.savethefrogs.com), I am writing to urge you to support Supervisor John Avalos' proposed legislation that would shut down the Sharp Park Golf Course and turn management of the property over to the National Park Service. The Sharp Park Wetlands provide critical habitat for the endangered California Red-Legged Frog and a variety of other wildlife. Both frogs and wetlands are rapidly disappearing in California and worldwide, so it is disconcerting that the City of San Francisco is currently using taxpayer dollars to pump the Sharp Park Wetlands dry, killing endangered frogs in the process, and violating state and federal laws.

The Sharp Park Golf Course has a long history of environmental and economic troubles, and the time has clearly come for the City of San Francisco to change course. By closing the golf course and handing the management of the land over to the National Park Service, the City of San Francisco would relieve itself of its current financial, legal and environmental burden, and it would also clearly mark itself as a world leader in environmental protection efforts.

The restored Sharp Park Wetlands would be a safe haven for threatened wildlife and would provide valuable recreational opportunities to San Francisco residents and tourists alike. This would not only improve the quality of life for San Francisco's residents, it would increase the long-term economic value of the property.

Frogs already face an array of threats from climate change to habitat destruction; pesticide use; over-collection for frog legs and dissections; invasive species; and infectious diseases spread by human activity. Frogs eat mosquitoes, provide us with medical advances, serve as food for birds and fish, and their tadpoles filter our drinking water. Plus kids love frogs, and it is our obligation to them to leave this planet in better shape than when we arrived here.

On behalf of all those who enjoy nature and wildlife, thanks for your consideration.

Val Rose

invasive species; and infectious diseases spread by human activity. Frogs eat mosquitoes, provide us with medical advances, serve as food for birds and fish, and their tadpoles filter our drinking water. Plus kids love frogs, and it is our obligation to them to leave this planet in better shape than when we arrived here.

On behalf of all those who enjoy nature and wildlife, thanks for your consideration.

karen clarke

To: BOS Constituent Mail Distribution, *Johnson*
Cc:
Bcc:
Subject: File 110789: Agenda Packet 110789

From: M Khouri <mousa_khouri@yahoo.com>
To: "Board.of.Supervisors@sfgov.org" <Board.of.Supervisors@sfgov.org>
Date: 12/10/2011 11:41 AM
Subject: Agenda Packet 110789

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

Re: Whole Foods would **not** serve Public Convenience or Necessity at its store in
Noe Valley located at 3950 24th Street, San Francisco, CA 94114

Dear Ms Calvillo, Members of San Francisco Board of Supervisors

I wish the clerk of the board, and all members of San Francisco Board of Supervisors a
happy holiday season, and Happy New Year.

My name is Mousa Khouri, I'm the owner of St Clairs Liquors located at 3900 24th St. I
have been a merchant in Noe Valley for 20 years. I'm also property owner of a
mixed-use building located also at 3900 24th St for 15 years. I'm against Whole Foods
liquor license application because of its negative impact on the neighborhood.

Noe Valley commercial strip on 24th St is a unique San Francisco, mixed residential and
commercial, neighborhood. There are many small businesses, that serve Noe Valley
residents needs such as restaurants, coffee shops, Food-to-go places, clothing,
jewelry stores, liquor, wine shops, banks, and many more. And there is Whole Foods,
the only large scale store in the neighborhood, occupied previously by Bell Market for
many years.

Whole Foods is a welcome addition to the neighborhood because of their offerings of
fresh organic produce and meats. However, many merchants who are in competition
with Whole Foods are now struggling or seen their business go down such as Noe
Valley Deli, 24th Street Cheese Company, 24th St Cafe, Common Scents, French Tulip,
J&J Market (closed this year), Urban Cellars (closed now).

As I said earlier, I have been a merchant in Noe Valley for 20 years, I can tell you, since
Whole Foods opened for business, congestion on 24th st is the worst I have seen.
Whole Foods is much more busy than Bell Market ever was. Bell Markets are closing all
of their stores in San Francisco because their business model is failing, while Whole
Foods are expanding.

Public Convenience or Necessity is served when a business provide new benefits,
services or enhancements to the surrounding community without negative impact on it.
Whole Foods selling liquor will not provide new services, and the negative impact on
Noe Valley commercial strip will outweigh any benefits, and here is why.

No benefit to the community.

5

Whole Foods is currently surrounded with **four** liquor shops in a 3-block area. This is highly concentrated in terms of the sheer number of liquor shops and their close proximity to Whole Foods and to each other. If Whole Foods is issued a liquor license, they will **not** provide the community with new benefits or services that's not already available. Therefore, Whole Foods will not serve public convenience or necessity.

Whole Foods parking lot is small. Negative impact on residents and merchants

Whole Foods in Noe Valley is the smallest store in the Bay Area, with 18000 sqft of space and almost 36-car parking lot, which is barely the minimum needed for a supermarket that size. However, they are extremely busy and the parking lot can't handle all their customers.

When the parking lot is full, which happens quite frequently, cars are overflowing the parking lot onto 24th on both direction, causing traffic, noise, and gridlocks at times (drivers honk their car horns when traffic stops at the parking lot entrance).

I also witnessed Whole Foods parking lot attendant, on many occasions, prevent shoppers from entering the parking lot by holding a sign that says LOT IS FULL, this will cause many of their shoppers to park in the surrounding neighborhood streets and along 24th St, taking away parking spots that; otherwise, would be used by the local merchants shoppers. This will add stress on an already tight parking situation in Noe Valley commercial strip. Selling liquor will not improve Whole Foods parking lot problem but make it worse for the neighborhood.

Congestion, noise, and lack of parking will frustrate residents and shoppers, and cause many of them to avoid shopping and dining at their favorite neighborhood local shops. In the long run, all local businesses will suffer as a result.

This will negatively impact and threaten the economic vitality of the neighborhood as a whole and doesn't serve public convenience or necessity.

Negative impact on vitality of the neighborhood.

I don't believe selling liquor at Whole Foods as a convenience to their customers is their motive, since **non** of their stores in San Francisco sells liquor; even though they are all much larger and are not heavily surrounded with off-sale liquor shops in close proximity, such as the case in Noe Valley. I believe they are doing this to corner all the alcoholic beverage business in the neighborhood.

Since Whole Foods doesn't sell liquor, customers who are looking to buy liquor, will frequent the local liquor shops and likely shop at the other neighboring local businesses such as cheese, flower, coffee, and bakery shops, and more. Also many Whole Foods customers have a reason to shop at the local shops. I actually witness this happening everyday. Many customers come in with Whole Foods bags with them looking for Vodka or Whiskey then go to neighboring businesses as well. Good for all merchants and our commercial strip vitality.

However, if Whole Foods sells liquor, their customers will shop there for all their alcoholic beverage needs. There won't be a need to shop at the local liquor shops and surrounding businesses. This will weaken the health of Noe Valley commercial strip.

The local merchants need all the extra foot traffic into their businesses. Whole Foods is thriving and will continue to thrive even without the sale of liquor. Otherwise, the local liquor shops and surrounding businesses will be negatively impacted. This doesn't serve Public Convenience or Necessity.

By the way, Noe Valley's 24th St is commonly used by firetrucks and ambulances responding to emergency calls. Congestion and occasional gridlocks at Whole Foods parking lot entrance, will slow down their response time, endangering properties and lives.

For these reasons, I respectfully ask the the Board of Supervisors to determine that the sale of liquor at Whole Foods will **not** serve Public Convenience or Necessity of the people of San Francisco.

I attached few pictures to illustrate the points I'm making.

Sincerely

Mousa Khouri

St. Clairs's Liquors

415/282-4900



pic2.JPG pic3.JPG pic4.JPG pic6.JPG pic9.JPG



Governor Jerry Brown
State Capitol, Suite 1173
Sacramento, CA 95814

BOS-11
cpage

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2011 DEC - 7 PM 5:52
BY R

December 5, 2011

RE: Request to Join Governors' Petition to Reschedule Marijuana on Behalf of California

Dear Governor Brown,

Last week, Governors Christine Gregoire (D-WA) and Lincoln Chafee (I-RI) announced that they were jointly filing a petition with the federal government to reclassify marijuana for medical use.ⁱ Under the Controlled Substances Act, the federal government classifies marijuana a Schedule I substance, a category reserved for dangerous drugs with no medical value. The rescheduling petition filed by Governors Gregoire and Chafee comes after their administrations were sent letters threatening medical marijuana producers and distributors and the implementation of the duly enacted laws of each state.

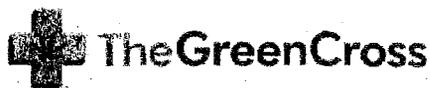
I am a constituent, a medical marijuana patient, and the founder and president of The Green Cross, San Francisco's first licensed medical cannabis dispensary. On behalf of our members and staff, I am writing to request that you consider joining this petition on behalf of California in response to the October 7 announcement that the US Department of Justice would be engaging in a multi-pronged attack on California's medical marijuana producers and distributors despite their compliance with state and local laws.ⁱⁱ

Poll after poll reveals that California voters overwhelmingly support the compassionate use of medical marijuana for patients with serious or debilitating medical conditions.ⁱⁱⁱ Research from around the world, including that which has been conducted by University of California's Center for Medicinal Cannabis Research (CMCR), clearly indicates that marijuana has medical value.^{iv} Even the California Medical Association supports removing marijuana from the list of Schedule I substances.^v

This petition was filed on the heels of a congressional letter to President Obama signed by Members of Congress from across the State of California including US Representatives Sam Farr (D-CA), Dana Rohrabacher (R-CA), Mike Thompson (D-CA), Pete Stark (D-CA), Barbara Lee (D-CA), Lynn Woolsey (D-CA), and Bob Filner (D-CA).^{vi} The letter expresses "concern with the recent activity by the Department of Justice against legitimate medical cannabis dispensaries in California that are operating legally under state law," and urges consideration of legislation that would reschedule marijuana.

Regardless of whether you support the current framework of medical cannabis distribution in California or believe there are definite ambiguities that ought to be resolved by the state legislature or the courts, you must agree with California's Attorney General that "an overly broad federal

6



enforcement campaign will make it more difficult for legitimate patients to access physician-recommended medicine in California.”^{vii}

Resolving the conflict between state and federal medical marijuana laws requires leadership from the officials elected to represent their constituents, including medical cannabis patients and providers. Bridging the divide will require the federal government to remove cannabis from Schedule I and to work with various states to enact meaningful policies that support and advance safe and legal access to cannabis by qualified patients in accordance with a recommendation by their physician. I hope we can count on your leadership; it is needed now, more than ever! Please join the petition to reschedule marijuana recently filed by Governors Christine Gregoire (D-WA) and Lincoln Chafee (I-RI).

To discuss this request or for any questions about the petition or about medical cannabis in general, you are welcome to contact me anytime at 415-648-4420. For immediate assistance, I invite you to contact The Green Cross' Operations Specialist, Caren Woodson by email to Caren@TheGreenCross.org.

Sincerely,

Kevin Reed
President, The Green Cross
KevinReed@TheGreenCross.org
415.648.4420

cc: Senator Mark Leno
Assemblyman Tom Ammiano
Lt. Governor Gavin Newsom
Mayor Edwin Lee, San Francisco
San Francisco Board of Supervisors

ⁱ Americans for Safe Access, Press Release: *Bi-Coastal Governors Petition Federal Government to Reclassify Marijuana for Medical Use*. Nov 30, 2011. <http://www.safeaccessnow.org/article.php?id=6978>

ⁱⁱ NY Times.com. *U.S. Attorneys in California Set Crackdown on Marijuana*. Jennifer Medina, New York Times. Oct 7 2011. <http://www.nytimes.com/2011/10/08/us/california-to-crack-down-on-medical-marijuana.html>

ⁱⁱⁱ NORML. Collection of Surveys & Polls. Dec 3, 2011. <http://norml.org/component/zoo/category/surveys-polls>

^{iv} Gant, Igor MD. *Center for Medical Cannabis Research: Report to the Legislature and Governor of the State of California*. Feb 11, 2010. University of California. http://www.cmcrc.ucsd.edu/images/pdfs/CMCR_REPORT_FEB17.pdf

^v California Medical Association. *Cannabis and the Regulatory Void*. Background Papers and Recommendations. 2011. <http://www.cmanet.org/files/pdf/news/cma-cannabis-tac-white-paper-101411.pdf>

^{vi} Americans for Safe Access. *Voices from the Frontlines: Members of Congress Urge President Obama to Reschedule Cannabis*. Oct 28, 2011. http://safeaccessnow.org/downloads/Obama_Letter_October_2011.pdf

^{vii} Inside Bay Area Buzz. Political Blotter: Kamala Harris Reacts to Feds' Marijuana Blitz. Josh Richman. Oct 21, 2011. <http://www.ibabuzz.com/politics/2011/10/21/kamala-harris-reacts-to-feds-marijuana-blitz/>

OFFICE OF THE MAYOR
SAN FRANCISCO



*Orig Rules Clerk
C.V. COB, Leg Dep*
EDWIN M. LEE
MAYOR

Notice of Appointment

December 5, 2011

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

Honorable Board of Supervisors:

Pursuant to the Charter Section 3.100 (18), I hereby make the following appointments:

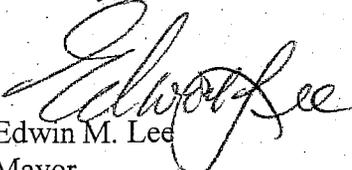
Susan Belinda Christian to the Human Rights Commission, assuming the seat formerly held by Thomas Pier, for a four year term ending September 2, 2015.

Richard Pio Roda to the Human Rights Commission, assuming the seat formerly held by Victoria Ruiz, for a four year term ending May 15, 2015.

I am confident that Ms. Christian and Mr. Pio Roda will serve our community well. Attached are their qualifications to serve; which demonstrate how the appointments represents the communities of interest, neighborhoods and diverse populations of the City and County of San Francisco.

I encourage your support and am pleased to advise you of this appointment.

Sincerely,


Edwin M. Lee
Mayor

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2011 DEC -5 PM 4:23
MS

7

SUSAN BELINDA CHRISTIAN

3672 24th Street
San Francisco, California 94110
415.637.4622

EDUCATION

- Yale Law School** *J.D.*, 1991. Notes Topics Editor, *The Yale Law Journal*. Research Assistant to Professor Owen M. Fiss and visiting professor Catherine A. MacKinnon.
- Yale University** *B.A.* History, 1984. Concentration in 18th and 19th Century American, African American and Women's History.

EMPLOYMENT AND EXPERIENCE

San Francisco District Attorney, San Francisco. 2005 – Present. Assistant District Attorney, Office of District Attorney Kamala D. Harris, Preliminary Hearings Division / Writs & Appeals Division. Prosecute criminal cases and post-conviction matters in San Francisco Superior Court and California Court of Appeal. Special Projects: Analyzed and drafted proposed legislation, including AB 1160, the Gwen Araujo Justice for Victims Act, amending section 1127h of the California Penal Code; Organized the District Attorney's 2006 National Conference on Hate Crimes, which was co-sponsored by the National District Attorneys Association and the California District Attorneys Association and supported by numerous law enforcement and civil rights organizations. Currently serve as one of the District Attorney's Neighborhood Liaisons for the SoMa area of San Francisco.

United States Court of Appeals for the Ninth Circuit, San Francisco. 1998 – 2004.

Staff Attorney, Motions Unit and Criminal Research Division: Analyzed federal criminal and civil filings and appeals, district court transcripts and records. Researched legal issues, wrote bench memoranda, presented oral analysis and recommendations to panels of judges, observe oral argument.

Supervising Attorney, Criminal Research Division, February 2002 – September 2003: Coordinated and supervised training and work of Criminal Division attorneys. Created and implemented plan eliminating persistent backlog of over 500 appeals.

New College School of Law, San Francisco. 1999.

Adjunct Professor of Law. Compiled and taught first-year course in criminal law.

Legal Consulting and Academic Writing, San Francisco. 1996 – 1997.

Howard Rice Nemerovsky Canady Falk and Rabkin, San Francisco. 1993 – 1995.

Litigation Associate. Drafted and filed pleadings in Business, Employment and Trademark litigation.

The Hon. Mariana R. Pfaelzer, United States District Court, Central District of California, Los Angeles.

January 1993 – July 1993. Elbow Law Clerk. Analyzed pleadings and wrote bench memoranda for weekly law and motions calendar. Observed trial proceedings and oral argument. (On leave from Munger, Tolles & Olson.)

Munger, Tolles & Olson, Los Angeles. 1991 – 1993.

Litigation and Corporate Associate. Drafted pleadings in white-collar criminal / qui tam matters. Interviewed clients, drafted interrogatories, reviewed documents. Filed corporate compliance documents.

MEMBERSHIPS

Co-Chair, Alice B. Toklas LGBT Democratic Club (January 2008 through January 2010)

Co-Chair, Political Action Committee (January 2010 – present)

Founded in 1972, Alice is the oldest and one of the most respected Democratic clubs in the Country. As a membership organization, Alice presents monthly programs on national, state and local political issues affecting the Bay Area LGBT communities. Alice also engages in the political process through endorsements of candidates for electoral office.

Co-Chair, Bayard Rustin Coalition (March 2011 – present)

BRC, a non-partisan political forum for issues of concern to the African American LGBT communities, advocates for progressive political and social action supporting equal rights and opportunities for all people.

California Democratic Party, Elected Delegate, Assembly District 13 (2009 – present)

Elected as Recording Secretary of the African-American Caucus. Appointed Member of the Executive Board, Credentials Committee.

Board of Directors, Service Members Legal Defense Network (2010– present)

Headquartered in Washington D.C., SLDN is a national non-profit, non-partisan legal services and policy organization that has led the fight to end the "Don't Ask, Don't Tell" policy in the United States Military. SLDN has represented the legal rights of thousands of LGBT service members and lobbied federal officials on their behalf.

Lawyers Committee for Civil Rights, Elected Member (2010– present)

The Lawyers Committee for the San Francisco Bay area is one of eight local committees of LCCR, a nonpartisan, nonprofit organization formed in 1963 at the request of President John F. Kennedy. LCR's principal mission is to secure, through the rule of law, equal justice under law by addressing factors that contribute to racial justice and economic opportunity.

Board of Directors, Walden House (2008 – present)

A consortium of drug and alcohol treatment centers that is a national leader in developing strategies to help addicts recover and maintain their lives, Walden House provides treatment to individuals throughout California.

Board of Directors, Transgender Law Center (2006 – 2010)

Founded in 2002 as a fiscally-sponsored project of the National Center for Lesbian Rights, TLC is California's first fully staffed, state-wide civil rights organization utilizing direct legal services, public policy advocacy, and education to advance the rights and safety of those whose gender expression falls within and outside of stereotypical gender norms.

Bar Association of San Francisco Judiciary Committee (2006 – 2008)

The BASF Judiciary Committee investigates, evaluates and renders reports on candidates for the San Francisco Superior Court, and is also concerned with the selection of judges for any other court affecting the administration of justice in the City and County of San Francisco.

African American Democratic Club (2007 – present)

The AADC focuses on political issues of importance to African-Americans in San Francisco.

California District Attorneys Association (2006 – present)

The CDAA is the primary educational and membership organization for prosecutors in California.

National District Attorneys Association (2006 – present)

The NDAA is the oldest and largest professional organization representing criminal prosecutors. Through education and advocacy, the organization works to foster and maintain the integrity of the prosecuting attorneys throughout the United States.

BAR MEMBERSHIPS

California State Bar Association (1991)
Bar Association of San Francisco (1993)
United States District Court, Central District of California Bar (1992)
United States District Court, Northern District of California Bar (1998)
United States Court of Appeals for the Ninth Circuit Bar (1993)

SELECTED HONORS AND AWARDS

Volunteer of the Year Award, Alice B. Toklas LGBT Democratic Club (2007)
Leadership Award, Alice B. Toklas LGBT Democratic Club (2010)

EMPLOYMENT REFERENCES

The Honorable Kamala D. Harris, Attorney General for the State of California
The Honorable George Gascon, District Attorney for the City and County of San Francisco
The Honorable Mariana R. Pfaelzer, United States District Court, Central District of California
Molly Dwyer, Esq., Clerk of the Court, United States Court of Appeals for the Ninth Circuit
Ambassador Vilma S. Martinez, United States Mission, Buenos Aires, Argentina
(Formerly of the law firm Munger, Tolles & Olson)

NINTH CIRCUIT REFERENCES

The Hon. Alex Kozinski, Chief Judge, United States Court of Appeals for the Ninth Circuit
The Hon. Stephen S. Trott, United States Court of Appeals for the Ninth Circuit
The Hon. Pamela Ann Rymer, United States Court of Appeals for the Ninth Circuit
The Hon. Michael Daly Hawkins, United States Court of Appeals for the Ninth Circuit
The Hon. A. Wallace Tashima, United States Court of Appeals for the Ninth Circuit
The Hon. Sidney R. Thomas, United States Court of Appeals for the Ninth Circuit
The Hon. Barry G. Silverman, United States Court of Appeals for the Ninth Circuit

ACADEMIC REFERENCES

The Hon. Guido Calabresi, United States Court of Appeals for the Second Circuit,
Former Dean of the Yale Law School

Richard D. Pio Roda, Esq.
86 Blair Terrace
San Francisco, California 94107
415.533.4321 / Email: richpioroda@gmail.com

Education

Admitted to California Bar: December 3, 2001
University of San Francisco School of Law
San Francisco, California
Juris Doctor, May 2001

University of San Francisco McLaren School of Business
San Francisco, California
Bachelor of Science Business Administration, Dec. 1997
Emphasis in Accounting, Minor in Economics
Graduated Cum Laude (Undergraduate GPA: 3.6)

Experience

Meyers Nave Riback Silver & Wilson **Sept. 2004–Present**
San Francisco, California
Senior Associate Attorney

- Public Law, Public Contracting & Construction, Education Law, Real Estate, Land Use, Redevelopment, Ethics, Conflicts of Interest
- Assistant City Attorney, City of San Leandro
- Assistant City Attorney, City of Milpitas from 2004 to 2007
- Planning Commission Counsel for Cities of San Leandro, Milpitas, Oakley
- Special Counsel, San Francisco Unified School District

San Francisco Unified School District **July 2002–Sept. 2004**
San Francisco, California
Deputy General Counsel

- Performed legal research and wrote legal memoranda.
- Assisted in case management, defended depositions, filed legal pleadings, propounded and answered discovery requests, performed legal research and critical analysis of claims, negotiated settlements and made appearances in court on behalf of the District.
- Advised negotiators, drafted and reviewed District real estate documents including complex commercial/public entity leases, and real property transactions. Negotiated, drafted and reviewed joint venture agreements, Memorandums of Understanding, and Board resolutions.
- Assisted District Bond Counsel, advised District staff regarding Bond Program Reports and legal requirements, and served as coordinating attorney for 2003 Prop. 39 bond election (designated "Prop. A" on November 4, 2003 City and County of San Francisco ballot, passed on November 4, 2003, 71% of the electorate).
- Advised Operations Department and Chief Operating Officer: Responsibilities included assisting in reviewing and advising on District construction projects through all phases, including CEQA compliance; environmental impact reports (EIRs); historic preservation statutes and documents; ADA compliance; public contract/bidding requirements; drafted and reviewed consultant, project management, and construction contracts.

- Attended Board of Education meetings, and advised Board of Education members regarding public meeting laws (Brown Act, CA Govt. Code §54950 et seq.), California Public Records Act, and political activity/ethics laws.

San Francisco City Attorney's Office – Construction Team
San Francisco, California

Jun. 1999-Jan. 2000

Law Clerk

Researched legal issues, reviewed construction project files and culled documents pertaining to disputed issues, drafted discovery requests, wrote legal memoranda, and edited discovery and summary judgment motions. Interfaced with City departments through fact gathering interviews to ascertain and analyze legal issues, including specific discovery projects with the City Assessor's Office, the San Francisco Unified School District and the San Francisco International Airport expansion.

Nationwide Auction Systems – A subsidiary of Entrade.com
Benicia / City of Industry, California

Aug. 1994-Oct. 2008

Auctioneer

Sell at auction surplus, repossessed, and seized vehicles, equipment, jewelry, personal property, and other miscellaneous items on behalf of various cities, counties, municipalities, public utilities, charitable organizations, and public and private companies in Northern and Southern California.

Interests and Activities

- President: Filipino Bar Association of Northern California, 2006-2007
- Board Member: San Francisco Child Abuse Prevention Center, Ella Hill Hutch Community Center, University of San Francisco School of Law Board of Governors
- Member: Asian American Bar Association of Northern California, Filipino American Bar Association of Northern California, San Francisco Bar Association, California Council of School Attorneys, Active Auctioneers Association, San Francisco Manila Sister City Commission, KAYA – Filipino-Americans for Progress
- Consulted for and conducted charity and benefit auctions on behalf of numerous community service and charitable non-profit organizations throughout the San Francisco Bay Area including the Boys and Girls Club of Napa Valley, Queen of the Valley Hospital Foundation, Books for the Barrios, Napa Valley Education Foundation, University of San Francisco School of Law Public Interest Law Foundation, Charles Houston Bar Association, Asian American Bar Association, Friends of the Children – San Francisco.
- Limited Partner/Proprietor, Mercury Lounge, 1582 Folsom Street, San Francisco, CA

BOARD of SUPERVISORS



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

MEMORANDUM

Date: December 6, 2011
To: Honorable Members, Board of Supervisors
From: *ARC* Angela Calvillo, Clerk of the Board
Subject: APPOINTMENTS BY THE MAYOR

The Mayor has submitted appointments to the following body:

- Susan Belinda Christian, Human Rights Commission, term ending September 2, 2015
- Richard Pio Roda, Human Rights Commission, term ending May 15, 2015

Under the Board's Rules of Order Section 2.24, a Supervisor can request a hearing on an appointment by notifying the Clerk in writing.

Upon receipt of such notice, the Clerk shall refer the appointment to the Rules Committee so that the Board may consider the appointment and act within thirty days of the appointment as provided in Section 3.100(18) of the Charter.

Please notify me in writing by **12:00 p.m., Thursday, December 8, 2011**, if you wish any hearing on an appointment to be scheduled.

Attachments

8

OFFICE OF THE MAYOR
SAN FRANCISCO



Ang Rules Clerk
C.V. COB, Leg Dep
EDWIN M. LEE
MAYOR

Notice of Appointment

December 5, 2011

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

Honorable Board of Supervisors:

Pursuant to the Charter Section 3.100 (18), I hereby make the following appointments:

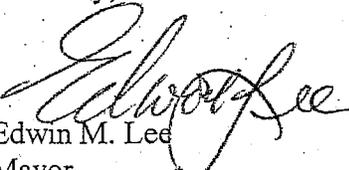
Susan Belinda Christian to the Human Rights Commission, assuming the seat formerly held by Thomas Pier, for a four year term ending September 2, 2015.

Richard Pio Roda to the Human Rights Commission, assuming the seat formerly held by Victoria Ruiz, for a four year term ending May 15, 2015.

I am confident that Ms. Christian and Mr. Pio Roda will serve our community well. Attached are their qualifications to serve, which demonstrate how the appointments represents the communities of interest, neighborhoods and diverse populations of the City and County of San Francisco.

I encourage your support and am pleased to advise you of this appointment.

Sincerely,


Edwin M. Lee
Mayor

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO

2011 DEC -5 PM 4:23

SUSAN BELINDA CHRISTIAN

3672 24th Street
San Francisco, California 94110
415.637.4622

EDUCATION

- Yale Law School** *J.D.*, 1991. Notes Topics Editor, *The Yale Law Journal*. Research Assistant to Professor Owen M. Fiss and visiting professor Catherine A. MacKinnon.
- Yale University** *B.A.* History, 1984. Concentration in 18th and 19th Century American, African American and Women's History.

EMPLOYMENT AND EXPERIENCE

San Francisco District Attorney, San Francisco. 2005 – Present. Assistant District Attorney, Office of District Attorney Kamala D. Harris, Preliminary Hearings Division / Writs & Appeals Division. Prosecute criminal cases and post-conviction matters in San Francisco Superior Court and California Court of Appeal. Special Projects: Analyzed and drafted proposed legislation, including AB 1160, the Gwen Araujo Justice for Victims Act, amending section 1127h of the California Penal Code; Organized the District Attorney's 2006 National Conference on Hate Crimes, which was co-sponsored by the National District Attorneys Association and the California District Attorneys Association and supported by numerous law enforcement and civil rights organizations. Currently serve as one of the District Attorney's Neighborhood Liaisons for the SoMa area of San Francisco.

United States Court of Appeals for the Ninth Circuit, San Francisco. 1998 – 2004.
Staff Attorney, Motions Unit and Criminal Research Division: Analyzed federal criminal and civil filings and appeals, district court transcripts and records. Researched legal issues, wrote bench memoranda, presented oral analysis and recommendations to panels of judges, observe oral argument.

Supervising Attorney, Criminal Research Division, February 2002 – September 2003: Coordinated and supervised training and work of Criminal Division attorneys. Created and implemented plan eliminating persistent backlog of over 500 appeals.

New College School of Law, San Francisco. 1999.
Adjunct Professor of Law. Compiled and taught first-year course in criminal law.

Legal Consulting and Academic Writing, San Francisco. 1996 – 1997.

Howard Rice Nemerovsky Canady Falk and Rabkin, San Francisco. 1993 – 1995.
Litigation Associate. Drafted and filed pleadings in Business, Employment and Trademark litigation.

The Hon. Mariana R. Pfaelzer, United States District Court, Central District of California, Los Angeles.
January 1993 – July 1993. Elbow Law Clerk. Analyzed pleadings and wrote bench memoranda for weekly law and motions calendar. Observed trial proceedings and oral argument. (On leave from Munger, Tolles & Olson.)

Munger, Tolles & Olson, Los Angeles. 1991 – 1993.
Litigation and Corporate Associate. Drafted pleadings in white-collar criminal / qui tam matters. Interviewed clients, drafted interrogatories, reviewed documents. Filed corporate compliance documents.

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The Honorable George Gascon, District Attorney for the City and County of San Francisco
The Honorable Mariana R. Pfaelzer, United States District Court, Central District of California
Molly Dwyer, Esq., Clerk of the Court, United States Court of Appeals for the Ninth Circuit
Ambassador Vilma S. Martinez, United States Mission, Buenos Aires, Argentina
(Formerly of the law firm Munger, Tolles & Olson)

NINTH CIRCUIT REFERENCES

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The Hon. Stephen S. Trott, United States Court of Appeals for the Ninth Circuit
The Hon. Pamela Ann Rymer, United States Court of Appeals for the Ninth Circuit
The Hon. Michael Daly Hawkins, United States Court of Appeals for the Ninth Circuit
The Hon. A. Wallace Tashima, United States Court of Appeals for the Ninth Circuit
The Hon. Sidney R. Thomas, United States Court of Appeals for the Ninth Circuit
The Hon. Barry G. Silverman, United States Court of Appeals for the Ninth Circuit

ACADEMIC REFERENCES

The Hon. Guido Calabresi, United States Court of Appeals for the Second Circuit,
Former Dean of the Yale Law School

Richard D. Pio Roda, Esq.
86 Blair Terrace
San Francisco, California 94107
415.533.4321 / Email: richpioroda@gmail.com

Education

Admitted to California Bar: December 3, 2001

University of San Francisco School of Law

San Francisco, California

Juris Doctor, May 2001

University of San Francisco McLaren School of Business

San Francisco, California

Bachelor of Science Business Administration, Dec. 1997

Emphasis in Accounting, Minor in Economics

Graduated Cum Laude (Undergraduate GPA: 3.6)

Experience

Meyers Nave Riback Silver & Wilson

San Francisco, California

Senior Associate Attorney

Sept. 2004–Present

- Public Law, Public Contracting & Construction, Education Law, Real Estate, Land Use, Redevelopment, Ethics, Conflicts of Interest
- Assistant City Attorney, City of San Leandro
- Assistant City Attorney, City of Milpitas from 2004 to 2007
- Planning Commission Counsel for Cities of San Leandro, Milpitas, Oakley
- Special Counsel, San Francisco Unified School District

San Francisco Unified School District

San Francisco, California

Deputy General Counsel

July 2002–Sept. 2004

- Performed legal research and wrote legal memoranda.
- Assisted in case management, defended depositions, filed legal pleadings, propounded and answered discovery requests, performed legal research and critical analysis of claims, negotiated settlements and made appearances in court on behalf of the District.
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- Advised Operations Department and Chief Operating Officer: Responsibilities included assisting in reviewing and advising on District construction projects through all phases, including CEQA compliance; environmental impact reports (EIRs); historic preservation statutes and documents; ADA compliance; public contract/bidding requirements; drafted and reviewed consultant, project management, and construction contracts.

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San Francisco City Attorney's Office – Construction Team
San Francisco, California

Jun. 1999-Jan. 2000

Law Clerk

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Nationwide Auction Systems – A subsidiary of Entrade.com
Benicia / City of Industry, California

Aug. 1994-Oct. 2008

Auctioneer

Sell at auction surplus, repossessed, and seized vehicles, equipment, jewelry, personal property, and other miscellaneous items on behalf of various cities, counties, municipalities, public utilities, charitable organizations, and public and private companies in Northern and Southern California.

Interests and Activities

- President: Filipino Bar Association of Northern California, 2006-2007
- Board Member: San Francisco Child Abuse Prevention Center, Ella Hill Hutch Community Center, University of San Francisco School of Law Board of Governors
- Member: Asian American Bar Association of Northern California, Filipino American Bar Association of Northern California, San Francisco Bar Association, California Council of School Attorneys, Active Auctioneers Association, San Francisco Manila Sister City Commission, KAYA – Filipino-Americans for Progress
- Consulted for and conducted charity and benefit auctions on behalf of numerous community service and charitable non-profit organizations throughout the San Francisco Bay Area including the Boys and Girls Club of Napa Valley, Queen of the Valley Hospital Foundation, Books for the Barrios, Napa Valley Education Foundation, University of San Francisco School of Law Public Interest Law Foundation, Charles Houston Bar Association, Asian American Bar Association, Friends of the Children – San Francisco.
- Limited Partner/Proprietor, Mercury Lounge, 1582 Folsom Street, San Francisco, CA

Rules Clerk

OFFICE OF THE MAYOR
SAN FRANCISCO



EDWIN M. LEE
MAYOR

December 8, 2011

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

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2011 DEC - 8 PM 4:03
ABC

Dear Ms. Calvillo,

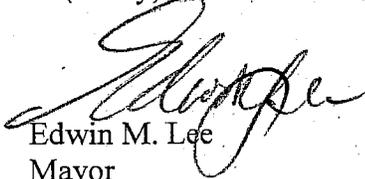
Pursuant to the Charter of the City and County of San Francisco, I hereby make the following appointment:

Jean S. Fraser to the Health Service Board, assuming the seat formerly held by Scott Helffond, for a term ending May 15, 2013.

Please see the attached bio which demonstrates how Ms. Fraser's appointment represents the communities of interest, neighborhoods and diverse populations of the City and County of San Francisco.

Should you have any questions related to this appointment, please contact my Director of Appointments, Nicole Wheaton at (415) 554-7940.

Sincerely,


Edwin M. Lee
Mayor

JEAN S. FRASER
Chief, San Mateo County Health System

Jean S. Fraser is the Chief of the San Mateo County Health System. The System encompasses all health-related functions for the County, including the county hospital (San Mateo Medical Center), eleven clinics, Behavioral Health and Recovery Services, Environmental Health, and all traditional public health functions, as well as Aging & Adult Services. Ms. Fraser has been the Chief since January 2009.

Prior to joining San Mateo County, Ms. Fraser was the Chief Executive Officer of San Francisco Health Plan (SFHP), a county-created health plan providing affordable health coverage to 53,000 low and moderate income families.

Prior to joining SFHP, Ms. Fraser was with the San Francisco City Attorney's Office, where she was the managing attorney of the team advising the San Francisco Departments of Public Health and Human Services.

Ms. Fraser holds a law degree from Yale Law School, and a bachelor's degree from Yale University.

BOARD of SUPERVISORS



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

MEMORANDUM

Date: December 9, 2011
To: Honorable Members, Board of Supervisors
From: Angela Calvillo, Clerk of the Board *Madeleine Lucavoli*
Subject: APPOINTMENT BY THE MAYOR

The Mayor has submitted an appointment to the following body:

- Jean S. Fraser, Health Service Board, term ending May 15, 2013

Under the Board's Rules of Order Section 2.24, a Supervisor can request a hearing on an appointment by notifying the Clerk in writing.

Upon receipt of such notice, the Clerk shall refer the appointment to the Rules Committee so that the Board may consider the appointment and act within thirty days of the appointment as provided in Section 3.100(18) of the Charter.

Please notify me in writing by 12:00 p.m. today, Thursday, December 9, 2011, if you wish a hearing on this appointment to be scheduled.

Attachments

OFFICE OF THE MAYOR
SAN FRANCISCO



Orig Rules
CICOB, Leg Dep
EDWIN M. LEE
MAYOR

Notice of Appointment

December 8, 2011

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

Honorable Board of Supervisors:

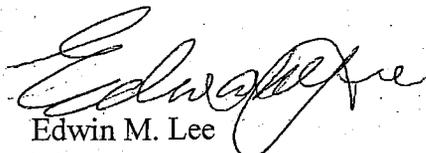
Pursuant to the Section 3.100 (18) of the Charter of the City and County of San Francisco, I hereby make the following appointment:

Jean S. Fraser to the Health Service Board, assuming the seat formerly held by Scott Heldfond, for a term ending May 15, 2013.

I am confident that Ms. Fraser will serve our community well. Attached are her qualifications to serve, which demonstrate how this appointment represents the communities of interest, neighborhoods and diverse populations of the City and County of San Francisco.

Should you have any questions related to this appointment, please contact my Director of Appointments, Nicole Wheaton at (415) 554-7940.

Sincerely,


Edwin M. Lee
Mayor

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2011 DEC - 8 PM 4:33
PN

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

To: BOS Constituent Mail Distribution, Joy Lamug/BOS/SFGOV,
Cc:
Bcc:
Subject: Fiel 111125 3901 Mission

From: timbmayer@gmail.com
To: "Board.of.Supervisors@sfgov.org" <Board.of.Supervisors@sfgov.org>
Date: 12/09/2011 01:27 PM
Subject: Improving coverage: 3901 Mission Street

December 9, 2011
Clerk of the Board Angela Calvillo
City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102-4689

Dear Angela Calvillo,

I am writing in support of the proposed cell site at 3901 Mission Street. Minimal risk and impact, positive benefit for everybody.

Sincerely,

Tim Mayer
1477 SANCHEZ ST
SAN FRANCISCO, CA 94131-2051

11

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

To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: FY 2010 Charity Care Report

From: Mark Morewitz/DPH/SFGOV
To: Angela Calvillo/BOS/SFGOV@SFGOV
Cc: madeleine.licavoli@sfgov.org
Date: 12/06/2011 03:49 PM
Subject: FY 2010 Charity Care Report

Hello Ms. Calvillo,

Please see the attached introductory letter, report and graphs from Health Commission President Steven Tierney. Let me know if you have any questions.

Thank you.

Mark Morewitz, MSW
Health Commission Executive Secretary
101 Grove Street, Room 309
San Francisco, Ca 94102
Office(415) 554-2666
Fax (415) 554-2665



Charity Care Report FY10 - Final 10-28.docx



Charity Care Report FY 10 Chart Pack - Final 10-28.pptx



SKMBT_50011120614490.pdf

File 111259

BOS-11, cpage COB



File No. 111259 - Supplemental Statement of Votes for November 8 2011

Rick Caldeira to: BOS-Supervisors

12/06/2011 10:45 AM

Cc: BOS-Legislative Aides, Angela Calvillo

Please find attached additional information for Item #43 on today's agenda.

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

Rick Caldeira, MMC

Legislative Deputy Director

Board of Supervisors

1 Dr. Carlton B. Goodlett Place, City Hall, Room 244

San Francisco, CA 94102

Phone: (415) 554-7711 | Fax: (415) 554-5163

rick.caldeira@sfgov.org | www.sfbos.org

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

<http://www.sfbos.org/index.aspx?page=104>

----- Forwarded by Rick Caldeira/BOS/SFGOV on 12/06/2011 10:46 AM -----

From: Jocelyn Yuen/ELECTIONS/SFGOV
To: Rick Caldeira/BOS/SFGOV@SFGOV
Cc: ELECTIONS-Campaign Service/ELECTIONS/SFGOV
Date: 12/06/2011 10:30 AM
Subject: Supplemental Statement of Votes for November 8 2011

Dear Rick,

Please find attached an electronic version of the Supplemental Statement of Vote and a copy of the Department memo that you received this morning.



November 8 2011 Supplemental SOV.pdf

Regards,

Jocelyn Yuen

Department of Elections- Campaign Services Division

City and County of San Francisco

1 Dr. Carlton B. Goodlett Place, Rm 48

San Francisco, CA 94102

(v) 415.554.4375

(f) 415.554.7344

jocelyn.yuen@sfgov.org

www.sfelections.org

13



CIVIL SERVICE COMMISSION
CITY AND COUNTY OF SAN FRANCISCO

EDWIN M. LEE
MAYOR

BOS-11, COB
Leg Dep,
Epage

MEMORANDUM
CSC No. 2011 - 03

E. DENNIS NORMANDY
PRESIDENT

KATE FAVETTI
VICE PRESIDENT

MARY Y. JUNG
COMMISSIONER

ANITA SANCHEZ
EXECUTIVE OFFICER

Date: December 7, 2011

To: Department Heads
Departmental Personnel Officers
Employee Organization Representatives

From: Anita Sanchez
Executive Officer

Subject: Notice of Posting: Proposed Amendments to Civil Service
Commission Rules Series 018 - Conflict of Interest affecting All
Employees

The Civil Service Commission acted on December 5, 2011, to post for meet and confer proposed amendments to Civil Service Commission Rules Series 018 - Conflict of Interest.

The proposed amendments update and clarify the reporting requirements on additional employment and the requirement to obtain approval prior to accepting work outside City and County of San Francisco employment.

Important components of the amendments include:

1. Allowing department heads in addition to the Human Resources Director to approve requests for additional employment;
2. Deleting economic provision requirements for denying additional employment requests;
3. Broadening the definition of outside employment to include business owners, consultants and independent contractors;
4. Requires requests for approval every 12 months instead of 6 months.

Attached is a copy of the proposed Rules amendments to Civil Service Commission Rules Series 018 - Conflict of Interest affecting all employees.

Requests to meet and confer by recognized employee organizations or requests to consult by other parties on these proposed Rules changes must be submitted in writing to:

Anita Sanchez, Executive Officer
Civil Service Commission
25 Van Ness Avenue, Suite 720
San Francisco, CA 94102

14

Requests may be sent by fax to (415) 252-3260 by *Thursday, December 22, 2011*. Should any recognized employee organization or other party fail to request meet and confer or consultation on the proposed amendment by *5 p.m. Thursday, December 22, 2011*, such failure shall be deemed an unequivocal waiver of the right to meet and confer or consultation.

Respectfully submitted,

CIVIL SERVICE COMMISSION



ANITA SANCHEZ
Executive Officer

Attachment

c: E. Dennis Normandy, President, CSC
Kate Favetti, Vice President, CSC
Mary Y. Jung, Commissioner
Micki Callahan, Human Resources Director, DHR
Joanne Hayes-White, Fire Chief, SFFD
Edward D. Reiskin, Director of Transportation, MTA
Greg Suhr, Chief of Police, SFPD

Deletions in strikethrough – Additions in underline

**Rule 1018
Conflict of Interest**

Applicability: Rule 118 shall apply to employees in all classes; ~~except the Uniformed Ranks of the Police and Fire Departments and MTA Service Critical classes.~~

Sec. 1018.1 Charter Restriction

Sec. 1018.2 Additional Employment

Sec. 1018.3 Activities as Independent Contractor

Sec. 1018.4 Human Resources Director/Designee to Act on Requests

Sec. 1018.5 Activities Other Than Employment Where Income, Profit, or Other Gain is or May be Accrued

Sec. 1018.6 Penalties

Deletions in strikethrough – Additions in underline**Rule ~~118~~
Conflict of Interest**

Applicability: Rule 118 shall apply to employees in all classes; ~~except the Uniformed Ranks of the Police and Fire Departments and MTA Service Critical classes.~~

Sec. 1018.1 Charter Restriction

1018.1.1 No officer or employee of the City and County may engage in any employment, activity, or enterprise that the department, board, commission, or agency of which he or she is a member or employee has identified as incompatible in a statement of incompatible activities adopted under Section 3.218a of the Campaign and Government Conduct Code. No officer or employee may be subject to discipline or penalties under this Section unless he or she has been provided an opportunity to demonstrate that his or her activity is not in fact inconsistent, incompatible or in conflict with the duties of the officer or employee. (Campaign and Government Conduct Code Section 3.218a)

1018.1.2 The Ethics Commission is charged with administering and enforcing the governmental and ethics laws of the City and County of San Francisco. (Charter Section 15.100 - 15.102)

Sec. 1018.2 Additional Employment**1018.2.1 Requirement of Approval**

Except with the approval of the Human Resources Director/Designee as herein provided, no person holding an appointment with the City and County of San Francisco, shall engage in any employment, position or service (including business owners, consultants and independent contractors), ~~(hereinafter for purposes of this section referred to collectively as "employment")~~ in or out of the service of the City in which the employee is required to perform any duties related to or in furtherance of that employment, position or service for another employer or appointing officer, and for which the employee is to receive compensation in any form, including salary, wage, fee, commission, or emolument.

1018.2.2 Procedures for Approval

Approval of the Human Resources Director/Designee, in accordance with the provisions of this Rule, shall be requested on a form provided by the Department of Human Resources. Such form shall include the following:

Deletions in strikethrough – Additions in underline

- 1) Approval of the appointing officer;

1018.2.2 Procedures for Approval (cont.)

- 2) A statement reporting the nature of the other employment;
- 3) The usual place of such other employment and the work schedule and number of hours of service required of the employee per day and per week;
- 4) The signature of the official or person for whom or under whom the employment is to be performed, and a statement by such person that it is understood that the employee is regularly employed in the City service on a full-time basis; and
- 5) A statement that approval, if granted, shall not be for more than ~~six~~twelve (~~6~~12) months, and if extension is desired, a new request form must be submitted.

1018.2.3 Conditions for Denial

Requests to engage in additional employment under the provisions of this Rule will not be approved by the Human Resources Director/Designee unless there is compliance with the following condition:

- 1) That the employment will not impair the efficiency or interfere in any way with the full and proper performance of the employee's regular civil service employment;
- 2) ~~That the employment will not be in a field where substantial unemployment exists;~~
- 3) ~~That reason exists such as economic need or other special reason for the employee to engage in such employment;~~
- 4) That the performance of such employment is in no way inconsistent, incompatible or in conflict with assigned civil service duties or responsibilities of the employee's department or appointing officer;
- 5) That the performance of such employment will not be contrary to the interests of the City service generally and will not lead to situations which would reflect discredit on the City service;
- 6) That such employment will not ~~require more than twenty (20) hours per week, nor more than three (3) hours in any day, or involve any duty whatsoever of the employee during the employee's regular City work~~

Deletions in strikethrough – Additions in underline

~~schedule; and~~ An exception to the limitation of three (3) hours of employment

1018.2.3 Conditions for Denial (cont.)**6) cont.**

~~on any day may be made by the Human Resources Director when the additional employment is for the purpose of accepting relief assignments in any emergency service of the City government or when the Human Resources Director deems that other compelling reasons exist for the approval of an exception to the three hour limitation; and~~

75) That the employment will not be in a hazardous occupation that would involve a substantial risk of injury to the employee. The Human Resources Director/Designee will determine whether such employment is unduly hazardous and will be guided in making a determination by the Manual of Rules, Classifications and Basic Rates for Workers' Compensation Insurance as published by the California Inspection Rating Bureau.

Sec. 1018.3 Activities as Independent Contractor Performing Services for the City**1018.3.1 Definition of Independent Contractor**

1) An independent contractor is as defined by the Internal Revenue Service, and one who is performing services for another, and the person for whom the services are performed, have the right to control or direct only the result of the work and not the means and methods of accomplishing the results.

2) For purposes of this Rule, the determination of an individual's status as an independent contractor is based upon a review of the person's income from the secondary activity, i.e., if deductions are made for income tax, Workers' Compensation, Social Security and Medicare, or Unemployment Insurance, then the person is not considered to be an independent contractor.

1018.3.2 Requirement of Approval Prior to Accepting Work with the City as an Independent Contractor

Officers or employees who offer their services to the City as independent contractors are also required to obtain the approval of the Human Resources Director/Designee prior to accepting work with the City.

Deletions in strikethrough – Additions in underline**Sec. 4018.4 Human Resources Director/Designee to Act on Requests**

The Human Resources Director/Designee is authorized to consider and act on requests for approval of employment or work as an independent contractor with the City in addition to City and County of San Francisco employment.

Sec. 4018.4 Human Resources Director/Designee to Act on Requests

(cont.)

in accordance with the provisions and requirements of this Rule and subject to the appeal provisions as provided elsewhere in these Rules.

Sec. 4018.5 Activities Other Than Employment Where Income, Profit, or Other Gain is or May be Accrued

4018.5.1 No officer or employee shall participate in any activity or enterprise where income, profit or other gain is or may be accrued, which could reflect on the honor or efficiency of the City service, or be contrary to the best interests of the City service in any respect.

4018.5.2 Appointing officers shall report to the Commission those activities or enterprises which, in accordance with the provisions of this section, should be prohibited to specific classifications or positions or departmental units under their jurisdiction.

4018.5.3 The Commission shall calendar such report of the appointing officer for hearing and shall give notice of such hearing to parties of interest. If the report, or any part of the report, of the appointing officer is approved by the Commission, the appointing officer shall make such information concerning the approval by the Commission known to each employee affected, and the engagement in any such activity or enterprise shall thereafter be prohibited.

4018.5.4 No officer or employee shall be involved through secondary parties in the engagement of any activity or enterprise which the employee is prohibited from engaging in directly, nor in that connection shall the employee lend, convey, or authorize the use of any information or resources under the employee's control.

Sec. 4018.6 Penalties

4018.6.1 Violation of this Rule shall be deemed insubordination, subject to disciplinary action as provided in Charter Sections A8.341 and A8.342.

Deletions in strikethrough – Additions in underline

1018.6.2 Failure to report or engaging in activities identified as incompatible in the department's adopted statement of incompatible activities may subject an officer or employee to discipline, including removal from office, as well as to monetary fines and penalties.

To: BOS Constituent Mail Distribution, Gail Johnson/BOS/SFGOV,
Cc:
Bcc:
Subject: regarding file #111104 DOG WALKING LEGISLATION

From: V Gilbert <victorgilbert@mac.com>
To: board.of.supervisors@sfgov.org
Cc: V Gilbert <victorgilbert@mac.com>
Date: 12/06/2011 02:03 PM
Subject: regarding file #111104 DOG WALKING LEGISLATION

Dog walker Legislation from SUPERVISOR SCOTT WEINER



12/2/11 - The services provided by dog walkers are essential for many San Franciscans who have dogs. In this month's issue of the Bay Woof, I've written an article about my legislation that would create a permit system to help regulate dog walkers that use public parks or spaces. Most dog walkers are highly professional and set a good example and this legislation will help rein in the few that give them **a bad name.**

Read my article about the dog walker legislation in the Bay Woof **scott's very polite intern jillian said to me on the phone that ' the dog park is here to stay'; maybe you should make some arrangements to 'deal with' it!**

I HAVE LIVED IN DIAMOND HEIGHTS BLVD FOR 17 YEARS AND WHEN I PURCHASED HERE THE PARK WAS FOR BASEBALL ONLY.

SEE MAP BELOW.

I AM LOCATED IN THE BUILDING RIGHT ACROSS FROM THE TREES ON DIAMOND HEIGHTS BLVD WHERE THE PARK COMES TO A POINT.

I LIVE 70 FEET UP FROM THE FLOOR OF THE DOUGLASS DOG PARK.

**ENDLESS DOGS AND DOG WALKERS PRODUCE
BARKING FROM 6 A.M. TO 10 P.M., 7 DAYS A WEEK, 365
DAYS A YEAR.**

**I LOVE DOGS AND I HAVE TRIED TO COPE FOR YEARS.
MY HEALTH HAS FAILED.**

**I HAVE A HUGE MORTGAGE, HOA DUES AND HAVE NO
PEACE, FROM BARKING, E V E R.**

**WHERE THE PARK COMES TO A POINT IT HAS CREATED A
LOUD SPEAKER RIGHT INTO MY HOME.**

**THE NOISE BOUNCES OFF THE LOWER RESIDENTS AND IT
ECHOS CONTINUOUSLY.**

**THE BARKING CANNOT BE CONTROLLED AND THERE IS NO
WAY THAT EVERY DOG OWNER AND DOG WALKER WILL
COMPLY.**

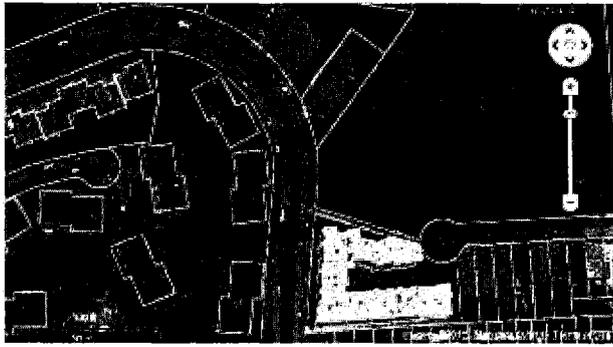
**THE LEGISLATION TO MAKE IT OFF LEASE WAS NEVER
COMMUNICATED TO SURROUNDING RESIDENTS AS THE
PLANNING DEPT SIGNED OFF THAT IT WAS EXEMPT FROM
A EIR, ENVIRONMENTAL IMPACT REPORT.**

**PLEASE ALLOW ME TO PERSONALLY MEET WITH THE
SUPERVISORS FOR A VISIT TO MY HOME;**

**I OVERLOOKS THE PARK RIGHT ALONG DIAMOND HGTS
BLVD. AND I CAN NEVER ESCAPE THE BARKING.**

**SINCE I AM SENDING THIS 'LAST MINUTE' I WILL SEND
MORE DEFINITIVE PHOTOS SHOWING THE FRONT OF THE
SURROUNDING BUILDINGS FAR UP FROM THE STREET
AND AND THE BASE OF THE PARK**

**SINCERELY,
VICTOR GILBERT
415-648-2204**



dog park to 5150 aerial

To: BOS Constituent Mail Distribution, Alisa Miller/BOS/SFGOV,
Cc:
Bcc:
Subject: File 111104: DOG WALKERS

From: V Gilbert <victorgilbert@mac.com>
To: board.of.supervisors@sfgov.org, Malia.Cohen@sfgov.org, Eric.L.Mar@sfgov.org,
Scott.Wiener@sfgov.org
Cc: V Gilbert <victorgilbert@mac.com>
Date: 12/12/2011 02:59 PM
Subject: DOG WALKERS

MS COHEN
MR MARR
MR WEINER

DEAR SUPERVISORS,

**SO FAR YOU HAVE NOT ADDRESSED THE ISSUES OF DOG BEHAVIOUR
RELATED TO DOG BARKING.**

**IT FALLS UNDER THE AREA OF DOG BEHAVIOUR AND CONTROLLING DOG
PROPERLY.**

IT MUST BE ADDRESS NOW WITH THIS SCOTT WIENER LEGISLATION.

I AM RETIRED AND HOME DURING THE DAY.

**I LIVE 50 FEET ACROSS FROM UPPER DOUGLASS DOG PARK ON DIAMOND
HEIGHTS BLVD.**

WHICH HAS NOW BEEN A OFF LEASE PARK.

**MY HOME AND LIFE HAVE BE DESTROYED BECAUSE I HAVE NO PEACE EVER
WHAT ABOUT THE WELFARE AND WELL BEING OF ME AND MY HEALTH AND
PEACE?**

SUPERVISORS HAVE NOT

CONSIDERED THE IMPACT TO SURROUNDING HOMEOWNERS
AS I AM OVERWHELMED NOW WITH INCESSANT DOG BARKING FROM 6 am to 10
pm.

DOGWALKER NOT CONTROLLING THE DOGS FROM BARKING IN RESIDENTIAL
NEIGHBORHOOD PARKS

SINCERELY

VICTOR GILBERT

NOW WATCHING ON CHANNEL 26

415-648-2204

Malia Cohen
District 10
(415) 554-7670 - Voice
(415) 554-7674 - Fax

Malia.Cohen@sfgov.org

Scott Wiener
District 8
(415) 554-6968 - Voice
(415) 554-6909 - Fax
Scott.Wiener@sfgov.org

Eric Mar
District 1
(415) 554-7410 - Voice
(415) 554-7415 - Fax
Eric.L.Mar@sfgov.org

To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: CPUC usurps local authority

From: "nbeety@netzero.net" <nbeety@netzero.net>
To: Board.of.Supervisors@sfgov.org
Cc: nbeety@netzero.net
Date: 12/05/2011 12:54 PM
Subject: CPUC usurps local authority

December 5, 2011

To the San Francisco Board of Supervisors:

On November 22, CPUC Michael Peevey issued a proposed decision in the P&GE Smart Meter opt-out proceeding.

In this decision, the California Public Utilities Commission asserts and assumes authority and power it does not have. This proposed ruling implies that the CPUC has sole authority, which it does not.

If this proposed decision passes, if it is not challenged, a dangerous legal precedent has been set to strip cities, counties and local agencies of their legal authority. Comment from parties in the proceeding is due by December 12. I urge you to comment, regardless of whether or not you are a party:

Municipal corporations have "vested. . . powers of control to supervise and regulate the relationship between a public utility and the general public in matters affecting the health, convenience, and safety of the general public" (P.U.C. 2901-2906), and agencies, including local agencies, may adopt a "deadline, standard, rule, or regulation. . .for the purposes of protecting public health or the environment" (P.U.C. 761.3d). There are additional city powers enumerated in the California Constitution, Article 12, Section 8. In addition, there are the personal "inalienable rights" in Article 1, Section 1.

Neither "state energy objectives" (p 20, 40) nor California energy policy (p. 19) negate or supersede Constitutional or Public Utilities Code legal protections and authority.

An important sidebar is that Fairfax, Marin County and the other 11 cities and counties adopting ordinances were not adopting "opt-outs". They were exercising and asserting their legal authority to stop the deployment of Smart Meters and infrastructure within their communities.

Cities and counties must make their voices heard now to their state legislators, the Governor,

16

and the Public Utilities Commission regarding this abuse and overextension of PUC power.
Please agendize this issue, this week if possible.

Sincerely,

Nina Beety
Monterey, CA
831-655-9902
nbeety@netzero.net

Attached;

Los Angeles Daily Journal: "Municipalities on losing end of Smart Meter decision", Nov. 30, 2011 (I have requested permission to send this article)

CPUC: Proposed Decision Modifying Pacific Gas and Electric Company's Smartmeter Program to Include an Opt-Out Option, issued 11-22-11

 Marin County Board of Supervisors Smart Meter ordinance Marin Ordinance 3552.pdf

 LA Daily Journal 11-30-11.pdf  CPUC -- opt-out ruling 11-22-11.pdf



BOS-11 (Scan) ^{VIA}
c page

Edwin M. Lee, Mayor
Philip A. Ginsburg, General Manager

November 22nd, 2011

Ms. Angela Calvillo
Clerk of the Board
City Hall, Room 244
1 Dr. Carlton B. Goodlett Place
San Francisco, California 94102-4689

Dear Ms. Calvillo:

Please find attached the Recreation and Park Department's (RPD) report for the 1st quarter of FY11-12 in response to the requirements of Resolution 157-99 Lead Poisoning Prevention. To date, RPD has completed assessment and abatement at **178** sites since program inception in 1999.

We are currently completing abatement at two sites, and surveys are pending at four sites.

I hope that you and interested members of the public find that the Department's performance demonstrates our commitment to the health and well being of the children we serve. Please look for our next report in January 2012.

Thank you for your support of this important program. Please do not hesitate to contact me with any questions, comments or suggestions you have.

Sincerely,

Philip A. Ginsburg
General Manager

Attachments: 1. FY11-12 Implementation Plan, 1st Quarter Status Report
2. FY11-12 Site List
3. Status Report for All Sites

Copy: J. Walseth, DPH, Children's Environmental Health Promotion

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2011 DEC -7 PM 3:15
AK

1st Quarter Status Report

Plan Item

Status

I. Hazard Identification and Control

a) Site Prioritization

The site prioritization list is revised after each cycle which usually coincides with the fiscal year budget cycle. Prioritization is established from verified hazard reports (e.g. periodic inspections), documented program use (departmental and day care), estimated participant age, and presence of playgrounds or schoolyards.

The site prioritization list for FY11-12 is currently being finalized.

b) Survey

Surveys are complete at eight FY10-11 sites, and are pending at four remaining sites.

c) Abatement

Abatement is complete at two FY10-11 sites, and is pending at one site. No abatement was required at the other six sites. There is also one FY09-10 site with abatement pending.

d) Site Posting and Notification

Each site has been or will be posted for abatement in advance so that staff and the public may be advised of the work to be performed.

II. Facilities Operations and Maintenance

a) Periodic Inspection

Annual periodic facility inspections are completed by staff. For FY10-11, the completion rate was 63%. Classes on how to complete these inspections continue to be offered throughout the year. We hope to continue skill development of facility inspectors through this class and expect this will improve the completion quality and rate.

b) Housekeeping

Housekeeping as it relates to lead is addressed in the training course for periodic inspections. In addition, administrative and custodial employees are reminded of this hazard and the steps to control it through our Safety Awareness Meeting program (discussed in Staff Training below).

c) Staff Training

Under the Department's Injury and Illness Prevention Program, basic lead awareness training is required every two years for all staff.

Lead training among Structural Maintenance staff, which would allow them to perform lead-related work, was completed in 2010 for a select group of maintenance staff so that some lead work can be conducted in house.

Maintenance staff are developing a written Operations and Maintenance program, and once this program has been reviewed and approved, maintenance staff will be authorized to perform this type of work.

Attachment 2. FY 10-11 Site List

FY10-11 Site List

Facility Name	Location	Completed	Notes	Retest
Pioneer Park/Coit Tower	Telegraph Hill		FY09-10 site; abatement pending	
Exploratorium (and Theater)	3602 Lyon Street		Abatement pending	
Laurel Hill Playground	Euclid & Collins	FY10-11	Abatement completed.	
Selby/Palou Mini Park	Selby & Palou	FY10-11	No abatement required	
Prentiss Mini Park	Prentiss/Eugenia	FY10-11	No abatement required	
Lessing/Sears Mini Park	Lessing/Sears	FY10-11	No abatement required	
Muriel Leff Mini Park	7th Avenue/Anza	FY10-11	No abatement required	
10th Avenue/Clement Mini Park	Richmond Library	FY10-11	No abatement required	
Turk/Hyde Mini Park	Turk & Hyde	FY10-11	No abatement required	
Candlestick Park	Jamestown Avenue		Completion under review	
Pine Lake Park			Retest; survey pending	FY07-08
24th/York Mini Park			Retest; survey pending	FY04-05
Eureka Valley Rec Center			Retest; survey pending	FY99-00
Big Rec, GGP			Retest; survey pending	FY07-08

Attachment 3. Status Report for All Sites

Status Report for RPD Sites

Sites are listed in order in which they were prioritized for survey. Prioritization is done using an algorithm which takes into account attributes of a site that would likely mean the presence of children from 0-12 years old (e.g. programming serving children, or the presence of a playground).

Priority	Facility Name	Location	Completed	Notes	Retest	Entered in FLOW Program
1	Upper Noe Recreation Center	Day/Sanchez	99-00			
2	Jackson Playground	17th/Carolina	99-00	Abatement completed in FY05-06.	04-05	
3	Mission Rec Center	745 Treat Street	99-00, 02-03	Includes both the Harrison and Treat St. sides.	06-07	X
4	Palega Recreation Center	Felton/Holyoke	99-00			X
5	Eureka Valley Rec Center	Collingwood/18th	99-00			
6	Glen Park	Chenery/Elk	99-00, 00-01	Includes Silver Tree Day Camp		
7	Joe DiMaggio Playground	Lombard/Mason	99-00			
8	Crocker Amazon Playground	Geneva/Moscow	99-00			
9	George Christopher Playground	Diamond Hts/Duncan	99-00			
10	Alice Chalmers Playground	Brunswick/Whittier	99-00			
11	Cayuga Playground	Cayuga/Naglee	99-00			
12	Cabrillo Playground	38th/Cabrillo	99-00			
13	Herz Playground (and Pool)		99-00, 00-01	Includes Coffmann Pool		X
14	Mission Playground	19th & Linda	99-00			
15	Minnie & Lovie Ward Rec Center	Capital Avenue/Montana	99-00			
16	Sunset Playground	28th Avenue/Lawton	99-00			X
17	West Sunset Playground	39th Avenue/Ortega	99-00			
18	Excelsior Playground	Russia/Madrid	99-00			
19	Helen Wills Playground	Broadway/Larkin	99-00			
20	J. P. Murphy Playground	1960 9th Avenue	99-00			X
21	Argonne Playground	18th/Geary	99-00			
22	Duboce Park	Duboce/Scott	99-00, 01-02	Includes Harvey Milk Center		
23	Golden Gate Park	Panhandle	99-00			
24	Junipero Serra Playground	300 Stonecrest Drive	99-00			
25	Merced Heights Playground	Byxbee/Shields	99-00			
26	Miraloma Playground	Omar/Sequoia Ways	99-00			
27	Silver Terrace Playground	Silver Avenue/Bayshore	99-00			
28	Gene Friend Rec. Center	Folsom/Harriet/6th	99-00			
29	South Sunset Playground	40th Avenue/Vicente	99-00			
30	Potrero Hill Recreation Center	22nd/Arkansas	99-00			
31	Rochambeau Playground	24th Avenue/Lake Street	00-01, 09-10	No abatement needed.		
33	Cow Hollow Playground	Baker/Greenwich	00-01; 09-10			
34	West Portal Playground	Ulloa/Lenox Way	00-01	No abatement needed		
35	Moscone Recreation Center	Chestnut/Buchanan	00-01			
36	Midtown Terrace Playground	Clarendon/Olympia	00-01	No abatement needed		
37	Presidio Heights Playground	Clay/Laurel	00-01			
38	Tenderloin Children's Rec. Ctr.	560/570 Ellis Street	00-01			
39	Hamilton Rec Center	Geary/Steiner	00-01	Note that the Rec. Center part of the facility is new (2010)		

Status Report for RPD Sites

Priority	Facility Name	Location	Completed	Notes	Retest	Entered in FLOW Program
41	Margaret S. Hayward Playground	Laguna, Turk	00-01			
43	Saint Mary's Recreation Center	Murray St./JustinDr.	00-01			
44	Fulton Playground	27th Avenue/Fulton	00-01			
45	Bernal Heights Recreation Center	Moultrie/Jarboe	00-01	No abatement needed		
46	Douglass Playground	Upper/26th Douglass	00-01			
47	Garfield Square	25th/Harrison	00-01			
48	Woh Hei Yuen	1213 Powell	00-01			
49	Father Alfred E. Boeddeker Park	Ellis/Taylor/Eddy/Jones	00-01			
50	Gilman Playground	Gilman/Griffiths	00-01			X
51	Grattan Playground	Stanyan/Alma	00-01	No abatement needed		
52	Hayes Valley Playground	Hayes/Buchanan	00-01			
53	Youngblood Coleman Playground	Galvez/Mendell	00-01			X
55	Angelo J. Rossi Playground (and Pool)	Arguello Blvd./Anza	00-01			
56	Carl Larsen Park (and Pool)	19th/Wawona	00-01			
57	Sunnyside Playground	Melrose/Edna	00-01	No abatement needed		
58	Balboa Park (and Pool)	Ocean/San Jose	00-01	Includes Matthew Boxer stadium		X
59	James Rolph Jr. Playground	Potrero Ave./Army Street	00-01, 02-03	This was originally supposed to be Rolph-Nicol (Eucalyptus) Park in 02-03, but the consultant surveyed the wrong site.		X
60	Louis Sutter Playground	University/Wayland	00-01			
61	Richmond Playground	18th Avenue/Lake Street	00-01			
62	Joseph Lee Recreation Center	Oakdale/Mendell	00-01			
63	Chinese Recreation Center	Washington/Mason	00-01			
64	McLaren Park	Visitacion Valley	06-07		05-06	
65	Mission Dolores Park	18th/Dolores	06-07	No abatement needed	05-06	
66	Bernal Heights Park	Bernal Heights Blvd.	01-02	No abatement needed		
67	Cayuga/Lamartine-Mini Park	Cayuga/Lamartine	01-02, 09-10	No abatement needed		
68	Willie Woo Woo Wong PG	Sacramento/Waverly	01-02, 09-10	No abatement needed.		
70	Jospeh L. Alioto Performing Arts Piazza	Grove/Larkin	01-02	No abatement needed		
71	Collis P. Huntington Park	California/Taylor	01-02			
72	South Park	64 South Park Avenue	01-02			
73	Alta Plaza Park	Jackson/Steiner	01-02			
74	Bay View Playground (and Pool)	3rd/Armstrong	01-02	No abatement needed		
75	Chestnut/Kearny Open Space	NW Chestnut/Kearny	01-02	No survey done; structures no longer exist.		
76	Raymond Kimbell Playground	Pierce/Ellis	01-02			
77	Michelangelo Playground	Greenwich/Jones	01-02			
78	Peixotto Playground	Beaver/15th Street	01-02	No abatement needed		

Status Report for RPD Sites

Priority	Facility Name	Location	Completed	Notes	Retest	Entered in FLOW Program
80	States St. Playground	States St./Museum Way	01-02			
81	Adam Rogers Park	Jennings/Oakdale	01-02	No abatement needed		
82	Alamo Square	Hayes/Steiner	01-02			
83	Alioto Mini Park	20th/Capp	01-02	No abatement needed		
84	Beideman/O'Farrell Mini Park	O'Farrell/Beideman	01-02	No abatement needed		
85	Brooks Park	373 Ramsell	01-02	No abatement needed		
86	Buchanan St. Mall	Buchanan betw. Grove & Turk	01-02	No abatement needed		
87	Buena Vista Park	Buena Vista/Haight	01-02			
88	Bush/Broderick Mini Park	Bush/Broderick	01-02			
89	Cottage Row Mini Park	Sutter/E. Fillmore	01-02			
90	Franklin Square	16th/Bryant	01-02			
91	Golden Gate Heights Park	12th Ave./Rockridge Dr.	01-02			
92	Hilltop Park	La Salle/Whitney Yg. Circle	01-02	No abatement needed		
93	Lafayette Park	Washington/Laguna	01-02			
94	Julius Kahn Playground	Jackson/Spruce	01-02			
95	Jose Coronado Playground	21st/Folsom	02-03	As of 10/10/02 as per Capital Program Director, G. Hoy, there are no current plans for renovation		
96	Golden Gate Park (playgrounds)	Fell/Stanyan	05-06			
97	Washington Square	Filbert/Stockton	02-03	No abatement needed. Children's play area and bathrooms to be renovated in 3/04.		
98	McCoppin Square	24th Avenue/Taraval	02-03	As of 10/10/02 as per Gary Hoy, no current plans for renovation		
99	Mountain Lake Park	12th Avenue/Lake Sreet	02-03	As of 10/10/02 as per Gary Hoy, no current plans for renovation		
100	Randolph/Bright Mini Park	Randolph/Bright	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
101	Visitacion Valley Greenway	Campbell Ave./E.Rutland	02-03	No abatement needed. Renovation scheduled 3/04.		
102	Utah/18th Mini Park	Utah/18th Street	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
103	Palou/Phelps Park	Palou at Phelps	02-03	No abatement needed. Renovation occurred Summer 2003. Marvin Yee was project mgr. No lead survey/abatement rpt in RPD files.		
104	Coleridge Mini Park	Coleridge/Esmeralda	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
105	Lincoln Park (includes Golf Course)	34th Avenue/Clement	02-03	Renovation scheduled 9/04		
106	Little Hollywood Park	Lathrop-Tocoloma	02-03	No abatement needed. Renovation scheduled 9/04		

Status Report for RPD Sites

Priority	Facility Name	Location	Completed	Notes	Retest	Entered in FLOW Program
107	McKinley Square	20th/Vermont	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
109	Noe Valley Courts	24th/Douglass	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
110	Parkside Square	26th Avenue/Vicente	02-03	Children's play area and bathrooms to be renovated in 9/03.		
111	Portsmouth Square	Kearny/Washington	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
112	Potrero del Sol	Potrero/Army	02-03	No abatement needed, renovation scheduled 9/04		
113	Potrero Hill Mini Park	Connecticut/22nd Street	02-03	Renovation scheduled 9/04		
114	Precita Park	Precita/Folsom	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
115	Sgt. John Macaulay Park	Larkin/O'Farrell	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
116	Sigmund Stern Recreation Grove	19th Avenue/Sloat Blvd.	04-05	As of 10/10/02 Capital Program Director indicates no current plans for renovation. Funding expired; will complete in FY04-05		
117	24th/York Mini Park	24th/York/Bryant	02-03	Completed as part of current renovation in December 2002, Renovation scheduled 3/04.		
118	Camp Mather	Mather, Tuolumne County	04-05			X
119	Hyde/Vallejo Mini Park	Hyde/Vallejo	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
120	Juri Commons	San Jose/Guerrero/25th	05-06			
121	Kelloch Velasco Mini Park	Kelloch/Velasco	02-03	No abatement needed. Children's play area scheduled for renovation on 9/04		
122	Koshland Park	Page/Buchanan	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
123	Head/Brotherhood Mini Park	Head/Brotherwood Way	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
124	Walter Haas Playground	Addison/Farnum/Beacon	02-03	Capital Projects to renovate in Spring 2003. Mauer is PM		
125	Holly Park	Holly Circle	02-03	Renovation planned to begin 4/03; Judi Mosqueda from DPW is PM		
126	Page-Laguna-Mini Park	Page/Laguna	04-05	No abatement needed		

Status Report for RPD Sites

Priority	Facility Name	Location	Completed	Notes	Retest	Entered in FLOW Program
127	Golden Gate/Steiner Mini Park	Golden Gate/Steiner		No Facility, benches only		
128	Tank Hill	Clarendon/Twin Peaks	04-05	No abatement needed		
129	Rolph Nicol Playground	Eucalyptus Dr./25th Avenue	04-05	No abatement needed		
130	Golden Gate Park	Carrousel	05-06			
131	Golden Gate Park	Tennis Court	05-06			
132	Washington/Hyde Mini Park	Washington/Hyde	04-05	No abatement needed		
133	Ridgetop Plaza	Whitney Young Circle	05-06	No abatement needed		
134	Golden Gate Park	Beach Chalet	06-07	No abatement needed		
135	Golden Gate Park	Polo Field	06-07			
136	Sharp Park (includes Golf Course)	Pacifica, San Mateo Co.	06-07			
137	Golden Gate Park	Senior Center	06-07			X
138	Pine Lake Park	Crestlake/Vale/Wawona	07-08			
139	Golden Gate Park	Stow Lake Boathouse	06-07			
140	Golden Gate Park	County Fair Building	06-07	No abatement needed		
141	Golden Gate Park	Sharon Bldg.	07-08			
143	Allyne Park	Gough/Green	06-07	No abatement needed		
144	DuPont Courts	30th Ave./Clement	07-08			
145	Golden Gate Park	Big Rec	07-08			
146	Lower Great Highway	Sloat to Pt. Lobos	07-08			
147	Golden Gate Park	Kezar Pavilion	08-09			
148	Yacht Harbor and Marina Green	Marina	06-07, 07-08	Includes Yacht Harbor, Gas House Cover, 2 Yacht Clubs and Marina Green		
149	Palace of Fine Arts	3601 Lyon Street	09-10	No abatement needed.		
150	Telegraph Hill/Pioneer Park	Telegraph Hill	09-10	Abatement pending.		
151	Saint Mary's Square	California Street/Grant	09-10	No abatement needed.		
152	Union Square	Post/Stockton	09-10	No abatement needed.		
153	Golden Gate Park	Angler's Lodge	07-08			
154	Golden Gate Park	Bandstand	07-08	No abatement needed		
155	Golden Gate Park	Bowling Green	07-08	Retested 4/09; 16 ppb first draw, still in program		X
156	Golden Gate Park	Conservatory	08-09	No abatement needed.		
157	Golden Gate Park	Golf Course	09-10			
158	Golden Gate Park	Kezar Stadium	07-08			X
159	Golden Gate Park	Nursery	09-10	No abatement needed		X

Status Report for RPD Sites

Priority	Facility Name	Location	Completed	Notes	Retest	Entered in FLOW Program
160	Golden Gate Park	Stables	na	Being demolished. Hazard assessment already completed by Capital.		
161	Golden Gate Park	McLaren Lodge	01-02, 02-03	Done out of order. Was in response to release/spill. See File 565.		
162	Corona Heights (and Randall Museum)	16th/Roosevelt	00-01	Randall Museum used to be separate, but in TMA, Randall is part of Corona Heights, so the two were combined 6/10.		
163	Laurel Hill Playground	Euclid & Collins	10-11			
164	Selby/Palou Mini Park	Selby & Palou	10-11	No abatement needed		
165	Prentiss Mini Park	Prentiss/Eugenia	10-11	No abatement needed		
166	Lessing/Sears Mini Park	Lessing/Sears	10-11	No abatement needed		
167	Muriel Leff Mini Park	7th Avenue/Anza	10-11	No abatement needed		
168	10th Avenue/Clement Mini Park	Richmond Library	10-11	No abatement needed		
169	Turk/Hyde Mini Park	Turk & Hyde	10-11	No abatement needed		
170	Exploratorium (and Theater)	3602 Lyon Street		Leased site. Part of Palace of Fine Arts. Abatement pending.		
171	Candlestick Park	Jamestown Avenue	10-11			
172	Broadway Tunnel West-Mini Park	Leavenworth/Broadway				
173	Broadway Tunnel East-Mini Park	Broadway/Himmelman				
174	Lake Merced Park	Skyline/Lake Merced		Includes Harding Park and Flemming Golf, Boat House and other sites. Note that the Sandy Tatum clubhouse and maintenance facilities were built in 2004 and should be excluded from the survey.		
175	Ina Coolbrith Mini Park	Vallejo/Taylor				
176	Justin Herman/Embarcadero Plaza	Clay/Embarcadero				
177	Billy Goat Hill	Laidley/30th				
178	Coso/Precita-Mini Park	Coso/Precita				
179	Dorothy Erskine Park	Martha/Baden				
180	Duncan Castro Open Space	Diamond Heights				
181	Edgehill Mountain	Edgehill/Kensington Way				
182	Everson/Digby Lots	61 Everson				
183	Fairmount Plaza	Fairmont/Miguel				
184	15th Avenue Steps	Kirkham/15th Avenue				
185	Geneva Avenue Strip	Geneva/Delano				
186	Grand View Park	Moraga/14th Avenue				
187	Hawk Hill	14th Avenue/Rivera				
188	Interior Green Belt	Sutro Forest				
189	Japantown Peace Plaza	Post/Buchanan/Gearry				
190	Jefferson Square	Eddy/Gough				
191	Joseph Conrad Mini Park	Columbus/Beach				
192	Kite Hill	Yukon/19th				
193	Lakeview/Ashton Mini Park	Lakeview/Ashton				
194	Maritime Plaza	Battery/Clay				

Status Report for RPD Sites

Priority	Facility Name	Location	Completed	Notes	Retest	Entered in FLOW Program
195	McLaren Park-Golf Course	2100 Sunnysdale Avenue				
196	Mt. Davidson Park	Myra Way				
197	Mt.Olympus	Upper Terrace				
198	Mullen/Peralta-Mini Park	Mullen/Peralta Mini Park				
199	O'Shaughnessey Hollow	O'Shaughnessey Blvd.				
200	Park Presidio Blvd.	Park Presidio Blvd.				
201	Rock Outcropping	Ortega/14th Avenue		Lots 11, 12, 21, 22, 6		
202	South End Rowing/Dolphin Club	Aquatic Park		Land is leased		
203	Russian Hill Open Space	Hyde/Larkin/Chestnut		Hyde Street Reservoir		
204	Saturn Street Steps	Saturn/Ord				
205	Seward Mini Park	Seward/Acme Alley				
206	Twin Peaks	Twin Peaks Blvd.				
207	Fillmore/Turk Mini Park	Fillmore/Turk				
208	Esprit Park	Minnesota Street				
209	Brotherhood/Chester Mini Park	Chester St. near Brotherhood Way				
210	Sue Bierman Park	Market/Steuart				
211	29th/Diamond Open Space	1701 Diamond/29th		Is not on current list of RPD sites (6/2/10).		
212	Berkeley Way Open Space	200 Berkeley Way		Is not on current list of RPD sites (6/2/10).		
213	Diamond/Farnum Open Space	Diamond/Farnum		Is not on current list of RPD sites (6/2/10).		
214	Joost/Baden Mini Park	Joost/N of Baden				
215	Grand View Open Space	Moraga/15th Avenue		Included in Grand View Park		
216	Balboa Natural Area	Great Highway/Balboa		Is not on current list of RPD sites (6/2/10).		
217	Fay Park	Chestnut and Leavenworth				
218	Guy Place Mini Park	Guy Place				
219	Portola Open Space					
220	Roosevelt/Henry Steps					
221	Sunnyside Conservatory	Monterey & Baden				
222	Topaz Open Space	Monterey & Baden				
New Facilities: These facilities not to be included in CLPP survey as they were built after 1978.						
	Alice Marble Tennis Courts	Greenwich/Hyde		Not owned by RPD. PUC demolished in 2003 and all will be rebuilt.		
	Richmond Rec Center	18th Ave./Lake St./Calif.		New facility		
	Visitacion Valley Playground	Cora/Leland/Raymond		Original building clubhouse and PG demolished in 2001. Facility is new.		
	King Pool	3rd/Armstrong		New facility		
	Patricia's Green in Hayes Valley	Hayes & Octavia		Built in 2005		
	India Basin Shoreline Park	E. Hunters Pt. Blvd.		Built in 2003		

Status Report for RPD Sites

Priority	Facility Name	Location	Completed	Notes	Retest	Entered in FLOW Program
	Parque Ninos Unidos	23rd and Folsom		Built in 2004		
	Victoria Manolo Draves Park	Folsom & Sherman		Built in 2006		
	Aptos Playground	Aptos/Ocean Avenue		Site demolished and rebuilt in 2006		

BOS-11
File 111183
RECEIVED
BOARD OF SUPERVISORS
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2011 DEC -5 PM 3:28
epage
Rd

December 1, 2011

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

Re: File # 111183 Planning Case #: 2010.1083C-2041 Larkin Street-
Appeal Hearing December 6, 2011

Dear President Chiu and Board Supervisors Mar, Farrell, Chu, Mirkarimi, Kim Elsbernd,
Wiener, Campos, Cohen, and Avalos:

I am writing to ask you to Deny AT&T's request to install wireless telecommunication
equipment in the steeple and second floor of the church at 2041 Larkin.

As a thirty year resident of Russian Hill and a homeowner at 2033 Larkin Street, I am
strongly opposed to the installation of an AT&T cell tower 50 feet from where my eight
year old daughter sleeps at night.

This equipment is not necessary, desirable or compatible with our neighborhood. I am a
cell phone subscriber of AT&T. The cell service and reception in the area have always
been reliable.

This is a commercial installation in a totally residential community. It doesn't belong
here.

The church structure at 2041 Larkin is over one hundred years old and in very poor
repair; whether the structure can safely hold the equipment is questionable. We thought
they were tearing the tower down to rebuild recently but they merely covered a host of
severe cracks and fissures. The tower appears to lean a little more every year and has
been a concern of ours for some time.

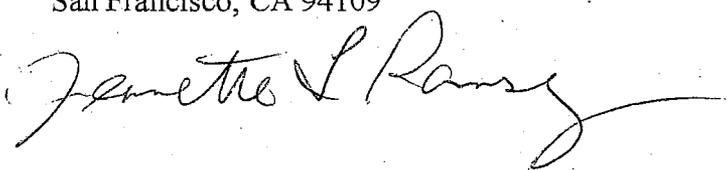
Except for a few hours each Sunday there is no one on site to monitor possible
emergencies.

There's been no independent verification that there is a need. AT&T has used its own in-
house staff or suppliers who only work for AT&T to build their case.

Please, we are being bullied by a multi-national corporation and we need your help. I
again ask that you deny AT&T's request to install this equipment at 2041 Larkin.

Best regards,

Jeanette Lynn Ramsey
2033 Larkin
San Francisco, CA 94109



BOS 11 File 111183 page

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BOARD OF SUPERVISORS
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2011 DEC -5 PM 3:28

BY _____ RC

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Clerk of Board
San Francisco Board of Supervisors
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San Francisco, CA 94102-4689

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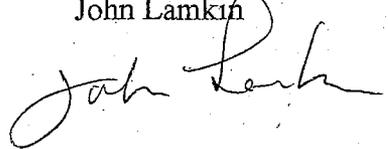
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Please, we are being bullied by a multi-national corporation and we need your help. I
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Best regards,
John Lamkin





RON CHAPMAN, MD, MPH
Director

State of California—Health and Human Services Agency
California Department of Public Health



EDMUND G. BROWN JR.
Governor

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

November 14, 2011

Mary Hansell, DrPH, PHN
MCAH Director
City and County of San Francisco
Department of Public Health
Maternal, Child and Adolescent Health Section
30 Van Ness Avenue, Suite 260
San Francisco, CA 94102

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2011 DEC 12 PM 3:22
AK

Dear Dr. Hansell:

**APPROVAL OF AGREEMENT FUNDING APPLICATION (AFA) FOR
AGREEMENT # 201138 – FY 2011/2012**

The Maternal, Child and Adolescent Health (MCAH) Division of the California Department of Public Health (CDPH) approves your Agency's AFA, including the attached Scopes of Work (SOW) and Budgets for administration of MCAH related programs.

To carry out the program outlined in the enclosed SOWs and Budgets, during the period of July 1, 2011, through June 30, 2012, the MCAH Division will reimburse expenditures up to the following amounts:

Maternal, Child and Adolescent Health \$ 1,337,413
Black Infant Health Program..... \$ 506,884

The availability of Title V funds is based upon funds appropriated in the FY 2011/2012 Budget Act. Reimbursement of invoices is subject to compliance with all federal and state requirements pertaining to CDPH MCAH related programs and adherence to all applicable regulations, policies and procedures. Your Agency agrees to invoice actual and documented expenditures and to follow all the conditions of compliance stated in the 2011-12 Program and Fiscal Policy and Procedures manuals, which includes the ability to substantiate all funds claimed. CDPH MCAH policies and procedures can be accessed at <http://cdph.ca.gov/MCAHfiscal>.

19

To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: GSA Indemnity Reports 2009-2011

The following reports were submitted to the Clerk's Office today.



GSA INDEMNITY REPORTS 2009-2011.pdf

Complete a Board of Supervisors Customer Satisfaction form by clicking the link below.
<http://www.sfbos.org/index.aspx?page=104>



Gavin Newsom
Mayor

Edwin M. Lee
City Administrator

**GENERAL SERVICES AGENCY
RISK MANAGEMENT DIVISION**

Bos-11
cpage



TO: HONORABLE BOARD OF SUPERVISORS

FROM: MATT HANSEN
DIRECTOR

DATE: September 23, 2010

RE: INDEMNIFICATION QUARTERLY REPORT
JULY – SEPTEMBER 2009

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2011 DEC 15 AM 9:29
R

This report is submitted to the Board of Supervisors as per Administrative Code 1.24, wherein the Risk Manager is required to maintain a record of all indemnification agreements approved under the authority granted to the Risk Manager by said Code and to submit quarterly reports of such approvals.

While the attached summary is a brief recap of the nature of the indemnity agreements, supporting documentation is filed in the Risk Management office of the General Services Agency.

Copy of this report will be furnished to the City Attorney and City Controller as per ordinance, and forwarded to the San Francisco Main Library for filing.

cc: Dennis Herrera, City Attorney
Ben Rosenfield, Controller
SF Main Library, Government Section

RISK MANAGEMENT APPROVAL OF INDEMNITY PROVISIONS

JULY – SEPTEMBER 2009

Date	Department	Other Party	Nature of Agreement	Approved Indemnity
8/14/2009	Planning Dept	Mr. John Peterson	Agreement with John Peterson who will donate his design and professional services in connection with the 17 th Street/Castro Pavement to Park Project. Design plans will be reviewed by City staff and re-worked as necessary to meet City codes and standards.	City to hold harmless John Peterson.
8/14/2009	Planning Dept	Ms. Jane Martin	Agreement with Jane Martin who will donate her design and professional services in connection with the Guerrero Park Pavement to Park Project. Design plans will be reviewed by City staff and re-worked as necessary to meet City codes and standards.	City to hold harmless Jane Martin.
8/14/2009	Planning Dept	Mr. John Bela	Agreement with John Bela who will donate his design and professional services in connection with the Showplace Triangle Pavement to Park Project. Design plans will be reviewed by City staff and re-worked as necessary to meet City codes and standards.	City to hold harmless John Bela.

9/17/2009	Port	California State Water Resources Control Board	Agreement with the CA State Water Resources Control Board for their funded Economic Stimulus Project ("Pier 45 Drainage Improvements Project")	City to hold harmless California State Water Resources Control Board against any loss or liability arising out of the grant.
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Gavin Newsom
Mayor

Edwin M. Lee
City Administrator

GENERAL SERVICES AGENCY RISK MANAGEMENT DIVISION



TO: HONORABLE BOARD OF SUPERVISORS

FROM: MATT HANSEN
DIRECTOR

DATE: September 23, 2010

RE: INDEMNIFICATION QUARTERLY REPORT
OCTOBER - DECEMBER 2009

This report is submitted to the Board of Supervisors as per Administrative Code 1.24, wherein the Risk Manager is required to maintain a record of all indemnification agreements approved under the authority granted to the Risk Manager by said Code and to submit quarterly reports of such approvals.

There were no indemnification agreements approved by this office for the period of October through December 2009.

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cc: Dennis Herrera, City Attorney
Ben Rosenfield, Controller
SF Main Library, Government Section



Gavin Newsom
Mayor

Edwin M. Lee
City Administrator

GENERAL SERVICES AGENCY RISK MANAGEMENT DIVISION



TO: HONORABLE BOARD OF SUPERVISORS

FROM: MATT HANSEN
DIRECTOR

DATE: September 23, 2010

RE: INDEMNIFICATION QUARTERLY REPORT
JANUARY – MARCH 2010

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Ben Rosenfield, Controller
SF Main Library, Government Section

RISK MANAGEMENT APPROVAL OF INDEMNITY PROVISIONS

JANUARY – MARCH 2010

Date	Department	Other Party	Nature of Agreement	Approved Indemnity
2/10/2010	Planning Dept	Mr. Seth Boor	Agreement with Seth Boor who will donate his design and professional services in connection with the Guerrero Park Pavement to Park Project and the 17 th /Castro Pavement to Park Project. Design plans will be reviewed by City staff and re-worked as necessary to meet City codes and standards.	City to hold harmless Seth Boor.



Gavin Newsom
Mayor

Edwin M. Lee
City Administrator

GENERAL SERVICES AGENCY RISK MANAGEMENT DIVISION



TO: HONORABLE BOARD OF SUPERVISORS

FROM: MATT HANSEN
DIRECTOR

DATE: September 23, 2010

RE: INDEMNIFICATION QUARTERLY REPORT
APRIL - JUNE 2010

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Ben Rosenfield, Controller
SF Main Library, Government Section

RISK MANAGEMENT APPROVAL OF INDEMNITY PROVISIONS

APRIL – JUNE 2010

Date	Department	Other Party	Nature of Agreement	Approved Indemnity
6/21/2010	Tax Collectors Office	California Employment Development Department	State agency to provide necessary confidential information such as unemployment insurance claim and wage, employer, and client address to CCSF-BDR, and cannot be provided by any other party.	City to hold harmless the California Employment Development Department against any loss or liability arising out of the agreement.



Gavin Newsom
Mayor

Edwin M. Lee
City Administrator

GENERAL SERVICES AGENCY RISK MANAGEMENT DIVISION



TO: HONORABLE BOARD OF SUPERVISORS

FROM: MATT HANSEN
DIRECTOR

DATE: September 23, 2010

RE: INDEMNIFICATION QUARTERLY REPORT
JULY - SEPTEMBER 2010

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Ben Rosenfield, Controller
SF Main Library, Government Section

RISK MANAGEMENT APPROVAL OF INDEMNITY PROVISIONS

JULY – SEPTEMBER 2010

Date	Department	Other Party	Nature of Agreement	Approved Indemnity
8/17/2010	Planning Dept	Ms. Jane Martin	Agreement with Jane Martin who will donate her design and professional services in connection with the Naples Green Pavement to Park Project. Design plans will be reviewed by City staff and re-worked as necessary to meet City codes and standards.	City to hold harmless Jane Martin.



Gavin Newsom
Mayor

Edwin M. Lee
City Administrator

GENERAL SERVICES AGENCY RISK MANAGEMENT DIVISION



TO: HONORABLE BOARD OF SUPERVISORS

FROM: MATT HANSEN
DIRECTOR

DATE: January 7, 2011

RE: INDEMNIFICATION QUARTERLY REPORT
OCTOBER – DECEMBER 2010

This report is submitted to the Board of Supervisors as per Administrative Code Section 1.24, wherein the Risk Manager is required to maintain a record of all indemnification agreements approved under the authority granted to the Risk Manager by said Code and to submit quarterly reports of such approvals.

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cc: Dennis Herrera, City Attorney
Ben Rosenfield, Controller
SF Main Library, Government Section



OFFICE OF THE
CITY ADMINISTRATOR



RISK MANAGEMENT DIVISION

Edwin M. Lee, Mayor
Amy L. Brown, Acting
City Administrator

TO: HONORABLE BOARD OF SUPERVISORS

FROM: MATT HANSEN
DIRECTOR

DATE: January 7, 2011

RE: INDEMNIFICATION QUARTERLY REPORT
JANUARY – MARCH 2011

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Ben Rosenfield, Controller
SF Main Library, Government Section

APPROVAL OF INDEMNITY PROVISIONS

JANUARY – MARCH 2011

**Port of San Francisco, March 2011 – Sidonie Sansom, Director of Homeland Security
Agreement between the Port of San Francisco and the Marine Exchange of the San Francisco Bay
Region**

The Marine Exchange's Executive Director has been selected by FEMA as their Fiduciary Agent for the San Francisco Bay Region, as such has been authorized to disburse federal Port Security Grant funds beginning with the 2007 Supplemental grant round to recipients approved by FEMA. The funding will allow recipients to complete projects to improve safety and security throughout the San Francisco waterfront.

Because the Marine Exchange is a 501 (c) (1) nonprofit entity, they require a hold harmless agreement with each sub-grantee in order to disburse grant funds. Without this Sub-Grantee agreement and its' hold harmless clause, the Port would not be able to access these funds.



OFFICE OF THE
CITY ADMINISTRATOR



Edwin M. Lee, Mayor
Amy L. Brown, Acting
City Administrator

RISK MANAGEMENT DIVISION

TO: HONORABLE BOARD OF SUPERVISORS

FROM: MATT HANSEN
DIRECTOR

DATE: APRIL – JUNE 2011

RE: INDEMNIFICATION QUARTERLY REPORT
APRIL – JUNE 2011

This report is submitted to the Board of Supervisors as per Administrative Code Section 1.24, wherein the Risk Manager is required to maintain a record of all indemnification agreements approved under the authority granted to the Risk Manager by said Code and to submit quarterly reports of such approvals.

While the attached summary is a brief recap of the nature of the indemnity agreements, supporting documentation is filed in the Risk Management office of the General Services Agency.

Copy of this report will be furnished to the City Attorney and City Controller as per ordinance, and forwarded to the San Francisco Main Library for filing.

cc: Dennis Herrera, City Attorney
Ben Rosenfield, Controller
SF Main Library, Government Section

APPROVAL OF INDEMNITY PROVISIONS

APRIL – JUNE 2011

**San Francisco Police Department, April 2011 – Jeffrey Godown, Acting Chief of Police
Agreement between the San Francisco Police Department and the Marine Exchange of the San
Francisco Bay Region**

The Marine Exchange's Executive Director has been selected by FEMA as their Fiduciary Agent for the San Francisco Bay Region, as such has been authorized to disburse federal Port Security Grant funds beginning with the 2007 Supplemental grant round to recipients approved by FEMA. The funding will allow recipients to complete projects to improve safety and security throughout the San Francisco waterfront.

Because the Marine Exchange is a 501 (c) (1) nonprofit entity, they require a hold harmless agreement with each sub-grantee in order to disburse grant funds. Without this Sub-Grantee agreement and its' hold harmless clause, the San Francisco Police Department would not be able to access these funds.

**San Francisco War Memorial and Performing Arts Center – May 2011, Elizabeth Murray,
Managing Director
Agreement between the War Memorial Board of Trustees and the S.D. Bechtel, Jr.
Foundation/Stephen Bechtel Fund**

The Stephen Bechtel Foundation has awarded a \$1,500,000 grant to the War Memorial and Performing Arts Center for the installation of a Veterans Memorial in the Memorial Court situated between the War Memorial Opera House and the Veterans Building.

Because the S.D. Bechtel, Jr. Foundation/Stephen Bechtel Fund is a 501 (c) (1) nonprofit entity, they require a hold harmless agreement with each grantee in order to disburse grant funds. Without this major contribution and grant agreement, the War Memorial would not be able to carry out the public purpose of designing and installing a Veterans Memorial in the War Memorial Courtyard.

The War Memorial will be requiring insurance and indemnification by the artist and contractors involved in designing and installing the Veterans Memorial.

**Office of the District Attorney – June 2011 , Sharon L. Woo, Chief Assistant, Operations
Department
Agreement between the California Victim Compensation (VCP), and Government Claims Board
and the Office of the District Attorney**

In order for the Victim Services Division of the District Attorney's office to continue to access the California Victim Compensation and Government Claims Board's Victim Compensation Program (CalVCP) online claims database, they must indemnify the CalVCP.

The DA's office has thoroughly trained employees who access this database to track a victim's claim through the CalVCP system. The victim advocates access this online database on a regular basis during the course of their employment at Victim Services. Failure to sign the agreement would forfeit the SFDA's ability to access the system.

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

To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: Issued: Audit of the Ellis-O'Farrell Parking Garage

From: Controller Reports/CON/SFGOV
To: Angela Calvillo/BOS/SFGOV@SFGOV, Peggy Nevin/BOS/SFGOV@SFGOV,
BOS-Supervisors/BOS/SFGOV, BOS-Legislative Aides/BOS/SFGOV, Steve
Kawa/MAYOR/SFGOV@SFGOV, Rick Wilson/MAYOR/SFGOV@SFGOV, Christine
Falvey/MAYOR/SFGOV@SFGOV, Jason Elliott/MAYOR/SFGOV@SFGOV, Severin
Campbell/BudgetAnalyst/SFGOV@SFGOV, debra.newman@sfgov.org, sfdocs@sfpl.info,
CON-EVERYONE/CON/SFGOV, CON-CCSF Dept Heads/CON/SFGOV, CON-Finance
Officers/CON/SFGOV, Ed.Reiskin@sfmta.com, Roberta.Boomer@sfmta.com,
Amit.Kothari@sfmta.com, Rob.Malone@sfmta.com, Kathleen.Sakelaris@sfmta.com,
Sonali.Bose@sfmta.com, d.handelin@eofgarage.com, rkeil@keilcompanies.com
Date: 12/13/2011 12:11 PM
Subject: Issued: Audit of the Ellis-O'Farrell Parking Garage
Sent by: Kristen McGuire

The Controller's Office, City Services Auditor Division (CSA), has issued an audit report on the Ellis-O'Farrell Parking Garage, covering the period May 1, 2008, through June 30, 2010. The audit found that the City of San Francisco Ellis-O'Farrell Parking Corporation reported to SFMTA net revenue (gross revenue less parking taxes) of \$12,144,139, and correctly reported expenditures of \$8,558,591. However, the Corporation did not fully comply or ensure compliance by its operator, Parking Concepts, Inc. (PCI), with the operating agreement between the Corporation and PCI, and SFMTA did not ensure that only approved parking rates were programmed in the garage's parking control equipment. As a result, parkers were undercharged \$646,293, of which the Corporation should have remitted \$236,140 to SFMTA but did not.

To view the full report, please visit our website at:
<http://co.sfgov.org/webreports/details.aspx?id=1371>

This is a send-only email address.

For questions regarding the report, please contact Tonia Lediju at tonia.lediju@sfgov.org or 415-554-5393, or CSA at 415-554-7469.

21

To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: Beach Chalet Soccer Fields DEIR

From: Joan Joaquin-Wood <joanwood@earthlink.net>
To: Bill Wycko EIR review <Bill.wycko@sfgov.org>
Cc: Ocean Edge Katherine Howard <sfoceanedge@earthlink.net>, "Bd.of Supes S.F."
<board.of.supervisors@sfgov.org>
Date: 12/12/2011 09:39 AM
Subject: Beach Chalet Soccer Fields DEIR

Mr. Wycko: I write to urge you to re-do the EIR for this project or else accept the Compromise Alternative. This project is a thinly disguised plan for a professional soccer stadium masquerading as a gift for the children of San Francisco. The artificial turf which is a part of the project is far more expensive than proper maintenance of natural grass and will be dangerous besides. It would need renewing every 8 to 10 years at a huge cost and is potentially poisonous because of the components that include ground up tires that will disintegrate and disperse. Please do not add to the commercialization of our parks propelled by developers and City managers who have been appointed with agendas to fulfil rather than the best interests of San Francisco. There are many good reasons why San Francisco is one of the most popular destinations in the world and Golden Gate Park is paramount among them. Another part of the overall plan calls for removal of 56 trees described as brush and shrubs so as to avoid individual review before their removal. This would degrade the necessary windbreak keeping ocean winds at bay, particularly when considered with the 176 trees to be removed when and if the adjacent water treatment facility is approved. Of course the aggregate impact of both the water treatment plant and the soccer stadium should have been considered together and has not been. These are just the most significant issues that need further consideration before this project is approved. I refer you to the reports and objections filed by the Heritage Foundation, National Trust, Preservation Consortium, DOCOMOMO, and other organized groups as well as the dozens of individuals who keep begging you not to go forward with the current EIR. Joan Wood, Third Generation San Franciscan

Joan Wood

To:
Cc:
Bcc:
Subject: Fw: Resolution to Minimize Enforcement of Immigration Holds

111269

----- Forwarded by Carmen Chu/BOS/SFGOV on 12/13/2011 02:56 PM -----

From: Julia Mass <jmass@aclunc.org>
To: "Eric.L.Mar@sfgov.org" <Eric.L.Mar@sfgov.org>, "Mark.Farrell@sfgov.org" <Mark.Farrell@sfgov.org>, "David.Chiu@sfgov.org" <David.Chiu@sfgov.org>, "Carmen.Chu@sfgov.org" <Carmen.Chu@sfgov.org>, "Ross.Mirkarimi@sfgov.org" <Ross.Mirkarimi@sfgov.org>, "Jane.Kim@sfgov.org" <Jane.Kim@sfgov.org>, "Sean.Elsbernd@sfgov.org" <Sean.Elsbernd@sfgov.org>, "Scott.Wiener@sfgov.org" <Scott.Wiener@sfgov.org>, "David.Campos@sfgov.org" <David.Campos@sfgov.org>, "Malia.Cohen@sfgov.org" <Malia.Cohen@sfgov.org>, "John.Avalos@sfgov.org" <John.Avalos@sfgov.org>
Date: 12/12/2011 01:52 PM
Subject: Resolution to Minimize Enforcement of Immigration Holds

Dear Supervisors:

I am a staff attorney at the ACLU of Northern California and I'm writing to urge you to vote "YES" on the ICE hold resolution coming up for a Board of Supervisors vote tomorrow. The ACLU generally, including this office in particular, has been active in policy advocacy and litigation involving the improper use of ICE holds. We know from this work that ICE holds are the key to ICE's misuse of local law enforcement agency resources for civil immigration enforcement purposes, with sometimes unintended consequences for both public safety and local liability. ICE holds are requests—they are not mandatory orders—and the costs of enforcing them are borne by counties without reimbursement from ICE. Any liability a county may face due to improper detention based on an ICE hold is not be indemnified by ICE. The City and County of San Francisco should not spend its limited resources doing the federal government's job by enforcing immigration law, especially because immigration enforcement through local police and sheriffs undermines community trust in law enforcement to the detriment of public safety. This resolution will further San Francisco's commitment to building a diverse, inclusive, and civically engaged community, and we urge you to vote "YES."

Thank you for your attention to this important issue. Please do not hesitate to contact me if you have any questions.

Sincerely,

Julia Harumi Mass
Staff Attorney
ACLU Foundation of Northern California, Inc.
39 Drumm Street
San Francisco, California 94111
tel. (415) 621-2493
fax. (415) 255-8437

23

CLISHAM & SORTOR

ATTORNEYS AT LAW

HOBART BUILDING
582 MARKET STREET, SUITE 603
SAN FRANCISCO, CALIFORNIA 94104
TELEPHONE: (415) 291-0855 FAX: (415) 291-0858

File 111259
Bos-11
COB, Leg Dep (orig)
City Attorney
c page

December 14, 2011

Debra Bowen, Secretary of State
State of California
1500 11th Street
Sacramento, CA 95814

David Chiu, President
Board of Supervisors
City and County of San Francisco
1 Dr. Carlton B. Goodlet Place, Room 244
San Francisco, CA 94102

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

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2011 DEC 15 PM 4:24
AK

RE: Request that New Subsection (d) of Sec. A8.526-3 Not be Certified, Authenticated, Accepted or Filed as a Valid Amendment to the Charter of the City and County of San Francisco

Dear Honorable Secretary of State Bowen, Honorable Board of Supervisors President Chiu and Clerk of the Board of Supervisors Calvillo:

This letter is sent to you on behalf of all retirees of the San Francisco Employees Retirement System (SFERS) for the purpose of requesting that new subsection (d) of Section A8.526-3, a part of Proposition C submitted to the voters in the November 8, 2011 election, not be certified or authenticated by the President of the Board of Supervisors or the Clerk of the Board of Supervisors, under Government Code §§34460, and not be accepted or filed by the Secretary of State, under Govt. Code §34661, as a valid amendment to the Charter of the City and County of San Francisco.

New subsection (d) of Sec. A8.326-3 is invalid because it conflicts with the existing provisions of Sec. A8.326-3 and because it diminishes and is intended to

24

diminish and limit cost of living adjustments for SFERS retirees in violation of their vested rights to their pensions.

New subsection (d) of Sec. A8.526-3 is part of Proposition C which contains numerous amendments to the retirement sections of the Charter of the City and County of San Francisco. New subsection (d) eliminates supplemental cost of living benefits adjustments for retirees unless the Retirement System is "...fully funded based on the market value of the assets for the previous year..." Proposition C was approved by the voters by majority vote in the election conducted in the City and County of San Francisco on November 8, 2011.

The full language of new Subsection (d) of Sec. A8.526-3 provides:

"Any supplemental cost of living benefit adjustment, once paid to a member, shall not be reduced thereafter. To clarify the intent of the voters when originally enacting this Section in 2008, beginning July 1, 2012 and July 1 of each succeeding year, no supplemental cost of living benefit adjustment shall be payable unless the Retirement System was also fully funded based on the market value of the assets for the previous year."

A copy of existing Sec. A8.526-3 and new subsection (d), on page 114 of the Voter Information Pamphlet & Sample Ballot for the Tuesday, November 8, 2011 Consolidated Municipal Election, City and County of San Francisco, is attached hereto as Exhibit A.

The two phrases, "...fully funded on the market value of the assets for the previous year..." and "...earnings in excess of the expected earnings on the actuarial value of the assets" are different analyses of the assets of the Retirement System. The "market value of assets" is not conducted on an annual basis but is determined on June 30 of every year and is analyzed to determine what the asset value is on that date. "Actuarial value of the assets" is an entirely different analysis than "market value of assets" because based on actuarial analyses of employees' and retirees' ages, life expectancy, anticipated increase in salaries, expected return on investment of assets and other factors. It is misleading and entirely wrong for new subsection (d) to state that consideration of "market value of assets" in determining whether to provide a supplemental cost of living adjustment benefit clarifies the intent of the voters when enacting Sec. A8.526-3 in 2008. The term "actuarial value of the assets" appears four times in existing Section A8.526-3. The term "market value of assets" does not appear at all in Sec. A8.526-3. Addition of the term "market value of assets," as new subsection (d) does, is intended to limit retirees' cost of living adjustment, not to "clarify" the voters' intent in adopting Sec. A8.526-3 in 2008.

The Voter Information Pamphlet & Sample Ballot for the election held on November 8, 2011, on page 5, states, "Shall the City amend its Charter to...limit cost-of-living adjustments to pension benefits..."

CLISHAM & SORTOR

The Digest by the Ballot Simplification Committee in the Voter Information Pamphlet & Sample Ballot for the election held on November 8, 2011, on page 56, states, "Proposition C would limit cost-of-living adjustments for SFERS retirees." The Digest by the Ballot Simplification Committee in the Voter Information Pamphlet also includes, on page 56, "A 'Yes' Vote (on Proposition C) means: If you vote 'yes,' you want to:...limit cost-of-living adjustments to retirement benefits;..."

There are no comparable new advantages for retirees contained in Proposition C in regard to supplemental cost of living adjustments.

A copy of pages 55 and 56 of the Voter Information Pamphlet & Sample Ballot for the Tuesday, November 8, 2011 Consolidated Municipal Election, City and County of San Francisco, is attached hereto as Exhibit B.

Since new Subsection (d) of Sec. A8.526-3 is intended to and does limit the supplemental cost of living adjustment without any corresponding benefit, it is unconstitutional and invalid. A public employee's pension constitutes an element of compensation for work performed and a vested contractual right to pension benefits accrues upon acceptance of employment. *City of Oakland v. Public Employees' Retirement System* (2002) 95 Cal.App.4th 29, 38-39. Any alteration of an employee's pension benefits must bear some material relation to the theory of a pension system and its successful operation, and changes in a pension plan which result in disadvantage to employees should be accompanied by comparable new advantages. *Abbott v. City of Los Angeles* (1958) 50 Cal.2d 438, 447-448.

New Subsection (d) of Sec. A8.526-3 conflicts with and contradicts the existing language in Sec. A8.526-3 and does not "clarify" the intent of the voters when Sec. A8.426-3 was enacted in 2008. New Subsection (d) is also presented to the voters in order to limit cost-of-living adjustments to retirement benefits without any corresponding benefit.

For the above stated reasons, on behalf of SFERS retirees, I am therefore requesting that new Subsection (d) of Sec. A8.526-3 not be certified and authenticated by the President of the Board of Supervisors and the Clerk of the Board of Supervisors or filed with the Secretary of State, pursuant to Govt. Code §34460. I am also requesting that new Subsection (d) of Sec. A8.526-3 not be accepted or filed by the Secretary of State.

Sincerely,

CLISHAM & SORTOR


David P. Clisham

cc: Kamala D. Harris, California Attorney General
Protect Our Benefits



EXHIBIT A

ice every two years. All expenses in connection with said actuarial valuation and said investigation into the experience under the system; all expenses incurred by financial audits and accounting systems and procedures; and, all expenses of administration of plan benefits, including legal expenses thereof, shall be paid from the accumulated contributions of the City and County.

Contributions to the Retirement System required of the City and County shall be charged by the controller against the general fund or the school, utility, bond or other special fund under which the service was rendered, on account of which the contribution is required; provided that contributions required on account of service rendered by any person prior to becoming a member of the system, under a temporary fund, such as bond or County roads funds, or a fund then no longer existing, may be charged against the general fund, and provided further, that any contributions required on account of persons receiving benefits under subdivision (c) of Section A8.507, shall be charged against the general fund.

Beginning on July 1, 2012, in each year when the contribution to the Retirement System required under Section A8.510 is less than the Retirement System employer normal cost rate; (1) the City and County shall deposit the difference into the Retiree Health Care Trust Fund the difference between the contributions that would have been based on the employer normal cost rate for that fiscal year and the contributions to be paid by the City and County into the Retirement Trust Fund for that fiscal year, including employee contributions paid by the City and County on behalf of members; and (2) the Participating Employers, as defined in Section A8.432, shall deposit the difference into the Retiree Health Care Trust Fund only upon resolution by their respective governing boards.

SEC. A8.526-3 SUPPLEMENTAL COST OF LIVING BENEFIT ON AND AFTER JANUARY 10, 2009

(a) Notwithstanding the provisions of Sections A8.526-1, or any other provision of the Charter to the contrary, effective January 10, 2009, all supplemental cost of living benefits adjustments payable, including retirement allowances subject to change when the salary rate of a member is changed, shall be determined under the provisions of Section A8.526-3 and not Section A8.526-1.

(b)(1) On July 1, 2009 and July 1 of each succeeding year, the Retirement Board shall determine whether, in the previous fiscal year, there ~~are~~ were earnings in excess of the expected earnings on the actuarial value of the assets. In those years when the previous year's earnings exceeded the expected earnings on the actuarial value of the assets, then on July 1, each retirement allowance or death allowance payable on account of a member who died, including retirement allowances subject to change when the salary rate of a member is changed, shall be increased by an amount equal to three and one-half percent (3.5%) of the allowance as of June 30, less the amount of any cost of living adjustment provided under Section A8.526-2 and less the amount of any cost of living adjustment, payable in that fiscal year, which is the result of a change in the salary of the member.

(b)(2) If, on July 1, 2009 and July 1 of each succeeding year, the previous fiscal year's earnings exceeded the expected earnings on the actuarial value of the assets, but they ~~are~~ were insufficient to increase said allowances by three and one-half percent (3.5%) as provided in Subsection (b)(1), then to the extent of excess earnings, said allowances shall be increased in increments of one-half percent (.5%) up to the maximum three and one-half percent (3.5%) of the allowance as of June 30, less the amount of any cost of living adjustment provided pursuant to Section A8.526-2 and less the amount of any cost of living adjustment, payable in that fiscal year, which is the result of a change in the salary of the member.

(c) When the previous fiscal year's earnings exceeded the expected earnings on the actuarial value of the assets but ~~are~~ were not sufficient to fund any supplemental cost of living benefit adjustment under either Subsection (b)(1) or (b)(2), the Retirement Board shall reserve the excess earnings for that year. Said reserved earnings shall accumulate only until such time that said reserved earnings, plus the next year's earnings in excess of the expected earnings on the actuarial value of the assets, are sufficient to fund one fiscal year's increase in the supplemental cost of living benefit adjustment, at which time the

earnings in reserve shall be withdrawn and used to fund a supplemental cost of living benefit adjustment as provided in either Subsection (b)(1) or (b)(2).

~~(d) Any supplemental cost of living benefit adjustment, once paid to a member, shall not be reduced thereafter. To clarify the intent of the voters when originally enacting this Section in 2008, beginning on July 1, 2012 and July 1 of each succeeding year, no supplemental cost of living benefit adjustment shall be payable unless the Retirement System was also fully funded based on the market value of the assets for the previous year.~~

~~(e) Any supplemental cost of living benefit adjustment, once paid to a member, shall not be reduced thereafter.~~

~~(f) Any Section or part of any Section in this Charter, insofar as it should conflict with the provisions of Section A8.526-3 or with any part thereof, shall be superseded by the contents of Section A8.526-3. Section A8.526-3 shall be interpreted to be consistent with all federal and state laws, rules, and regulations. If any words, phrases, clauses, sentences, subsections, provisions or portions of Section A8.526-3 are held to be invalid or unconstitutional by a final judgment of a court, such decision shall not affect the validity of the remaining words, phrases, clauses, sentences, subsections, provisions or portions of Section A8.526-3. If any words, phrases, clauses, sentences, subsections, provisions or portions of Section A8.526-3 are held invalid as applied to any person, circumstance, employee or category of employee, such invalidity shall not affect any application of Section A8.526-3 which can be given effect. Section A8.526-3 shall be broadly construed to achieve its stated purposes.~~

SEC. A8.526-4 SUPPLEMENTAL COST OF LIVING BENEFIT FOR PERSONS HIRED ON AND AFTER JANUARY 7, 2012

(a) Notwithstanding any other provisions of this Charter, for persons who are hired on and after January 7, 2012, all supplemental cost of living benefits adjustments payable, shall be determined under the provisions of Section A8.526-4 and not Sections A8.526-1 or A8.526-3.

(b)(1) On July 1, 2012 and July 1 of each succeeding year, the Retirement Board shall determine whether, in the previous fiscal year, there were earnings in excess of the expected earnings on the actuarial value of the assets. In those years when the previous year's earnings exceeded the expected earnings on the actuarial value of the assets, and the Retirement System was fully funded based on the market value of the assets, then on July 1, each retirement allowance payable or death allowance payable on account of a member who died, shall be increased by an amount equal to three and one-half percent (3.5%) of the allowance as of June 30, less the amount of any cost of living adjustment provided pursuant to Section A8.526-2, provided there were sufficient excess earnings to provide the benefits in this Section A8.526-4.

(b)(2) If on July 1, 2012 and July 1 of each succeeding year, the previous fiscal year's earnings exceeded the expected earnings on the actuarial value of the assets, but they were insufficient to increase said allowances by three and one-half percent (3.5%) as provided in Subsection (b)(1), then to the extent of excess earnings, said allowances shall be increased in increments of one-half percent (.5%) up to the maximum three and one-half percent (3.5%) of the allowance as of June 30, less the amount of any cost of living adjustment provided pursuant to Section A8.526-2.

(c) The supplemental cost of living benefit adjustment described above will not be paid in any fiscal year when there were insufficient earnings in excess of the expected earnings on the actuarial value of the assets. In that event, retirement allowances will revert to the level they would have been if supplemental cost of living benefit adjustments had never been made.

Section 3. The San Francisco Charter is hereby amended, by amending Sections A8.409-1, A8.409-7, A8.590-8, and adding Sections A8.409-9 and A8.590-9, to read as follows:

SEC. A8.409-1 EMPLOYEES COVERED

These Sections A8.409 through A8.409-6 inclusive, shall apply to all miscellaneous officers and employees except as set forth in Section A8.590-1 et seq. and including employees of San Francisco Unified School District and San Francisco Community College District to the extent authorized by state law. The provisions of Charter sections

EXHIBIT B

C

City Pension and Health Care Benefits

Shall the City amend its Charter to adjust pension contribution rates for most current and future City employees based on the City's costs; reduce pension benefits for future City employees; limit cost-of-living adjustments to pension benefits; decrease City contributions to retiree health care costs for certain former employees; require all current and future employees to contribute toward their retiree health care costs; change the composition and voting requirements of the Health Service Board; and make other changes to the City's retirement and health benefits systems?

YES



NO



Digest by the Ballot Simplification Committee

The Way It Is Now: The City provides its employees and elected officials with pension benefits through the San Francisco Employees' Retirement System (SFERS) and health benefits through the Health Service System (HSS). The Unified School District, Community College District and Superior Court also participate in SFERS and HSS, but not all of their employees receive benefits through these City systems. Some City employees receive pension benefits through a contract between the City and the California Public Employees' Retirement System (CalPERS).

Pension Benefits: SFERS pays defined benefits to eligible retired employees. Employee contributions, employer contributions, and investment earnings fund SFERS' payments. Most employees pay 7.5% of compensation to SFERS. Police officers and firefighters pay more. Investment earnings and City contributions fund the balance.

Employees become eligible for "service retirement" benefits based on age and years of service:

- Police officers and firefighters (safety employees) can retire at age 50 after five years of service, with maximum benefits at age 55 with 30 years of service.
- Other employees and elected officials (miscellaneous employees) can retire at age 50 with 20 years of service or at 60 with 10 years, with maximum benefits at age 62 with 32.6 years of service.

These benefits are determined by final compensation, retirement age, and service length. Final compensation is based on a one- or two-year average of the highest annual compensation.

Some miscellaneous employees who leave City employment before becoming eligible for service retirement can receive a "vesting allowance" when they reach age 50. The City matches employee contributions to the costs of this benefit.

SFERS retirees may receive cost-of-living adjustments up to 3.5% annually depending on inflation and SFERS investment earnings.

Health Benefits: Retired City employees can obtain health care coverage from the Health Service System. Retirees and the City contribute to this coverage. Employees hired after January 9, 2009, contribute 2% of their compensation toward their retiree health care and the City contributes 1%.

The Health Service Board (HSB) oversees the HSS. The HSB has three appointed members and four members elected by HSS members. It approves health care plans by a two-thirds vote. The Charter requires that one plan allows members to choose any licensed medical provider.

The Proposal:

Pension Benefits: Proposition C is a Charter amendment that would change the way the City and current and future employees share in funding SFERS pension benefits. The base employee contribution rate would remain the same—7.5% for most employees—when the City contribution rate is between 11% and 12% of City payroll. Employees making at least \$50,000 would pay an additional amount up to 6% of compensation when the City contribution rate is over 12% of City payroll. When the City contribution rate falls below 11%, employee contributions would be decreased proportionately.

This measure requires 50%+1 affirmative votes to pass.

Arguments for and against this measure immediately follow. The full text begins on page 111. Some of the words used in the ballot digest are explained on page 36.

Proposition C would require elected officials to pay the same contribution rates as City employees, and would also require the City and unions representing CalPERS members to negotiate terms of employment for employees to share costs or receive benefits comparable in value to adjustments required for SFERS employee contributions.

Proposition C would also create new retirement plans for employees hired on or after January 7, 2012, that would:

- For miscellaneous employees, increase the minimum retirement age to 53 with 20 years of service or 65 with 10 years;
- For safety employees, the minimum retirement age would remain at 50 with five years of service, but the age for maximum benefits would increase to 58;
- For all employees, limit covered compensation, calculate final compensation from a three-year average, and change the multipliers used to calculate pension benefits, and
- For miscellaneous employees, raise the age of eligibility to receive vesting allowances to 53 and reduce by half the City's contribution to vesting allowances.

Proposition C would limit cost-of-living adjustments for SFERS retirees.

Health Benefits: Proposition C would require that elected officials and employees hired on or before January 9, 2009, contribute up to 1% of compensation toward their retiree health care, with a matching contribution by the City.

For employees or elected officials who left the City workforce before June 30, 2001, and retire after January 6, 2012, Proposition C requires that City contributions toward retiree health benefits remain at the same levels they were when the employee left the City workforce.

Proposition C would change the Health Service System and Health Service Board, including the following:

- replace one elected member of the HSB with a member nominated by the City Controller and approved by the HSB;
- change HSB's voting requirement for approving member health plans from two-thirds to a simple majority;
- remove the requirement for a plan permitting the member to choose any licensed medical provider; and

- allow HSB to spend money on ways to limit health care costs.

Other Measure: If the voters approve both Proposition C and Proposition D, only the measure with the most votes will become law.

A "YES" Vote Means: If you vote "yes," you want to:

- adjust employee contributions to SFERS based on the City's costs;
- reduce pension benefits for future City employees;
- limit cost-of-living adjustments to retirement benefits;
- decrease City contributions to retiree health care costs for certain former employees;
- require all employees to contribute toward their retiree health care;
- change the composition and voting requirements of the Health Service Board; and
- make other changes to the Retirement System and Health Service System.

A "NO" Vote Means: If you vote "no," you do not want to make these changes to the Charter.

Propositions C and D concern the same subject matter. If both measures are adopted by the voters, and if there is a conflict between provisions of the two measures, then some or all of the measure approved by fewer votes would not go into effect.

Controller's Statement on "C"

City Controller Ben Rosenfield has issued the following statement on the fiscal impact of Proposition C:

Should the proposed Charter amendment be approved by the voters and implemented, in my opinion, the City's costs to fund employee retirement benefits will be reduced by approximately \$40 to \$50 million in fiscal year (FY) 2012–13. City costs will be reduced by approximately \$1 billion to \$1.3 billion cumulatively over the ten years between FY 2012–13 and FY 2021–22, of which \$85 million is attributable to retiree health benefit savings, and the balance to pension contribution savings. For context, the 10-year City savings from the measure represent approximately 18%–20% of the City's projected pension plan contributions expected during that time frame. In the long term, after most City staff are subject to the new pension formulas established by this measure, City savings are projected to be approximately \$100 million annually. These

This measure requires 50%+1 affirmative votes to pass.

Arguments for and against this measure immediately follow. The full text begins on page 111. Some of the words used in the ballot digest are explained on page 36.

OFFICE OF THE MAYOR
SAN FRANCISCO



EDWIN M. LEE
MAYOR

December 14, 2011

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

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2011 DEC 14 PM 2:13
BY h

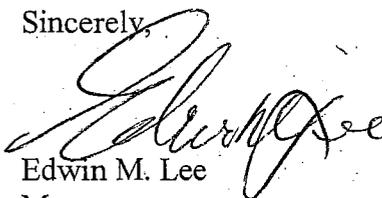
Dear Ms. Calvillo,

I am pleased to advise you of my appointment of Richard Hillis to the Board of Permit Appeals, pursuant to Charter Section 4.106. Mr. Hillis' term will begin upon approval of this nomination and will expire July 1, 2012.

Please see the attached resume which will illustrate that Mr. Hillis' qualifications allow him to represent the communities of interest, neighborhoods, and diverse populations of the City and County of San Francisco.

Should you have any questions, please contact my Director of Appointments, Nicole Wheaton at (415) 554-7940.

Sincerely,


Edwin M. Lee
Mayor

25

OFFICE OF THE MAYOR
SAN FRANCISCO



Orig: Rules, Joy
C.C.O.B. Leg Dep: file
EDWIN M. LEE
MAYOR
City Attny page

Notice of Appointment

December 14, 2011

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

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2011 DEC 14 PM 2:13

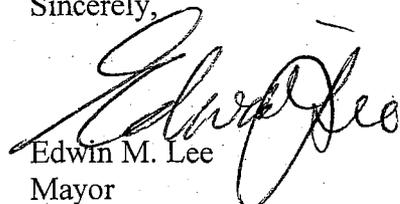
Honorable Board of Supervisors:

Pursuant to Charter Section 4.106, I hereby appoint Richard Hillis to the Board of Permit Appeals. Mr. Hillis will be assuming the seat formerly held by Tanya Peterson, for a term ending July 1, 2012.

I am confident that Mr. Hillis will serve our community well. Attached are his qualifications to serve, which demonstrates how this appointment represents the communities of interest, neighborhoods and diverse populations of the City and County of San Francisco.

I encourage your support and am pleased to advise you of this appointment.

Sincerely,


Edwin M. Lee
Mayor

RICHARD J. HILLIS

417 Lyon Street
San Francisco, CA 94117
415.269.3367 (cell) / 415.345.1967 (home)
richhillissf@yahoo.com

Experience: FORT MASON CENTER, San Francisco, CA
Executive Director

Aug 2011 to Present

Responsible for overall management and strategic leadership of Fort Mason Center, a 30 year old non-profit arts and cultural center in San Francisco. Responsibilities include management of the center's \$7 million budget and 30 employees; strategic planning; fundraising; an \$80 million planned capital renovation of the campus; cultivation of the Center's innovative resident organizations and programming; and management and negotiation of the Center's lease with the National Park Service.

OFFICE OF ECONOMIC AND WORKFORCE DEVELOPMENT, San Francisco, CA
Deputy Director

Mar 2004 to Aug 2011

Responsible for management of complex public/private real estate projects and department's neighborhood economic development program, including:

- *Treasure Island Development* – Managing all aspects of the redevelopment of Treasure Island and Yerba Buena Island into a new 8,000 unit, mixed-use San Francisco neighborhood. Led City team in negotiating the terms of a \$1.5 billion Disposition and Development Agreement between City and developers and a land transfer agreement between City and U.S. Navy. Lead project representative in presenting and advocating for the project in the community, before policy bodies such as the Board of Supervisors, with the press, and with multiple federal, state and local agencies.
- *Octavia Boulevard/Central Freeway Development* – Led a citywide project team in developing and implementing a comprehensive strategy for the disposition and development of 22 former freeway parcels and construction of Octavia Boulevard. The project included the implementation of a community planning process, negotiation of purchase agreements for selected housing parcels, negotiation of sales agreement with Redevelopment Agency for affordable housing, and design of the new boulevard.
- *Recreation & Park Department* – Acted in dual role (2009-2010) as RPD's Director of Partnerships and Property managing RPD assets and concessions during Executive Director transition. Achievements included developing and implementing new business partnerships including Outside Lands concert, new concessionaire at Japanese Tea Garden, development of mobile food program, and Peter Pan production.
- *SFMOMA Expansion* – Led City team in negotiating an exchange agreement with the museum for the City's existing fire station on Howard Street in return for a newly constructed, replacement fire station on Folsom Street. Represented the City through approval process at commissions and Board of Supervisors.
- *Mid-Market Redevelopment* – Developed and launched the City's ongoing efforts to revitalize the Mid-Market neighborhood, the stretch of Market Street between 5th Street and Van Ness Avenue, by promoting the neighborhood as an arts district and attracting new retail and restaurants.

- *Port Development Projects* – Led Department’s efforts on priority Port development projects, including negotiating lease and development agreements for the Exploratorium relocation at Piers 15/17, and solicitation and selection of developers for the mixed-use project at SWL 337 (Giant’s parking lot).
- *Community Benefit Districts* – Developed program to promote and provide technical and financial assistance to neighborhoods interested in forming special benefit districts (aka BIDs) to improve commercial corridors. Created nine new districts in San Francisco.

OFFICE OF THE ASSESSOR, San Francisco, CA*Deputy Assessor for Valuation**Jan 2003 to Mar 2004*

- Responsible for the valuation of all real property in San Francisco; including directing the appraisal of highly complex properties and properties where values are challenged. Represented the office before the Assessment Appeals Board.
- Implemented organizational changes to improve valuation processing in the office including the establishment of a standards unit, streamlined deed processing, and new processes for valuation of new construction.

OFFICE OF THE MAYOR**DEPARTMENT OF ECONOMIC DEVELOPMENT, San Francisco, CA***Senior Project Manager**Aug 2000 to Jan 2003**Project Manager**Feb 1997 to Aug 1999*

Responsible for management of complex, multi-departmental public and public-private economic development projects, including:

- *Forest City/Bloomingtondale’s Project* – Negotiated tax allocation agreement and sale of public right of way between city, Redevelopment Agency, and developer for 1.5 million square foot mixed-use project. Managed entitlement process, environmental review, redevelopment plan amendment, and public information process.
- *Union Square Park and Garage Renovation* – Implemented a \$19 million park and garage renovation, including development and negotiation of lease and financing agreements with non-profit garage corporation. Managed entitlement process, and participated in design development and construction management.

PORT OF SAN FRANCISCO, San Francisco, CA*Senior Project Manager**Sep 1999 to Aug 2000*

- Served as the project manager for the development of a 14-acre former industrial site on San Francisco’s southern waterfront. Responsibilities included preparation of feasibility studies, analysis of environmental conditions and mitigations, establishment of design guidelines, and preparation of request for development proposals.

OFFICE OF THE MAYOR, San Francisco, CA
Senior Analyst - Office of Finance & Legislative Affairs

Feb 1995 to Feb 1997

- Provided policy analysis to Mayor and Finance Director on City budget and finance issues. Analyzed budgets of city departments, and citywide revenue forecasts. Managed City budget analysts. Testified before Board of Supervisors' committees on behalf of Mayor's Office.
- Major projects included: labor negotiations with employee unions; study and implementation of new parking rates at municipal garages; and preparation and implementation of new hotel tax legislation.

**OFFICE OF THE CITY ADMINISTRATOR
DISTRICT OF COLUMBIA GOVERNMENT, Washington, DC**
Special Assistant for Fiscal Affairs

July 1993 to Feb 1995

- Advised City Administrator on citywide fiscal matters. Managed \$11 million budget of the Office of the City Administrator. Implemented a citywide review of capital project financing to prioritize spending.

WELLS FARGO BANK, San Francisco, CA
Corporate Tax Analyst

Sep 1990 to Sep 1991

- Planned and researched corporate tax issues. Supervised preparation of Federal and state tax returns of corporation with over \$50 billion in assets. Prepared analysis of Federal and state tax implications of possible merger. Led effort to reduce state tax liability through a review of filing requirements and combined filings.

ARTHUR ANDERSEN & CO., Washington, DC
Senior Tax Consultant

Sep 1988 to Sep 1990

- Planned and managed tax research and compliance services to corporate, individual, partnership and tax exempt clients. Specialized experience in corporate taxation.

NBC - LATE NIGHT WITH DAVID LETTERMAN, New York, NY
Production Staff Intern

Nov 1987 to May 1988

- Researched upcoming guests and suggested possible questions and topics for discussion. Waterboy for big-shot Hollywood celebrities.

Education: **UNIVERSITY OF CHICAGO**
MA in Public Policy Analysis, June 1993

- Awarded *University of Chicago Fellowship*.

STATE UNIVERSITY OF NEW YORK AT ALBANY
BS in Accounting, *Summa Cum Laude*, May 1987

From: Michaeline Kiss <michaelinekiss@sbcglobal.net>
To: carmen.chu@sfgov.org, david.campos@sfgov.org, david.chiu@sfgov.org, eric mar
<eric.l.mar@sfgov.org>, jane.kim@sfgov.org, john.avalos@sfgov.org, malia.cohen@sfgov.org,
mark.farrell@sfgov.org, ross.mirkarimi@sfgov.org, scott.wiener@sfgov.org,
sean.eisbernd@sfgov.org
Cc: Gary Weiss <gary@ixia.com>
Date: 12/13/2011 12:15 AM
Subject: Re: Corbett Slope

Dear Supervisors,

Our work schedules might not allow us to attend the hearing tomorrow concerning the transfer of Corbett Slope. affirm our support for this transfer.

We have lived on Mars St since 1996 and since that time two major open areas in our neighborhood have been. We feel that it is vital to keep Corbett Slope as the last of the open spaces in the area and, to further improve it, as Volunteers from our area have already devoted Saturdays to cleaning the upper area of the slope and are enthused about expanding this community project to do justice to the stately old growth trees on efforts.

Supervisor Weiner's ammendment to allow 5 years to see if this area develops as is the current vision is absolute. Please keep the Corbett Slope open.

Thank you. Michaeline Kiss and Leonard Page 59 Mars St 415 - 437 - 2421.

26

Dear City of San Francisco Supervisors,

We are residents and homeowners in this neighborhood for 25 years. We have personally worked on several neighbor-maintained public gardens for many years and we need to preserve this open space. It has only recently been available to us for improvements and our neighborhood residents have been working on it and designing a bigger plan for a community garden with vegetables. The 100 year-old trees should not be sacrificed, as we have recently lost other green spaces in the neighborhood to development.

These open spaces are essential to San Francisco's beauty and helps promote residents' sense of community. We should not be held hostage by housing landlords who are just looking to make money and have no regard for the neighborhood or environment. Affordable housing should look for other avenues to pursue that aren't detrimental to a neighborhood.

I remember going to bake sales at this garden. If we lose this open space, we also lose a part of San Francisco's unique quality of life. We, as residents here take pride in maintaining our neighborhood.

Best Regards,

Janice T. Low and Richard I. Klein

From: Todd Fralich <tfralich@gmail.com>
To: scott.wiener@sfgov.org, john.avalos@sfgov.org, david.chiu@sfgov.org, malia.cohen@sfgov.org,
mark.farrell@sfgov.org, eric.i.mar@sfgov.org, david.campos@sfgov.org, carmen.chu@sfgov.org,
sean.elsbernd@sfgov.org, jane.kim@sfgov.org, ross.mirkarimi@sfgov.org,
gary@corbettheights.org
Date: 12/12/2011 12:21 PM
Subject: Please save Corbett Slope

Dear Supervisors:

Please save Corbett Slope as public land for our enjoyment by voting to transfer the land back to DPW.

Our neighborhood does not have any significant park areas in the near vicinity, and this park would be enjoyed by the public immensely. Please help to keep our city livable.

Thank you,
Todd Fralich, M.D.
306 Corbett Ave
San Francisco, CA

1 Dr. Carlton B. Goodlett Pl.
SF, CA 94102
(415) 554-7460
www.sfgov.org/chu

From: AChap81@aol.com
To: carmen.chu@sfgov.org
Date: 12/12/2011 10:17 PM
Subject: Transfer of Corbett Slope

Dear Supervisor Chu:

Our names are Juan Carlos Duarte and Aaron Chapman. We are residents at 368 Corbett Avenue in San Francisco. We are writing to you to voice our support for the transfer of the Corbett Slope in our block back to the Department of Public Works from the Department of Real Estate. Having resided on this block since 1998, we are very excited at the prospect of preservation of this beautiful open space in a manner that can be enjoyed by the entire community. This would be a return to the original use of this lot before it was gated off from the neighborhood.

We have been made aware that there has been concern raised regarding this transfer from advocates for affordable housing. The two of us are also concerned by the severe need for affordable housing in San Francisco. However we see it as unfortunate if the need for affordable housing is seen as being in competition with the compelling need for the preservation of beautiful virgin open space (especially when so many untapped alternatives exist). It is my understanding that both the Mayor's Office of Housing and the Land Use and Economic Development Committee of the Board of Supervisors have expressed support for this transfer and do not see the development of this lot as essential for addressing affordable housing needs.

With so much recent development in our neighborhood, we are concerned about how further development of our open spaces will negatively impact the community.

Thank you for your consideration of this issue.

Sincerely,
Juan Carlos Duarte
Aaron Chapman

From: Carmen Chu/BOS/SFGOV
To: Peggy Nevin/BOS/SFGOV@SFGOV
Date: 12/13/2011 12:47 PM
Subject: Fw: Transfer of Corbett Slope to the DPW

Carmen Chu
SF Board of Supervisors
District 4
1 Dr. Carlton B. Goodlett Pl.
SF, CA 94102
(415) 554-7460
www.sfgov.org/chu

From: janet roubian <jroubian@hotmail.com>
To: <carmen.chu@sfgov.org>
Date: 12/10/2011 05:23 PM
Subject: Transfer of Corbett Slope to the DPW

Dear Ms. Chu,

I am a resident of the Corbett Heights neighborhood. I live at 4439 17th Street, 1 1/2 blocks from the Corbett Slope.

As a retiree, I walk past this property every day - enjoying the view.

I strongly support the transfer of this plot of land back to the DPW.

The reason that SF is such a great city is that there are green spaces in our neighborhoods. This is a terrific property, with very mature trees.

To think that more concrete and housing would appear there is completely disheartening.

We've been losing so much of our green space over the last few years. Just across the street from this lot, four large townhouses (covering more than 100 feet) eliminated that part of the hillside.

The neighbors wish to continue clearing the space for community gardens. How wonderful that will be!

Please help our neighborhood retain some green space. Please let San Francisco retain its unique, liveable quality.

Next Tuesday, please vote to transfer this lot to the DPW.

Thank you
Janet Roubian

From: Carmen Chu/BOS/SFGOV
To: Peggy Nevin/BOS/SFGOV@SFGOV
Date: 12/13/2011 12:47 PM
Subject: Fw: Tuesday Board Agenda...Item #35 ..Support

Carmen Chu
SF Board of Supervisors
District 4
1 Dr. Carlton B. Goodlett Pl.
SF, CA 94102
(415) 554-7460
www.sfgov.org/chu

From: <mrmpr@earthlink.net>
To: <carmen.chu@sfgov.org>
Date: 12/11/2011 03:34 PM
Subject: Tuesday Board Agenda...Item #35 ..Support

Re Transfer of city owned Upper Market slope to DPW from MOH.

Dear Supervisor Chu:

I am writing to ask you to concur in Supervisor Weiner's measure to transfer this parcel back to DPW so that it may again be landscaped and maintained by the neighborhood as a garden open space.

This city owned parcel was, formerly, used by neighbors as a garden area, as are a number of left over bits of land in this part of Upper Market. It is my understanding that many years ago there was some incident involving vagrants or ?? which caused DPW to fence off the area and prohibit its continued use by the community out of a concern for liability. Altho I believe that subsequent efforts were made by citizens to obtain city permission to re-open the slope so that they could maintain as they do some other small parcels, those efforts were unsuccessful.

In more recent times, and perhaps for these reasons, the fenced, un-used area was identified as possible surplus land and transferred to the Mayor's Office of Housing for possible sale to benefit funding for homeless housing.

Because it is a steep slope with mature trees, this parcel is not economically feasible for development for affordable housing and is not as valuable a site for sale for market rate development as many other genuinely surplus properties.

Active residents of this area and the established neighborhood organization have been working for a number of years, first with Supervisor Dufty and now with Supervisor Wiener to return the site to its former use which is one of great value to our immediate area.

It would be shortsighted and wrong to take this small open space--which was once and would still be but for the fencing off by the City--a community maintained area to sell it for development. It is not an efficient way to raise funds but is far more valuable as a focus as an actively maintained neighborhood open space.

Mark Ryser
135 Ord Street
553-8033

To: Alisa Miller/BOS/SFGOV,
Cc:
Bcc:
Subject: File 111105: Dec. 13 Board Hearing Agenda #35, Land Use Committee re: Corbett Slope

From: Nancy Peoples <n.peoples@hotmail.com>
To: <john.avalos@sfgov.org>, <david.chiu@sfgov.org>, <malia.cohen@sfgov.org>, <mark.farrell@sfgov.org>, <eric.l.mar@sfgov.org>, Supervisor Scott Wiener <scott.wiener@sfgov.org>, <david.campos@sfgov.org>, <carmen.chu@sfgov.org>, <sean.elsbernd@sfgov.org>, <jane.kim@sfgov.org>, <ross.mirkarimi@sfgov.org>
Cc: Gary Weiss <gary@corbettheights.org>
Date: 12/12/2011 02:32 AM
Subject: Dec. 13 Board Hearing Agenda #35, Land Use Committee re: Corbett Slope

Dear Board of Supervisors:

This letter is being sent in support of keeping the subject Corbett Slope as an open space. As a native San Franciscan, now retired, I grew up around the corner and often played there as a youngster. This space, with its striking view, is enjoyed by those who pass by - the tourists love to pause and look out across the City. It would be such a shame if another "green" space disappeared. There has been good turn-out by the neighbors for the work parties we have had so far. The intention is to finish clearing the overgrown foliage, put in some native plants, as well as a vegetable garden, and retain the mature trees which have been there as long as I can remember. Thank you for considering this at the hearing.

Nancy Peoples
32 Mars Street

To: Alisa Miller/BOS/SFGOV,
Cc:
Bcc:
Subject: File 111105 341 Corbett Ave. Emails

From: Carmen Chu/BOS/SFGOV
To: Peggy Nevin/BOS/SFGOV@SFGOV
Date: 12/13/2011 02:52 PM
Subject: Fw: Corbett Slope

From: d pg <dpg1313@yahoo.com>
To: John Avalos <john.avalos@sfgov.org>, David Chiu <david.chiu@sfgov.org>, Malia Cohen <malia.cohen@sfgov.org>, Mark Farrell <mark.farrell@sfgov.org>, Eric Mar <eric.l.mar@sfgov.org>, Scott Wiener <scott.wiener@sfgov.org>, David Campos <david.campos@sfgov.org>, Carmen Chu <carmen.chu@sfgov.org>, Sean Elsbernd <sean.elsbernd@sfgov.org>, Jane Kim <jane.kim@sfgov.org>, Ross Mirkarimi <ross.mirkarimi@sfgov.org>
Date: 12/12/2011 03:39 PM
Subject: Corbett Slope

Dear Supervisor,

I'm writing to express my support of the reestablishment of Corbett Slope as open and garden space.

I live not far from this space and have walked by it for many years. I'd wondered why it was closed off and why it wasn't available to the community. Recently I was excited to discover that neighbors have in fact been working for years to do just that.

I understand that a big next step in opening the space is transferring it to the custody of DPW. I thank you in advance for doing whatever you can do facilitate this process.

Best wishes,

Daniel Gordon
Caselli Avenue

From: Carmen Chu/BOS/SFGOV
To: Peggy Nevin/BOS/SFGOV@SFGOV
Date: 12/13/2011 02:55 PM
Subject: Fw: Corbett Slope-- Agenda item for Tuesday, Dec. 13

Carmen Chu
SF Board of Supervisors
District 4
1 Dr. Carlton B. Goodlett Pl.
SF, CA 94102
(415) 554-7460
www.sfgov.org/chu

From: Judith Hoyem <jhoyem@sbcglobal.net>

To: john.avalos@sfgov.org, david.chiu@sfgov.org, malia.cohen@sfgov.org, mark.farrell@sfgov.org, eric.l.mar@sfgov.org, scott.wiener@sfgov.org, "David.Campos@sfgov.org" <david.campos@sfgov.org>, "Carmen.Chu@sfgov.org" <carmen.chu@sfgov.org>, jane.kim@sfgov.org, "Ross.Mirkarimi@sfgov.org" <ross.mirkarimi@sfgov.org>, "Sean.Elsbernd@sfgov.org" <sean.elsbernd@sfgov.org>
Date: 12/12/2011 11:59 AM
Subject: Corbett Slope-- Agenda item for Tuesday, Dec. 13

Dear Supervisors,

I am writing to ask you to vote yes to authorize the transfer of the site known as Corbett Slope from the Dept of Real Estate back to the Dept of Public Works so that it can remain a natural open space for the enjoyment of the neighborhood and the enhancement of the City.

This is a well loved and well cared for site that neighbors have put time, money, and energy into maintaining. The goals are to have an accessible section for the neighborhood, as well as a fruit and vegetable area, a native plant area, and a trail system through the uppermost parts.

Open space like Corbett Slope is a real benefit to the City. As the City grows denser, the preservation of nature in the city becomes more and more urgent. A site like this one that is already being developed by the neighborhood as a place of natural respite begs for protection. It should not be viewed as excess land and targeted for real estate development. Its use as a mini park is of far greater benefit than would be additional housing.

Please vote in favor of the transfer.

Sincerely yours,

Judith Hoyem
4042 17th Street
San Francisco, CA 94114
415-552-1259

From: Carmen Chu/BOS/SFGOV
To: Peggy Nevin/BOS/SFGOV@SFGOV
Date: 12/13/2011 02:57 PM
Subject: Fw: corbett Heights slope

Carmen Chu
SF Board of Supervisors
District 4
1 Dr. Carlton B. Goodlett Pl.
SF, CA 94102
(415) 554-7460
www.sfgov.org/chu

From: Joy Berry <joy_berry@att.net>
To: john.avalos@sfgov.org
Cc: david.chui@sfgov.org, mark.farrell@sfgov.org, eric.l.mar@sfgov.org, scott.wiener@sfgov.org,
david.campos@sfgov.org, carmen.chu@sfgov.org, sean.elsbernd@sfgov.org,
jane.kim@sfgov.org, ross.mirkarimi@sfgov.org
Date: 12/10/2011 07:22 PM
Subject: corbett Heights slope

From: Joy Berry 215 Corbett Av.#3 SF 94114 email: joy_berry@att.net

Re: Keeping Corbett Slope as virgin open space

I want to express my concern and feelings about "our" Corbett Heights Open space area. I have lived here for 37 years and this wonderful tree filled space has served to unite our neighborhood for all these many years. We have volunteers who have willingly and lovingly maintained this space; it has served as "the place" where we have had many events.. cake bakes.. display of historical photos of this area etc.

The need for affordable housing is essential but not at the price of sacrificing this wonderful open space.it must be preserved and not sold off to developers for any reason.

I URGE EACH AND EVERY ONE OF YOU TO CONSIDER ALL THESE FACTS AND KEEP CORBETT HEIGHTS AS PUBLIC SPACE... AND please Include the ASSOCIATION IN ANY FUTURE DISCUSSIONS as an OPEN FORUM GIVING THE PUBLIC A CHANCE TO SPEAK.

Respectfully,

Joy Berry

From: Carmen Chu/BOS/SFGOV
To: Peggy Nevin/BOS/SFGOV@SFGOV
Date: 12/13/2011 02:57 PM
Subject: Fw: Corbett Slope

Carmen Chu
SF Board of Supervisors
District 4
1 Dr. Carlton B. Goodlett Pl.
SF, CA 94102
(415) 554-7460
www.sfgov.org/chu

From: "Charles H. Stinson" <chs@charlesstinson.com>
To: carmen.chu@sfgov.org
Date: 12/10/2011 01:59 PM

Subject: Corbett Slope

Dear Supervisor Carmen Chu:

I live at 78 Mars Street in San Francisco, and am a home owner.

I write to support transfer of Corbett Slope back to DPW from the Department of Real Estate..

Before the space was unfortunately fenced in a few years ago, our neighbors enjoyed access to the area, and we used it for gardening and planting -- a great venue for developing and maintaining friendly neighborhood interactions.

The very active and concerned Corbett Heights Neighbors group has done an excellent job of planning for salvage, beautification and maintenance of the area, which will greatly improve appearance within, above and below the site, as well as provide for neighborhood enjoyment of virgin green space with mature trees -- a rarity in the City.

This is an important feature of our neighborhood and contributes enjoyment and value. All or the vast major portion of this green space needs to be preserved for this purpose.

Thank you for your attention,

Charles H. Stinson

Subject: To all Supes: Oppose 312 Corbett housing deal, please

hi all,

while i live in D6, i am very concerned about this corbett street deal that supervisor is pushing. my note is addressed to my supervisor jane kim, but i hope you too will take to heart my views and vote to continue this matter at tomorrow's meeting. thanks.-michael

-----Original Message-----

From: mpetrelis <mpetrelis@aol.com>

To: Jane.Kim <Jane.Kim@sfgov.org>; April.Veneracion <April.Veneracion@sfgov.org>; Matthias.Mormino <Matthias.Mormino@sfgov.org>

Sent: Mon, Dec 12, 2011 5:36 pm

Subject: D6 resident to Sup Kim: Oppose 312 Corbett housing deal, please

Dear Supervisor Jane Kim,

As one of you constituents, I am writing to you because of my opposition to Supervisor Scott Wiener's legislation on 341 Corbett Street. San Francisco needs more affordable housing.

Supervisor Wiener supports giving away land that is worth about \$2 million at a time when so many people are in need of affordable housing and this is not right.

The vacant properties ordinance mandates that the Mayor's Office of Housing (MOH) sell properties that they can't develop for affordable housing. MOH determined that 341 Corbett Street is not suitable for development into affordable housing, but that doesn't preclude it from being sold and MOH using the money to finance affordable housing somewhere else in the city, such as our District 6, or even in District 8.

Unfortunately, there was no grassroots community process on this matter. Supervisor Wiener did not bring together all of the stakeholders so that we could work out a better solution than simply giving the land away.

I strongly urge you and all members of the Board of Supervisors to continue the 341 Corbett Street item tomorrow and let MOH, the neighbors, affordable housing advocates and other stakeholders sit down and look into ways that there could be a win-win: neighbors get their garden and secures MOH affordable housing money.

That could be accomplished if a private donor were found or perhaps Open Space could buy the property. Either way, more time is needed to work this out.

The bottom line is that MOH should not be passing up affordable housing money.

Sincerely yours,

Michael Petrelis

132 Clinton Park, #1

SF, CA 94103

Ph: 415-621-6267

To: Alisa Miller/BOS/SFGOV,
Cc:
Bcc:
Subject: File 111105 - 341 Corbett Ave

From: Carmen Chu/BOS/SFGOV
To: Peggy Nevin/BOS/SFGOV@SFGOV
Date: 12/13/2011 11:27 AM
Subject: Fw: Proceeds from the sale of 341 Corbett need to go toward badly-needed affordable housing

Carmen Chu
SF Board of Supervisors
District 4
1 Dr. Carlton B. Goodlett Pl.
SF, CA 94102
(415) 554-7460
www.sfgov.org/chu

From: Lydia Heather Blumberg <streetsheet@cohsf.org>
To: john.Avalos@sfgov.org, frances.hsieh@sfgov.org, Raquel.Redondiez@sfgov.org,
AvalosStaff@sfgov.org, hillary.ronin@sfgov.org, david.campos@sfgov.org,
Sheila.Chung.Hagen@sfgov.org, David.Chiu@sfgov.org, Catherine.Rauschuber@sfgov.org,
Judson.True@sfgov.org, Carmen.Chu@sfgov.org, Katy.Tang@sfgov.org,
Cammy.Blackstone@sfgov.org, Malia.Cohen@sfgov.org, Megan.Hamilton@sfgov.org,
andrea.bruss@sfgov.org, Sean.Elsbernd@sfgov.org, Olivia.Scanlon@sfgov.org,
Alexander.Volberding@sfgov.org, Mark.Farrell@sfgov.org, Catherine.Stefani@sfgov.org,
Margaux.Kelly@sfgov.org, Jane.Kim@sfgov.org, April.Veneracion@sfgov.org,
Matthias.Mormino@sfgov.org, Eric.L.Mar@sfgov.org, Nickolas.Pagoulatos@sfgov.org,
victor.lim@sfgov.org, Ross.Mirkarimi@sfgov.org, Rick.Galbreath@sfgov.org,
Vallie.Brown@sfgov.org, scott.wiener@sfgov.org, adam.taylor@sfgov.org, gillian.gillett@sfgov.org
Date: 12/13/2011 12:53 AM
Subject: Proceeds from the sale of 341 Corbett need to go toward badly-needed affordable housing

Dear Supervisors and staff,

I am a District 6 resident and voter writing to urge the board to reject Sup. Wiener's proposal to turn 341 Corbett into a DPW-run park, rather than use the space for vitally needed affordable housing. As I understand it, our city's vacant properties law from 2002 mandates we use the property and/or the money it's worth to produce more affordable housing.

As it is, we are losing precious affordable housing units at 55 Laguna, and Park Merced, among others. We cannot afford to lose more affordable housing. Our city must provide more affordable housing. It's that simple. Parks are great--but affordable housing is critical, especially in these tough economic times. I urge the board to help alleviate our city's chronic housing and homelessness crises, and help house some low-income people who need the help. Please tell Sup. Wiener and the Mayor's Office of Housing that affordable housing must be a top priority, and reject this not-in-my-backyard approach.

Thank you,
Lydia Heather Blumberg
Street Sheet Editor
Coalition on Homelessness
468 Turk Street
SF, CA 94102
Phone: (415) 346-3740
Fax: (415) 775-5639
streetsheet@cohsf.org

27

BDS-11
C-Page



Bus Rapid Transit
Fred Merrick to: board.of.supervisors

12/16/2011 11:06 AM

The description I have read of BRT on Van Ness Ave is very exciting. As a 35 year resident of San Francisco, I ride Muni regularly with my clipper card. If fare card dispensers similar to parking are installed, it would solve complaints about pre-paid fares. Once Van Ness has proved successful, then we could consider expanding to Geary Blvd., 19th Ave and other primary routes.

Fred Merrick

28

Fwd: La Boulange 9th Ave
Carmen Chu
to:
Peggy Nevin
12/13/2011 08:25 PM
Hide Details
From: Carmen Chu/BOS/SFGOV

To: "Peggy Nevin" <Peggy.Nevin@sfgov.org>

Begin forwarded message:

From: "Michael Webb" <mwebb123@hotmail.com>
Date: December 12, 2011 1:33:10 PM PST
To:
rm@well.com, c_olague@yahoo.com, wordweaver21@aol.com, plangsf@gmail.com, rodney@waxmuseum.com,
mooreurban@speakeasy.net, hs.commish@yahoo.com, eric.l.mar@sfgov.org, mark.farrell@sfgov.org,
carmen.chu@sfgov.org, jane.kim@sfgov.org, sean.elsbernd@sfgov.org, bevan.dufty@sfgov.org,
david.campos@sfgov.org, malia.cohen@sfgov.org, john.avalos@sfgov.org, ross.mirkarimi@sfgov.org
Subject: La Boulange 9th Ave

Dear Supervisors and Commissioners,

It has come to our attention this week that La Boulange Café and Bakery is planning to open a new location at 1266 9th Ave between Irving and Lincoln. An open house / Pre-Application meeting is being held this Thursday, December 15th.

La Boulange, while once a small business, is undergoing a rapid expansion. They currently have sixteen bakeries in the Bay Area, ten in San Francisco with three more in development in the City. The Chronicle's website reported that La Boulange also has their sites on New York and LA as well as offering Whole Foods retail products. Pascal Rigo the owner said, "We actually are trying to be 'too big.' ... we think we can open as many as the market can absorb." <http://tinyurl.com/82ffp2d>

La Boulange meets San Francisco's criteria of a formula business. I am unclear if a review by the Planning Commission regarding the opening of a formula business will happen automatically or if one needs to be requested by the neighborhood.

I am a worker/owner of Arizmendi Bakery on 9th Ave. We are a worker owned cooperative, we make decisions democratically, sharing all of the tasks, responsibilities, benefits and risks. There are five Arizmendi Bakeries in the Bay Area however we are not a chain. Each bakery is independently owned and operated by the workers, there are no franchise fees, shared finances, or central management.

Including Arizmendi Bakery there are five bakeries within three blocks of La Boulange's proposed site, as well

29

as numerous cafes and lunch restaurants. La Boulange's next closest location is a mere ten blocks away. I understand that competition is a normal and expected part of retail business, but given La Boulange's increasing size and apparent desire to saturate the marketplace I believe my bakery as well as many neighboring businesses would be at competitive disadvantage if they moved in.

Thank you for your time, any assistance or advice regarding this matter would be greatly appreciated.

Sincerely,

Michael Webb
Worker/Owner
Arizmendi Bakery
1331 9th Ave
SF, Ca 92122

Security:

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

Begin forwarded message:

From: "Jorge D" <rumber01@yahoo.com>
Date: December 9, 2011 11:20:04 AM PST
To: "Eric.L.Mar@sfgov.org" <Eric.L.Mar@sfgov.org>, "David.Chiu@sfgov.org" <David.Chiu@sfgov.org>, "Carmen.Chu@sfgov.org" <Carmen.Chu@sfgov.org>, "Ross.Mirkarimi@sfgov.org" <Ross.Mirkarimi@sfgov.org>, "Jane.Kim@sfgov.org" <Jane.Kim@sfgov.org>, "Sean.Elsbernd@sfgov.org" <Sean.Elsbernd@sfgov.org>, "Scott.Wiener@sfgov.org" <Scott.Wiener@sfgov.org>, "David.Campos@sfgov.org" <David.Campos@sfgov.org>, "Malia.Cohen@sfgov.org" <Malia.Cohen@sfgov.org>, "John.Avalos@sfgov.org" <John.Avalos@sfgov.org>
Subject: Re: Nightlife Survey - Answer the questions so the City knows our Industry is important to San Francisco

Dear Sirs and Madams, members supervisors for he city and county of San Francisco, I am

file://C:\Documents and Settings\pnevin\Local Settings\Temp\notesC7A056\~web2027.ht... 12/14/2011

30

writing this letter to recommend Mr. Steven Lee for the current vacant seat in the entertaining commission. I have know Steve for several years now, both at business level and personal basis. You will find in Steve a great source of integrity, professionalism and having experience in the night life entertainment industry. He is fair, sympathetic, and he is always looking out for the safety and well being of the patrons that attend his different venues as well as that of his personnel and the neighbors that live around the area where these venues take place. Having said this I strongly believe that Steve will be of great asset for the entertaining commission when making decisions that will affect this industry that attracts both local residents and from all over the bay area and that is a also a source of jobs to local residents and generate also a great deal of revenues to the county. please take a close look at Steve's record and accomplishments and make him the next member of the City and County of San Francisco. Sincerely yours, Jorge Delgadillo (resident, voter and tax payer in the City and County of San Francisco
Sent from my iPad
)

On Dec 9, 2011, at 4:51 AM, Steven Lee <glaskat_bossman@hotmail.com> wrote:

Dear Venue Operator,

The study we have been talking about for months is finally ready for your input! Please take a few minutes to fill our the survey (see the link below).

<http://www.zoomerang.com/Survey/WEB22DRVUF8MEJ>

Supervisor Scott Wiener has asked the City's Office of Economic Analysis to produce an economic impact study for the Nightlife Industry in San Francisco. The Nightlight Study will be the City's first effort at understanding the impact of this vital source of jobs, tax revenue, and social and economic vitality. Once the study is completed, decision-makers will have a clearer understanding of how the Nightlife industry attracts visitors and spending into San Francisco, and enhances the quality of life for city residents.

The Entertainment Commission is helping the Controller's Office connect with businesses in the Nightlife Industry. You can help us learn about your industry by taking the time to complete this survey. It asks some basic questions about your business's employment, revenues, and contributions to the tax base.

If you own or manage more than one establishment, please take the survey once for each establishment and do not combine the information for multiple businesses in your answers.

All answers will be anonymous, unless you choose to provide contact information. It contains about 20 questions, and should take about 10 minutes of your time. Only questions that are marked with an asterisk are required; the others are optional.

Thank you!

Jocelyn Kane, Executive Director, Entertainment Commission
Ted Egan, Chief Economist, Controller's Office of Economic Analysis

<http://www.zoomerang.com/Survey/WEB22DRVUF8MEJ>

Very Exciting!! Please forward to other operators....thanks



General Manager / Partner
NU CONCEPTS MANAGEMENT GROUP, INC
steven.lee.ventures@gmail.com
415.814.3008

STEVEN LEE ENTERPRISES
www.facebook.com/glaskatbossman
415-720-4208
Fax 415.524.4927
California Music and Culture Association
Board Member / www.cmacsf.org
Chinese American Democratic Club
Glas Kat Supper Club
Chavos Mexican Restaurant
11th Street Cafe / Bowzers Pizza
Bun Heaven
Salon De Brazil
Brand Fury

u - pages
BOS - 11 - Done
file # 110966

**SAN FRANCISCO
PUBLIC GOLF ALLIANCE**



235 Montgomery St., #400, San Francisco, CA. 94104 * 415-392-5431, ext. 2054 * info@sfpublicgolf.org

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2011 DEC - 5 PM 12:34
PBB

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

December 5, 2011

San Francisco Board of Supervisors
David Chiu, President
City Operations & Neighborhood Services Committee
John Avalos, Chairman
City Hall, Room 244
1 Dr. Carlton B. Goodlett Place
San Francisco, CA. 94102

Re: File No. 110966
Public Golf Alliance Opposes
"Long-Term Management Agreement
With the National Park Service
For Sharp Park"
Public Hearing, December 5, 2011

Dear Messrs. Chiu, Avalos, and Supervisors,

With this letter, the Public Golf Alliance submits 755 original handwritten letters from its members: 362 from San Francisco; 335 from San Mateo County; and 54 from Santa Clara County and beyond. The letters were collected at Sharp Park, during the months of June, 2011 (about 80 percent of the letters) and June, 2010.

These are not form letters or e-mails, but instead are old-fashioned, mostly hand-written, mostly single-page letters, written from the heart, which clearly demonstrate the Sharp Park golfers' depth of feeling for their course. "I love this course," writes San Francisco small businessman Jae Park. "Every Sunday I play here foursomes. This course is my life." (SF0040)

31

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

File # 110966
C Pages
BOS-11-Done

SAN FRANCISCO
PUBLIC GOLF ALLIANCE



235 Montgomery St., #400, San Francisco, CA. 94104 * 415-392-5431, ext. 2054 * info@sfpublicgolf.com

December 5, 2011

San Francisco Board of Supervisors
David Chiu, President
City Operations & Neighborhood Services Committee
John Avalos, Chairman
City Hall, Room 244
1 Dr. Carlton B. Goodlett Place
San Francisco, CA. 94102

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO

2011 DEC -
PM 4:55

Re: File No. 110966
Public Golf Alliance Opposes
"Long-Term Management Agreement
With the National Park Service
For Sharp Park"
Public Hearing, December 5, 2011

Dear Messrs. Chiu, Avalos, and Supervisors,

San Francisco Public Golf Alliance, representing nearly 6,000 public golfers in San Francisco and the Peninsula, opposes Ordinance 110966, that would commit the City to a negotiation process anticipating a long-term management agreement for Sharp Park with the National Park Service.

Sharp Park Golf Course, opened in 1932, is a unique San Francisco treasure, like the cable cars. It is an architectural prize: one of only a handful of publicly-owned courses in the world designed by history's greatest golf architect, Dr. Alister MacKenzie. At the same time, Sharp Park is home to a working-class and ethnically diverse collection of public course golfers, that includes substantial numbers of seniors and high school students.

Located in Pacifica, Sharp Park is a regional recreational asset, serving golfers in both San Francisco and San Mateo County. Sharp Park and its historic

32

BOS-11
C-page

CCSF Investment Report for the month of November 2011

Brian Starr to: Brian Starr

12/15/2011 11:07 AM

Ben Rosenfield, Board of Supervisors, cynthia.fong, dgriffin, graziolij, Rick
Cc: Wilson, Harvey Rose, Jose Cisneros, Michelle Durgy, ras94124, sfdocs, Tonia
Lediju, TRydstrom, Pauline Marx

History: This message has been forwarded.

All,

Attached please find the CCSF Investment Report for the month of November 2011.



CCSF Monthly Investment Report for 2011-Nov.pdf

Thank you,

Brian Starr
Investment Analyst
City and County of San Francisco
City Hall - Room 140
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4638
415-554-4487 (phone)
415-554-5660 (fax)
brian.starr@sfgov.org

SPECIAL NOTICE

The Office of the Treasurer & Tax Collector will have reduced services available on designated days in November and December. In addition to the following regularly scheduled legal holidays (when the office will be closed):

November 11, 24, 25; December 26; January 2

the following Minimum Service Days will result in decreased staffing and services:

November 23; December 27, 28, 29, 30

On these dates, our services will be limited to providing general information, accepting applications for business registration, and providing a drop box for City payments (by check or money order only). The Office's Passport Services Unit will NOT be available to accept applications.

* PLEASE NOTE: No cash payments or other over-the-counter cashiering transactions will be processed on these dates.

The Office of the Treasurer & Tax Collector will resume full services on Tuesday, January 3, 2012. (City and County obligations with a delinquency date of December 31, 2011 will be considered on time if paid in full by 5:00pm on Tuesday, January 3, 2012.)

33



Pauline Marx, Chief Assistant Treasurer
Michelle Durgy, Chief Investment Officer

Investment Report for the month of November 2011

December 15, 2011

The Honorable Edwin M. Lee
Mayor of San Francisco
City Hall, Room 200
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4638

The Honorable Board of Supervisors
City and County of San Francisco
City Hall, Room 244
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4638

Ladies and Gentlemen,

In accordance with the provisions of California State Government Code Section 53646, we forward this report detailing the City's pooled fund portfolio as of November 30, 2011. These investments provide sufficient liquidity to meet expenditure requirements for the next six months and are in compliance with our statement of investment policy and California Code.

This correspondence and its attachments show the investment activity for the month of November 2011 for the portfolios under the Treasurer's management. All pricing and valuation data is obtained from Interactive Data Corporation.

CCSF Pooled Fund Investment Earnings Statistics

<i>(in \$ million)</i>	Current Month		Prior Month	
	Fiscal YTD	November 2011	Fiscal YTD	October 2011
Average Daily Balance	\$ 4,208	\$ 4,303	\$ 4,185	\$ 4,384
Net Earnings	22.84	4.90	17.93	4.64
Earned Income Yield	1.29%	1.39%	1.27%	1.25%

CCSF Pooled Fund Statistics

<i>(in \$ million)</i>	% of Portfolio	Book Value	Market Value	Wtd. Avg. Coupon	Wtd. Avg. YTM	WAM
Investment Type						
U.S. Treasuries	10.2%	\$ 426	\$ 433	1.34%	1.16%	1,035
Federal Agencies	66.7%	2,812	2,845	1.56%	1.41%	1,127
TLGP	15.3%	658	652	2.27%	1.48%	163
State & Local Government						
Agency Obligations	0.8%	33	33	2.00%	0.39%	186
Public Time Deposits	0.01%	0.4	0.4	0.50%	0.50%	225
Negotiable CDs	5.0%	212	212	0.53%	0.51%	256
Medium Term Notes	2.1%	91	90	4.04%	0.65%	243
Totals	100.0%	\$ 4,232	\$ 4,265	1.65%	1.33%	901

In the remainder of this report, we provide additional information and analytics at the security-level and portfolio-level, as recommended by the California Debt and Investment Advisory Commission.

Very truly yours,

José Cisneros
Treasurer

cc: Treasury Oversight Committee: Joe Grazioli, Don Griffin, Todd Rystrom, Richard Sullivan
Ben Rosenfield, Controller, Office of the Controller
Tonia Lediju, Internal Audit, Office of the Controller
Cynthia Fong, Deputy Director for Finance & Administration, San Francisco County Transportation Authority
Harvey Rose, Budget Analyst
San Francisco Public Library

Portfolio Summary Pooled Fund

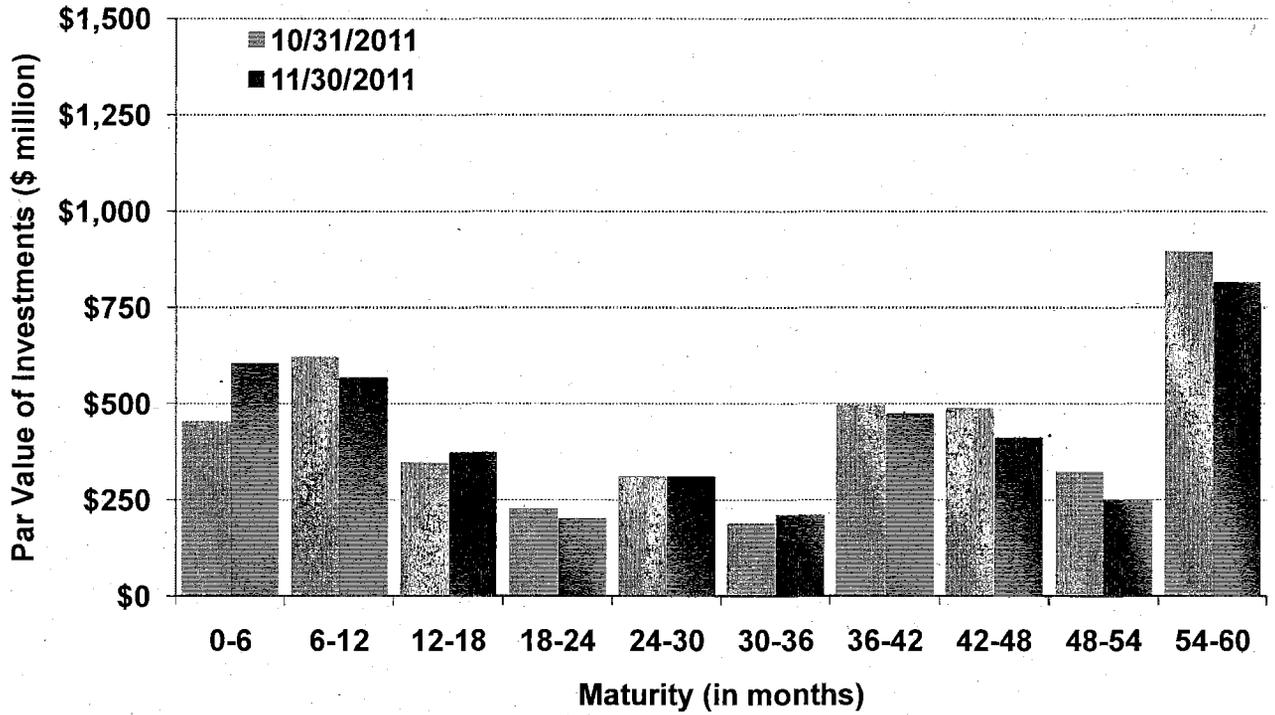
As of November 30, 2011

<i>(in \$ million)</i>								
Security Type	Par Value	Book Value	Market Value	Market/Book Price	Current % Allocation	Max. Policy Allocation	Compliant?	
U.S. Treasuries	\$ 425	\$ 426	\$ 433	101.67	10.15%	100%	Yes	
Federal Agencies	2,804	2,812	2,845	101.17	66.71%	70%	Yes	
TLGP	646	658	652	99.14	15.29%	30%	Yes	
State & Local Government								
Agency Obligations	33	33	33	99.70	0.77%	20%	Yes	
Public Time Deposits	0.4	0.4	0.4	100.00	0.01%	100%	Yes	
Negotiable CDs	212	212	212	99.76	4.96%	30%	Yes	
Bankers Acceptances	-	-	-	-	0.00%	40%	Yes	
Commercial Paper	-	-	-	-	0.00%	25%	Yes	
Medium Term Notes	88	91	90	99.13	2.11%	15%	Yes	
Repurchase Agreements	-	-	-	-	0.00%	100%	Yes	
Reverse Repurchase/ Securities Lending Agreements								
	-	-	-	-	0.00%	\$75mm	Yes	
Money Market Funds	-	-	-	-	0.00%	100%	Yes	
LAIF	-	-	-	-	0.00%	\$50mm	Yes	
TOTAL	\$ 4,208	\$ 4,232	\$ 4,265	100.78	100.00%	-	Yes	

Note: The full Investment Policy can be found at <http://www.sftreasurer.org/>, in the Investment Report section of the About Us menu.

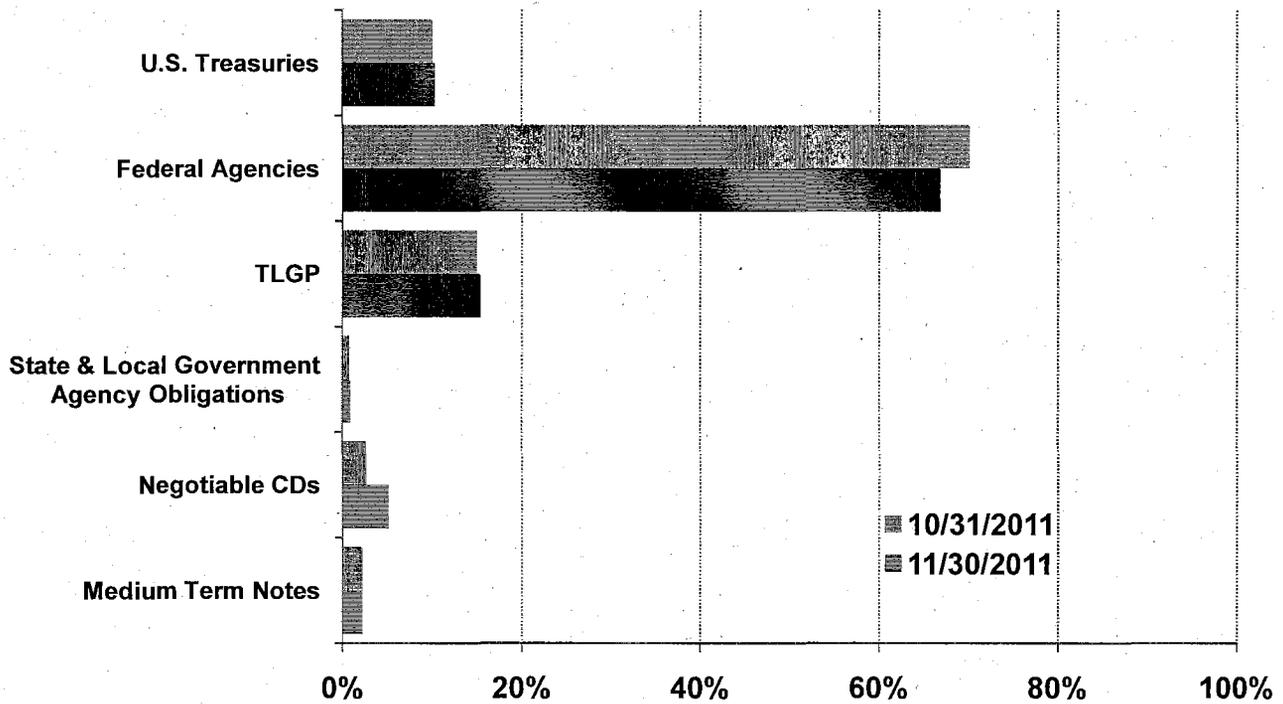
Portfolio Analysis Pooled Fund

Par Value of Investments by Maturity

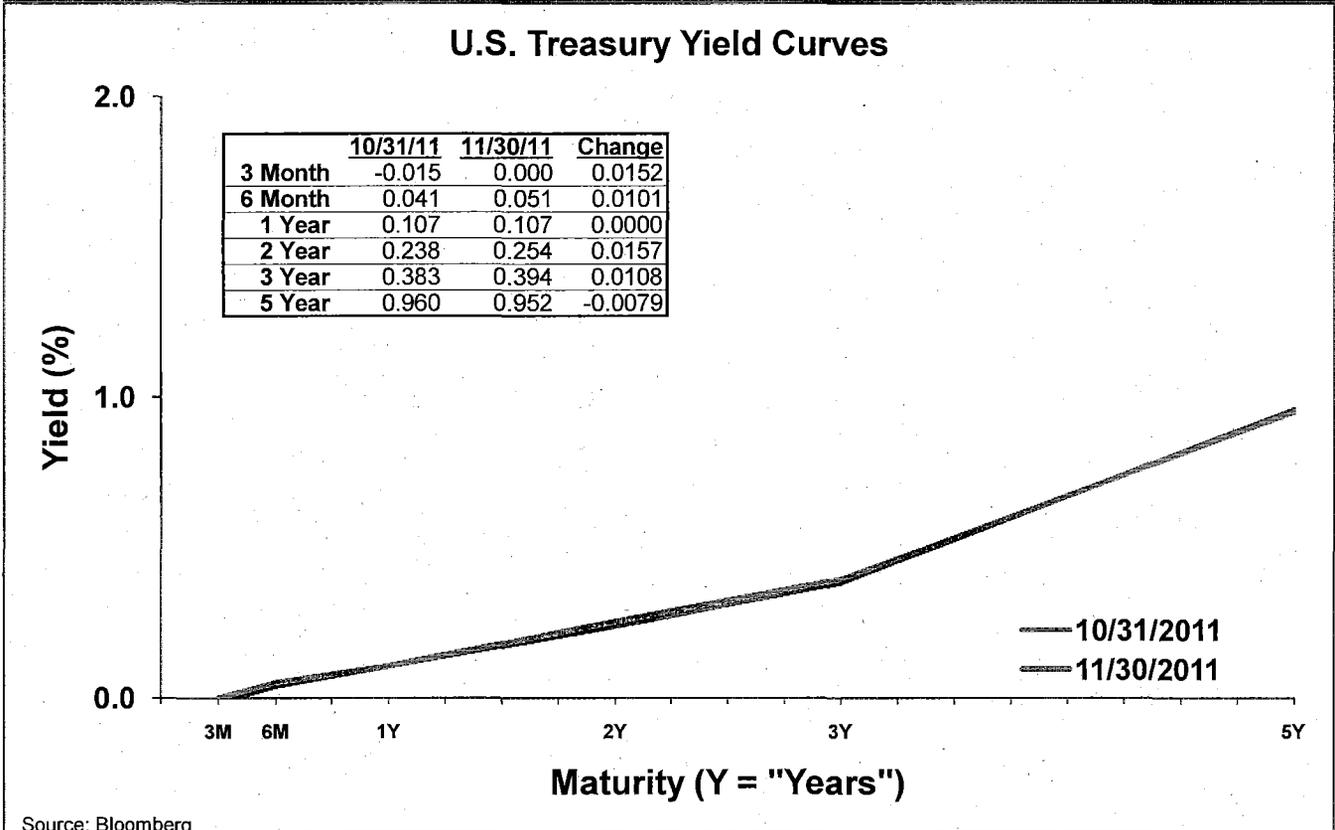
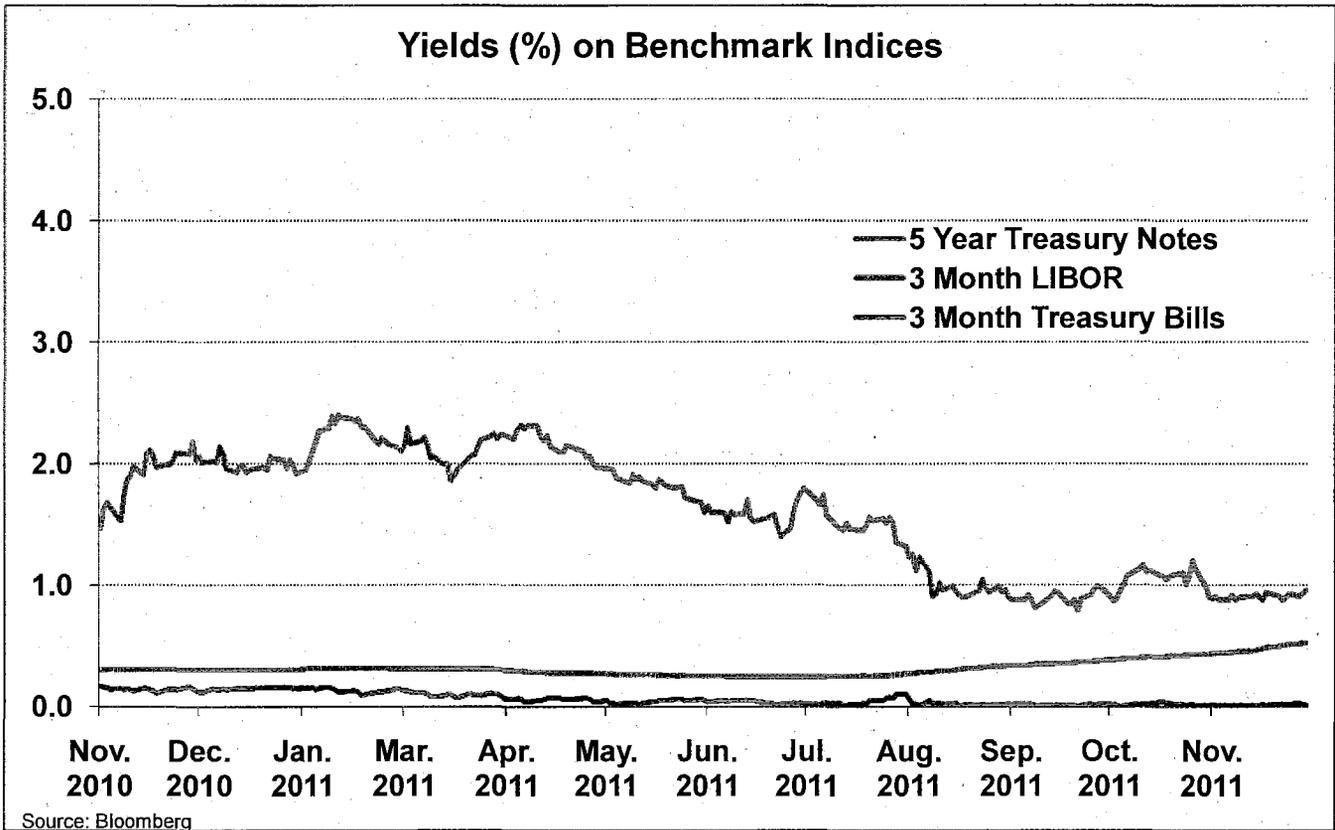


Callable bonds shown at maturity date.

Asset Allocation by Market Value



Yield Curves



Investment Inventory

Pooled Fund

As of November 30, 2011

Type of Investment	CUSIP	Issue Name	Settle	Maturity	Duration	Coupon	Par Value	Book Value	Amortized	
			Date	Date					Book Value	Market Value
U.S. Treasuries	912828KA7	US TSY NT	12/9/09	12/15/11	0.04	1.13	\$ 50,000,000	\$ 50,378,906	\$ 50,007,207	\$ 50,020,000
U.S. Treasuries	912828LB4	US TSY NT	3/23/10	7/15/12	0.62	1.50	50,000,000	50,441,406	50,118,579	50,435,000
U.S. Treasuries	912828QE3	US TSY NT	6/1/11	4/30/13	1.41	0.63	25,000,000	25,095,703	25,070,648	25,150,000
U.S. Treasuries	912828JT8	US TSY NT	6/1/11	11/30/13	1.97	2.00	25,000,000	25,851,563	25,680,877	25,857,500
U.S. Treasuries	912828PQ7	US TSY NT	6/1/11	1/15/14	2.10	1.00	25,000,000	25,226,563	25,183,329	25,375,000
U.S. Treasuries	912828LC2	US TSY NT	6/1/11	7/31/14	2.57	2.63	25,000,000	26,382,813	26,163,907	26,500,000
U.S. Treasuries	912828PJ3	US TSY NT	12/16/10	11/30/15	3.91	1.38	50,000,000	49,519,531	49,612,440	51,405,000
U.S. Treasuries	912828PJ3	US TSY NT	12/16/10	11/30/15	3.91	1.38	50,000,000	49,519,531	49,612,440	51,405,000
U.S. Treasuries	912828PJ3	US TSY NT	12/23/10	11/30/15	3.90	1.38	50,000,000	48,539,063	48,816,989	51,405,000
U.S. Treasuries	912828RJ1	TREASURY NOTE	10/11/11	9/30/16	4.72	1.00	75,000,000	74,830,078	74,857,391	75,337,500
Subtotals					2.77	1.34	\$ 425,000,000	\$ 425,785,156	\$ 425,123,807	\$ 432,890,000
Federal Agencies	3134A4JT2	FHLMC BONDS	6/10/10	1/15/12	0.13	5.75	\$ 20,000,000	\$ 21,479,608	\$ 20,114,011	\$ 20,137,500
Federal Agencies	31331JGD9	FFCB 2 YEAR BULLET FIXED	3/9/10	3/5/12	0.26	0.95	17,050,000	17,016,071	17,045,566	17,087,297
Federal Agencies	31331JGD9	FFCB 2 YEAR BULLET FIXED	3/9/10	3/5/12	0.26	0.95	58,000,000	57,893,860	57,986,130	58,126,875
Federal Agencies	880591DT6	TENN VALLEY AUTHORITY	8/4/10	5/23/12	0.48	6.79	20,500,000	22,725,275	21,088,447	21,147,031
Federal Agencies	31398A6V9	FNMA FRN QTR FF+20	12/21/10	12/3/12	1.01	0.28	50,000,000	50,000,000	50,000,000	50,046,875
Federal Agencies	31398A6V9	FNMA FRN QTR FF+20	12/23/10	12/3/12	1.01	0.28	50,000,000	50,000,000	50,000,000	50,046,875
Federal Agencies	31331G2R9	FFCB	3/26/10	12/7/12	1.01	1.88	37,000,000	37,333,370	37,125,647	37,601,250
Federal Agencies	31331JAB9	FFCB BULLET	4/16/10	12/24/12	1.06	1.63	50,000,000	50,048,500	50,019,193	50,718,750
Federal Agencies	3134G1U69	FHLMC FRN QTR FF+19	1/11/11	1/10/13	1.11	0.27	50,000,000	50,000,000	50,000,000	50,046,875
Federal Agencies	3134G1U69	FHLMC FRN QTR FF+19	1/12/11	1/10/13	1.11	0.27	50,000,000	49,989,900	49,994,375	50,046,875
Federal Agencies	3134G1U69	FHLMC FRN QTR FF+19	3/22/11	1/10/13	1.11	0.27	35,000,000	35,015,925	35,009,796	35,032,813
Federal Agencies	3137EABM0	FHLMC BONDS	5/13/11	6/28/13	1.53	3.75	25,000,000	26,608,250	26,190,146	26,351,563
Federal Agencies	31398AV90	FNMA CALL	7/16/10	7/16/13	1.61	1.30	25,000,000	24,987,500	24,993,237	25,140,625
Federal Agencies	31398AV90	FNMA CALL	7/16/10	7/16/13	1.61	1.30	50,000,000	49,975,000	49,986,474	50,281,250
Federal Agencies	3134G2B50	FHLMC FRN FF+23	9/1/11	9/3/13	1.75	0.31	50,000,000	49,979,500	49,982,045	50,062,500
Federal Agencies	3134G2K43	FHLMC FLT NT FF+21	9/13/11	9/13/13	1.78	0.29	50,000,000	49,969,500	49,973,213	50,031,250
Federal Agencies	31315PLT4	FARMER MAC	12/6/10	12/6/13	1.99	1.25	35,000,000	34,951,700	34,967,565	35,503,125
Federal Agencies	31331J6A6	FFCB	12/23/10	12/23/13	2.03	1.30	75,000,000	74,976,563	74,983,897	76,312,500
Federal Agencies	313371UC8	FHLB	11/18/10	12/27/13	2.05	0.88	75,000,000	74,865,000	74,909,960	75,656,250
Federal Agencies	3135G0AZ6	FNMA FRN QTR T-BILL+21	3/4/11	3/4/14	2.26	0.22	25,000,000	24,985,000	24,988,723	24,976,563
Federal Agencies	3135G0AZ6	FNMA FRN QTR T-BILL+21	3/4/11	3/4/14	2.25	0.22	25,000,000	24,992,500	24,994,361	24,976,563
Federal Agencies	31398A3R1	FNMA AMORT TO CALL	11/10/10	3/21/14	2.28	1.35	24,500,000	24,564,827	24,500,000	24,867,500
Federal Agencies	3136FRPJ6	FNMA FLT-TO-FIX CALL NT	10/18/11	6/6/14	2.50	0.63	10,525,000	10,536,578	10,539,681	10,538,156
Federal Agencies	3133724E1	FHLB	12/31/10	6/30/14	2.54	1.21	50,000,000	50,000,000	50,000,000	50,796,875
Federal Agencies	3137EACU1	FHLMC BONDS	6/2/11	7/30/14	2.63	1.00	75,000,000	74,946,000	74,954,516	75,562,500
Federal Agencies	313370JS8	FHLB	12/8/10	9/12/14	2.73	1.38	26,095,000	26,129,068	26,120,192	26,625,055
Federal Agencies	3128X3L76	FHLMC BONDS	12/23/10	11/13/14	2.79	5.00	21,910,000	24,606,902	23,955,926	24,573,434
Federal Agencies	3128X3L76	FHLMC BONDS	12/23/10	11/13/14	2.79	5.00	1,000,000	1,123,090	1,093,379	1,121,563
Federal Agencies	31331J4S9	FFCB	12/16/10	12/8/14	2.95	1.40	27,000,000	26,986,500	26,989,752	27,540,000
Federal Agencies	31331J4S9	FFCB	12/8/10	12/8/14	2.95	1.40	19,000,000	18,956,680	18,967,295	19,380,000
Federal Agencies	313371PC4	FHLB	11/22/10	12/12/14	2.99	0.88	25,000,000	24,617,500	24,714,094	25,062,500
Federal Agencies	313371W51	FHLB	12/6/10	12/12/14	2.97	1.25	50,000,000	49,725,000	49,792,485	50,687,500
Federal Agencies	313371W51	FHLB	12/8/10	12/12/14	2.97	1.25	75,000,000	74,391,000	74,539,820	76,031,250
Federal Agencies	3133XVNU1	FHLB	11/23/10	12/12/14	2.90	2.75	25,400,000	26,848,308	26,483,295	26,947,813
Federal Agencies	3133XVNU1	FHLB	11/23/10	12/12/14	2.90	2.75	2,915,000	3,079,668	3,038,167	3,092,633
Federal Agencies	3133XVNU1	FHLB	12/8/10	12/12/14	2.90	2.75	25,000,000	26,332,000	26,006,501	26,523,438
Federal Agencies	3133XVNU1	FHLB	12/8/10	12/12/14	2.90	2.75	50,000,000	52,674,000	52,020,558	53,046,875

Investment Inventory Pooled Fund

Type of Investment	CUSIP	Issue Name	Settle	Maturity	Duration	Coupon	Par Value	Book Value	Amortized			
			Date	Date					Book Value	Market Value		
Federal Agencies	313371W93	FHLB	12/15/10	12/15/14	2.97	1.34	75,000,000	75,000,000	75,000,000	76,453,125		
Federal Agencies	31331J6Q1	FFCB	12/29/10	12/29/14	2.99	1.72	27,175,000	27,157,065	27,161,202	27,956,281		
Federal Agencies	31331J6Q1	FFCB	12/29/10	12/29/14	2.99	1.72	70,000,000	69,988,800	69,991,383	72,012,500		
Federal Agencies	3136FMA38	FNMA	6/25/10	6/25/15	3.43	2.50	49,080,000	49,018,650	49,036,255	49,601,475		
Federal Agencies	3136FM6G4	FNMA	8/10/10	8/10/15	3.55	2.13	25,000,000	25,000,000	25,000,000	25,085,938		
Federal Agencies	3137EACM9	FHLMC BONDS	12/15/10	9/10/15	3.66	1.75	50,000,000	49,050,000	49,242,746	51,453,125		
Federal Agencies	313370JB5	FHLB	12/15/10	9/11/15	3.66	1.75	75,000,000	73,587,000	73,873,518	77,273,438		
Federal Agencies	31315PGT0	FARMER MAC	9/15/10	9/15/15	3.65	2.13	45,000,000	44,914,950	44,935,537	46,462,500		
Federal Agencies	31398A3T7	FNMA NT EX-CALL	10/14/11	9/21/15	3.68	2.00	25,000,000	25,881,000	25,883,537	25,914,063		
Federal Agencies	31398A4M1	FNMA	12/15/10	10/26/15	3.79	1.63	25,000,000	24,317,500	24,452,386	25,507,813		
Federal Agencies	31398A4M1	FNMA	12/23/10	10/26/15	3.79	1.63	42,000,000	40,924,380	41,133,055	42,853,125		
Federal Agencies	31398A4M1	FNMA	12/23/10	10/26/15	3.79	1.63	50,000,000	48,701,500	48,953,415	51,015,625		
Federal Agencies	31331J2S1	FFCB	12/15/10	11/16/15	3.86	1.50	25,000,000	24,186,981	24,345,785	25,421,875		
Federal Agencies	313371ZY5	FHLB	12/3/10	12/11/15	3.87	1.88	25,000,000	24,982,000	24,985,563	25,671,875		
Federal Agencies	313371ZY5	FHLB	12/14/10	12/11/15	3.87	1.88	50,000,000	49,871,500	49,896,312	51,343,750		
Federal Agencies	3135G0BH5	FNMA CALL NT	6/10/11	4/11/16	4.14	2.60	25,000,000	25,400,000	25,172,549	25,187,500		
Federal Agencies	313373ZN5	FHLB	6/6/11	6/6/16	4.30	2.03	35,000,000	35,000,000	35,000,000	36,323,438		
Federal Agencies	3135G0BK8	FNMA CALL NT	6/10/11	6/6/16	4.28	2.25	10,000,000	10,078,200	10,043,112	10,084,375		
Federal Agencies	3134G2LW0	FHLMC CALL	7/26/11	6/29/16	4.36	2.00	27,345,000	27,358,673	27,394,528	27,507,361		
Federal Agencies	31315PA25	FAMCA NT	7/27/11	7/27/16	4.44	2.00	15,000,000	14,934,750	14,939,286	15,328,125		
Federal Agencies	3136FRA86	FNMA CALL	8/11/11	7/27/16	4.42	2.25	67,325,000	67,829,938	67,554,214	67,514,352		
Federal Agencies	3134G2SP8	FHLMC CALL	7/28/11	7/28/16	4.44	2.00	50,000,000	50,022,500	50,017,345	50,609,375		
Federal Agencies	3136FRJ95	FNMA CALL	8/15/11	8/15/16	4.49	2.01	100,000,000	100,000,000	100,000,000	100,812,500		
Federal Agencies	31331KUB4	FFCB CALL	8/15/11	8/15/16	4.52	1.75	29,775,000	29,802,914	29,794,677	29,933,180		
Federal Agencies	3134G2VB5	FHLMC CALL	8/24/11	8/24/16	4.50	2.20	25,000,000	25,066,406	25,030,677	25,093,750		
Federal Agencies	3134G2WF5	FHLMC CALL	8/24/11	8/24/16	4.54	1.75	5,050,000	5,050,000	5,050,000	5,062,625		
Federal Agencies	3134G2WJ7	FHLMC STEP CALL	8/24/11	8/24/16	4.57	1.50	25,000,000	25,000,000	25,000,000	25,046,875		
Federal Agencies	3134G2VB5	FHLMC CALL	8/24/11	8/24/16	4.50	2.20	25,000,000	25,085,938	25,039,699	25,093,750		
Federal Agencies	3134G2YE6	FHLMC CALL	8/24/11	8/24/16	4.57	1.50	50,000,000	50,000,000	50,000,000	49,968,750		
Federal Agencies	3134G2YG1	FHLMC CALL	8/24/11	8/24/16	4.58	1.42	100,000,000	100,000,000	100,000,000	99,937,500		
Federal Agencies	3134G2XB3	FHLMC CALL NT	8/24/11	8/24/16	4.54	1.80	25,000,000	25,000,000	25,000,000	25,164,063		
Federal Agencies	3136FRQ55	FNMA STEP CALL	9/9/11	9/9/16	4.67	1.00	50,000,000	50,000,000	50,000,000	50,031,250		
Federal Agencies	313370TW8	FHLB BD	10/11/11	9/9/16	4.56	2.00	25,000,000	25,727,400	25,751,177	25,882,813		
Federal Agencies	3136FR4T7	FNMA STEP NT	9/26/11	9/26/16	4.72	0.90	50,000,000	50,000,000	50,000,000	49,937,500		
Federal Agencies	3135G0CM3	FNMA NT	10/11/11	9/28/16	4.69	1.25	25,000,000	24,856,450	24,871,771	24,828,125		
Subtotals							2.99	1.56	\$ 2,803,645,000	\$ 2,812,104,636	\$ 2,807,618,176	\$ 2,845,102,005
TLGP	36967HAD9	GENERAL ELECTRIC TLGP	7/30/09	12/9/11	0.03	3.00	\$ 50,000,000	\$ 51,602,500	\$ 50,014,872	\$ 50,015,625		
TLGP	4042EPAA5	HSBC TLGP	9/16/09	12/16/11	0.04	3.13	50,000,000	51,969,550	50,035,984	50,046,875		
TLGP	36967HAN7	GENL ELEC CAP CORP FDIC TLGP	3/24/09	3/12/12	0.28	2.25	35,000,000	35,185,150	35,017,422	35,213,281		
TLGP	61757UANO	MORGAN STANLEY FDIC GTD TLGP	3/19/09	3/13/12	0.29	0.54	25,000,000	25,040,325	25,003,811	25,039,063		
TLGP	61757UAP5	MORGAN STANLEY TLGP	11/4/09	3/13/12	0.29	2.25	20,000,000	20,431,800	20,051,716	20,121,875		
TLGP	61757UAP5	MORGAN STANLEY TLGP	11/6/09	3/13/12	0.29	2.25	50,000,000	51,084,000	50,130,131	50,304,688		
TLGP	905266AA0	UNION BANK TLGP FLOAT	3/23/09	3/16/12	0.29	0.55	25,000,000	25,033,725	25,003,283	25,031,250		
TLGP	064244AA4	BANK OF THE WEST TLGP	4/2/09	3/27/12	0.32	2.15	5,000,000	5,026,950	5,002,893	5,034,375		
TLGP	064244AA4	BANK OF THE WEST TLGP	4/2/09	3/27/12	0.32	2.15	20,000,000	20,108,000	20,011,593	20,137,500		
TLGP	90390QAA9	USSA CAPITAL CO	4/28/09	3/30/12	0.33	2.24	16,000,000	16,125,600	16,014,126	16,112,500		
TLGP	17313UAE9	CITIGROUP TLGP	4/2/09	4/30/12	0.42	2.13	25,000,000	25,117,500	25,015,785	25,210,938		
TLGP	06050BAG6	BANK AMERICA CORP TLGP	4/2/09	4/30/12	0.42	2.10	25,000,000	25,093,000	25,012,494	25,214,844		
TLGP	481247AK0	J P MORGAN CHASE TLGP	3/24/09	6/15/12	0.54	2.20	25,000,000	25,119,000	25,019,884	25,289,063		

Investment Inventory Pooled Fund

Type of Investment	CUSIP	Issue Name	Settle	Maturity	Duration	Coupon	Par Value	Book Value	Amortized	
			Date	Date					Book Value	Market Value
TLGP	38146FAA9	GOLDMAN SACHS TLGP	3/22/10	6/15/12	0.53	3.25	50,000,000	52,215,000	50,534,749	50,843,750
TLGP	481247AK0	J P MORGAN TLGP	4/21/10	6/15/12	0.54	2.20	50,000,000	51,097,500	50,275,073	50,578,125
TLGP	06050BAJ0	BANK AMERICA CORP TLGP	4/14/09	6/22/12	0.56	2.38	50,000,000	50,685,000	50,119,949	50,656,250
TLGP	36967HBB2	GENERAL ELECTRIC TLGP BULLET	3/22/10	9/28/12	0.82	2.00	25,000,000	25,366,000	25,120,013	25,382,813
TLGP	36967HBB2	GENERAL ELECTRIC TLGP BULLET	4/20/10	9/28/12	0.82	2.00	75,000,000	76,010,250	75,342,035	76,148,438
TLGP	36967HAV9	GENERAL ELECTRIC TLGP	11/6/09	12/21/12	1.04	2.13	25,000,000	25,253,750	25,085,844	25,531,250
Subtotals					0.44	2.27	\$ 646,000,000	\$ 657,564,600	\$ 647,811,654	\$ 651,912,500
State/Local Agencies	13063BLL4	CAL RANS SER A1	9/22/11	5/24/12	0.48	2.00	\$ 22,500,000	\$ 22,744,350	\$ 22,674,536	\$ 22,677,975
State/Local Agencies	13063BLK6	CAL RANS SER A2	9/22/11	6/26/12	0.57	2.00	10,000,000	10,121,400	10,090,832	10,090,800
Subtotals					0.51	2.00	\$ 32,500,000	\$ 32,865,750	\$ 32,765,367	\$ 32,768,775
Public Time Deposits		BANK OF SAN FRANCISCO CD	5/18/11	5/18/12	0.47	0.75	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000
Public Time Deposits		FIRST NAT. BANK OF NOR. CAL. PTI	8/4/11	8/3/12	0.67	0.40	250,000	250,000	250,000	250,000
Subtotals					0.61	0.50	\$ 350,000	\$ 350,000	\$ 350,000	\$ 350,000
Negotiable CDs	78009J5E1	RBC FLT YCD 3ML+2	9/2/11	5/11/12	0.45	0.46	\$ 60,000,000	\$ 59,994,006	\$ 59,996,147	\$ 60,017,022
Negotiable CDs	06417DUP8	BK OF NOVA SCOTIA YCD FLT 3ML+	9/21/11	6/11/12	0.53	0.54	52,176,000	52,214,610	52,211,229	52,161,072
Negotiable CDs	78009NBL9	RBC YCD FLT 1ML+22	11/2/11	11/2/12	0.92	0.46	50,000,000	50,000,000	50,000,000	49,871,520
Negotiable CDs	78009NBU9	RBC YCD	11/16/11	11/16/12	0.96	0.67	50,000,000	50,000,000	50,000,000	49,639,250
Subtotals					0.70	0.53	\$ 212,176,000	\$ 212,208,616	\$ 212,207,376	\$ 211,688,864
Medium Term Notes	36962G2L7	GE MTN	8/22/11	4/10/12	0.36	5.00	\$ 10,000,000	\$ 10,277,200	\$ 10,156,522	\$ 10,157,813
Medium Term Notes	073928X73	JPM MTN	9/6/11	8/10/12	0.68	6.95	9,317,000	9,855,429	9,765,603	9,702,782
Medium Term Notes	36962G4E1	GE MTN	8/24/11	8/13/12	0.69	3.50	55,750,000	57,282,568	56,914,797	56,847,578
Medium Term Notes	36962G4E1	GE MTN	9/7/11	8/13/12	0.69	3.50	8,370,000	8,590,047	8,554,727	8,534,784
Medium Term Notes	36962G4E1	GE MTN	9/14/11	8/13/12	0.69	3.50	4,700,000	4,819,239	4,805,558	4,792,531
Subtotals					0.65	4.04	\$ 88,137,000	\$ 90,824,483	\$ 90,197,207	\$ 90,035,488
Grand Totals					2.40	1.65	\$ 4,207,808,000	\$ 4,231,703,241	\$ 4,216,073,586	\$ 4,264,747,632

Monthly Investment Earnings Pooled Fund

For month ended November 30, 2011

Type of Investment	CUSIP	Issue Name	Par Value	Coupon	YTM	Settle Date	Maturity Date	Earned Interest	Amort. Expense	Realized Gain/(Loss)	Earned Income /Net Earnings
U.S. Treasuries	912828KA7	US TSY NT	\$ 50,000,000	1.13	0.75	12/9/09	12/15/11	\$ 46,107	\$ (15,445)	\$ -	\$ 30,662
U.S. Treasuries	912828LB4	US TSY NT	50,000,000	1.50	1.11	3/23/10	7/15/12	61,141	(15,671)	-	45,470
U.S. Treasuries	912828QE3	US TSY NT	25,000,000	0.63	0.42	6/1/11	4/30/13	12,878	(4,107)	-	8,770
U.S. Treasuries	912828JT8	US TSY NT	25,000,000	2.00	0.62	6/1/11	11/30/13	40,984	(27,981)	-	13,002
U.S. Treasuries	912828PQ7	US TSY NT	25,000,000	1.00	0.65	6/1/11	1/15/14	20,380	(7,087)	-	13,293
U.S. Treasuries	912828LC2	US TSY NT	25,000,000	2.63	0.85	6/1/11	7/31/14	53,499	(35,886)	-	17,613
U.S. Treasuries	912828PJ3	US TSY NT	50,000,000	1.38	1.58	12/16/10	11/30/15	56,352	7,964	-	64,316
U.S. Treasuries	912828PJ3	US TSY NT	50,000,000	1.38	1.58	12/16/10	11/30/15	56,352	7,964	-	64,316
U.S. Treasuries	912828PJ3	US TSY NT	50,000,000	1.38	2.00	12/23/10	11/30/15	56,352	24,308	-	80,661
U.S. Treasuries	912828RJ1	TREASURY NOTE	75,000,000	1.00	1.05	10/11/11	9/30/16	61,475	2,807	-	64,282
Subtotals			\$ 425,000,000					\$ 465,521	\$ (63,135)	\$ -	\$ 402,386
Federal Agencies	3134A4JT2	FHLMC BONDS	\$ 20,000,000	5.75	1.07	6/10/10	1/15/12	\$ 95,833	\$ (76,007)	\$ -	\$ 19,826
Federal Agencies	31331JGD9	FFCB 2 YEAR BULLET FIXED	17,050,000	0.95	1.05	3/9/10	3/5/12	13,498	1,400	-	14,898
Federal Agencies	31331JGD9	FFCB 2 YEAR BULLET FIXED	58,000,000	0.95	1.04	3/9/10	3/5/12	45,917	4,380	-	50,297
Federal Agencies	880591DT6	TENN VALLEY AUTHORITY	20,500,000	6.79	0.72	8/4/10	5/23/12	115,996	(101,456)	-	14,540
Federal Agencies	31398A6V9	FNMA FRN QTR FF+20	50,000,000	0.28	0.28	12/21/10	12/3/12	11,708	-	-	11,708
Federal Agencies	31398A6V9	FNMA FRN QTR FF+20	50,000,000	0.28	0.28	12/23/10	12/3/12	11,708	-	-	11,708
Federal Agencies	31331G2R9	FFCB	37,000,000	1.88	1.53	3/26/10	12/7/12	57,813	(10,133)	-	47,680
Federal Agencies	31331JAB9	FFCB BULLET	50,000,000	1.63	1.59	4/16/10	12/24/12	67,708	(1,480)	-	66,228
Federal Agencies	3134G1U69	FHLMC FRN QTR FF+19	50,000,000	0.27	0.27	1/11/11	1/10/13	11,292	-	-	11,292
Federal Agencies	3134G1U69	FHLMC FRN QTR FF+19	50,000,000	0.27	0.29	1/12/11	1/10/13	11,292	416	-	11,707
Federal Agencies	3134G1U69	FHLMC FRN QTR FF+19	35,000,000	0.27	0.23	3/22/11	1/10/13	7,904	(724)	-	7,180
Federal Agencies	3137EABM0	FHLMC BONDS	25,000,000	3.75	0.69	5/13/11	6/28/13	78,125	(62,095)	-	16,030
Federal Agencies	31398AV90	FNMA CALL	25,000,000	1.30	1.32	7/16/10	7/16/13	27,083	342	-	27,425
Federal Agencies	31398AV90	FNMA CALL	50,000,000	1.30	1.32	7/16/10	7/16/13	54,167	684	-	54,851
Federal Agencies	3134G2B50	FHLMC FRN FF+23	50,000,000	0.31	0.34	9/1/11	9/3/13	13,056	839	-	13,895
Federal Agencies	3134G2K43	FHLMC FLT NT FF+21	50,000,000	0.29	0.32	9/13/11	9/13/13	12,125	1,252	-	13,377
Federal Agencies	31315PLT4	FARMER MAC	35,000,000	1.25	1.30	12/6/10	12/6/13	36,458	1,322	-	37,780
Federal Agencies	31331J6A6	FFCB	75,000,000	1.30	1.31	12/23/10	12/23/13	81,250	642	-	81,892
Federal Agencies	313371UC8	FHLB	75,000,000	0.88	0.93	11/18/10	12/27/13	54,688	3,568	-	58,256
Federal Agencies	3135G0AZ6	FNMA FRN QTR T-BILL+21	25,000,000	0.22	0.25	3/4/11	3/4/14	4,542	411	-	4,952
Federal Agencies	3135G0AZ6	FNMA FRN QTR T-BILL+21	25,000,000	0.22	0.23	3/4/11	3/4/14	4,542	205	-	4,747
Federal Agencies	31398A3R1	FNMA AMORT TO CALL	24,500,000	1.35	1.27	11/10/10	3/21/14	27,563	-	-	27,563
Federal Agencies	3136FRPJ6	FNMA FLT-TO-FIX CALL NT	10,525,000	0.43	0.39	10/18/11	6/6/14	3,776	(1,523)	-	2,253
Federal Agencies	3133724E1	FHLB	50,000,000	1.21	1.21	12/31/10	6/30/14	50,417	-	-	50,417
Federal Agencies	3137EACU1	FHLMC BONDS	75,000,000	1.00	1.02	6/2/11	7/30/14	62,500	1,404	-	63,904
Federal Agencies	313370JS8	FHLB	26,095,000	1.38	1.34	12/8/10	9/12/14	29,901	(744)	-	29,157
Federal Agencies	3128X3L76	FHLMC BONDS	21,910,000	5.00	1.71	12/23/10	11/13/14	91,292	(56,937)	-	34,355
Federal Agencies	3128X3L76	FHLMC BONDS	1,000,000	5.00	1.71	12/23/10	11/13/14	4,167	(2,599)	-	1,568
Federal Agencies	31331J4S9	FFCB	27,000,000	1.40	1.41	12/16/10	12/8/14	31,500	279	-	31,779
Federal Agencies	31331J4S9	FFCB	19,000,000	1.40	1.46	12/8/10	12/8/14	22,167	890	-	23,056
Federal Agencies	313371PC4	FHLB	25,000,000	0.88	1.26	11/22/10	12/12/14	18,229	7,748	-	25,977
Federal Agencies	313371W51	FHLB	50,000,000	1.25	1.39	12/6/10	12/12/14	52,083	5,624	-	57,707
Federal Agencies	313371W51	FHLB	75,000,000	1.25	1.46	12/8/10	12/12/14	78,125	12,471	-	90,596
Federal Agencies	3133XVNU1	FHLB	25,400,000	2.75	1.30	11/23/10	12/12/14	58,208	(29,358)	-	28,851
Federal Agencies	3133XVNU1	FHLB	2,915,000	2.75	1.31	11/23/10	12/12/14	6,680	(3,338)	-	3,342
Federal Agencies	3133XVNU1	FHLB	25,000,000	2.75	1.38	12/8/10	12/12/14	57,292	(27,276)	-	30,015
Federal Agencies	3133XVNU1	FHLB	50,000,000	2.75	1.37	12/8/10	12/12/14	114,583	(54,758)	-	59,826

Monthly Investment Earnings Pooled Fund

Type of Investment	CUSIP	Issue Name	Par Value	Coupon	YTM ¹	Settle Date	Maturity Date	Earned Interest	Amort. Expense	Realized Gain/(Loss)	Earned Income /Net Earnings
Federal Agencies	313371W93	FHLB	75,000,000	1.34	1.34	12/15/10	12/15/14	83,750	-	-	83,750
Federal Agencies	31331J6Q1	FFCB	27,175,000	1.72	1.74	12/29/10	12/29/14	38,951	368	-	39,319
Federal Agencies	31331J6Q1	FFCB	70,000,000	1.72	1.72	12/29/10	12/29/14	100,333	230	-	100,563
Federal Agencies	3136FMA38	FNMA	49,080,000	2.50	2.53	6/25/10	6/25/15	102,250	1,008	-	103,258
Federal Agencies	3136FM6G4	FNMA	25,000,000	2.13	2.13	8/10/10	8/10/15	44,271	-	-	44,271
Federal Agencies	31331KTY6	FFCB CALL	-	1.44	1.44	8/10/11	8/10/15	36,000	-	-	36,000
Federal Agencies	3137EACM9	FHLMC BONDS	50,000,000	1.75	2.17	12/15/10	9/10/15	72,917	16,474	-	89,391
Federal Agencies	313370JB5	FHLB	75,000,000	1.75	2.17	12/15/10	9/11/15	109,375	24,489	-	133,864
Federal Agencies	31315PGT0	FARMER MAC	45,000,000	2.13	2.17	9/15/10	9/15/15	79,688	1,397	-	81,085
Federal Agencies	31398A3T7	FNMA NT EX-CALL	25,000,000	2.00	1.08	10/14/11	9/21/15	41,667	(18,380)	-	23,287
Federal Agencies	31398A4M1	FNMA	25,000,000	1.63	2.22	12/15/10	10/26/15	33,854	11,529	-	45,383
Federal Agencies	31398A4M1	FNMA	42,000,000	1.63	2.19	12/23/10	10/26/15	56,875	18,251	-	75,126
Federal Agencies	31398A4M1	FNMA	50,000,000	1.63	2.19	12/23/10	10/26/15	67,708	22,033	-	89,742
Federal Agencies	31331J2R3	FFCB	-	1.62	1.80	11/16/10	11/16/15	21,870	(54,340)	283,500	251,030
Federal Agencies	31331J2S1	FFCB	25,000,000	1.50	2.20	12/15/10	11/16/15	31,250	13,573	-	44,823
Federal Agencies	313371PL4	FHLB CALL NT	-	1.55	1.63	6/10/11	11/18/15	11,396	(4,838)	54,495	61,053
Federal Agencies	313371ZY5	FHLB	25,000,000	1.88	1.89	12/3/10	12/11/15	39,063	294	-	39,357
Federal Agencies	313371ZY5	FHLB	50,000,000	1.88	1.93	12/14/10	12/11/15	78,125	2,115	-	80,240
Federal Agencies	3135G0BH5	FNMA CALL NT	25,000,000	2.60	2.25	6/10/11	4/11/16	54,167	(39,216)	-	14,951
Federal Agencies	313373ZN6	FHLB	35,000,000	2.03	2.03	6/6/11	6/6/16	59,208	-	-	59,208
Federal Agencies	3135G0BK8	FNMA CALL NT	10,000,000	2.25	2.08	6/10/11	6/6/16	18,750	(6,481)	-	12,269
Federal Agencies	3134G2LW0	FHLMC CALL	27,345,000	2.00	1.99	7/26/11	6/29/16	45,575	(1,210)	-	44,365
Federal Agencies	31315PA25	FAMCA NT	15,000,000	2.00	2.09	7/27/11	7/27/16	25,000	1,071	-	26,071
Federal Agencies	3136FRA86	FNMA CALL	67,325,000	2.25	2.09	8/11/11	7/27/16	126,234	(89,634)	-	36,601
Federal Agencies	3134G2SP8	FHLMC CALL	50,000,000	2.00	1.99	7/28/11	7/28/16	83,333	(1,227)	-	82,106
Federal Agencies	3136FRJ95	FNMA CALL	100,000,000	2.01	2.01	8/15/11	8/15/16	167,500	-	-	167,500
Federal Agencies	31331KUB4	FFCB CALL	29,775,000	1.75	1.73	8/15/11	8/15/16	43,422	(2,288)	-	41,134
Federal Agencies	3134G2UT7	FHLMC STEP CALL	-	1.00	1.00	8/17/11	8/17/16	22,222	-	-	22,222
Federal Agencies	3134G2UT7	FHLMC STEP CALL	-	1.00	1.00	8/17/11	8/17/16	13,453	-	-	13,453
Federal Agencies	3134G2VB5	FHLMC CALL	25,000,000	2.20	2.14	8/24/11	8/24/16	45,833	(10,827)	-	35,006
Federal Agencies	3134G2WF5	FHLMC CALL	5,050,000	1.75	1.75	8/24/11	8/24/16	7,365	-	-	7,365
Federal Agencies	3134G2VW7	FHLMC STEP CALL	25,000,000	1.50	1.50	8/24/11	8/24/16	31,250	-	-	31,250
Federal Agencies	3134G2VB5	FHLMC CALL	25,000,000	2.20	2.13	8/24/11	8/24/16	45,833	(14,012)	-	31,822
Federal Agencies	3134G2YE6	FHLMC CALL	50,000,000	1.50	1.50	8/24/11	8/24/16	62,500	-	-	62,500
Federal Agencies	3134G2YG1	FHLMC CALL	100,000,000	1.42	1.42	8/24/11	8/24/16	118,333	-	-	118,333
Federal Agencies	3134G2XB3	FHLMC CALL NT	25,000,000	1.80	1.80	8/24/11	8/24/16	37,500	-	-	37,500
Federal Agencies	3136FRQ55	FNMA STEP CALL	50,000,000	1.00	1.00	9/9/11	9/9/16	41,667	-	-	41,667
Federal Agencies	313370TW8	FHLB BD	25,000,000	2.00	1.39	10/11/11	9/9/16	41,667	(12,157)	-	29,510
Federal Agencies	3136FRA77	FNMA STEP NT	50,000,000	0.90	0.90	9/26/11	9/26/16	37,500	-	-	37,500
Federal Agencies	3135G0CM3	FNMA NT	25,000,000	1.25	1.37	10/11/11	9/28/16	26,042	2,374	-	28,416
Subtotals			\$2,803,645,000					\$3,728,883	\$ (523,953)	\$ 337,995	\$ 3,542,924
TLGP	36967HAD9	GENERAL ELECTRIC TLGP	\$ 50,000,000	3.00	1.61	7/30/09	12/9/11	\$ 125,000	\$ (55,771)	\$ -	\$ 69,229
TLGP	4042EPAA5	HSBC TLGP	50,000,000	3.13	1.34	9/16/09	12/16/11	130,208	(71,969)	-	58,239
TLGP	36967HAN7	GENL ELEC CAP CORP FDIC TLGP	35,000,000	2.25	2.07	3/24/09	3/12/12	65,625	(5,124)	-	60,501
TLGP	61757UAN0	MORGAN STANLEY FDIC GTD TLGP	25,000,000	0.54	0.22	3/19/09	3/13/12	11,207	(1,110)	-	10,097
TLGP	61757UAP5	MORGAN STANLEY TLGP	20,000,000	2.25	1.32	11/4/09	3/13/12	37,500	(15,063)	-	22,437
TLGP	61757UAP5	MORGAN STANLEY TLGP	50,000,000	2.25	1.31	11/6/09	3/13/12	93,750	(37,902)	-	55,848
TLGP	905266AA0	UNION BANK TLGP FLOAT	25,000,000	0.55	0.28	3/23/09	3/16/12	11,440	(929)	-	10,511
TLGP	064244AA4	BANK OF THE WEST TLGP	5,000,000	2.15	1.96	4/2/09	3/27/12	8,958	(742)	-	8,217

Monthly Investment Earnings Pooled Fund

Type of Investment	CUSIP	Issue Name	Par Value	Coupon	YTM ¹	Settle Date	Maturity Date	Earned Interest	Amort. Expense	Realized Gain/(Loss)	Earned Income / Net Earnings
TLGP	064244AA4	BANK OF THE WEST TLGP	20,000,000	2.15	1.96	4/2/09	3/27/12	35,833	(2,972)	-	32,861
TLGP	90390QAA9	USSA CAPITAL CO	16,000,000	2.24	1.96	4/28/09	3/30/12	29,867	(3,531)	-	26,335
TLGP	17313UAE9	CITIGROUP TLGP	25,000,000	2.13	1.97	4/2/09	4/30/12	44,271	(3,136)	-	41,135
TLGP	06050BAG6	BANK AMERICA CORP TLGP	25,000,000	2.10	1.97	4/2/09	4/30/12	43,750	(2,482)	-	41,268
TLGP	481247AK0	J P MORGAN CHASE TLGP	25,000,000	2.20	2.05	3/24/09	6/15/12	45,833	(3,028)	-	42,805
TLGP	38146FAA9	GOLDMAN SACHS TLGP	50,000,000	3.25	1.23	3/22/10	6/15/12	135,417	(81,434)	-	53,983
TLGP	481247AK0	J P MORGAN TLGP	50,000,000	2.20	1.16	4/21/10	6/15/12	91,667	(41,889)	-	49,777
TLGP	06050BAJ0	BANK AMERICA CORP TLGP	50,000,000	2.38	1.93	4/14/09	6/22/12	98,958	(17,639)	-	81,319
TLGP	36967HBB2	GENERAL ELECTRIC TLGP BULLET	25,000,000	2.00	1.41	3/22/10	9/28/12	41,667	(11,922)	-	29,745
TLGP	36967HBB2	GENERAL ELECTRIC TLGP BULLET	75,000,000	2.00	1.44	4/20/10	9/28/12	125,000	(33,977)	-	91,023
TLGP	36967HAV9	GENERAL ELECTRIC TLGP	25,000,000	2.13	1.79	11/6/09	12/21/12	44,271	(6,672)	-	37,599
Subtotals			\$ 646,000,000					\$ 1,220,222	\$ (397,293)	\$ -	\$ 822,928
State/Local Agencies	13063BLL4	CAL RANS SER A1	\$ 22,500,000	2.00	0.38	9/22/11	5/24/12	\$ 37,500	\$ (29,920)	\$ -	\$ 7,580
State/Local Agencies	13063BLK6	CAL RANS SER A2	10,000,000	2.00	0.40	9/22/11	6/26/12	16,667	(13,101)	-	3,566
Subtotals			\$ 32,500,000					\$ 54,167	\$ (43,021)	\$ -	\$ 11,146
Public Time Deposits		BANK OF SAN FRANCISCO CD	\$ 100,000	0.75	0.75	5/18/11	5/18/12	\$ 63	\$ -	\$ -	\$ 63
Public Time Deposits		FIRST NAT. BANK OF NOR. CAL. PTI	250,000	0.40	0.40	8/4/11	8/3/12	83	-	-	83
Subtotals			\$ 350,000					\$ 146	\$ -	\$ -	\$ 146
Negotiable CDs	78009J5E1	RBC FLT YCD 3ML+2	\$ 60,000,000	0.46	0.48	9/2/11	5/11/12	\$ 19,361	\$ 714	\$ -	\$ 20,074
Negotiable CDs	06417DUP8	BK OF NOVA SCOTIA YCD FLT 3ML+	52,176,000	0.54	0.43	9/21/11	6/11/12	23,341	(4,388)	-	18,954
Negotiable CDs	78009NBL9	RBC YCD FLT 1ML+22	50,000,000	0.47	0.47	11/2/11	11/2/12	18,740	-	-	18,740
Negotiable CDs	78009NBU9	RBC YCD	50,000,000	0.67	0.67	11/16/11	11/16/12	13,958	-	-	13,958
Subtotals			\$ 212,176,000					\$ 75,401	\$ (3,674)	\$ -	\$ 71,727
Medium Term Notes	36962G2L7	GE MTN	\$ 10,000,000	5.00	0.61	8/22/11	4/10/12	\$ 41,667	\$ (35,845)	\$ -	\$ 5,822
Medium Term Notes	073928X73	JPM MTN	9,317,000	6.95	0.69	9/6/11	8/10/12	53,961	(47,649)	-	6,312
Medium Term Notes	36962G4E1	GE MTN	55,750,000	3.50	0.65	8/24/11	8/13/12	162,604	(129,513)	-	33,091
Medium Term Notes	36962G4E1	GE MTN	8,370,000	3.50	0.67	9/7/11	8/13/12	24,413	(19,359)	-	5,054
Medium Term Notes	36962G4E1	GE MTN	4,700,000	3.50	0.71	9/14/11	8/13/12	13,708	(10,710)	-	2,998
Subtotals			\$ 88,137,000					\$ 296,353	\$ (243,075)	\$ -	\$ 53,277
Grand Totals			\$ 4,207,808,000					\$ 5,840,692	\$ (1,274,153)	\$ 337,995	\$ 4,904,534

¹ Yield to maturity is calculated at purchase

Investment Transactions

For month ended November 30, 2011

Transaction		Maturity												Transaction	
Type	Settle Date	Date	Type of Investment	Issuer Name	CUSIP	Par Value	Coupon	YTM	Price	Interest			Amount		
Purchase	11/2/2011	11/2/2012	Negotiable CDs	RBC YCD FLT 1ML+22	78009NBL9	\$ 50,000,000	0.47	0.47	\$ 100.00	\$ -	\$ -	\$ -	\$(50,000,000)		
Purchase	11/16/2011	11/16/2012	Negotiable CDs	RBC YCD	78009NBU9	50,000,000	0.67	0.67	100.00	-	-	-	(50,000,000)		
Subtotals						\$ 100,000,000	0.57	0.57	\$ 100.00	\$ -	\$ -	\$ -	\$(100,000,000)		
Call	11/10/2011	8/10/2015	Federal Agencies	FFCB CALL	31331KTY6	\$ 100,000,000	1.44	1.44	\$ 100.00	\$ 360,000	\$ -	\$ -	\$ 100,360,000		
Call	11/16/2011	11/16/2015	Federal Agencies	FFCB	31331J2R3	32,400,000	1.62	1.80	99.13	-	-	-	32,400,000		
Call	11/17/2011	8/17/2016	Federal Agencies	FHLMC STEP CALL	3134G2UT7	50,000,000	1.00	1.00	100.00	125,000	-	-	50,125,000		
Call	11/17/2011	8/17/2016	Federal Agencies	FHLMC STEP CALL	3134G2UT7	30,270,000	1.00	1.00	100.00	75,675	-	-	30,345,675		
Call	11/18/2011	11/18/2015	Federal Agencies	FHLB CALL NT	313371PL4	15,570,000	1.55	1.63	99.65	-	-	-	15,570,000		
Subtotals						\$ 228,240,000	1.32	1.35	\$ 99.85	\$ 560,675	\$ -	\$ -	\$ 228,800,675		
Interest	11/4/2011	8/3/2012	Public Time Deposits	FIRST NAT. BANK OF NOR.		\$ 250,000	0.40	0.40	\$ 100.00	\$ 256	\$ -	\$ -	\$ 256		
Interest	11/13/2011	11/13/2014	Federal Agencies	FHLMC BONDS	3128X3L76	21,910,000	5.00	1.71	112.31	547,750	-	-	547,750		
Interest	11/13/2011	11/13/2014	Federal Agencies	FHLMC BONDS	3128X3L76	1,000,000	5.00	1.71	112.31	25,000	-	-	25,000		
Interest	11/14/2011	5/11/2012	Negotiable CDs	RBC FLT YCD 3ML+2	78009J5E1	60,000,000	0.29	0.30	99.99	35,087	-	-	45,662		
Interest	11/16/2011	11/16/2015	Federal Agencies	FFCB	31331J2R3	32,400,000	1.62	1.80	99.13	262,440	-	-	262,440		
Interest	11/16/2011	11/16/2015	Federal Agencies	FFCB	31331J2S1	25,000,000	1.50	2.20	96.75	187,500	-	-	187,500		
Interest	11/18/2011	11/18/2015	Federal Agencies	FHLB CALL NT	313371PL4	15,570,000	1.55	1.63	99.65	105,919	-	-	120,668		
Interest	11/23/2011	5/23/2012	Federal Agencies	TENN VALLEY AUTHORITY	880591DT6	20,500,000	6.79	0.72	110.86	695,975	-	-	695,975		
Interest	11/30/2011	11/30/2015	U.S. Treasuries	US TSY NT	912828PJ3	50,000,000	1.38	1.58	99.04	343,750	-	-	343,750		
Interest	11/30/2011	11/30/2015	U.S. Treasuries	US TSY NT	912828PJ3	50,000,000	1.38	1.58	99.04	343,750	-	-	343,750		
Interest	11/30/2011	11/30/2015	U.S. Treasuries	US TSY NT	912828PJ3	50,000,000	1.38	2.00	97.08	343,750	-	-	343,750		
Interest	11/30/2011	11/30/2013	U.S. Treasuries	US TSY NT	912828JT8	25,000,000	2.00	0.62	103.41	248,634	-	-	250,000		
Subtotals						\$ 351,630,000	1.82	1.38	\$ 100.66	\$ 3,139,811	\$ -	\$ -	\$ 3,166,500		
Grand Totals		2	Purchases												
		0	Sales												
		5	Maturities / Calls												
		(3)	Change in number of positions												

Support Bird-Safe Building Standards

Uma Veloo to: Board.of.Supervisors

12/09/2011 07:38 PM

Sent by: **Defenders of Wildlife**
<ecommunications@defenders.org>

Please respond to Uma Veloo

Dec 9, 2011

Clerk of the Board of Supervisors

Dear Board of Supervisors,

As a San Francisco resident and a supporter of Defenders of Wildlife, I am writing today to urge you to support the Standards for Bird-Safe Buildings.

Tens of millions of birds are killed each year when they collide with buildings and windows. Many are night-migrating species that migrate from Central and South America to breeding grounds in the U.S. and Canada. These include federally listed species and birds of conservation concern.

Millions of birds depend on the San Francisco Bay estuary system, not only during migration but throughout the winter. San Francisco's Standards for Bird-Safe Buildings direct the most serious efforts to those areas that are most at risk.

The Standards for Bird-Safe Buildings are based on sound scientific research, are well founded and are strongly supported by many architects and other members of the construction industry.

These standards provide guidance to help make smart choices when it comes to designing buildings. They also offer guidance on other remedies such as window treatments, lighting design, and lighting operation.

Please support the Standards for Bird-Safe Buildings to prevent the deaths of thousands of migratory birds each year in the Bay Area.

Sincerely,

Ms. Uma Veloo
350 Ward Ave Ste 106
Honolulu, HI 96814-4004
None

34



Capital Planning Committee

BOS-11, COB
BF Clerk
CPAGE

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BOARD OF SUPERVISORS
SAN FRANCISCO
DEC 14 AM 10:58
AK

Edwin M. Lee, City Administrator, Chair

MEMORANDUM

December 12, 2011

To: Supervisor David Chiu, Board President

From: Amy L. Brown, Acting City Administrator and Capital Planning Committee Chair *Amy L. Brown*

Copy: Members of the Board of Supervisors
Angela Calvillo, Clerk of the Board
Capital Planning Committee

Regarding: Recommendations of the Capital Planning Committee on the Issuances and Sales of the 2010 Earthquake Safety and Emergency Response General Obligation Bond, the 2008 Clean and Safe Neighborhood Parks General Obligation Bond, and the 2011 Road Repaving and Street Safety General Obligation Bond.

In accordance with Section 3.21 of the Administrative Code, on December 12, 2011, the Capital Planning Committee (CPC) finalized its recommendations on the following items. The CPC's recommendations are set forth below as well as a record of the members present.

- 1. Board File Number TBD** **Sale resolution and supplemental ordinance authorizing the second issuance and sale of up to \$192,000,000 of Earthquake Safety & Emergency Response General Obligation Bonds.**
- Recommendation:** The CPC recommends approval of the resolution and the appropriation of funds.
- Comments:** The CPC recommends approval of these items by a vote of 9-0.
- Committee members or representatives in favor include: Amy Brown, Acting City Administrator; Ed Reiskin, Director of the MTA; Ed Harrington, General Manager of the SFPUC; Mohammed Nuru, Acting Director of DPW; Kate Howard, Mayor's Budget Director; Judson True, Board President David Chiu's Office; Elaine Forbes, Port of San Francisco; Nadia Sesay, Controller's Office; and Dawn Kamalanathan, Recreation and Parks Department.

Board File Number TBD

Sale resolution and supplemental ordinance authorizing the third issuance and sale of up to \$76,000,000 of Clean and Safe Neighborhood Parks General Obligation Bonds.

Recommendation:

The CPC recommends approval of the resolution and the appropriation of funds.

Comments:

The CPC recommends approval of these items by a vote of 9-0.

Committee members or representatives in favor include: Amy Brown, Acting City Administrator; Ed Reiskin, Director of the MTA; Ed Harrington, General Manager of the SFPUC; Mohammed Nuru, Acting Director of DPW; Kate Howard, Mayor's Budget Director; Judson True, Board President David Chiu's Office; Elaine Forbes, Port of San Francisco; Nadia Sesay, Controller's Office; and Dawn Kamalanathan, Recreation and Parks Department.

Board File Number TBD

Authorizing resolution for the issuance of up to \$248,000,000 and supplemental ordinance authorizing the first sale of up to \$74,000,000 of Road Repaving and Street Safety General Obligation Bonds.

Recommendation:

The CPC recommends approval of the resolution and the appropriation of funds with an amendment to give discretion to the Office of Public Finance and the Capital Planning Program to increase the bond sale amount to include transit signal infrastructure.

Comments:

The CPC recommends approval of these items by a vote of 9-0.

Committee members or representatives in favor include: Amy Brown, Acting City Administrator; Ed Reiskin, Director of the MTA; Ed Harrington, General Manager of the SFPUC; Mohammed Nuru, Acting Director of DPW; Kate Howard, Mayor's Budget Director; Judson True, Board President David Chiu's Office; Elaine Forbes, Port of San Francisco; Nadia Sesay, Controller's Office; and Dawn Kamalanathan, Recreation and Parks Department.

December 1, 2011
TO: STATE, COUNTY AND CITY OFFICIALS

BOS-11
cpage

NOTIFICATION OF PG&E'S APPLICATION TO RECOVER COSTS FOR THE ADOPTION OF ITS SMART GRID PILOT DEPLOYMENT PROGRAM (A.11-11-017)

What is the Smart Grid Application?

In October of 2009, the California legislature signed Senate Bill (SB) 17 into law. SB 17 states that "it is the policy of the state to modernize the state's electrical transmission and distribution system to maintain safe, reliable, efficient, and secure electrical service, with infrastructure that can meet future growth in demand." Pursuant to SB 17, the California Public Utilities Commission (CPUC) issued Decision 10-06-047, instructing California's energy utilities to file applications submitting their Smart Grid Deployment Plans.

On November 21, 2011, Pacific Gas and Electric Company (PG&E) filed application No. 11-11-017 (Smart Grid Application) with the CPUC. In the Smart Grid Application, PG&E is requesting authorization to implement six Smart Grid initiatives from 2013 through 2016, at a cost of \$109 million. These six initiatives are part of the PG&E Smart Grid Deployment Plan and involve activities aimed at:

- Improving the reliability and flexibility of PG&E's electric distribution system, including installing line sensors to reduce outage response times and increase accuracy in identifying outages.
- Enhancing the efficiency of PG&E's operations through more accurate demand forecasting.
- Advancing PG&E's capabilities for evaluating and testing new technology.
- Educating customers on the smart grid and the benefits of its capabilities by incorporating the experiences of other utilities into PG&E's customer education plans.

Will electric rates increase?

Yes, if approved, this request would result in a slight increase of less than one percent to electric rates for bundled service customers¹ and for direct access and community choice aggregation customers². The increase in rates resulting from this application will be spread over a four-year period and will not appear in customer bills until 2013. Using the highest single year revenue requirement of \$25.138 million, the bundled system average rate increase will be 0.2 percent, relative to current rates.

FOR FURTHER INFORMATION

To request a copy of the application and exhibits or for more details, call PG&E at 1-800-743-5000. For TDD/TTY (speech-hearing impaired), call 1-800-652-4712. Para más detalles llame al 1-800-660-6789 詳情請致電 1-800-893-9555

You may request a copy of the application and exhibits by writing to:
Pacific Gas and Electric Company
Smart Grid Application
P.O. Box 7442, San Francisco, CA 94120

THE CPUC PROCESS

The CPUC's Division of Ratepayer Advocates (DRA) will review this application.

The DRA is an independent arm of the CPUC, created by the Legislature to represent the interests of all utility customers throughout the state and obtain the lowest possible rate for service consistent with reliable and safe service levels. The DRA has a multi-disciplinary staff with expertise in economics, finance, accounting and engineering. The DRA's views do not necessarily reflect those of the CPUC. Other parties of record may also participate.

The CPUC may hold evidentiary hearings where parties of record present their proposals in testimony and are subject to cross-examination before an Administrative Law Judge (ALJ). These hearings are open to the public, but only those who are parties of record may present evidence or cross-examine witnesses during evidentiary hearings. Members of the public may attend, but not participate in, these hearings.

After considering all proposals and evidence presented during the hearing process, the ALJ will issue a draft decision. When the CPUC acts on this application, it may adopt all or part of PG&E's request, amend or modify it, or deny the application. The CPUC's final decision may be different from PG&E's application.

If you would like to learn how you can participate in this proceeding or if you have comments or questions, you may contact the CPUC's Public Advisor as follows:

Public Advisor's Office
505 Van Ness Avenue
Room 2103
San Francisco, CA 94102

If you are writing a letter to the Public Advisor's Office, please include the number of the application (11-11-017) to which you are referring. All comments will be circulated to the Commissioners, the assigned Administrative Law Judge and the Energy Division staff.

A copy of PG&E's Smart Grid Application and exhibits are also available for review at the California Public Utilities Commission, 505 Van Ness Avenue, San Francisco, CA 94102, Monday-Friday, 8 a.m.-noon and on the CPUC's website at www.cpuc.ca.gov/puc.

¹ Bundled service customers are defined as those customers who receive electric generation, transmission and distribution service from PG&E.

² Direct access and community choice aggregation customers are defined as those customers who purchase electricity from non-PG&E suppliers, but receive transmission and distribution service from PG&E.

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BOARD OF SUPERVISORS
SAN FRANCISCO
2011 DEC 12 PM 3:23
AK

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OFFICE OF THE MAYOR
SAN FRANCISCO



COB - Orig.
Bos-11, Leg Dcp
C Page
EDWIN M. LEE
MAYOR

December 19, 2011

Members, Board of Supervisors
San Francisco City Hall
1 Dr. Carlton B. Goodlett Pl
San Francisco, California 94102

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2011 DEC 19 PM 4:00
BY: abc

Dear Supervisors:

This letter communicates my veto of the ordinance pending in File Number 110966, finally passed by the Board of Supervisors on December 13, 2011. This ordinance proposes to amend the Park Code to require the Recreation & Park Department to enter into exclusive negotiations with the National Park Service pertaining to City-owned property at Sharp Park.

The Recreation and Park Department is presently conducting environmental analysis of a project at Sharp Park that would restore 19 acres of habitat. The Department has also been in discussions with the County of San Mateo for some time now to create a mutually beneficial partnership for the long-term management of the golf course that could help fund the needed habitat restoration, and continue to support an affordable and popular recreational activity.

The ordinance that I am vetoing would bring these productive discussions to a halt, and instead compel the Department to begin dialogue anew with the National Park Service about closing the golf course at Sharp Park. I believe in striving for equilibrium between environmental and recreational needs. The implicit aim of this legislation – cutting off talks with San Mateo County and envisioning the end of golf operations at Sharp Park – is not a balanced approach. Furthermore, the City could voluntarily choose at any time to enter into the type of discussion envisioned by this legislation, further making this ordinance unnecessary.

After lengthy discussions with Congresswoman Jackie Speier, it is clear to me that the Federal government cannot prioritize habitat restoration and recreational development at Sharp Park, and the National Park Service does not have the resources necessary to rehabilitate the natural areas and golf facilities.

San Mateo County officials, however, are ready and willing to partner with us to implement an environmentally responsible approach to species and habitat protection, all while keeping Sharp Park available to a variety of recreational users.

This ordinance explicitly prohibits San Francisco from entering into an agreement with San Mateo County, no matter how robust the environmental benefits of such an arrangement may be. For this reason, I am returning this legislation with a veto and encouraging the Board of Supervisors to support a balanced approach to Sharp Park.

Sincerely,

Edwin M. Lee
Mayor

cc: Angela Calvillo, Clerk of the Board of Supervisors

1 DR. CARLTON B. GOODLETT PLACE, ROOM 200
SAN FRANCISCO, CALIFORNIA 94102-4681
TELEPHONE: (415) 554-6141

37

BOS-11
C-Page



Fw: New ordinance necessary to protect the health of persons you represent

John Avalos, David Chiu, David
Board of Supervisors to: Campos, Malia Cohen, Carmen Chu,
Sean Elsbernd, Mark Farrell, Jane Kim,

12/19/2011 09:33 AM

Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102
(415) 554-5184
(415) 554-5163 fax
Board.of.Supervisors@sfgov.org

Complete a Board of Supervisors Customer Service Satisfaction form by clicking
<http://www.sfbos.org/index.aspx?page=104>

----- Forwarded by Board of Supervisors/BOS/SFGOV on 12/19/2011 09:36 AM -----

From: DAN DUDLEY <alaskadanfishing@yahoo.com>
To: Board.of.Supervisors@sfgov.org
Date: 12/19/2011 04:25 AM
Subject: New ordinance necessary to protect the health of persons you represent

December 18, 2011

To: San Francisco Board of Supervisors

These specific products are affecting adults, teenagers and children as young as 3 years of age that can result in one of the most intense forms of pain adults and children are forced to endure of exposing the tooth dentin while being used as recommended and directed.

The FDA has now acknowledged their determination of detrimental harm regarding this issue, in response to a US Senator. Once a federal safety Agency's determination and acknowledgement of a detrimental harm to health has been established, a product that results in multiplying that harm needs no further documentation of incidences or injuries of harm by the specific product.

Evidence shows these companies advertizing that children tend to use these spinning-rotating-osculating types of power toothbrushes, over 30 percent longer.

These toy and doll shaped power toothbrushes do not have pressure sensors. Children do not have the awareness of adults that they may be using too much pressure while brushing, with these thousands more motions in every minute's use, even further multiplying this harm and damage.

I have testified to these facts and evidence before the Anchorage Assembly, and presented a draft Ordinance to ban the sales of these specific types' power toothbrushes that do not have the pressure sensors that have been included to prevent this multiplied harm and injury. You will be able to able to access and view all the

38

documentation by the Federal agencies, responses by US Senators, and additional facts evidence that can be fully verified, by linking to the Anchorage Assembly website's regular Anchorage Assembly meeting on 11/22/2011 under 12.A. appearance requests, click on the link Dan Dudley, regarding banning specific types of power toothbrushes then click the Supporting Materials Files po- Dan Dudley_ Appearance Request. PFD

I also want to inform you of the media coverage of this issue that has now begun to inform people of the responsibilities of officials who positions and departments been established to provide for the promotion and protection of the public health and welfare and preventing injury. This issue of was given 2 full segments on 11/22/2011 Alaska television stations Fox 4 ktby, kyur 13, on AK political insider, with interviews by news director Natasha Sweatte and Mark Colavecchio over the facts, evidence, information and responsibility of State officials to ban these specific products, as it is the only means to prevent this detrimental harm and injury to adults and the parents of children who are able to continue to purchase and use them.

Please respond and inform me if you will submit an Ordinance as in the supporting facts and evidence of this draft to the Anchorage assembly, to ban the sales of these specific types of power toothbrushes that do not have the pressure sensors that have been added to other similar power toothbrushes, to prevent this harm and damage to the persons who you represent.

Thank you,

Dan Dudley
3081 Lois Drive # 809
Anchorage, Alaska 99517
alaskadanfishing@yahoo.com

Submitted by: Chair of the Assembly or any other Assembly member

at the request of Anchorage resident Dan Dudley

& nbsp;

Prepared by: Anchorage resident Dan Dudley
For Reading: January , 2012

ANCHORAGE, ALASKA
AO NO. 2012-

AN ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE

CHAPTER 16.10 AS ENFORCEMENT FOR OMITTING A SAFETY FEATURE (PRESURE SENSOR) OF SPECIFIC SPINNING-ROTATING-OSCULATING POWER TOOTHBRUSHES THAT HAS BEEN INCLUDED IN OTHER SIMILAR OPERATING TYPES OF POWER TOOTHBRUSHES.

WHEREAS, when made aware of facts and evidence of a product that will multiply and accelerate detrimental harm to one's health, that is now acknowledged and validated by a Federal safety agency, the Municipality has the duty, authority and jurisdiction to ban the sales of products that can multiply and accelerate this detrimental harm to health while being used as recommended and directed, when these other agencies and departments fail to take this action; and

WHEREAS, Consumers in the Municipality of Anchorage are continuing to purchase and use specific types of power toothbrushes which do not have the pressure sensors that have been added to other similar operating power toothbrushes; and

WHEREAS, these pressure sensors have been added to these similar operating types of power toothbrushes to slow down or stop these motions, or warn consumers that they are using too much pressure while using the product; and

WHEREAS, consumers who are using these specific types of spinning-rotating-osculating power toothbrushes without pressure sensors do not have the protections or warnings afforded to them to prevent multiplied and accelerated harm or damage to their gingival tissues while using the product as directed; and

WHEREAS, the Municipality has been presented with a document by the FDA in response to US Senator Lisa Murkowski regarding the potential harm that certain types of power-spinning-rotating toothbrushes could cause to children's soft gum tissue, dated March 16, 2011, explaining that the Federal Food, Drug, and cosmetic act (FD&C Act) is the controlling statute on the specific matter raised by Mr. Dudley; and

WHEREAS, the FDA acknowledges that they have researched or are aware of the damage or harm to one's health and gingival tissues in writing "it is true that overly aggressive brushing with any type of toothbrush may be detrimental to one's health" now documented by this Federal agency; and

Page 1 of 3

WHEREAS, to reaffirm this FDA validation of detrimental harm to one's health by aggressive brushing with any type of toothbrush, is the fact that if a person were to insert a manual toothbrush into their mouths and then press aggressively against the gingival tissue without any additional motions there would be no significant damage to this tissue. For any significant potential for damage to the gingival tissue there must be motions made against this tissue. These specific types of power toothbrushes operate at approximately 5000 to over 8000 more motions that adults or children are able to accomplish manually per the same minutes use; and

WHEREAS, as the suppliers of these power toothbrushes recommend 2 minutes of use twice daily this may add to approximately twenty thousand to thirty two thousand motions every day, while being used as directed; and

WHEREAS; these approximately 20,000 to 32,000 more motions daily than could be accomplished manually, without a pressure sensor to warn consumers of the multiplied harm to the gingival tissues, is undisputable as evidence in the ability to accelerate harm to the gingival tissues, and can result in exposing the tooth dentin; and

WHEREAS, the Municipality has been given evidence in a document by a dental professional and specialist, regarding the issue of gum recession that appears to be the result of (over-strenuous) brushing indicating that there are tissue grafting techniques available for isolated recession problems, but to get coverage of the cemento-enamel junction on the posterior dentition- it is not feasible, and recommends avoiding the use of the electric brush.

WHEREAS, the Municipality has been made aware of the dental profession having recognized the harm and damage that is identified under the dental terminology of TOOTHBRUSH ABRAISION, when the underlying layer of your teeth -- the dentin -- becomes exposed as a result of receding gum tissue by using too much pressure when aggressively brushing and or by excessively brushing using improper brushing motions, that will push back and away horizontally at the gum tissue. The roots under this layer of gum tissue which are not covered by hard enamel contain thousands of tiny tubules leading to the tooth's nerve center (the pulp). These dentinal tubules (or channels) allow the hot, cold, or sweet food -- to reach the nerve in your tooth, which results in one of the most intense forms of pain adults or children are forced to endure, and

WHEREAS, additional evidence of this potential for harm while using a spinning-rotating-osculating power toothbrush with out a pressure sensor is now acknowledged and documented in the dental profession having established the fact or factors of toothbrush abrasion that results in this layer of gum (gingival) tissue to become damaged by 1- using too much pressure while brushing 2-brushing aggressively or excessively 3- using improper brushing motions that would push back and away horizontally at this tissue, as all 3 factors are evident while using these specific types of spinning-rotating-osculating power toothbrushes, without pressure sensors, and

Page 2 of 3

WHEREAS, the companies who continue to profit from the sales of these specific spinning-rotating-osculating types of power toothbrushes without pressure sensors have no valid or legitimate means to dispute the fact that these approximately twenty thousand to thirty two thousand more motions per recommended daily use will not accelerate and multiply damage to the gingival tissues while being used as recommended, and

WHEREAS, Any previous study's or opinions that may conclude these certain type products are safe and will not multiply toothbrush abrasion damage is invalid and overruled by the numbers of motions per minutes use by the established dental profession facts and factors of toothbrush abrasion, and

WHEREAS, the FDA acknowledgement of detrimental harm to one's health by aggressive brushing validate the multiplied and accelerated harm and damage to the gingival tissues while using these specific operating

types of power tooth brushes that do not have pressure sensors; and

WHEREAS, the dental professions acknowledgement of excessive improper brushing is evident by the recommended daily use of approximately twenty thousand to thirty two thousand motions, while using these spinning-rotating-osculating power toothbrushes as directed, which cannot be duplicated per minutes use by adults or children while brushing manually.

WHEREAS, the Municipality has been made aware of many of the products or devices on the FDA's and CPSC recall websites that show the recall was regarding the known facts or factors of harm, proving that no incidences of illnesses or injuries were reported in connection with the recall over the potential for detrimental harm; and

WHEREAS, this is evidence that no additional reports of damage or injury from these specific types of spinning-rotating-osculating types of power toothbrushes is necessary for the Municipality to use their jurisdiction and authority to take action to prevent harm to it's citizens; and

WHEREAS, the Federal Food, Drug, and Cosmetic Act is the controlling statute on this matter the provision of the Municipality 18 AAC 30 relating to foods, drugs, and cosmetics allow for a new ordinance (amendment) (resolution) prohibiting the sales of these of specific types of power tooth brushes without pressure sensors; and

WHEREAS, it is in the best interest of the Municipality to prohibit the sales of these specific types of spinning-rotating-osculating types of power toothbrushes that do not have pressure sensors to protect the health, safety, and welfare of its citizens; now therefore,

Page 3 of 3

THE ANCHORAGE ASSEMBLY ORDANINS:

An ordinance prohibiting the sales, within the Municipality, of specific types of spinning-rotating-osculating types of power toothbrushes that do not include pressure sensors to protect the public health and safety.

Or

THE ANCHORAGE ASSEMBLY RESOLVES:

Prohibiting the sales, within the Municipality, of specific types of spinning-rotating-osculating types of power toothbrushes that do not include pressure sensors to protect the public health and safety.

Or

SECTION 1. ANCHORAGE MUNICIPAL CODE CHAPTER 16.10 is amended by adding a new section that reads as follows:

It shall be prohibited and unlawful for any retailer or other place of business within the Municipality to sell specific types of spinning-rotating-osculating power toothbrushes that do not have pressure sensors.

16.10.010 – ENFORCEMENT

A. Any act required or prohibited by the following provisions of the Alaska Administrative Code shall also be required or prohibited by this code, and any person or retailer who commits any prohibited act or omits any required act violates this Code

1. The provisions of 18 AAC 30 relating to foods, drugs and cosmetics.
2. The provisions of 18 AAC 31 relating to retail services

B. Any person or retailer who violates the provisions of the Alaska Administrative Code set forth in subsection A of this section shall, upon conviction, be guilty of a misdemeanor punishable by a fine not to exceed \$300.00, and that person or retailer shall be required to pay the costs of prosecution.

C. The municipality may initiate criminal and civil proceedings to enforce the provisions of the Alaska Administrative Code set forth in subsection S of this section without regard as to whether enforcement actions have been brought by the state for the same offence.

D. Any private person affected by a violation of any provision of the Alaska Administrative Code set forth in subsection A of this section may bring a civil action for damages, injunction or other relief in the trial courts.

39

Begin forwarded message:

From: "Jonica Brooks" <joni2b@sbcglobal.net>
Date: December 20, 2011 11:49:15 AM PST
To: Eric.L.Mar@sfgov.org, Mark.Farrell@sfgov.org, David.Chiu@sfgov.org, Carmen.Chu@sfgov.org,
Ross.Mirkarimi@sfgov.org, jane.kim@sfgov.org, Sean.Elsbernd@sfgov.org, Scott.Wiener@sfgov.org,
David.Campos@sfgov.org, Malia.Cohen@sfgov.org, John.Avalos@sfgov.org
Cc: "Jonica Brooks" <joni2b@sbcglobal.net>
Subject: Public Comment, December 13th hearing on CPMC

Dear Supervisors,

I want to thank you for holding the hearing on CPMC and Mayor Ed Lee's negotiations around CXPNC's rebuild plans. Unfortunately I was u

Dear Supervisors,

For the past four years, nurses in the CPMC Skilled Nursing facility have had a harrowing time protecting healthcare access and patient CPMC does not want a union of RNs in the new hospital. But the fact is, the average age of an RN at CPMC is 50. The average years of se Many people have talked about the creation of union jobs that the rebuild will create. And yet neither the Mayors office nor CPMC will We RNs want a card check, neutrality agreement for the new rebuilt hospital. And believe me, card check is far less costly - both financ We ask you, our elected officials, to take courage and step up and champion the RN workforce whose concerns are very near and dear to Thank you.

cc The RN workforce California and St Lukes Campus.

File 11/12/10 BOS-11 CityOps Clerk

OLDER WOMEN'S LEAGUE

San Francisco Chapter Office ♦ 870 Market Street, Room 905 ♦ San Francisco, CA 94102 ♦ 415-989-4422 ♦ Fax: 415-989-4422

THE VOICE OF MIDLIFE AND OLDER WOMEN

OWL Position Statement to SF Board of Supervisors on Rebuilding CPMC

City Wide Access to Health Care: Equitable distribution of health care services in San Francisco is important to the Older Women's League (OWL) membership. Concentration of services in one large hospital in an area close to other SF hospitals does not create equal distribution or access. OWL proposes the Cathedral Hill campus be downsized and some services intended for Cathedral Hill be distributed throughout existing CPMC campuses. We support implementation of recommendations of St. Luke's Blue Ribbon Panel, including a long-term commitment to full services at St. Luke's Hospital, with Centers of Excellence in Community and Senior Health.

Affordable Health Care: CPMC must offer the same percentage of "charity care" and treatment of Medi-Cal patients as other non-profit hospitals in San Francisco. CPMC should expand community access to affordable primary, chronic, and preventive care in neighborhoods surrounding Cathedral Hill, St. Luke's and other campuses.

Housing: Housing is an important issue for OWL. The existing Van Ness Area Plan and the Mayor's requests call for replacement of housing lost due to construction. As a show of good faith to surrounding communities and to the CPMC work force, added housing should be developed, including housing affordable to working and low-income families

Transportation and Traffic Impacts: The proposed Cathedral Hill campus sits at the confluence of major transportation corridors. Tenderloin streets and Highway 101 are already congested. Planned large parking facilities add to traffic and poor air quality. Six crowded Muni lines often used by older people operate within one block of the proposed complex. Pedestrian safety, especially for those needing added time for street crossing, must be addressed.

Quality of Life/Environment: The proposed CPMC plans violate mandates previously established by the Van Ness Area Plan and the Van Ness Special Use District. These include preservation and adaptive reuse of historic buildings, height limits on new construction, limiting development adding to traffic and protecting existing commercial uses. Preventing disruption and gentrification of existing neighborhoods (Tenderloin, Polk St., Civic Center, Cathedral Hill, and Japantown), where many older people reside, is important to OWL membership.

Whereas: The CPMC development plan will affect all SF residents, including older women, OWL recommends City actions to approve CPMC applications be delayed until 2013 when the Healthcare Master Plan can guide official decisions regarding health care need and consistency, and advise the Planning Commission on land use related to health care facilities. Such a delay gives added time to work out housing, transportation, quality of life and other concerns.

Whereas: If the City is determined to move forward with CPMC, we strongly recommend that guarantees and commitments to transparencies be in place, so that CPMC can be held accountable in the future to any agreements made to the City of San Francisco.

Kathy Piccagli, President of OWL, SF, 12/7/2011

Kathy Piccagli, Owl SF

RECEIVED BOARD OF SUPERVISORS SAN FRANCISCO
DEC - 8 AM 10:41
AK



39

To: BOS Constituent Mail Distribution, Alisa Miller/BOS/SFGOV,
Cc:
Bcc:
Subject: File 111059: attach to BOS packet for Dec. 13 CPMC Status Hearing, 3pm

From: BERNARD CHODEN <choden@sbcglobal.net>
To: Board.of.Supervisors@sfgov.org
Date: 12/13/2011 09:35 AM
Subject: attach to BOS packet for Dec. 13 CPMC Status Hearing, 3pm

To: SF Board of Supervisors
Fr: Bernard Choden
Re: Hearing on CPMC Status, Committee/BOS Agenda
Dec. 13, 2011

1. CEQUA: The California Environmental Quality Act (CEQUA) mandates that development impacts be mitigated for cumulative effects on the availability and affordability of housing and related community services. Regard to the Tenderloin and adjacent area by an existing, approved "hi-tech" (Twitter) district to the south and the proposed CPMC hospital development to the West indicates an onerous community burden on the availability of affordable housing and related community services for which government has not provided adequate clarification, means or resources that would mitigate these EIR impacts.
2. DISASTER SAFETY: A citywide "Health Master Plan" should require that CPMC and all other health providers collectively provide all areas of the city with emergency services especially in the event of a seismic disaster when over one million people will be endangered for as long as one month. Given the scale and locations of the CPMC proposals, the collective commitments of all health providers must be made now prior to a CPMC development approval not five years later.
3. PIPELINE DANGER: The U.S. Dept. of Transportation Pipeline Safety and Hazardous Materials Adm. And the Calif. Div. of Oil Gas and Geothermal Resources Open Street Map. Org clearly indicates that contiguous to the CPMC Franklin St. site a possibly volatile PG&E 30" gas pipeline of the San Bruno vintage. This danger must be assessed now by the City, perhaps by a State Declarative Injunction, prior to approvals of CPMC and city investments and development on that site.
4. SANCTIONS: Proposed community benefits and effective community EIR mitigations are functionally mutually supportive. They are not inimical to each other.
5. PLANNING: Both the Franklin St. and St. Lukes (Mission St.) community areas require effective, community supportive planning that becomes institutionally protective of their communities affordability and functions that will result from the environmental impacts of the sizable CPMC proposals. This is a State mandated requirement that has been quite inadequately pursued by the planning process or the BOS.

BOS-11
e-page



Implementation of CPMC development assurances
BERNARD CHODEN

to:

Board.of.Supervisors, czvanski, hestor, sft-board-list, stufdash2, Aaron Goodman, Jan Blum,
Calvin Welch, Marlayne Morgan
12/16/2011 06:49 PM

Hide Details

From: BERNARD CHODEN <choden@sbcglobal.net> Sort List...

To: Board.of.Supervisors@sfgov.org, czvanski@hotmail.com, hestor@earthlink.net, sft-board-list@sonic.net, stufdash2@gmail.com, Aaron Goodman <amgodman@yahoo.com>, Jan Blum <1janblum@sbcglobal.net>, Calvin Welch <SFIC98@pacbell.net>, Marlayne Morgan <marlayne16@gmail.com>

File #111271

To: SFBOS
Fr: Bernard Choden
Re: Record Supplement to My Testimony Per CPMC Hearing, Dec. 13.

Dec. 15, 2011

To enable "Community Benefits" and mandated mitigation of CEQUA, the following normative financial means are suggested:

1. Require CPMC to exchange fee simple title for the right to develop their sites.
 - a. The City would gain a vested equity in the quality of use and obligations forever.
 - b. The City would retain "ground rents" revenue rights to guarantee "Public Benefits".
2. Enable a community development district for both CPMC areas.
 - a. Create an "Urban Development Corporation" as a public/private partner with NGO's and a fully participant community as an enabling institution.
 - b. Include within the development areas all cumulative development that impacts the CEQUA conditions. Included, therefore, would be the hi-tech "Twitter" Market St. proposals.
 - c. All investments would be protected as continued developments through use of exchange of titles for development rights. The revenues from "ground rents" would form an underpinning UDC trust fund.
 - d. The trust fund could enable low cost private investment through government backed "Letters of Participation" and other frontend support such as insurance and seed money.
 - e. Investors, including CPMC, would provide their vested collateral that would become city property should they fail to perform.
 - f. The process would enable larger, more flexible footprints for CPMC and other development while

highly protective of the contiguous communities rights to affordable, environmentally pleasant residencies and services.

3. Require CPMC to post a "Performance Bond" to guarantee third party scrutiny of the adequacy of the mitigation agreements and performance.

4. Require the testing of the PG&E 30" gas pipeline on Franklin prior to any site approval by "Injunctive Relief."

Stop the demolition of a national eligible masterplanned community.

Julie Goodenough to: board.of.supervisors

12/29/2011 11:13 AM

Sent by: Julie Goodenough

<onlythebestis@yahoo.com@change.org>

Please respond to Julie Goodenough

Help protect and advocate for adequate working class housing in San Francisco.,

Please help to prevent the unnecessary destruction of housing, and a landscape designed by a master-class landscape architect Thomas Dolliver Church. Help advocate for better infrastructural changes along 19th Avenue and proper direct regional connection to transit hubs to reduce traffic and congestion that flows along this arterial corridor from the north bay to silicon valley. Demand better housing to be built that provides dense development that does not destroy the open-space that is critical in urban areas for families. Require that alternatives that focus on "INFILL" and a more balanced development layout that spreads the density into more than one neighborhood disproportionately. Ensure that the ecological impacts, and carbon footprint of the development proposal is independently reviewed and adequately assessed. Ensure that there will be housing that is affordable and meant to increase the level of affordability and quality of housing constructed in urban areas and suburbs nationwide by stopping the predatory equity lending that occurs in such large scale redevelopment projects and helps refocus our building strategies towards re-engineering the suburban scale of sprawl outside our urban cores.

Thank you for your support and interest in housing, jobs, and the environment.

Sincerely

Aaron Goodman

Julie Goodenough
San Francisco, California

Note: this email was sent as part of a petition started on Change.org, viewable at www.change.org/petitions/protect-and-preserve-parkmerced-as-essential-housing-from-un-sustainable-demolition. To respond, email responses@change.org and include a link to this petition.

(40)

To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: 9th Avenue / SR-1 Transit Corridor Investment Study (committee members)

From: Aaron Goodman <amgodman@yahoo.com>
To: board.of.supervisors@sfgov.org
Cc: linda.avery@sfgov.org
Date: 12/09/2011 09:47 AM
Subject: Fw: Re: 19th Avenue / SR-1 Transit Corridor Investment Study (committee members)

Please forward to the SFBOS and Planning Department

--- On Thu, 12/8/11, Aaron Goodman <amgodman@yahoo.com> wrote:

From: Aaron Goodman <amgodman@yahoo.com>
Subject: Re: 19th Avenue / SR-1 Transit Corridor Investment Study (committee members)
To: lily.yu@sfcta.org
Cc: CAC@sfcta.org
Date: Thursday, December 8, 2011, 11:28 AM

attached document pdf.

-- On Thu, 12/8/11, Aaron Goodman <amgodman@yahoo.com> wrote:

From: Aaron Goodman <amgodman@yahoo.com>
Subject: 19th Avenue / SR-1 Transit Corridor Investment Study (committee members)
To: lily.yu@sfcta.org
Cc: CAC@sfcta.org
Date: Thursday, December 8, 2011, 11:26 AM

Mrs. Lily Yu @ SFCTA

I am a housing and planning advocate and architect that has been deeply concerned with the process and routing of the Parkmerced route and the need to directly link to Daly City BART.

I have submitted concepts and ideas to Peter Albert about the concerns and the need to look more directly aka a POIN' parkmerced project along 19th Ave. by sinking the roadway along 19th and/or Junipero Serra blvd. and/or elevating the Daly City BART. This would cause less disruption to the parkmerced community traffic and transit wise, and provide a better community groups along the 19th ave. corridor. The density and air-development areas of the 5 eastern towers of parkmerced (EIR documents) requires that the designers take into consideration the impacts of un-sound towers in the vicinity of the 1952 interchange cloverleaf at brotherhood and 19th ave the main egress area from the city in an emergency.

There is AMPLE above ground area below and above the 77 Cambon drive shopping center and between homes on the parkmerced towers and garages to place a turn-back station, and adequate maintenance and barn storage along the route consistently with the proposed western alignment of the muni for Stonestown and SFSU-CSU by allowing building and stations and hubs depending on the designs submitted.

40

I STRONGLY recommend that this be an OPEN COMPETITION for transit, and that you work to open the DESIGN CO

There is also the SFPUC concept of a "daylighting" of the old creek bed along brotherhood way that could be a new gre Blvd. areas and recent housing and Bart line work down to lake merced providing connectivity to green areas down bro

The concepts could also route muni as a western hub around lake merced and up sunset blvd. also linking the L-Line T West Portal and St. Francis Circle hub and lines. Providing adequate PUBLIC connection to Stern Grove, and the mall park-greenway access similar to an above ground parkway could provide new green space, open-fields and play areas concepts of transit below green-belt areas.

Revenue from facilities built along these greenways can also provide new community centers, recreational opportunities gardening areas for families, creating both jobs and better use of streetscape areas. (Please see the highline project in green-belt creation along transit corridors). There are MANY opportunities for infill along junipero serra blvd. and 19th access to transit, and green-belt design. The three most congested lines egress along the West Portal area, and the St sinking of the roadway at this intersection and a future extension down Sloat Blvd. to relink the L-Taraval to West Portal

Please provide me with ANY additional information on the contacts and meetings of the SR-1 19th Ave. project and pro CONCEPTS of what can be achieved to reduce congestion on the western side of SF, and not block design opportuniti proposed by the Parkmerced Development agreement and financing proposals.

I am sure many organizations are interested in this proposal and the possible solutions so opening the door as WIDE a ensure an open-design process and allowing design ideas to flourish and provide the best solution for the public benefit

I also submitted comments on linkages on the BRT project and suggest that the considerations on BOTH projects be lin transit opportunities on the western side of SF. The only line not shown in the attached pdf is the Sloat linkage east to w the West Portal Tunnerl entry. But I do believe you can imagine the opportunities here with Stonestown future growth a congestion, along with the Parkmerced proposal, and need to re-evaluate the impacts and financial assessments to the Parkmerced proposals and financial challenges currently.

Sincerely

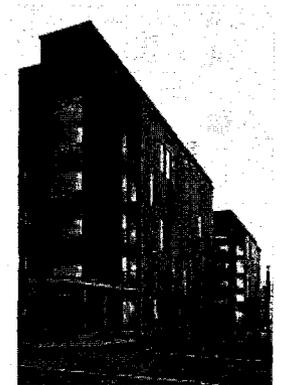
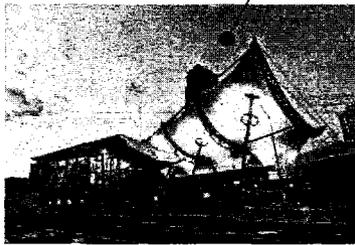
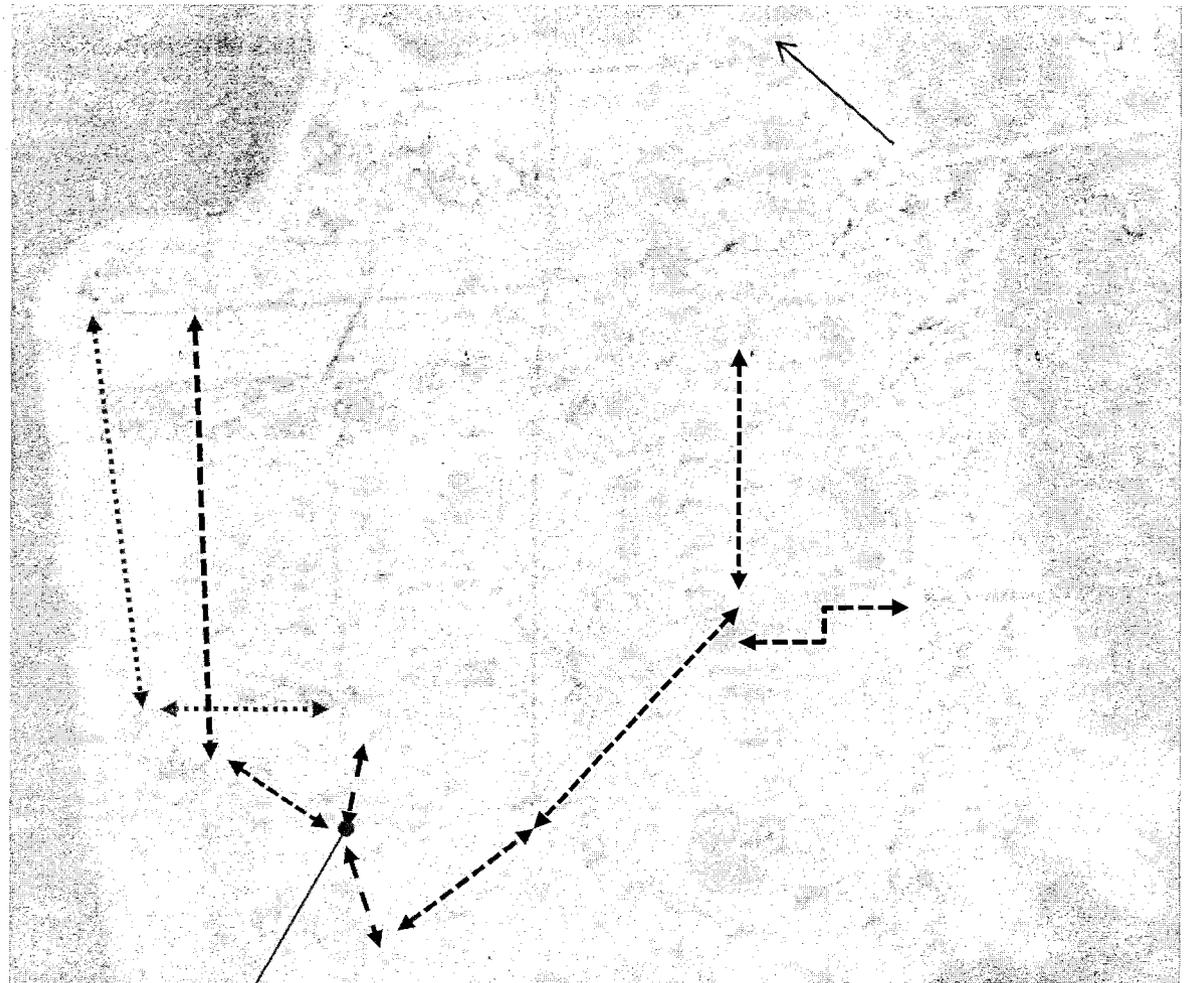
Aaron Goodman
25 Lisbon St.
SF CA 94112
amgodman@yahoo.com
cell: 415.786.6929



BRTVanNess_commentdocument.pdf

The BRT lines along the proposed Van-Ness corridor should extend along the shown black lines out to the south-western Balboa Park Station, picking up the large volumes of riders on the 49, 14 and 14L Muni existing lines. A link connection between the Excelsior/Mission area and the T-Third St. is in proposal at Geneva, adding the future development of the BVHP, Schlage Lock Factory, and future density proposed, a BRT line along the Ceasar Chavez Corridor, along BayShore Boulevard to the Mission Excelsior would improve connectivity. The shown yellow lines propose an F-Line extension to the public park areas and possibly through them to reduce traffic impacts. The proposed red-line shows along sunset boulevard and junipero serra boulevard direct out to daly city bart extensions that would connect muni systems and future proposed density and growth in the sunset with service lines that would connect to regional transit. The West side BRT systems would link along the great highway, and up sloat boulevard to west portal, or along sunset boulevard as shown in the red and blue dashed lines. Density TOD development would occur along the BRT lines, through infill above the bus systems development providing modern bar-housing development above transit stops within existing neighborhoods vertically.

The Parkmerced/Stonestown/SFSU-CSU development areas on the southwestern part of the city would densify Junipero Serra Boulevard, and Brotherhood Way intersection @ 19th along the eastern edge of Parkmerced out to Daly City Bart where a number of open sites and aireal development could occur. This area is an entry into the southwestern portion of the city and could easily link back up to transit proposals along the excelsior corridor. Providing for a more meaningfull connection system north to south on the western side and southeastern and southwestern portions of the city to alleviate traffic and congestion. Please provide in the EIR a fully shown future extension system that connects to regional transit and provides adequate connectivy to other proposed development and transit systems. Intermodal design and housing infill above or adjacent to these proposed new transit stops are critical in the early design decisions. Providing slender 3-6 story designs above and adjacent to existing roadways of 4-8 lanes provides infill and open-space concepts that will allow density but provide better access to transit and open-space.



Intermodal entry station with examples of housing blocks and slender infill designs.

BRT FUTURE LINES + CONNECTIVITY TO REGIONAL TRANSIT

Aaron Goodman 11.29.11 – Memo Submitted via email with this attached image and link.



Daniel Mudd current owner of Parkmerced (Fortress Investment Group) - 3 articles attached.

Aaron Goodman

to:

board.of.supervisors

12/18/2011 07:55 AM

Hide Details

From: Aaron Goodman <amgodman@yahoo.com>

To: board.of.supervisors@sfgov.org

City Leaders please take note.

Daniel Mudd's indictment is of PUBLIC interest as he is currently the CEO of Fortress Investments, the CURRENT owner of Parkmerced. As the existing tenants and organizations have stated before is this really who the City wants to be in bed with when the lives of 8000 plus residents are threatened with environmental disaster and personal chaos as their very homes and way of life is threatened? We have a severe lack of affordable working class rental housing in San Francisco, many teachers, students, and families are being consistently driven out of there homes, and no new housing built below 33% of their incomes. Meanwhile you look to approve EIR's for high-end-boat- races, and high-end-housing, while ignoring essential needs such as housing and infrastructure.

Fortress already has a very bad track record in past dealings with, for example the city of VANCOUVER! Profits for them are way down and now, their CEO faces charges.

It doesn't take a great mind to know that this project is a prime example of the 1% verse 99%. You as our watch dogs need to take better care of our city than this and demand that steps are taken to back out of the agreements before we as a city are on the hook for more than a piece of paper.

http://money.cnn.com/2011/12/16/news/companies/fannie_freddie_sec/

<http://dealbook.nytimes.com/2011/11/03/fortress-profit-declines-45-on-weak-performance/>

<http://www.fortressinv.com/AboutFortress/TeamList.aspx?view= bio&id=2>

I urge the SFBOS to question seriously the agreements being pushed through, and the validity of doing business with an organization representing the private sector and profiteering over housing essential needs as stated in the SF General Plan.

41

The section was just edited this year Section 8.1 to eliminate the equitable development of sound affordable rental housing. The OPTION of renting vs. buying.....

If you cave into the premise that a mortgage is the only way to live in SF, or to pay to rent in an inflated rental housing market where new units start at over 50% of the workers median pay, there is no future for families, students, seniors, or working class employees in the city.

be serious about housing, its an essential need, and should not be treated purely as commodity.

Aaron Goodman
amgodman@yahoo.com

Bas-11
C-page



Plastic trash and styrafoam (wire hangers)
jeannelu@aol.com
to:
Board.of.Supervisors
12/17/2011 12:05 PM
Hide Details
From: "jeannelu@aol.com" <jeannelu@aol.com>

To: Board.of.Supervisors@sfgov.org

File #101055

I know that the Board of Supervisors is attempting to legislate away plastic bags. However, I wonder if this is the wise thing to do in the light of the fact that paper bags do not adequately replace plastic bags. I mused on this problem the other day when I was using a paper bag to carry groceries up my stairs. If the paper handle is pulled slightly in the wrong direction, it falls off. My error led to a bag full of groceries spilled here and there on the stairs! Also if a paper bag becomes wet--for example with sauce from a food purchase, it quickly falls apart. I know you would say that I should have been using a cloth bag, but a person needs a big collection of cloth bags to carry home the weekly shopping! Also the bags needs to be frequently laundered and it is easy to forget them and not be ready for the next week's shopping.

A second problem is that I notice that my black "land fill" garbage is becoming filled with a great many plastic bags and styrafoam from various sources--particularly from the newspaper which is delivered daily in a plastic bag. (In the old days they used rubber bands) and styrafoam packing from packages. I cannot help but wonder what the cost is of transporting all this styrafoam and plastic bags to the land fill when these materials can be recycled. It seems to me that SF needs to find ways of recycling these products in order to save costs. It would be easy for San Francisco to just request that plastic bags be stuffed inside of one another to form a big ball (no individual bags) and then placed in the "blue" recycling rather than being placed in the black landfill container.

I wondered whether other municipalities handle the issue differently. I was interested to find that the City of Los Angeles appears to be more proactive in handling styrafoam and plastic bag waste. Here is a clip from their webpage. Perhaps San Francisco needs to inquire into what the City of Los Angeles is doing with this plastic waste which avoids having to put it in the landfill! Also interesting that they accept wire hangers. Always seemed a waste to me to throw any item into the land fill if it can be recycled!

Here is a link to their website: http://www.lacitysan.org/solid_resources/recycling/what_is_recyclable.htm

- **Metals**
 - **All Aluminum, Tin, Metal, and Bi-Metal Cans**
rinsed if possible, soda, juice, soup, vegetables, and pet food cans;
pie tins; clean aluminum foils; empty paint and aerosol cans with
plastic caps removed, and wire hangers
- **Glass**
 - **All Glass Bottles and Jars**

42

rinsed if possible, soda, wine, beer, spaghetti sauce, pickle jars, broken bottles, and etc.

- **Plastics**

- **All Clean Plastics 1 Through 7**

- **Empty Plastic Containers**

- rinsed if possible, soda, juice, detergent, bleach, shampoo, lotion, mouthwash, dishwashing liquid bottles, milk jugs, tubs for margarine and yogurt, plastic planters, food and blister packaging, rigid clamshell packaging, etc.

- **All Plastic Bags and All Film Bags**

- grocery bags and dry cleaner bags, and all clean film plastic

- **All Clean Polystyrene (Styrofoam®)**

- Styrofoam® cups, containers, and packaging such as Styrofoam® egg shell cartons, Styrofoam® block packaging, and Styrofoam® clamshell packaging

- **Miscellaneous Plastics**

- Plastic coat hangers, non-electric plastic toys, plastic swimming pools, & plastic laundry baskets

From: amy capen <amy@specialagentproductions.com>
To: Board.of.Supervisors@sfgov.org
Date: 12/13/2011 12:14 PM
Subject: Stop the cell tower in St. Mary's Park!

I am a resident of Saint Mary's Park and am writing to formally convey my opposition to the construction of the AT&T cell tower in our neighborhood at College & Crescent. It is not desired or needed and I am concerned about the potential health risks that are, as yet, unclear related to such a transmitter.

Regards,

Amy Capen
241 Benton Ave
San Francisco, CA 94112

43

From: Anthony Singer <asinger.ca@gmail.com>
To: board.of.supervisors@sfgov.org
Date: 12/13/2011 12:28 PM
Subject: Objection to Cell Tower Application at 3901 Mission St

Sir - please find below an objection to the application to place a cell tower at 3901 Mission St. In addition to sending this to Mr Campos I understand I need to also forward it to this email address. Thanks and regards

A Singer

Dear David,

I hope this note finds you well.

My wife and I live in St Mary's Park and we were very concerned to learn about the application by AT&T to place a cell tower at 3901 Mission St. This will be discussed at the board of supervisors meeting tomorrow as Items 40 (111125), 41 (111126), 42 (111127) and 43 (111128).

We only learned about this today on reading our local newsletter 'The Park Bell'. Could we please add our voice to those of others in asking you to speak up for St Mary's Park and work with your colleagues to protect our small neighborhood from this inappropriate tower?

At the least we would ask that the board considers delaying any decision to allow fuller consultation with the community and to allow time for us to consider in detail the arguments put forward by AT&T and/or the property owner of 3901 Mission.

In particular we would ask for time to examine their documents and put forward arguments relating to other appropriate sites nearby (many highway or semi-industrial areas), coverage maps of their existing service (the community appears already well covered) and zoning matters.

Thank you for taking the time to read this. If you could let us know the decision made by the board it would be very much appreciated.

Regards

A Singer
E Morris

To: BOS Constituent Mail Distribution, Joy Lamug/BOS/SFGOV,
Cc:
Bcc:
Subject: File 111125 - 3901 Mission St Cell Tower

From: Jenni Olson <butch@butch.org>
To: david.campos@sfgov.org, Board.of.Supervisors@sfgov.org
Cc: Julie Dorf <julie@dorf.org>
Date: 12/12/2011 11:15 AM
Subject: AT&T cell phone tower at Mission and Crescent (3901 Mission) not needed

Dear Supervisor Campos and Board of Supervisors,

We are writing as residents who live within 500 feet of the proposed AT&T cell tower at Mission and Crescent.

We are a family of four and we live one block away from this location.

There is no need for an additional tower here. We have AT&T wireless and get full signal strength at our location.

This is a residential neighborhood and we will be negatively impacted aesthetically by the construction of this tower even with efforts to hide it or make it less visible.

Of course we also have concerns about the potential health impact (especially on our children who are 8 and 13) as well as being concerned that the tower will negatively impact our property values.

As homeowners directly impacted by this we respectfully ask that you and the Board of Supervisors not allow this structure to be erected.

Thank you,

Jenni Olson & Julie Dorf
300 College Ave, St. Mary's Park

Jenni Olson
300 College Ave., San Francisco, CA 94112
Tel: (415) 239-1744 | Cel: (415) 845-4621
Blog: www.butch.org
Twitter: @JenniOlsonSF

----- Forwarded by Board of Supervisors/BOS/SFGOV on 12/13/2011 11:34 AM -----

From: Tom Cantrell <tfc_sf@msn.com>
To: <board.of.supervisors@sfgov.org>
Date: 12/12/2011 01:25 PM
Subject: appeal of antenna proposed for 3901 Mission Street.

Clerk of the Board, Angela Calvillo
Board.of.Supervisors@sfgov.org
1 Dr. Carlton B. Goodlett Place, Room 244

San Francisco, CA 94102-4689

Dear Angela Calvillo:

We live within 500 feet of the proposed cell tower at 3901 Mission Street. We are AT&T cellphone users and our coverage is excellent. We think that the proposed tower is neither necessary nor desirable; therefore, we are opposed to its installation. In addition, we are uncomfortable with the misrepresentations and inaccuracies made by AT&T throughout this process as well as their beginning the installation of the antenna before the appeal was heard.

Sincerely,

Tom Cantrell and Robert Lane
80.B Richland Avenue
San Francisco, CA 94110

----- Forwarded by Board of Supervisors/BOS/SFGOV on 12/13/2011 11:34 AM -----

From: Kass <shakytown@ymail.com>
To: "Board.of.Supervisors@sfgov.org" <Board.of.Supervisors@sfgov.org>, "david.campos@sfgov.org" <david.campos@sfgov.org>
Cc: Suzanne Panoplos <suzpanop@earthlink.net>, st marys <stmaryspark@gmail.com>
Date: 12/12/2011 02:42 PM
Subject: pls. Stop the cell antenna in St. Mary's Park

Hello, Supervisors:

My name is Kass McMahon, and i am a resident of St. Mary's Park, and an Officer of the St. Mary's Park Improvement Club and Publisher of its monthly publication. St. Mary's Park is a tight-knit community of neighbors with many children and many elderly people in the 320 homes that the cell antenna will tower over. The neighborhood organization itself has been in continuous existence since 1941 --- making it possibly the oldest continuous neighborhood group in our city. There is a brand new, state-of-the-art playground nearby at the SMP Rec Center, where hundreds of children play, especially throughout the summer, when summer-long City-sponsored Rec Center activities are happening.

My organization and virtually every individual neighbor I have spoken with oppose the construction of this tower for all the reasons that you might expect -- health and welfare of residents being primary, and concern for property values being another. I've been given to understand that health concerns are forbidden from being raised as grounds for opposition to cell towers, and I've never heard anything so ludicrous. People have been concerned about health impacts of cell towers, and before that, high-tension

wires, for a very long time, and you and I know there is more than adequate grounds for concern about emissions from these structures -- enough to dictate that governments should exercise a very conservative approach toward permitting them to proliferate in our cities, and especially in purely residential areas such as St. Mary's Park. Being forbidden to speak of health risks is the equivalent of ignoring the elephant in the living room. Ridiculous, and probably dangerous as well.

I know this issue is being played out in cities and states everywhere, with the same arguments from companies like AT&T who say there is no problem and they are entitled to put these structures wherever their business dictates. Citizens are doing what they can to put the brakes on this crazy quilt of cell towers, and now the issue is in your hands. What are you going to do?

Right this minute, the City of Burlingame is exercising a MORATORIUM on construction of cell towers until an independent panel gathers information about the issues; the city intends to draft an ordinance that will protect the citizens from potential hazards associated with the cell towers, and their plan has as its cornerstone the refusal to allow towers to be built in residential areas. This is the kind of position the SF Board of Supervisors should be adopting, to protect the interests of its citizens.

Please use your power as representatives of San Franciscans to place a brake on construction of this tower. Another tower already exists in our neighborhood-- just a block south of the proposed new one, on Murray St. and Mission, at the other entrance to our grand neighborhood. "Proof" or no proof about the seriousness of emissions from these things, wouldn't you say that St. Mary's Park should not be subjected to double the potential risks from harm?

Please revoke the permit that was granted to AT&T for this tower.

Sincerely,

Kass McMahon
126 Justin Dr.
415-359-8970

~ Hey, have you been to my photography website? www.shootingDistance.com

----- Forwarded by Board of Supervisors/BOS/SFGOV on 12/13/2011 11:34 AM -----

From: m m <silvertrailer@yahoo.com>
To: "Board.of.Supervisors@sfgov.org" <Board.of.Supervisors@sfgov.org>
Date: 12/12/2011 03:30 PM
Subject: Please don't Dump a Cell Tower in our neighborhood- COLLEGE HILL-

Board Of Supervisors,

As a recent new homeowner on College Avenue I have been working diligently, alone, and with the College Hill Homeowners association to clean up the neighborhood which has been a dumping ground for years. I am not speaking figuratively. It seems that as occupant owners thinned out through the years it became a tradition for surrounding residential areas to toss refuse in this under cared for (nameless) neighborhood.

We are working hard to turn the neighborhood around and need your DISAPPROVAL of the proposed plan to DUMP A CELL TOWER at 3901 Mission Street. Neighborhoods such as ours are at a critical point in making their comeback through Pride of Place self help efforts. Installing an undesirable cell tower at this time would be a blatant symbol that our neighborhood is STILL A DUMPING GROUND for the surrounding established neighborhoods. Please be part of our effort to re-establish College Hill as a vibrant, healthy community and disapprove the cell tower.

THANKS,

MARK J. MARCINIK -- ARCHITECT

110 COLLEGE AVE.
SAN FRANCISCO, 94112

----- Forwarded by Board of Supervisors/BOS/SFGOV on 12/13/2011 11:34 AM -----

From: Julian Mitchell <jupeos@gmail.com>
To: Board.of.Supervisors@sfgov.org
Date: 12/12/2011 04:37 PM
Subject: Stop the cell tower in St. Mary's Park!

I am a resident of Saint Mary's Park and am writing to formally convey my opposition to the construction of the AT&T cell tower in our neighborhood at College & Crescent. It is not desired or needed and I am concerned about the potential health risks that are, as yet, unclear related to such a transmitter.

Regards,

Julian Mitchell

----- Forwarded by Board of Supervisors/BOS/SFGOV on 12/13/2011 11:34 AM -----

From: MER Ring <mer2832@yahoo.com>
To: "Board.of.Supervisors@sfgov.org" <Board.of.Supervisors@sfgov.org>
Date: 12/12/2011 04:54 PM
Subject: Opposed to Cell Tower in St. Mary's Park (and Illegal Activity by AT&T)

Dear Board of Supervisors,

I am a resident of Saint Mary's Park who lives right behind the location of the proposed AT&T Cell tower at College & Crescent. I'm writing to say that this cell tower is NOT necessary or desired, and I'm extremely concerned about the potential health risks to my 2 young sons, my husband and myself. From what I have been able to read, these health concerns are, as yet, unclear related to having a transmitter so VERY close to my home.

However, your main concern in voting on this should be whether this cell tower is necessary and it is NOT - we have AT&T cellular in our household and have no connectivity issues.

Finally, I am extremely angry that AT&T took the liberty of coming by our house (while we had a guest there) during the day while my husband and I were at work, asking for access to our garden. I told our guest to tell AT&T that they had no permission to enter our garden without us being there, and without appointment. ***I later learned from adjacent neighbors that AT&T is already attempting to lay wires across our yards that are in close proximity to the cell tower location even BEFORE this is approved. This action by AT&T is illegal and this pre-emptive illegal behavior should be taken into account when voting on their desire to place a cell transmitter in our neighborhood.***

Regards,
Mary Ellen Ring

----- Forwarded by Board of Supervisors/BOS/SFGOV on 12/13/2011 11:34 AM -----

From: Amanda Yahoo <amandamar@yahoo.com>
To: "Board.of.Supervisors@sfgov.org" <Board.of.Supervisors@sfgov.org>
Date: 12/12/2011 07:06 PM
Subject: Cell phone tower for Mission at Richland st. (3901 Mission street)

Attn:
Angela Calvillo,
Clerk of the Board

City Hall

1 Dr. Carlton B. Goodlett Place, Room 244

San Francisco, CA 94102-4689

Dear Angela Calvillo:

I live within 4 blocks of the proposed cell tower at 3901 Mission Street. I am an AT&T cellphone user and my coverage is already great. I do not think the proposed tower is necessary or desirable; I am therefore opposed to its installation.

Sincerely,
Amanda and Collin Martin
86 Saint Mary's Ave.
San Francisco, CA 94112
415-494-5509

Sent from my iPad

----- Forwarded by Board of Supervisors/BOS/SFGOV on 12/13/2011 11:34 AM -----

From: "ricsil" <ricsil@prodigy.net>
To: <Board.of.Supervisors@sfgov.org>
Date: 12/12/2011 07:43 PM
Subject: AT & T Cell Antenna in St Mary's Park

Send to: Board.of.Supervisors@sfgov.org
Subject: Stop the cell tower in St. Mary's Park!
Body:

We are resident/homeowners of a home in Saint Mary's Park and we are writing to formally convey our opposition to the construction of the AT&T cell tower in our neighborhood at College & Crescent. It is not desired or needed and we are concerned about the potential health risks that are, as yet unclear, related to such a transmitter.

Regards,

Richard J. Silva
Gabrielle A. M. Silva
Margaret M. Silva

----- Forwarded by Board of Supervisors/BOS/SFGOV on 12/13/2011 11:34 AM -----

From: "ricsil" <ricsil@prodigy.net>
To: <Board.of.Supervisors@sfgov.org>
Date: 12/12/2011 07:53 PM
Subject: AT & T Cell Antenna in St Mary's Park

Send to: Board.of.Supervisors@sfgov.org
Subject: Stop the cell tower in St. Mary's Park!
Body:

Cell coverage is good in St. Mary's Park now; a cell tower is not needed or wanted and it will have a negative impact on the neighborhood and property values. A cell tower will not be compatible with the neighborhood décor in St. Mary's Park. It will block views and be an eyesore.

Sincerely,

Richard J. Silva
Gabrielle A. M. Silva
Margaret M. Silva

----- Forwarded by Board of Supervisors/BOS/SFGOV on 12/13/2011 11:34 AM -----

From: mlc749@aol.com
To: Board.of.Supervisors@sfgov.org
Date: 12/12/2011 08:12 PM
Subject: Stop the cell tower in St. Mary's Park!

Dear Board of Supervisors,

I am a resident of Saint Mary's Park and am writing to formally convey my opposition to the construction of the AT&T cell tower in our neighborhood at College & Crescent. Our neighborhood holds a very historical past. The addition of the AT&T tower will definitely detract from our lovely neighborhood. It is not desired and I am also concerned about the potential health risks that are, as yet, unclear related to such a transmitter.

Strongly opposed to the AT&T tower!

Maxine Chong and Maynard Biggers

----- Forwarded by Board of Supervisors/BOS/SFGOV on 12/13/2011 11:34 AM -----

From: Rebecca Wieder <rebecca.wieder@gmail.com>
To: camposstaff@sfgov.org, scott.wiener@sfgov.org
Cc: Board.of.Supervisors@sfgov.org, Aaron Watson <aaron.watson@gmail.com>
Date: 12/12/2011 08:36 PM
Subject: Proposed Cell Phone Tower on Mission Street

Dear San Francisco Board of Supervisors,

We are writing to you regarding the proposed AT&T cell tower at 3901 Mission Street. We live at 181 College Avenue which is within 300 feet of this location and strongly object to the construction of this tower. We have never had a problem with cell phone coverage and don't understand why a tower needs to be built in this location.

We have lived in San Francisco for 12 years and now have a young child. We both work in the San Francisco public schools and plan to stay in the city if we can. The addition of this cell tower is a serious detraction from our neighborhood.

Please do not allow AT&T to build an unnecessary cell phone tower next door to our and our neighbors' young children. Our small community within the city has mobilized because of its strong opposition to this tower. We urge you and the other Supervisors to disallow the building of the cell tower and keep families in San Francisco. Thank you.

Sincerely,

Rebecca Wieder and Aaron Watson
181 College Avenue
San Francisco, CA 94112

----- Forwarded by Board of Supervisors/BOS/SFGOV on 12/13/2011 11:34 AM -----

From: Erika Ehmsen <eehmsen@alumni.northwestern.edu>
To: "Board.of.Supervisors@sfgov.org" <Board.of.Supervisors@sfgov.org>
Cc: Steve Randle <erika_and_steve@hotmail.com>
Date: 12/13/2011 02:46 AM
Subject: AT&T Antenna appeal: a letter from 2 concerned neighbors

To: Board.of.Supervisors@sfgov.org
Attn: Angela Calvillo, Clerk of the Board City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102-4689

Dear Ms. Calvillo:

My husband and I are homeowners and live within 1.5 blocks of the proposed cell tower at 3901 Mission St. We are both AT&T iPhone 4S addicts and we have great coverage in our home and in our neighborhood. We do not think the proposed tower is necessary or desirable; we are very opposed to its installation.

Sincerely,
Erika Ehmsen & Steven Randle
56 Richland Ave.
San Francisco, CA 94110
415/999-1512

----- Forwarded by Board of Supervisors/BOS/SFGOV on 12/13/2011 11:34 AM -----

From: Erika Ehmsen <eehmsen@alumni.northwestern.edu>
To: "Board.of.Supervisors@sfgov.org" <Board.of.Supervisors@sfgov.org>
Cc: Steve Randle <erika_and_steve@hotmail.com>
Date: 12/13/2011 02:56 AM
Subject: AT&T Antenna appeal: our original letter

Hello again, Ms. Calvillo,

In addition to our short statement below, I wanted to make sure that you had a copy of the letter that my husband and I sent to Planner Diego Sanchez in September, back when the Planning Department was originally considering AT&T's conditional use permit; that letter is attached. It's my understanding that Mr. Sanchez did not enter the letter into the docket that day. I'd appreciate it if you could present it to the Board of Supervisors at Tuesday's meeting.

Thanks very much,
Erika Ehmsen & Steven Randle
56 Richland Ave.
San Francisco, CA 94110
415/999-1512

From: Erika Ehmsen <eehmsen@alumni.northwestern.edu>
To: "Board.of.Supervisors@sfgov.org" <Board.of.Supervisors@sfgov.org>
Cc: Steve Randle <erika_and_steve@hotmail.com>
Sent: Tuesday, December 13, 2011 2:46 AM
Subject: AT&T Antenna appeal: a letter from 2 concerned neighbors

To: Board.of.Supervisors@sfgov.org
Attn: Angela Calvillo, Clerk of the Board City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102-4689

Dear Ms. Calvillo:

My husband and I are homeowners and live within 1.5 blocks of the proposed cell tower at 3901 Mission St. We are both AT&T iPhone 4S addicts and we have great coverage in our home and in our

neighborhood. We do not think the proposed tower is necessary or desirable; we are very opposed to its installation.

Sincerely,
Erika Ehmsen & Steven Randle
56 Richland Ave.
San Francisco, CA 94110
415/999-1512



ATTCellTower_ourletter.docx

----- Forwarded by Board of Supervisors/BOS/SFGOV on 12/13/2011 11:34 AM -----

From: P Mitchell <4penny@gmail.com>
To: Board.of.Supervisors@sfgov.org
Date: 12/13/2011 08:55 AM
Subject: Stop the cell tower in St. Mary's Park!

I am a resident of Saint Mary's Park and am writing to formally convey my opposition to the construction of the AT&T cell tower in our neighborhood at College & Crescent. It is not desired or needed and not in the best interests of our community.

Regards,

Penny Mitchell

To: BOS Constituent Mail Distribution, Joy Lamug/BOS/SFGOV,
Cc:
Bcc:
Subject: File 111125

From: suzpanop@earthlink.net
To: Board.of.Supervisors@sfgov.org
Date: 12/10/2011 10:56 PM
Subject: No cell tower at 3901 Mission

Dear Angela Calvillo,

As a 15-year resident of St. Mary's Park and homeowner within 300 ft. of the proposed cell tower at 3901 Mission -- I can tell you that the cell tower is not necessary, desirable or compatible with the neighborhood. I am a long-time San Francisco resident that has lived and worked in the city, voted religiously and have sent my children to public schools because I believe in the diversity that is San Francisco. I have also worked in technology for the last 22 years and I can tell you that there are no coverage issues in this neighborhood.

As a technologist, I would like to see San Francisco become a state-of-the-art city with good wireless connectivity available for everyone that lives in the city. However, placing cell towers up randomly in the residential areas of the city without a city-wide connectivity plan is reckless and could actually work against creating seamless connectivity throughout the city. Before the board approves another cell tower in the city, I would like to see AT&T come up with a long-term plan that demonstrates ideal placement for these towers and a strategy that provides a transition to next-generation technologies, similar to our neighboring cities in Silicon Valley. What AT&T is proposing is a short-term stop gap that will not solve the wireless issues in the long term.

I know you are weary from hearing about this issue from the various neighborhoods; however, until there is a long-term strategy in place, I believe this issue will continue to pop up all over the city.

Please take this opportunity to draw a line in the sand and put the responsibility back on the wireless provider -- in this case AT&T - to come up with a thoughtful network map for the entire city. This hodge-podge approach to wireless connectivity will exacerbate any coverage issues and will never help us to be part of a truly connected city.

Respectfully,
Suzanne Panoplos

From: Kevin Yamamoto <kevin_yamamoto@yahoo.com>
To: "Board.of.Supervisors@sfgov.org" <Board.of.Supervisors@sfgov.org>
Cc: Suki Lee <sukilee@yahoo.com>
Date: 12/10/2011 11:31 PM
Subject: Fw: AT&T Cell Tower at 3901 Mission

Dear San Francisco Board of Supervisors,

We wanted to write to you regarding the proposed AT&T cell tower at 3901 Mission Street. We live at 245 College Avenue which is within 500 feet of this location and strongly object

to the construction of this tower. We have had AT&T wireless service for several years (ever since the original iPhone came out) and have never had any problem with reception from our home. We would not have upgraded our phones to the iPhone 4 and 4s with AT&T if our reception was poor. We know that there is an existing cell tower at 3999 Mission Street and do not understand why another one needs to be constructed so close to the existing one. The 3901 Mission location is at a very busy laundromat and there are restaurants within 500 feet as well. The patrons of these businesses may only be affected by the cell tower for a short time, but my family and neighbors will have to be exposed to the radiation it emits 24/7.

We have been residents of St. Mary's Park for 17 years and have two small children. We are extremely concerned about the effects the tower will have on our well-being as well as that of our neighbors. St. Mary's Park is like a suburb within the city making it one of the best areas in the city to raise a family. The houses are well kept, a great number are detached, and there is a great playground in the park. St. Mary's Park is home to many families with young children. Erecting another cell tower in this area would just be another reason for families to leave the city. We love living in San Francisco, but issues like schools, crime, and now cell towers are making it difficult for families to raise kids here. We don't think that is the right direction for any community.

As AT&T Wireless customers, we do not need the cell tower. As residents of St. Mary's Park, we do not want it. Please do not allow AT&T to build another cell tower that is not even necessary. The community is speaking. We urge you and the other Supervisors to disallow the building of the cell tower and keep families in San Francisco. Thank you.

Sincerely yours,

Kevin Yamamoto and Suki Lee
245 College Avenue
San Francisco, CA 94112

To: BOS Constituent Mail Distribution, Joy Lamug/BOS/SFGOV,
Cc:
Bcc:
Subject: File 111125: Opposition to Cell Phone Tower -- please note for December 13th 3PM Board of Supervisors Meeting

From: "Lisa Spivey" <lisa@lispivey.com>
To: <Board.of.Supervisors@sfgov.org>
Date: 12/11/2011 07:50 AM
Subject: Opposition to Cell Phone Tower -- please note for December 13th 3PM Board of Supervisors Meeting

I would like to have this entered in to the records for the December 13th, 3:00 PM in the Legislative Chamber, Room 250 at City Hall.

The proposed tower is NOT needed, desirable or compatible with our beautiful neighborhood.

From: Lisa Spivey
Sent: Dec 10, 2011 7:18 PM
To: david.campos@sfgov.org
Subject: Writing about Cell Tower in St. Mary's Park
Dear Supervisor Capos:

I have supported you, and appreciate your work for our neighborhood.

There is a serious issue that has come to St. Mary's Park that we would appreciate your attention about.

I've been a homeowner since February of 1989, and live at 58 Genebern Way. The proposed AT&T cell tower at the corner of Crescent and College is simply not necessary and moreover is a health risk and will impact my property value. I'm truly opposed to having it built and have signed a petition stating so.

I would appreciate you knowing how important this is for our neighborhood, and why it would be important for you to get involved in the matter.

If you would like to discuss it further with me, please call me at 415-333-6800.

Sincere regards,

Lisa Spivey

BOS-11 COB
cpage



Tanna Boyd, President (Madera)
Gladys Coil, Vice President (Napa)
Gail Borkowski, Treasurer (Monterey)
Mireya Turner, Treasurer Lake()

200 W. 4th Street, 4th Floor
Madera, CA 93637
Phone: (559) 675-7700 Fax: (559) 673-3302
Email: tboyd@madera-county.com

December 7, 2011

The Honorable Board of Supervisors
San Francisco City and County
1 Drive Carlton B, Goodlett Place
City Hall Room 244
San Francisco, CA 94102-4689

Dear Board of Supervisors:

On behalf of all of the members of the California Clerk of the Board of Supervisors Association I want to thank you for your Resolution recognizing Clerks of the Board. The Resolution was presented to the Association at the 2011 CCBSA Welcome Dinner during the annual conference.

Your recognition of Clerks of the Board of Supervisors and their contributions to local county government and the public is very much appreciated. Accepting the Resolution on behalf of CCBSA was one of the high points of the Conference. The original resolution will be kept in Madera County and a copy will be sent to each member of the Association.

I also would like to take this opportunity to commend the San Francisco City and County Clerk of the Board, Angela Calvillo. Ms. Calvillo and her staff went above and beyond to ensure the Conference was a memorable one.

Again, thank you for taking time to acknowledge the work of Clerks of the Board.

Sincerely,

Tanna G. Boyd
2011 President CCBSA

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2011 DEC 12 PM 3:23
BY _____ AK

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City and County of San Francisco



Edwin M. Lee, Mayor
Mohammed Nuru, Interim Director
Fuad S. Sweiss, PE, PLS,
City Engineer & Deputy Director of Engineering

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO

2011 DEC 20 PM 3:11

BY: _____
AK



BOS-11
cpage
Phone: (415) 554-5827
Fax: (415) 554-5324
www.sfdpw.org
Subdivision.Mapping@sfdpw.org

Department of Public Works
Office of the City and County Surveyor
875 Stevenson Street, Room 410
San Francisco, CA 94103

Bruce R. Storrs, City and County Surveyor

December 20, 2011

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

RE: Monument Preservation Fund annual report

Dear Ms. Calvillo:

Enclosed is the yearly report concerning the Monument Preservation Fund, as required by the San Francisco Administrative Code Section 10.100-50(c).

If you have any questions concerning this matter, please contact Mr. Javier Rivera of my staff at 554-5864.

Sincerely

Bruce R. Storrs
City & County Surveyor



Attached:
DPW- Survey Monument Preservation Fund Report
DPW- 2010-2011 Fiscal Report

IMPROVING THE QUALITY OF LIFE IN SAN FRANCISCO

Customer Service

Teamwork

Continuous Improvement

45



Edwin M. Lee, Mayor
Mohammed Nuru, Interim Director
Fuad S. Sweiss, PE, PLS,
City Engineer & Deputy Director of Engineering

Department of Public Works
Office of the City and County Surveyor
875 Stevenson Street, Room 410
San Francisco, CA 94103

Bruce R. Storrs, City and County Surveyor

Department of Public Works
Survey Monument Preservation Fund
Annual Report
June 30, 2011

The primary monument preservation effort for the 2010-2011 fiscal year was the safeguarding of survey monuments that were located in areas that were to be under construction. In order to continue to properly establish public right-of-way, it is vital that survey monuments be referenced both before and after construction has taken place. While protecting a monument during construction is state law and one of the conditions of construction permits it is an issue that is easily overlooked. Therefore, we have continued with the expansion of our monument database in order to better track monuments that are in areas where construction permits have been issued.

Furthermore, for the 2010-2011 fiscal year, we were able to dedicate some staff time to creating and expanding a digital basemap showing the location and condition of survey monuments throughout the city. For the last 30 years monuments have been tracked and logged on approximately 330 monument maps. If any monuments were lost or damaged over the years, a staff member had to pull out the appropriate map, erase the old information, draw in the new information by hand, scan the map with the new information, and request IT to link the new map image to the DPW internet site for the public to view. The new digital basemap will have the ability to be updated by DPW staff digitally, as soon as we have new information on any monument. In the near future, updates directly from the field will be possible using technology and equipment such as an iPad. The electronic basemap will be provided to the general public where they will have near real time information of the monuments, such as locations, conditions, images of maps that refer to the monuments, pictures of the monuments, GPS coordinates, the date that the monument was last used, and construction that is occurring around the monument.

Although at a slower pace than in previous years GPS work has continued throughout the city. This work will expand the city wide GPS network and increase accuracy of location coordinates when surveys are conducted.

Monument referencing or reestablishment was performed at the following locations:

1. Randolph & Byrbee
2. Farrallones & Plymouth
3. Folsom & 19th
4. Judson & Edna
5. 3rd St. & 23rd St.
6. Arguello & Edward
7. 3rd St. & Bayview
8. 3rd St. & Revere Ln.
9. Williams & Neptune
10. Monterey & Forester
11. Sacramento & Miller
12. Anderson & Cortland
13. 3rd St & Thornton
14. Mission & Appleton
15. South Van Ness & 18th St.
16. 3rd St. & Williams
17. Carroll & 5th St.
18. 3rd St. & Thomas
19. Bayshore Blvd & Visitacion
20. Bayshore Blvd & Sunnydale Ave.
21. Bayshore Blvd & Blanken Ave
22. Bayshore Blvd & Lois Lane
23. Bayshore Blvd & Raymond Ave
24. 3rd St. & Wallace.
25. 3rd St. & Yosemite Ave
26. 3rd St. & Mariposa St.
27. 42nd Ave & Lawton
28. Utah & 23rd St.
29. 44th Ave & Lawton
30. Bay St. & Franklin
31. Concord St. & Hanover St.

GPS work was performed at the following locations:

1. Hanover St. & Watt Ave.
2. South Van Ness Ave & 14th St.
3. Filbert & Mason St
4. Leland & Bayshore blvd
5. Fort Mason, Bay St. & Franklin St.
6. Goldmine Dr. & Topaz Wy.
7. Kelloch Ave & Schwerin St.
8. Lawton & 44th Ave
9. Utah & 23rd St.
10. Lawton & 42nd Ave
11. Randolph & Byrbee
12. Farrallones & Plymouth
13. Folsom & 19th
14. Judson & Edna
15. Mission & Appleton
16. Palm & California
17. San Jose & 27th St.

The following areas have had work on the digital basemap:

1. 100 Vara (incomplete)
2. 50 Vara (incomplete)
3. Sunset (completed)
4. Richmond (completed)

**Department of Public Works
Monument Preservation Fund
Annual Report
Fiscal Year Ending June 30, 2011**

Beginning Cash Balance - July 1, 2010		\$ 312,371.00
Receipts:		
Collected by County Recorder's Office	\$ 93,330.00	
Receipts from Companies	-	93,330.00
Payments: Labor Expenditures		(44,335.00)
Ending Cash Balance - June 30, 2011		<u>361,366.00</u>
Accounts Receivable - Year End Accrual		720.00
Ending Fund Balance (Calculated)		<u><u>\$ 362,086.00</u></u>

David Chiu Had Me Arrested at a Supervisors Meeting -- Chapter Two: Behind the Electronic Fence
James Chaffee

to:

board.of.supervisors, Carmen.Chu, David Campos, David Chiu, Eric L. Mar, Jane Kim, John.Avalos,
Malia Cohen, Mark Farrell, Ross.Mirkarimi, Scott Wiener, Sean.Elsbernd

12/19/2011 02:30 PM

Show Details

David Chiu Had Me Arrested at a Supervisors Meeting

By James Chaffee

Chapter 2: Behind the Electronic Fence

By James Chaffee

I have been an activist for a number of years. I guess that is descriptive, but I don't like that term. What I have been is a citizen attempting to use the rights of citizenship to defend the right to use a public library. The idea that such an attempt is so unusual that someone can be consigned to the highly suspect and marginalized class called "activist" is highly destructive of those citizenship rights.

Yet, at this point, I might as well embrace it. I am an activist. The fact that I was arrested at a Supervisors meeting is of the essence. I have never been removed from a Library Commission meeting. I probably would have been removed a hundred times if the Library Commission knew it was so easy. In fact the only protection one has, any of us have, is that the police will not knowingly commit false arrest, because then they will be in trouble. If there is no such thing as false arrest, there is no such thing as activism. There I go again – There is no such thing as citizenship.

So I sued for false arrest and I am in Federal Court, against my will. That is a story in itself.

We should discuss first, the right to be in federal court, which is not as straight forward as one might suspect. Many people have heard of the concept of lowering the barriers to electronic access and bridging the "digital divide." The Federal Judiciary is probably the only American institution that is determinedly going in the opposite direction. For a registered attorney, a system of e-filing and e-notification is not only assumed, it is mandatory. For a non-attorney it is enshrined as a class barrier that not only requires a motion for permission to participate in, but such permission is arbitrarily and routinely denied.

The right to participate in e-filing and e-notice is not a technical or trivial matter. Without e-filing the barrier in time and effort to file a required document is substantial. To file in paper it is necessary to print the original, make a copy for the court and each party, mail or deliver the copies to all parties, visit the courthouse before 4:00 p.m. to give the originals and copies to the clerk. The copy costs, postage, printer costs, transportation costs, and time away from productive labor, as well as finding a friend willing to sign the proof of service, can be a significant barrier to any number of people. The alternative granted to the professional attorney is simply to upload a pdf on the website any time before midnight – and nothing else.

When my case was removed to the federal District Court of Northern California, not only did the San Francisco City Attorney move for dismissal two days after the notice of removal, but, recognizing the leisurely pace of the federal court system, I received the Motion for Dismissal before I received notice of the federal case number.

46

This means that as a non-attorney litigant I would have to respond to the Motion to Dismiss before I would be able to gain the equal treatment that the ability to e-file would provide. This is a system where I could be thrown out of court before I could e-file an opposition. This is clearly an example of institutionalizing the digital divide. Of course, just like the San Francisco Public Library and the Board of Supervisors, the idea that you would complain about unequal treatment is just a joke. The fact that they are the beneficiaries of a social prejudice is what their personal privileges are all about. (I wonder if the Federal Judiciary have a "Pro Per Fund" that gets a donation every time they squash a non-attorney.)

When I was researching my application for permission to e-file, one of the things I learned that I had not known before is that in pre-Constitutional Colonial America, having been established to achieve some liberty for their citizens, a number of the new colonies established law that it was illegal to charge money to create a legal pleading for another. In other words, they had essentially made it illegal to be a professional lawyer. The reason they did that is because they were very cognizant of the advantages the wealthy enjoyed by creating a different standard of justice for those who could afford an attorney. To the extent that the legal system was supposed to be about justice, it could not be fair and equal justice if access to the truth could be something that could be purchased and available only to those who could afford it. What was known in those days as "Liberty" could not exist if it were kept behind barriers of money and was accessed only through a profession with a guild and a pecuniary interest.

The citizens in those days knew that those barrier to the truth eventually became class barriers and barriers of class in those days were even more insurmountable than they are now. It is a bit shocking that after acknowledging that our ancestors worked for all those centuries to support human dignity and to break the bonds between economic interest and abuse of the citizens, we now have a federal judiciary working to erect those barriers again.

So what happened? To bring you up to date, as indicated, the City Attorney removed the case to Federal Court and filed a motion two days later. I got the motion to dismiss before I got the case number. I am supposed to have 30 days to file a motion to remand, that is to reverse the removal to federal court. Unfortunately I only have 21 days to oppose the motion to dismiss. Both of which are faster than I can obtain leave to e-file.

What I did was file a motion to remand the case back to state court and asked for an extension of time to oppose the dismissal. The judge denied the extension of time – without holding a hearing. Then the court denied the motion to remand, also without holding a hearing or considering my reply to an opposition, which presumably I have a right to file. The court also granted the dismissal – also without holding a hearing. The dismissal that was unopposed because my extension of time was not granted. You are waiting for the good news? The dismissal was granted with leave to amend.

There is an old joke that if they don't have to listen to you they call it a "hearing." That was in the old days. Now you don't even get that.

Chapter Three coming soon.



Shasta County

BOS-11

BOARD OF SUPERVISORS

1450 Court Street, Suite 308B
Redding, California 96001-1680
(530) 225-5557
(800) 479-8009
(530) 225-5189-FAX

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2011 DEC 19 PM 4:24

BY *RB*

DAVID A. KEHOE, DISTRICT 1
LEONARD MOTY, DISTRICT 2
GLENN HAWES, DISTRICT 3
LINDA HARTMAN, DISTRICT 4
LES BAUGH, DISTRICT 5

December 13, 2011

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

Dear San Francisco County Board of Supervisors:

On behalf of the Shasta County Board of Supervisors, I write to inform you of Shasta County's continued support of veterans. Shasta County has always made support of veterans a high priority.

To recognize veterans for the sacrifices they have made defending freedom around the world, the Board of Supervisors presents yearly proclamations for Veterans Awareness Week in November, Veterans Appreciation Month in May, and Welcome Home Vietnam Veterans Day in March. Shasta County was the first county in the nation to designate itself as a Purple Heart County in September 2011.

In partnership with federal, state, and local agencies, Shasta County is committed to ensuring that veterans receive the services and programs to which they are entitled. Last year, our full-time Veterans Service Officer had approximately 7,200 walk in clients and as of the time of this writing had 7,000 walk in clients and is projecting to serve over 10,000 clients this year. The Veterans Service Officer is also projecting that over \$5 million in benefits will be paid to Shasta County veterans and their widows.

Like Shasta County, many of you have also demonstrated strong support for our veterans. We applaud your support and would be happy to provide you with any additional information regarding our programs. Please feel free to contact our Veterans Service Officer, Bob Dunlap, at 530-225-5616

Very truly yours,

Les Baugh,
Chairman
Shasta County Board of Supervisors

LB:md

47

December 20, 2011

San Francisco Rent Board Commissioners
City and County of San Francisco
25 Van Ness Ave., Suite 320
San Francisco, CA. 94102

RE: New Regulations Regarding 30-Day Notices For Common Areas or Amendments to Section 12.20 of the Rent Board Rules and Regulations.

Dear Commissioners:

I was distressed to learn that the commissioners had voted 3-2 for the subject regulations at its December 2011 meeting, which would allow existing tenants under their old rental agreements to smoke in their units. For your information if you are not aware, second-hand smoke is now classified as a "known human carcinogen" by the U.S. EPA, the International Agency for Research and Cancer, and other reputable agencies. I think it would be unconscionable to allow a smoker to put his fellow tenants at the risk of incurring cancer and other health problems, such as asthma and respiratory and lung infections, which children are susceptible to. In fact, I believe we should be doing everything we can to get people to stop smoking. Also, the subject new regulations would seem to circumvent SB 332. We have an opportunity to do something for the common good; so, I urge you to reconsider your vote. Thank you.

Sincerely,

Bill Quan

Bill Quan

2526 Van Ness Ave., #10

San Francisco, CA. 94109

✓✓ Cc: San Francisco Board of Supervisors

SFRentBd-Dec2011LtrReNewRegsFor30-DayNotices

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2011 DEC 20 AM 8:30
AK

48



**SAN FRANCISCO
PLANNING DEPARTMENT**

File 111047

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO

Bos-11
LU clerk
(AS)

2011 DEC 20 PM 3:11

CPAGE
1650 Mission St.
Suite 400
San Francisco,
CA 94103-2479

December 19, 2011

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

AK

Reception:
415.558.6378

Fax:
415.558.6409

Planning
Information:
415.558.6377

**Re: Transmittal of Planning Case Number 2011.1160I
BF No. 11-1047: Disability Access Improvements for Small Businesses and
Landlord Obligations**

Recommendation: Approval with Modifications

Dear Supervisor Chiu and Ms. Calvillo,

On December 15, 2011, the San Francisco Planning Commission (hereinafter "Commission") conducted a duly noticed public hearings at a regularly scheduled meeting to consider the proposed Ordinance under Board of Supervisors File Number 11-1047.

At the December 15th Hearing, the Commission voted 7-0 to recommend approval with modifications of the proposed Ordinance, which would amend Sections 790.90, 790.91, and 790.102 to allow small self-service restaurants and retail coffee stores to exclude the square footage of floor area required for disabled access from the calculation of maximum allowable square footage for such uses under applicable zoning restrictions.

Supervisor, please advise the City Attorney at your earliest convenience if you wish to incorporate the changes recommended by the Commission. The attached resolution and exhibit provides more detail about the Commission's action. If you have any questions or require further information please do not hesitate to contact me.

Sincerely,

AnMarie Rodgers
Manager of Legislative Affairs

Cc: City Attorney Adine Varah

Attachments (one copy of the following):

Planning Commission Resolution No. 18508
Department Executive Summary

49

ACTIVITIES, FACILITIES, AND SUPPORT SYSTEMS THAT CONSTITUTE SAN FRANCISCO'S EMPLOYMENT AND SERVICE BASE.

GOALS

THE THREE GOALS OF THE COMMERCE AND INDUSTRY ELEMENT OF THE GENERAL PLAN RELATE TO CONTINUED ECONOMIC VITALITY, SOCIAL EQUITY, AND ENVIRONMENTAL QUALITY.

OBJECTIVE 1

MANAGE ECONOMIC GROWTH AND CHANGE TO ENSURE ENHANCEMENT OF THE TOTAL CITY LIVING AND WORKING ENVIRONMENT.

Policy 1.2

Assure that all commercial and industrial uses meet minimum, reasonable performance standards.

The proposed legislation as amended by the Planning Commission would make it easier for new buildings and businesses to meet minimum disabled access standards by excluding areas dedicated to disabled access from their Gross Square Footage requirements.

OBJECTIVE 6

MAINTAIN AND STRENGTHEN VIABLE NEIGHBORHOOD COMMERCIAL AREAS EASILY ACCESSIBLE TO CITY RESIDENTS.

POLICY 6.2

Promote economically vital neighborhood commercial districts which foster small business enterprises and entrepreneurship and which are responsive to economic and technological innovation in the marketplace and society.

The proposed Ordinance would lessen restrictions on small business owners by excluding areas dedicated to disabled access from their Gross Square Footage requirements. Excluding this use from Gross Floor Area calculations allows business owners to better utilize their space without exceeding floor area ratio and non-residential use size limits in the Planning Code.

5. The proposed replacement project is consistent with the eight General Plan priority policies set forth in Section 101.1 in that:
 - A) The existing neighborhood-serving retail uses will be preserved and enhanced and future opportunities for resident employment in and ownership of such businesses will be enhanced:

The proposed Ordinance will allow small business owners to provide disabled access without taking away floor space that helps generate revenue for the business.



SAN FRANCISCO PLANNING DEPARTMENT

Executive Summary Planning Code Text Change HEARING DATE: DECEMBER 15, 2011

1650 Mission St.
Suite 400
San Francisco,
CA 94103-2479

Reception:
415.558.6378

Fax:
415.558.6409

Planning
Information:
415.558.6377

Project Name: Amendments relating to Disability Access Improvements for Small Businesses and Landlord Obligations.
Case Number: 2011.1160T [Board File No. 11-1047]
Initiated by: Supervisor Chiu / Introduced September 27, 2011
Staff Contact: Aaron Starr, Legislative Affairs
aaron.starr@sfgov.org, 415-558-6362
Reviewed by: AnMarie Rodgers, Manager Legislative Affairs
anmarie.rodgers@sfgov.org, 415-558-6395
Recommendation: **Recommend Approval with Modifications**

PLANNING CODE & ADMINISTRATIVE CODE AMENDMENT

The proposed Ordinance would amend the San Francisco Planning Code by amending Sections 790.90, 790.91, and 790.102 to allow small self-service restaurants and retail coffee stores to exclude the square footage of floor area required for disabled access from the calculation of maximum allowable square footage for such uses under applicable zoning restrictions.

The proposed ordinance also amends the San Francisco Administrative Code by adding Chapter 38, Sections 38.1 through 38.6; amends the San Francisco Campaign and Governmental Conduct Code Section 3.400; requiring commercial landlords leasing to small businesses for public accommodations to: 1) bring ground floor entrances to, and exits from, the building into compliance with applicable state and federal disability access laws; 2) inform small business tenants of the potential legal and financial liabilities for failure to comply with those laws; 3) include in any new or amended leases a provision addressing the respective obligations of the landlord and small business tenant to bring the leased premises into compliance with those access laws; 4) require the City to give priority to building permit applications for work to bring space leased to small business tenants into compliance with those access laws; and 6) adopt environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and Planning Code Section 101.1

The Commission is free to comment on any part of the proposed legislation before them.

The Way It Is Now:

This Section only covers amendments to the Planning Code and does not discuss amendments to other City Codes.

Small Self-Service Restaurants are limited to 1,000 sq. ft. of Gross Floor Area, and Retail Coffee Stores are not permitted to have more than 15 seats with no more than 400 square feet of floor area devoted to seating. Gross Floor Area calculations do not currently exclude the square footage of floor area required for disabled access and there is no specific provision in the Code that excludes the square footage of floor area required for disabled access from the seating area in Retail Coffee Stores.

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

**Issued: San Francisco Redevelopment Agency: Audit of Seven Programs in the
Western Addition A-2 Redevelopment Plan**

Angela Calvillo, Peggy Nevin, BOS-Supervisors,
Controller Reports to: BOS-Legislative Aides, Steve Kawa, Rick Wilson,
Kate Howard, Christine Falvey, Jason Elliott, Severin
Sent by: Richard Kurylo

12/20/2011 11:56 AM

The Office of the Controller, City Services Auditor Division, has issued an audit report on seven programs in the Western Addition A-2 Redevelopment Plan. The audit found that the San Francisco Redevelopment Agency (SFRA) appropriately disbursed funds to provide services to the Western Addition A-2 project area. However, SFRA needs to improve its internal controls to better accomplish its redevelopment goals. The audit found that SFRA:

- Did not adequately track approved funding for five of the seven programs according to its memorandums and resolutions of its commission.
- Did not maintain financial reports comparing approved annual funding to annual expenditures for the seven programs.
- Needs to improve its controls over program and accounting documentation.
- Made inadequate efforts to collect on loans, which resulted in a loss of \$422,652 to SFRA.
- Did not properly monitor a contractor and a city department that received SFRA funding to execute programs.

To view the full report, please visit our website at:
<http://co.sfgov.org/webreports/details.aspx?id=1373>

This is a send-only email address.

For questions regarding this report, please contact Tonia Lediju at tonia.lediju@sfgov.org or 415-554-5393, or the Office of the Controller, City Services Auditor Division, Audits unit, at 415-554-7469.

50

BOS-11

Issued: Controller's Office Government Barometer - October 2011

Angela Calvillo, Peggy Nevin, BOS-Supervisors,
Controller Reports to: BOS-Legislative Aides, Steve Kawa, Rick Wilson,
Kate Howard, Christine Falvey, Jason Elliott, Severin

12/22/2011 01:56 PM

Sent by: Richard Kurylo

The Office of the Controller has issued the Government Barometer October 2011 to share key performance and activity information with the public in order to increase transparency, create dialog, and build the public's confidence regarding the City's management of public business. The report lists measures in major service areas, such as public safety, health and human services, streets and public works, public transit, recreation, environment, and customer service. Recent data and trend information are included. This is a recurring report - the December 2011 report is scheduled to be issued in late January 2012.

To view the full report, please visit our website at:
<http://co.sfgov.org/webreports/details.aspx?id=1377>

You can also access the report on the Controller's website (<http://www.sfcontroller.org/>) under the News & Events section and on the Citywide Performance Measurement Program website (www.sfgov.org/controller/performance) under the Performance Reports section.

For more information please contact:

Office of the Controller
City Services Auditor Division
Phone: 415-554-7463
Email: CSA.ProjectManager@sfgov.org

This is a send-only email address.

Thank you.

51

City and County of San Francisco

Office of the Controller – City Services Auditor

GOVERNMENT BAROMETER

October 2011



December 22, 2011

**CONTROLLER'S OFFICE
CITY SERVICES AUDITOR**

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

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

About the Government Barometer:

The purpose of the Government Barometer is to share key performance and activity information with the public in order to increase transparency, create dialog, and build the public's confidence regarding the City's management of public business. The report lists measures in major service areas, such as public safety, health and human services, streets and public works, public transit, recreation, environment, and customer service. This is a recurring report. The December 2011 report is scheduled to be issued in late January 2012.

For more information, please contact the Office of the Controller, City Services Auditor Division.

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Government Barometer – October 2011

Summary

The Office of the Controller has issued the Government Barometer October 2011. Significant changes reported in October 2011 include the following:

- The average daily county jail population declined by 17.4 percent from October 2010 to October 2011.
- The total number of Healthy San Francisco participants decreased by 18.3 percent from October 2010 primarily due to a transition in July 2011 of over 10,000 Healthy San Francisco participants to San Francisco Provides Access to Healthcare (SF PATH), a new federally-supported health access program that provides affordable health care services for some low income people living in San Francisco. Correcting for this transition, Healthy San Francisco enrollment is continuing to increase, but at a lesser pace.
- The Food Stamp caseload increased by 17.1 percent increased caseload from October 2010. The increase is likely due to the continuing economic downturn and the Food Stamp Program's aggressive enrollment of eligible participants, in order to meet the nutritional needs of San Franciscans,
- The foster care caseload continued to decline, by 3 percent from August 2011 and by 10.7 percent since October 2010. The decline is due to changing population demographics and prevention efforts leading to fewer entries into foster care, and a cohort of foster care youth aging out of care.
- The percentage of street cleaning requests responded to within 48 hours remains around 87% even as the volume of street cleaning service requests have increased.
- The total number of individuals currently registered in recreation courses declined by 20.2 percent from August because fall course registrations occurred in August. There was a 9.8 percent increase in registrations from the same period a year prior (October 2010).
- The total number of park facility (picnic tables, sites, recreation facilities, fields, etc.) bookings increased by 63.4 percent from August because winter leagues booked their facilities in October. There was a 6.4 percent increase in bookings from the same period a year prior (October 2010).
- The total number of visitors at public fine art museums (Asian Art Museum, Legion of Honor, and de Young) declined by 28.4 percent from August 2011, primarily because major exhibitions at the de Young and the Legion of Honor closed early in October as the museums installed new exhibitions.
- The average monthly energy usage by City departments (in million kilowatt hours) increased slightly, by 1.7 percent, which can be attributed to the opening of Terminal 2 at San Francisco International Airport.
- The percentage of all applications for variance from the Planning Code decided within 120 days decreased by 35.6 percent from August 2011 and by 21.6 percent from October 2010. The lower percentage of decisions within 120 days is primarily attributable to a decrease in the number of variance applications during the reporting period, with a delay of one or two cases negatively skewing the percentage calculation.
- The Police Department is revising its data methodologies; during this transition period the Government Barometer will not report serious violent crime or serious property crime data.

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City and County of San Francisco
 Controller's Office
 Government Barometer (October 2011)



Activity or Performance Measure	Prior Year	Prior Period	Current Period	Period-to-Period		Year-to-Year	
	Oct-2010	Aug-2011	Oct-2011	% Change	Trend	% Change	Trend
Public Safety							
Total number of serious violent crimes reported (homicide, forcible rape, robbery, and aggravated assault, per 100,000 population)	58.9	74.2	N/A	N/A	N/A	N/A	N/A
Total number of serious property crimes reported (burglary, larceny-theft, motor vehicle theft, and arson, per 100,000 population)	305.8	342.5	N/A	N/A	N/A	N/A	N/A
Percentage of fire/medical emergency calls responded to within 5 minutes	86.3%	91.1%	92.2%	1.2%	Positive	6.8%	Positive
Average daily county jail population	1,792	1,445	1,480	2.4%	Negative	-17.4%	Positive
Percentage of 9-1-1 calls answered within 10 seconds	90%	89%	88%	-1.1%	Negative	-2.2%	Neutral
Average 9-1-1 daily call volume	1,455	1,450	1,499	3.4%	Negative	3.0%	Neutral
Health and Human Services							
Average daily population of San Francisco General Hospital	415	409	412	0.7%	Neutral	-0.7%	Neutral
Average daily population of Laguna Honda Hospital	743	750	752	0.3%	Neutral	1.2%	Neutral
Total number of Healthy San Francisco participants	54,792	44,587	44,741	0.3%	Neutral	-18.3%	Negative
New patient wait time in days for an appointment at a DPH primary care clinic	27	31	32	3.2%	Negative	18.5%	Negative
Current active CalWORKs caseload	4,772	4,965	4,819	-2.9%	Positive	1.0%	Neutral
Current active County Adult Assistance Program (CAAP) caseload	7,495	7,373	7,228	-2.0%	Positive	-3.6%	Positive
Current active Non-Assistance Food Stamps (NAFS) caseload	24,630	27,802	28,853	3.8%	Negative	17.1%	Negative
Percentage of all available homeless shelter beds used	94.0%	94.0%	96.0%	2.1%	Positive	2.1%	Neutral
Average nightly homeless shelter bed use	1,062	1,070	1,094	2.2%	Negative	3.0%	Neutral
Total number of children in foster care	1,277	1,175	1,140	-3.0%	Positive	-10.7%	Positive
Streets and Public Works							
Average score of streets inspected using street maintenance litter standards (1 = acceptably clean to 3 = very dirty)	2.14	N/A	N/A	N/A	N/A	N/A	N/A
Percentage of street cleaning requests responded to within 48 hours	88.4%	86.0%	87.0%	1.2%	Positive	-1.6%	Neutral
Percentage of graffiti requests on public property responded to within 48 hours	77.8%	63.0%	63.0%	0.0%	Neutral	-19.0%	Negative
Percentage of pothole requests repaired within 72 hours	51.5%	88.0%	79.0%	-10.2%	Negative	53.4%	Positive

City and County of San Francisco
 Controller's Office
 Government Barometer (October 2011)



Activity or Performance Measure	Prior Year	Prior Period	Current Period	Period-to-Period		Year-to-Year	
	Oct-2010	Aug-2011	Oct-2011	% Change	Trend	% Change	Trend
Public Transit							
Percentage of Muni buses and trains that adhere to posted schedules	72.0%	72.1%	71.4%	-1.0%	Neutral	-0.8%	Neutral
Average daily number of Muni customer complaints regarding safety, negligence, discourtesy, and service delivery	46.9	47.2	45.3	-4.0%	Positive	-3.4%	Positive
Recreation, Arts, and Culture							
Average score of parks inspected using park maintenance standards	91.0%	90.1%	91.3%	1.3%	Positive	0.3%	Neutral
Total number of individuals currently registered in recreation courses	9,982	13,733	10,964	-20.2%	Negative	9.8%	Positive
Total number of park facility (picnic tables, sites, recreation facilities, fields, etc.) bookings	7,540	4,911	8,025	63.4%	Positive	6.4%	Positive
Total number of visitors at public fine art museums (Asian Art Museum, Legion of Honor, and de Young)	208,738	181,312	129,746	-28.4%	Negative	-37.8%	Negative
Total circulation of materials at main and branch libraries	841,429	938,195	914,608	-2.5%	Negative	8.7%	Positive
Environment, Energy, and Utilities							
Drinking water reservoirs storage as a percentage of normal for this month	111.7%	105.1%	116.2%	10.6%	Positive	4.0%	Positive
Average monthly water use by City departments (in millions of gallons)	127.1	114.5	113.2	-1.1%	Positive	-10.9%	Positive
Average daily residential per capita water usage (in gallons)	50.6	49.8	49.9	0.1%	Neutral	-1.4%	Neutral
Average monthly energy usage by City departments (in million kilowatt hours)	72.1	72.4	72.9	0.7%	Neutral	1.1%	Neutral
Average daily tons of garbage going to landfill	1,472.6	1,457.9	1,482.4	1.7%	Negative	0.7%	Neutral
Percentage of total solid waste diverted from landfill through curbside recycling	58.4%	59.1%	59.2%	0.2%	Neutral	1.4%	Neutral
Permitting and Inspection							
Value (estimated cost, in millions) of construction projects for which new building permits were issued	\$89.3	\$325.0	\$164.2	-49.5%	Negative	83.8%	Positive
Percentage of all building permits involving new construction and major alterations review that are approved or disapproved within 60 days	56%	57%	67%	17.5%	Positive	19.6%	Positive
Percentage of all applications for variance from the Planning Code decided within 120 days	37%	45%	29%	-35.6%	Negative	-21.6%	Negative
Percentage of life hazard or lack of heat complaints responded to within one business day	78.0%	87.0%	77.0%	-11.5%	Negative	-1.3%	Neutral
Percentage of customer-requested construction permit inspections completed within two business days of requested date	93.0%	98.0%	98.0%	0.0%	Neutral	5.4%	Positive

City and County of San Francisco
 Controller's Office
 Government Barometer (October 2011)



Activity or Performance Measure	Prior Year	Prior Period	Current Period	Period-to-Period		Year-to-Year	
	Oct-2010	Aug-2011	Oct-2011	% Change	Trend	% Change	Trend
Customer Service							
Average daily number of 311 contacts, across all contact channels	7,249	8,088	7,481	-7.5%	Negative	3.2%	Positive
Percentage of 311 calls answered by call takers within 60 seconds	70.0%	70.1%	70.9%	1.1%	Positive	1.3%	Neutral

Notes:

The Government Barometer is currently issued every other month, covering even months.

The period-to-period change reflects the change since the last even month (e.g., for Oct 2011, change since Aug 2011).

The year-to-year change reflects the change since the same month last year (e.g., for Oct 2011, change since Oct 2010).

A period-to-period change of less than or equal to +/-1% and a year-to-year change of less than or equal to +/-3% is considered "Neutral."

Data reported for the most recent month is either data for that month or the most recent data available, please see the attached Government Barometer Measure Details for more information.

For additional detail on measure definitions and department information, please see the attached Government Barometer Measure Details.

Values for prior periods (e.g. Aug 2011 or Oct 2010) may be revised in this report relative to their original publication.

To prepare this report, the Citywide Performance Measurement Program has used performance data supplied by City Departments. The Departments are responsible for ensuring that such performance data is accurate and complete. Although the Citywide Performance Measurement Program has reviewed the data for overall reasonableness and consistency, the Program has not audited the data provided by the Departments.

City and County of San Francisco
 Controller's Office
 Government Barometer Measure Details



Activity or Performance Measure	Department	Performance Pattern	Measure Description	Measure Technical Description
Public Safety				
Total number of serious violent crimes reported (homicide, forcible rape, robbery, and aggravated assault, per 100,000 population)	Police	Trending down is positive	Number of offenses divided by 100,000 population. Violent crimes: Homicide, forcible rape, robbery and aggravated assault. COMPSTAT profile data for 28-day periods are periods used (Sept period covers 9/4/2011 thru 10/1/2011 and October covers 10/2/11 thru 10/29/2011).	Collection Method: Number of UCR Violent Part I crimes divided by current San Francisco population and multiplied by 100,000. Data source: COMPSTAT data extraction prepared weekly from the Incident Report System (IRS) and Homicide Detail and Sexual Assault Details. Population FY 2008: 829,848, FY 2009 & FY 2010: 842,625; Jan 1, 2010 pop estimate: 856,095. (CA Dept of Finance E-2 Report). Timing: Monthly.
Total number of serious property crimes reported (burglary, larceny-theft, motor vehicle theft, and arson, per 100,000 population)	Police	Trending down is positive	Number of crimes divided by 100,000 population. UCR Part I property crimes are burglary, larceny-theft, motor vehicle theft and arson. COMPSTAT profile data for 28-day periods are periods used (Sept period covers 9/4/2011 thru 10/1/2011 and October covers 10/2/11 thru 10/29/2011).	Collection Method: Number of Part I Property crimes divided by current San Francisco population and multiplied by 100,000. Data source: COMPSTAT data extraction prepared weekly from the Incident Report System (IRS) and Homicide Detail and Sexual Assault Details. Population FY 2008: 829,848, FY 2009 & FY 2010: 842,625; Jan 1, 2010 pop estimate: 856,095. (Source: CA Department of Finance, E-2 Report). Timing: Monthly.
Percentage of fire/medical emergency calls responded to within 5 minutes	Fire	Trending up is positive	Percentage of all incidents responded to in under five minutes (total response time (RT) from dispatch to arrival on scene of first unit). Includes all calls the Department responds to with lights and sirens, not just those requiring possible medical care.	Raw data is stored at Department of Emergency Management and aggregated at Fire Department headquarters.
Average daily county jail population	Sheriff	Trending down is positive	Overcrowding creates security and safety issues for the Department and drives costs in many directions. Approximately 75% of those jailed are pretrial felony prisoners, who either cannot be released or cannot make bail. Housing such prisoners can require greater security precautions. An average daily population above the rated capacity can also drive demand for additional facilities.	Collection Method: Average Daily Population (ADP) is compiled by Sheriff's staff from reports issued daily from each jail. Records are located in City Hall, Room 456. Timing: Data available 5am daily. Population represents all in-custody people.
Percentage of 9-1-1 calls answered within 10 seconds	Emergency Management	Trending up is positive	The State of California 9-1-1 Office recommends that all 9-1-1 calls are answered within 10 seconds. There is no state or federal mandate. Our Center strives to answer 90% of all 9-1-1 calls within 10 seconds.	Collection Method: All calls introduced through the 9-1-1 State switch are captured in an automatic telephone call distribution system produced by Nortel Networks. This system analyzes the time it takes from the call to hit the message switch, then time it takes for our call takers to answer and process the call for service. All equipment housed at 1011 Turk.
Average 9-1-1 daily call volume	Emergency Management	Trending down is positive	This number represents the number of 9-1-1 telephone calls received and presented to the San Francisco Division of Emergency Communications on a daily basis.	Our statistics are continuously collected by our Nortel Network equipment. This information is collated daily and composed into weekly, monthly, and annual reports to reflect the call volume thus allowing us to allocate staff as needed.
Health and Human Services				
Average daily population of San Francisco General Hospital	Public Health	Trending down is positive	The daily count of patients at SFGH (aka: Average Daily Census or ADC) is the number of admitted inpatients at SFGH at approximately 12 midnight, when the census is taken. This measure totals the daily census for a month, divided by the number of days in the month. The measure separates the average monthly census by services (acute medical/surgical, acute psychiatry, skilled nursing, and long-term behavioral health) and also provides the total for the hospital.	The daily count is tracked by the Hospital's computer system - SMS Invision Clinical Data System; maintained by DPH Community Health Network/SFGH. The reporting database is updated monthly, within 10 days of the following month. The data is 99% reliable within one month. Reports are run on an ad hoc basis.
Average daily population of Laguna Honda Hospital	Public Health	Trending down is positive	Laguna Honda Hospital (LHH) is a long-term care facility that provides a residential setting for physically or cognitively impaired individuals who require continuous nursing assistance, rehabilitation services, medical care, and monitoring. LHH also offers acute care for those patients whose condition changes to require this level of care. The daily count of patients (aka: Average Daily Census or ADC) is the total number of residents in-house at LHH at the time the census is taken each day.	Admissions, discharges, and transfers (relocations) are entered into the Invision Clinical Data System when any of these activities occur. Reports for ADC data (from Invision) can be generated for daily, monthly and/or quarterly basis. Numbers are drawn from the Monthly Average Census Report, using the SNF Occupied + M7A + L4A columns.
Total number of Healthy San Francisco participants	Public Health	Trending up is positive	This number represents enrollees in the Healthy San Francisco program (HSF). HSF is a comprehensive health coverage program for uninsured San Francisco residents, age 18 through 64 years old. Enrollment first began in July 2007 for lower income residents and has grown as more health clinic sites joined and as enrollment requirements expanded. This measure was added to the system in January 2009	The enrollment number is derived from the One-E-App program. One-E-App is a web-based eligibility and enrollment application and system of record for Healthy San Francisco. Reports are run monthly and ad hoc.

City and County of San Francisco
 Controller's Office
 Government Barometer Measure Details



Activity or Performance Measure	Department	Performance Pattern	Measure Description	Measure Technical Description
New patient wait time in days for an appointment at a DPH primary care clinic	Public Health	Trending down is positive	This measure shows the number of calendar days that a new patient would have to wait for a routine primary care appointment and/or examination. This assumes that the patient is not reporting any health issue and is not yet established with a primary care provider. The Healthy San Francisco program has set a goal of 60 calendar days for a new enrollee to wait for a primary care appointment.	This data is collected manually by a DPH staff person who searches the DPH computerized appointment system (Invision) for the first possible routine appointment at each primary care clinic or, if required, calls the clinic to inquire about next appointment availability for a new & routine patient appointment. The report represents a point in time, the day the report is done. To obtain one monthly number for the measure, the wait for each clinic is added together and divided by the number of clinics (13).
Current active CalWORKs caseload	Human Services	Trending down is positive	This measure is the number of CalWORKs cases that have received cash assistance (TANF) during the month for which the data is reported.	Data for this measure is obtained from a monthly extract generated by the CalWIN client tracking system.
Current active County Adult Assistance Program (CAAP) caseload	Human Services	Trending down is positive	This measure reflects the number of cases that are paid cash assistance during the month for which data has been reported.	Data for this measure is obtained from a monthly extract generated from the CalWIN client tracking system.
Current active Non-Assistance Food Stamps (NAFS) caseload	Human Services	Trending up is negative	This is the total number of cases receiving non-assistance food stamps. Non-assistance food stamps cases do not include those cases which also receive other forms of public assistance (e.g. CalWORKs).	Collection Method: Data for this measure is tracked within the CalWIN system. A case file is opened at the point of intake and maintained while the case is active. Timing: The CalWIN data system is dynamic, and can be queried for current data. Historical data is stored in extracts that can also be queried for previous periods.
Percentage of all available homeless shelter beds used	Human Services	Trending up is positive	This is the average percentage of shelter beds (single adult) available that have been reserved and used on a nightly basis.	Data for this measure is derived from the CHANGES shelter bed reservation system.
Average nightly homeless shelter bed use	Human Services	Trending down is positive	The numbers reported here represent the average number of beds (single adult) used during the month.	Data for this measure is reported via the CHANGES system, but the actual number of beds available is based upon negotiated contracted obligations.
Total number of children in foster care	Human Services	Trending down is positive	This measure provides a count of the number of children with an open case in foster care at the end of each month that data is being reported.	The data source for this measure is the Child Welfare Services Case Management System (CWS/CMS). CWS/CMS is a longitudinal statewide database that can be queried for current and historical data.
Streets and Public Works				
Average score of streets inspected using street maintenance litter standards (1 = acceptably clean to 3 = very dirty)	Public Works	Trending down is positive	Average score of the inspection results of selected routes for the street cleanliness standard 1.1, which is based on a scale from 1 to 3. (For each 100 curb feet, 1 = under 5 pieces of litter; 2 = 5 - 15 pieces of litter; and 3 = over 15 pieces of litter). See maintenance standards manual for details.	For selected blocks, an inspector assigns a score from 1 to 3 to each 100 curb feet, for blocks of selected routes. Block and route averages are calculated. This measure provides the average of routes inspected for the selected time period. It includes only DPW inspections. Inspections were conducted on a combination of 11 residential and 11 commercial routes. Clean Corridors routes are excluded. Data collection: Data source are MNC Excel files, and summaries are generated by the Controller's Office. Data for these "district" inspections, are available every other month.
Percentage of street cleaning requests responded to within 48 hours	Public Works	Trending up is positive	DPW receives requests to address street cleaning issues primarily through 311. Our goal is to resolve these issues within 48 hours of receiving the request.	Collection Method: Dated services requests and action taken data is entered into the Bureau of Street Environmental Services' 28 Clean Access database. Timing: Data is available on a daily basis.
Percentage of graffiti requests on public property responded to within 48 hours	Public Works	Trending up is positive	DPW receives calls from the public to report graffiti, primarily through 311. DPW crews respond to these calls and abate the graffiti on public property. Our goal is to abate within 48 hours. If the graffiti is on private property, the property owner is notified to abate. This metric only measures abatements on public property.	Collection Method: Dated service requests and action taken data is logged into the Bureau of Street Environmental Services' 28 Clean Access database. Timing: Data is available on a daily basis.
Percentage of pothole requests repaired within 72 hours	Public Works	Trending up is positive	DPW receives calls from the public reporting potholes. Our goal is to repair these potholes within 72 hours.	Collection Method: Dated service requests and action taken data is entered into the Bureau of Street and Sewer Repair's Pothole database daily. Timing: Data is available on a monthly basis.
Public Transit				
Percentage of Muni buses and trains that adhere to posted schedules	Municipal Transportation Agency	Trending up is positive	Definition: Each line is checked at least once in each six month period. Such checks are conducted no less often than 10 weekdays and weekends per period. An annual checking schedule is established for the routes. The order in which the routes are checked is determined monthly through a random selection process. To the extent automated systems can be substituted at less cost for such checks, or the measurement of any performance standard, such systems will be used.	Method: Check the designated lines using criteria of +/-4 minutes. Periods of time includes morning rush (6am-9am), midday (9am-4pm), evening rush (4pm-7pm), and night (7pm-1am). Supervisors conduct a one-hour check at a point at mid-route during all four time periods stated above. Timeframe: Data is available approximately 60 days after each quarter closes. The annual goal for the forthcoming fiscal year is traditionally approved by the SFMTA Board of Directors in April or May. For the barometer report, data is reported on a quarterly basis.
Average daily number of Muni customer complaints regarding safety, negligence, discourtesy, and service delivery	Municipal Transportation Agency	Trending down is positive	Definition: Customers may provide feedback regarding Muni services through 311, sfmta.com, by mail, and by fax.	Method: Feedback data is pulled from the Trapeze system on a monthly basis and divided by the number of days in the month to come up with the average daily number of complaints.

City and County of San Francisco
 Controller's Office
 Government Barometer Measure Details



Activity or Performance Measure	Department	Performance Pattern	Measure Description	Measure Technical Description
Recreation, Arts, and Culture				
Average score of parks inspected using park maintenance standards	Recreation and Parks	Trending up is positive	The average rating for neighborhood parks category only (i.e. an average of the neighborhood parks' percentages for meeting parks standards). The ratings for Neighborhood Parks have been chosen to be included as a performance measure as they represent the majority of RPD property types, include almost all park features rated, and are geographically dispersed throughout the City	Collection Method: RPD staff conducts quarterly park evaluations. Hard copies turned in to clerical staff for data entry into Park Evaluations database. Hard copies kept on file by clerical staff. Data Location: Park Evaluations Database. "Neighborhood Parks" is an established category of City parks and broken out in the current database reports (BY PARK TYPE BY DISTRICT REPORT). Timing: This data is available quarterly, no more than 30 days after the previous quarter end. For the barometer report, data is reported on a quarterly basis and 1 month in arrears.
Total number of individuals currently registered in recreation courses	Recreation and Parks	Trending up is positive	Measure indicates number of program registrants for all age categories. This number does not reflect the number of individuals participating in courses in a given month but rather the number of participants registered during that month.	Collection Method: CLASS recreation management software records all individuals (termed clients within the CLASS system) registered for any kind of program RPD offers. Timing: CLASS implementation launched in January 2007, with preliminary data available in May 2007. Data is now available monthly. Baseline data was captured in FY08 and FY09 and the Department began to set targets in FY10.
Total number of park facility (picnic tables, sites, recreation facilities, fields, etc.) bookings	Recreation and Parks	Trending up is positive	Measure indicates number of park facilities permits created.	Collection Method: CLASS recreation management software measures field permitting, picnic table rentals, indoor recreation center bookings, and other types of facility rentals.
Total number of visitors at public fine art museums (Asian Art Museum, Legion of Honor, and de Young)	Fine Arts Museums and Asian Art Museum	Trending up is positive	This measure aggregates data from 3 separate measures for the Asian Art Museum, Legion of Honor, and de Young Museum. Museum visitors includes all visitors to the 3 separate museums, including school children, business visitors, rental events, and other events, but excluding cafe and store visitors.	CON to manually calculate measure from data entered directly into PM system.
Total circulation of materials at main and branch libraries	Public Library	Trending up is positive	Number of items (books and other materials) circulated to the public (children, youth & adults) from all libraries.	Collection Method: Statistics generated from the Library's automated circulation system; information Technology Division. Timing: Reports are generated monthly. For barometer, add both branch & main library measures together.
Environment, Energy, and Utilities				
Drinking water reservoirs storage as a percentage of normal for this month	Public Utilities Commission	Trending up is positive	Beginning of month total system storage (i.e. Hetch Hetchy, Cherry, Eleanor, Water Bank, Calaveras, San Antonio, Crystal Springs, San Andreas, Pilarcitos) as percentage of long-term median (water year 1968 to 2007).	The long-term median of total system storage at the beginning of the month was calculated using data stored in Form 11 for Hetch Hetchy Division and in WISKI database for Water Supply & Treatment Division for water years 1968 to 2007 (40-year period). 1968 was selected as the first year for the calculation to include San Antonio Reservoir. The current beginning of month total system storage is reported as a percentage of the long-term median.
Average monthly water use by City departments (in millions of gallons)	Public Utilities Commission	Trending down is positive	12-month rolling monthly average of total water use by City departments, in million gallons.	12-month rolling monthly average computed from total monthly amount of billed water usage for municipal departments per report 892-Monthly Sales and Revenue, converted to million gallons.
Average daily residential per capita water usage (in gallons)	Public Utilities Commission	Trending down is positive	Annual rolling average of daily residential water use per person.	Daily per capita usage computed using twelve months of city residential usage per report 892-Monthly Sales and Revenue, divided by 365 and estimated 2009 population of 818,887, the 2008 US Census number multiplied by the 2008 growth rate.
Average monthly energy usage by City departments (in million kilowatt hours)	Public Utilities Commission	Trending down is positive	Energy use by City departments in kilowatt hours (kWh) in millions for the month based on 12-month rolling average	Estimate of energy use by City departments in kilowatt hours (kWh) in millions for the month based on 12-month rolling average and maintained in our Electric Billing System.
Average daily tons of garbage going to landfill	Environment	Trending down is positive	Average daily tons of garbage going to landfill.	Total materials San Francisco sends to landfill, calculated by dividing the monthly tonnage by the number of days in the month. Universe is municipal, residential, commercial, industrial.
Percentage of total solid waste diverted from landfill through curbside recycling	Environment	Trending up is positive	Percentage of total solid waste diverted from landfill through curbside recycling.	Percentage of recycling (blue cart) and compostables (green cart) collected, factored against disposal tonnage (black cart). Universe is residential and small commercial customers.

City and County of San Francisco
 Controller's Office
 Government Barometer Measure Details



Activity or Performance Measure	Department	Performance Pattern	Measure Description	Measure Technical Description
Permitting and Inspection				
Value (estimated cost, in millions) of construction projects for which new building permits were issued	Building Inspection	Trending up is positive	The construction valuation is driven by customer demand, the number of projects approved for construction, major developments, and the overall economic climate. This construction valuation or number of permits issued for construction cannot be estimated.	Collection Method: This is a new measure for DBI. The data entered for April 2008 and April 2009 is actual data, not estimated cost as indicated on Column C. The data is collected through our automated Permit Tracking System and is based on the fees collected for permits issued. Timing: Available on a weekly/monthly basis.
Percentage of all building permits involving new construction and major alterations review that are approved or disapproved within 60 days	Planning	Trending up is positive	When a member of the public wants to conduct major physical improvements to existing construction or to develop property, the proposal comes to the Planning Department for review to ensure the project conforms with existing land use requirements as specified in the Planning Code.	Collection Method: Data is stored in the Department of Building Inspection's permit tracking database, housed at 1650 Mission Street Timing: Data updates are available on a monthly basis.
Percentage of all applications for variance from the Planning Code decided within 120 days	Planning	Trending up is positive	A variance allowing a project to vary from the strict quantitative standards of the Planning Code may be granted after a public hearing before the Zoning Administrator. Variances are typically requested for projects that do not meet the Planning Code standards for rear yards, front setbacks, parking requirements, and open space requirements. The 4 month target is based on a reasonable time to complete the lowest priority applications.	Collection Method: Data stored in Department's case intake database, housed at 1650 Mission Street. Timing: Data updates are available on a monthly basis.
Percentage of life hazard or lack of heat complaints responded to within one business day	Building Inspection	Trending up is positive	This measure addresses response time for complaints received from the public regarding life hazards or lack of heat. Complaints are received in person, by phone, email, through the internet, and mail. Response consists of contacting person making complaint and visiting the building. Measure changed in FY 02-03 to reflect 24-hour turnaround instead of 48 hours, but the data reflecting the 24-hour target was reported for the first time in FY 07. Definition of life hazard includes abandoned buildings, which may not need an inspection.	Collection Method: Staff in Housing Inspection Services utilize the Complaint Tracking System to maintain a record of complaints received and responded to. Response data is compiled into monthly, quarterly and annual reports. Timing: Statistics are available two weeks after the end of the month (i.e., statistics for September will be available on October 15th.)
Percentage of customer-requested construction permit inspections completed within two business days of requested date	Building Inspection	Trending up is positive	Customers request inspection of construction to meet permit requirements. Customers contact inspection divisions via phone to set up appointments. Inspections are completed when inspectors visit sites to conduct inspection.	Collection Method: Daily logs are entered into Oracle database; this information is compiled into monthly, quarterly and annual reports. Timing: Statistics are available two weeks after the end of the month (i.e., statistics for September will be available on October 15th.)
Customer Service				
Average daily number of 311 contacts, across all contact channels	Administrative Services	Trending up is positive	The average daily number of calls and service requests and information accessed on-line, via self-service forms, Twitter, and Open311 applications. Calls received at 311 which includes those calls that were "answered" and those that were "abandoned" by the caller.	Calculation: The total number of calls (answered and abandoned), self-service requests, Open311 requests and website visits received divided by the number of days in that particular month. Sources: The CMS application is used to track the volume of calls, use of self-service forms, and Open 311 apps. Urchin Software is used to track the total number of visits to the website. Frequency: Call volumes are reported on a daily basis with data for the previous day.
Percentage of 311 calls answered by call takers within 60 seconds	Administrative Services	Trending up is positive	The percentage of calls answered within 60 seconds versus the total number of calls received on a monthly basis. This metric of answering 50% of calls in 60 seconds was developed in July 2008 as a performance measure for 311.	Calculation: The number of calls answered within 60 seconds divided by the total number of calls received during the measurement interval. Data Source: Avaya's Call Management System (CMS) will be utilized to determine the number of calls answered within 60 seconds and the total number of calls received. Frequency: Monthly.

Performance Pattern Notes:

- Trending up is positive: The trend of a measure is positive when the current value is above the prior value.
- Trending down is positive: The trend of a measure is positive when the current value is below the prior value.

Issued: Airport Commission Concession Audits of EAN, LLC, and Clear Channel Outdoor, Inc., dba Clear Channel Airports

Angela Calvillo, Peggy Nevin, BOS-Supervisors,
Controller Reports to: BOS-Legislative Aides, Steve Kawa, Rick Wilson,
Kate Howard, Christine Falvey, Jason Elliott, Severin
Sent by: Richard Kurylo

12/22/2011 10:37 AM

The City and County of San Francisco's Airport Commission (Airport) coordinates with the Office of the Controller, City Services Auditor Division (CSA), to conduct periodic concession audits of the Airport's tenants. CSA has engaged Moss Adams LLP (Moss Adams) to audit tenants to determine whether they complied with the reporting, payment, and other provisions of their leases with the Airport.

CSA now presents the reports prepared by Moss Adams for its recent audits of EAN, LLC, (EAN) and Clear Channel Outdoor, Inc., dba Clear Channel Airports (Clear Channel).

To view the full reports, please visit our website via the links below:

EAN -- <http://co.sfgov.org/webreports/details.aspx?id=1375>
Audit Period: January 1, 2009, through December 31, 2010
EAN correctly reported gross revenues of \$186,986,508 and correctly paid rent of \$19,227,937 to the Airport.

Clear Channel -- <http://co.sfgov.org/webreports/details.aspx?id=1376>
Audit Period: April 1, 2008, through March 31, 2010
Clear Channel correctly reported gross revenues of \$16,626,651 and correctly paid rent of \$13,764,817 to the Airport.

This is a send-only email address.

For questions regarding any of these reports, please contact Tonia Lediju at tonia.lediju@sfgov.org or 415-554-5393, or the Office of the Controller, Audits unit, at 415-554-7469.

Thank you.

City and County of San Francisco

Office of the Controller – City Services Auditor

**AIRPORT COMMISSION:
Concession Audit of EAN, LLC**



December 22 , 2011

**OFFICE OF THE CONTROLLER
CITY SERVICES AUDITOR**

The City Services Auditor (CSA) was created in the Office of the Controller through an amendment to the Charter of the City and County of San Francisco (City) that was approved by voters in November 2003. Under Appendix F of the Charter, CSA has broad authority to:

- Report on the level and effectiveness of San Francisco's public services and benchmark the City to other public agencies and jurisdictions.
- Conduct financial and performance audits of city departments, contractors, and functions to assess efficiency and effectiveness of processes and services.
- Operate a whistleblower hotline and website and investigate reports of waste, fraud, and abuse of city resources.
- Ensure the financial integrity and improve the overall performance and efficiency of city government.

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

CSA conducts its audits in accordance with the Government Auditing Standards published by the U.S. Government Accountability Office (GAO). These standards require:

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

CSA Audit Team: Ben Carlick, Audit Manager
Kate Kaczmarek, Associate Auditor

Audit Consultants: Moss Adams LLP



CITY AND COUNTY OF SAN FRANCISCO
OFFICE OF THE CONTROLLER

Ben Rosenfield
Controller

Monique Zmuda
Deputy Controller

December 22, 2011

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

John L. Martin, Director
San Francisco International Airport
P.O. Box 8097
San Francisco, CA 94128-8097

President Mazzola, Members, and Mr. Martin:

The City and County of San Francisco's Airport Commission (Airport) coordinates with the Office of the Controller, City Services Auditor Division (CSA), to conduct periodic concession audits of the Airport's tenants. CSA has engaged Moss Adams LLP (Moss Adams) to audit the Airport's tenants to determine whether they complied with the reporting, payment, and other provisions of their leases.

CSA presents the report for the concession audit of the rental car business, EAN, LLC, prepared by Moss Adams.

Reporting Period: January 1, 2009, through December 31, 2010

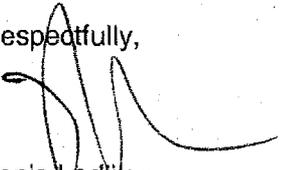
Rent Paid: \$19,227,937

Results:

EAN, LLC correctly reported gross revenues of \$186,986,508 and correctly paid rent to the Airport.

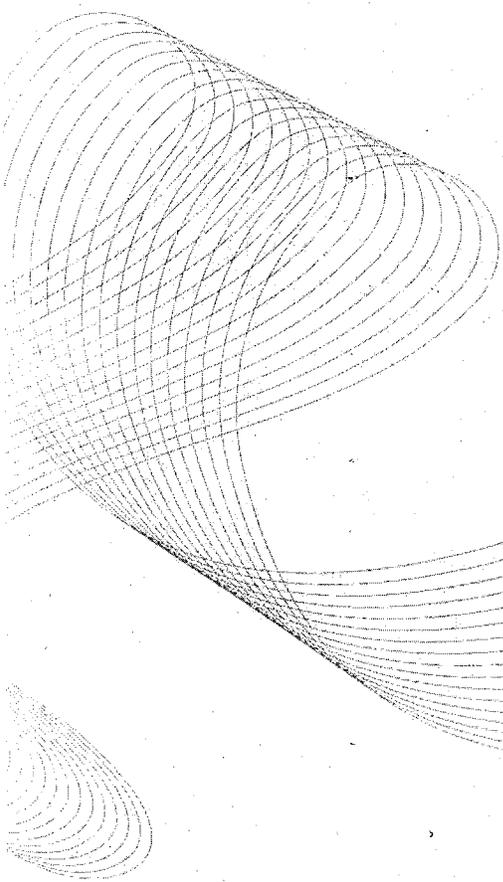
The responses from the Airport and EAN, LLC are attached to this report.

Respectfully,


Tonia Ledju
Director of Audits

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

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Performance Audit Report

EAN, LLC

MOSS ADAMS LLP

Certified Public Accountants | Business Consultants

Acumen. Agility. Answers.

PERFORMANCE AUDIT REPORT

Moss Adams LLP presents its report concerning the performance audit of EAN, LLC as follows:

Background

EAN, LLC ("EAN") operates under a lease and operating agreement ("lease") with the Airport Commission ("Commission") of the City and County of San Francisco to operate a rental car business at the San Francisco International Airport ("SFO"). EAN entered into this agreement on January 8, 2009. The agreement expires on December 31, 2013. The agreement requires EAN to submit to the Airport Department ("Airport") a monthly report showing its sales revenue and rent due.

For the period of our performance audit, January 1, 2009 through December 31, 2010, the lease required payment of the greater of monthly minimum rent or 10% of Gross Revenues. Minimum monthly rent is specified in the lease agreement and has step increases stipulated by the lease. For the period of our performance audit, the minimum annual guarantee was \$6,855,200 for the lease years ended December 31, 2010 and 2009. The percentage rent owed each month in excess of the monthly minimum is due as additional rent to the Airport.

Reporting period(s): January 1, 2009 through December 31, 2010
Lease: L08-0155

Objective and scope

The purpose of this performance audit was to obtain reasonable assurance that EAN complied with the reporting, payment and other rent related provisions of its lease with the Airport. Based upon the provisions of the City and County of San Francisco contract number PSC# 4073-05/06 dated February 11, 2011, between Moss Adams LLP and the City and County of San Francisco, and per Appendix A therein, the objectives of our performance audit were to: verify that revenues for the audit period were reported to the Airport in accordance with the lease provisions, and that such amounts agree with the underlying accounting records; identify and report the amount and cause of any significant error (over or under) in reporting together with the impact on rent payable to the Airport; and identify and report any recommendations to improve record keeping and reporting processes of EAN relative to its ability to comply with lease provisions; and identify and report any recommendations to improve the Airport's compliance with significant lease terms and lease management activities.

Methodology

To meet the objectives of our performance audit, we performed the following procedures: reviewed the applicable terms of the lease and the adequacy of EAN's procedures for collecting, recording, summarizing and reporting its sales revenue to the Airport; selected and tested samples of daily and monthly sales revenue; recalculated monthly rent due; and verified the timeliness of reporting revenues and rent and submitting rent payments to the Airport.

Audit results

Based on the results of our performance audit for the period from January 1, 2009 through December 31, 2010, EAN correctly reported gross revenues of \$186,986,508 and paid percentage rent of \$19,227,937 to the Airport in accordance with its lease provisions. Those amounts agreed to the underlying records. We did not identify significant errors in reporting which would impact the concession fees payable to the Airport. For the lease years ended December 31, 2010 and 2009, the Airport issued credit memos of \$0 and \$101,318, respectively, to EAN due to overpayment. EAN has used these credit memos in their entirety to pay other outstanding obligations.

Gross revenues and percentage rent are defined in the Agreement for Rental Car Operations at the San Francisco International Airport between the City and County of San Francisco.

The table below shows EAN's reported total gross revenue and percentage rent paid to the Airport.

**Sales Revenue and Percentage Rent Paid
January 1, 2009 through December 31, 2010**

<u>Lease Period</u>	<u>Total Revenue Reported by Tenant</u>	<u>Calculated Percentage Rent Stipulated by Lease</u>	<u>Minimum Rent Stipulated by Lease</u>	<u>Additional Rent Due</u>	<u>Rent Paid Per Airport Payment Records</u>	<u>(Over) Payment</u>
	A	B (A * 10%)	C	D	E	F (C+D-E)
January 1, 2009 through December 31, 2009	\$ 86,898,734	\$ 8,689,873	\$ 6,855,200	\$ 2,129,984	\$ 9,086,502	\$ (101,318) {a}
January 1, 2010 through December 31, 2010	<u>100,087,774</u>	<u>10,008,777</u>	<u>6,855,200</u>	<u>3,286,235</u>	<u>10,141,435</u>	<u>-</u>
Total	<u>\$ 186,986,508</u>	<u>\$18,698,650</u>	<u>\$ 13,710,400</u>	<u>\$ 5,416,219</u>	<u>\$ 19,227,937</u>	<u>\$ (101,318)</u>

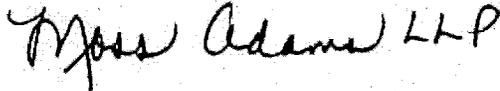
{a} The Airport issued a credit memo to EAN due to an overpayment. EAN used the credit memo in its entirety to pay other outstanding obligations.

Recommendations

We did not identify any recommendations for EAN to improve its record keeping and reporting processes relative to its ability to comply with lease provisions.

We conducted this performance audit in accordance with the provisions of our contract, as outlined in the objective and scope section above, and in accordance with generally accepted government auditing standards. Those standards require that we plan and perform the audit to obtain sufficient, appropriate evidence to provide a reasonable basis for our findings and conclusions based on our audit objectives. We believe that the evidence obtained provides a reasonable basis for our findings and conclusions based on our audit objectives. Our performance audit report is limited to those areas specified in the scope and objectives section of this report.

Sincerely,

A handwritten signature in black ink that reads "Moss Adams LLP". The signature is written in a cursive, flowing style.

San Francisco, California
December 16, 2011



San Francisco International Airport

December 16, 2011

Ms. Tonia Lediju
Director of Audits
Office of the Controller
City Services Auditor Division
City and County of San Francisco
1 Dr. Carlton B. Goodlett Place, Room 477
San Francisco, CA 94102

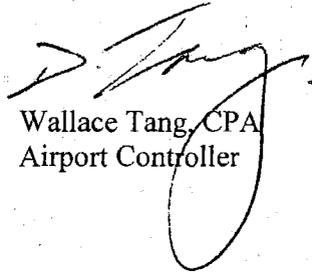
Subject: Performance Audit – EAN, LLC

Dear Ms. Lediju:

We have received and reviewed the final draft audit report prepared and sent by Moss Adams via e-mail on December 15, 2011. This letter is to confirm that, based upon the details provided, we agree with the audit results.

If you have any questions, please feel free to call Wallace Tang at (650) 821-2850 or Cheryl Nashir at (650) 821-4501.

Very truly yours,



Wallace Tang, CPA
Airport Controller



Cheryl Nashir
Associate Deputy Airport Director
Revenue Development and Management

cc: John L. Martin
Leo Fermin
Cindy Nichol
Ben Carlick – CSA
Mary Case – Moss Adams
Ali Chalak – Moss Adams

AIRPORT COMMISSION CITY AND COUNTY OF SAN FRANCISCO

EDWIN M. LEE
MAYOR

LARRY MAZZOLA
PRESIDENT

LINDA S. CRAYTON
VICE PRESIDENT

ELEANOR JOHNS

RICHARD J. GUGGENHIME

PETER A. STERN

JOHN L. MARTIN
AIRPORT DIRECTOR

Post Office Box 8097 San Francisco, California 94128 Tel 650.821.5000 Fax 650.821.5005 www.flysfo.com

ENTERPRISE HOLDINGS.

December 14, 2011



Tonia Lediju
Audit Director of the Office of the Controller
City Services Auditor Division
1 California, 4th Floor
San Francisco, CA 94111

Regional Headquarters
P.O. Box 4185
Burlingame, CA 94011
enterpriseholdings.com

Re: Performance Audit Report

Please find the attached draft audit report of EAN, LLC. We have reviewed the draft report and all statements are true and correct.

Should any further action be required from EAN, LLC please feel free to contact me at 650.685.6060.

Sincerely,

A handwritten signature in cursive script that reads "David Chopp".

David Chopp
Regional Controller

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

**Issued: Recreation and Park Department: Construction Audit of McCoppin Square Park
Renovation**

Controller Reports to: Angela Calvillo, Peggy Nevin, BOS-Supervisors,
BOS-Legislative Aides, Steve Kawa, Rick Wilson,
Kate Howard, Christine Falvey, Jason Elliott, Severin

12/21/2011 12:42 PM

Sent by: Richard Kurylo

The Office of the Controller, City Services Auditor Division, has issued an audit report on the Recreation and Park Department (Rec and Park) and Department of Public Works' (Public Works) management controls over the renovation of McCoppin Square Park (McCoppin), and its contract with Bauman Landscape and Construction, Inc., (Bauman) for construction services on the renovation.

The audit found that Bauman complied with most of the contract provisions, that Public Works and Rec and Park properly managed the renovation except for change orders, and that Public Works did not effectively use IMPACT, its project management system, to manage the project.

To view the full report, please visit our website at: <http://co.sfgov.org/webreports/details.aspx?id=1374>

This is a send-only email address:

For questions regarding the memorandum, please contact Tonia Lediju at Tonia.Lediju@sfgov.org or 415-554-5393, or the Controller's Office, Audits unit, at 415-554-7469.

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

**Issued: Office of the Treasurer and Tax Collector: Financial Statement Audit of the City
Investment Pool July 1, 2010, through June 30, 2011**

Angela Calvillo, Peggy Nevin, BOS-Supervisors,
Controller Reports to: BOS-Legislative Aides, Steve Kawa, Rick Wilson,
Kate Howard, Christine Falvey, Jason Elliott, Severin

12/22/2011 11:58 AM

Sent by: Richard Kurylo

The City and County of San Francisco (City) Office of the Treasurer and Tax Collector (Treasurer) coordinates with the Office of the Controller, City Services Auditor Division (CSA), to conduct quarterly reviews and an annual audit of the City Investment Pool. CSA has engaged Macias Gini & O'Connell LLP (Macias) to perform these services.

CSA presents the report of the annual financial statement audit of the City Investment Pool held by the Treasurer for the period from July 1, 2010, through June 30, 2011.

Macias found that the basic financial statements present fairly, in all material respects, the financial position of the pool at June 30, 2011. Macias also found the changes in financial position at the 2010-11 fiscal year end were in conformity with accounting principles generally accepted in the U.S. Further, Macias confirmed that the Treasurer complied with the investment requirements in the California Government Code, Sections 27130 through 27137, and with the City's investment policy.

To view the full report, please visit our website at
<http://co.sfgov.org/webreports/details.aspx?id=1378>

This is a send-only email address.

For questions about this report, please contact Tonia Lediju at tonia.lediju@sfgov.org or 415-554-5393, or call CSA at 415-554-7469.

OFFICE OF THE MAYOR
SAN FRANCISCO



~~Orig. Copy~~
BOS-11 Dep City Attorney
EDWIN M. LEE
MAYOR

December 22, 2011

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

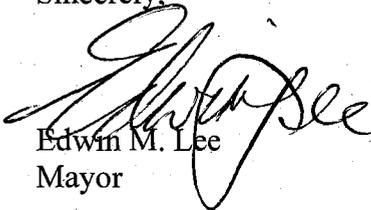
RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2011 DEC 22 AM 10:46
AK

Dear Ms. Calvillo,

Pursuant to Charter Section 3.100, I hereby designate Supervisor Malia Cohen as Acting-Mayor from the time I leave the State of California on Friday, December 23, 2011 at 12:05 a.m., until I return on Saturday, December 31, 2011 at 10:00 a.m.

In the event I am delayed, I designate Supervisor Cohen to continue to be the Acting-Mayor until my return to California.

Sincerely,


Edwin M. Lee
Mayor

cc: Mr. Dennis Herrera, City Attorney

OFFICE OF THE MAYOR
SAN FRANCISCO



Orig Page
Bos-11, CO.B, Leg Dep
Op Dep, City Atty, file
EDWIN M. LEE
MAYOR

December 15, 2011

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

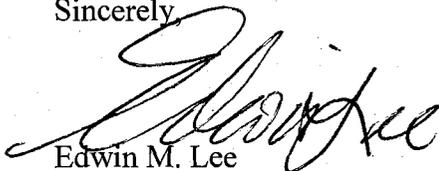
RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2011 DEC 22 AM 10:46
BY _____
AIC

Dear Ms. Calvillo,

Pursuant to Charter Section 3.100, I designate Supervisor Carmen Chu as Acting-Mayor in the event I leave the State of California without designating, via a separate letter, an Acting-Mayor for specific dates and times. If Supervisor Chu is unavailable, I designate Supervisor Sean Elsbernd as Acting-Mayor.

This designation shall remain in place until it is superseded by a new letter.

Sincerely


Edwin M. Lee
Mayor

cc: Mr. Dennis Herrera, City Attorney

City and County of San Francisco



Edwin M. Lee, Mayor

Human Services Agency

Department of Human Services
Department of Aging and Adult Services

Trent Rhorer, Executive Director

December 12, 2011

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

Dear Board of Supervisors:

We write today to express our support for the Children's Advocacy Center + Center for Youth Wellness (CAC+CYW).

Leading Child Protective Services for our City, we know first hand the necessity of providing comprehensive support and advocacy services for victims of child trauma. While services for children who have experienced abuse and trauma are available, having services integrated through co-location in a child-friendly location will allow for additional and needed resources to be available to greater numbers of children.

The CAC and CYW are working to provide a full spectrum of services designed around the whole child under one roof. In a child-friendly facility, the CAC and CYW will support children's health and family, educational, emotional, behavioral, and safety needs. As a long-term partner, we urge you to support the re-zoning of the 3450 3rd Street facility, to ensure we can provide vital services to San Francisco's children.

Thank you for your time and consideration.

Very truly yours,

Trent Rhorer
Executive Director

Debby Jeter
Deputy Director
Family and Children Services Division

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2011 DEC 15 PM 4:14

57

Ordinance 205-11 -- Response from the Controller's Office & SF Film Commission

Susannah Greason Robbins to: Board of Supervisors, Mayor
Edwin Lee, Jane Kim, Mark
Farrell, David Chiu, John Avalos, 12/22/2011 10:03 AM
Cc: Lani Kent, Jennifer Entine Matz

Dear Supervisors and Mayor Lee,

Attached please find a memo from the Controller's Office and the San Francisco Film Commission regarding Ordinance 205-11 about the Scene in San Francisco Rebate Program.

Have a wonderful holiday!



Film Rebate Memo 12.21.pdf

Best to you all,

Susannah Greason Robbins
Executive Director San Francisco Film Commission
City Hall, Room 473
1 Dr. Carlton B. Goodlett Pl.
San Francisco, CA 94102

415-554-6241
415-554-6503 Fax

www.filmSF.org

----- Forwarded by Susannah Greason Robbins/MAYOR/SFGOV on 12/22/2011 09:55 AM -----

From: Lani Kent/CON/SFGOV
To: Susannah Greason Robbins/MAYOR/SFGOV@SFGOV
Date: 12/21/2011 01:27 PM
Subject: Re: report

58



MEMORANDUM

TO: Mayor Edwin Lee
Members, Board of Supervisors

FROM: Leah Fraimow-Wong & Lani Kent, Controller's Office
Susannah Greason Robbins, SF Film Office

CC: Ben Rosenfield, Controller

DATE: December 21, 2011

SUBJECT: Ordinance 205-11; Response from the Controller's Office and Film Office regarding the San Francisco Film Rebate Program

SUMMARY OF FINDINGS:

- Since the Film Rebate Program was created in 2006, eight productions have received rebates from the City totaling \$1.5 million. Together, these productions are estimated to have spent \$40 million locally.
- Rebated productions represent nine percent of all filming permitted by the San Francisco Film Office.
- The wages paid to San Francisco residents by rebated productions represent roughly three percent (\$12.5 million) of total wages in the San Francisco film production industry.
- Employment in the San Francisco film production industry overall has grown significantly since 2006; however, it is unlikely that the Film Rebate Program has played a central role in this growth.
- Filmmakers receiving rebates overwhelmingly report that the Film Rebate has been a key factor in choosing San Francisco as their production location.

METHODOLOGY:

We conducted this analysis to comply with Ordinance 205-11 which requires the San Francisco Film Office and the Controller's Office to report on the results and overall economic impact of the Film Rebate program. The primary data used to inform this analysis includes permitting information and other data collected by the San Francisco Film Office. The Controller's Office analyzed this data in the context of publicly available information from the Bureau of Labor Statistics and interviews with other local film offices, the California Film Commission, and the Office of Economic and Workforce Development. In a separate effort, the San Francisco Film Office gathered testimonials about the program from filmmakers whose productions have received rebates.

BACKGROUND:

The Film Rebate Program was created in 2006 in the context of declining employment in film production in San Francisco. In the preceding decade, a number of US states and countries such as Canada, Australia, and most EU nations began to offer generous incentives to film producers willing to film within their borders. These incentives took various forms, but most often provided tax credits on local spending ranging from 5 to 25 percent. Film production in California—which offered few incentives to film producers—became comparatively more

expensive and the state's share of the US film production market declined. By 2005, employment in San Francisco's film production industry had fallen by 29 percent from 2001 levels.

In 2006, the Scene in San Francisco Rebate Program was created to increase film production, local hiring and economic benefits to San Francisco. The program gives qualifying productions a dollar for dollar refund of: (a) fees or taxes paid into the City's general fund; (b) moneys paid to the City for use of City property, equipment, or employees, including additional police services; and (c) use fees for film production in the City. The program was originally appropriated \$1.8 million to be spent over three years. In 2009, the program was extended for three more years with a new allocation of \$1.8 million and the total rebate per production was capped at \$600,000.

To qualify for the rebate, a production must be a feature length film or television production (i.e. commercials are ineligible) and film primarily in San Francisco. Productions with budgets less than \$3 million must film 55 percent of their principal photography in San Francisco and productions with budgets greater than \$3 million must film 65 percent in San Francisco. In 2009, the Board of Supervisors added a requirement that productions show demonstrated efforts to hire vulnerable San Francisco residents through the First Source program.

In 2009, California created its own incentive program to contend with the domestic and global competition. It now offers a 20 to 25 percent tax credit on most in-state spending by qualified productions, with a cap of \$100 million annually through Fiscal Year (FY) 2013-14. Given the large volume of film productions in California, far more films apply for the credit than the annual \$100 million allocation can support. For example, this fiscal year, only about 29 productions will receive credits out of the 169 productions which applied, or roughly 17 percent. Participating in California's incentive program does not disqualify a production from receiving San Francisco's Film Rebate. However, compared to California's 20 to 25 percent Film Tax Credit, San Francisco's Rebate Program is significantly less generous, typically refunding about 3.5 percent of a production's local spending.

CONTROLLER'S OFFICE ASSESSMENT OF PERFORMANCE

1. The City has spent \$1.5 million on the Film Rebate Program since its inception in 2006, with the eight films receiving rebates having spent an estimated \$40 million in San Francisco.¹ When a production films in San Francisco, it contributes to the local economy in two major ways: 1) it purchases local goods and services, such as set materials and construction services, hotel stays, food services and other supplies; and 2) it employs San Francisco residents on the production itself. Rebated productions have paid \$12.5 million in wages to San Francisco residents in 1,135 positions². The value of rebates awarded and local spending by rebated productions have varied widely from year to year, peaking in FY 2009-10 when a television series filmed a full season in the City. See Exhibit 2 below.

¹ The Film Office has historically collected data on production budgets and spending on local wages, but only began collecting data on other local expenditures in 2010. Local spending data was available for only four of the eight rebated films, which we used to estimate spending for the remaining productions. On average, rebate productions spend 34 percent of their total budget in San Francisco.

² These 1,135 positions include cast and crew positions, which are often short-term, lasting several weeks or months and paying \$10,026 in wages on average. Since 2006, 4922 San Francisco residents have been hired as background actors, however this positions are excluded from the 1,135 as these jobs often last only one or two days and the wages paid per background actor typically do not exceed \$200. Wages paid for all position types are included in wage and local spending calculations.

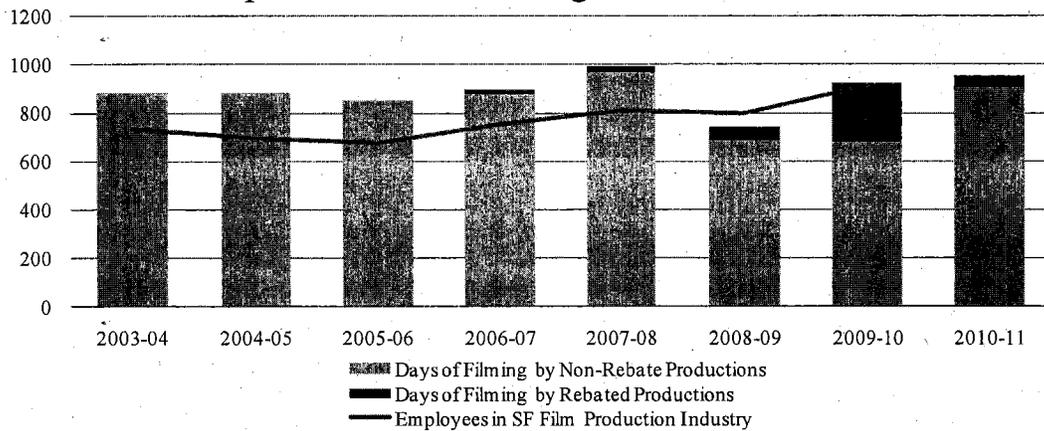
Exhibit 1. Rebates awarded & local spending by rebated films

Fiscal Year	Rebates Awarded	Total Value of Rebates Awarded	SF Residents Employed in Rebated Films*	Total SF Resident Wages Paid by Rebated Films	Estimated Total Local Spending by Rebated Films (including wages)
2006-07	1	\$ 42,151	47	\$ 61,004	\$ 311,711
2007-08	1	\$ 10,363	86	\$ 370,340	\$ 646,840
2008-09	2	\$ 160,685	436	\$ 6,775,923	\$ 10,371,312
2009-10	1	\$ 699,489	305	\$ 3,324,469	\$ 20,938,428
2010-11	3	\$ 606,283	261	\$ 1,924,187	\$ 8,217,025
Total	8	\$ 1,518,971	1135	\$ 12,455,923	\$ 40,485,316
Yearly Average	1.6	\$ 303,794	227	\$ 2,491,185	\$ 8,097,063

Source: San Francisco Film Office; *These 1,135 positions include cast and crew positions, which are often short-term, lasting several weeks or months and paying \$10,026 in wages on average. Since 2006, 4922 San Francisco residents have been hired as background actors, however this positions are excluded from the 1,135 as these jobs often last only one or two days and the wages paid per background actor typically do not exceed \$200. Wages paid for all position types are included in wage and local spending calculations.

2. Rebated film productions represent nine percent of total filming in the City and are responsible for roughly three percent of total wages paid to local residents employed in the film industry. The San Francisco Film Office reports 4,510 permitted days of shooting between FY 2006-07 and FY 2010-11, of which nine percent were by rebated films.³ This low percentage is partially due to the types of films eligible for the rebate—feature-length films and television productions comprise 26 percent of total shooting days and the rebate applies only to those productions that film the majority of their time in the City. Other filming not eligible for the rebate includes commercials, web productions, corporate and short films, all of which make up significant portions of the film production industry. See Exhibit 3 below.

Exhibit 2. Rebated film productions comprise a small portion of total filming in San Francisco

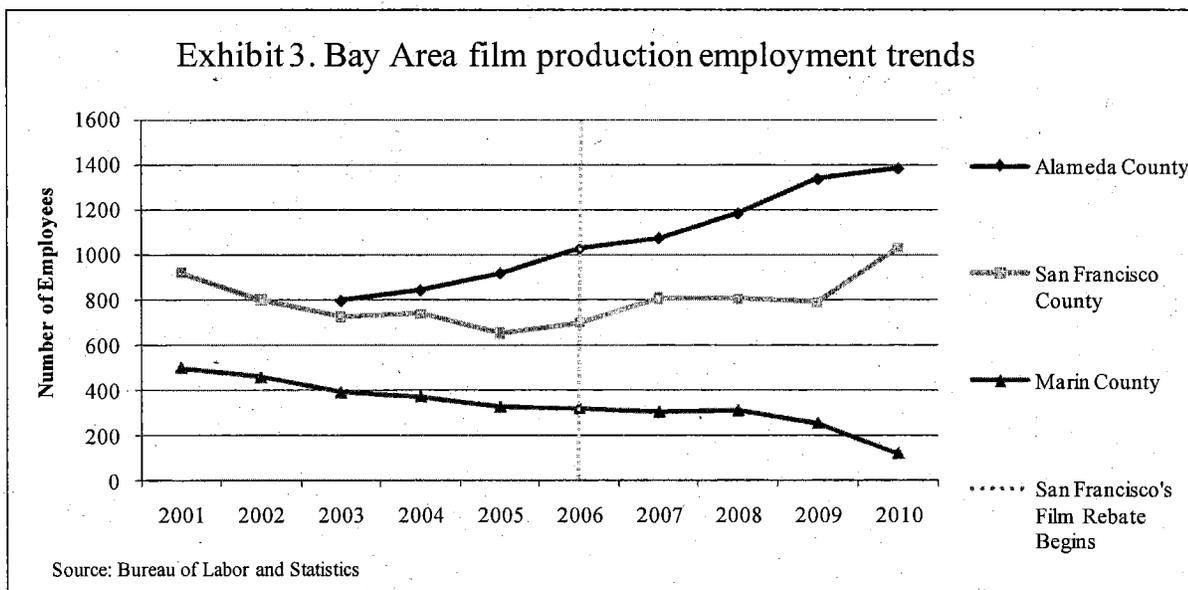


Source: Bureau of Labor Statistics and San Francisco Film Office

Wages paid to San Francisco residents by rebated productions also represent a relatively small portion of total wages in the City's film production industry. The Bureau of Labor Statistics estimates that total wages paid to Motion and Video Production workers were \$418 million between 2006-2010. The \$12.5 million in wages paid to San Francisco residents by rebated productions represents just three percent of that total.⁴

3. The San Francisco Film Office has not collected the information needed to definitively determine whether the rebate program has increased or stalled the decrease of San Francisco-based film production. Specifically, the Film Office did not track the number of films that used San Francisco as their primary shooting location prior to 2006. Therefore, we cannot establish trends from pre-rebate years to determine whether the rebate program has attracted an increased number of productions. Additionally, the Film Office has historically collected little data regarding how much productions spend while filming in the City. However, new leadership in the Film Office is making significant strides to implement processes to collect more comprehensive information regarding film production in San Francisco.

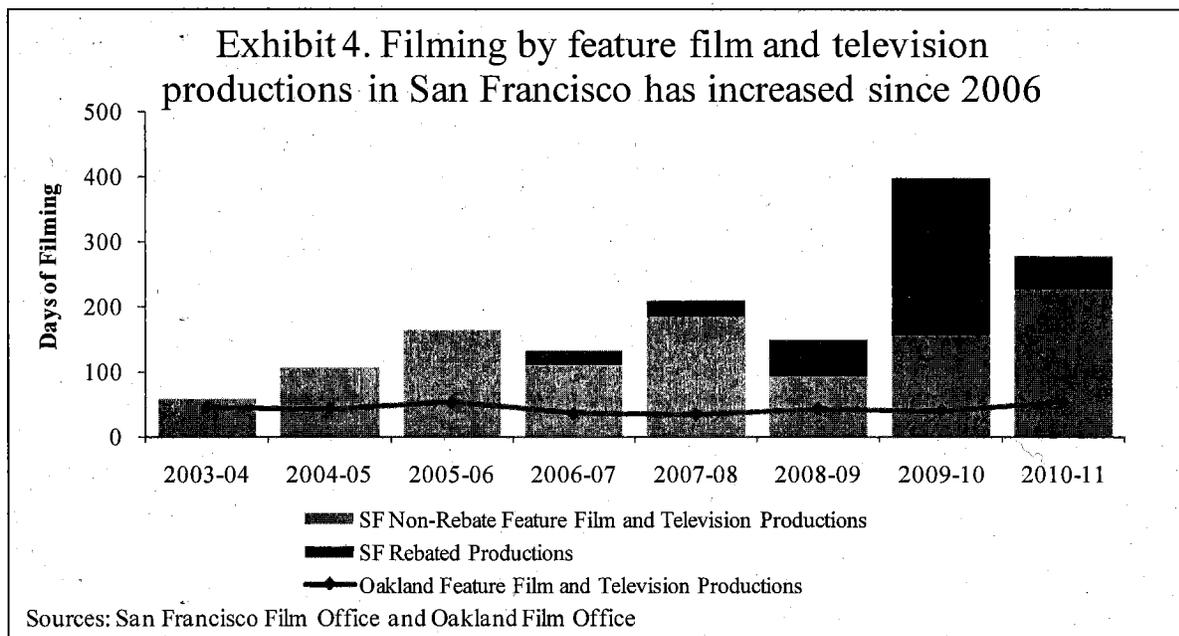
4. San Francisco film production employment has increased since the rebate program was created; however, it is unclear how much of this increase is attributable to the rebate program. Because wages paid by the rebated productions account for just three percent of total wages in the film production industry, it is unlikely that the Film Rebate has been the primary driver of this upward trend. Indeed, comparing production employment trends in Alameda County, which does not have an incentive program, shows that employment there has increased by similar amount since 2006. See Exhibit 4 below.



³ When it was possible to cross-check the data collected by the SF Film Office on the number of shooting days, the Controller's Office found a number of errors. While this data is most likely indicative of overall trends, the numbers presented should be viewed as estimates rather than precise records.

⁴ Note that three percent is likely an overestimate because the Bureau of Labor Statistics "Motion Picture and Video Production" category does not include all the types of positions to which rebated productions might pay wages. Specifically, it does not include wages paid to employees in sound recording, independent artists, and other self-employed individuals. Including these occupations would increase the estimate of total wages in the film production industry, and thereby make the \$12.5 million paid in wages by rebated productions represent a smaller percentage of the total wages paid.

On the other hand, the quantity of filming by feature films and television productions has increased in San Francisco since 2006. Although it is unclear how much of this increase can be credited to the Film Rebate Program, trends in another Bay Area city suggest that San Francisco's Film Rebate Program may have marginally increased film production in the City. Oakland does not have an incentive program and had not seen an increase in filming. See Exhibit 5 below.



5. Since the First Source hiring requirement was added to the Film Rebate Program in 2009, films receiving rebates have paid \$36,406 in wages through 88 positions. It is important to note that these positions are often for a few days of work and are not typically full-time jobs. Films are not required to hire vulnerable San Francisco residents through the First Source program, only to show a good faith effort. Of the four productions receiving rebates since the First Source hiring requirement was added, three hired First Source applicants and one was excused because it was a low budget production which used many volunteer cast and crew. The majority of these employment opportunities have come through partnerships with the Treasure Island Homeless Development Initiative and the Treasure Island Job Corps.

FILM OFFICE INTERVIEWS WITH REBATE PRODUCTIONS

In interviews with the San Francisco Film Office, producers of films receiving rebates overwhelmingly stated that the Scene in San Francisco Rebate program has been the key factor in their choosing San Francisco as their production location. See the testimonials below:

“The NBC Television Pilot and Series *Trauma* would not have happened in San Francisco without the Rebate Program offered by the City. *Trauma* employed over 125 people every week for a year, at quality union wages, plus thousands of dollars spent every day with local vendors. Each episode of *Trauma* qualified for a \$30,000 to \$50,000 rebate from San Francisco. The series would have gone to another city without this type of support offered through the rebate program.” **Dean Jones, Co-Producer, Trauma**

"The San Francisco City rebate of \$600,000.00 was a key factor in our decision to bring the movie *Hemingway & Gellhorn* to the Bay area. Shooting in San Francisco wasn't necessarily an obvious choice for us, as the film is not set here. But the Scene in San Francisco rebate, coupled with the wonderful resources the city had to offer, (i.e. talented actor pool, experienced crew, and gorgeous "period-looking" locations) made it an easy sell to the studio."

"The rebate, combined with the California State Tax Incentive, makes San Francisco a real draw for filming. It's particularly helpful for mid-size budgets where every dollar counts. When choosing between shooting locations, the extra \$600k really helps San Francisco to edge out the competition." **Trish Hofmann, Executive Producer, Hemingway & Gellhorn**

"Had it not been for the rebate program and the amazing support of the SF Film Commission, we would likely have shot in LA and come to San Francisco for no more than 3-5 days. The program was key to our production coming to San Francisco for the full run of pre-production and principal photography, a total of 4 months." **Catherine Davila, Producer, Knife Fight**

"The rebate program through the San Francisco Film Commission was a major factor in our deciding to locate our production in The City. In particular, the rebate helped to off-set the payroll tax, putting San Francisco on better footing to compete with the other Bay Area locations we considered. This program, along with the other services provided by the (always helpful) SF Film Commission, was a key motivator in our choosing San Francisco." **Mark Miller, Producer, Untitled Henry Selick Project for Disney**

"Low budget independent films like ours have to count every penny when considering a location. Before the rebate program was in full effect, we were thinking of shooting *La Mission* in New Mexico, a place where it's much more affordable to work. After meeting with a very supportive SF Film Office and learning about the rebate program, we decided we couldn't make our film anywhere else. Making it a priority to lower production costs for big and small productions alike inherently tells indie filmmakers that their stories are just as important as the ones being told by the big studios. As a native San Franciscan, I'd like to think that that's something we'd be proud to claim and foster." **Peter Bratt, Director, La Mission (Mission Rhapsody)**

ATTACHMENTS

Film statistics by production								
Production	Year	Shooting Days	Cast and Crew Positions		Background Actor Positions		Estimated Total Local Spending	Rebate Awarded
			Positions Held by SF Residents	Wages Paid to SF Residents	Positions Held by SF Residents	Wages Paid to SF Residents		
A	2006-07	23	47	\$ 60,736	1	\$ 268	\$ 311,711	\$ 42,151
B	2007-08	25	86	\$ 355,136	37	\$ 15,204	\$ 646,840	\$ 10,363
C	2008-09	39	188	\$ 4,372,822	2688	\$ 508,111	\$ 7,668,653	\$ 99,215
D	2008-09	19	248	\$ 1,758,535	243	\$ 136,455	\$ 2,702,659	\$ 61,470
E	2009-10	243	305	\$ 3,036,601	1182	\$ 287,868	\$ 20,938,428	\$ 699,489
F	2010-11	10	38	\$ 113,571	0	\$ -	\$ 155,664	\$ 10,045
G	2010-11	36	118	\$ 1,527,127	748	\$ 87,583	\$ 7,618,629	\$ 550,715
H	2010-11	17	105	\$ 192,124	23	\$ 3,782	\$ 442,732	\$ 45,523
Total	NA	412	1135	\$ 11,416,652	4922	\$ 1,039,271	\$ 40,485,317	\$ 1,518,971

In 2011, the San Francisco Film Office greatly expanded its efforts to collect data on local spending by rebated films. The following is an example of the information the Film Office now requires all rebated films to report:

Example of local spending information collected for a film in FY 2010-11		
Type of Spending	Local Spending	Quantity (if applicable)
Hotels	\$204,600	1320 hotel days
Car rental	\$40,000	1600 car rental days
Catering, bakery & other food items	\$184,221	
Hardware and Lumber Supplies	\$719,196	
Office Supplies (copy machine, phones, etc.)	\$74,059	
Wardrobe Purchases	\$327,290	
Dry Cleaning	\$12,027	
Gasoline	\$162,357	
Location Fees	\$319,097	
Security	\$143,455	
Per Diem Payments	\$154,508	
Vendors	\$2,375,000	
Equipment Rentals	\$1,250,692	
Other Purchases	\$125,000	
<i>Total Local Non-Salary Expenditures</i>	<i>\$6,091,502</i>	
Local SF Cast and Crew	\$1,071,767	95 SF residents hired
Local SF Background Actors	\$87,583	748 SF residents hired
First Source Hiring Program Employees	\$0	
<i>Total Local Salary Expenditures</i>	<i>\$1,527,127</i>	
Total Local Spending in San Francisco	\$7,618,629	



Campus Planning

BDS-11 cpage

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2011 DEC 22 PM 3:15
Ak

Lori Yamauchi
Assistant Vice Chancellor
654 Minnesota Street, 2nd Floor
Box 0286
San Francisco, CA 94143-0286
tel: 415/476-2911
fax: 415/476-9478

NOTICE OF PREPARATION

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

From: Regents of the University of California
University of California, San Francisco
Campus Planning Office
654 Minnesota Street
San Francisco, CA 94143-0286

Subject: Notice of Preparation of a Draft Environmental Impact Report

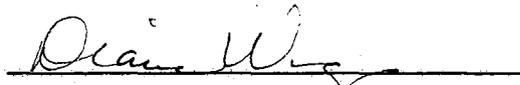
Project Title: UCSF Medical Center at Mission Bay – Fourth Street Public Plaza

In compliance with the State and University of California guidelines for implementation of the California Environmental Quality Act, The Regents will be the Lead Agency and the University of California, San Francisco (UCSF) will prepare an environmental impact report (EIR) for the project identified above. The City and County of San Francisco is a responsible agency and we are sending a copy of the NOP/Initial Study to you for your information and comment. The project description, location, and the potential environmental effects are contained in the attached materials.

We need to know the views of your agency as to the scope and content of the environmental information that is germane to your agency's statutory responsibilities in connection with the proposed project. This NOP is being circulated for 30 days from December 21, 2011 through January 23, 2012. Responses must be received no later than January 23, 2012 and should be sent to the attention of Ms. Diane Wong at the address noted above. Responses can also be submitted via email to the following address: EIR@planning.ucsf.edu. Email responses must also be received no later than January 23, 2012.

UCSF will hold a public scoping meeting on January 23, 2012 for the EIR. The meeting will be held in the Genentech Hall, Room N-114 at the UCSF Mission Bay campus site, 600 16th Street, 1st Floor, beginning at 6:30 PM.

Date: December 21, 2011


Diane Wong
Environmental Coordinator
(415) 502-5952

59

To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: FY 2011-12 IHSS County Fraud Prevention and Program Integrity Funding Update

From: DSS IHSS-QA <ihss-qa@dss.ca.gov>
To: Co of Alameda -- Crystal Hishida Graff -- BOS <crystal.hishida@acgov.org>, Co of Alpine -- Barbara Howard -- BOS <bhoward@alpinecountyca.gov>, Co of Amador -- Jennifer Burns -- BOS <jburns@amadorgov.org>, Co of Butte -- Kathleen Moghannam -- BOS <kmoghannam@buttecounty.net>, Co of Calaveras -- Madaline Krska -- BOS <mkrkska@co.calaveras.ca.us>, Co of Colusa -- Yolanda Tirado -- BOS <cocolusa@countyofcolusa.org>, Co of Contra Costa -- Kathy Sinclair -- BOS <kathy.sinclair@cob.cccounty.us>, Co of Del Norte -- Jeremi Ruiz -- BOS <jruiz@co.del-norte.ca.us>, Co of El Dorado -- Suzanne Allen de Sanchez -- BOS <edc.cob@edcgov.us>, Co of Fresno -- Bernice Seidel -- BOS <clerk/bos@co.fresno.ca.us>, "gcboard@countyofglenn.net" <gcboard@countyofglenn.net>, Co of Humboldt -- Kathy Hayes -- BOS <khayes@co.humboldt.ca.us>, Co of Imperial -- Sylvia Bermudez -- BOS <sylviabermudez@co.imperial.ca.us>, Co of Inyo -- Kevin Carunchio -- BOS <kcarunchio@inyocounty.us>, Co of Kern -- Kathy Krause -- BOS <krausek@co.kern.ca.us>, Co of Kings -- Catherine Venturella -- BOS <catherine.venturella@co.kings.ca.us>, Co of Lake -- Lore Schneider -- BOS <lores@co.lake.ca.us>, Co of Lassen -- Jim Chapman -- BOS <coadmin@co.lassen.ca.us>, Co of Los Angeles -- Sachi Hamai -- BOS <executiveoffice@bos.lacounty.gov>, Co of Madera -- Tanna Boyd -- BOS <tboyd@madera-county.com>, Co of Marin -- Diane Patterson -- BOS <dpatterson@co.marin.ca.us>, Co of Mariposa -- Margie Williams -- BOS <mwilliams@mariposacounty.org>, Co of Mendocino -- Vacant -- BOS <cob@co.mendocino.ca.us>, Co of Merced -- C Callahan -- BOS <ccallahan@co.merced.ca.us>, Co of Modoc -- Stephanie Northrup -- BOS <stephanienorthrup@co.modoc.ca.us>, Co of Mono -- Lynda Roberts -- BOS <lroberts@mono.ca.gov>, Co of Monterey -- Gail Borkowski -- BOS <borkowskigt@co.monterey.ca.us>, Co of Napa -- Gladys Coil -- BOS <gladys.coil@countyofnapa.org>, Co of Nevada -- Cathy Thompson -- BOS <clerkofboard@co.nevada.ca.us>, Co of Orange -- Darlene Bloom -- BOS <darlene.bloom@ocgov.com>, Co of Placer -- Ann Holman -- BOS <aholman@placer.ca.gov>, "pcbs@countyofplumas.com" <pcbs@countyofplumas.com>, Co of Riverside -- Kecia Harper-Ihem -- BOS <cob@rcbos.org>, Co of Sacramento -- Cyndi Lee -- BOS <boardclerk@saccounty.net>, Co of San Benito -- Denise Thome -- BOS <dthome@cosb.us>, Co of San Bernardino -- Donna Young -- BOS <cob@sbcounty.gov>, Co of San Diego -- Thomas Pastuszka -- BOS <thomas.pastuszka@sdcounty.ca.gov>, Co of San Francisco -- Angela Cavillo -- BOS <board.of.supervisors@sfgov.org>, Co of San Joaquin -- Lois Sahyoun -- BOS <lsahyoun@sjgov.org>, Co of San Luis Obispo -- BOS <cchristensen@co.slo.ca.us>, "jrodewald@co.slo.ca.us" <jrodewald@co.slo.ca.us>, Co of San Mateo -- David Boesch -- BOS <dboesch@co.sanmateo.ca.us>, Co of Santa Barbara -- Michael Allen -- BOS <allen@co.santa-barbara.ca.us>, Co of Santa Clara -- Tonya Hunter -- BOS <Tonya.Hunter@cob.sccgov.org>, Co of Santa Cruz -- Tess Fitzgerald -- BOS <terry.dorsey@co.santa-cruz.ca.us>, Co of Shasta -- Clerk of the Board -- BOS <gtracy@shasta.ca.us>, Co of Sierra -- Heather Foster -- Clerk Recorder -- BOS <clerk-recorder@sierracounty.ws>, Co of Siskiyou -- Clerk of the Board -- BOS <pgibbons@co.siskiyou.ca.us>, Co of Solano -- Clerk of the Board -- BOS <cao-clerk@solanocounty.com>, Co of Sonoma -- Michelle Arellano -- BOS <marllan@sonoma-county.org>, Co of Stanislaus -- Christine Ferraro Tallman -- BOS <FERRROC@stancounty.com>, Co of Sutter -- Karna-Lisa Aucoin -- BOS <kaucoin@sutter.ca.us>, Co of Tehama -- Beverly Ross -- BOS <aford@co.tehama.ca.us>, Co of Trinity -- Wendy Tyler -- BOS <wtyler@trinitycounty.org>, Co of Tulare -- Michelle Bladwin -- BOS <mbladwin@co.tulare.ca.us>, Co of Tuolumne -- Alicia Jamar -- BOS <ajamar@co.tuolumne.ca.us>, Co of Yolo -- Julie Dachtler -- BOS <julie.dachtler@yolocounty.org>, Co of Yuba -- Donna Stottlemeyer -- BOS <dstottlemeyer@co.yuba.ca.us>

Date: 12/21/2011 04:11 PM
Subject: FY 2011-12 IHSS County Fraud Prevention and Program Integrity Funding Update

60

originally sent 12/21/11 at 3:30 pm without the reference attachment

Attached you will find a letter from the California Department of Social Services pertaining to the elimination of the fiscal year 2011-12 appropriation of state funds for IHSS County Fraud Prevention and Program Integrity efforts and administrative claiming for Medi-Cal federal financial participation for county expenditures. A copy of the letter is also being sent under separate cover to County Welfare Directors and District Attorneys.

Questions regarding the letter should be directed to Ernie Ruoff who can be reached at (916) 651-3494 or Ernie.Ruoff@dss.ca.gov.



FY 2011-12 IHSS Fraud Funding Update.pdf



WILL LIGHTBOURNE
DIRECTOR

STATE OF CALIFORNIA—HEALTH AND HUMAN SERVICES AGENCY
DEPARTMENT OF SOCIAL SERVICES
744 P Street, MS 9-7-92, Sacramento, CA 95814 www.dss.ca.gov



EDMUND G. BROWN JR.
GOVERNOR

December 21, 2011

TO: COUNTY BOARD OF SUPERVISORS

SUBJECT: ELIMINATION OF FUNDING FOR FRAUD INVESTIGATIONS AND PROGRAM
INTEGRITY EFFORTS RELATED TO THE IN-HOME SUPPORTIVE SERVICES
PROGRAM PURSUANT TO THE CALIFORNIA STATE BUDGET ACT OF 2011

Honorable Chairman and Board Members:

The purpose of this letter is to inform you that pursuant to the provisions in the State's Budget Act of 2011 the \$10 million appropriation of state funds for the purpose of fraud prevention and additional program integrity efforts related to the In-Home Supportive Services Program has been eliminated.

In July 2011, the California Department of Social Services (CDSS) advised County Board of Supervisors that 2011 Budget Act included a trigger implementing cuts to higher education, health and human services, and public safety would be implemented beginning in January 2012 in the event that actual revenues fell short below projections. Based on updated revenue estimates by the Department of Finance this month, the state fell more than \$2.2 billion below Budget act projections resulting in the enactment of the trigger reductions.

Although state funds will not be allocated, counties with approved FY 2011/12 IHSS county fraud prevention proposals will be permitted to administratively claim Medi-Cal federal financial participation (FFP) for county expenditures associated retroactive to July 1, 2011. Instructions regarding claiming will be issued in a CDSS County Fiscal Letter later this month.

If you have questions, please contact Mary Huttner, Chief, Quality Assurance Bureau, at (916) 651-3494 or mary.huttner@dss.ca.gov.

Sincerely,

EILEEN CARROLL
Deputy Director
Adult Programs Division

c: County Welfare Directors
County District Attorneys
California State Association of Counties

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

EDMUND G. BROWN, JR



Governor

BOS-11 cpage
(via email)
Sonke Mastrup
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 21, 2011

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

TO ALL AFFECTED AND INTERESTED PARTIES:

This is to provide you with a copy of the notice of proposed emergency regulatory action relating to incidental take of Black-backed Woodpecker.

The Commission adopted this emergency regulation at its December 15, 2011 meeting. It is anticipated that the emergency regulation will be filed with the Office of Administrative Law (OAL) on or about December 28, 2011.

Sincerely,

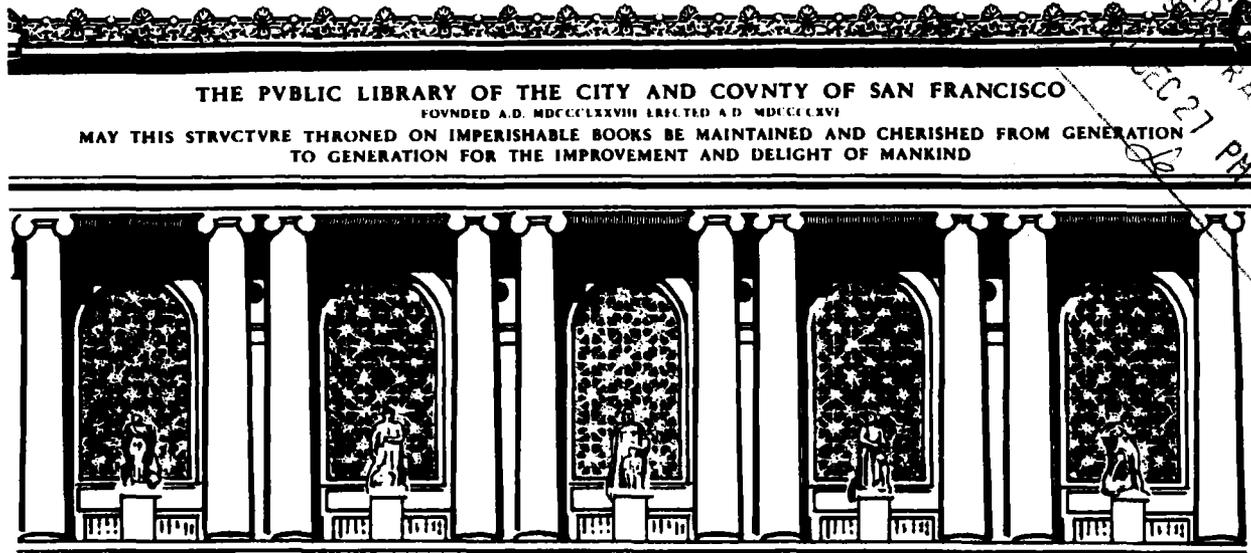
Handwritten signature of Sheri Tiemann in cursive.

Sheri Tiemann
Staff Services Analyst

Attachments

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2011 DEC 22 PM 3:12
AK

61



The Original Library Movement
December 27, 2011

James Chaffee
63 Stoneybrook Avenue
San Francisco, CA 94112

Member
Board of Supervisors
City Hall
San Francisco, CA 94102

Re: Library Friends Get Their Privileges for Pennies

Dear Supervisor:

When a story starts to fall together, the question always arises as to whether it is better to start at the beginning or at the end. If one starts at the beginning the conclusion hits with the same power that it did in real life. But if one starts at the end, each element of the story is more powerful because the reader knows the conclusion that it is advancing toward.

In this case the result is clear. We have the Branch Library Improvement Program budget reports and the most recent, the report of December 15, 2011, (exhibit A) shows that the expenditure for Furniture & Equipment is \$1,143,547. Of that figure, \$273,200 is from the Library Preservation Fund. The remainder is indicated with footnote (2) as "Private donations from the Friends of the Library." What is interesting is that those figures have not changed since October 21, 2010 (exhibit B). Without referring to the exhibits themselves, many people probably would not believe it. Since October 21, 2010 there have been 8 branches opened -- 1) Parkside, November 6, 2010, 2) Park, February 26, 2011, 3) Presidio, March 26, 2011, 4) Merced, May 14, 2011, 5) Anza, June 18, 2011, 6) Visitacion Valley, July 30, 2011, 7) Ortega, September 10, 2011, 8) Golden Gate Valley, October 15, 2011. Yet not one more dollar of Friends of the Library's money showed up on the BLIP budget reports during that period.

62

It turns out that the exact same figure, \$1,143,547, shows up on the Quarterly Report as the donation for Friends of the Library. There is no indication that the figure includes any money from the Library Preservation Fund and that figure also has not changed between the 3rd Quarter of 2010, and the 3rd Quarter of 2011. I have attached the cover page and the expenditure page from those two reports as exhibits C and D.

It is at least arguable that the Branch Library Improvement Program reached its halfway point in January 2010, when it was originally scheduled to be completed, in order to benefit the Friends' fund-raising efforts focused on selling "naming opportunities" in those branches. It may also be worth noting that Quarterly Reports show \$11,762,855 expended or encumbered from the Library Preservation Fund sold to voters as "for operations."

What can be said about that campaign of Friends' fund raising? Fortunately, although the Friends of the Library have no agreement with the City of San Francisco, it still must provide reports to the California Registry of Charitable Trust, a division of the California State Attorney General. The California Attorney General has reports from 2000 through 2010. If we look at the first one and the last one during that period we find that in 2000 the Friends of the Library had beginning assets of \$19,935,175, and total revenue of \$2,914,532 (see exhibit E). By the time we get to the end of the fiscal year 2010, the assets have shrunk to \$12,783,688, and net assets are \$11,157,373, and the total revenue is \$4,022,792 (see exhibit F). Each of these forms also lists the salaries for the executive director and the executive level employees. If you wish you can do as I have done and take the totals for each of the intervening years in the last decade and add them together and come up with total revenue for the decade of \$35,728,392 (see exhibit G). The original statements are available from State of California's Registry of Charitable Trusts website and the Friends' registration number is 003408.

Because of the requirements of the Sunshine Ordinance the San Francisco Public Library is required to post all donation as defined by the code. The posting requirement is found in Admin. Code section 67.29-6,

"No official or employee or agent of the city shall accept, allow to be collected, or direct or influence the spending of, any money, or any goods or services worth more than one hundred dollars in aggregate, for the purpose of carrying out or assisting any City function unless the amount and source of all such funds is disclosed as a public record and made available on the website for the department to which the funds are directed. When such funds are provided or managed by an entity, and not an individual, that entity must agree in writing to abide by this ordinance. The disclosure shall include the names of all individuals or organizations contributing such money and a statement as to any financial interest the contributor has involving the City. (Added by Proposition G, 11/2/99)"

Board of Supervisors
December 27, 2011
Page 3

The disclosure on the San Francisco Public Library website shows that the donation for the Library for the fiscal year ending June 30, 2001, was \$491,968. By June 30, 2009 it was \$373,332. The peak year was June 30, 2007 at \$929,664, but that was the election year for Prop. E the renewal of the Library Preservation Fund and they included their expenses for the election. The total for June 30, 2010 it was \$940,819, perhaps they were starting to recognize how this looked. The total given to the benefit of the San Francisco Public Library in ten years was \$4,132,751 (see exhibit G). The disclosure is on the library administration's webpage at <http://sfpl.org/index.php?pg=2000005901>. As an example I have attached the disclosure for 2009 as exhibit H.

This is the level of giving that benefits from no oversight by the Board of Supervisors Budget and Finance Committee, and no agreement with the City. Actually during the building of the New Main Library the City had a Memorandum of Understanding with the Friends that was reviewed and approved by the Board of Supervisors. It came up for renewal in 1999 and then chair of the Budget and Finance Committee Leland Yee began to ask questions. The Friends and Foundation decided to proceed without an MOU rather than answer those questions.

It should be clear by now that the forces of corporate influence peddling are protected by a counter attack against those who would call for accountability, including but limited to slander journalism against Leland Yee and having me arrested at a Supervisor's meeting.

Very truly yours,

James Chaffee
cc: Interested citizens & media

CURRENT BUDGET REPORT-2000 Branch Library Improvement Bond Program
Commission Meeting of December 15, 2011

Branch	BUDGET		REVENUE						EXPENDITURES/ENCUMBRANCES		
	Baseline Budget (10/01)	Approved Budget (11/11)	City Prop. A Bonds	City Prop. A Bond Interest ⁽³⁾	Lease Revenue Bond (LRB)	Lib. Preservation Fund (LPF)	State Prop. 14 Grants	Other Funds	Total All Sources	Total as of 30-Nov-11	New This Month
Site Acquisitions / New Construction											
Bayview	3,820,000	13,567,244	2,790,834	2,297,102	6,932,890	1,530,834	-	15,584 ⁽⁴⁾	13,567,244	10,100,883	855,511
Glen Park	4,570,000	5,484,116	5,214,590	-	-	269,526	-	-	5,484,116	5,484,116	-
Ingleside	4,570,000	6,930,623	2,344,557	203,307	-	630,816	3,751,943	-	6,930,623	6,930,213	-
Mission Bay	3,350,000	3,737,573	3,736,025	-	-	1,548	-	-	3,737,573	3,737,573	-
North Beach	3,460,000	3,500,000	1,116,914	44,133	2,201,834	137,119	-	-	3,500,000	1,966,074	11,773
Ortega	3,560,000	10,020,492	951,778	5,793	8,099,667	963,254	-	-	10,020,492	8,676,473	62,860
Portola	4,570,000	5,951,015	5,640,108	190,607	-	120,300	-	-	5,951,015	5,951,015	-
Visitacion Valley	5,320,000	13,398,281	10,287,876	68,837	-	716,980	-	2,324,588 ^(4,5)	13,398,281	12,549,382	131
Support Services	9,080,000	8,867,578	8,852,224	15,354	-	-	-	-	8,867,578	8,867,578	-
SUBTOTAL	42,300,000	71,466,922	40,934,906	2,825,133	17,234,391	4,370,377	3,751,943	2,340,172	71,466,922	64,263,307	930,265
Renovations											
Anza	4,740,000	7,726,324	4,978,819	512,634	1,781,112	453,759	-	-	7,726,324	6,520,351	1,326
Bernal Heights	5,350,000	5,642,521	4,927,666	372,148	-	342,707	-	-	5,642,521	5,602,520	-
Eureka Valley	4,580,000	4,160,075	3,338,170	667,981	-	153,924	-	-	4,160,075	4,160,075	-
Excelsior	3,820,000	3,594,441	3,594,441	-	-	-	-	-	3,594,441	3,594,441	-
Golden Gate Valley	5,340,000	8,472,283	1,790,849	170,616	6,225,540	285,278	-	-	8,472,283	6,457,093	26,816
Marina	4,110,000	3,823,319	3,823,319	-	-	-	-	-	3,823,319	3,823,319	-
Merced	4,200,000	5,410,462	1,147,696	201,086	3,473,085	588,595	-	-	5,410,462	4,889,488	-
Noe Valley	4,410,000	5,480,954	5,472,454	-	-	8,500	-	-	5,480,954	5,480,954	-
Park	1,310,000	2,541,887	1,106,683	1,385,204	-	50,000	-	-	2,541,887	2,495,427	2,034
Parkside	2,880,000	4,699,217	4,477,987	16,400	-	204,830	-	-	4,699,217	4,542,255	-
Potrero	4,230,000	5,426,847	4,651,509	609,216	-	166,122	-	-	5,426,847	5,347,619	-
Presidio	1,530,000	3,675,939	3,575,468	-	-	100,471	-	-	3,675,939	3,573,970	51,303
Richmond	7,630,000	13,455,687	2,393,911	35,282	-	2,667,653	5,958,841	2,400,000 ⁽¹⁾	13,455,687	13,455,688	-
Sunset	1,490,000	1,459,109	1,429,022	13,302	-	16,785	-	-	1,459,109	1,459,109	-
West Portal	4,110,000	4,419,838	4,419,838	-	-	-	-	-	4,419,838	4,419,838	-
Western Addition	3,430,000	4,303,962	3,318,860	24,928	-	960,174	-	-	4,303,962	4,303,962	-
SUBTOTAL	63,160,000	84,292,865	54,446,692	4,008,797	11,479,737	5,998,798	5,958,841	2,400,000	84,292,865	80,126,109	81,479
Program-Wide Services & Costs											
Library Program Costs	800,000	780,000	764,982	15,018	-	-	-	-	780,000	751,158	-
Program Consultants	750,000	1,165,000	1,162,819	2,181	-	-	-	-	1,165,000	1,123,320	-
City Program Management	3,600,000	7,635,525	6,807,656	145,258	682,611	-	-	-	7,635,525	7,393,632	93,569
Real Estate Dept	120,000	235,281	235,281	-	-	-	-	-	235,281	235,281	-
Art Enrichment Program	-	362,000	251,807	40,193	-	70,000	-	-	362,000	361,996	198
Moving & Interim Services	4,360,000	522,559	422,559	-	-	100,000	-	-	522,559	465,511	-
Furniture & Equipment Reserve	15,000,000	16,273,200	-	-	-	273,200	-	16,000,000 ⁽²⁾	16,273,200	1,143,547	-
Bond Financing Costs	1,500,000	1,843,953	838,298	-	1,005,655	-	-	-	1,843,953	1,773,037	-
Debt Service Reserve	-	2,471,797	-	-	2,471,797	-	-	-	2,471,797	-	-
Program Reserve	1,675,000	2,960,506	-	-	1,181,965	1,778,541	-	-	2,960,506	-	-
SUBTOTAL	27,805,000	34,249,821	10,483,402	202,650	5,342,028	2,221,741	-	16,000,000	34,249,821	13,247,482	93,767
TOTAL	133,265,000	189,999,608	105,865,000	7,036,580	34,056,156	12,590,916	9,710,784	20,740,172	189,999,608	157,636,898	1,105,511

(1) Earthquake Safety Program funds remaining for Branch Libraries (\$2,400,000)

(2) Private donations from Friends of the Library (\$16,000,000)

(3) Bond interest proceeds appropriated (\$1,673,481; \$3,679,132; \$1,683,967 [pending Controller's release of reserve])

(4) Rents & Concessions appropriated (\$128,342; \$152,030; \$59,800)

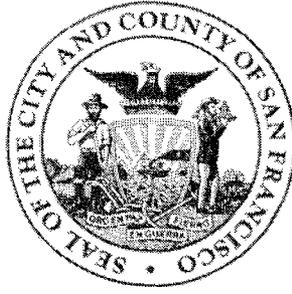
(5) Advance for Developer Impact Fees (\$2,000,000); \$1,089,489 actual revenue received to date

CURRENT BUDGET REPORT-2000 Branch Library Improvement Bond Program
Commission Meeting of October 21, 2010

Branch	BUDGET		REVENUE							EXPENDITURES/ENCUMBRANCES	
	Baseline Budget (10/01)	Approved Budget (5/10)	FUND STRATEGY							Actual 30-Sep-10	New This Month
			City Prop. A Bonds	Lease Revenue Bond (LRB)	Lib. Preservation Fund (LPF)	State Prop. 14 Grants	Other Funds	Total All Sources			
Site Acquisitions / New Construction											
Bayview	3,820,000	11,830,796	2,499,060	5,809,810	1,226,705	-	2,295,221	(3,6)	11,830,796	3,113,829	55,734
Glen Park	4,570,000	5,484,116	5,214,590	-	269,526	-	-	-	5,484,116	5,484,116	-
Ingleside	4,570,000	7,034,000	2,636,502	-	640,605	3,751,943	4,950	(3)	7,034,000	6,943,527	-
Mission Bay	3,350,000	3,737,573	3,736,025	-	1,548	-	-	-	3,737,573	3,737,573	-
North Beach (partial funding)	3,460,000	3,500,000	931,400	2,317,500	232,500	-	18,600	(3)	3,500,000	1,713,735	8,665
Ortega	3,560,000	10,020,492	890,442	8,293,192	836,858	-	-	-	10,020,492	7,660,043	68,296
Portola	4,570,000	6,190,800	5,550,306	-	120,300	-	520,194	(3)	6,190,800	5,951,015	-
Visitacion Valley	5,320,000	13,398,281	10,475,991	-	342,000	-	2,580,290	(3,4,5)	13,398,281	11,539,962	52,818
Support Services	9,080,000	8,867,578	8,794,422	-	-	-	73,156	(3,4)	8,867,578	8,867,578	-
SUBTOTAL	42,300,000	70,063,636	40,728,738	16,420,502	3,670,042	3,751,943	5,492,411		70,063,636	55,011,378	185,513
Renovations											
Anza	4,740,000	7,726,324	5,104,901	1,587,443	525,350	-	508,630	(3)	7,726,324	5,823,876	28,465
Bernal Heights	5,350,000	5,743,000	5,199,912	-	280,210	-	262,878	(3)	5,743,000	5,603,833	1
Eureka Valley	4,580,000	4,422,000	3,687,924	-	153,925	-	580,151	(3)	4,422,000	4,144,896	2,808
Excelsior	3,820,000	3,594,441	3,594,441	-	-	-	-	-	3,594,441	3,594,441	-
Golden Gate Valley	5,340,000	8,472,283	808,684	7,184,733	287,550	-	191,316	(3)	8,472,283	5,126,046	121,002
Marina	4,110,000	3,823,319	3,823,319	-	-	-	-	(3)	3,823,319	3,823,319	-
Merced	4,200,000	5,410,462	336,950	4,142,571	694,034	-	236,907	(3)	5,410,462	4,350,979	33,998
Noe Valley	4,410,000	5,480,954	5,472,454	-	8,500	-	-	-	5,480,954	5,480,954	-
Park	1,310,000	2,898,893	2,852,043	-	46,850	-	-	-	2,898,893	2,141,966	12,335
Parkside	2,880,000	4,699,217	4,205,190	-	285,710	-	208,317	-	4,699,217	4,284,701	14,873
Potrero	4,230,000	5,426,847	4,603,371	-	212,998	-	610,478	(3)	5,426,847	5,216,489	-
Presidio	1,530,000	4,181,646	4,126,896	-	54,750	-	-	-	4,181,646	3,053,720	19,863
Richmond	7,830,000	13,711,500	2,770,301	-	2,582,358	5,958,841	2,400,000	(1)	13,711,500	13,455,688	-
Sunset	1,490,000	1,459,109	1,449,109	-	10,000	-	-	-	1,459,109	1,459,109	-
West Portal	4,110,000	4,419,838	4,419,838	-	-	-	-	-	4,419,838	4,419,838	-
Western Addition	3,430,000	4,303,962	3,342,996	-	960,966	-	-	-	4,303,962	4,303,962	-
SUBTOTAL	63,160,000	85,773,795	55,798,329	12,914,747	6,103,201	5,958,841	4,998,677		85,773,795	76,283,817	233,345
Program-Wide Services & Costs											
Library Program Costs	800,000	780,000	764,982	-	-	-	15,018	(3)	780,000	604,848	-
Program Consultants	750,000	1,165,000	1,165,000	-	-	-	-	-	1,165,000	1,123,320	-
City Program Management	3,600,000	7,158,372	5,965,975	1,158,372	-	-	34,025	(3)	7,158,372	6,183,782	80,294
Real Estate Dept	120,000	235,281	235,281	-	-	-	-	-	235,281	235,281	-
Art Enrichment Program	-	362,000	281,324	-	70,000	-	10,676	(3)	362,000	356,451	-
Moving & Interim Services	4,360,000	522,559	422,559	-	100,000	-	-	-	522,559	465,511	-
Furniture & Equipment Reserve	15,000,000	16,273,200	-	-	273,200	-	16,000,000	(2)	16,273,200	1,143,547	-
Bond Financing Costs	1,500,000	2,202,455	344,227	1,005,655	-	-	852,573	(3)	2,202,455	1,633,037	-
Debt Service Reserve	-	2,471,797	-	2,471,797	-	-	-	-	2,471,797	-	-
Program Reserve	1,675,000	1,902,024	158,585	85,083	1,284,984	-	373,372	(3)	1,902,024	-	-
SUBTOTAL	27,805,000	33,072,688	9,337,933	4,720,907	1,728,184	-	17,285,664		33,072,688	11,745,777	80,294
TOTAL	133,265,000	188,910,119	105,865,000	34,056,156	11,501,427	9,710,784	27,776,752		188,910,119	143,040,972	499,152

- (1) Earthquake Safety Program funds remaining for Branch Libraries (\$2,400,000)
- (2) Private donations from Friends of the Library (\$16,000,000)
- (3) Bond interest proceeds appropriated (\$1,673,481; \$3,679,132)
- (4) Rents appropriated (\$128,342; \$152,030; \$59,800)
- (5) Advance for Developer Impact Fees (\$2,000,000)
- (6) Bond interest proceeds to be appropriated pending Controller's release of reserve (\$1,683,967)

Exhibit B



2000 Branch Library Improvement Bond

QUARTERLY REPORT

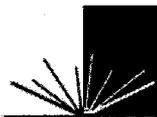
Third Quarter 2010

July - September



Presidio Branch Library

Progress Photo September 30, 2010



**BRANCH LIBRARY
IMPROVEMENT PROGRAM**

Building better libraries for stronger communities

Exhibit C

Program Budget

- Baseline Program Budget: \$133,265,000
Current Program Budget: \$188,910,119
Projected Program Budget: \$201,486,492
- The current Program Budget \$188,910,119 is funded from the following sources:

City Prop. A Bonds	\$105,865,000
Interest Proceeds	7,036,580
Lease Revenue Bond	34,056,156
Rents Realized	340,172
City ESP Bonds	2,400,000
State Prop. 14 Bonds	9,710,784
Library Preservation Fund	11,501,427
Developer Impact Fees Advanced for Vis Valley	2,000,000
Friends of the Library	16,000,000

- A total of \$143,040,971 has been *expended or encumbered* as of September 30, 2010:

City Prop. A Bonds	\$98,195,815
Bond Interest & Rents	4,900,608
Lease Revenue Bond	16,893,609
City ESP Bonds	2,400,000
State Prop. 14 Bonds	9,710,376
Library Preservation Fund	9,797,016
Friends of SFPL	1,143,547

- Actual *expenditures* through September 30, 2010 of \$130,838,476 are as follows:

City Prop. A Bonds	\$94,862,207
Bond Interest & Rents	4,489,077
Lease Revenue Bond	8,887,955
City ESP Bonds	2,400,000
State Prop. 14 Bonds	9,710,376
Library Preservation Fund	9,510,281
Friends of SFPL	978,580

- Funding anticipated from the following sources:

2 nd Sale, Lease Revenue Bonds	\$12,576,373
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Project Status

- The following project is in Design:

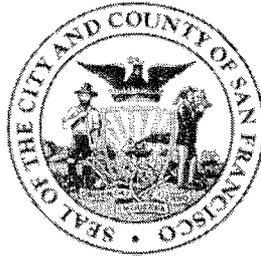
North Beach	Design Development completed EIR in progress
-------------	---

- The following project is in Pre-Construction:

Bayview	CM/GC contract awarded
---------	------------------------

- The following projects are in Construction:

Parkside	Opening Nov. 6 th !
Park	95% Complete
Presidio	95% Complete
Merced	76% Complete
Anza	74% Complete
Visitacion Valley	79% Complete
Ortega	64% Complete
Golden Gate Valley	44% Complete



2000 Branch Library Improvement Bond

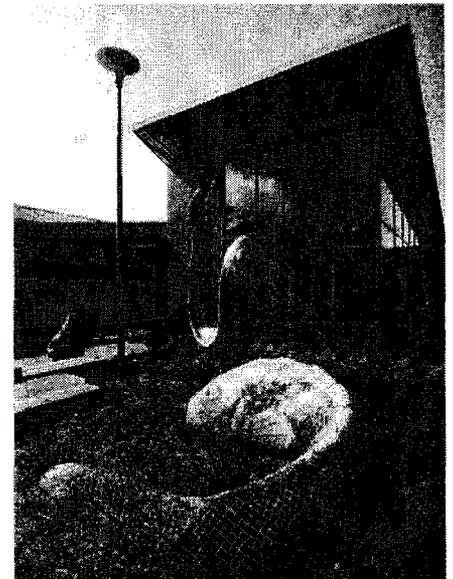
QUARTERLY REPORT

Third Quarter 2011

July - September



Ortega Branch Library
Opened September 10, 2011



Visitacion Valley Branch Library
Opened July 30, 2011



**BRANCH LIBRARY
IMPROVEMENT PROGRAM**

Prepared by: Amber Vasché, Management Assistant Finance & Accounting, 557-4667,
Mindy Linetzky, Bond Program Administrator, 557-4662, & Deborah M. Morgan, Project Management Assistant, 557-4602
Presented by: Lena Ch'en, Program Manager, 557-4751

Building better libraries for stronger communities

Exhibit D

Program Budget

- Baseline Program Budget: \$133,265,000
Current Program Budget: \$189,999,608
Projected Program Budget: \$196,530,512
- Our previous shortfall estimate reported was \$12.5 million to come from a second sale of Lease Revenue Bonds. The current projected shortfall is \$6,530,904, and the fund source is to be determined.
- The current Program Budget \$189,999,608 is funded from the following sources:

City Prop. A Bonds	\$105,865,000
Interest Proceeds	7,036,580
Lease Revenue Bond	34,056,156
Rents Realized	340,172
City ESP Bonds	2,400,000
State Prop. 14 Bonds	9,710,784
Library Preservation Fund	11,501,427
Developer Impact Fees Advanced for Vis Valley	2,000,000
Friends of the Library	16,000,000

- A total of \$154,833,058 has been *expended or encumbered* as of September 30, 2011:

City Prop. A Bonds	\$102,494,150
Bond Interest & Rents	4,993,125
Lease Revenue Bond	22,329,005
City ESP Bonds	2,400,000
State Prop. 14 Bonds	9,710,376
Library Preservation Fund	11,762,855
Friends of SFPL	1,143,547

- Actual *expenditures* through September 30, 2011 of \$148,662,843 are as follows:

City Prop. A Bonds	\$100,958,209
Bond Interest & Rents	4,981,990
Lease Revenue Bond	17,873,073
City ESP Bonds	2,400,000
State Prop. 14 Bonds	9,710,376
Library Preservation Fund	11,597,448
Friends of SFPL	1,141,747

Project Status

- The following project is in Design:

North Beach	Construction Documents
-------------	------------------------

- The following projects are in Construction:

Golden Gate Valley	99% Complete
Bayview	Awarded trade packages. Building concrete piers and foundation grade beams.

- The following projects opened this quarter:

Visitacion Valley	Opened 7/30/11
Ortega	Opened 9/10/11

Return of Organization Exempt From Income Tax

2000

Open to Public Inspection

Department of the Treasury
Internal Revenue Service

Under section 501(c) of the Internal Revenue Code (except black lung benefit trust or private foundation), section 527, or section 4947(a)(1) nonexempt charitable trust

▶ The organization may have to use a copy of this return to satisfy state reporting requirements.

A For the 2000 calendar year, or tax year period beginning July 1, 2000, and ending June 30, 2001

- B** Check if applicable:
- Change of address
 - Change of name
 - Initial return
 - Final return
 - Amended return

Please use IRS label or print or type. See Specific Instructions.

C Name of organization Friends and Foundation of the
San Francisco Public Library

Number and street (or P.O. box if mail is not delivered to street address) Room/suite
100 Larkin Street

City or town, state or country, and ZIP code
San Francisco, CA 94102

D Employer identification number
941 6085452

E Telephone number
(415) 497-4955 CT# 3408

F Check if application pending

G Organization type (check only one) ▶ 501(c) (3) ◀ (insert no.) 527 or 4947(a)(1)

• Section 501(c)(3) organizations and 4947(a)(1) nonexempt charitable trusts must attach a completed Schedule A (Form 990 or 990-EZ).

J Accounting method: Cash Accrual Other (specify) ▶

K Check here if the organization's gross receipts are normally not more than \$25,000. The organization need not file a return with the IRS; but if the organization received a Form 990 Package in the mail, it should file a return without financial data. Some states require a complete return.

Note: H and I are not applicable to section 527 orgs.

H(a) Is this a group return for affiliates? Yes No

H(b) If "Yes," enter number of affiliates ▶

H(c) Are all affiliates included? Yes No (If "No," attach a list. See inst.)

H(d) Is this a separate return filed by an organization covered by a group ruling? Yes No

I Enter 4-digit group exemption no. (GEN) ▶

L Check this box if the organization is not required to attach Schedule B (Form 990 or 990-EZ) ▶

Part I Revenue, Expenses, and Changes in Net Assets or Fund Balances (See Specific Instructions on page 16.)

Revenue	1 Contributions, gifts, grants, and similar amounts received:				
	a Direct public support	1a	1,577,370		
	b Indirect public support	1b	0		
	c Government contributions (grants)	1c	0		
	d Total (add lines 1a through 1c) (cash \$ 1,577,370 noncash \$ 0)	1d			1,577,370
	2 Program service revenue including government fees and contracts (from Part VII, line 93)	2			2,485
	3 Membership dues and assessments	3			0
	4 Interest on savings and temporary cash investments	4			11,721
	5 Dividends and interest from securities	5			1,037,387
	6a Gross rents	6a			
	b Less: rental expenses	6b			
	c Net rental income or (loss) (subtract line 6b from line 6a)	6c			0
7 Other investment income (describe ▶)	7			0	
8a Gross amount from sales of assets other than inventory	(A) Securities		(B) Other		
	18,110,253	8a	0		
	b Less: cost or other basis and sales expenses	18,399,288	8b	0	
	c Gain or (loss) (attach schedule)	(289,035)	8c	0	
d Net gain or (loss) (combine line 8c, columns (A) and (B))	8d			(289,035)	
9 Special events and activities (attach schedule)	a Gross revenue (not including \$ of contributions reported on line 1a)	9a	255,758		
	b Less: direct expenses other than fundraising expenses	9b	100,919		
	c Net income or (loss) from special events (subtract line 9b from line 9a)	9c			154,839
10a Gross sales of inventory, less returns and allowances	10a	449,098			
	b Less: cost of goods sold	10b	152,370		
c Gross profit or (loss) from sales of inventory (attach schedule) (subtract line 10b from line 10a)	10c			296,728	
11 Other revenue (from Part VII, line 103)	11			123,037	
12 Total revenue (add lines 1d, 2, 3, 4, 5, 6c, 7, 8d, 9c, 10c, and 11)	12			2,914,532	
Expenses	13 Program services (from line 44, column (B))	13			2,409,980
	14 Management and general (from line 44, column (C))	14			200,726
	15 Fundraising (from line 44, column (D))	15			470,756
	16 Payments to affiliates (attach schedule)	16			0
	17 Total expenses (add lines 16 and 44, column (A))	17			3,081,462
Net Assets	18 Excess or (deficit) for the year (subtract line 17 from line 12)	18			(166,930)
	19 Net assets or fund balances at beginning of year (from line 73, column (A))	19			19,935,175
	20 Other changes in net assets or fund balances (attach explanation)	20			(639,923)
	21 Net assets or fund balances at end of year (combine lines 18, 19, and 20)	21			19,128,322

17 **Exhibit E**

003408

Form **990**

Return of Organization Exempt From Income Tax

Under section 501(c), 527, or 4947(a)(1) of the Internal Revenue Code (except black lung benefit trust or private foundation)

OMB No. 1545-0047

2009

Open to Public Inspection

Department of the Treasury
Internal Revenue Service

The organization may have to use a copy of this return to satisfy state reporting requirements.

A For the **2009** calendar year, or tax year beginning **JUL 1, 2009** and ending **JUN 30, 2010**

B Check if applicable: <input type="checkbox"/> Address change <input type="checkbox"/> Name change <input type="checkbox"/> Initial return <input type="checkbox"/> Terminated <input type="checkbox"/> Amended return <input type="checkbox"/> Application pending	C Name of organization FRIENDS AND FOUNDATION OF SAN FRANCISCO PUBLIC LIBRARY Doing Business As Number and street (or P.O. box if mail is not delivered to street address) Room/suite 391 GROVE STREET City or town, state or country, and ZIP + 4 SAN FRANCISCO, CA 94102	D Employer identification number 94-6085452
	F Name and address of principal officer: BOB DAFFEH SAME AS C ABOVE	E Telephone number 415-626-7500
	I Tax-exempt status: <input checked="" type="checkbox"/> 501(c) (3) (insert no.) <input type="checkbox"/> 4947(a)(1) or <input type="checkbox"/> 527	G Gross receipts \$ 7,044,745. H(a) Is this a group return for affiliates? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No H(b) Are all affiliates included? <input type="checkbox"/> Yes <input type="checkbox"/> No If "No," attach a list. (see instructions) H(c) Group exemption number
	J Website: WWW.FRIENDSSFPL.ORG K Form of organization: <input checked="" type="checkbox"/> Corporation <input type="checkbox"/> Trust <input type="checkbox"/> Association <input type="checkbox"/> Other	L Year of formation: 1961 M State of legal domicile: CA

32

Part I Summary

Activities & Governance	1 Briefly describe the organization's mission or most significant activities: FRIENDS OF THE SAN FRANCISCO PUBLIC LIBRARY SUPPORTS THE FREE PUBLIC LIBRARIES OF SAN FRANCISCO.		
	2 Check this box <input type="checkbox"/> if the organization discontinued its operations or disposed of more than 25% of its net assets.		
	3 Number of voting members of the governing body (Part VI, line 1a)	3	18
	4 Number of independent voting members of the governing body (Part VI, line 1b)	4	18
	5 Total number of employees (Part V, line 2a)	5	38
	6 Total number of volunteers (estimate if necessary)	6	579
	7a Total gross unrelated business revenue from Part VIII, column (C), line 12	7a	0.
b Net unrelated business taxable income from Form 990-T, line 34	7b	0.	
Revenue	8 Contributions and grants (Part VIII, line 1h)	Prior Year 2,623,647.	Current Year 2,346,040.
	9 Program service revenue (Part VIII, line 2g)	1,710.	1,295.
	10 Investment income (Part VIII, column (A), lines 3, 4, and 7d)	-217,728.	454,084.
	11 Other revenue (Part VIII, column (A), lines 5, 6d, 8c, 9c, 10c, and 11e)	983,929.	1,221,373.
	12 Total revenue - add lines 8 through 11 (must equal Part VIII, column (A), line 12)	3,391,558.	4,022,792.
	13 Grants and similar amounts paid (Part IX, column (A), lines 1-3)	1,927,541.	2,364,721.
Expenses	14 Benefits paid to or for members (Part IX, column (A), line 4)		
	15 Salaries, other compensation, employee benefits (Part IX, column (A), lines 5-10)	2,489,694.	2,381,214.
	16a Professional fundraising fees (Part IX, column (A), line 11e)		
	b Total fundraising expenses (Part IX, column (D), line 25)	811,653.	
	17 Other expenses (Part IX, column (A), lines 11a-11d, 11f-24f)	1,321,041.	1,510,023.
	18 Total expenses. Add lines 13-17 (must equal Part IX, column (A), line 25)	5,738,276.	6,255,958.
19 Revenue less expenses. Subtract line 18 from line 12	-2,346,718.	-2,233,166.	
Net Assets or Fund Balances	20 Total assets (Part X, line 16)	Beginning of Current Year 14,226,027.	End of Year 12,783,688.
	21 Total liabilities (Part X, line 26)	1,213,581.	1,626,315.
	22 Net assets or fund balances. Subtract line 21 from line 20	13,012,446.	11,157,373.

RECEIVED
Attorney General's Office
MAR 28 2011
Registry of Charitable Trusts

Part II Signature Block

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than officer) is based on all information of which preparer has any knowledge.

Sign Here

Signature of officer: **BOB DAFFEH, CONTROLLER** Date: _____

Type or print name and title

Paid Preparer's Use Only

Preparer's signature: _____ Date: _____ Check if self-employed: Preparer's identifying number (see instructions): _____

Firm's name (or yours if self-employed), address, and ZIP + 4: **PMB HELIN DONOVAN 50 FRANCISCO STREET, SUITE 120 SAN FRANCISCO, CA 94133**

EIN: _____ Phone no.: **415-399-1330**

May the IRS discuss this return with the preparer shown above? (see instructions) Yes No

Exhibit F

Friends & Foundation -- 990 Forms

Year	F&F Income	Library Donation	Director	Top Seven Employees
00-01	\$2,914,532.00	\$491,968.00	\$ 100,000.00	\$222,000.00
01-02	\$3,097,785.00	\$278,928.00	\$ 204,278.00	\$511,209.00
02-03	\$3,274,385.00	\$120,390.00	\$ 150,000.00	\$560,066.00
03-04	\$3,437,932.00	\$90,748.00	\$ 162,314.00	\$605,455.00
04-05	\$2,956,935.00	\$182,867.00	\$ 138,821.00	\$633,827.00
05-06	\$3,578,252.00	\$225,914.00	\$ 167,241.00	\$710,663.00
06-07	\$4,052,502.00	\$929,664.00	\$ 178,839.00	\$739,859.00
07-08	\$5,001,719.00	\$498,121.00	\$ 179,928.00	\$889,738.00
08-09	\$3,391,558.00	\$373,332.00	\$ 212,163.00	\$653,343.00*
09-10	\$4,022,792.00	\$940,819.00	\$ 190,095.00	\$588,939.00*
Total	\$35,728,392.00	\$4,132,751.00	\$ 1,683,679.00	\$6,115,099.00
Average	\$3,572,839.20	\$413,275.10		

*Top four

Gifts/Donor Disclosure Form: Fiscal Year 2008-2009

Share  Text size A A A Print 

Donor Name	Date	Gift	Value	Financial Interest
Friends of SFPL	Jul 08-Jun 09	Cash	\$373,332	None
Sunny St. Pierre	July 2008	Cash	\$100	None
St. John's Parish Elementary School	July 2008	Cash	\$4,750	Info Not Available
Millersville University	October 2008	Cash	\$100	Info Not Available
Betty Hempstead	November 2008	Cash	\$100	Info Not Available
Info USA	February 2009	Cash	\$100	Info Not Available
SEIU Local 1021	February 2009	Cash	\$2,500	Info Not Available
Bob Industries	May 2009	Cash	\$300	Info Not Available

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y and materials

10-2001

11-2002

12-2003

13-2004

14-2005

15-2006

16-2007

17-2008

18-2009

19-2010

20-2011

BOARD of SUPERVISORS



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

Date:	December 27, 2011
To:	Honorable Members, Board of Supervisors
From:	Angela Calvillo, Clerk of the Board <i>ACC</i>
Subject:	Form 700

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

Erica Maybaum

63

December 19, 2011
To: STATE, COUNTY AND CITY OFFICIALS

BOS-U
cpage

NOTIFICATION OF PACIFIC GAS AND ELECTRIC COMPANY FILING OF TESTIMONY TO RECOVER THE COST OF SEISMIC STUDIES RECOMMENDED BY THE CALIFORNIA ENERGY COMMISSION (A.10-01-014)

On November 30, 2011, at a hearing at the California Public Utilities Commission (CPUC), the administrative law judge granted a motion by Pacific Gas and Electric Company (PG&E) to re-open application No. 10-01-014 regarding Funding for Diablo Canyon Seismic Studies. Key parties, including the Division of Ratepayer Advocates and The Utility Reform Network were in attendance. At the conclusion of the hearing, the administrative law judge instructed PG&E to file updated Testimony to support a request for additional funding for the seismic studies, and to notify customers about how this request will impact rates.

On December 9, 2011, PG&E filed updated Testimony with the CPUC requesting to recover additional funding, through rates, for costs associated with enhanced seismic studies at, and in the vicinity of, Diablo Canyon Power Plant (DCPP). The study was recommended by the California Energy Commission in its report, "An Assessment of California's Nuclear Power Plants: AB 1632 Report." The California Energy Commission proposes updating the seismic studies at, and in the vicinity of, DCPP using 3-D geophysical seismic reflection mapping and other advanced techniques.

PG&E is asking the CPUC through this Testimony for CPUC approval to recover costs of up to \$64.25 million for enhanced seismic studies at DCPP, an increase of approximately \$47.5 million from the original request. This increase is primarily due to the expanded scope of seismic studies. The offshore and onshore areas that will be studied using 3-D and 2-D techniques have more than doubled. This expansion is consistent with the safe operation of DCPP, and with PG&E's commitment to supporting the activities necessary to ensure seismic safety. It is also responsive to comments and feedback from the independent Peer Review Panel established by the CPUC in Decision 10-08-003 and to information from other stakeholders, including the United States Geological Survey.

Will rates increase as a result of this application? Yes, approval of this application will increase electric rates for bundled service customers (those who receive electric generation as well as transmission and distribution service from PG&E) by less than one percent. Using the 2012 revenue requirement of \$37.4 million (highest single year), the bundled system average rate will increase 0.3 percent in 2012, relative to current rates, and would not have a significant impact on individual customer rates.

FOR FURTHER INFORMATION

To request a copy of the application and exhibits or for more details, call PG&E at 1-800-743-5000
For TDD/TTY (speech-hearing impaired), call 1-800-652-4712
Para más detalles llame al 1-800-660-6789
詳 . 情 . 請 . 致 . 電 1-800-893-9555

You may request a copy of the application and exhibits by writing to:
Pacific Gas and Electric Company
Diablo Canyon Seismic Studies Testimony
P.O. Box 7442, San Francisco, CA 94120

THE CPUC PROCESS

The CPUC's Division of Ratepayer Advocates (DRA) will review the Testimony.

The DRA is an independent arm of the CPUC, created by the Legislature to represent the interests of all utility customers throughout the state and obtain the lowest possible rate for service consistent with reliable and safe service levels. The DRA has a multi-disciplinary staff with expertise in economics, finance, accounting and engineering. The DRA's views do not necessarily reflect those of the CPUC. Other parties of record may also participate.

The CPUC may hold evidentiary hearings where parties of record present their proposals in testimony and are subject to cross-examination before an Administrative Law Judge (ALJ). These hearings are open to the public, but only those who are parties of record may present evidence or cross-examine witnesses during evidentiary hearings. Members of the public may attend, but not participate in, these hearings.

After considering all proposals and evidence presented during the hearing process, the ALJ will issue a draft decision. When the CPUC acts on this application, it may adopt all or part of PG&E's request, amend or modify it, or deny the application. The CPUC's final decision may be different from PG&E's application.

If you would like to learn how you can participate in this proceeding or if you have comments or questions, you may contact the CPUC's Public Advisor as follows:

Public Advisor's Office 505 Van Ness Avenue Room 2103 San Francisco, CA 94102	1-415-703-2074 or 1-866-849-8390 (toll free) TTY 1-415-703-5282 or 1-866-836-7825 (toll free) Email to public.advisor@cpuc.ca.gov
--	---

If you are writing a letter to the Public Advisor's Office, please include the number of the application (10-01-014) to which you are referring. All comments will be circulated to the Commissioners, the assigned Administrative Law Judge and the Energy Division staff.

A copy of PG&E's Seismic Studies Testimony and Application is also available for review at the California Public Utilities Commission, 505 Van Ness Avenue, San Francisco, CA 94102, Monday-Friday, 8 a.m.-noon and on the CPUC's website at www.cpuc.ca.gov/puc.

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SAN FRANCISCO
2011 DEC 23 PM 1:58
pc

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**San Francisco
Water Power Sewer**
Services of the San Francisco Public Utilities Commission

*orig: Joy email w/memo Bos-11/At
COB
cpage*

1155 Market Street, 11th Floor
San Francisco, CA 94103
T 415.554.3155
F 415.554.3161
TTY 415.554.3488

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

December 23, 2011

Ms. Angela Calvillo
Clerk of the Board of Supervisors
City Hall, Room 244
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

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BOARD OF SUPERVISORS
SAN FRANCISCO
2011 DEC 23 PM 1:48
AK

Dear Ms. Calvillo,

On December 13, 2011, the San Francisco Public Utilities Commission (SFPUC) adopted proposed power rate increases for City Departments who were paying less than their cost of service. This was done to resolve Hetch Hetchy's projected budget shortfall. The rate increases adopted and being forwarded to the Board of Supervisors spread out the needed increase of 2 pennies per kilowatt hour over the next 4 fiscal years in half penny increments to help mitigate the fiscal impact to customers.

This rate change is being transmitted to you per San Francisco City Charter Section 8B, which states the SFPUC rates, fees and other charges are subject to rejection within 30 days of submission to the Board of Supervisors. These municipal electric rates and charges will take effect in 30 days without any action from the Board of Supervisors for customer meter readings on or after July 1, 2012. The Board may reject rates by a majority approval rejecting these rates and charges. The deadline for any Board action related to these rates and charges is January 22, 2012.

We wanted to point out to the Board of Supervisors that we believe this rate increase begins the process to ensure the long term sustainability of Hetch Hetchy, but it does not provide capacity for further restorations to the \$220 million in cuts and deferrals made for Hetchy in the 10-year Capital Plan adopted by the Board last spring.

The rate increase

While we have been able to keep rates flat for most departments for over a decade, costs have gone up and investments in the power system are necessary to ensure the system is in good repair and online to produce the lowest cost electricity possible for City departments.

Edwin M. Lee
Mayor

Anson Moran
President

Art Torres
Vice President

Ann Moller Caen
Commissioner

Francesca Vietor
Commissioner

Vince Courtney
Commissioner

Ed Harrington
General Manager

65



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: "Year of the Landlord" - where's the rental housing stock?

Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102
(415) 554-5184
(415) 554-5163 fax
Board.of.Supervisors@sfgov.org

Complete a Board of Supervisors Customer Service Satisfaction form by clicking
<http://www.sfbos.org/index.aspx?page=104>
---- Forwarded by Board of Supervisors/BOS/SFGOV on 12/28/2011 01:07 PM ----

From: Aaron Goodman <amgodman@yahoo.com>
To: board.of.supervisors@sfgov.org
Date: 12/27/2011 07:08 PM
Subject: "Year of the Landlord" - where's the rental housing stock?

SF Board of Supervisors

So why are there no rental units being built in many neighborhoods of SF, where families, working class, students, seniors, and those needing HOUSING can find a place that costs LESS than 32% of income? Why are we only seeing housing for millionaires?

maybe a discussion with the MOH, and the PLANNING department is in order?
about the need to create housing with gardens, open-space and proper and adequate room for flexibility in the current housing market.....

not green-\$-greed dreams, but real essential steps to home-ownership and housing density, green infill and future housing infrastructure in San Francisco.

agoodman

Date: Tuesday, December 27, 2011, 4:56 PM

Looks like it's time for tenants of all types to act together nationally.

- Sue

MSNBC.com

http://www.msnbc.msn.com/id/45795076/ns/business-real_estate/#.TvnMj1bURn8

bb

With U.S. unemployment at a lofty 8.6 percent, home foreclosures rising and property prices under pressure, more and more Americans have given up the dream of owning, opting instead to rent, a shift that is remaking the face of the U.S. housing industry.

The percentage of Americans who own their home dropped from a peak of 69.2 percent in late 2004 to a 13-year low of 65.9 percent in the second quarter. It edged up to 66.3 percent in the third quarter of this year.

On the flip side, the percentage of rental properties that are empty fell to 9.8 percent in the third quarter from 10.3 percent a year earlier.

In a recent report, Oliver Chang, an analyst at Morgan Stanley, dubbed 2012 "The Year of the Landlord."

"Rents are rising, vacancies are falling, household formations are growing and rental supply is limited," the Morgan Stanley report stated. "We believe the demand for rental properties will continue to grow."

To get e-mails from this list just once a day, contact [sue](mailto:sue@aff-hous.org)
aff-hous mailing list
aff-hous@save-ml.org
http://save-ml.org/mailman/listinfo/aff-hous_save-ml.org

To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: A Letter to SF Board of Supervisors 12/27/11

From: Leland Mellott <leland.mellott@yahoo.com>
To: "Board.of.Supervisors@sfgov.org" <Board.of.Supervisors@sfgov.org>
Cc: "mayoredwinlee@sfgov.org" <mayoredwinlee@sfgov.org>, "rpdinfo@sfgov.org" <rpdinfo@sfgov.org>, "Kate.Patterson@sfgov.org" <Kate.Patterson@sfgov.org>, "citybrights@sfgate.com" <citybrights@sfgate.com>
Date: 12/27/2011 09:09 PM
Subject: A Letter to SF Board of Supervisors 12/27/11

**Members
Board of Supervisors
City Hall, Room 244
1 Dr. Carlton B. Goodlett Place
San Francisco, California 94102-4689, USA
(Board.of.Supervisors@sfgov.org)
December 27, 2011**

Dear Members,

I was working at the San Francisco Art Commission at 165 Grove Street in 1981 when the arson fire was set, which transformed the site into a fenced-in vacant lot, in which condition it remained for a long time.

I friend informs me that the location "has been turned into a little garden with seats." Out of the ashes, as it were, of incendiary violence, a place of calm and beauty as been brought into being.

I would like to suggest that this site be designated "165

67

Peace Grove."

Thank you for your attention.

**Respectfully Yours,
Leland Mellott
14070 River Bend Road
Mount Vernon, Washington
98273-7289, USA
leland.mellott@yahoo.com**

**P. S. I lived in San Francisco from March 1961 until
November 29, 1999.**

**cc: Mayor Edwin Lee
(mayoredwinlee@sfgov.org)
Recreation & Parks Department
rpdinfo@sfgov.org)
Arts Commission
(Kate.Patterson@sfgov.org)
Tom Philp, San Francisco Chronicle
(citybrights@sfgate.com)**

File No. 111293
BOS 11 - Dave
C. Pages



CEQA Appeal (File No. 111293)

Liz Bridges

to:

Board.of.Supervisors

12/30/2011 01:09 PM

Cc:

Joy.Lamug, Andrea.Ausberry, Victor.Young, bill.wycko, michael.jacinto, "Peter Wong", "Ivan Lee \ (KS\)", "Derek Sasano", "Michael Pace", "Chris Wade Griffith"

Show Details

History: This message has been forwarded.

1 Attachment



Letter Brief BOS CEQA Appeal (00219655).PDF

Ms. Cavillo,

Please find attached correspondence in support of KSSF Enterprises Ltd.'s appeal of the Planning Commission's certification of the Final Environmental Impact report for the SFMOMA Expansion, Fire Station Relocation and Housing Project.

Due to their size, the enclosures to the attached correspondence will follow in two separate emails.

Best regards,

Liz Bridges

Elizabeth L. Bridges | SSL Law Firm LLP | 575 Market Street, Suite 2700 | San Francisco, CA 94105 | Tel: (415) 814-6400 | Fax: (415) 814-6401 | Cell: (415) 359-4789 | Email: liz@sslfirm.com | www.sslfirm.com

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68

SSL
LAW
FIRM
LLP

575 MARKET STREET, SUITE 2700
SAN FRANCISCO, CA 94105
TELEPHONE: 415.814.6400
FACSIMILE: 415.814.6401
chris@sslfirm.com

December 30, 2011

VIA EMAIL AND U.S. MAIL

San Francisco Board of Supervisors
c/o Ms. Angela Cavillo
1 Dr. Carlton B. Goodlett Place
City Hall, Room 244
San Francisco, Ca. 94102-4689

By email to Board.of.Supervisors@sfgov.org

***Re: File No. 111293 Hearing on Appeal of the Certification of a Final
Environmental Impact Report for the San Francisco Museum of Modern Art
(SFMOMA) Expansion, Fire Station Relocation, and Housing Project***

Dear Honorable Board Members:

On November 30, 2011, on behalf of KSSF Enterprises Ltd., owner of the W Hotel San Francisco ("the W"), we appealed the San Francisco Planning Commission's certification of the above referenced Final Environmental Impact Report ("FEIR") pursuant to the California Environmental Quality Act ("CEQA"). We submit this letter brief in support of that appeal.

The W sits next to the San Francisco Museum of Modern Art ("SFMOMA"), and when SFMOMA's expansion is complete, SFMOMA will wrap around the W on two sides. Thus, the W will be particularly impacted by the expansion and is therefore keenly interested in the details of the Project's environmental review and in ensuring that all of the Project's impacts are appropriately disclosed and mitigated.

We have said before, and we will reiterate here, that the W does not fundamentally oppose this Project. SFMOMA is an important cultural institution for the City and a vital part of the local and tourist experience. We expect that SFMOMA's expansion will support the neighborhood, its cultural offerings and economic stability.

We are concerned, however, because the environmental review for this Project is incomplete. The certification of the FEIR by the Planning Commission should be reversed, the EIR should be supplemented and recirculated, and the approvals that rely on the EIR should not be considered by the Planning Commission or this Board until the EIR accurately describes the

environmental impacts that the Project will cause and provides adequate mitigation for those impacts.¹ Below, we describe the deficiencies of the EIR.² Any one of these deficiencies would support recirculating the EIR for further review and public comment before the City takes final action on this Project.

1. The EIR Contains Fundamental Analytical Flaws that Mandate Revision and Recirculation.

One of CEQA's primary functions is to ensure that decision makers and the public are provided with a sufficient degree of analysis and information to make intelligent judgments concerning a project's environmental impacts. 14 Cal. Code Regs §15151; *Napa Citizens for Honest Gov't v. Napa County Bd. of Supervisors* (2001) 91 Cal.App.4th 342, 256. To that end, the EIR must identify and analyze the significant environmental effects of the Project, and identify all feasible measures to avoid or mitigate those impacts.

Where an EIR fails to adequately address the project's environmental impacts, it must be revised, supplemented in order to address its deficiencies, and recirculated so that the public and decision makers have a meaningful opportunity to analyze the new information and comment on it. *Vineyard Area Citizens for Responsible Growth, Inc. v. City of Rancho Cordova* (2007) 40 Cal.4th 412, 448; Pub. Resources Code §21092.1; 14 Cal. Code Regs §15088.5.

Unfortunately, this EIR fails to meet the standard for a sufficient document under CEQA. CEQA applies equally to every discretionary project that the City approves—not just those projects that are controversial. Pub. Resources Code §21065. Accordingly, we bring to your attention the following deficiencies in the EIR, and hereby request that it be revised to address the inadequacies detailed herein, and recirculated for meaningful public comment.

a. The Project Description is Incomplete for Failing to Fully and Consistently Describe the Proposed SFMOMA Expansion.

On November 30, 2011, the SFMOMA design team finally released renderings of the proposed expanded SFMOMA.³ Before that description was provided to the public, the most detailed description of the Project was in the EIR—which described the building only by the potential maximum dimensions allowed under its zoning. Draft EIR, p.23. Unfortunately, the

¹ The City may only decide whether to approve the Project after an adequate EIR has been certified. 14 Cal. Code Regs. §15092(a). The City may not proceed with any Project-related approvals until the EIR is complete, accurate and final.

² We have raised these concerns in letters to the Planning Commission (attached hereto as Exhibits A and B, without exhibits) and in public comment at hearings in front of the Planning Commission and Land Use Committee of this Board.

³ See attached Exhibit C, the San Francisco Chronicle article titled "At last: interior details of SFMOMA expansion," dated December 1, 2011. See also the video posted at <http://youtu.be/Of7pZuly29o>, which is a detailed rendering of the final Project design.

public has had no opportunity to comment on these newly released renderings of the Project because the details were not included in the EIR and they were released *after* the period for public comment on the EIR had closed.

CEQA requires that an EIR contain an accurate and stable project description that provides "enough information to ascertain the project's environmentally significant effects, assess ways of mitigating them, and consider project alternatives." *Sierra Club v. City of Orange* (2008) 163 Cal.App.4th 523. Failure to include a component in the project description leads to a flawed impact analysis. *San Joaquin Raptor Rescue Center v. County of Merced* (2007) 149 Cal.App.4th 645; *Dry Creek Citizens Coalition v. County of Tulare* (1999) 70 Cal.App.4th 20, 27; *Santiago County Water Dist. v. County of Orange* (1981) 118 Cal.App.3d 818.

As highlighted by the information released after the EIR was certified, the EIR project description is incomplete. There is no way to discern from the description in the EIR what the proposed SFMOMA expansion would actually look like. As described, the design was "in preliminary form." Draft EIR, p.23. The EIR describes approximate potential dimensions for the expanded building,⁴ but no detail beyond that. With the information provided in the EIR, the City could approve a windowless stucco box (see, e.g., Draft EIR Figures II-13 to II-13 and Figures IV.B-2 to IV.B-8) or could approve an ornate, richly-textured, classical space, or a glass-curtained airy building. Indeed, the renderings provided after the public comment period show an entirely different possibility: a bright white, concrete-clad textured space punctuated with outdoor terraces.

The EIR's project description, which merely presents blocks of potential development does not serve the purpose intended by CEQA and does little to inform the interested community or the decision makers, nor does it allow the public to adequately comment on the Project's aesthetic impacts. The EIR must provide a detailed project description as "an accurate, stable and finite project description is the *sine qua non* of an informative and legally sufficient EIR." *County of Inyo v. City of Los Angeles* (1977) 71 Cal.App.3d 185, 199. "A curtailed, enigmatic or unstable project description draws a red herring across the path of public input." *Id.* at 198. A detailed project description is especially important where, as here, it is those details that will inform the degree of environmental impact. *Bakersfield Citizens for Local Control v. City of Bakersfield* (2004) 124 Cal.App.4th 1184, 1213. Furthermore, the failure to disclose relevant and necessary information about a project is a prejudicial abuse of discretion when the omission of that information prevents informed decision making and public participation. *Gray v. County of Madera* (2008) 167 Cal.App.4th 1099, 1129; *San Joaquin Raptor Rescue Ctr. v. County of Merced* (2007) 149 Cal.App.4th 645, 672. Now, with the recently released Project renderings,

⁴ E.g., "[t]he expanded portion of the museum would extend along a north-south axis from Mimna Street to Howard Street (a length of 347 feet), and would rise to a maximum height of approximately 200 feet..." Draft EIR, p. 23. And, "The total square footage of new construction that could occur within the maximum zoning envelope [] is approximately 340,000 square feet. However, SFMOMA proposes approximately 230,000 square feet of new construction." Draft EIR, p.23.

there is information available that provides the public with an accurate picture of how the neighborhood will be transformed—but the public has not had any opportunity to comment on those changes in any detail.

The City's own planning documents emphasize the importance that design details have in the cityscape. As the General Plan's Urban Design Element states:

The fitting in of new development is, in a broad sense, a matter of scale. It requires a careful assessment of each building site in terms of the size and texture of its surroundings, and a very conscious effort to achieve balance and compatibility in the design of the new building. Good scale depends upon a height that is consistent with the total pattern of the land and of the skyline, a bulk that is not overwhelming, and an overall appearance that is complementary to the building forms and other elements of the city. (General Plan, Urban Design Element, Major New Development section).

The General Plan further cautions that “the relationships of building forms to one another and to other elements of the city pattern should be moderated so that the effects will be complementary and harmonious.” General Plan, Urban Design Element, Policy 1.3. With design being such an integral part of the feel and shape of a neighborhood, the public should have the opportunity to address this issue with all the necessary information, not just the truncated description provided in the EIR. The EIR should be revised and recirculated to provide that opportunity.

b. The EIR Fails to Adequately Analyze Aesthetic Impacts.

The EIR understates the aesthetic impacts of the SFMOMA expansion by ignoring a whole population of the viewing public. Furthermore, the analysis of aesthetic impacts in the EIR is not supported by substantial evidence.

The EIR mischaracterizes viewing sites from nearby hotels, including the St. Regis and the W Hotel, as non-public viewing areas with “private views [for] a small number of persons.” Draft EIR, p. 138. This is inaccurate. Nearby hotels are public accommodations serving thousands of visitors to the City each year. The W Hotel alone provides accommodation for approximately 180,000 unique visitors each year. While fewer people may view the Project from nearby hotel rooms than from street level, the number of visitors to the City that will experience the SFMOMA expansion from the vantage of a nearby hotel room is not insignificant.

Because the EIR ignores the public aspects of the visitor serving spaces, the EIR ignores impacts that the final design may cause to a significant segment of the viewing public. For example, at the W Hotel, views from 112 rooms will be impacted by the SFMOMA expansion. That constitutes 28% of the total room inventory. These east-facing rooms currently have a view of the cityscape and San Francisco Bay Bridge. When the SFMOMA expansion is approved,

many of these rooms will eventually have a view of a massive concrete wall. This dramatic change will substantially and negatively impact the view for thousands of visitors to the City each year.

Because the final design is not included in the EIR, including the materials, massing, and lighting, the EIR wholly ignores how the design of the exterior walls will change the streetscape and views from public and private viewing spaces. Particularly from many rooms in the W Hotel, the views of the exterior walls of the SFMOMA expansion, less than 20 feet away, will make up the sole and complete visual experience for visitors looking out from their rooms. The materials, color and lighting of the exterior walls will significantly change how guests to the W experience their accommodations, and how they experience San Francisco.

Impacts related to the height of the proposed expansion and the materials, color and design of the expansion wall adjacent to the W Hotel are improperly omitted from the EIR. Now that a final design is available, the EIR should be revised and the public should have an opportunity to comment on the impacts that the expansion will create.

c. The EIR Fails to Identify or Analyze Construction-Related Aesthetic Impacts.

The EIR should also, but fails to, consider the temporary aesthetic impacts of construction. While the EIR addresses impacts relating to project construction in other areas (*see, e.g.,* EIR Impact AO-2, p. 374 [construction-related air quality impacts]), it passes off impacts to aesthetics caused during the lengthy two-year construction period with little more than a couple sentences. The Draft EIR states in relation to aesthetic impacts that could be caused by construction-related “ground disturbance, the use of heavy machinery, and the installation of safety fencing,” that “such changes to the visual environment are an unavoidable temporary outcome of development projects. However, such conditions would exist only for a limited duration.” EIR p. 159.

Whether or not an impact is unavoidable or temporary, it must still be analyzed and understood by the community and decision makers. CEQA requires the analysis of *all* impacts, not just those that may be mitigated or avoided, or those that will only occur for a limited time. Pub. Resources Code §21100; Pub. Resources Code §21100(b)(1); 14 Cal. Code Regs §15126.2(a). In other impact areas (*e.g.,* air quality, noise, etc.), construction-related duration alone does not make a significant impact less than significant. At a minimum, the EIR must identify the aesthetic impacts related to construction and set forth the reasons that those impacts are less than significant. Pub. Resources Code §21100(c). Moreover, the visual impacts associated with the construction time period may well be significant. A bare assertion that an impact will last less than the Project’s lifetime does not satisfy the requirements of CEQA. *See, e.g., Chawanakee Unified School District v. County of Madera* (2011) 196 Cal.App.4th 1016 (holding that temporary and indirect impacts from construction activity related to school facilities must be analyzed in an EIR).

d. The EIR Fails to Identify Measures That May Minimize Aesthetic Impacts on Neighboring Properties.

As with the aesthetic impacts related to the height and design details of the building, the EIR is deficient in analyzing whether setbacks or other building limitations may be appropriate to minimize impacts on neighboring properties. These potential mitigations were ignored because no detailed design was included in the Project description, and so the impacts which they would mitigate were also ignored. However, SFMOMA has now released detailed renderings of the proposed design, and this deficiency can be resolved.

As discussed above, the SFMOMA expansion is described in the EIR solely by its maximum potential dimensions. Draft EIR Figures II-13 to II-15 and Figures IV.B-2 to IV.B-8. But despite the EIR's austere description, the EIR failed to identify impacts that the Project would have on neighboring properties. For example, constructing a wall only twenty feet from 112 east-facing hotel rooms will significantly reduce the access those rooms have to air and light. Thousands of visitors to those rooms will be impacted by this change.

The EIR fails to identify or discuss any potential mitigation for these impacts, even to say whether or not mitigation is feasible. Setbacks, stepped-back massing, lighting and color could all be considered for this impact.

e. The EIR Fails to Include an Accurate Baseline of Traffic Conditions at and Around the Project Site.

The Draft EIR and the Responses to Comments devote little space to discussing the relationship between SFMOMA and the W Hotel and the areas that the two properties currently make common use of. Specifically, the EIR is deficient in describing how the two properties utilize Natoma Street, the Natoma parking pad area and Hunt Street for loading, unloading and vehicle through traffic.

MOMA is immediately adjacent to the W Hotel on the hotel's northwest side. On the hotel's northeast side lies 676 Howard Street (the existing fire station) and Hunt Street. Draft EIR Figure II-2. The SFMOMA expansion will be constructed so that SFMOMA will "wrap around" the W hotel to take advantage of the fire station location and a vacated Hunt Street. Draft EIR, Figures 11-10 to 11-12.

The W's operations rely heavily on the access provided across Natoma Street, Hunt Street and the Natoma parking pad (together, the "Natoma Access Area"). The W's porte cochere is on the northeast side of the hotel closest to 676 Howard Street. The porte cochere is used for ingress and egress by the W's valet traffic, moving cars off of Howard Street to the entrance of the hotel, through the Natoma Street parking pad to the valet parking garage spaces, and back again. The W's loading dock sits at the back of the porte cochere, facing Hunt Street.

The hotel's loading is currently done by trucks entering the area on Natoma Street, crossing the Natoma parking pad and Hunt Street and reaching the W's loading dock.

Typical loading activities for the W Hotel, utilizing the space described above, include the following:

- Approximately 10-15 daily truck deliveries, plus 2 deliveries daily by FedEx and UPS, and 2-4 additional weekly deliveries. Each delivery truck/vehicle is parked in the loading area or Natoma parking pad area for approximately 15-30 minutes. The peak delivery time is from 7 a.m. to 10 a.m., but deliveries may arrive at anytime throughout the day. Often, up to four trucks may arrive and seek use of the Natoma Access Area at the same time.
- In addition to deliveries for hotel operations noted above, large convention bookings with scheduled in-house meetings and events add another 2-5 deliveries per week for furniture, lighting, audio-visual, etc.
- On average 90-100 guest cars move through the porte cochere and Natoma Access Area daily, and have continuous in and out needs.
- Garbage is collected daily from the loading dock area, and recycling is compacted and collected weekly. The truck that retrieves recycling from the compactor maneuvers within 10-12 inches of the existing buildings. Any changes to these structures that inhibit this truck's movements will prevent garbage and recycling from being collected.

The EIR fails to accurately describe the above truck and vehicle movements, thereby minimizing the crucial relationship between the W's ability to use the Natoma Access Area and the ability for the W to continue operating in a reasonably productive fashion. The operations of the hotel are dependent on the ability of visitors to get in and out, on deliveries to be made to supply the hotel and its restaurant, and on the quick and regular removal of garbage and recycling. By failing to accurately describe these movements through the Natoma Access Area, all of which are existing baseline conditions at the Project site, the EIR fails to paint an accurate picture of the uses it will displace and the direct and indirect impacts the SFMOMA expansion will have on traffic conditions.

"The baseline is critical to a meaningful assessment of the environmental impacts of a project." Kostka & Zische, *Practice Under the California Environmental Quality Act*, (2d, 2011), §12.16; *Save Our Peninsula Committee v. Monterey County Bd. of Supervisors* (2001) 87 Cal.App.4th 99, 119; *County of Amador v. El Dorado County Water Agency* (1999) 76 Cal.App.4th 931, 955. Where, as here, an EIR misstates the environmental setting, the EIR must be revised and re-circulated in order to account for an accurate analysis. Failure to do so will require the document be set aside. *Galante Vineyards v. Monterey Peninsula Water Management*

District (1988) 60 Cal.App.4th 1109, 1122 (“Due to the inadequate description of the environmental setting for the project, a proper analysis of project impacts was impossible.”). *Id.*

f. The EIR Fails to Adequately Analyze the Significant Impacts that Project Construction will have on Traffic Conditions at and Around the Project Site.

During Project construction, the midblock area between the Natoma, Howard and 3rd Street will be inaccessible for loading and refuse collection for both SFMOMA and the W, and inaccessible for valet services for the hotel. These vehicles will instead be moved out to Howard, 3rd, and New Montgomery Streets—streets that are already burdened by significant congestion. This condition may last up to two years.

The EIR wholly fails to assess these impacts. In fact, the EIR ignores traffic issues during construction, stating only that “[c]onstruction activities would affect access to the existing off-street loading areas on Minna and Natoma Streets, and therefore the project sponsor would need to make arrangements to accommodate the loading demand associated with the existing SFMOMA and W Hotel operations during construction.” Draft EIR, p. 290. This is not an analysis, or even an identification of impacts; it is an abdication of the issue.

Furthermore, the displaced traffic is not traffic that will simply be moving onto and through the adjacent streets. Instead, because it is loading and unloading traffic, the displaced traffic will be blocking through traffic moving in the area by stopping in lanes of traffic. The EIR fails to analyze whether sufficient appropriate space can be available to accommodate the displaced movements. Rather, the EIR concludes, without any analysis or evidence that “all valet operations and truck loading activities would likely occur within the hotel white zone on Howard Street.” Draft EIR, p. 290. It is impossible to assess from this statement whether valet operations plus truck loading, plus the existing loading and unloading that occurs already can be accommodated within the existing white zone. In fact, the existing white zone is entirely insufficient for these additional demands. Impacts to local circulation for the duration of the two-year construction period are significant and should be fully identified, assessed and mitigated.

The EIR’s Response to Comments does not even attempt to remedy the deficiency of this analysis; instead, the Response to Comments attempts to justify the omission first because construction related traffic impacts are “generally” less than significant and second because construction related impacts to traffic will be temporary—even though they could last up to two years. See Comments and Responses Document, p. 58.

First, just because impacts are “generally” less than significant does not mean they are *always* less than significant or less than significant for *this* Project. The City cannot avoid analysis under CEQA simply by reference to generalities or typical conditions. According to the City’s *Transportation Impact Analysis Guidelines for Environmental Review*, even if construction related impacts are “generally” less than significant, they must still be described and analyzed:

Any proposed closures or temporary use of pedestrian ways, parking lanes or traffic lanes are to be identified, as well as the extent and duration of such closure or temporary use. Impacts associated with such occupation of public rights-of-way should be identified, in terms of parking lost, effect on transit operations, loading needs, or temporary degradation in levels of service for intersections and/or pedestrians. The need to remove or move any transit stops should also be noted. For large projects, the staging plans of construction trucks for materials delivery should be cited, and methods for addressing the parking needs of construction workers should be identified. (*Transportation Impact Analysis Guidelines for Environmental Review*, p. 16) (Attached as Exhibit D).

The EIR's reliance on the temporary nature of construction-related traffic impacts to avoid a full analysis is misguided, in violation of CEQA, and in violation of the City's own EIR instructional guidelines. While two years may be typical of large construction projects within the City, that does not mean two years of impacts are insignificant or benign. Increased traffic will cause additional impacts related to air quality, noise, and even public safety on the impacted streets. See, e.g., *Bay Area Air Quality Management District, CEQA Guidelines*, Updated May 2011. But those issues are ignored as well.

In other jurisdictions, lead CEQA agencies do not simply pass off construction-related traffic impacts because their duration is less than permanent. See, e.g., "*Certification of the Final Impact Report, Findings and Approvals*" for the Glen Mor 2 Student Apartments Project EIR, UC Riverside, p. 19 (incorporating mitigation in response to construction-related impacts on traffic despite "temporary" nature of impact)(Attached as Exhibit E); City of Los Angeles, Boyle Heights Mixed-Use Community Project EIR, p. VI-2 (implementing mitigation measures to reduce temporary construction-related traffic impacts)(Chapter VI attached as Exhibit F). The EIR must determine more than just how long traffic impacts will last for the construction phase of the Project; it must also determine how bad traffic impacts will be during that time. It is that "how bad will it be?" analysis that remains missing from the EIR.

g. Mitigation for Construction-Related Traffic Impacts is Inadequate and/or Improperly Deferred.

Because construction-related traffic impacts are inadequately identified and analyzed, sufficient mitigation also remains unidentified and improperly deferred. The EIR simply states that "the construction contractor would be requested to develop staging, laydown, and sequencing plans that would include maintenance of access and operations for the W Hotel." Draft EIR, p. 290. There is no further discussion as to the degree of access contemplated in this statement (e.g., does it mean as long as the entrance to the porte cochere is not blocked, there is

sufficient access?) or the minimum duration access contemplated (e.g., would 6 months of fully blocking W's operations be acceptable? 1 year? 2 full years?).

Mitigation for this significant impact cannot be deferred in this manner; CEQA prohibits the deferral of mitigation measures. Guideline 15126.4(a)(1)(B) states, "formulation of mitigation measures should not be deferred until some future time." "Impermissible deferral of mitigation measures occurs when an EIR puts off analysis or orders a report without either setting standards or demonstrating how the impact can be mitigated in the manner described in the EIR." *City of Long Beach v. Los Angeles Unified School Dist.* (2009) 176 Cal.App.4th 889, 915. See also, *San Joaquin Raptor Rescue Center v. County of Merced* (2007) 149 Cal.App.4th 645, 670 (mitigation formulated without "specific criteria or standard or performance" is insufficient).

The EIR falls far short of the mark: it has no specific criteria, no plan in place, no commitment to implement any particular course of action, no enforcement mechanism to ensure that mitigation will be provided, and no performance standard. Nor does the EIR articulate any rationale for deferring mitigation. Such an approach violates CEQA.

h. The EIR Fails to Analyze Key Constraints Impacting Traffic During Project Operation, Including Truck Loading and Unloading Patterns at SFMOMA and the W Hotel.

Like its failure to assess traffic impacts during Project construction, the EIR's analysis of traffic impacts during Project operation is similarly deficient. The EIR merely takes a cursory look at some of the potential movement patterns for truck loading and unloading for both SFMOMA and the W Hotel and through movements associated with the hotel's valet service. However, this cursory look is unsupported by substantial evidence.

The Draft EIR fails to include an accurate description of how SFMOMA and the W Hotel use the mid-block area between them. But the EIR's response to comments does not make up for that deficiency. The EIR's Comments and Responses Document states that

...the description of loading at the W Hotel on page 231 of the Draft EIR is accurate; field observations of some W Hotel deliveries occurring from Third Street were confirmed with W Hotel operations personnel.⁵ (Comments and Responses Document, p. 54.)

⁵ The EIR indicates that these facts came from an "August 24, 2011 on-site meeting at the Natoma Street loading area between W Hotel and SFMOMA representatives." This indicates that a meeting took place between W Hotel and SFMOMA representatives; thus, that no EIR authors were present at the "on-site meeting" referenced for a key piece of information—where and how loading occurs at the W Hotel. The authors of the EIR relied on secondhand information, and did not independently verify these key facts.

While a limited field observation may provide a truncated view of the loading and vehicle movements occurring in the mid-block area between the W and SFMOMA, it does not support an accurate description of the facts on the ground. The description is cursory and incomplete as it fails to accurately describe a number of elements crucial to understanding the traffic movements in this area: the numbers of trucks and vehicles moving in the area, the times at which they are most often in the area, the frequency of their visits, the length of their visits, the size of the vehicles, etc.

This lack of factual information leads to a failure of analysis. Because there is no accurate description of the loading and vehicle movements occurring in this area, there is also no accurate analysis of whether the loading and vehicle movements can be accommodated, for example, in expanded loading zones on Howard and Third Streets during project construction, or during project operation if access to the mid-block area is cut off.

As an example, you can assume that large trucks need access to the W Hotel loading docks for a minimum of approximately 150 to 450 minutes a day (10-15 daily truck deliveries parked in the loading area for approximately 15-30 minutes). (See Section 1(e), above.) That works out to between 2 and 7.5 hours of trucks in the area each day, clustered around the peak morning commute hours. There is no indication in the Final EIR whether the expanded loading zones can accommodate 7.5 truck hours of loading without causing traffic on Howard or Third Street to back up during the entire morning commute.

The standard of significance for traffic impacts is based on a level of service ("LOS"). Draft EIR, p. 254. If the LOS drops below acceptable levels—even if just during the two years of construction—that is a significant impact under CEQA. The City has additional standards of significance specific to loading:

The project would have a significant effect on the environment if it would result in a loading demand during the peak hour of loading activities that could not be accommodated within the proposed on-site loading facilities or within convenient on-street loading zones, and if it would create potentially hazardous traffic conditions or significant delays affecting traffic, transit, bicycles or pedestrians. (Draft EIR, p. 255).

The EIR must critically examine whether this threshold will be met, based on accurate, verifiable information and analysis. The EIR should examine whether increased loading in this area poses a hazard for pedestrians (i.e., from vendors unloading the trucks by crossing the sidewalk with large unwieldy loads of materials) and whether loading across the sidewalk will actually increase the duration of individual truck visits to the loading zones because pedestrian traffic will slow the pace of unloading.

We have offered to work with the City to provide accurate, verifiable information regarding the W Hotel's loading and unloading activities, the dimensions of trucks making deliveries and the schedule of those deliveries. No one from the City has contacted the W for information about the actual facts on the ground. Until that information is included in the EIR and provided to the public for review and comment, a full analysis of the Projects impacts on traffic and circulation will remain incomplete.

i. The EIR Fails to Adequately Analyze Construction-Related Impacts on Air Quality, Noise and Vibration.

Despite having identified that construction-related activity for the SFMOMA expansion will cause noise and vibration impacts and that mitigation must be applied, the EIR fails to include any further analysis of those impacts but instead merely points back to the Initial Study. But the analysis in the Initial Study is insufficient to accurately describe the potential impacts: it fails to describe the types of heavy-equipment that will be used during construction, the hours that the equipment will be in use and fails to quantify the incremental increase in noise resulting from the use of heavy equipment and other construction activities. Initial Study, p. 89-92. The EIR fails to indicate whether noise monitoring will be conducted on-site during project construction. Mitigation should include assurances that construction noise will not exceed levels required by law.

Additionally, there is no description in the Draft EIR of measures that will be taken to prevent construction debris and dust from migrating out of the construction site. The W is concerned that debris may fall on its fourth floor roof terrace, and could potentially injure guests to the hotel. Mitigation should be incorporated into the project to avoid this potential impact, including protective fencing around the construction site.

As identified in the Initial Study and Draft EIR, construction-related impacts from the SFMOMA expansion must be mitigated to ensure that they remain less than significant. Initial Study, p. 89-92; Draft EIR, p. 374-376. While some mitigation has been identified in the Initial Study and Draft EIR for noise and air quality impacts, the City should have considered further mitigation, including placing limits on the days and hours of construction. These limits could further assure that visitors to the W hotel, and residents and visitors to other neighboring properties, are able to have the quiet enjoyment of their accommodations and residences.

j. The EIR Fails to Assess Air Quality Impacts Associated with Indoor Vehicle Movements.

The SFMOMA expansion is proposed to be built, in large part, over the existing Natoma Access Area. As proposed, the ground floor will remain accessible for truck and vehicle movements, including loading, unloading and the W Hotel's valet activities. Draft EIR, Figures II-17 and II-18. Once the expansion is built, this activity will effectively take place indoors, as

the expansion will surround what remains of the Natoma Access Area. Nonetheless, the Air Quality section in the Draft EIR fails to assess the air quality impacts of this change.

Criteria air pollutants, including ozone, carbon monoxide, particulate matter, nitrogen dioxide, and sulfur dioxide, are all byproducts of motor vehicle use. Draft EIR, p. 353-355. Enclosing motor vehicle use indoors, without appropriate ventilation systems, could pose a significant human health risk for employees and visitors to the museum and the W's loading areas. As such, adequate ventilation systems need to be designed and described in the EIR so that an adequate evaluation may be completed.

2. The EIR Fails to Include Adequate Mitigation Measures to Address the Above Stated Impacts.

CEQA requires that agencies adopt mitigation measures that can feasibly lessen or avoid the significant adverse environmental impacts of a project. Cal. Pub. Resources Code §21002, 21081(a). To that end, the EIR must set forth mitigation measures that agencies can adopt when they certify the EIR as complete and make the corresponding findings. Cal. Pub. Resources Code §21100(b)(3). As described above in subsections 1(d), (f), (g), and (i), this EIR fails to meet this basic requirement. Because of these deficiencies, the mitigation monitoring and reporting plan is inadequate and does not include all the mitigation measures required by CEQA.

3. The EIR's Inclusion of "Improvement Measures" Does Not Comply with CEQA and is Inadequate to Address Impacts of the Project.

As described above, the EIR fails to include and impose adequate mitigation measures on the Project. Additionally, the EIR uses "improvement measures" as a shortcut to avoid analysis of significant impacts and to avoid imposing feasible mitigation. This violates CEQA.

The most glaring example of this is related to operational traffic impacts. In its discussion, the EIR avoids an appropriate analysis by turning a blind eye to the very real possibility that SFMOMA will prevent the W Hotel from using the mid-block area, and simply asserts without justification that:

[u]pon the vacation of Hunt Street and the termination of the public easement, SFMOMA would continue to provide the W Hotel with access across the reconfigured Easement Area for loading and valet parking access, such that the vacation of Hunt Street and termination of the public easement would not interfere with the W Hotel's vehicular circulation requirements. (Comments and Responses Document, p. 20).

In one breath, the EIR recognizes that Hunt Street and the public easement will be terminated (thereby terminating the W's right to use the mid-block area), and in the next breath,

it assumes that SFMOMA will benevolently allow the W Hotel employees and vendors to cross its property without a clear, enforceable legal obligation to do so.

Instead of analyzing the circumstances and impacts if the access is cut off, the Comments and Responses Document identifies an additional measure—Improvement Measure TR-7. This measure is aimed at lessening the (un-analyzed) impacts to traffic that operation of the Project may produce. One element of Improvement Measure TR-7 is that “SFMOMA shall ensure that the W Hotel has 24-hour access across the Natoma loading area.”

This measure is vague and, as a result, is likely unenforceable. For example, there is no indication as to whether the access must be for any and all vehicles seeking to make deliveries to the W Hotel, or whether SFMOMA could limit the number of trucks having access. It is not clear whether SFMOMA must provide access of a sufficient width for large trucks to perform required turns, or whether a pedestrian access will meet the letter of this measure.

Most importantly, though, the Planning Commission did not indicate that this “improvement measure” would be imposed on the Project. Instead, Planning Commission Motion 18486 states, at page 11:

As set forth below, the Commission adopts and incorporates all of the *mitigation* measures set forth in the Final EIR and the attached MMRP to substantially lessen or avoid the potentially significant and significant impacts of the Project. (emphasis added)

The MMRP sets out the “mitigation” measures and “improvement” measures separately. Thus, it can be reasonably interpreted that even though the EIR identifies this measure as feasibly lessening impacts of the Project, the City does intend to impose it and has not made it a condition of approval. This squarely violates CEQA. Cal. Pub. Resources Code §21100(b)(3).

4. The Response to Comments fails to properly respond to comments on the Draft EIR and fails to address the above listed inadequacies of the EIR.

The City’s response to comments received on the Draft EIR is an essential step in meeting the disclosure requirements of CEQA. 14 Cal. Code Regs. §15088. Per CEQA, the environmental issues raised in the comments “must be addressed in detail giving reasons why specific comments and suggestions were not accepted. There must be a good faith, reasoned analysis in response. Conclusory statements unsupported by factual information will not suffice.” 14 Cal. Code Regs §15088. “The requirement of a detailed analysis in response ensures that stubborn problems or serious criticism are not ‘swept under the rug.’” *Santa Clarita Org. for Planning v. County of L.A.* (2003) 106 Cal. App. 4th 715, 723.

Merely reiterating what is in the EIR does not meet this standard. For example, in responding to comments that the Project description is incomplete because the draft EIR did not

include sufficient detail about the design to adequately assess its aesthetic impacts, the response lists all the places in the draft EIR that the Project is described. Comments and Responses Document, p. 11-12. However, we are still left with the same "curtailed, enigmatic [and] unstable project description" as before. *County of Inyo v. City of Los Angeles* (1977) 71 Cal.App.3d 185, 198. No additional detail is added and no further assessment of the issue has been completed.

Furthermore, the response recognizes that the design of the Project is ever-changing: "As additional design detail is available, it will be released to the public and be provided to decision-makers for their consideration prior to any design approval decisions, but such detail is not necessary to understand the potential impacts of the SFMOMA Expansion on the visual environment." Comments and Responses Document, p. 12. That the design detail is required prior to any design approval decisions demonstrates that the design detail goes to the heart of potential impacts on the visual environment. Now that design detail is available; SFMOMA released it on November 30, 2011. But the period for public review and comment has been closed and so the public will not have an adequate opportunity to relate the new design detail to the aesthetic impacts that the Project will create.

Another example of a cursory response to comments is Response LU-4, regarding whether the vacation of Hunt Street would violate City policy. In this response, the EIR states that "[t]his comment, which is noted, does not pertain to the accuracy or adequacy of the Draft EIR. The decision-makers will consider consistency with the General Plan, including the Urban Design Element, as part of project approvals." Comments and Responses Document, p. 19. This response ignores that one of the impact areas the EIR explicitly purports to analyze is compliance with City plans and policies: Impact LU-2 ("The proposed SFMOMA Expansion and Fire Station Relocation and Housing Project would not conflict with any applicable land use plan, policy, or regulation adopted for the purpose of avoiding or mitigating an environmental effect."). *See also*, CEQA Appendix G: Environmental Checklist Form.

In our August 25, 2011 letter, we identified a number of additional deficiencies in the City's Draft EIR. The Comments and Responses Document does not fill all those holes.

5. The Planning Commission's Findings on Certification of the EIR are Inadequate

The Planning Commission's CEQA findings are inadequate for failing to bridge the analytical gap between evidence and action, and for failing to be supported by substantial evidence in the record. CEQA requires that when an agency adopts findings, it must base those findings on substantial evidence in the record, and each conclusion must be "accompanied by a brief explanation of the rationale for each finding." Cal. Pub. Resources Code §21081(a); 14 Cal. Code Regs. §15091(a). Substantial evidence consists of facts, reasonable assumptions based on facts and expert opinions supported by facts; substantial evidence is not argument, speculation, or unsubstantiated opinion or narrative. Pub. Resources Code §§21080(e); 21082.2(c).

Findings must do more than simply state bare conclusions; they must “bridge the analytical gap” between the facts and analysis in the EIR and the decision of the agency. *Rio Vista Farm Bureau Center v. County of Solano* (1992) 5 Cal. App.4th 351, 371; *Topanga Association for a Scenic Community v. County of Los Angeles* (1974) 11 Cal.3d 506, 515. Thus, findings must do more than merely list the potential impacts of the Project and state that mitigation measures will be imposed. Rather, they must at least briefly explain why or how an impact will be avoided or an imposed mitigation measure will reduce a potential impact. The Planning Commission’s findings do not do this.

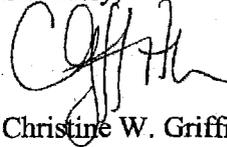
The Planning Commission’s findings purport to state that the EIR has identified all potentially significant impacts of the Project. Planning Commission Motion 18486, pp. 11-12, 32-33. For example, section II of the findings purports to list potentially significant impacts that are avoided or reduced to a less-than-significant level. Planning Commission Motion 18486, pp. 11-12. This finding does little more than set forth a list of the categories under which impacts may occur and state that mitigation will be imposed to reduce those impacts. *Id.* at p. 11 (e.g., “The potentially significant impacts of the SFMOMA Expansion Project that will be mitigated through implementation of mitigation measures include impacts related to: • construction noise; • construction air quality; • hazards from handling, hauling and disposal of lead-contaminated soil and PCBs; and • archeological resources.”). However, as we have shown above, the EIR failed to address potentially significant impacts related to aesthetics, traffic, air quality, noise and vibration. In addition to being an incomplete list of potential impacts, this cursory recitation of impacts is not enough to satisfy CEQA’s requirements to explain the City’s logic in making its decision on the Project.

* * * *

(Remainder of page intentionally left blank)

Thank you for your consideration of this appeal. Please notify me of any hearing, formal or informal, any proposed and/or final action, and any other action whatsoever regarding this matter. Please contact me at (415) 814-6400 with any questions.

Sincerely,



Christine W. Griffith

Enclosures

cc, by email, to:

Joy Lamung, San Francisco City Hall
Andrea Ausberry, San Francisco City Hall
Victor Young, San Francisco City Hall
Bill Wycko, Environmental Review Officer, San Francisco Planning Department
Michael Jacinto, San Francisco Planning Department
Peter Wong, KSSF Enterprises Ltd.
Ivan Lee, KSSF Enterprises Ltd.
Derek Sasano, KSSF Enterprises Ltd.
Michael Pace, W San Francisco

Page 1 of 1
File No. 111213
BOS 11 - Done
[Signature]



Hunt Street Vacation (File No. 111213)

Liz Bridges

to:

Board of Supervisors

12/30/2011 01:10 PM

Cc:

Joy.Lamug, Andrea.Ausberry, Victor.Young, bill.wycko, michael.jacinto, "Peter Wong",

"Ivan Lee \ (KS\)", "Derek Sasano", "Michael Pace", "Chris Wade Griffith"

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2 Attachments



Attachments to Letter Brief BOS Hunt Street Vacation (00219635).PDF



Letter Brief BOS Hunt Street Vacation (00219654).PDF

Ms. Cavillo,

Please find attached correspondence in opposition to the City's proposed summary vacation of Hunt Street.

Best regards,

Liz Bridges

Elizabeth L. Bridges | SSL Law Firm LLP | 575 Market Street, Suite 2700 | San Francisco, CA 94105 | Tel: (415) 814-6400 | Fax: (415) 814-6401 | Cell: (415) 359-4789 | Email: liz@sslfirm.com | www.sslfirm.com

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69

Page 1 of 1
File No. 111293
BOS 11 - Done
C. Page



CEQA Appeal (File No. 111293) -- First set of Attachments

Liz Bridges

to:

Board.of.Supervisors

12/30/2011 01:09 PM

Cc:

Joy.Lamug, Andrea.Ausberry, Victor.Young, bill.wycko, michael.jacinto, "Peter Wong",

"Ivan Lee (KS)", "Derek Sasano", "Michael Pace", "Chris Wade Griffith"

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1 Attachment



Exhibits A, B, C D to Letter Brief BOS CEQA Appeal (00219656).PDF

Ms. Cavillo,

Please find attached the first set of attachments associated with our correspondence in support of KSSF Enterprises Ltd.'s appeal of the Planning Commission's certification of the Final Environmental Impact report for the SFMOMA Expansion, Fire Station Relocation and Housing Project.

Best regards,

Liz Bridges

Elizabeth L. Bridges | SSL Law Firm LLP | 575 Market Street, Suite 2700 | San Francisco, CA 94105 | Tel: (415)-814-6400 | Fax: (415) 814-6401 | Cell: (415) 359-4789 | Email: liz@sslawfirm.com | www.sslawfirm.com

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70

Page 1 of 1
File No. 111293
BOS 11 - Dave
@ Page



CEQA Appeal (File No. 111293) -- Second set of attachments

Liz Bridges

to:

Board of Supervisors

12/30/2011 01:10 PM

Cc:

Joy.Lamug, Andrea.Ausberry, Victor.Young, bill.wycko, michael.jacinto, "Peter Wong",
"Ivan Lee \ (KS)", "Derek Sasano", "Michael Pace", "Chris Wade Griffith"

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1 Attachment



Exhibits E and F to Letter Brief BOS CEQA appeal (00219642).PDF

Ms. Cavillo,

Please find attached the second set of attachments associated with our correspondence in support of KSSF Enterprises Ltd.'s appeal of the Planning Commission's certification of the Final Environmental Impact report for the SFMOMA Expansion, Fire Station Relocation and Housing Project.

Best regards,

Liz Bridges

Elizabeth L. Bridges | SSL Law Firm LLP | 575 Market Street, Suite 2700 | San Francisco, CA 94105 | Tel: (415) 814-6400 | Fax: (415) 814-6401 | Cell: (415) 359-4789 | Email: liz@sslfirm.com | www.sslfirm.com

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71

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December 29, 2011

Hon. David Chiu, President
San Francisco Board of Supervisors
City Hall
1 Carlton B. Goodlett Place, Room 244
San Francisco CA 94102

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO

2011 DEC 29 PM 12:41

AK

Re: SFMOMA Expansion Project: Support for ordinances (1) amending General Plan; (2) rezoning 676 Howard Street and 935 Folsom Street; and (3) vacating Hunt Street (Board File Nos. 111081, 111240, and 111213)
Hearing: January 10, 2012

Dear President Chiu and Supervisors:

I am writing on behalf the San Francisco Museum of Modern Art (SFMOMA) in support of three ordinances the Board will consider on January 10 in furtherance of the SFMOMA Expansion project, two of which are sponsored by Supervisor Kim and all three of which were unanimously recommended for approval by the Planning Commission on November 10 and the Land Use Committee on November 28, 2011. We have also filed a separate letter brief in opposition to an appeal of the Expansion project's Final EIR filed by the owner of the W Hotel that will be heard by you on January 10 prior to your consideration of these ordinances.

The SFMOMA Expansion project will significantly expand the museum facilities and will extend the museum footprint from Minna Street to Howard Street. SFMOMA will also provide the City with a new Fire Station No. 1 at 935 Folsom Street to replace the 676 Howard Street station. The Expansion project will more than double SFMOMA's gallery space, improve public spaces, expand its curatorial, conservation and library programs, and consolidate its administrative functions under one roof, while also providing a home to the Doris and Donald Fisher Collection of contemporary art. The Board of Supervisors in 2010 approved a Conditional Land Disposition and Acquisition Agreement between the City and SFMOMA, authorizing the Fire Station land exchange upon completion of the EIR and approval of various discretionary approvals, including the subject General Plan amendment, rezoning and vacation of Hunt Street.

SFMOMA. SFMOMA is one of San Francisco's premier cultural institutions, offering unparalleled benefits to the City's residents, visitors and artists. The museum has over 45,000

72

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Room 244, City Hall**

December 29, 2011

Hon. David Chiu, President
San Francisco Board of Supervisors
City Hall
1 Carlton B. Goodlett Place, Room 244
San Francisco CA 94102

Re: SFMOMA Expansion Project: Opposition to Appeal of EIR Certification
File No. 111293
Hearing: January 10, 2012

Dear President Chiu and Supervisors:

I am writing on behalf the San Francisco Museum of Modern Art (SFMOMA) in opposition to the EIR appeal filed by Christine Griffith of SSL Law Firm, representing KSSF Enterprises Ltd., the owner of the W Hotel at 181 Third Street. The appeal will be heard by the Board on January 10, 2012, after which the Board will consider three ordinances in furtherance of the SFMOMA Expansion project. A separate letter in support of the ordinances is being filed concurrently with this brief.

Introduction. SFMOMA is one of San Francisco's premier cultural institutions, offering unparalleled benefits to the City's residents, visitors and artists. The museum at 151 Third Street has over 45,000 members, and approximately 650,000 individuals visit the Museum annually, about a third of them from outside the Bay Area and over 100,000 admission-free.

The SFMOMA Expansion project will significantly expand the museum facilities and will extend the museum footprint from Minna Street to Howard Street. SFMOMA will also provide the City with a new Fire Station No. 1 on Folsom Street to replace the 676 Howard Street station. The Expansion project will more than double SFMOMA's gallery space, improve public spaces, expand its curatorial, conservation and library programs, and consolidate its administrative functions under one roof, while also providing a home to the Doris and Donald Fisher Collection of contemporary art. The Board of Supervisors in 2010 unanimously approved a Conditional Land Disposition and Acquisition Agreement between the City and SFMOMA, authorizing the Fire Station land exchange upon completion of the EIR and approval of various discretionary land use approvals, including the ordinances that are also before you on January 10.