

Petitions and Communications received from July 17, 2012, through July 23, 2012, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on July 31, 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 will not be redacted.

From the Controller, regarding a memorandum on assessment of Department of Public Works' compliance with construction contract close-out procedures for the Chinatown Public Health Center ADA improvements Phase II Project. (1)

From the Controller, regarding a memorandum on assessment of Department of Public Works' compliance with construction contract close-out procedures for the Castro Street Repaving Project. (2)

*From the Controller, regarding the SFMTA: the Parking Enforcement Section should more effectively manage its resources, strengthen some internal controls, and improve the efficiency of its operations. (3)

From the Controller, regarding an audit of the Citywide AT&T Corporation Contract. (4)

*From the Controller, regarding enacting a Gross Receipts Tax and phasing out the Payroll Expense Tax: EIR (5)

From the Controller, regarding increasing the Real Property Transfer Tax on certain transfers: EIR. File No. 120713. (6)

From the Clerk of the Board, departments that have submitted reports regarding Sole Source Contracts for FY2011-2012. (7)

Mayor's Office of Housing
City Administrator
Port of San Francisco
Emergency Management
Asian Art Commission
Human Rights Commission
Treasurer and Tax Collector
Status of Women
Adult Probation

From Concerned Citizens, regarding CPMC. File Nos. 120357 and 120549. 2 letters. (8)

From Concerned Citizens, regarding the re-appointment of Mike Antonini. File No. 120732. 4 letters. (9)

*From Concerned Citizens, regarding KPOO radio. 62 letters. (10)

From Concerned Citizens, regarding the unnecessary destruction of housing and landscape designed by master-class landscape architect Thomas Dolliver Church. 2 letters. (11)

From Concerned Citizens, regarding Sheriff Ross Mirkarimi. 8 letters. (12)

*From the Superior Court, regarding a report entitled, 'Surcharges and Healthy San Francisco: Healthy for Whom?' (13)

From K. Howard, regarding Eagle Tavern. (14)

From Blair Camp, regarding taking a stand and codemn Chik-Fil-A. (15)

From Allen Jones, regarding developer Lennar. (16)

From Kevin Reed, regarding SFPD's practices concerning permitted medical cannabis delivery services. (17)

From Nicole Jesslyn Agbayani, regarding Planning Code, Zoning Map - Establishing Three Outer Sunset Neighborhood Commercial Districts. Copy: Each Supervisor. File No. 120241. (18)

From Alex Tom, regarding Stop-and-Frisk Policy in San Francisco. File No. 120761. (19)

From Judy Li, regarding a letter from Grant Davies, CPMC's Executive V.P. File Nos. 120356-120366. (20)

From the Administrator, submitting a report to the Board on 2011 donations received. (21)

From the Children's Bill of Rights, regarding a proclamation of children's rights. (22)

From James Chaffee, regarding the Library Commission and the Mayor. (23)

From the Mayor's Office, submitting a 2012 Local Agency Biennial Notice of Conflict of Interest Code Review Report. (24)

From Marion Gourlay, regarding the "WOOF" Program. (25)

From the Mayor's Office, designating Supervisor Wiener as Acting-Mayor. (26)

From Elections, regarding notice of Ballot Simplifications Committee Meetings for the November 6, 2012, consolidated general election. (27)

From John Barry, regarding the "Inner Sunset." (28)

From Marc Bruno, regarding North Beach Businesses vs. Central Subway Project. (29)

From Concerned Citizens, regarding the SF Budget. (30)

From PG&E, submitting a notice of application for the 2013-2014 Energy Efficiency Portfolio. (31)

From Mark Leno, regarding support of the appointment of William Adams to the Port Commission. (32)

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



Issued: Memorandum on Assessment of Department of Public Works' Compliance With Construction Contract Close-Out Procedures for the Chinatown Public Health Center ADA Improvements Phase II Project
Reports, Controller

to:

Calvillo, Angela, Nevin, Peggy, BOS-Legislative Aides, BOS-Supervisors, Kawa, Steve, Howard, Kate, Falvey, Christine, Elliott, Jason, Campbell, Severin, Newman, Debra, sfdocs@sfpl.info, gmetcalf@spur.org, CON-Media Contact, ggiubbini@sftc.org, Rosenfield, Ben, Zmuda, Monique, Lane, Maura, CON-EVERYONE, CON-CCSF Dept Heads, CON-Finance Officers, Nuru, Mohammed, Carlson, Robert, Lopez, Edgar, Ko, Albert, Lombardi, Laura, Leung, Tony, delaRosa, Mark, Crume, Donna, Licko, Deric

07/16/2012 01:15 PM

Sent by:

"Chapin-Rienzo, Shanda" <shanda.chapin-rienza@sfgov.org>

Hide Details

From: "Reports, Controller" <controller.reports@sfgov.org> Sort List...

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"Howard, Kate" <kate.howard@sfgov.org>, "Falvey, Christine"

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Maura" <maura.lane@sfgov.org>, CON-EVERYONE <con-

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<mohammed.nuru@sfdpw.org>, "Carlson, Robert" <robert.carlson@sfdpw.org>, "Lopez,

Edgar" <edgar.lopez@sfdpw.org>, "Ko, Albert" <albert.ko@sfgov.microsoftonline.com>,

"Lombardi, Laura" <laura.l.lombardi@sfdpw.org>, "Leung, Tony"

<tony.leung@sfdpw.org>, "deLaRosa, Mark" <mark.p.delarosa@sfgov.org>, "Crume,

Donna" <donna.crume@sfgov.org>, "Licko, Deric" <deric.licko@sfgov.org>,

Sent by: "Chapin-Rienzo, Shanda" <shanda.chapin-rienza@sfgov.org>

Good Afternoon Mr. Nuru,

The Office of the Controller's City Services Auditor Division (CSA) today issued a memorandum on its assessment of the Department of Public Works' compliance with construction contract close-out procedures for the Chinatown Public Health Center ADA Improvements Phase II project. The assessment found that the Department of Public Works did not comply with some of the contract's close-out procedures.

To view the full memorandum, please visit our website at: <http://co.sfgov.org/webreports/details.aspx?id=1447>

This is a send-only email address.

For questions about the memorandum, please contact Director of City Audits Tonia Lediju at Tonia.Lediju@sfgov.org or 415-554-5393, or the CSA Audits unit at 415-554-7469.



CITY AND COUNTY OF SAN FRANCISCO
OFFICE OF THE CONTROLLER

Ben Rosenfield
Controller

Monique Zmuda
Deputy Controller

MEMORANDUM

TO: Mohammed Nuru, Director
Department of Public Works

FROM: Tonia Lediju, Director of City Audits
City Services Auditor Division 

DATE: July 16, 2012

SUBJECT: Results of the Assessment of Department of Public Works' Compliance
With Construction Contract Close-out Procedures for the Chinatown
Public Health Center ADA Improvements Phase II Project

EXECUTIVE SUMMARY

The Department of Public Works (Public Works) did not comply with some close-out procedures in the contract for the Chinatown Public Health Center ADA¹ Improvements Phase II (Chinatown) project. Ensuring compliance with all required close-out procedures helps assure that resources of the City and County of San Francisco (City) were used appropriately, and that the contractor completed the work in accordance with contract terms. Prompt completion of close-out procedures limits the administrative costs that continue to accrue during the close-out period. This assessment found that Public Works did not require the contractor to comply with six procedures, and did not document compliance with five others. Public Works concurs with the two findings, and agrees to implement all three of the related recommendations. Public Works' response is attached.

BACKGROUND, OBJECTIVES & METHODOLOGY

Background

In accordance with the Office of the Controller's City Services Auditor Division (CSA) work plan for fiscal year 2011-12, CSA assessed Public Works' compliance with construction contract close-out procedures as part of CSA's ongoing program of assessing compliance with close-out procedures in various city departments each quarter.

¹Americans with Disabilities Act

Public Works designs, builds, operates, maintains, cleans, greens, and improves city infrastructure, public rights-of-way, and facilities. Public Works is organized into several bureaus and divisions. The Building Design & Construction Division is the subject of this assessment. The Building Design & Construction Division is a project management, architecture, and engineering organization that delivers major capital building projects to city departments.

The Chinatown project (Specification No. 6231A-2) was designed to renovate and upgrade the interior of an existing city facility, as well as to make ADA improvements. The general contractor was Ranis Construction & Electric, Inc. The project started on October 29, 2009, and the original proposed substantial completion date was March 27, 2010. The project was deemed substantially complete on June 1, 2010. The project was accepted as complete on September 7, 2010, and final close-out of the project occurred on October 31, 2010. The project's final construction cost was \$331,765, or \$25,045 above the original contract amount of \$306,720, due to change orders.

Contract close-out formally ends the construction phase of a capital development project and ensures the fulfillment of all contractual and legal obligations before final payment is released to the contractor. Ensuring compliance with all close-out procedures provides assurance that city resources have been used appropriately and that the contractor has completed the work in accordance with contract terms. Prompt completion of close-out procedures limits the administrative costs that continue to accrue during the close-out period.

Objectives

The objectives of this assessment were to determine whether:

- Public Works adequately oversaw compliance with the close-out procedures in the contract for the Chinatown project.
- The general contractor complied with the contract's close-out procedures.

Methodology

To achieve the objectives, CSA:

- Reviewed Public Works' procedures for contract close-out.
- Identified close-out procedures for Public Works construction projects.
- Developed a checklist of requirements for all phases of close-out based on Public Works' required procedures.
- Interviewed selected Public Works employees.
- Determined whether each requirement was met or did not apply to construction projects based on documentation provided by the Public Works project team.
- Reviewed relevant best practices documents.

CSA selected the Chinatown project for assessment from among all of Public Works' construction projects completed during the period chosen for the assessment, which covered

calendar years 2010 and 2011. CSA divided the projects into five groups by contract value, and the Chinatown project was randomly selected from the small-value group. CSA discussed the close-out process and specific close-out requirements with key Public Works staff. CSA obtained documentation of completed procedures for substantial completion, final completion, and close-out of the project.

RESULTS

Although Public Works approved completion of the Chinatown project, some of the procedures listed in the contract were either not completed or no documentation was provided to CSA to indicate that the procedure was completed.

Finding 1 – Public Works did not require the contractor to comply with six close-out procedures.

Public Works did not require the contractor to comply with six close-out procedures applicable to the Chinatown project and required by the contract. Specifically, the contractor did not:

- a) Submit all change orders before work was 95 percent complete.
- b) Advise the City of pending insurance change-over requirements.
- c) Notify the City in writing that the work was substantially complete and ready for inspection.
- d) Submit consent of surety to final payment.
- e) Submit a certified copy of the punch list of remedial items to be completed or corrected, stating that each item has been otherwise resolved for acceptance by the City.
- f) Notify the City in writing that all punch list items of remedial work were completed and the work was ready for final inspection.

The close-out procedures in the contract require the contractor to certify that the punch list work is complete, and to notify the City in writing when the project is ready for substantial and final completion inspections. The assessment could not confirm that the contractor submitted a certified copy of the punch list, or that the contractor notified Public Works in writing that the project was ready for Public Works' inspection for substantial or final completion.

The project team stated that the requests for substantial and final completion inspections are generally made verbally to the resident engineer on site, who has been working with the contractor. However, verbal or other undocumented approval could result in disagreement between the contractor and the City regarding completion of a particular requirement. Requiring documentation of inspection readiness and completion of work is a good management practice that may enable the City to avoid unnecessary re-inspection of project progress. Proper documentation could also provide the City with evidence to request reimbursement of the cost of re-inspections from the contractor, if necessary, and to defend itself against any unwarranted construction claims.

Procedural steps are required to ensure successful completion of the project; failure to follow all required steps could allow an important procedure or requirement to be overlooked. Public Works does not have a checklist of all required close-out procedures and documentation. Developing and implementing such a checklist would assist Public Works staff in ensuring that all applicable close-out procedures in the contract are completed and documented.

Recommendations

Public Works should:

1. Ensure that all applicable close-out procedures are completed for every contract.
2. Develop and implement a checklist of required close-out procedures and documentation.

Finding 2 – Public Works did not document compliance with five close-out procedures.

According to the Public Works project team, five items required for project close-out were completed, but Public Works could not provide documentation indicating compliance with the requirements. Specifically, Public Works has no documentation that the:

- a) City held a close-out meeting with the contractor before substantial completion.
- b) City conducted a substantial completion inspection.
- c) Contractor completed all punch list items.
- d) City conducted a final completion inspection.
- e) Contractor complied with required cleaning methods, and used appropriate and compatible cleaning materials.

While the project team stated that the required close-out meeting was held and that the contractor attended the meeting, it could not provide documentation of this meeting. Similarly, while a punch list was created and documented, and the project was deemed complete, no documentation exists that the substantial and final completion inspections occurred. Public Works also did not document compliance with procedures related to cleaning materials and methods.

Recommendation

3. Public Works should ensure that compliance with all required close-out procedures is documented.

CSA extends its appreciation to you and your staff who assisted with this project. If you have any questions or concerns, please contact me at (415) 554-5393 or tonia.lediju@sfgov.org, or CSA at (415) 554-7469.

Page 5 of 5

Memorandum: Assessment of Public Works' Compliance with Construction Contract Close-out
Procedures for the Chinatown Project
July 16, 2012

cc: Public Works
Robert Carlson
Edgar Lopez
Albert Ko
Laura Lombardi
Tony Leung
Controller
Ben Rosenfield
Monique Zmuda
Mark de la Rosa
Donna Crume
Deric Licko

Memorandum on the Assessment of Public Works' Compliance with Construction Contract Close-out Procedures for the Chinatown Public Health Center ADA Improvements Phase II Project
July 16, 2012

ATTACHMENT: DEPARTMENT RESPONSE

City and County of San Francisco



Edwin M. Lee, Mayor
Mohammed Nuru, Director

San Francisco Department of Public Works
Office of the Deputy Director for Financial Management and Administration
1 Dr. Carlton B. Goodlett Place, City Hall, Room 245
San Francisco, CA 94102
(415) 554-4331 or www.sfdpw.org



Robert J. Carlson, Deputy Director

June 27, 2012

Tonia Lediju, Director of City Audits
City Services Auditor Division
Office of the Controller
City Hall, Room 476
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102

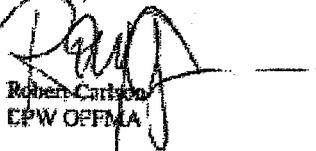
RE: Assessment of DPW's Compliance with Construction Contract Closeout Procedures
for the Chinatown Public Health Center ADA Improvements Phase II Project
SUBJ: DPW Response to Controller's Draft Report and Memorandum dated 6/28/2012

Dear Ms. Lediju,

This letter is in response to the Draft Report prepared by the Controller's Office for the Chinatown Public Health Center ADA Improvements Phase II Project.

Attached is a response to all 3 recommendations cited in this memorandum. Please note DPW concurs with the findings and recommendations; and will review the construction contract close out language and update as appropriate.

Sincerely,


Robert Carlson
CPW OFF/MA

Cc:
Mohammed Nuru, Paul Swales, Loren Lombardi, Albert Ko, Tina Lamont



San Francisco Department of Public Works
Making San Francisco a beautiful, livable, vibrant, and sustainable city.

RECOMMENDATIONS AND RESPONSES

Recommendation	Responsible Party	Response
The Department of Public Works should: 1. Ensure that all applicable close-out procedures are completed for every contract.	Department of Public Works	DPW concurs, and plans to review the standard contract close-out specifications for applicability and efficiency; revise as needed; and implement a checklist of close-out procedures and documentation within six months.
2. Develop and implement a checklist of required close-out procedures and documentation.	Department of Public Works	DPW concurs, and plans to develop and implement the checklist within six months.
3. Ensure that compliance with all required close-out procedures is documented.	Department of Public Works	DPW concurs, and plans to include requirements for documentation of compliance on the closeout checklist described above.



Issued: Memorandum on Assessment of Department of Public Works' Compliance With Construction Contract Close-Out Procedures for the Castro Street Repaving Project Reports, Controller

to:

Calvillo, Angela, Nevin, Peggy, BOS-Legislative Aides, BOS-Supervisors, Kawa, Steve, Howard, Kate, Falvey, Christine, Elliott, Jason, Campbell, Severin, Newman, Debra, 'sfdocs@sfpl.info', 'gmetcalf@spur.org', CON-Media Contact, 'ggiubbini@sftc.org', CON-EVERYONE, CON-CCSF Dept Heads, CON-Finance Officers, Nuru, Mohammed, Carlson, Robert, Lopez, Edgar, delaRosa, Mark, Crume, Donna, Licko, Deric, Tse, Bernie, Kyi, Keanway, Liwanag, Lorenzo, Kong, Ramon, Wu, Monica (CON)

07/16/2012 01:34 PM

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From: "Reports, Controller" <controller.reports@sfgov.org> Sort List...

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<peggy.nevin@sfgov.org>, BOS-Legislative Aides <bos-legislativeaides.bp2ln@sfgov.microsoftonline.com>, BOS-Supervisors <bos-supervisors.bp2ln@sfgov.microsoftonline.com>, "Kawa, Steve" <steve.kawa@sfgov.org>, "Howard, Kate" <kate.howard@sfgov.org>, "Falvey, Christine" <christine.falvey@sfgov.org>, "Elliott, Jason" <jason.elliott@sfgov.org>, "Campbell, Severin" <severin.campbell@sfgov.org>, "Newman, Debra" <debra.newman@sfgov.org>, "'sfdocs@sfpl.info'" <sfdocs@sfpl.info>, "'gmetcalf@spur.org'" <gmetcalf@spur.org>, CON-Media Contact <con-mediacontact.bp2ln@sfgov.microsoftonline.com>, "'ggiubbini@sftc.org'" <ggiubbini@sftc.org>, CON-EVERYONE <con-everyone.bp2ln@sfgov.microsoftonline.com>, CON-CCSF Dept Heads <con-ccsfdeptheads.bp2ln@sfgov.microsoftonline.com>, CON-Finance Officers <confinanceofficers.bp2ln@sfgov.microsoftonline.com>, "Nuru, Mohammed" <mohammed.nuru@sfdpw.org>, "Carlson, Robert" <robert.carlson@sfdpw.org>, "Lopez, Edgar" <edgar.lopez@sfdpw.org>, "deLaRosa, Mark" <mark.p.delarosa@sfgov.org>, "Crume, Donna" <donna.crume@sfgov.org>, "Licko, Deric" <deric.licko@sfgov.org>, "Tse, Bernie" <bernie.tse@sfdpw.org>, "Kyi, Keanway" <keanway.kyi@sfdpw.org>, "Liwanag, Lorenzo" <lorenzo.liwanag@sfdpw.org>, "Kong, Ramon" <ramon.kong@sfdpw.org>, "Wu, Monica (CON)" <monica.wu@sfgov.org>

Sent by: "Chapin-Rienzo, Shanda" <shanda.chapin-rienza@sfgov.org>

Good Afternoon Mr. Nuru:

The Office of the Controller's City Services Auditor Division (CSA) today issued a memorandum on its assessment of the Department of Public Works' compliance with construction contract close-out procedures for the Castro Street Repaving project. The assessment found that the Department of Public Works did not comply with some of the contract's close-out procedures.

To view the full memorandum, please visit our website at: <http://co.sfgov.org/webreports/details.aspx?id=1448>

This is a send-only email address.

For questions about the memorandum, please contact Director of City Audits Tonia Lediju at Tonia.Lediju@sfgov.org or 415-554-5393, or the CSA Audits unit at 415-554-7469.



CITY AND COUNTY OF SAN FRANCISCO
OFFICE OF THE CONTROLLER

Ben Rosenfield
Controller

Monique Zmuda
Deputy Controller

MEMORANDUM

TO: Mohammed Nuru, Director
Department of Public Works

FROM: Tonia Lediju, Director of City Audits
City Services Auditor Division *TL*

DATE: July 16, 2012

SUBJECT: Results of Assessment of Department of Public Works' Compliance With
Construction Contract Close-out Procedures for the Castro Street
Pavement Renovation Project

EXECUTIVE SUMMARY

The Department of Public Works (Public Works) did not comply with some close-out procedures in the contract for the Castro Street Pavement Renovation project. Ensuring compliance with all required close-out procedures helps assure that resources of the City and County of San Francisco (City) were used appropriately, and that the contractor completed the work in accordance with contract terms. Prompt completion of close-out procedures limits the administrative costs that continue to accrue during the close-out period. This assessment found that Public Works did not require the contractor to comply with three procedures, and did not document compliance with two others. Public Works concurs with the two findings, and agrees to implement the related three recommendations. Public Works' response is attached.

BACKGROUND, OBJECTIVES, & METHODOLOGY

Background

In accordance with the Office of the Controller's City Services Auditor Division (CSA) work plan for fiscal year 2011-12, CSA assessed Public Works' compliance with construction contract close-out procedures as part of CSA's ongoing program of assessing compliance with close-out procedures in various city departments each quarter.

Public Works designs, builds, operates, maintains, cleans, greens, and improves city infrastructure, public rights-of-way, and facilities. The Infrastructure Design & Construction Division, which is the subject of this assessment, has as its mission to provide engineering and

construction management services to city departments through planning, design, project management, and construction management, and to produce projects within budget and on schedule.

The Castro Street Pavement Renovation project (Contract No. 1575J) included: demolition; asphalt grinding and resurfacing; concrete base repair; parking strip, curb, gutter, sidewalk, and curb ramp construction; drainage work; traffic routing; and all appurtenant work. The time allowed for substantial completion was 120 calendar days, or by August 2, 2010. The project was inspected and deemed substantially complete on July 15, 2010. Substantial completion was accomplished in 102 days from the start date of April 5, 2010. The project's final construction cost was \$885,612, which is \$5,008 below the original bid amount of \$890,620.

Contract close-out formally ends the construction phase of a capital development project and ensures the fulfillment of all contractual and legal obligations before final payment is released to the contractor. Ensuring compliance with all close-out procedures provides assurance that city resources have been used appropriately and that the contractor has completed the work in accordance with contract terms. Prompt completion of close-out procedures limits the administrative costs that continue to accrue during the close-out period.

Objectives

The objectives of this assessment were to determine whether:

- Public Works adequately oversaw compliance with the close-out procedures in the contract for the Castro Street Pavement Renovation project.
- The general contractor complied with the contract's close-out procedures.

Methodology

To achieve the objectives, CSA:

- Reviewed Public Works' procedures for contract close-out.
- Identified close-out procedures for Public Works infrastructure projects.
- Developed a checklist of requirements for all phases of close-out based on Public Works' required procedures.
- Interviewed selected employees of Public Works.
- Determined whether each requirement was met or did not apply to repaving projects based on documentation provided by the Public Works project team.
- Reviewed relevant best practices documents.

CSA selected the Castro Street Pavement Renovation project for assessment from among all Public Works' construction projects completed during the period chosen for the assessment, which covered calendar years 2010 and 2011. CSA divided the projects into five groups by contract value, and the Castro Street Pavement Renovation project was randomly selected from the medium-value group. CSA discussed the close-out process and specific close-out

requirements with key Public Works staff. CSA obtained documentation of completed procedures for substantial completion, final completion, and close-out of the project.

RESULTS

Although Public Works approved completion of the Castro Street Pavement Renovation project, some of the procedures listed in the contract were either not performed or no documentation was provided to CSA to indicate that the procedure was completed.

Finding 1 – Public Works did not require the contractor to comply with three close-out procedures.

Public Works did not require the contractor to perform three close-out procedures that were applicable to the Castro Street Pavement Renovation project and required by the contract. Specifically, the contractor did not:

- a) Notify the City in writing that the work was substantially complete and ready for inspection.
- b) Submit a certified copy of the punch list of remedial items to be completed or corrected, stating that each item has been otherwise resolved for acceptance by the City.
- c) Notify the City in writing that all punch list items of remedial work were completed and the work was ready for final inspection.

The close-out procedures in the contract require the contractor to certify that the punch list work is complete, and to notify the City in writing when the project is ready for substantial and final completion inspections. The assessment could not confirm that the contractor submitted a certified copy of the punch list, or that the contractor notified Public Works in writing that the project was ready for Public Works' inspection for substantial or final completion.

The project's resident engineer explained that he and the contractor were frequently at the construction site during the repaving, and communicated verbally or by electronic message when the project was ready for the substantial and final completion inspections. The resident engineer stated that he was also aware of the project's state of readiness because of his daily inspections of the progress. However, verbal or other undocumented approval could result in disagreement between the contractor and the City about completion of a particular requirement.

Requiring documentation of inspection readiness and completion of work is a good management practice that could enable the City to avoid unnecessary re-inspection of project progress. Proper documentation could also provide the City with evidence to request reimbursement of the cost of re-inspections from the contractor, if necessary, and to defend itself against any unwarranted construction claims.

Procedural steps are required to ensure successful completion of the project; failure to follow all required steps could allow an important procedure or requirement to be overlooked. Public Works does not have a checklist of required close-out procedures and documentation.

Developing and implementing such a checklist would assist Public Works staff in ensuring that all applicable close-out procedures in the contract are completed and documented.

Recommendations

Public Works should:

1. Ensure that all applicable close-out procedures are completed for every contract.
2. Develop and implement a checklist of required close-out procedures and documentation.

Finding 2 – Public Works did not document compliance with two close-out procedures.

According to the Public Works project team, two items required for project close-out were completed, but Public Works could not provide documentation indicating compliance with the requirements. Specifically, Public Works has no documentation that the:

- a) City held a close-out meeting with the contractor before substantial completion.
- b) Contractor complied with required cleaning methods, and used appropriate and compatible cleaning materials.

While the project team stated that it held the required close-out meeting and that the contractor attended the meeting, they could not provide documentation of this meeting. Similarly, Public Works did not document compliance with procedures related to cleaning materials and methods.

Recommendation

3. Public Works should ensure that compliance with all required close-out procedures is documented.

CSA extends its appreciation to you and your staff who assisted with this project. If you have any questions or concerns, please contact me at (415) 554-5393 or tonia.lediu@sfgov.org, or CSA at (415) 554-7469.

cc: Public Works
Robert Carlson
Edgar Lopez
Bernie Tse
Keanway Kyi
Lorenzo Liwanag
Ramon Kong

Page 5 of 5

Memorandum: Assessment of Public Works' Compliance With Construction Contract Close-out
Procedures for Castro Street Pavement Renovation Project
July 16, 2012

Controller

Ben Rosenfield

Monique Zmuda

Mark de la Rosa

Donna Crume

Deric Licko

ATTACHMENT: DEPARTMENT RESPONSE

City and County of San Francisco



Edwin M. Lee, Mayor
Mohammed Nuru, Director

San Francisco Department of Public Works
Office of the Deputy Director for Financial Management and Administration
1 Dr. Carlton B. Goodlett Place, City Hall, Room 348
San Francisco, CA 94102
(415) 554-4831. www.sfdpw.org



Robert J. Carlson, Deputy Director

July 3, 2012

Tonia Lediju, Director of City Audits
City Services Auditor Division
Office of the Controller
City Hall, Room 476
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102

RE: Assessment of DPW's Compliance with Construction Contract Closeout Procedures
for the Castro Street Pavement Renovation Project
SUBJ: DPW Response to Controller's Draft Report and Memorandum dated June 27, 2012

Dear Ms. Lediju,

This letter is in response to the Draft Report prepared by the Controller's Office for the Castro Street Pavement Renovation Project.

Attached is a response to all 3 Recommendations cited in this report. Please note that DPW concurs with the report's findings and recommendations. In addition DPW will review the construction contract close out language and update as appropriate.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert Carlson".

Robert Carlson
DPW OFFMA

Cc: Mohammed Nuru, Fuad Sweiss, Patrick Rivera, Bernie Tse, Lorenzo Liwanag, Ramon Kong



San Francisco Department of Public Works
Making San Francisco a beautiful, livable, vibrant, and sustainable city.

RECOMMENDATIONS AND RESPONSES

Recommendation	Responsible Party	Response
<p>The Department of Public Works should:</p> <ol style="list-style-type: none"> 1. Ensure that all applicable close-out procedures are completed for every contract. 	<p>Department of Public Works</p>	<p>DPW concurs, and plans to review the standard contract close-out specifications for applicability and efficiency; revise as needed; and implement a revised checklist of close-out procedures and documentation within six months.</p>
<ol style="list-style-type: none"> 2. Develop and implement a checklist of required close-out procedures and documentation. 	<p>Department of Public Works</p>	<p>DPW concurs and plans to implement a revised checklist, as appropriate, within six months.</p>
<ol style="list-style-type: none"> 3. Ensure that compliance with all required close-out procedures is documented. 	<p>Department of Public Works</p>	<p>DPW concurs and plans to include requirements for documentation of compliance on the closeout checklist described above.</p>



Issued: SFMTA: The Parking Enforcement Section Should More Effectively Manage Its Resources, Strengthen Some Internal Controls, and Improve the Efficiency of Its Operations Reports, Controller

to:

Calvillo, Angela, Nevin, Peggy, BOS-Legislative Aides, BOS-Supervisors, Kawa, Steve, Howard, Kate, Falvey, Christine, Elliott, Jason, Campbell, Severin, Newman, Debra, 'sfdocs@sfpl.info', 'gmetcalf@spur.org', CON-Media Contact, 'ggiubbini@sftc.org', CON-EVERYONE, CON-CCSF Dept Heads, CON-Finance Officers, Nolan, Tom, Sakelaris, Kathleen, Militello, Lea, Yee, Bond, n.reiskin@sfmta.com
07/17/2012 04:05 PM

Sent by:

"Chapin-Rienzo, Shanda" <shanda.chapin-rienza@sfgov.org>

Cc:

"jchinn84@gmail.com"

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From: "Reports, Controller" <controller.reports@sfgov.org> Sort List...

To: "Calvillo, Angela" <angela.calvillo@sfgov.org>, "Nevin, Peggy" <peggy.nevin@sfgov.org>, BOS-Legislative Aides <bos-legislativeaides.bp2ln@sfgov.microsoftonline.com>, BOS-Supervisors <bos-supervisors.bp2ln@sfgov.microsoftonline.com>, "Kawa, Steve" <steve.kawa@sfgov.org>, "Howard, Kate" <kate.howard@sfgov.org>, "Falvey, Christine" <christine.falvey@sfgov.org>, "Elliott, Jason" <jason.elliott@sfgov.org>, "Campbell, Severin" <severin.campbell@sfgov.org>, "Newman, Debra" <debra.newman@sfgov.org>, "'sfdocs@sfpl.info'" <sfdocs@sfpl.info>, "'gmetcalf@spur.org'" <gmetcalf@spur.org>, CON-Media Contact <con-mediacontact.bp2ln@sfgov.microsoftonline.com>, "ggiubbini@sftc.org" <ggiubbini@sftc.org>, CON-EVERYONE <con-everyone.bp2ln@sfgov.microsoftonline.com>, CON-CCSF Dept Heads <con-ccsfdeptheads.bp2ln@sfgov.microsoftonline.com>, CON-Finance Officers <confinanceofficers.bp2ln@sfgov.microsoftonline.com>, "Nolan, Tom" <tom.nolan@sfgov.org>, "Sakelaris, Kathleen" <kathleen.sakelaris@sfmta.com>, "Militello, Lea" <lea.militello@sfgov.org>, "Yee, Bond" <bond.yee@sfmta.com>, "n.reiskin@sfmta.com" <n.reiskin@sfmta.com>, Cc: "jchinn84@gmail.com" <jchinn84@gmail.com> Sent by: "Chapin-Rienzo, Shanda" <shanda.chapin-rienza@sfgov.org>

The Office of the Controller's City Services Auditor Division (CSA) today issued a report on the San Francisco Municipal Transportation Agency's Parking Enforcement Section (Parking Enforcement). The audit found that Parking Enforcement should seek more reimbursement for its services, take steps to more effectively schedule and deploy its parking enforcement officers (PCOs) to ensure adequate coverage, and implement ongoing training for PCOs. Parking Enforcement should also expand its use of parking enforcement technology, implement a vehicle fleet replacement plan, and place controls over the canceling and voiding of parking citations by PCOs. Finally, Parking Enforcement needs to better manage complaints it receives from the public to ensure they are adequately resolved.

To view the full report, please visit our website at: <http://co.sfgov.org/webreports/details.aspx?id=1450>

This is a send-only email address.

For questions regarding the report, please contact Director of City Audits Tonia Lediju at Tonia.Lediju@sfgov.org or 415-554-5393, or the CSA Audits unit, at 415-554-7469.

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



Issued: DT: Audit of the \$75 Million Citywide AT&T Corporation Contract Reports, Controller

to:

Walton, Jon, Calvillo, Angela, Nevin, Peggy, BOS-Supervisors, BOS-Legislative Aides, Kawa, Steve, Howard, Kate, Falvey, Christine, Elliott, Jason, Campbell, Severin, Newman, Debra, 'sfdocs@sfpl.info', 'gmetcalf@spur.org', CON-Media Contact, 'ggiubbini@sftc.org', CON-EVERYONE, CON-CCSF Dept Heads, CON-Finance Officers
07/17/2012 01:03 PM

Sent by:

"Chapin-Rienzo, Shanda" <shanda.chapin-rienzo@sfgov.org>

Cc:

"Hirose, Mivic", "Gary, Kendall", "Bukowski, Kenneth", "Rosenfield, Ben", "Lane, Maura", "Blackwood, Irella", "Sullivan, Elisa", "Hom, Mary", "Chapin-Rienzo, Shanda", "Garcia, Barbara"
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Cc: "Hirose, Mivic" <mivic.hirose@sfgov.microsoftonline.com>, "Gary, Kendall" <kendall.gary@sfgov.org>, "Bukowski, Kenneth" <kenneth.bukowski@sfgov.org>, "Rosenfield, Ben" <ben.rosenfield@sfgov.org>, "Lane, Maura" <maura.lane@sfgov.org>, "Blackwood, Irella" <irella.blackwood@sfgov.org>, "Sullivan, Elisa" <elisa.sullivan@sfgov.org>, "Hom, Mary" <mary.hom@sfgov.org>, "Chapin-Rienzo, Shanda" <shanda.chapin-rienzo@sfgov.org>, "Garcia, Barbara" <barbara.garcia@sfgov.microsoftonline.com>

Sent by: "Chapin-Rienzo, Shanda" <shanda.chapin-rienzo@sfgov.org>

The Office of the Controller, City Services Auditor Division, has issued an audit memorandum on July 17, 2012. The audit found that: DT did not maintain sufficient documentation to justify rates in some invoices, lacked a trained back-up employee to review invoices, did not document its invoice review procedures, and needs to update its accounts payable manual. Although the contract is used citywide, DT is responsible for administering it and was by far the largest user of AT&T's services under it in fiscal year 2010-11. DT agrees with the four findings and agrees to implement the seven recommendations.

To view the full report, please visit our website at: <http://co.sfgov.org/webreports/details.aspx?id=1449>

This is a send-only email address.

For questions regarding the memorandum, please contact Tonia Lediju, Director of City Audits, at Tonia.Lediju@sfgov.org or 415-554-5393, or the Controller's Office, Audits unit, at 415-554-7469.



CITY AND COUNTY OF SAN FRANCISCO
OFFICE OF THE CONTROLLER

Ben Rosenfield
Controller

Monique Zmuda
Deputy Controller

MEMORANDUM

TO: Jon Walton, Acting Chief Information Officer, Department of Technology
FROM: Tonia Lediju, Director of City Audits, City Services Auditor Division 
DATE: July 17, 2012
SUBJECT: Audit of the \$75 Million Citywide AT&T Corporation Contract

EXECUTIVE SUMMARY

The Department of Technology (DT) needs to improve some of its contract monitoring procedures to ensure that it effectively administers and monitors its four-and-a-half year, \$75 million citywide contract with AT&T Corporation (AT&T). DT did not maintain sufficient documentation to justify rates in some invoices, lacked a trained back-up employee to review invoices, did not document its invoice review procedures, and needs to update its accounts payable manual. Although the contract is used citywide, DT is responsible for administering it and was by far the largest user of AT&T's services under it in fiscal year 2010-11. DT agrees with the four findings and agrees to implement the seven recommendations.

BACKGROUND, OBJECTIVES & METHODOLOGY

Background

The City and County of San Francisco (City) spends more than \$2 billion annually on the procurement of goods and services from vendors, much of it through contracts. To identify vulnerabilities in existing contracts, the Office of the Controller's City Services Auditor Division (CSA) implemented a contract compliance monitoring program (program) to track contract adherence and accuracy. Under its audit plan for fiscal year 2011-12, CSA systematically audits city contracts. The program consists of an ongoing, comprehensive audit process that allows CSA to select and audit up to eight contracts each year using a risk-based approach. CSA selected the AT&T contract to include in this year's process.

On February 26, 2010, DT established a not-to-exceed \$75 million Citywide Master Agreement (contract) with AT&T for the purchase of telecommunications services and equipment. The contract term is March 1, 2010, through August 31, 2014. The contract centralized and standardized the IT procurement functions of various city agencies and combined multiple

existing AT&T contracts. The contract allows the City to purchase telecommunications equipment and services under the best pricing available to other public entities, including pricing provided for by the:

- San Francisco International Airport's Sonet agreement
- State of California's Calnet 2 agreement
- Western States Contracting Alliance agreement
- AT&T agreement with Merced County

DT administers the contract by monitoring department spending against the contract. At the start of the contract, DT allocated a portion of the total contract amount to city departments for each year of the contract term based on departments' usage and estimated cost for special projects. From March 1, 2010, through June 30, 2011, \$18 million was allocated to seven city departments: Airport Commission, DT, Department of Children, Youth and Their Families, Department of Public Health, Police Department, Public Library, and Public Utilities Commission. Departments can encumber the allocated funds and use them in accordance with the contract's terms and conditions. If departments need to exceed their annual allocated amounts, the departments seek DT approval. DT is required to report to the Board of Supervisors on the status of the contract one year before it ends. The exhibit below shows total expenditures under the contract for the fiscal year audited.

EXHIBIT AT&T Contract Usage	
July 1, 2010, Through June 30, 2011	
Department	Amount
Department of Technology	\$8,467,918
Department of Public Health	945,811
Airport Commission	869,126
Public Library	46,459
Department of Children, Youth and Their Families	27,823
Total	\$10,357,137

Source: DT contract worksheet.

Objectives

The purpose of this audit was to determine whether:

- DT and DPH have adequate policies and procedures and internal controls in place to correctly pay AT&T for goods and services allowed by the contract.
- DT and DPH effectively administer and monitor the AT&T contract.

Methodology

The audit period was July 1, 2010, through June 30, 2011. To conduct this audit, CSA:

- Reviewed and gained an understanding of the contract terms and conditions.
- Interviewed DT and DPH personnel to understand and evaluate the internal controls over the invoice review, payment and contract monitoring procedures. Also, obtained supporting documentation when applicable.
- Extracted payment information from the City's Advanced Purchasing Inventory Control System (ADPICS), a component of the City's Financial Accounting and Management Information System (FAMIS) to identify a sample for testing.
- Judgmentally selected five invoices to test from the two departments that used the contract most during the audit period, four invoices from DT and one invoice from DPH.
- Traced the billing data on the sample invoices to approved contract rates, recalculated the invoices, and ensured that the correct amount was paid on time.

This performance audit was conducted in accordance with generally acceptable government auditing standards. These standards require planning and performing the audit to obtain sufficient, appropriate evidence to provide a reasonable basis for the findings and conclusions based on the audit objectives. We believe that the evidence obtained provides a reasonable basis for the findings and conclusions based on the audit objectives.

RESULTS

Finding 1 – DT should improve its contract monitoring procedures and formally document its contract monitoring system.

Although DT employs basic contract monitoring procedures, such as tracking departments' annual contract payments against estimated allocations as described above, it needs to do more to ensure effective oversight of the AT&T contract. A contract monitoring system consists of the structure, policies, and procedures used to ensure that the objectives of a contract are accomplished, payment is made only for goods and services allowed by the contract, and vendors meet their responsibilities. An effective contract monitoring system mitigates risk.¹

For example, DT should analyze trends quarterly and annually, such as the amounts paid by each department and for each type of service under the contract, that is, telecommunications equipment and services. Using this information, it should analyze payments for reasonableness. It should also better estimate the departments' usage by communicating with departments on a quarterly basis how much they have spent and whether they plan to use their remaining allocation. In this manner DT will better estimate the services needed for the remainder of the contract term to ensure that the contract amount is sufficient on an ongoing basis and also for

¹ In this context, risk is defined as the probability of an event or action having an adverse effect on the department or City.

future contract negotiations. It should also formally document its contract monitoring system to ensure consistency in monitoring.

Although there are numerous components of an effective contract monitoring system, such as training, contingency plans, communication of clear expectations, and a contract administration plan, DT needs to assess the complexity of the contracted service, the contract amount, and the risk if the work is not performed adequately when deciding what components are necessary.

Financial and programmatic consequences can result from inadequate contract monitoring. For example, a vendor may be overpaid for work performed or paid for work not performed. A well-written contract may have limited value if the City does not adequately monitor to ensure that the contract requirements are fulfilled.

Recommendation

1. DT should implement contract monitoring procedures, such as quarterly and annual trend analyses, and formally document its contract monitoring system.

Finding 2 – DT lacked sufficient documentation to justify rates in some invoices.

DT did not maintain some supporting documentation for three out of four invoices that were selected for testing. For two of the invoices, DT did not have supporting documentation to support charges related to administrative fees. For the third invoice, DT did not have the subcontract pricing agreements, customer service records, and tariff rates² to support the charges on the invoice. Only after the audit team requested the supporting documents did DT staff obtain them from AT&T. The Controller's Payment Processing Guidelines provide that invoices and all supporting documents should be filed systematically for later audits. Without supporting documentation, DT cannot be assured that its invoices are correctly billed and paid.

Further, DT was unaware that it was being charged for administrative fees and how they were being applied to the line item charges. Initially the audit found that 41 (1.7 percent) of the 2,390 line items tested on one invoice and 44 (1.7 percent) of the 2,515 line items tested on a second invoice revealed rate discrepancies that differed from the contract's approved rates. After DT contacted AT&T to validate the rates, AT&T eventually validated all rates, except for a small overcharge of administrative fees in two invoices for analog mile rates, which are charges associated with services that terminate from one Central Office to another for analog service, and one line item related to an Inside Wire/Jack Repair and Trouble Isolation Plan (wiring insurance). Although in this case the total overbilled for the two invoices resulted in only a few dollars, the City paid AT&T over \$10.4 million under the contract in fiscal year 2010-11, so small overcharges, when considered collectively, may become substantial if repeated on monthly invoices. DT requested that AT&T adjust the overcharges going back three years, which is the

² Tariff rates are not part of the Calnet II contract, according to DT staff.

maximum period allowed under the contract, and AT&T provided DT with a \$130 credit adjustment.

Recommendations

DT should:

2. Collect from AT&T overcharges for administrative fees of \$130.
3. Carefully review its AT&T invoices to ensure that each rate is accurately billed in compliance with the rates in the contract.
4. Obtain and retain in a central location all invoice supporting documentation to ensure line items are correctly billed before approval of payment.

Finding 3 – DT has not documented its invoice review procedures, and lacks a trained back-up employee to review invoices.

DT has not documented its complex invoice review procedures and only one employee is knowledgeable about the invoice review process for citywide services. According to DT, it lacks the resources to have another employee back-up the one who reviews AT&T's invoices. However, at the end of audit fieldwork, DT stated it has started to train another person to review AT&T invoices. It is beneficial for a back-up person to be trained to perform the primary employee's duties in the event that person may be out for an extended period. In this case, the invoice review process is fairly complex, with invoices including thousands of line-item charges and multiple rate charts.

The Office of the Controller's Payment Processing Guidelines, Departmental Guideline No. 008-11, (City's payment process guidelines) require that departmental procedures must follow City policies and incorporate internal controls that are appropriate to the department's operations, organizational structure and risks. Formal written policies and procedures enhance both accountability and consistency. Without proper guidance, employees may approve line items without accurately verifying the charges, which could result in overpayments or underpayments.

Recommendations

DT should:

5. Create written procedures to guide and direct the invoice review and approval processes for its employees.
6. Train another employee on invoice review and approval procedures.

Finding 4 – DT's accounts payable manual needs to be updated.

DT's accounts payable manual needs to be updated because it does not adequately incorporate the Controller's Departmental Prompt Payment Guidelines, Number 001-07, the City's payment processing guidelines, Number 008-11, and Chapter 21 of the San Francisco Administrative Code. According to DT staff, the manual is currently being updated. The City's payment process guidelines require that departmental procedures must follow City policies and incorporate internal controls that are appropriate to the department's operations, organizational structure and risks. Formal written policies and procedures enhance both accountability and consistency. Without updated policies, employees may not be performing their duties accurately and in accordance with guidelines which may result in errors.

Recommendation

7. DT should ensure that its accounts payable manual is updated to properly reflect current policies and procedures and to clarify the role and responsibilities of each staff member.

CSA extends its appreciation to you and your staff who assisted with this review. For questions regarding the memorandum, please contact Tonia Lediju at Tonia.Lediju@sfgov.org or 415-554-5393, or CSA at 415-554-7469.

cc: Ben Rosenfield, Controller
Irella Blackwood, Controller
Elisa Sullivan, Controller
Mary Hom, Controller
Kenneth Bukowski, Department of Technology
Kendall Gary, Department of Technology
Barbara A. Garcia, Department of Public Health
Mivic Hirose, Department of Public Health

ATTACHMENT A: DEPARTMENT RESPONSE



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

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

June 25, 2012

Tonia Lediju, Director of Audits
Office of the Controller
City Hall, Room 476
1 Dr. Carlton B. Goodlett Place
San Francisco, California 94102

Re: City Services Auditor review of Citywide AT&T Contract

Dear Ms. Lediju:

Enclosed please find the Department of Technology's completed Recommendations and Responses form concerning the review of the citywide AT&T contract managed by the department.

As indicated in the attached response, the Department concurs with the recommendations that have been made and we have implemented the suggested actions. Department staff members will continue to proactively manage this important citywide contract through weekly AT&T status meetings, conference calls, tracking logs and other methods in order to ensure proper implementation and billing.

Thank you for the time you have spent learning about the department's policies and procedures related to management of the AT&T contract. Your report and recommendations will assist the Department as we continue in our efforts to ensure strong monitoring protocols are in place and followed.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Jon Walton'.

Jon Walton
Acting Chief Information Officer

Cc: Jrella Blackwood, Audit Manager
Elisa Sullivan, Audit Manager
Mary Hom, Associate Auditor

Enclosures



RECOMMENDATIONS AND RESPONSES

Recommendation	Responsible Agency	Response
<p>Department of Technology (DT) should:</p> <p>1. Implement contract monitoring procedures, such as quarterly and annual trend analyses, and formally document its contract monitoring system.</p>	<p>DT</p>	<p>Concur.</p> <p>DT currently has a contract monitoring process in place on behalf of the AT&T contract, and we will formally document this monitoring system.</p>
<p>2. Collect from AT&T overcharges for administrative fees of \$130.</p>	<p>DT</p>	<p>Concur.</p> <p>DT has contacted AT&T to obtain credits for the administrative fee overcharge referenced. The administrative fee was erroneously included as part of the monthly charge which was overcharging mileage by \$.04 per month. AT&T has agreed to go back three years per contract on this correction. AT&T has provided detail records for 2012-Q1 which equates to \$41.68/year or a grand total credit adjustment of \$125.04 for three years. DT has reviewed ATT's methodology, finds the results reasonable, and will not pursue the issue any further once the credit is received (approximately 2 to 3 billing cycles).</p> <p>DT has been proactive in researching, identifying, escalating and acquiring credits on incorrect billing since the beginning of the Calnet 2 contract in Nov 2007. To ensure correct billing, DT conducted weekly ATT status meetings & conference calls, created a tracking log and escalated the matter which included acquiring a new ATT Account Team Manager for CCSF.</p>

Recommendation	Responsible Agency	Response
		<p>See Appendix A for examples of cost-savings identified by DT.</p> <p>Note: Administrative fees are part of the Calnet 2 contract. See State of California Calnet II Contract – Module 1 Services RFPDGS-2053. #61. Administrative Fee.</p>
<p>3. Carefully review its AT&T invoices to ensure that each rate is accurately billed in compliance with the rates in the contract.</p>	<p>DT</p>	<p>Concur.</p> <p>DT carefully reviews ATT's OC&C (Other Charges & Credits) Monthly Report to validate that all new accounts are in compliance with the rates in the contract. This report appears on each CD.</p> <p>DT has established a procedure to validate the ATT monthly service charges are billed in compliance with the rates in the contract. The procedure utilizes the AT&T billing code on the CD bill and in the Calnet 2 Rate Table. The charge on every CD billing line item is compared to the charge amount listed in the Rate Table. Variances are investigated by a DT Billing Analyst, and adjustments requested and tracked. Non-tariffed items will also be included.</p> <p>The procedure will be done bi-annually since once a comparison is done, the rate does not change. Any variances that are determined to be incorrect billing (under/overages) will be corrected within the fiscal year; with adjustments applied to the department project code. DT will create video training using Adobe captivate for staff responsible for reviewing the AT&T invoices; and for cross-training purposes. Controller's Office Auditor Tonia Lediju suggested reviewing their Audit Command Language (ACL) system to determine whether it would streamline the rate comparison process. On May 23, 2012, Controller's Office Associate Auditor Cathalina Kung met with DT Telecom Billing</p>

Recommendation	Responsible Agency	Response
		Analyst Michael Priddy to demo the ACL system. After the demo, Ms. Kung concurred DT's methodology was similar to ACL. DT will use continue to use the ATT USOC excel process they developed, as it allows for easy customization and avoids paying an ACL license.
4. Obtain and retain in a central location all invoice supporting documentation to ensure line items are correctly billed before approval of payment.	DT	Concur. The invoice procedures and contract & tariff rate sheets are available in the DT SharePoint repository. If a line item is incorrect, DT will short pay the amount from the summary invoice. Supporting documentation will be associated with the invoice, and will also be retained in the Telephony Billing Group's SharePoint folder. Any discrepancies will be assigned an ATT Log item number to monitor progress, and reconcile billing.
5. Create written procedures to guide and direct the invoice review and approval processes for its employees.	DT	Concur. DT will revise the existing written procedures to guide and direct the invoice review and approval processes for its employees to incorporate the information related to items 3, 4 & 6 of this document.
6. Train another employee on invoice review and approval procedures.	DT	Concur. Although DT has another employee trained on the invoice review and approval procedures, cross-training will be provided on items 3, 4, 5 & 6 of this document.
7. Ensure that its accounts payable manual is updated to properly reflect	DT	Concur.

Recommendation	Responsible Agency	Response
current policies and procedures and to clarify the role and responsibilities of each staff member.		DT is currently revising its accounts payable manual so that it reflects the recommendations of this audit.

APPENDIX A
AT&T Contract Audit

ATT Audits from 2008-2012*

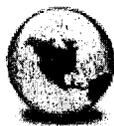
Escalation Letter October 2008

**Urgent request for AT&T to get the billing issues corrected immediately

Examples of Credits received due to AT&T billing errors

Date	Quantity	Description of error	Credits Amounts
8/19/2008	461	Accounts billing WirePro in error	\$ 1,654.99
12/16/2008	4	Accounts billing Wire Pro in error	\$ 14.36
11/18/2011	1	Accounts billing Wire Pro in error	\$ 3.59
5/8/2009	1	Opteman Circuit billing in error	\$ 550.00
4/9/2009		Toll Free Accounts billing Monthly Charges	\$ 47,000.00
1/1/2011	2	Circuits billing in error - 7 year credit	\$ 45,247.24
11/10/2011		Usage credit - charges billed with no from number listed on the bill	\$ 22,248.04
		Total credits given to CCSF	\$ 116,718.22

* Partial List



Issued: Enacting a Gross Receipts Tax, and Phasing-Out the Payroll Expense Tax: Economic Impact Report

Reports, Controller

to:

Calvillo, Angela, BOS-Supervisors, BOS-Legislative Aides, Kawa, Steve, Howard, Kate, Falvey, Christine, Elliott, Jason, Winnicker, Tony, 'ggiubbini@sftc.org', Campbell, Severin, Newman, Debra, Rose, Harvey, 'sfdocs@sfpl.info', 'gmetcalf@spur.org', Matz, Jennifer, BOS Legislation, Licavoli, Madeleine, Lane, Maura, CON-Media Contact, CON-EVERYONE, CON-Barometer

07/18/2012 11:44 AM

Sent by:

"Chapin-Rienzo, Shanda" <shanda.chapin-rienza@sfgov.org>

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To: "Calvillo, Angela" <angela.calvillo@sfgov.org>, BOS-Supervisors <bos-supervisors.bp2ln@sfgov.microsoftonline.com>, BOS-Legislative Aides <bos-legislativeaides.bp2ln@sfgov.microsoftonline.com>, "Kawa, Steve" <steve.kawa@sfgov.org>, "Howard, Kate" <kate.howard@sfgov.org>, "Falvey, Christine" <christine.falvey@sfgov.org>, "Elliott, Jason" <jason.elliott@sfgov.org>, "Winnicker, Tony" <tony.winnicker@sfgov.org>, "ggiubbini@sftc.org" <ggiubbini@sftc.org>, "Campbell, Severin" <severin.campbell@sfgov.org>, "Newman, Debra" <debra.newman@sfgov.org>, "Rose, Harvey" <harvey.rose@sfgov.org>, "sfdocs@sfpl.info" <sfdocs@sfpl.info>, "gmetcalf@spur.org" <gmetcalf@spur.org>, "Matz, Jennifer" <jennifer.matz@sfgov.org>, BOS Legislation <bos.legislation@sfgov.org>, "Licavoli, Madeleine" <madeleine.licavoli@sfgov.org>, "Lane, Maura" <maura.lane@sfgov.org>, CON-Media Contact <con-mediacontact.bp2ln@sfgov.microsoftonline.com>, CON-EVERYONE <con-everyone.bp2ln@sfgov.microsoftonline.com>, CON-Barometer <con-barometer.bp2ln@sfgov.microsoftonline.com>, Sent by: "Chapin-Rienzo, Shanda" <shanda.chapin-rienza@sfgov.org>

The Controller's Office of Economic Analysis (OEA) today issued a report on two measures that could potentially appear on the November 2012 ballot if approved by a majority of the Board of Supervisors. Both measures seek to replace the City's Payroll Expense Tax on business with a new Gross Receipts tax. The two measures—one introduced by the Mayor and Board President Chiu, and one by Supervisor Avalos—are virtually identical, except that the Mayor/President Chiu proposal would raise \$13 million in new revenue for the City's General Fund, while Sup. Avalos's proposal would raise \$40 million.

Both proposals would achieve their revenue goals by increasing the business registration fee; the new Gross Receipts tax would be revenue-neutral with the current payroll tax under both proposals. Revenue-neutrality would be ensured by gradually phasing-in the new Gross Receipts tax over five years, from 2014 to 2018, and then phasing-out the payroll tax based on how much revenue the Gross Receipts tax generates. This approach insures the City, and business taxpayers, from uncertainties in estimating the revenue associated with a tax the City has not collected for over ten years.

As a consequence of this phase-in process, which concludes in 2018, one of two things will happen. The City will either collect more Gross Receipts revenue than it expected, in which case final Gross Receipts tax rates will be lower than those approved by the voters, and the payroll tax rate will be zero. Alternatively, the City might collect less Gross Receipts revenue than expected, in which case the payroll tax would continue at a reduced rate, and both taxes would remain in effect.

San Francisco is the only city in California to base its entire business tax on payroll expense. Gross

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



Issued: Increasing the Real Property Transfer Tax on Certain Transfers: Economic Impact Report

Reports, Controller

to:

Calvillo, Angela, BOS-Legislative Aides, BOS-Supervisors, Kawa, Steve, Howard, Kate, Falvey, Christine, Elliott, Jason, Winnicker, Tony, 'ggiubbini@sftc.org', Campbell, Severin, Newman, Debra, Rose, Harvey, 'sfdocs@sfpl.info', 'gmetcalf@spur.org', Matz, Jennifer, BOS Legislation, Licavoli, Madeleine, Lane, Maura, CON-Barometer, CON-Media Contact, CON-EVERYONE

07/18/2012 12:37 PM

Sent by:

"Chapin-Rienzo, Shanda" <shanda.chapin-rienzo@sfgov.org>

Hide Details

From: "Reports, Controller" <controller.reports@sfgov.org> Sort List...

To: "Calvillo, Angela" <angela.calvillo@sfgov.org>, BOS-Legislative Aides <bos-legislativeaides.bp2ln@sfgov.microsoftonline.com>, BOS-Supervisors <bos-supervisors.bp2ln@sfgov.microsoftonline.com>, "Kawa, Steve" <steve.kawa@sfgov.org>, "Howard, Kate" <kate.howard@sfgov.org>, "Falvey, Christine" <christine.falvey@sfgov.org>, "Elliott, Jason" <jason.elliott@sfgov.org>, "Winnicker, Tony" <tony.winnicker@sfgov.org>, "ggiubbini@sftc.org" <ggiubbini@sftc.org>, "Campbell, Severin" <severin.campbell@sfgov.org>, "Newman, Debra" <debra.newman@sfgov.org>, "Rose, Harvey" <harvey.rose@sfgov.org>, "sfdocs@sfpl.info" <sfdocs@sfpl.info>, "gmetcalf@spur.org" <gmetcalf@spur.org>, "Matz, Jennifer" <jennifer.matz@sfgov.org>, BOS Legislation <bos.legislation@sfgov.org>, "Licavoli, Madeleine" <madeleine.licavoli@sfgov.org>, "Lane, Maura" <maura.lane@sfgov.org>, CON-Barometer <con-barometer.bp2ln@sfgov.microsoftonline.com>, CON-Media Contact <con-mediacontact.bp2ln@sfgov.microsoftonline.com>, CON-EVERYONE <con-everyone.bp2ln@sfgov.microsoftonline.com>,

Sent by: "Chapin-Rienzo, Shanda" <shanda.chapin-rienzo@sfgov.org>

The Controller's Office of Economic Analysis (OEA) today issued an economic impact on two Transfer Tax proposals that are being considered for submission to the November 2012 ballot.

One proposal, introduced by the Mayor, would increase the tax by 0.2% on all properties sold for over \$1 million. This is estimated to raise \$13 million. The second proposal, by Supervisor Avalos, would increase the tax by 0.5% on properties between \$2.5 - \$5 million, and above \$25 million.

Transfer tax increases affect the economy by indirectly raising the prices of the housing and commercial properties affected, which ultimately raises the cost of labor and of doing business in San Francisco. On the plus side, the additional City revenue has a stimulating effect on the local economy.

The OEA projects that the two measures have a virtually identical impact on the city's economy, costing between 150 and 155 private sector jobs while creating 10-12 public sector jobs, for a net impact of -140 to -143 (on average, over the next twenty years).

To view the full report, please visit our website at: <http://co.sfgov.org/webreports/details.aspx?id=1452>

This is a send-only email address.

For questions regarding the report, please contact Chief Economist, Ted Egan at ted.egan@sfgov.org or 415-554-5268, or the Office of Economic Analysis, at 415-554-7455.

Increasing the Real Property Transfer Tax on Certain Transfers: Economic Impact Report

Items #120710 and 120713

Controller's Office of Economic Analysis
July 18th, 2012



Introduction

- The City charges a tax on the transfer of real property, residential and commercial, equal to a percentage of the property's sale price.
- The tax is progressive, in that sellers of higher-valued properties pay a higher tax rate.
- Two measures that would place an increase to the Transfer Tax on the November 2012 ballot
- Item #120710, introduced by Supervisor Avalos, would raise the tax rate on properties selling from \$2.5 - \$5 million, and above \$25 million.
- Item #120713, introduced by the Mayor, would raise the tax rate on all properties selling above \$1 million.
- As a general tax, proceeds from any increase in the Transfer Tax would go to the City's General Fund.

Current and Proposed Transfer Tax Rates

Property Value	Current Tax Rates	Mayor Proposal	Sup. Avalos Proposal
\$100-\$250,000	0.50%	0.50%	0.50%
\$250,000-\$1,000,000	0.68%	0.68%	0.68%
\$1 million-2.5 million	0.75%	0.95%	0.75%
\$2.5 million-\$5 million	0.75%	0.95%	1.25%
\$5 million - \$10 million	2.00%	2.20%	2.00%
\$10 million - \$25 million	2.50%	2.70%	2.50%
\$25 million +	2.50%	2.70%	3.00%

- The Mayor's proposal is equivalent to a 0.2% increase on all properties selling for over \$1 million. The Controller's Office has projected that it will generate an average of \$13 million per year.
- Sup. Avalos's proposal is equivalent to a 0.5% increase in properties in the \$2.5-\$5 million range, and also a 0.5% increase on properties valued over \$25 million. The Controller's Office estimates it will generate an average of \$16 million.



Economic Impact Factors

- Under both proposals, the majority of the tax payment would be passed on to buyers, resulting in higher sales prices for housing and commercial real estate. This is because the tax affects all sellers within a given market segment. Buyers would only avoid having the tax passed on to them by buying outside of the city, or buying in a range unaffected by the increase.
- Higher housing prices lead to wage inflation, as workers would require higher wages to pay for higher housing prices.
- Higher commercial real estate prices ultimately lead to higher commercial rents for businesses.
- The combination of higher rent and labor costs tend to limit economic growth, leading to slower rates of private sector job growth.
- The growth in City revenue, which stimulates multiplier effects throughout the economy as the City and its workforce expand their purchases, is an offsetting economic gain from the tax.

Economic Impact Assessment

- The economic impact of the two proposals are virtually identical in the context of San Francisco's \$100 billion economy.
- The Mayor's \$13 million proposal would cost 150 private sector jobs, offset by 10 public sector jobs, for a net impact of -140.
- Sup. Avalos's proposal would cost 155 private sector jobs, offset by 12 public sector jobs, for a net impact of -143.
- Because as a general tax these revenues will flow the General Fund, their impacts are modeled as a proportional increase to City spending and hiring.
- If a subsequent policy decision directly an equivalent amount of General Fund revenue to another purposes, such as housing programs, the economic impact could be different than this assessment.

Staff Contacts

Ted Egan, Ph.D., Chief Economist
(415) 554-5268
ted.egan@sfgov.org

Jay Liao, Economist
(415) 554-5159
jay.liao@sfgov.org

July 31, 2012 – Communications Page

From Clerk of the Board, the following departments have submitted their reports regarding Sole Source Contracts for FY 2011-2012:

Mayor's Office of Housing
Office of the City Administrator
Port of San Francisco
Dept. of Emergency Management
Asian Art Commission
Human Rights Commission
Office of the Treasurer and Tax Collector
Dept. on the Status of Women
Adult Probation Dept.

MAYOR'S OFFICE OF HOUSING

CITY AND COUNTY OF SAN FRANCISCO

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Ak

EDWIN M. LEE
MAYOR

OLSON LEE
DIRECTOR



July 5, 2012

Inter-departmental mail:

Clerk of the Board
Board of Supervisors
Room 244 City Hall

Subject: Sole Source Contracts for Fiscal Year 2011-2012

To Clerk of the Board:

This is in response to your June 6, 2012 memorandum regarding reporting requirements for sole source contracts.

The Mayor's Office of Housing did not enter into any sole source contracts during Fiscal Year 2011-2012.

If you have questions or need further information, please contact me at 415-701-5586 or gloria.woo@sfgov.org.

Sincerely,

A handwritten signature in cursive script that reads "Gloria Woo".

Gloria Woo
Director of Compliance and Data Analysis



OFFICE OF THE
CITY ADMINISTRATOR



Edwin M. Lee, Mayor
Naomi M. Kelly, City Administrator

July 17, 2012

Sent via email to: board.of.supervisors@sfgov.org

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

Re: Annual Sole Source Contracts Report for Fiscal Year 2011-2012

Dear Ms. Calvillo:

Attached is a report of sole source contracts for departments/divisions under the City Administrator and Administrative Services for FY 2011-2012. Sole source authorities as assigned by Purchasing are:

No other source (NOS) where unique commodity or service is known to be available from only one vendor.

Professional Services – No Other Source (PS-NOS) where unique professional service is known to be available from only one vendor.

Administrative Code 21.30 (Admin. Code 21.30) where proprietary software or maintenance of equipment by a particular vendor is required to preserve a warranty, software support and equipment maintenance agreements.

The attached report provides detailed information such as vendor name, description of goods or services, dollar amount contracted, and justification.

Please let me know if there are any questions.

Sincerely,

Naomi M. Kelly
City Administrator

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Sole Source Contracts - General Services Agency

Document No	Vendor Name	Index Code	Subject	Original Balance	Reason	Initiator
PORE12000016	MICROBIZ SECURITY CO INC	708031 555 SEVENTH STREET BUILDING	04299 OTHER BLDG MAINT SUPPLIES	47,415	Sole source p.o. to install new card reader throughout the facility that is compatible with the card reader format at one south van ness, 30 van ness to provide quality control solution at 555 7th st.	AI
PORE12000016	MICROBIZ SECURITY CO INC	708031 555 SEVENTH STREET BUILDING	02899 OTHER BLDG MAINT SVCS	32,961	Sole source p.o. to install new card reader throughout the facility that is compatible with the card reader format at one south van ness, 30 van ness to provide quality control solution at 555 7th st.	AI
DPRE12000413	HONEYWELL INTERNATIONAL	708032 1 SOUTH VAN NESS BUILDING	02899 OTHER BLDG MAINT SVCS	58,300		AI
DPCM12000015	NATIONAL MEDICAL SERVICES INC	745008 MEDICAL EXAMINER	02789 OTHER MEDICAL SERVICES	10,000	Sole source to match lab	AI
DPCM12000046	VENTURE LABS INC	745008 MEDICAL EXAMINER	04431 LABORATORY SUPPLIES	20,000	Sole source to match lab equipment installed at CME	AI
POCM12000001	AGILENT TECHNOLOGIES INC	745012 P COVERDELL FORENSIC IMPROV-CME FY10-11	06071 MEDICAL; DENTAL & LABORATORY EQUIPMENT	25,589	Sole source to match lab equipment installed at CME	AI
POCM12000002	CALIFORNIA RADIOGRAPHICS INC	745012 P COVERDELL FORENSIC IMPROV-CME FY10-11	06071 MEDICAL; DENTAL & LABORATORY EQUIPMENT	29,484	Sole source to match lab equipment installed at CME	AI
DPPR12000044	GCS ENVIRONMENTAL EQUIPMENT SERVICES INC	701001 CENTRAL SHOPS	04331 VEHICLE PARTS-SUPPLIES	20,000	Company is the only manufacturer of the product and GCS is the sole authorized dealer in No. California.	Grace
DPPR12000065	MOSS RUBBER & EQUIPMENT CORP	701001 CENTRAL SHOPS	04221 HARDWARE	3,000	per notepad: Central Shops orders automotive parts and supplies on a large variety of product lines and unpredictable quantity. Therefore bid out by oca has not been done for the time being.	Grace
DPPR12000066	MUNICIPAL MAINTENANCE EQUIPMENT	701001 CENTRAL SHOPS	04331 VEHICLE PARTS-SUPPLIES	20,000	MME is the sole authorized dealer for parts and service for Vac Con and Steamer within No. Ca.	Grace
DPPR12000072	PACIFIC GAS & ELECTRIC CO	701001 CENTRAL SHOPS	04799 FUELS & LUBRICANTS	128,000	PG&E is the sole supplier for CNG in San Francisco	Grace
DPPR12000133	OWEN EQUIPMENT SALES	701001 CENTRAL SHOPS	04331 VEHICLE PARTS-SUPPLIES	2,000	Co. is the sole authorized dealer	Grace

Sole Source Contracts - General Services Agency

Document No	Vendor Name	Index Code	Subject	Original Balance	Reason	Initiator
POAD12000005	ICS INTEGRATED COMMUNICATION SYSTEMS	700052 DISABILITY ACCESS BOARD RAMP RE-WIRE	06051 COMMUNICATIONS EQUIPMENT	131,680	THE VENDOR IS THE ONLY FIRM WITH THE KNOWLEDGE AND EXPERTISE TO REMOVE AND REPLACE OR UPGRADE THE CABLES OF THE AUDIO VISUAL SYSTEM IN CITY HALL. THE VENDOR WAS THE MASTER CONTRACTOR, INTEGRATOR AND INSTALLER OF THE CITY HALL AUDIO VISUAL SYSTEM, WHICH INCLUDED EXTENSIVE ON-SITE CUSTOMIZATION OF CABLES AND CONNECTIONS. THE PROJECT ONLY UPGRADES PART OF THE A-V SYSTEM AND MUST BE COMPATIBLE WITH THE ORIGINAL SYSTEM. ICS IS THE ONLY FIRM THAT CAN PROVIDE THE COMPATIBILITY WITH THE EXISTING SYSTEM BECAUSE THEY INSTALLED AND CUSTOMIZED THE SYSTEM MORE THAN A DOZEN YEARS AGO AND KNOW WHAT CABLES CAN BE REMOVED WITHOUT COMPROMISING CONDUITS.	Nneka
DPAD12000090	BOWE BELL & HOWELL CO	701101 REPRODUCTION & MAILROOM	02931 OFFICE EQUIP MAINT	109,000	Bell and Howell LLC is the original equipment manufacturer for the BH Criterion Sorter, BH Enduro and BH Compass for the City and County of San Francisco. We are the only authorized factory trained service vendor for Bell and Howell products available to the City and County of San Francisco	Nneka
DPAD12000094	XEROX CORPORATION	701101 REPRODUCTION & MAILROOM	02999 OTHER EQUIP MAINT	35,000	Xerox is the original manufacturer of the equipment and the software is proprietary. Xerox does not license their software to third party providers. The vendor has confirmed that software is essential t proper functioning of the equipment.	Nneka

Sole Source Contracts - General Services Agency

Document No	Vendor Name	Index Code	Subject	Original Balance	Reason	Initiator
DPAD12000104	PITNEY BOWES INC	701101 REPRODUCTION & MAILROOM	02999 OTHER EQUIP MAINT	9,464	Pitney Bowes is the original manufacturer for the equipment and is the only factory authorized trained service provider for the equipment. The vendor is the original manufacturer and the software is proprietary. The vendor has confirmed that it does not outsource its equipment maintenance service.	Nneka
DPAD12000148	NEOPOST USA INC	701101 REPRODUCTION & MAILROOM	02999 OTHER EQUIP MAINT	1,623	Only authentic Hasler meters are authorized for use with Hasler branded Postage Machines. These meters are proprietary and therefore are the only meters that can communicate with the mailing machine base. Alteration or modification of Hasler equipment or operation of non-authorized parts and supplies can damage the equipment and will terminate any and all warranties or service contracts.	Nneka
POAD12000005	JCS INTEGRATED COMMUNICATION SYSTEMS	705028 BUILDING OPERATIONS	04341 COMMUNICATION SUPPLIES	14,904	The vendor is the original manuf	Nneka
Total				698,419		



MEMORANDUM

Date: July 18, 2012
To: Clerk of the Board
From: Monique Moyer *M Moyer*
Executive Director
Subject: Sole Source Contracts for Fiscal Year 2011-2012

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2012 JUL 19 PM 3:26
lmj

SOLE SOURCE CONTRACTS

Sunshine Ordinance Section 67.24(e) requires that at the end of each fiscal year each City Department provide the Board of Supervisors with a list of all sole source contracts entered into during the past fiscal year. This report includes all existing sole source contracts, adding those entered into during Fiscal Year 2011-2012. The list shall be made available for inspection and copying.

Term	Vendor	Amount	Reason
Prior Agreement			
8/1/09 - 3/30/12	Cochran, Inc.	\$5,123,806	Design, purchase, and installation of shoreside power equipment at Pier 27 and 29. <u>Justification:</u> Ordinance No.125-08 adopted by the Board of Supervisors on July 16, 2008 and modified under ordinance 147-09 on June 30, 2009. Princess Cruises has unique experience in the development of shoreside power resources and assisted the Port in securing grant funding to pay for this valuable asset. Princess Cruise Lines utilizes Cochran, Inc., a Seattle-based electrical engineering contractor to design, install shoreside power facilities.

Sole Source Agreements Executed in FY 2011-2012			
6/1/12 - 3/30/13	BAE	\$5,700,000	Pier 70 Shoreside Power <u>Justification:</u> Ordinance No. 120-124 which the Board of Supervisors adopted May 19, 2012, provides that the existing tenant at Pier 70, BAE, cause Shoreside Power to be installed at Drydock #2 at Pier 70 for an amount not to exceed \$5.7million and provides for sole source authority. This project is a requirement of the Cruise Terminal/America's Cup EIR, improves air quality and generates greater demand for ship repair which generates jobs.
1/1/12- 12/31/12	Invensys	\$29,745	Avantis.PRO <u>Justification:</u> Annual proprietary software license renewal a maintenance for existing maintenance management system.
1/1/12- 12/31/12	AirIT	\$36,959	PROPworks <u>Justification:</u> Annual proprietary software license renewal a maintenance for existing maintenance management system.
10/1/11- 9/30/12	IBM	\$12,528	RS/6000 <u>Justification:</u> Annual hardware maintenance for IBM RS 6000 storage server, and backup device.
Total		\$5,779,232	

In summary, the Port has entered into four sole source contracts in FY 2011-2012. Please contact me or Elaine Forbes of my staff at 274-0445 should you have any questions.

cc: Elaine Forbes, Port Deputy Director for Finance & Administration
Megan Stephenson and E. Andres Acevedo, Port Contract Administrator

Dear Ms. Calvillo:

On behalf of Director Kronenberg, I have attached a memo outlining DEM's response to your request for information concerning sole source contracts and the department's annual report.

My apologies for the delay in responding to your initial request. Please note that the original memo will be directed to your office through interoffice mail.

Please let me know if you have any questions regarding this submission.

Thank you!

William T. Lee
Deputy Director of Administration and Support
Department of Emergency Management
1011 Turk Street
San Francisco, CA 94102
Tel.: 415-558-3866
Fax: 415-558-3841



Edwin M. Lee
Mayor

Department of Emergency Management

1011 Turk Street, San Francisco, CA 94102

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

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



Anne Kronenberg
Executive Director

MEMORANDUM

TO: Angela Calvillo
Clerk of the Board
Board of Supervisors

FROM: ^{For} Anne Kronenberg ^W
Executive Director
Department of Emergency Management

DATE: July 19, 2012

RE: Sole Source Contracts and Annual Report for Fiscal Year 2011-2012

This memo addresses the Department of Emergency Management's (DEM) Sole Source Contracts and Annual Report for FY 2011-2012. In accordance with Sunshine Ordinance Section 67.24(e), we are providing the Board of Supervisors with a list of all existing sole source contracts as well as those that were added during the past fiscal year. The list of applicable contracts is as follows:

Doc ref. #	Term	Vendor	Amount	Reason
BPED11000010	10/12/2010 – 09/30/2012	Stratus Technologies, Inc.	\$450,839	Software (operating system) and hardware maintenance for proprietary stratus technologies, inc. Equipment utilized by SFPD & DEM in order to operate the city's 9-1-1 cad system.
BPED11000011	11/01/2010 – 10/31/2014	Cosmicube, Inc.	\$185,000	Non-exclusive and non-transferable limited term license to use a licensed iPhone app for disaster preparedness.
BPED11000012	03/16/12- 11/30/12	Filler Security Strategies, Inc.	\$143,000	Update the Bay Area Homeland Security Strategy for 2011 and 2012 and develop more specific risk and capability data for the four regional planning hubs.
BPED12000019	10/1/11-6/30/12	KAM Consulting	\$49,000	Manage, coordinate, and oversee regional catastrophic planning efforts in the Bay Area as required by the Bay Area UASI Approval Authority.
BPED12000007	3/17/12-3/16/13	Oracle	\$156,998	Software Update License and Support for PeopleSoft Enterprise time and Labor for Public Sector, Human Resources for Public Sector, and Payroll Interface for Public Sector.

Doc ref. #	Term	Vendor	Amount	Reason
BPED12000009	2/8/12-6/30/14	Medical Priority Consultant, Inc.	\$58,500	Training associated with the department's medical/fire dispatch protocol software system.
BPED12000014	3/13/12-12/31/14	Tiburon	\$1,887,555	Enhancements/Modifications to software that runs the dispatch system for E911 calls that improve the data collected or displayed to E911 call takers and dispatchers.
BPED12000016	3/21/12-6/30/16	Medical Priority Consultant, Inc.	\$214,000	This is for update training session - dispatchers/call takers up to date training with latest protocol.
BPED12000017	7/1/11-6/30/16	Medical Priority Consultant, Inc.	\$602,850	This blanket is for annual maintenance and product support for medical/fire dispatch protocol software system used by the Emergency Management Department. This contract is for 5 years and at the department's discretion. The contract can be extended for another 5 years.
BPED12000026	6/02/12-11/30/19	Tiburon	\$5,247,152	This contract is for the upgrade to the City's computer aided dispatch system and fire station alerting system. It is for the purchase of software, equipment, installation services and training to implement the Tiburon system. It also included 5 years of maintenance service for the CAD system.
RQED12000046, RQED13000001	6/01/12-6/30/13	Radio IP	\$51,850	This vendor provides software license and maintenance for proprietary Radio IP Server, which provides a critical mobile communications gateway for SFPD, SFFD, and DEM mobile data terminals. This purchase is in accordance with Admin Code 21.30.
DPED12000054	10/01/11 - 09/30/12	Deccan International	\$24,025	Annual Software Application Maintenance
POPC12000118	5/15/12-7/31/12	Harris Corporation	\$347,215	Proprietary RF Signal Collection Equipment
BPED10000021	4/1/10-3/31/13	Intermedix EMSsystems	\$92,278	SF Alert Notification System
POED12000024	3/29/12-12/15/12	Motorola Solutions Inc	\$546,656	Purchase of proprietary radio communications equipment for P25 Project
BPED120000020	1/1/12-12/31/13	Words Pictures Ideas Inc	\$16,000	Annual license for proprietary software (72hours.org)
BPED120000021	1/1/12-6/30/12	Words Pictures Ideas Inc	\$20,000	Annual license for proprietary software (quakequizzesf.org)

Regarding the submission of an annual report, Charter Section 4.103 does not apply to DEM because this department does not have a board or commission associated with the department.

If you have any questions regarding this request, please feel free to contact my Deputy Director of Administration and Support, William Lee, at 415-558-3866.

Thank you.

cc: William Lee, DEM Deputy Director of Administration and Support



Asian Art Commisison - no sole sourse contracts

Laura Furney Hathhorn

to:

board.of.supervisors

07/17/2012 02:50 PM

Hide Details

From: Laura Furney Hathhorn <lhathhorn@asianart.org>

To: board.of.supervisors@sfgov.org,

1 Attachment



C12-020 Sole Source Contracts-Sunshine Ord-final.doc

Dear Clerk of the Board,

Attached is a resolution passed by the Asian Art Commission on June 26, 2012 acknowledging that the Asian Art Museum did not enter into any sole source contracts in FYE 2012.

Thank you,
Laura

Laura Furney Hathhorn
Commission & Foundation Office
Asian Art Museum
Chong-Moon Lee Center for Asian Art & Culture
200 Larkin Street
San Francisco, CA 94102
www.asianart.org
lhathhorn@asianart.org
415-581-3753
415-581-4701 (fax)

May 18 -- September 2, 2012
Phantoms of Asia: Contemporary Awakens the Past

ASIAN ART COMMISSION

RESOLUTION C12-020

In Compliance with Sections 67.24(e) and 67.29-2 of the Sunshine Ordinance as Amended by Proposition G on November 2, 1999, the Asian Art Commission Hereby Acknowledges that No Sole Source Contracts were entered into During the Period of July 1, 2011 through June 30, 2012, and by Adoption of this Resolution, Hereby Posts Said Information on the Asian Art Museum's Website at www.asianart.org

WHEREAS, Section 67.24(e) of the Sunshine Ordinance requires that each City department provide the Board of Supervisors with a list of all sole source contracts entered into during the past fiscal year; and

WHEREAS, Section 67.29-2 of the Sunshine Ordinance encourages posting of the information on the web; now, therefore, be it

RESOLVED, That the Asian Art Commission hereby acknowledges that no sole source contracts were entered into during the period of July 1, 2011 through June 30, 2012, and by adoption of this resolution, said information shall be forwarded to the Board of Supervisors and posted on the Asian Art Museum's website at www.asianart.org.

June 26, 2012

Section 67.29-6. SOURCES OF OUTSIDE FUNDING.

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 purposes 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, the entity must agree in writing to abide by the disclosure requirements of this section. 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.



**RE: Sole Source Contracts Report for 2011-2012 are DUE NOW - Final
Reminder**
Moayed, Taraneh to: Board of Supervisors

07/17/2012 03:49 PM

Hello again Peggy.

HRC did not have any sole source contracts for FY 11-12.

Regards,

Taraneh Moayed
Finance and Operations Coordinator
SF Human Rights Commission
25 Van Ness Avenue, Suite 800
San Francisco, CA 94102
Tel: (415) 252-2531
Fax: (415) 431-5764
Email: taraneh.moayed@sfgov.org

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

From: Moayed, Taraneh
Sent: Tuesday, July 17, 2012 2:17 PM
To: Board of Supervisors
Subject: RE: Sole Source Contracts Report for 2011-2012 are DUE NOW - Final
Reminder

Hello:

I was just forwarded this email. Can you provide the original attachments so that I am certain I respond properly?

Regards,

Taraneh Moayed
Finance and Operations Coordinator
SF Human Rights Commission
25 Van Ness Avenue, Suite 800
San Francisco, CA 94102
Tel: (415) 252-2531
Fax: (415) 431-5764
Email: taraneh.moayed@sfgov.org

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

From: Board.of.Supervisors@sfgov.org [mailto:Board.of.Supervisors@sfgov.org]
Sent: Tuesday, July 17, 2012 11:58 AM
To: Still, Wendy; Elliott, Nicole; JXu@asianart.org; Nancy Jacobs; Kelly, Naomi; Bianchi, Kathy; Matz, Jennifer; Hervey, Myisha; Kronenberg, Anne; Ebarle, David; Sparks, Theresa; Cowan, Sheryl; Moyer, Monique; Quesada, Amy; Nuru, Mohammed; Penwell, Lynda; Murase, Emily; Vasquez, Cynthia; Cisneros, Jose; Lacerda, Jander
Subject: Sole Source Contracts Report for 2011-2012 are DUE NOW - Final
Reminder

As of this date, the Clerk of the Board has not received your department's response regarding Sole Source Contracts as requested in the email below. Responses were due by July 9.



RE: Office of the Treasurer-Tax Collector Sole Source Agreements 2011-12

Kato, Greg

to:

Board of Supervisors

07/19/2012 01:09 PM

Cc:

"Shah, Tajel", "Ascano, Darrell", "Cisneros, Jose", "Marx, Pauline"

Hide Details

From: "Kato, Greg" <greg.kato@sfgov.microsoftonline.com>

To: Board of Supervisors <board.of.supervisors@sfgov.org>,

Cc: "Shah, Tajel" <tajel.shah@sfgov.org>, "Ascano, Darrell" <darrell.ascano@sfgov.org>, "Cisneros, Jose" <jose.cisneros@sfgov.org>, "Marx, Pauline" <pauline.marx@sfgov.org>

1 Attachment



Sole source for TTX_2012.pdf

Good afternoon-

Please replace the previously sent document with the document attached to this email. The previous year report was erroneously attached.

Thank you.

Greg M Kato
Policy and Legislative Manager
Office of the Treasurer & Tax Collector
City & County of San Francisco
City Hall - Room 140
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102
Phone: 415/554-6888
Fax: 415/554-5507
Email: Greg.Kato@sfgov.org
Twitter: @gregkato

From: Kato, Greg
Sent: Wednesday, July 18, 2012 12:33 PM
To: Board of Supervisors
Cc: Shah, Tajel; Ascano, Darrell; Cisneros, Jose; Marx, Pauline
Subject: Office of the Treasurer-Tax Collector Sole Source Agreements 2011-12

Good afternoon-

Please find our sole source agreements for the past fiscal year attached. I apologize for the delay.

Greg M Kato
Policy and Legislative Manager
Office of the Treasurer & Tax Collector
City & County of San Francisco
City Hall - Room 140
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102
Phone: 415/554-6888
Fax: 415/554-5507
Email: Greg.Kato@sfgov.org
Twitter: @gregkato

Vendor	Term	Amount FY 2011/2012	Reason
Columbia Ultimate Business Systems	7/1/10 - 6/30/16	\$200,000.00	Software license and support for RPCS Collection system
Netvantage, Inc.	1/1/12 - 8/31/12	\$30,000.00	Software maintenance for ItemAge cashiering and remittance system
Opex	7/1/10 - 6/30/15	\$32,000.00	Hardware maintenance for Opex
Microfocus	12/26/11 - 12/25/12	\$10,375.00	Software Maintenance for Netexpress
Hewlett Packard	10/1/11 - 9/30/13	\$30,000.00	Hardware maintenance for HP/UX
UC4	12/31/11 - 12/30/12	\$15,200.00	Software maintenance for Appworx
Open Text Inc	12/14/11 - 12/13/12	\$7,100.00	Software maintenance for Alchemy
Pitney Bowes	7/1/12 - 6/30/13	\$15,200.00	Mailing list maintenance for Property Tax and BTS
Sungard Avantgard LLC	12/31/09 - 12/30/19	\$36,000.00	Treasury Workstation System Maintenance and Professional services
Syncsort	1/1/12 - 12/30./14	\$25,525.00	Software maintenance



**RE: Sole Source Contracts Report for 2011-2012 are DUE NOW - Final
Reminder**

hoang, stacey to: Board of Supervisors

07/19/2012 07:12 AM

Hello,

The Department on the Status of Women did not have any sole source contracts in FY2011-2012.

Please contact me if you have questions.

Regards,
Stacey Hoang
Fiscal & Development Manager
San Francisco Department on the Status of Women
25 Van Ness Avenue, Suite 240
San Francisco, CA 94102
phone: (415) 252-4679
fax (415) 252-2575
email: stacey.hoang@sfgov.org

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

From: Board.of.Supervisors@sfgov.org [mailto:Board.of.Supervisors@sfgov.org]
Sent: Tuesday, July 17, 2012 11:58 AM
To: Still, Wendy; Elliott, Nicole; JXu@asianart.org; Nancy Jacobs; Kelly, Naomi; Bianchi, Kathy; Matz, Jennifer; Hervey, Myisha; Kronenberg, Anne; Ebarle, David; Sparks, Theresa; Cowan, Sheryl; Moyer, Monique; Quesada, Amy; Nuru, Mohammed; Penwell, Lynda; Murase, Emily; Vasquez, Cynthia; Cisneros, Jose; Lacerda, Jander
Subject: Sole Source Contracts Report for 2011-2012 are DUE NOW - Final Reminder

As of this date, the Clerk of the Board has not received your department's response regarding Sole Source Contracts as requested in the email below. Responses were due by July 9.

Note: If you do not have any sole source contracts to report, a response is required to that effect (as requested in the attached memo).

Please respond as soon as possible. The Clerk of the Board must submit a report to the Board of Supervisors indicating responses received (or not) from departments.
The report will be submitted on July 23.

(See attached file: Sole Source Reminder 11-12.doc)

Thank you,

Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244 San Francisco, CA 94102
(415) 554-5184
(415) 554-5163 fax

Sole Source Contracts for FY 2011-12 - Adult Probation Department

Diane Lim to: board.of.supervisors

07/17/2012 01:10 PM

Cc: Wendy Still, Carla Collins, Nicole Elliott

Dear Clerk of the Board,

Apologies for the late submission of the FY 2011-12 Sole Source Contract Report for the Adult Probation Department.

Attached please find our report. If you have questions or require additional information please contact me.

Thank you



2011-12BOSSoleSourceLtr.doc

Diane Lim
Director of Finance and Administrative Services
San Francisco Adult Probation Department
415-553-1058
415-575-8895 Fax



*Protecting the Community, Serving Justice and
Changing Lives*

WENDY S. STILL

Chief Adult Probation Officer

Date: July 16, 2012
 To: Ms. Angela Calvillo, Clerk of the Board
 Thru: Wendy S. Still, Chief Adult Probation Officer
 From: Diane Lim, Director of Finance and Administrative Services
 Re: Adult Probation Department Sole Source Contracts for Fiscal Year 2011-12

In compliance with Sunshine Ordinance Section 67.24 (e), the Adult Probation Department is reporting in FY 2011-12 that the department worked with the Office of Contract Administration, Human Rights Commission, Civil Service Commission, Department of Human Resources, the City Attorney and Local 21, for approval to enter into one sole source contract.

Term	Vendor	Amount
Dec 2011- Jun 2013	Regents of California, Berkeley School of Law	\$99,999

Reason

The Adult Probation Department (ADP) works with University of California Berkeley Center for Criminal Justice (BCCJ)-Warren Institute in the comprehensive review and updating of all ADP operational policies and procedures that will reflect evidence based supervision best practices. and standards established by such organizations as the American Correctional Association and American Probation and Parole Association, and performance-based standards initiated by the U.S. Department of Justice. BCCJ also ensures that the Adult Probation Department policies and procedures are in compliance with all local, state and federal laws. In addition, BCCJ assists the Adult Probation Department in identifying effective training tools, assessing implementation and compliance and identifying national experts for guidance. Procedures include a statement of purpose as well as identifying evidence based practice and measurements of success.

Prior Years Sole Source Contracts:

Term	Vendor	Amount
Nov 2008-Oct 2011	National Council on Crime and Delinquency	\$102,000

Reason

CAIS is used throughout San Francisco's Adult Probation Department ("APD"). All departmental Probation Officers use CAIS as a case assessment tool for all existing and new cases. The system maintains data regarding offender counts, demographics, and other information, and analyzes the data to make important determinations such as offender type and risk level, and to generate automated profiles of APD's client base, which are critical for strategic planning purposes and prioritization of staffing levels and supervision requirements.

<u>Term</u>	<u>Vendor</u>	<u>Amount</u>
Mar 2011- Mar 2016	Northpointe Institute for Public Management	\$437,500

Reason

Northpointe's COMPAS copyrighted software provides an integrated Case Management and Risk/Needs Assessment single database solution which includes JUSTIS interface and Supervise Release File functionality that will enable the department to comply with data collection requirements of the Senate Bill 678 Evidence Based Supervision Practices and Administrative Office of the Courts CALRAPP programs.

Should you have any questions please contact me at 553-1058



To: BOS Constituent Mail Distribution, Alisa Miller/BOS/SFGOV,
Cc:
Bcc:
Subject: File 120357 & 120549: Save St. Luke's Hospital

From: Iris biblowitz <irisbiblowitz@hotmail.com>
To: <board.of.supervisors@sfgov.org>,
Date: 07/17/2012 10:38 PM
Subject: Save St. Luke's Hospital

Testimony for CPMC-St. Luke's hearing - 7/17/12 (Sorry I couldn't stay.)

I'm an RN and live in the Mission, not far from St. Luke's Hospital. When I was a home health nurse, many of my patients went to St. Luke's, so I got a birds'-eye view of the care and absolute necessity of a full-service hospital that serves a diverse population of mostly low-income families in that location.

As you know, the southeast part of the city has only SFGH and St. Luke's Hospital. SFGH is overwhelmed with patients, and ambulances are diverted at least 25% of the time. Because of the lopsided availability of services (underserved in the SE portion of the city with multiple hospitals in the north), I, along with many other health advocates, am asking for equity. CPMC's plan for Cathedral Hill Hospital is a great opportunity for equity: if Cathedral Hill can have about 250 beds and St. Luke's can be rebuilt with about 250 beds (or at least 160 beds), the needs of both communities can be addressed and health care disparities, tantamount to "red-lining," will not be perpetuated. Unfortunately, however, CPMC has been shown to give the least charity care of private hospitals in SF (e.g., about 40% less than hospitals like St. Francis and St. Mary's), and equity is not a feature of their proposal.

Health Day News did a recent study (March 2011) with Dr. Renee Hsia of UCSF, showing that 1 in 4 patients going to California emergency rooms leave without being seen. This is especially true for low-income patients, and county hospitals and trauma centers have double that rate. Most of these patients were seriously ill and had to return at a later date to be hospitalized. This is not an unusual occurrence in the SE community.

Dr. Hsia's research also found that hospitals seeing people who are low income and uninsured were twice as likely to close their ERs. (JAMA)

As Dr. Hsia testified on 7/9/12, a study in JAMA (June 12, 2011) showed that patients with MIs (heart attacks) had a 21% increased death rate on crowded days compared with patients admitted on noncrowded days. So, if patients are diverted from SFGH 25% of the time, crowding will increase in ERs in other SF hospitals, thereby affecting all patients in the city.

To dramatize the need for St. Luke's Hospital, here are some statistics from 2009-2010 about the patient load at SFGH, which is usually at 100% capacity:

- SFGH Trauma Center treated >3900 severely injured patients/year.

- ER saw 53,000 patients/year, with 18,000 ambulance arrivals.
- Inpatient treated about 275 acute medical, surgical, and psych patients/day, with about 15,934 patients admitted/year.
- Psych had >7200 Psych Emergency Services (PES) encounters with 21% admitted. 54 acute psych beds were at capacity.
- Skilled Nursing Facility (SNF) has only 30 beds.

In contrast, some history of CPMC-Sutter's decisions to decrease care:

At St. Luke's Hospital:

- SNF has about 1/3 of beds it had in the past.
- Subacute care unit has 50 beds but that unit may close.
- Psych has had 30 beds in past but closed several years ago. No beds currently.
- Intensive Care Nursery is closed.

At Eden Hospital, Mills Peninsula, and Alta Bates, other Sutter facilities, SNF and subacute units are either closed or at decreased capacity. Psych-inpatient closed at Eden Hospital March 2012.

St. Luke's Hospital has played a vital role in the health care of many people in Bayview, Mission, Excelsior, Visitation Valley, and the southeast sector of SF in general.

CPMC has committed to 100 SNF beds but none at St. Luke's. CPMC will offer 18 Psych beds but none at St. Luke's. The PES statistics from SFGH show an obvious need for Psych beds in the southeastern part of the city. St. Luke's has served as a safety net partner with SFGH. Please ensure that it fulfills that role for many years to come.

In terms of SNF and subacute beds, keep in mind that the old Laguna Honda Hospital had 1200 beds and the new LHH has 780 beds. You can see my gray hair and understand why I have a personal interest in these beds.

Thank you. Iris Biblowitz, RN
2982 26 st, SFCA 94110



To: Alisa Miller/BOS/SFGOV,
Cc: 120357, 120549
Bcc: ~~2015-120366~~
Subject: File ~~120366~~ 120366: CALIFORNIA PACIFIC MEDICAL CENTER July hearings on Impacts

From: Li Chapman <licwa@yahoo.com>
To: "david.chiu@sfgov.org" <david.chiu@sfgov.org>, "Eric.L.Mar@sfgov.org" <Eric.L.Mar@sfgov.org>, "Malia.Cohen@sfgov.org" <Malia.Cohen@sfgov.org>, "David.Campos@sfgov.org" <David.Campos@sfgov.org>, "Christina.Olague@sfgov.org" <Christina.Olague@sfgov.org>, "John.Avalos@sfgov.org" <John.Avalos@sfgov.org>, "Scott.Weiner@sfgov.org" <Scott.Weiner@sfgov.org>, "Jane.Kim@sfgov.org" <Jane.Kim@sfgov.org>, "Mark.Farrell@sfgov.org" <Mark.Farrell@sfgov.org>, "Carmen.Chu@sfgov.org" <Carmen.Chu@sfgov.org>, "Sean.Elsbernd@sfgov.org" <Sean.Elsbernd@sfgov.org>, "Board.of.Supervisors@sfgov.org" <Board.of.Supervisors@sfgov.org>,
Date: 07/16/2012 04:46 PM
Subject: CALIFORNIA PACIFIC MEDICAL CENTER July hearings on Impacts

The Attachment updates community concerns about CPMC impacts on transportation, Van Ness Area Plan and zoning, housing-- and a Development Agreement that does not resolve the impacts.

The summary of impacts was published by Coalition for San Francisco Neighborhoods in the monthly newsletter when two resolutions were approved in 2011.

Linda Chapman
1316 Larkin 94109



516-5063 CPMCSummaryBOSJul2012.docx

FOR: Board of Supervisors

FROM: Linda Chapman

SUBJECT: CALIFORNIA PACIFIC MEDICAL CENTER , hearings July 2012

This memo updates issues written for Coalition for San Francisco Neighborhoods publication.

CSFN approved two policies in 2011:

Urge Planning Commission not to approve permits for expansion until a city-wide Master Plan for healthcare facilities is adopted.

Oppose certification of the Draft Environmental Impact Report for CPMC, and endorse in-depth analysis of Alternative 3A (which downsizes the project for Cathedral Hill and places more services at the St Luke's site).

CPMC has the option to achieve seismic safety and modernization by upgrading hospitals and medical office buildings (MOB) at four existing campuses.

CPMC uses a mandate for seismic upgrades to justify its choice to restructure operations: close California Street campus; convert Pacific Heights campus to outpatient services; reduce or eliminate services formerly provided at St Luke's Hospital and MOB; concentrate inpatient and acute care at a new site in the Van Ness Corridor. (Plans for construction and specialty at the Davies campus have less impact on the existing use.)

1. The Draft EIR considered four sites where CPMC proposed operations and identified significant environmental impacts—particularly around the proposed Cathedral Hill campus.

The proposal for Cathedral Hill is a massive development at the confluence of major traffic and transit corridors: 555-bed hospital (rising to 265 feet) occupies one block. MOB 130' high occupies nearly half a block at Van Ness and Geary. Existing offices at Sutter and Franklin are converted to a second MOB.

The Van Ness Area Plan limits the Cathedral Hill site to housing and ancillary commercial development. The Van Ness Corridor is zoned to foster housing and limit traffic-inducing development, preserve some existing commercial use and preserve historic buildings, especially those associated with "Auto Row."

Physical Impacts can be reduced (but not eliminated) by what Staff identified as "the Environmentally Preferred Alternative," Variants 3A and 3B: Reduce Cathedral Hill size and intensity by redistributing specialty departments to a different campus.

Variant 3A was the community-favored alternative: Rebuild St Luke's to approximate current size and capacity for services.

The DEIR considered another alternative: Rebuild at four existing campuses, instead of consolidating.

II. The Mayor's Development Agreement disregards environmental and housing impacts—and requires unjustifiable spot-zoning and General Plan changes:

This Development Agreement does not adequately consider physical impacts identified in the Draft EIR; city-wide medical service impacts; or General Plan objectives and related zoning for Van Ness Special Use District. The proposed agreement also does not consider a Legislative Analyst Report prepared for the Board of Supervisors.

CPMC countered opposition by offering benefits to local organizations. The Mayor's agreement reflects organizational wish lists.

Pay-to-play "mitigation" for specific beneficiaries does not compensate city residents for severe, irreversible consequences of CPMC plans. Public costs to consider:

Traffic and transit impacts from concentrating most services in the Van Ness Corridor, and refocusing Pacific Heights campus for outpatient visits.

Reduced locations for emergency care.

Reorganization of the medical system serving 40% of city population-- which reduces/eliminates important lines of care.

Continuing tax impacts from burdening city services (such as transit, patient care shifted to San Francisco General and other city-funded providers, charges for city-funded health insurance).

Taking land in the Van Ness Special Use District now zoned to create over 1,000 dwelling units.

Inadequate funding to off-set a reasonable proportion of the lost housing development opportunities.

Inadequate funding to mitigate housing demand created by CPMC's workforce.

III. Traffic and transportation:

The Cathedral Hill campus is bounded by major transportation corridors (Van Ness, Geary, Franklin, Post, Sutter, and Polk). Traffic impacts can exacerbate existing congestion on Highway 101, the Geary Corridor, and other thoroughfares or transit preferential streets (such as O'Farrell, Bush, Gough, and routes through the Tenderloin and Civic Center).

The Geary Corridor is already subject to congestion. Van Ness experiences frequent meltdowns where local traffic conflicts with Highway 101. CPMC's rationale for the Van Ness site is access to public transit and Highway 101, facilitating travel from the North Bay for doctors and patients. This goal assumes increasing auto traffic.

The EIR identified significant transportation impacts from the Cathedral Hill campus—such as gridlock at the Geary-Polk intersection. It concluded impacts of relocating services to the Van Ness Corridor could be reduced (but not eliminated) by limiting campus size and shifting services to other sites.

In a congestion-prone area, CPMC plans off-street parking for 1,227 cars (including the existing Sutter-Franklin garage)—and adds loading areas for vans, delivery trucks and ambulances. The design for Van

Ness and Geary invites 1,055 autos to two garages at the intersection-- more than 2½ times the spaces previously located there for hotel and commercial use.

1,227 parking spaces for hospital visitors, two MOB's, and staff portend more impacts for neighboring commercial districts and residents, than 577 total existing spaces for office workers and hotel guests. Compared to commercial offices (or hotel use) a hospital entails large staff turn-over, three shifts in 24 hours, seven days a week. Parking for hospital visitors and two MOB's turns over many times, day or evening. Commercial and hotel parking may turn over once a day or less, with hotels often not full.

The more drivers CPMC attracts, the more circulation in the vicinity will be disrupted by drivers turning or queuing for garage entries, circling the neighborhood to seek other parking, maneuvering one-way streets for drop-off and pick-up.

The Development Agreement ignores the Legislative Analyst finding that comparable cities limit hospital parking. For example, Manhattan addressed this congestion-inducing use by limiting hospitals to 100 parking spaces.

Most Golden Gate Transit serving the city-- and six Muni lines-- operate within one block of the proposed complex. (Muni lines are 2, 3, 19, 38, 47, 49.) Existing traffic conflicts often impede transit.

CPMC contributions for Bus Rapid Transit in the Van Ness and Geary Corridors are the Development Agreement's "mitigation" for locating a hospital complex with parking for 1227 (and other transportation impacts) where major transportation corridors converge.

BRT is a costly transit option, and return on investment is said to be doubtful. Success stories come from long commute lines through sparsely populated districts-- the polar opposite of our Geary and Van Ness Corridors.

BRT lines will lose some of the advantage of dedicated transit lanes when impeded at intersections. CPMC will add traffic to slow or gridlocked conditions that are frequent now.

The CPMC EIR-- considered in the light of preliminary staff reports on Van Ness BRT restricting auto lanes-- suggests that cumulative impacts of a Cathedral Hill campus and two BRT projects will cause severe traffic and transit deterioration. Auto traffic that already causes congestion on Van Ness, and spills over to Polk, is predicted to abandon Van Ness for the parallel routes (Franklin, Gough, Polk). These streets will also experience impacts from traffic the Cathedral Hill campus will generate.

BRT "mitigation" funded by CPMC will reduce auto lanes on Van Ness and Geary-- forcing autos onto the same streets where CPMC adds traffic. Consider the Geary and Polk intersection-- where the CPMC impact is expected to be gridlock. "Mitigation" will fund Van Ness BRT diverting cars from transit lanes onto Polk Street-- where they will add to gridlock predicted for CPMC traffic at the intersection with Geary. Will transportation conflicts be miraculously resolved by CPMC contributing to a Geary BRT system trying to penetrate the same gridlocked intersection?

Muni routes using Van Ness, or crossing Van Ness north of Market, are already impeded by congestion-- affecting service all along their routes. Numerous lines cross Van Ness, or use the boulevard to turn back at their terminus. How was it documented that funding BRT to preempt signals at the intersections where CPMC traffic will add to congestion is effective mitigation?

IV. Van Ness Area Plan objective for a transit subway-- vs. pedestrian tunnel for CPMC:

A subway is a long-range objective the Van Ness Area Plan intends for eventual funding. The Development Agreement allows a tunnel near Geary, to benefit CPMC personnel crossing Van Ness. A tunnel compromises objectives for the public to benefit from underground transit in the heavily travelled, often congested Van Ness Corridor.

The proposed agreement would sacrifice the right of way for a sponsor's whim, where there is no public benefit. A long-term agreement with CPMC would complicate a public project-- likely requiring deeper, more costly construction.

V. Van Ness Area Plan-- zoning for Van Ness Special Use District (SUD):

CPMC's project conflicts with policies of a "visionary" area plan and zoning for the SUD.

The VNAP integrated policies and zoning to develop a grand boulevard, add housing, and limit traffic-inducing uses.

All development will add housing and limit commercial space (ratio set for housing is 3:1 minimum). Height and bulk controls foster a consistent profile for the boulevard; development is to mirror the sloping terrain and avoid overwhelming architecturally significant buildings, especially those associated with the history of "Auto Row."

CPMC requires spot-zoning to change the allowed use, double allowed height, and evade bulk and design restrictions—subverting the SUD controls intended to limit auto traffic and shape an impressive boulevard.

Height at the project site was limited to 130 feet -- with bulk and design controls to limit impacts of any large building.

All construction planned for Cathedral Hill is inconsistent with the SUD bulk and design controls.

A 265-foot hospital would dominate the boulevard, adding wind, shadow, auto traffic, and noise.

VI. Healthcare impacts include city-wide distribution, emergency response, pricing, taxpayer burdens:

CPMC prides itself on providing medical care for 40% of the city's population.

CPMC controls four previously independent hospital complexes offering inpatient and emergency care. St Luke's is the only private hospital in the southern and southeast sectors. Except for San Francisco General, other hospitals are north of Market, complicating access for neighborhoods served by St Luke's.

Consolidation will either reduce or eliminate services at St Luke's, Pacific Heights, and California Campus, previously accessible for emergency and acute care—or for a disaster.

CPMC previously eliminated most of St Luke's beds and services. Critics said the 80-bed hospital the Mayor's Development Agreement purports to continue lacks the size and services needed for the hospital to survive. Historically, St Luke's was the private provider of charity and Medi-cal services for a large part of the city. After acquisition by Sutter health, it provided most of the company's charity care for San Francisco.

Consolidating hospital services on Van Ness in a facility featuring private-rooms and high-end specialty care raised concerns about standard nursing practices, individuals with limited means, transportation barriers, and impacts on other providers (such as Nob Hill's St Francis Hospital—charity care provider for Tenderloin and other populations).

Many San Franciscans raised concerns about CPMC's poor record (compared to other nonprofit operations) of access for lower-income populations and individuals eligible for Medicare/Medi-Cal.

Limiting access for individuals who lack private medical insurance-- and eliminating less profitable lines of care entirely-- forces patients to use city-funded service, including San Francisco General.

CPMC already eliminated from its system (or planned to eliminate) lines of service needed for comprehensive health care—such as women's reproductive health, psychiatry and psychiatric nursing, renal dialysis, skilled nursing beds for patients leaving intensive care. One consequence is burdening the city health system and private hospitals that provide charity care. Some insured patients were diverted to providers with a less favorable record of outcomes.

Some jurisdictions took legal action when parent company Sutter Health drained funds and medical resources from local facilities that Sutter controlled.

California reports of disparate charges in different regions raise concerns that operations controlling a large share of the market can charge high rates, unrelated to cost or outcomes—and high charges are passed on to patients or taxpayers, when insurers raise their rates or government pays the bill.

VII. Housing impacts:

In the event of project approval— **funding for housing** is an appropriate demand-- related to changing the legal use for one and a half blocks designated by the Van Ness Area Plan for housing development (estimated about 1,000 apartments). Considerable funding to develop affordable housing elsewhere could be mitigation for losing housing opportunity sites.

The lost housing opportunities are in addition to 25 units that CPMC plans to demolish. The Development Agreement seems to identify SRO unit replacement-- already mandated by the residential hotel preservation law-- as a generous contribution.

CPMC staff will generate housing demand in central city districts with good access to the mega-campus. CPMC workers will displace some current residents from dwellings convenient to the new campus, increase the cost of rent or for-sale apartments, and compete with others seeking housing in the city.

Contributions for "housing mitigation" proposed by the Development Agreement could fund dwellings to supply only a small fraction of the demand generated by CPMC's workforce-- with NO mitigation for removing opportunities for about 1,000 dwellings from the Van Ness SUD.

The DEIR did not adequately quantify housing opportunities lost to spot-zoning the SUD-- or the demand generated by bringing CPMC workers to a Cathedral Hill campus. Considering CPMC plans to take sites zoned for housing, the workforce demand, and inadequate "mitigation" fees for housing—it seems a net deficit in dwelling units could approximate 2,000 apartments.

VIII. Our Board of Supervisors and Mayor should consider that the EIR identified alternatives to reduce physical impacts: Rebuild at existing campuses. Downsize the Cathedral Hill campus by continuing some services at St Luke's or the California campus (Alternative 3A offers better access to care for the city's south and southeast sectors).

When the Planning Commission heard concerns about restructuring an organization providing 40% of healthcare city-wide, Commissioners realized they were not equipped to decide momentous proposals without reference to a Healthcare Services Master Plan. In April, they did just that-- voting to certify the EIR, without waiting for a plan they and the supervisors initiated. Dismissing significant impacts their Staff had identified, they initiated General Plan and zoning amendments that are now before the supervisors

BOS initiated legislation intending to make CPMC subject to a new city-wide Health Care Services Master Plan— unless all project approvals are in place by January 2013. CPMC argued for an exception – although their project was the impetus for creating a Master Plan the city lacked for decades.

CSFN decided that city actions approving any CPMC application should wait until a new Master Plan can guide decision makers. Target date for its approval by BOS was set at June 2013.

City "demands" in the Mayor's proposed Development Agreement were not reasonably related to environmental impacts—the Van Ness SUD objectives for housing and orderly development-- or to city-wide healthcare impacts of CPMC's project.

Environmental impacts call for mitigation by project changes—otherwise for disapproval. Supervisors should vote for the "NO PROJECT Alternative," or vote to rebuild on the existing campuses—unless project impacts are mitigated.



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: File 120732: Mike Antonini

From: Alton Yu <alton@shocknetwork.com>
To: Board.of.Supervisors@sfgov.org,
Date: 07/16/2012 08:32 PM
Subject: Mike Antonini

Dear Members of the Board of Supervisors:

I urge you to re-appoint Mike Antonini to another term at the Planning Commission. Mr. Antonini is Mayor Lee's pick and should be supported out of courtesy to the Mayor and for the fact that he clearly knows his job. He is accessible, professional, and the hardest working and most prepared Commissioner on the Commission.

Thank you for your consideration,

Alton Yu



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: File 120732 Remove Antonini, Than Elsbernd, than fix the cities western side.....

From: Aaron Goodman <amgodman@yahoo.com>
To: board.of.supervisors@sfgov.org,
Date: 07/18/2012 11:24 AM
Subject: Fw: Remove Antonini, Than Elsbernd, than fix the cities western side.....

we need solutions to transit traffic and growth, and not a planner unable to conceptualize how and where we
supervisors need to wake up and start looking for planning commission members that are architects, designer

agoodman

--- On **Wed, 7/18/12**, **Aaron Goodman** <amgodman@yahoo.com> wrote:

From: Aaron Goodman <amgodman@yahoo.com>
Subject: Remove Antonini, Than Elsbernd, than fix the cities western side.....
To: letters@sfexaminer.com
Cc: jsabatini@sfexaminer.com
Date: Wednesday, July 18, 2012, 11:23 AM

"the lone representative of the city's west side" - Sean Elsbernd District 7 Supervisor

The **exact** reason we need a representative of the people and not the developers in this seat at the planning commissio

The **exact** reason we need someone with creative ideas, and not a rubber stamp.

The **exact** reason we need someone who is more worried about transit, traffic, transportation, housing and open-space

The **exact** reason we need someone who understands the **NEEDS** of the community at the street level than someone v
infrastructure improvements needed to move the city forward for the next 20-30 years.

The **exact** reason malia cohen will be placed under pressure to re-rubber stamp antonini by ed lee. The wealth of exper
now are some supervisors realizing that "density" and "infill" like that at Parkmerced can be placed anywhere even in th

Aaron Goodman

Read more at the San Francisco Examiner: <http://www.sfexaminer.com/local/2012/07/board-supervisors-clashes-over->



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: File 120732: Mike Antonini re-appointment

From: John Wong <johnwong2003@hotmail.com>
To: <board.of.supervisors@sfgov.org>,
Date: 07/18/2012 11:44 AM
Subject: Re: Mike Antonini re-appointment

Dear Members of the Board of Supervisors,

I am writing to you to urge you to support the re-appointment of Mike Antonini to the SF Planning Commission.

In my experience with that Commission, Dr. Antonini is by the far the most approachable and even-tempered Commissioner. He clearly knows his job and should be supported for another Commission term.

Sincerely,

John Wong



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: File 120732: Re-Appointment of Mike Antonini

From: J Larson <larsonyoyo@yahoo.com>
To: "Board.of.Supervisors@sfgov.org" <Board.of.Supervisors@sfgov.org>,
Date: 07/16/2012 03:29 PM
Subject: Re-Appointment of Mike Antonini

Dear Supervisors -

Please find this email as support of Ed Lee's pick, Mike Antonini, for re-appointmemnt to the Planning Commission.

It will truly be a disservice if this Board rejects Mr. Antonini on July 17. Mike Antonini is highly qualified, a dilignet worker, and truly accessible. He is one of the rare breeds of civil servants who explains his decisions, especially if he votes against you. There are a few commisioners who revel in belittling the public - the power of the commission has truly gone to their heads. This is not the case with Mike Antonini.

In May, there was a hearing to classify banks as "chain stores." This would make it much harder to open a bank in San Francisco (despite the fact that San Francisco was a pioneer in branch banking, and also despite the fact that banks provide jobs - especially the the young and especially to minorities. Both categories have been hit very hard by the current economic climate - yet, the mainly white, business owners in Hayes Valley convinced 5 commissioners to vote for this non-sensical legislation (5-1). Mike Antonini was the sole dissenter.

At the same hearing, an MCD proposed for Jesse Street was approved by a vote of 4-2 with Antonini and Borden voting against. This despite the fact that the MOEWD fought against the license. The area is behind Market on 6th Street - an area ripe with substance abuse; down an alleyway. Despite the recent crack down form the US Attorney of the Norther District.

Clearly, common sense rarely prevails at the Commisison.
Open a branch bank? No. Open a pot dispensary? Sure!

Please do not drop the ball here, vote for Mike Antonini.

Sincerely,

J. Larson

7-15-2012

Dear Clerk of the board,

I have ^{been} listening to you
OVER the radio For about
(3) ~~three~~ months.

Please stay on the radio.
I need to hear your Board
Meetings.

J. Richardson
605 La Salle Ave
S. F. Calif. 94124

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2012 JUL 19 PM 3:25
BY *RS*

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

10



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: Stop the demolition of a national eligible masterplanned community.

From: Glenn Rogers; ASLA <mail@change.org>
To: board.of.supervisors@sfgov.org,
Date: 07/23/2012 11:05 AM
Subject: Stop the demolition of a national eligible masterplanned community.

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

Glenn Rogers, ASLA
San Francisco, California

Note: this email was sent as part of a petition started on Change.org, viewable at <http://www.change.org/petitions/protect-and-preserve-parkmerced-as-essential-housing-from-un-sustainable-demolition>. To respond, [click here](#)



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: Harvey Milk Club Resolution in Support of Justice for Eliana Lopez, Ross Mirkarimi, and Theo

From: Tom Taylor <tommarc@sbcglobal.net>
To: Board Supervisors <board.of.supervisors@sfgov.org>,
Date: 07/19/2012 01:02 AM
Subject: Harvey Milk Club Resolution in Support of Justice for Eliana Lopez, Ross Mirkarimi, and Theo

All Out For Ross, Eliana, And Theo
Please attend the Ethics Committee Hearings this week on Ross Mirkarimi's suspension and dismissal:
Wednesday, July 18 and Thursday, July 19
City Hall Room 416 at 5 pm
WE MUST BE THERE IN GREAT NUMBERS TO SUPPORT ROSS AND ELIANA

(Also, SFGOV. TV2 online)

Resolution in Support of Justice for Eliana Lopez, Ross Mirkarimi, and Theo Mirkarimi by the Harvey Milk Lesbian Gay Bisexual Transgender Democratic Club Passed 7/17/12

Sheriff Ross Mirkarimi's removal from office has triggered a serious discussion on issues ranging from a political figure's legal accountability for his or her transgressions, to unscrupulous dismissals, political opportunism, and female disempowerment. We at the Harvey Milk LGBT Democratic Club are committed to justice for Eliana Lopez, Ross Mirkarimi, and their son Theo Mirkarimi. The current process as it stands now gives us no confidence that this will take place: Over the past several months, Eliana Lopez's wishes have been blatantly disregarded, and opportunities for Ross Mirkarimi to come to terms with his behavior and the after-effects of his actions have been compromised at the altar of political spectacle.

The legal process governing domestic violence aims to hold the abuser accountable for his or her acts of violence, requiring, among other things, classes in violence reduction and anger management. We believe that this process has been deliberately misused in the case of Ross Mirkarimi and Eliana Lopez. District Attorney George Gascón has piled on inappropriate charges, evidence was made public against the will and without the consent of Eliana Lopez in a wide variety of media outlets, and Sheriff Mirkarimi was wrongfully suspended from his job without pay.

Eliana Lopez may have had marital problems in her life, but this does not give the Mayor, the courts, prosecutors, the media, or a handful of anti-domestic violence advocates the power to erase her agency as a human being. What started out as a domestic dispute has devolved into a raw attempt to unseat an independent political figure, resulting in a sustained campaign to humiliate Eliana and her family.

The Harvey Milk LGBT Democratic Club strongly opposes domestic violence of any kind and firmly believes in honoring women's rights and voices. We believe the circumstances surrounding Sherriff Mirkarimi and his family were appropriately addressed in the courts. And Mayor Lee's egregious politicization and fiscal irresponsibility on this issue diminishes the seriousness of domestic violence and disrespects the expressed wishes of Eliana.

Ross Mirkarimi has consistently advocated for funding domestic violence response programs, programs protecting the rights of women, services for the homeless and other vulnerable populations, and demonstrated a commitment to serving his community. In this light, we feel he has been unjustly targeted. We also believe it is critical that he be given the opportunity to serve as Sheriff, per the will of the voters who elected him in November of 2011.

Therefore, the Harvey Milk LGBT Democratic Club strongly supports the opportunity for Ross Mirkarimi to demonstrate accountability for his actions and for his family to receive restorative justice, something which they have been denied up to this point.

Furthermore, Mayor Lee and all associated parties must offer a public apology to Eliana Lopez for her systematic disempowerment and for nullifying her rights as an individual.

We call on the members of the Ethics Commission and the Board of Supervisors to oppose the removal of the duly-elected Sheriff of San Francisco.

We demand that Mayor Lee reinstate Sheriff Mirkarimi and restore his full back pay. And in order for Eliana to once again regain her voice, the Mayor's Office must reimburse her travel back to San Francisco so that she can testify in her own right before the Ethics Commission.

We demand that the District Attorney rigorously investigate the possibility that Mayor Lee has committed perjury in this matter, with the same amount of vigor shown in his investigation of Sheriff Mirkarimi.

We urge all parties involved in this situation to reflect on the current state of advocacy for the victims of domestic violence and to improve the system so that meaningful justice can be sought by all survivors (regardless of immigration status, economic disadvantages, gender, or political affiliation) without fear that political opportunism, media exploitation, or a hijacked legal process will jeopardize their rights.

This resolution is put forth by longtime LGBT activists, feminists, social justice advocates, survivors of domestic violence, and members of the Harvey Milk LGBT Democratic Club of San Francisco.

Harvey Milk LGBT Democratic Club

P.O. Box 14574
(for Harvey Milk LGBT Democratic Club correspondence)
San Francisco, CA 94114-0368
United States



Chaffee -- When Is Official Misconduct, Not Official Misconduct?

James Chaffee

to:

board.of.supervisors, Carmen.Chu, Christina Olague, David Campos, David Chiu, Eric L. Mar, Jane Kim, John.Avalos, Malia Cohen, Mark Farrell, Scott Wiener, Sean.Elsbernd
07/18/2012 07:56 PM

Hide Details

From: "James Chaffee" <chaffeej@pacbell.net> Sort List...

To: <board.of.supervisors@sfgov.org>, <Carmen.Chu@sfgov.org>, "Christina Olague" <Christina.Olague@sfgov.org>, "David Campos" <David.Campos@sfgov.org>, "David Chiu" <David.Chiu@sfgov.org>, "Eric L. Mar" <Eric.L.Mar@sfgov.org>, "Jane Kim" <Jane.Kim@sfgov.org>, <John.Avalos@sfgov.org>, "Malia Cohen" <Malia.Cohen@sfgov.org>, "Mark Farrell" <Mark.Farrell@sfgov.org>, "Scott Wiener" <Scott.Wiener@sfgov.org>, <Sean.Elsbernd@sfgov.org>,

1 Attachment



Flyer-Mirkarimi-Misconduct-02-wExh.pdf

Dear Friends,

I delivered the attached double-sided flyer to the Ethics Commission and the Board of Supervisors today. The first page is below. The second page is part of the attached pdf.

By coincidence, the hearing today on Ross Mirkarimi's official misconduct charges is the one-year anniversary of the Ethics Commission's letter communicating the official misconduct finding against Jewelle Gomez. The fact that the Mayor has done nothing but endorse that official misconduct speaks volumes for the Mayor's true position on ethics.

The original is on yellow paper. Please feel free to distribute in whatever format you see fit.

James Chaffee

“When is Official Misconduct Not Official Misconduct?”

Answer: When Corporate Influence Is Paying for It.

One Year with No Action by Mayor Lee on Misconduct Finding:

In the Ethics Commission's only action containing a finding of “official misconduct” it issued a letter to the Mayor on July 18, 2011, which stated that Library Commission President Jewelle Gomez' “actions fell below the standards

appropriate for a public official. . . . The Commission voted to recommend that you consider taking steps to remove Ms. Gomez from her appointed office in light of her actions."

Mayor Edwin Lee has failed to act on that recommendation of exactly one year ago. This is not an accusation. These are not charges. This is the unanimous ruling by the Ethics Commission after investigation and hearing, including public testimony.

You Too Could be Jewelle Gomezed:

Why would a Mayor remove an elected official from office while charges of official misconduct are pending, but retain an appointed official in office after an investigation, and a finding of "Guilty"?

The answer is, follow the money.

When Jewelle Gomez was found guilty of "Official Misconduct" the charges were based on Open Government Laws and the victim was the entire public and our expectations of civility and equal treatment.

This is another casualty of the "public-private partnership." In this case the Friends of the Library, categorically supports Jewelle Gomez and has to prove its immunity from ethical or fiscal accountability.

Since that time Jewelle Gomez has sworn out a fraudulent police complaint against a public commenter, engaged in a threatening, profanity-laced tirade posted on the Library Commission website, yet she remains in office.

What would Mayor Lee do if Ross Mirkarimi were skimming public assets of \$5 Million per year without oversight? Not much.

James Chaffee, Save Our Libraries, P.O. Box 12305, SF, CA 94112, Ph: 415-584-8999

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Taped comment stirs controversy

By Joshua Sabatini
S.F. Examiner Staff Writer

Ray Hartz frequently gets under the skin of city officials with his challenging comments during meetings, but recently, the San Francisco resident might have crossed the line when criticizing the Public Library Commission's choice last month to keep Jewelle Gomez as president.

"I know 12 people who would f--- bury him if I could walk out of here today," Gomez said of the gadfly whose public testimony she thought was threatening, according to a city audio recording that picked up her private conversation moments after the Feb. 2 meeting adjourned.

Gomez was reacting to what Hartz said during the meeting: "Maybe what you should do is do what they used to do in the old Roman republic — elect Ms. Gomez to the position of dictator for life and then at least

the rest of us would have the hope an assassination might result in a change of leadership."

Gomez reacted in the public meeting by calling the comment inappropriate and said the audience "might not appreciate that kind of violence."

Hartz later said he was using a "literary device" and was in no way suggesting an actual assassination.

After the meeting adjourned, Gomez can be heard on the audio recording talking to staffers about her safety, but she also seems to threaten Hartz.

"He doesn't even know who he is f--- with," Gomez said. "I speak very nicely now, but I did grow up in the ghetto and I used to carry a straight razor."

An unidentified voice asks, "Everything is off, right?"

Gomez reported a "suspicious occurrence" to police Feb. 4. On

Feb. 6, Hartz said two police inspectors showed up at his home unannounced to ask about the meeting. However, no charges are expected to be filed.

On Tuesday, Gomez said she didn't remember what she said and wouldn't address the specifics.

"Those were private comments not meant for the public following a very emotional meeting where I felt like my life had been threatened," Gomez said. "In a city in which Harvey Milk and George Moscone were assassinated as public officials, I felt threatened. So my anxiety and fear resulted in those comments, which I assumed were off the record because the meeting was over."

This isn't the first controversy for Gomez. In 2009, she shouted down a public commentator. The incident prompted the Ethics Commission in 2011 to recommend Mayor Ed Lee remove her from the post. Lee did not take that action.



COURTESY OF JEWELLE GOMEZ

Reaction: Jewelle Gomez of the Public Library Commission says she felt threatened by a commenter's words.

City Librarian Luis Herrera called the incident "very regrettable," but said Gomez was "letting off steam after a very challenging meeting. She felt threatened."

Herrera praised Gomez overall. "She just has been tremendously supportive of the library and does her work remarkably well," he said.

jsabatini@sfoxaminer.com

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO

2012 JUL 18 PM 3:51
**Fair comment at the
Library Commission**

The context for Ray Hartz's comparison of library commissioners to Roman emperors was that Jewelle Gomez had been re-elected president of the commission after she had been found guilty of "official misconduct" by the Ethics Commission ("Taped comment stirs controversy," Wednesday).

That finding was not only for willfully violating someone's right to public comment, but abusively shouting them down.

The finding of Gomez's official misconduct is the only process of accountability that she is subject to, and when the mayor failed to act to remove her in the first place and tolerated someone found guilty of official misconduct in his administration, he was basically encouraging it.

The library commissioners could have responded that they don't consider themselves to be Roman emperors. The only way Hartz's comment could be even metaphorically threatening was if they considered themselves at risk precisely because they do consider themselves Roman emperors. That it was merely a metaphor was unmistakable, but it was clarified anyway.

But the crucial issue is that after proclaiming her retaliation in profane and violent language, she used her position as a public official to seek her revenge by swearing out a police complaint.

That is the misuse of police power as retaliation against free speech — free speech that was unquestionably fair comment.

If that is not grounds for termination, what would be?

James Chaffee
San Francisco



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: 6 Email Petitions titled: Reinstate Sheriff Ross Mirkarimi

From: "brenda barros" <signon-noreply@signon.org>
To: "San Francisco Board of Supervisors" <Board.of.Supervisors@sfgov.org>,
Date: 07/22/2012 04:12 PM
Subject: I'm the 12th signer: "REINSTATE SHERIFF ROSS MIRKARIMI"

Dear San Francisco Board of Supervisors,

I just signed a petition addressed to you titled REINSTATE SHERIFF ROSS MIRKARIMI . So far, 12 people have signed the petition.

You can reach me directly by replying to this email, **but if you'd like to email all petition signers, click here:**

http://signon.org/target_talkback.html?tt=tt-21445-custom-10529-20120805-DS48rk

The petition states:

"LETTER IN SUPPORT OF SHERIFF ROSS MIRKARIMI We voters of the city of San Francisco and those who seek fairness and justice for its citizens, are sending this letter of concern on behalf of all San Francisco's residents and families. Our concerns are the following: We believe all elected officials should have the right to hold office and represent their people within the law without the impending threat of expulsion by other members of office. We believe all citizens should be given a fair opportunity to make changes for the betterment of their lives, family and community without their careers being jeopardized as a result. So, we are writing this letter in support of Sheriff Mirkarimi—San Francisco's duly elected sheriff who has enjoyed a long, exceptional record of public service involving innumerable significant civic issues. While serving in office, he has spearheaded ground-breaking legislation in support of the environment, drug and gun law reform as well as advocacy for the working class and advocacy for those underserved and underrepresented in the community. Sheriff Mirkarimi has unquestionably been a true visionary for innovative change both in and out of San Francisco. Recent allegations and a misdemeanor conviction involving the Sheriff and his family have overshadowed his new position and have cast doubts in the eyes of some on the propriety of his service as sheriff. The allegations and subsequent conviction are indeed serious in light of the responsibilities of an elected official and by no means are to be overlooked. However, we believe the circumstances under which Sheriff Mirkarimi has been suspended do not rise to the extreme level of his expulsion from elected office. It is up to the voters of San Francisco to decide whether or not the Sheriff deserves their trust and confidence. Ms Lopez has spoken on the record in support of her husband. While acknowledging the fight with her husband that led to his misdemeanor conviction, she has clearly stated: "I have never been afraid for my safety in the presence of my husband, or for the safety of my son." Her statements were made without coercion while having had no contact with her husband for over three

months. So, without first hand information to the contrary, we believe it is not the responsibility of the general public or those in office to second guess the statements of Ms. Lopez or to decide the best remedy for her family. The criminal justice system is appropriately running its course, and there has been professional intervention, nothing more is needed. Sheriff Mirkarimi took office by a public vote of the people, not by appointment. That means any consideration of his removal would have to meet a much higher standard if it were to reverse the will of the San Francisco voters who elected him to office. Under the circumstances, we don't believe the Sheriff's domestic dispute rises to that standard where a vote of the people should be altogether overruled. Again, it is up to the voters of San Francisco to decide with whom to put their confidence as sheriff. Sheriff Mirkarimi brings incredible insight, value and experience to the office of sheriff and to the city of San Francisco. He graduated as class president from the San Francisco police academy and worked in the district attorney's office for seven years. While city supervisor, he championed legislation that set new standards for other cities to follow—helping to build and maintain San Francisco's world class, leading edge reputation. We need this leadership for the city. And while he has been convicted of one misdemeanor, he has also taken full responsibility for his actions. Sheriff Mirkarimi has publicly apologized and is doing all that has been asked of him by the courts. What more can we ask of our elected officials? Domestic violence is an extremely serious matter, and as a result, the City of San Francisco has a rehabilitative process in place of intervention and prevention. Sheriff Mirkarimi has responsibly acknowledged his shortcomings as a parent and husband yet is fully committed to the system for full resolution, and has said as much on more than one occasion. Through his efforts, he is making changes that will make him a better and more informed father, husband and public servant. If improvement were not an option, such programs would not exist. Now we need to let the process take its course without casting our own additional penalties upon those already decided by the courts. Anything else would only compound the existing difficulties facing the Sheriff, his wife and their son, and contribute further to the problem--not to the solution. We, as members of the community, civil servants, parents, voters of the city of San Francisco and concerned citizens, are signing this letter in support of Ross Mirkarimi's reinstatement as city and county sheriff—the position to which he was elected by the people. We are further open to any discussions with decision makers on the matter of Sheriff Mirkarimi's role as the sheriff of San Francisco. "

My additional comments are:

as a long term 35 years employee of the city and patient advocate for the patients i serve know that Ross is the only one who will protect jail health services and create an enviornment of restitution for many of of the people i serve who have been in the jail system.

To download a PDF file of all of your constituents who have signed the petition, including their addresses, click this link:

http://www.signon.org/deliver_pdf.html?job_id=525613&target_type=custom&target_id=10529

brenda barros
antioch, CA

This email was sent through SignOn.org, a free service that allows anyone to set up their own online petition and share it with friends. SignOn is sponsored by MoveOn.org Civic Action, but MoveOn does not endorse the contents of any petitions. If you have any questions, please email signon@signon.org. If you don't want to receive further emails updating you on how many people have signed this petition, click here:

http://www.signon.org/delivery_unsub.html?e=A6ccxHGcs0jUOkZWj4v0gUJvYXJkLm9mLIN1cGVydmlzb3JzQHNmZ292Lm9yZW--&petition_id=21445

----- Forwarded by Board of Supervisors/BOS/SFGOV on 07/24/2012 11:44 AM -----

From: "Michael Tong" <signon-noreply@signon.org>
To: "San Francisco Board of Supervisors" <Board.of.Supervisors@sfgov.org>,
Date: 07/22/2012 05:30 PM
Subject: I'm the 14th signer: "REINSTATE SHERIFF ROSS MIRKARIMI"

Dear San Francisco Board of Supervisors,

I just signed a petition addressed to you titled *REINSTATE SHERIFF ROSS MIRKARIMI*. So far, 14 people have signed the petition.

You can reach me directly by replying to this email, **but if you'd like to email all petition signers, click here:**

http://signon.org/target_talkback.html?tt=tt-21445-custom-10529-20120805-DS48rk

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misdemeanor conviction involving the Sheriff and his family have overshadowed his new position and have cast doubts in the eyes of some on the propriety of his service as sheriff. The allegations and subsequent conviction are indeed serious in light of the responsibilities of an elected official and by no means are to be overlooked. However, we believe the circumstances under which Sheriff Mirkarimi has been suspended do not rise to the extreme level of his expulsion from elected office. It is up to the voters of San Francisco to decide whether or not the Sheriff deserves their trust and confidence. Ms Lopez has spoken on the record in support of her husband. While acknowledging the fight with her husband that led to his misdemeanor conviction, she has clearly stated: "I have never been afraid for my safety in the presence of my husband, or for the safety of my son." Her statements were made without coercion while having had no contact with her husband for over three months. So, without first hand information to the contrary, we believe it is not the responsibility of the general public or those in office to second guess the statements of Ms. Lopez or to decide the best remedy for her family. The criminal justice system is appropriately running its course, and there has been professional intervention, nothing more is needed. Sheriff Mirkarimi took office by a public vote of the people, not by appointment. That means any consideration of his removal would have to meet a much higher standard if it were to reverse the will of the San Francisco voters who elected him to office. Under the circumstances, we don't believe the Sheriff's domestic dispute rises to that standard where a vote of the people should be altogether overruled. Again, it is up to the voters of San Francisco to decide with whom to put their confidence as sheriff. Sheriff Mirkarimi brings incredible insight, value and experience to the office of sheriff and to the city of San Francisco. He graduated as class president from the San Francisco police academy and worked in the district attorney's office for seven years. While city supervisor, he championed legislation that set new standards for other cities to follow—helping to build and maintain San Francisco's world class, leading edge reputation. We need this leadership for the city. And while he has been convicted of one misdemeanor, he has also taken full responsibility for his actions. Sheriff Mirkarimi has publicly apologized and is doing all that has been asked of him by the courts. What more can we ask of our elected officials? Domestic violence is an extremely serious matter, and as a result, the City of San Francisco has a rehabilitative process in place of intervention and prevention. Sheriff Mirkarimi has responsibly acknowledged his shortcomings as a parent and husband yet is fully committed to the system for full resolution, and has said as much on more than one occasion. Through his efforts, he is making changes that will make him a better and more informed father, husband and public servant. If improvement were not an option, such programs would not exist. Now we need to let the process take its course without casting our own additional penalties upon those already decided by the courts. Anything else would only compound the existing difficulties facing the Sheriff, his wife and their son, and contribute further to the problem--not to the solution. We, as members of the community, civil servants, parents, voters of the city of San Francisco and concerned citizens, are signing this letter in support of Ross Mirkarimi's reinstatement as city and county sheriff—the position to which he was elected by the people. We are further open to any discussions with decision makers on the matter of Sheriff Mirkarimi's role as the sheriff of San Francisco. "

My additional comments are:

No one, even elected officials, should have their private lives turned into a public spectacle. This is what happened, and not a case of Official Misconduct.

To download a PDF file of all of your constituents who have signed the petition, including their addresses, click this link:

http://www.signon.org/deliver_pdf.html?job_id=525644&target_type=custom&target_id=10529

Michael Tong
San Francisco, CA

This email was sent through SignOn.org, a free service that allows anyone to set up their own online petition and share it with friends. SignOn is sponsored by MoveOn.org Civic Action, but MoveOn does not endorse the contents of any petitions. If you have any questions, please email signon@signon.org. If you don't want to receive further emails updating you on how many people have signed this petition, click here:

http://www.signon.org/delivery_unsub.html?e=A6ccxHGcs0jUQkZWj4v0gUJvYXJkLm9mLlN1cGVydmlzb3JzOHNmZ292Lm9yZw--&petition_id=21445.

----- Forwarded by Board of Supervisors/BOS/SFGOV on 07/24/2012 11:44 AM -----

From: "houshang Pakpour" <signon-noreply@signon.org>
To: "San Francisco Board of Supervisors" <Board.of.Supervisors@sfgov.org>,
Date: 07/22/2012 06:24 PM
Subject: I'm the 15th signer: "REINSTATE SHERIFF ROSS MIRKARIMI"

Dear San Francisco Board of Supervisors,

I just signed a petition addressed to you titled [REINSTATE SHERIFF ROSS MIRKARIMI](#). So far, 16 people have signed the petition.

You can reach me directly by replying to this email, **but if you'd like to email all petition signers, click here:**

http://signon.org/target_talkback.html?tt=tt-21445-custom-10529-20120805-DS48rk

The petition states:

"LETTER IN SUPPORT OF SHERIFF ROSS MIRKARIMI We voters of the city of San Francisco and those who seek fairness and justice for its citizens, are sending this letter of concern on behalf of all San Francisco's residents and families. Our concerns are the following: We believe all elected officials should have the right to hold office and represent their people within the law without the impending threat of expulsion by other

members of office. We believe all citizens should be given a fair opportunity to make changes for the betterment of their lives, family and community without their careers being jeopardized as a result. So, we are writing this letter in support of Sheriff Mirkarimi—San Francisco's duly elected sheriff who has enjoyed a long, exceptional record of public service involving innumerable significant civic issues. While serving in office, he has spearheaded ground-breaking legislation in support of the environment, drug and gun law reform as well as advocacy for the working class and advocacy for those underserved and underrepresented in the community. Sheriff Mirkarimi has unquestionably been a true visionary for innovative change both in and out of San Francisco. Recent allegations and a misdemeanor conviction involving the Sheriff and his family have overshadowed his new position and have cast doubts in the eyes of some on the propriety of his service as sheriff. The allegations and subsequent conviction are indeed serious in light of the responsibilities of an elected official and by no means are to be overlooked. However, we believe the circumstances under which Sheriff Mirkarimi has been suspended do not rise to the extreme level of his expulsion from elected office. It is up to the voters of San Francisco to decide whether or not the Sheriff deserves their trust and confidence. Ms Lopez has spoken on the record in support of her husband. While acknowledging the fight with her husband that led to his misdemeanor conviction, she has clearly stated: "I have never been afraid for my safety in the presence of my husband, or for the safety of my son." Her statements were made without coercion while having had no contact with her husband for over three months. So, without first hand information to the contrary, we believe it is not the responsibility of the general public or those in office to second guess the statements of Ms. Lopez or to decide the best remedy for her family. The criminal justice system is appropriately running its course, and there has been professional intervention, nothing more is needed. Sheriff Mirkarimi took office by a public vote of the people, not by appointment. That means any consideration of his removal would have to meet a much higher standard if it were to reverse the will of the San Francisco voters who elected him to office. Under the circumstances, we don't believe the Sheriff's domestic dispute rises to that standard where a vote of the people should be altogether overruled. Again, it is up to the voters of San Francisco to decide with whom to put their confidence as sheriff. Sheriff Mirkarimi brings incredible insight, value and experience to the office of sheriff and to the city of San Francisco. He graduated as class president from the San Francisco police academy and worked in the district attorney's office for seven years. While city supervisor, he championed legislation that set new standards for other cities to follow—helping to build and maintain San Francisco's world class, leading edge reputation. We need this leadership for the city. And while he has been convicted of one misdemeanor, he has also taken full responsibility for his actions. Sheriff Mirkarimi has publicly apologized and is doing all that has been asked of him by the courts. What more can we ask of our elected officials? Domestic violence is an extremely serious matter, and as a result, the City of San Francisco has a rehabilitative process in place of intervention and prevention. Sheriff Mirkarimi has responsibly acknowledged his shortcomings as a parent and husband yet is fully committed to the system for full resolution, and has said as much on more than one occasion. Through his efforts, he is making changes that will make him a better and more informed father, husband and public servant. If improvement were not an option, such programs would not exist. Now we need to let the process take its course without casting

our own additional penalties upon those already decided by the courts. Anything else would only compound the existing difficulties facing the Sheriff, his wife and their son, and contribute further to the problem--not to the solution. We, as members of the community, civil servants, parents, voters of the city of San Francisco and concerned citizens, are signing this letter in support of Ross Mirkarimi's reinstatement as city and county sheriff—the position to which he was elected by the people. We are further open to any discussions with decision makers on the matter of Sheriff Mirkarimi's role as the sheriff of San Francisco. "

My additional comments are:

REINSTATE SHERIFF ROSS MIRKARIMI

To download a PDF file of all of your constituents who have signed the petition, including their addresses, click this link:

http://www.signon.org/deliver_pdf.html?job_id=525668&target_type=custom&target_id=10529

houshang Pakpour
Berkeley, CA

This email was sent through SignOn.org, a free service that allows anyone to set up their own online petition and share it with friends. SignOn is sponsored by MoveOn.org Civic Action, but MoveOn does not endorse the contents of any petitions. If you have any questions, please email signon@signon.org . If you don't want to receive further emails updating you on how many people have signed this petition, click here:

http://www.signon.org/delivery_unsub.html?e=A6ccxHGcs0jUOkZWj4v0gUJvYXJkLm9mLlN1cGVydmlzb3JzOHNmZ292Lm9yZw--&petition_id=21445 .

----- Forwarded by Board of Supervisors/BOS/SFGOV on 07/24/2012 11:44 AM -----

From: "Khash Chamlou" <signon-noreply@signon.org>
To: "San Francisco Board of Supervisors" <Board.of.Supervisors@sfgov.org>,
Date: 07/22/2012 10:53 PM
Subject: I'm the 17th signer: "REINSTATE SHERIFF ROSS MIRKARIMI"

Dear San Francisco Board of Supervisors,

I just signed a petition addressed to you titled [REINSTATE SHERIFF ROSS MIRKARIMI](#) . So far, 17 people have signed the petition.

You can reach me directly by replying to this email, **but if you'd like to email all petition signers, click here:**

http://signon.org/target_talkback.html?tt=tt-21445-custom-10529-20120805-DS48rk

The petition states:

"LETTER IN SUPPORT OF SHERIFF ROSS MIRKARIMI We voters of the city of San Francisco and those who seek fairness and justice for its citizens, are sending this letter of concern on behalf of all San Francisco's residents and families. Our concerns are the following: We believe all elected officials should have the right to hold office and represent their people within the law without the impending threat of expulsion by other members of office. We believe all citizens should be given a fair opportunity to make changes for the betterment of their lives, family and community without their careers being jeopardized as a result. So, we are writing this letter in support of Sheriff Mirkarimi—San Francisco's duly elected sheriff who has enjoyed a long, exceptional record of public service involving innumerable significant civic issues. While serving in office, he has spearheaded ground-breaking legislation in support of the environment, drug and gun law reform as well as advocacy for the working class and advocacy for those underserved and underrepresented in the community. Sheriff Mirkarimi has unquestionably been a true visionary for innovative change both in and out of San Francisco. Recent allegations and a misdemeanor conviction involving the Sheriff and his family have overshadowed his new position and have cast doubts in the eyes of some on the propriety of his service as sheriff. The allegations and subsequent conviction are indeed serious in light of the responsibilities of an elected official and by no means are to be overlooked. However, we believe the circumstances under which Sheriff Mirkarimi has been suspended do not rise to the extreme level of his expulsion from elected office. It is up to the voters of San Francisco to decide whether or not the Sheriff deserves their trust and confidence. Ms Lopez has spoken on the record in support of her husband. While acknowledging the fight with her husband that led to his misdemeanor conviction, she has clearly stated: "I have never been afraid for my safety in the presence of my husband, or for the safety of my son." Her statements were made without coercion while having had no contact with her husband for over three months. So, without first hand information to the contrary, we believe it is not the responsibility of the general public or those in office to second guess the statements of Ms. Lopez or to decide the best remedy for her family. The criminal justice system is appropriately running its course, and there has been professional intervention, nothing more is needed. Sheriff Mirkarimi took office by a public vote of the people, not by appointment. That means any consideration of his removal would have to meet a much higher standard if it were to reverse the will of the San Francisco voters who elected him to office. Under the circumstances, we don't believe the Sheriff's domestic dispute rises to that standard where a vote of the people should be altogether overruled. Again, it is up to the voters of San Francisco to decide with whom to put their confidence as sheriff. Sheriff Mirkarimi brings incredible insight, value and experience to the office of sheriff and to the city of San Francisco. He graduated as class president from the San Francisco police academy and worked in the district attorney's office for seven years. While city supervisor, he championed legislation that set new standards for other cities to follow—helping to build and maintain San Francisco's world class, leading edge reputation. We need this leadership for the city. And while he has been convicted of one misdemeanor, he has also taken full responsibility for his actions. Sheriff Mirkarimi has publicly apologized and is

doing all that has been asked of him by the courts. What more can we ask of our elected officials? Domestic violence is an extremely serious matter, and as a result, the City of San Francisco has a rehabilitative process in place of intervention and prevention. Sheriff Mirkarimi has responsibly acknowledged his shortcomings as a parent and husband yet is fully committed to the system for full resolution, and has said as much on more than one occasion. Through his efforts, he is making changes that will make him a better and more informed father, husband and public servant. If improvement were not an option, such programs would not exist. Now we need to let the process take its course without casting our own additional penalties upon those already decided by the courts. Anything else would only compound the existing difficulties facing the Sheriff, his wife and their son, and contribute further to the problem--not to the solution. We, as members of the community, civil servants, parents, voters of the city of San Francisco and concerned citizens, are signing this letter in support of Ross Mirkarimi's reinstatement as city and county sheriff—the position to which he was elected by the people. We are further open to any discussions with decision makers on the matter of Sheriff Mirkarimi's role as the sheriff of San Francisco. "

My additional comments are:

Disgusting San Francisco politics going-on here to demonize this hard working and moral man.

To download a PDF file of all of your constituents who have signed the petition, including their addresses, click this link:

http://www.signon.org/deliver_pdf.html?job_id=525747&target_type=custom&target_id=10529

Khash Chamlou
San Francisco, CA

This email was sent through SignOn.org, a free service that allows anyone to set up their own online petition and share it with friends. SignOn is sponsored by MoveOn.org Civic Action, but MoveOn does not endorse the contents of any petitions. If you have any questions, please email signon@signon.org . If you don't want to receive further emails updating you on how many people have signed this petition, click here:

http://www.signon.org/delivery_unsub.html?e=A6ccxHGcs0jUQkZWj4v0gUJvYXJkLm9mLlN1cGVydmlzb3JzOHNmZ292Lm9yZw--&petition_id=21445 .

----- Forwarded by Board of Supervisors/BOS/SFGOV on 07/24/2012 11:44 AM -----

From: "nina Vaheb" <signon-noreply@signon.org>
To: "San Francisco Board of Supervisors" <Board.of.Supervisors@sfgov.org>,
Date: 07/23/2012 09:22 AM
Subject: I'm the 21st signer: "REINSTATE SHERIFF ROSS MIRKARIMI"

Dear San Francisco Board of Supervisors,

I just signed a petition addressed to you titled REINSTATE SHERIFF ROSS MIRKARIMI . So far, 21 people have signed the petition.

You can reach me directly by replying to this email, **but if you'd like to email all petition signers, click here:**

http://signon.org/target_talkback.html?tt=tt-21445-custom-10529-20120806-H51s3L

The petition states:

"LETTER IN SUPPORT OF SHERIFF ROSS MIRKARIMI We voters of the city of San Francisco and those who seek fairness and justice for its citizens, are sending this letter of concern on behalf of all San Francisco's residents and families. Our concerns are the following: We believe all elected officials should have the right to hold office and represent their people within the law without the impending threat of expulsion by other members of office. We believe all citizens should be given a fair opportunity to make changes for the betterment of their lives, family and community without their careers being jeopardized as a result. So, we are writing this letter in support of Sheriff Mirkarimi—San Francisco's duly elected sheriff who has enjoyed a long, exceptional record of public service involving innumerable significant civic issues. While serving in office, he has spearheaded ground-breaking legislation in support of the environment, drug and gun law reform as well as advocacy for the working class and advocacy for those underserved and underrepresented in the community. Sheriff Mirkarimi has unquestionably been a true visionary for innovative change both in and out of San Francisco. Recent allegations and a misdemeanor conviction involving the Sheriff and his family have overshadowed his new position and have cast doubts in the eyes of some on the propriety of his service as sheriff. The allegations and subsequent conviction are indeed serious in light of the responsibilities of an elected official and by no means are to be overlooked. However, we believe the circumstances under which Sheriff Mirkarimi has been suspended do not rise to the extreme level of his expulsion from elected office. It is up to the voters of San Francisco to decide whether or not the Sheriff deserves their trust and confidence. Ms Lopez has spoken on the record in support of her husband. While acknowledging the fight with her husband that led to his misdemeanor conviction, she has clearly stated: "I have never been afraid for my safety in the presence of my husband, or for the safety of my son." Her statements were made without coercion while having had no contact with her husband for over three months. So, without first hand information to the contrary, we believe it is not the responsibility of the general public or those in office to second guess the statements of Ms. Lopez or to decide the best remedy for her family. The criminal justice system is appropriately running its course, and there has been professional intervention, nothing more is needed. Sheriff Mirkarimi took office by a public vote of the people, not by appointment. That means any consideration of his removal would have to meet a much higher standard if it were to reverse the will of the San Francisco voters who elected him to office. Under the circumstances, we don't believe the Sheriff's domestic dispute rises to that standard where a vote of the people should be altogether overruled. Again, it is up to

the voters of San Francisco to decide with whom to put their confidence as sheriff. Sheriff Mirkarimi brings incredible insight, value and experience to the office of sheriff and to the city of San Francisco. He graduated as class president from the San Francisco police academy and worked in the district attorney's office for seven years. While city supervisor, he championed legislation that set new standards for other cities to follow—helping to build and maintain San Francisco's world class, leading edge reputation. We need this leadership for the city. And while he has been convicted of one misdemeanor, he has also taken full responsibility for his actions. Sheriff Mirkarimi has publicly apologized and is doing all that has been asked of him by the courts. What more can we ask of our elected officials? Domestic violence is an extremely serious matter, and as a result, the City of San Francisco has a rehabilitative process in place of intervention and prevention. Sheriff Mirkarimi has responsibly acknowledged his shortcomings as a parent and husband yet is fully committed to the system for full resolution, and has said as much on more than one occasion. Through his efforts, he is making changes that will make him a better and more informed father, husband and public servant. If improvement were not an option, such programs would not exist. Now we need to let the process take its course without casting our own additional penalties upon those already decided by the courts. Anything else would only compound the existing difficulties facing the Sheriff, his wife and their son, and contribute further to the problem--not to the solution. We, as members of the community, civil servants, parents, voters of the city of San Francisco and concerned citizens, are signing this letter in support of Ross Mirkarimi's reinstatement as city and county sheriff—the position to which he was elected by the people. We are further open to any discussions with decision makers on the matter of Sheriff Mirkarimi's role as the sheriff of San Francisco. "

My additional comments are:

Ross is a good public worker. No plaintiff, no case Wasting money& time.

To download a PDF file of all of your constituents who have signed the petition, including their addresses, click this link:

http://www.signon.org/deliver_pdf.html?job_id=525987&target_type=custom&target_id=10529

nina Vaheb
berkeley, CA

This email was sent through SignOn.org, a free service that allows anyone to set up their own online petition and share it with friends. SignOn is sponsored by MoveOn.org Civic Action, but MoveOn does not endorse the contents of any petitions. If you have any questions, please email signon@signon.org . If you don't want to receive further emails updating you on how many people have signed this petition, click here:

http://www.signon.org/delivery_unsub.html?e=A6ccxHGcs0jUOkZWj4v0gUJvYXJkLm9mLlN1cGVydmlzb3JzOHNmZ292Lm9yZw--&petition_id=21445 .

----- Forwarded by Board of Supervisors/BOS/SFGOV on 07/24/2012 11:44 AM -----

From: "Soraia Bakhtiari" <signon-noreply@signon.org>
To: "San Francisco Board of Supervisors" <Board.of.Supervisors@sfgov.org>,
Date: 07/23/2012 10:22 AM
Subject: I'm the 27th signer: "REINSTATE SHERIFF ROSS MIRKARIMI"

Dear San Francisco Board of Supervisors,

I just signed a petition addressed to you titled REINSTATE SHERIFF ROSS MIRKARIMI . So far, 27 people have signed the petition.

You can reach me directly by replying to this email, **but if you'd like to email all petition signers, click here:**

http://signon.org/target_talkback.html?tt=tt-21445-custom-10529-20120806-H51s3L

The petition states:

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My additional comments are:

We love him and support him to back for his position that wasn't fair he wasn't guilty.

To download a PDF file of all of your constituents who have signed the petition, including their addresses, click this link:

http://www.signon.org/deliver_pdf.html?job_id=526042&target_type=custom&target_id=10529

Soraia Bakhtiari
Saratoga, CA

This email was sent through SignOn.org, a free service that allows anyone to set up their own online petition and share it with friends. SignOn is sponsored by MoveOn.org Civic Action, but

MoveOn does not endorse the contents of any petitions. If you have any questions, please email signon@signon.org . If you don't want to receive further emails updating you on how many people have signed this petition, click here:

http://www.signon.org/delivery_unsub.html?e=A6ccxHGcs0jUQkZWj4v0gUJvYXJkLm9mLlN1cGVydmlzb3JzOHNmZ292Lm9yZw--&petition_id=21445 .

SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN FRANCISCO
CIVIL GRAND JURY

1005-11
Orig: Jay C. LOB, Leg. Dep.

GAO
Clerk
Cpage



July 16, 2012

Angela Calvillo
Clerk of the Board
City Hall, Room 244
San Francisco, CA 94102

Dear Ms. Calvillo,

The 2011 – 2012 San Francisco Civil Grand Jury will release its report entitled, "Surcharges and Healthy San Francisco: Healthy for Whom?" to the public on July 19, 2012. Enclosed is an advance copy of this report. Please note that by order of the Presiding Judge of the Superior Court, Hon. Katherine Feinstein, this report is to be kept confidential until the date of release.

California Penal Code section 933.5 requires the responding party or entity identified in the report to respond to the Presiding Judge of the Superior Court within a specified number of days. You are required by code to respond to this report no later than October 17, 2012. For each finding of the Civil Grand Jury, the response must either:

- 1) Agree with the finding; or
- 2) Disagree with it, wholly or partially, and explain why.

Further, as to each recommendation made by the Civil Grand Jury, the responding party must either indicate:

- 1) That the recommendation has been implemented, with a summary explanation of how it was implemented;
- 2) That the recommendation has not been implemented, but will be implemented in the future, with a timeframe for implementation;
- 3) That the recommendation requires further analysis, with an explanation of the scope of that analysis and a timeframe for the officer or agency head to be prepared to discuss it (less than six months from the release of the report); or
- 4) That the recommendation will not be implemented because it is not warranted or reasonable, with an explanation of why that is. (California Penal Code sections 933, 933.05)

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

400 McAllister Street, Room 008
San Francisco, CA 94102-4512
Phone: 415-551-3605

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2012 JUL 17 PM 1:48
AK

July 16, 2012

Page 2

Please provide your responses to the findings and recommendations in this report to Judge Feinstein, with an informational copy sent to the Grand Jury Office at the below address.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Mario Choi', with a large, sweeping flourish extending to the left.

Mario Choi, Foreperson Pro Tem
2011 – 2012 Civil Grand Jury

400 McAllister Street, Room 008
San Francisco, CA 94102-4512
Phone: 415-551-3605



Save the Eagle Tavern
Kathy Howard

to:

Carmen Chu, Christina.Olague, Board.of.Supervisors, David.Campos, David.Chiu,
Eric.L.Mar, John.Avalos, Sean.Elsbernd, Supervisor Jane Kim, Supervisor Malia Cohen,
Supervisor Mark Farrell, Scott.Wiener

07/22/2012 08:02 PM

Hide Details

From: "Kathy Howard" <kathyhoward@earthlink.net> Sort List...

To: "Carmen Chu" <Carmen.Chu@sfgov.org>, <Christina.Olague@sfgov.org>,
<Board.of.Supervisors@sfgov.org>, <David.Campos@sfgov.org>,
<David.Chiu@sfgov.org>, <Eric.L.Mar@sfgov.org>, <John.Avalos@sfgov.org>,
<Sean.Elsbernd@sfgov.org>, "Supervisor Jane Kim" <Jane.Kim@sfgov.org>, "Supervisor
Malia Cohen" <Malia.Cohen@sfgov.org>, "Supervisor Mark Farrell"
<Mark.Farrell@sfgov.org>, <Scott.Wiener@sfgov.org>,

Supervisor,

I hope that you will support keeping the Eagle Tavern as a haven and a revered symbol of San Francisco's continued struggle with the HIV/AIDS epidemic and a critical meeting site for the gay community. The Eagle is more than a bar and a business, yet current city processes appear to regard it as just another tavern. The Eagle is hallowed ground for many, and the stakeholders must participate in any decisions about its future through a vigorous community-wide dialogue where all voices can be heard.

South of Market is undergoing a massive shift in its composition. It is important to allow members of the community to speak for themselves before rash decisions about its future are made.

Sincerely,

K. Howard

San Francisco



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: Chik-Fil-A

From: Blair Camp <grey333@sbcglobal.net>
To: Mayor Lee <mayoredwinlee@sfgov.org>, SF Supervisors <board.of.supervisors@sfgov.org>,
Date: 07/21/2012 09:42 AM
Subject: Chik-Fil-A

Dear Folk;

Now is a good time to take a stand and condemn Chik-Fil-A. Keep them out of San Francisco.

Blair Camp
1125 Fell St #3
San Francisco CA 94117-2314



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: Lennar cannot be trusted

From: Allen Jones <jones-allen@att.net>
To: Board.of.Supervisors@sfgov.org,
Date: 07/21/2012 09:15 AM
Subject: Lennar cannot be trusted

Attention all member of the SF Board of Supervisors,

Wall Street Journal article of June 25, 2012

<http://online.wsj.com/article/SB10001424052702304458604577489062449154168.html>

The Journal is saying if this deal with the Chinese Development Bank (CDB) does not go through, there will be no rebuilding out at Candlestick Point.

YouTube video (Lennar Kofi Bonner/Mayor Ed Lee/SUpervisor Malia Cohen) on the \$7.2 million given to help the Bayview residents.

<http://youtu.be/077f1aCA7Kw>

How can San Francisco and this developer Lennar, make promises to a struggling community when they have not yet secured more then \$1.7 billion in funding on the Bayview Hunters Point/ Candlestick Point project?

Allen Jones
(415) 756-7733
jones-allen@att.net
<http://casegame.squarespace.com>
<http://sf49erfanrevolt.squarespace.com/>



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: San Francisco Police Department's Practices Concerning Permitted Medical Cannabis Delivery Services

From: Kevin Reed <kevinreed@thegreencross.org>
To: Board.of.Supervisors@sfgov.org,
Date: 07/20/2012 07:04 PM
Subject: San Francisco Police Department's Practices Concerning Permitted Medical Cannabis Delivery Services

July 20, 2012

San Francisco Board of Supervisors

1 Carlton B Goodlett Pl.

San Francisco, CA 94102-4689

VIA EMAIL to Board.of.Supervisors@sfgov.org

RE: San Francisco

**Police Department's practices concerning
Permitted Medical Cannabis Delivery Services**

Dear Supervisors,

In the past 90 days, the San Francisco Police Department has twice detained two separate Green Cross delivery personnel citing the smell of marijuana as probable cause to search the vehicle. In addition to providing the officer with a current driver's license, proof of insurance, vehicle registration citing Kevin Reed and/or The Green Cross as owner, and California MMP identification cards, in both instances the employees also presented Green Cross employee identification badges and clear photocopies of Green Cross's city-issued MCD Delivery-Only Permit. Nonetheless, both drivers were temporarily detained for more than an hour and released after searches of both vehicles which turned up nothing illegal or out of the ordinary.

Having operated The Green Cross for nearly a decade, my drivers have rarely been detained and searched, and, certainly never twice within 90 days! Worse still, these events come on the heels of meetings involving SFPD where officers refused to acknowledge the existence of law that permitted either transportation or the possession of concentrated forms of cannabis. The purpose of writing this letter is to draw your attention to this matter, and, in doing so, seek to work with your office to remedy this situation before it escalates any further.

Article 33 of the San Francisco Health Code, otherwise known as the Medical Cannabis Act, clearly states that, “delivery of cannabis to qualified patients with valid identification cards... outside the premises of the medical cannabis dispensary is permitted if the person delivering the cannabis is a qualified patient who is a member of the medical cannabis dispensary.” Moreover, the 2008 Attorney General Guidelines note that California Courts have found an implied defense to the transportation of medical marijuana provided that the quantity transported and the method, timing and distance of the transportation are reasonably related to the patient’s current medical needs. And, finally, in denying review of *People v. Colvin*, the California Supreme Court recently held that medical cannabis collectives and cooperatives may transport cannabis in aggregate amounts tied to its membership numbers, and, affirmed that possession or extracted or concentrated forms of medical cannabis is legal under state law.

The Green Cross has an impeccable record of compliance and in accordance with the law our drivers never possess more than eight ounces of medical cannabis at any given time – such a possession limit is legal under both state and local law. Moreover, detaining our drivers for no legitimate reason is tantamount to harassment; imagine the consequences that would ensue if officers were randomly searching permitted medical cannabis dispensaries and detaining staff simply because officers smell cannabis.

While I understand the need for officers of the law to do their jobs, it is also important that local law enforcement respect our laws. Delaying access or interrupting the activities of perfectly legitimate operations, like The Green Cross, is neither necessary nor warranted. Perhaps now is the time to redouble our efforts to ensure that San Francisco’s medical cannabis laws are clearly written, understood, and duly enforced by San Francisco’s law enforcement community at-large.

Despite a number of issues raised by the Medical Cannabis Task Force and others, it has been more than five years since the Board has given Article 33 any serious review or revision. I understand tackling these issues seems daunting, but however difficult the process I believe patients, providers, police, and the residents of San Francisco deserve clear guidelines concerning medical marijuana use, possession, and transportation.

I urge you to give some attention to this matter in addition to unresolved issues, such as the unchecked proliferation of unlicensed delivery services an issue we raised with your office last year. I welcome the opportunity to meet with your office to discuss these issues. Please contact me directly [415-648-4420](tel:415-648-4420).

Sincerely,

Kevin Reed

President | The Green Cross

cc: San Francisco Police Commission

Chief Suhr, San Francisco Police Department

Kevin Reed

President | The Green Cross

1230 Market Street #419

San Francisco, CA 94102

Office: 1.415.648.4420

Email: kevinreed@thegreencross.org

Web: www.thegreencross.org

The Green Cross Confidentiality Notice: This communication (including any attachments) may contain information that is proprietary, privileged or confidential or otherwise legally exempt from disclosure. The sender does not intend to waive any privilege, including the attorney-client privilege, that may attach to this communication. If you are not the intended recipient, you are not authorized to intercept, read, print, retain, copy, forward or disseminate this communication or any part of it. If you have received this communication in error, please notify the sender immediately by email and delete this communication and all copies.



SFPD.Supervisors.Ltr.pdf

File 120241
BOS 11
c Page



35 San Juan Avenue | San Francisco CA 94112 | Telephone 415.585.0110 | Fax 415.585.0170 | www.eag.org

July 20, 2012

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

Regarding: File No. 120241 [Planning Code, Zoning Map - Establishing
Three Outer Sunset Neighborhood Commercial Districts

Dear Members of the Board of Supervisors:

The Excelsior Action Group (EAG) strongly endorses File No. 120241. We believe that the new definition of "Trade Shops" will not only have a great effect throughout San Francisco, but will have a very positive impact in the Excelsior Commercial Corridor. It will provide businesses more flexibility and will help current businesses thrive as well as allow fewer barriers to entry for prospective businesses that wish to open in the Excelsior. This new definition will allow local businesses to prosper and help stimulate our local economy.

The Excelsior Action Group's mission is to revitalize the San Francisco Excelsior Neighborhood's Commercial Corridor by involving residents, merchants, neighborhood associations and city agencies through activities aimed to reinvigorate, green, beautify, strengthen and unify our diverse community. One of the main ways in which we work to do this is by providing support for local merchants. The new "Trade Shops" definition would allow us to better support local businesses as well as bring new goods to our community.

EAG urges you to support File No. 120241.

Sincerely,

A handwritten signature in black ink, appearing to read 'Nicole Jesslyn Agbayani', written in a cursive style.

Nicole Jesslyn Agbayani, LEED AP BD+C
Corridor Manager
Excelsior Action Group



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: File 120761: Support of Community Opposition to "Stop-and-Frisk" Policy in San Francisco

From: "Alex Tom (CPA)" <alex@cpasf.org>
To: MayorEdwinLee@sfgov.org,
Cc: paul.henderson@sfgov.org, jason.elliott@sfgov.org, Board.of.Supervisors@sfgov.org, sfpd.commission@sfgov.org, greg.suhr@sfgov.org, hrc.info@sfgov.org, theresa.sparks@sfgov.org, civic.engagement@sfgov.org
Date: 07/17/2012 10:08 AM
Subject: RE: Support of Community Opposition to "Stop-and-Frisk" Policy in San Francisco
Sent by: alexttom@gmail.com



July 17, 2012

Via e-mail

Mayor Edwin Lee

City Hall, Room 200

1 Dr. Carlton B. Goodlett Place

San Francisco, CA 94102

mayoredwinlee@sfgov.org

RE: Support of Community Opposition to "Stop-and-Frisk" Policy in San Francisco

Dear Mayor Lee:

Chinese Progressive Association writes in support of the letter sent to your office on July 10, 2012, titled "Community Opposition to "Stop-and-Frisk" Policy in San Francisco." Chinese Progressive Association joins the over 50 civil rights and community organizations that strongly believe that a New York style "stop-and-frisk" policy in San Francisco would be ineffective, is unnecessary, and would result in racial profiling.

Furthermore, we are greatly concerned that your pursuit of “stop-and-frisk” will heighten tensions and misunderstandings between communities of color, in particular Chinese and Black communities. These tensions have been worsened over the recent years by the economic downturn, lack of job opportunities across the board, and cuts to social services and education. CPA and many other community groups have been working to address these tensions on the ground, and we appreciated your understanding of the need to take action on racial tensions. You have met with community groups, supported and expanded the Community Ambassadors program, youth employment programs, and language access, among other actions. We would hate to see all these positive and important efforts be put in jeopardy by supporting a policy that has proven to be ineffective.

Chinese Progressive Association calls you to make a public statement assuring San Franciscans that no such “stop and frisk” policy will be implemented.

Sincerely,

Alex T. Tom

Executive Director

cc:

Paul Henderson, Office of the Mayor, *via email*

Jason Elliot, Office of the Mayor, *via email*

San Francisco Police Commission, *via email*

Chief Greg Suhr, San Francisco Police Department *via email*

San Francisco Board of Supervisors, *via email*

San Francisco Human Rights Commission, *via email*

--

Alex T. Tom

Executive Director

Chinese Progressive Association - SF

1042 Grant Avenue, Fifth Floor

San Francisco, CA, 94133

www.cpasf.org

www.facebook.com/cpasf

twitter: @cpasf

SAVE THE DATE!

Join us in celebrating CPA's 40th Anniversary on Saturday, August 4th, 2012 in San Francisco.
Together We Move Mountains :: Celebrating Generations of Change



To: Alisa Miller/BOS/SFGOV,
Cc:
Bcc:
Subject: File 120356-120366: Letter from Grant Davies, CPMC to President Chiu

From: "Li, Judy" <LiJN@sutterhealth.org>
To: <board.of.supervisors@sfgov.org>,
Date: 07/16/2012 12:46 PM
Subject: FW: Letter from Grant Davies, CPMC to President Chiu

Dear Angela,

Attached please find the recent correspondence from Grant Davies, CPMC's Executive Vice President, to Board President David Chiu.

Thanks.

Judy Li



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*California Pacific
Medical Center*

A Sutter Health Affiliate
With You. For Life.

July 16, 2012

Supervisor David Chiu
City and County of San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102-4689

Dear Supervisor Chiu,

I am responding to your letter to Dr. Browner. As you know, he is out of the country for two weeks. For clarity, I believe Dr. Browner's reference to "our agreement" was meant to indicate CPMC's willingness to consent to a continuance to allow a period of reflection and discussion, not to presuppose or characterize your view. While, of course, the Board may, and CPMC is prepared to proceed with the hearing on the EIR, we think a continuance will allow an opportunity to seek consensus on a project that everyone recognizes is of critical importance to the future of San Francisco.

I can assure you that CPMC remains committed to this important and necessary seismic /public safety hospital replacement project, including a new St. Luke's, and that we are willing to undertake serious discussions with the Board and the Mayor during the period of a continuance to a date no later than November 20, 2012, so that these hospitals can be rebuilt. Of course, Dr. Browner will be able to participate personally in the discussions when he returns in two weeks.

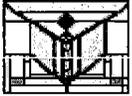
On a matter of this importance, we do not think it is prudent or necessary to rush to judgment or to force a decision prematurely.

Yours truly,

A handwritten signature in black ink that reads "Grant Davies".

Grant Davies
Executive Vice President, CPMC

cc: Mayor Edwin Lee
Board of Supervisors
Clerk of the Board of Supervisors



City Administrator July 2012 Report to the Board on 2011 Donations Received

Joan Lubamersky to: Board of Supervisors

07/18/2012 05:05 PM

This message is digitally signed.

Please see attached. Let me know if there are any questions, etc.

If I need to send a paper copy, I would be happy to do so.

Thank you.



City Admin July 2012 Donations Report.pdf

Joan Lubamersky
General Services Agency/City Administrator
City Hall, Room 362
One Carlton Goodlett Place
San Francisco, CA 94102
Phone: 415-554-4859
Fax: 415-554-4849
e mail address: Joan.Lubamersky@sfgov.org



OFFICE OF THE
CITY ADMINISTRATOR



Edwin M. Lee, Mayor
Naomi M. Kelly, City Administrator

July 17, 2012

MEMORANDUM

TO: Board of Supervisors

FROM: Naomi M. Kelly, City Administrator *N. Kelly*

SUBJ: Annual Report to the Board of Supervisors on Donations, 2011

The three reports enclosed are submitted pursuant to Administrative Code Section 10.100-305 (c) requiring departments to report to the Board on donations received during the prior calendar year.

Donations to the programs within the Office of the City Administrator that received donations are listed on the enclosed:

Community Challenge Grant Fund	\$160
Disaster Recovery Fund	\$136
Voluntary Arts Contribution Fund	\$5,130

If you should desire additional information on these funds, please contact Joan Lubamersky of my office, 5545-4859 or Joan.Lubamersky@sfgov.org

Enclosures (3)



OFFICE OF THE CITY ADMINISTRATOR



Edwin M. Lee, Mayor
Naomi M. Kelly, City Administrator

THE CITY ADMINISTRATOR'S OFFICE GIFTS TO THE CITY AND COUNTY OF SAN FRANCISCO ANNUAL REPORT TO THE BOARD OF SUPERVISORS

Name of your program: Community Challenge Grant Program

July 2012

Monetary donations received calendar year 2011

Donor Name	Amount if over \$100
The CCG has not received any individual donations in the amount of \$100 or more.	

Cumulative donations \$100 or less **8**

Total donations calendar year 2011 **\$160.00**

Disposition of funds: **To date the funds donated to CCG through GIVE2SF have not been spent. The funds have been held to be dispersed during the Fall/Winter 2012 Grant Cycle.**



OFFICE OF THE CITY ADMINISTRATOR



Edwin M. Lee, Mayor
Naomi M. Kelly, City Administrator

GIFTS TO THE CITY AND COUNTY OF SAN FRANCISCO ANNUAL REPORT TO THE BOARD OF SUPERVISORS

Name of your program: Disaster Recovery Fund (DRF), Give2SF

July 2012

Monetary donations received calendar year 2011

Donor Name	Amount if over \$100
The DRF has not received any individual donations in the amount of \$100 or more.	

Cumulative donations \$100 or less \$136

Total donations for calendar year 2011 6

Disposition of funds: None

GSA/GRANTS FOR THE ARTS
GIFTS TO THE CITY AND COUNTY OF SAN FRANCISCO
ANNUAL REPORT TO THE BOARD OF SUPERVISORS

Name of your program: Voluntary Arts Contribution Fund

Monetary Donations Received
Fiscal Year 2011/12*

Donor Name	Amount
Jennifer and Sam Chaiken and Hamilton	\$ 500.00
Carol Donohoe	\$ 500.00
Naomi Li	\$ 200.00
Raquel H. Newman	\$ 200.00
Joe and Nicki Parisi	\$ 1,000.00

Cumulative donations \$100 or less \$2,730

Total donations fiscal year 2011/12 \$5,130

Disposition of funds: To San Francisco-based nonprofit arts organizations for capital improvement and safety upgrade projects

*Note: This report contains only those Voluntary Arts Contribution Fund donations sent directly to Grants for the Arts.

THE CHILDREN'S BILL OF RIGHTS™

IRS Tax ID 99-0372234

79-985 Trinidad Drive
Bermuda Dunes, CA 92203
(760) 772-3402

San Francisco County Leads the Nation

RECEIVED SUPERVISORS BOARD OF SAN FRANCISCO
2012 JUN 20 PM 12:21
June 25, 2012

San Francisco Board of Supervisors, David Chiu, Eric Mar, Mark Ferrell, Carmen Chu, Ross Mirkarami, Jane Kim,

Sean Elsbernd, Scott Wiener, David Campos, Millie Cohan, John Avalos Clerk: Angela Calvillo
1 Dr. Carleton B Goodlett Place Rm 244 Ph# (415) 554-7450
San Francisco, CA 94102 Fax (415) 554-5163

Let's Join Forces www.uskidsroc.org + www.ci.sf.ca.us + www.sfgov.org

Dear Honorable Supervisors of San Francisco County, Clerk of San Francisco County:
Cities across the state are abolishing child abuse by giving them a bill of rights. On May 25th, 2012, we received the first Proclamation from Mayor Hines and the City Council of Rancho Mirage declaring that Children have a Bill of Rights. Rancho Mirage leads the State of California in child welfare. We want the Cities of San Francisco County to lead the nation by Proclamation of Children's Rights. Make the children in your cities feel the liberation and protection of your office by resolution of proclamation granting by rule of law that these rights afford. Make history for San Francisco County that declares the safety of children a priority by giving them a Bill of Rights.

Members of our organization may schedule a photo opportunity with your office/or your office may hold a press release on your own to announce the Proclamation. Contact Cheri Lynn Preuitt, Director of Educational Products at (909) 338-2401 or via our website. Please give us the best time and date for your office. At that time we will be announcing our first annual national campaign for The Children's Bill of Rights and the availability of our educational products, free to teachers across the nation.

Your support means everything to us. Thank you! Thank You! Thank you on behalf of our entire Board of Directors. Did you know that the Children's Bill of Rights was born in the California and we live in San Francisco County? Your endorsement would mean the most to the kids in our community.

After spending my weekend reading Child Maltreatment 2010*, I'm preparing for the summer 2012 campaign. It is hard to look at. The summer is an especially difficult time for abused and neglected children left alone with predators, out of the view of teachers who are the primary reporters of child abuse and neglect.

- 1) Every 40 seconds a substantiated case of child neglect or abuse occurs in America.*
- 2) Every 5 hours a child is killed at the hand of their caregiver, a rate that has remained consistent for the last five years.*
- 3) 92% of the children killed in America by their caregiver were not on the radar of the Child Protective Services.*
- 4) 7% of the victims report the abuse, 6 % of the perpetrators report the abuse. 87% of the reports of child neglect and abuse come from the community, mostly from teachers, medical professionals and law enforcement making up 60% of the reporting class.*
- 5) 80% of abuse happens in the home; by the primary caregiver.*

Child neglect and abuse is the most under reported crime in America and children 5 and under are the most likely to be killed by their caregiver.

Minimum definition of child abuse and neglect... ***"Any recent act or failure to act on the part of a parent or caretaker which results in death, serious physical harm***

22

or emotional harm, sexual abuse or exploitation; or an act or failure to act, which presents an imminent risk of serious harm." * john.gaudiosi@acf.hhs.gov
Visit the Domain <http://TheChildrensBillOfRights.org> to discover how you can support our national campaign. Let's make child abuse history, let's make it a thing of the past.

Children now have a Bill of Rights, by Proclamation of San Francisco County. Please use these rights, give them to the citizens under your charge. Thank you for supporting children's rights. I'm happy to know that your on the team. A message to the adults that abuse or neglect children... ..Presenting:

San Francisco County ♦ **The Children's Bill of Rights** San Francisco County

Article 1-All children are equal without distinction of any kind; such as race, color, sex, language, religion, nationality or social history, wealth, birth right or any other status. Children shall treat one another with equality and the way they want to be treated.

Article 2- All children have a right to a scholastic education and to be educated about these rights. That education shall be free and it shall promote understanding, tolerance and friendship between all children.

Article 3- All children have the right to feel safe and be safe at home, school or at play, in every activity. They shall not be abandoned or left alone.

Article 4- No child shall be subjected to torture or to cruel, inhumane or degrading treatment or punishments by anyone at anytime or anyplace.

Article 5- No child shall be held in slavery or servitude; Slavery and the slave trade shall be prohibited in all their forms, at anytime, by anyone or anyplace.

Article 6- No child shall be subjected to emotional, physical or mental harassment or ridicule by anyone at anytime or anyplace.

Article 7-No child shall be subjected to sexual relations, or solicited for the purpose of sex. Touching of children's genitalia is universally prohibited except in the course of medical treatment by a licensed medical practitioner. Any touching of children for personal gratification is always prohibited without exception, by anyone, at anytime or anyplace.

Article 8- Every child has a right to be free from the harms listed above and are entitled to equal protection under the law. No child is an exception. Every child has equal right of access to the law.

Article 9- No child shall be without food, clothes or shelter. Upon discovery of a violation of this or any article of this declaration, an immediate remedy shall be sought by all means available.

Article 10- No child shall be without health care, or necessary social services. Children in childhood have the right to special care and assistance; care that includes their mother and father in the event of unemployment, sickness, disability, widowhood, old age or other unfortunate circumstances beyond their control.

Article 11- Every child has the right to rest and leisure including reasonable limitation of school hours, chores; with an expectation of compensation or allowance.

We believe that children should have a bill of rights that speaks to them. In 2005 we drafted a Bill of Rights and posted it on the internet at: <http://TheChildrensBillOfRights.org>. We started receiving feedback, questions and inquiries from children, parents and teachers.

One mother writes, "Thank you for creating guidelines for me to have an honest, meaningful discussion with my children".

A young boy contacts me to ask if I could find help for him and his mother who were living in a car in San Francisco.

One man expressed gratitude for giving him the courage to cope with the violence that he witnessed by his father toward his mother; he himself had become an abusive spouse.

One young girl claimed to be currently suffering sexual abuse on a regular basis asking, "Is this a violation of my rights?"

Consequently we realized that we can't responsibly initiate a Children's Bill of Rights without offering resources to cope with the fallout of such abuse and neglect. We supplemented our website with National Resources. Many more resources need to be available by local, regional, area code or zip code.

Teachers excited by the Bill of Rights wanted to create curriculum that could be used in age appropriate civic lesson plans.

We believe that universal standards for the treatment of children will reduce incidents of abuse and neglect. From the news we are able to determine that boundaries of care and treatment are necessary to stop epidemics of bullying and sexual abuse of children. The foundation of freedom, justice and peace in the world is advanced by fundamental protections of children's rights. Children are the basic component of the human family with inalienable rights. The people of the United States of America understand that the existence of children's rights helps secure peaceful neighborhoods and communities, deter gangs and related aggression, promote the rule of law, combat crime, prevent cultural shame and strengthen the democracy. A pattern of negligence for children's rights has resulted in crimes that outrage the conscience of the citizens of America. It is essential that children have rights protected by a rule of law, rights that speak to them on their level, to promote a standard of treatment and care.

The people of the United States have faith in fundamental children's rights and the equal worth of all children. We have determined by granting rights to all children will cause social progress and improve standards of living in freedom. All states and territories pledge to achieve respect and observance for fundamental children's rights, with a common understanding of these rights being the greatest importance for the full realization of this pledge.

A guarantee for every individual of our society that keeps this resolution in mind is that our democracy will become attractive to other world nations. We shall advance our democracy by teaching and education that promotes respect for these rights by progressive means, to secure their universal recognition and observance, both among the people of the United States of America and all territories under our control, now comes The Children's Bill of Rights.

We have realized the need for professional assistance in this endeavor and we want your assistance and endorsement in this initiative.

Epidemics of bullying, sexual abuse, child neglect and abuse require a comprehensive program that addresses the issues from multiple levels of outreach.

The Children's Bill of Rights critically needs support in order to achieve our goal of launching our organization nationwide. Our goal to develop programs and software available for free to teachers, parents and children via our website is underway and requires a substantial commitment from your corporation/foundation. In an era of corporate responsibility, you are able to provide this initiative with the ability to make a great difference in the celebration of children's rights.

As long as no actions are taken to publicize children's rights, the news will continue to be filled with unconscionable crimes against children. Our organization is ready to work with you. If, for what ever reason, you are unable to be a partner and help our project, we would greatly appreciate your assistance in opening the door and dialogue for our organization with other potential supporters.

I am writing on behalf of our board of directors to introduce you to The Children's Bill of Rights, a 501(c)(3) nonprofit public charity that was officially organized in 2012 for the purpose of abolishing child abuse and neglect by creating a Bill of Rights that speaks to children. Please publish any part of this in honor of The Children's Bill of Rights and child abuse awareness month. Want to help?

Teach the children in San Francisco County they have rights, abolish child abuse and neglect, using the bill of rights.

Sincerely,


George Huffman Jr, Co-Founder
info@TheChildrensBillOfRights.org

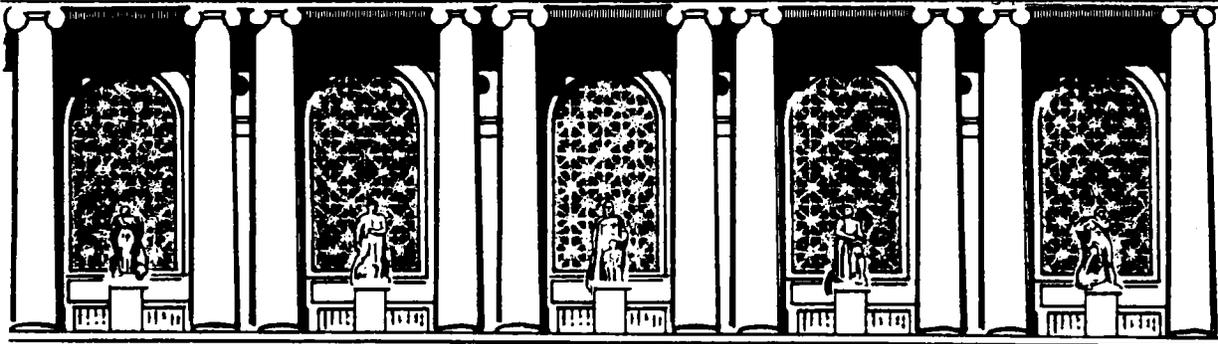

Lynne Ann DeVoe, Research Development
Community Relations, Co-Founder (760) 564-4641


Robert Walcott, Information Technology
Domain Manager, Co-Founder (760) 799-5365

Cheri Lynn Preuitt, Director of Educational Products
Co-Founder, C.O.O. (909) 338-2401

A Generation of Proposed Plans

205-11, 1 page



The Original Library Movement
 July 16, 2012

James Chaffee
 63 Stoneybrook Avenue
 San Francisco, CA 94112

Member, Board of Supervisors
 City Hall
 San Francisco, CA 94102

Re: Library Commission and the Mayor: A Categorical Irresponsibility

Dear Supervisor:

The supervisors may have noticed that library activists come to the Board of Supervisors because the Library Commission has communicated that it does not listen to issues raised by anyone outside of themselves and their public-private partners. This turns San Francisco's system of accessible policy bodies on its head. The Library Commission is not there to facilitate democracy, it is there to create a proverbial impenetrable wall against democracy. The Library Commission's deliberate flouting of the City of San Francisco's attendance policies is simply an extension of that irresponsibility.

Please allow me to remind you of what that attendance policy is. On August 3, 2006, Supervisor Tom Ammino introduced a resolution at the Board of Supervisors urging "Each City board, commission or advisory body to adopt an internal policy regarding members' attendance at meetings of the body." The resolution was No. 502-06, file No. 061175. (Exhibit A attached.) It was passed without committee reference on August 15, 2006, by a vote of 10-0 with Alioto-Pier being absent, and it was signed into law by Mayor Newsom on August 17, 2006. The text of the resolution makes it clear that the intention is to combat what it calls "excessive absenteeism" and thereby increase the representative nature of government both in terms of diversity and responsiveness.

Without any direct reference to that resolution, on September 18, 2006, Mayor Newsom sent out a letter to all Departments and Commissions under his

appointing power emphasizing the desirability of good attendance and setting what it refers to as "baseline standards." (Exhibit B attached.) We have no information that Mayor Lee endorses those standards but the Office of the Mayor states on its website that, "He [Mayor Lee] recognizes that San Francisco is a city rich in diversity, and has thousands of citizens that share in the Mayor's commitment to bring people together, solve problems, and craft a local government that better serves the citizenry of the City."

How is this implemented in practice?, you might ask. The Library Commission generally meets on the 1st and 3rd Thursdays of each month. Because of the frequency of vacations, the commission only schedules one meeting in each of July and August. This year there was only one meeting scheduled in January, which would have made 21 regular meetings. Since the second meetings of both September and October were cancelled for lack of a quorum, there were only 19 regular meetings held. (It should be noted that on July 18, 2011, the Ethics Commission sent a letter to the Mayor documenting its finding of official misconduct against Jewelle Gomez, the Library Commission president.)

If we review the minutes of meetings of this fiscal year ending June 30, 2012, we find the following:

Commission President Jewelle Gomez: Missed 0, Late 3
Commissioner H. Lee Munson: Missed 3, Late 2
Commissioner Larry Kane: Missed 2, Late 12
Commissioner Michael Nguyen: Missed 5, Late 6
Commissioner Teresa Ono: Missed 3, Late 1
Commissioner Lorna Randlett: Missed 9 (7 excused, 2 unexcused), Late 4
Commissioner Michael Breyer: Missed 0, Late 0, Resigned before final meeting

These figures do not include the two cancellations for failure of the quorum and, if those were included, a majority of the commissioners would have an unacceptable absentee rate, since under Mayor Newsom's standard only two absences out of 21 would be acceptable.

You will notice the lateness of Larry Kane at a full 63% of meetings. I should explain that general public comment is first on the agenda and it is an open joke now that he comes when public comment is over. Those occasions when he is on-time result from even though being 20-25 minutes late, due to quorum requirements, they are unable to start without him.

The case of Lorna Randlett should be considered a de facto resignation by any standard. In the 10 meetings beginning with February 2, 2012, Ms. Randlett had five excused absences, 2 unexcused absences, was late twice, and on time once. This is an absentee rate of 70%, and on-time rate of 10%.

It is clear that with respect to appointments the irresponsibility of the Mayor's Office is categorical in nature.

There is a state statute, California Government Code §54970-74, that was designed to enforce some equality with respect to municipal appointments. That requires that the appointing authority, "the city council or the mayor in the case of a city" (Gov. Code §54971(a)) is required under Gov. Code §54974(a):

Whenever an unscheduled vacancy occurs in any board, commission, or committee for which the legislative body has the appointing power, whether due to resignation, death, termination, or other causes, a special vacancy notice shall be posted in the office of the clerk of the local agency, the library designated pursuant to Section 54973, and in other places as directed by the legislative body, not earlier than 20 days before or not later than 20 days after the vacancy occurs.

That has not been done. I inquired of the Mayor's office whether it complied with this statute and was directed to an online database of appointments. Michael Breyer resigned some time before June 18, 2012. That database, as of today, still lists Michael Breyer as a member of the Library Commission and lists no vacancy. The Mayor's Appointment Secretary considers a formal sunshine request an "abuse" and will not respond.

It is clear that this brings "unresponsive to the public" to a whole new level. So let's see if we can summarize this: The mayor of San Francisco has a president of the Library Commission who has been found guilty of official misconduct by the Ethics Commission. Another Library Commissioner who only attends 52% of the meetings including two unexcused absences. Still another Library Commissioner who arrives in time to hear public comment only 26% of the time. Then when a vacancy occurs there is patent refusal to follow legal requirements.

It is tempting to make a snide comment like, there is no oversight of commission appointments because Willie Brown hasn't gotten around to it yet. It is closer to the truth that it takes the entire resources of the Mayor's office to persecute Ross Mirkarimi. I seem to remember a statement from Edwin Lee, as a candidate for Mayor, regarding a standard of accountability for the Mayor's commission appointments. Apparently that went out the window.

Very truly yours,

James Chaffee
cc: Interested citizens and media

FILE NO. 061175

RESOLUTION NO. 502-06

1 [Urging boards and commissions to adopt policies regarding members' attendance at
2 meetings.]

3 **Resolution urging each City board, commission, or advisory body to adopt an internal**
4 **policy regarding members' attendance at meetings of the body, and requesting each**
5 **body to submit a copy of its policy to the Board of Supervisors by December 1, 2006.**

6
7 WHEREAS, City boards, commissions, and advisory bodies are created as multi-
8 member bodies to make use of the talents, efforts, and perspectives of all of their members;
9 and,

10 WHEREAS, The appointing authorities for such bodies strive in selecting members to
11 promote both diversity and balance, in order to enhance both the breadth of community
12 representation and the quality of decision-making in the conduct of the City's business; and,

13 WHEREAS, Excessive absenteeism by individual members of such bodies detracts
14 from the achievement of those goals and potentially skews the decision-making process,
15 deprives different communities of effective representation, and places an unfair burden on
16 those members who are conscientious about attending meetings; now, therefore, be it

17 **RESOLVED**, That the Board of Supervisors urges that every appointive board,
18 commission, or advisory body of any kind established by the Charter or by legislative act of
19 the Board of Supervisors adopt an internal policy regarding members' attendance at meetings
20 of the body; and, be it

21 **FURTHER RESOLVED**, That the Board urges that such policy address how and when
22 members are to be excused from attending particular meetings, and when the body is to
23 report a member's excessive absenteeism to the appointing authority; and, be it

24 **FURTHER RESOLVED**, That the Board requests that every appointive board,
25 commission, or advisory body of any kind established by the Charter or by legislative act of

Supervisor Ammiano *Elsbernd*
BOARD OF SUPERVISORS

Page 1

DRAFT—8/3/2006

c:\docume~1\ztuller\locals~1\temp\notes992f281-1806832.doc

Exhibit A

1 the Board of Supervisors submit a copy of its internal policy regarding members' attendance
2 to the Board no later than December 1, 2006.

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Office of the Mayor
City & County of San Francisco



Gavin Newsom

September 18, 2006

Departmental Directors and Commission Secretaries:

In a continuing effort to increase governmental efficiency and performance, I want to ensure consistent attendance of appointed representatives to our City and County commissions. I believe that consistent commissioner attendance is necessary for each commission to function well and effectively advance departmental goals. Appointments to commissions have been made by my office in order to allow for diverse viewpoints to be represented, so each commissioner's participation is essential.

Along those lines, my office is interested in establishing baseline standards of commissioner attendance across all city commissions:

- All commissioner absences be 'excused absences,' in which a commission secretary or the appropriate departmental representative is notified in advance of the meeting about the absence.
- A working goal of 100% attendance for commissioners, which recognizes the critical importance of each commissioner's attendance at meetings. As a practical matter, I believe it is appropriate to ask that each commissioner have at least 90% attendance to their regular commission's meetings—recognizing that illnesses or family emergencies arise very occasionally.
- In order to monitor efforts toward this goal, I ask that commission secretaries submit an annual report to my office at the end of each fiscal year detailing commission attendance.
- Moreover, I ask commission secretaries contact my commissions liaison if a commissioner misses a meeting without contacting the department in advance, or when a commissioner has missed three meetings in a fiscal year, so that my office may contact that commissioner.

Please consider incorporating these standards into your commission's policies and procedures as appropriate.

Each individual commissioner's experiences and skills are highly valued, and consistent attendance allows for the full potential of each commission to be utilized. Meeting attendance is also one of the many factors my office uses to consider future appointments of individuals currently serving on commissions, so detailed attendance records will be helpful to our appointment process.

Should you have any questions about this letter, please contact Wade Crowfoot at 554-6640.

Yours sincerely,

Gavin Newsom

1 Dr. Carlton B. Goodlett Place, Room 200, San Francisco, California 94102-4641
gavin.newsom@sfgov.org • (415) 554-6141

Exhibit B

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO

2012 JUL 19 PM 12:18

2012 Local Agency Biennial Notice
Conflict of Interest Code Review Report

Name of Agency: MAYOR'S OFFICE
Mailing Address: 1 DR. CARLTON B. GOODLETT PLACE, ROOM 200
Contact Person: Anabel Simonelli Office Phone No: 554-6657
E-mail: anabel.simonelli@sfgov.org Fax No: 415-554-6115 PN

This agency has reviewed its conflict-of-interest code and has determined that:

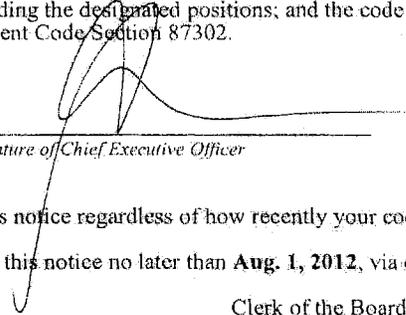
An amendment is required. The following amendments are necessary:
(Check all that apply.)

- Include new positions (including consultants) that must be designated.
- Delete positions that manage public investments from the list of designated positions.
- Revise disclosure categories.
- Revise the titles of existing positions.
- Delete titles of positions that have been abolished.
- Other (describe) _____

Code is currently under review by the code-reviewing body.

No amendment is required.

The agency's code accurately designates all positions that make or participate in the making of governmental decisions; the disclosure categories assigned to those positions accurately require the disclosure of all investments, business positions, interests in real property, and sources of income that may foreseeably be affected materially by the decisions made by those holding the designated positions; and the code includes all other provisions required by Government Code Section 87302.



Signature of Chief Executive Officer

7/17/12

Date

Complete this notice regardless of how recently your code was approved or amended.

Please return this notice no later than **Aug. 1, 2012**, via e-mail (PDF), inter-office mail, or fax to:

Clerk of the Board
Board of Supervisors
ATTN: Peggy Nevin
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102
Fax: 554-5163
E-mail: peggy.nevin@sfgov.org

24 cpage
NS ✓



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: "WOOF" Program -Bevan Dufty's suggested program

From: marion gourlay <mariongourlay@hotmail.com>
To: <board.of.supervisors@sfgov.org>,
Date: 07/16/2012 02:16 PM
Subject: "WOOF" Program -Bevan Dufty's suggested program

As a foster person of at least 8 years with SF Animal Care & Control, I wish to express my negative view of the proposed "WOOF" Program.

The Matier & Ross column in 7/16 SF Chronicle mentions the letter from PETA to Mayor Lee and I strongly agree with its sentiments - that this is a "disastrous plan".

I've had intention to express my opinion on this issue, have delayed, but - as a SF resident and voter of 38 years - hope that common sense prevails on this issue.

Thank each of you for consideration on my view.

.....
Marion Gourlay
1729 Dolores St
SF 94110

OFFICE OF THE MAYOR
SAN FRANCISCO



B65-11 COB
Dep. City Atty,
C Page
EDWIN M. LEE
MAYOR

July 17, 2012

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

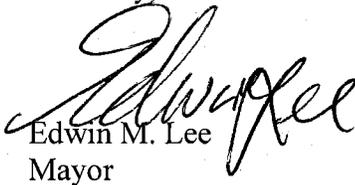
RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2012 JUL 17 AM 9:15
RBE

Dear Ms. Calvillo,

Pursuant to Charter Section 3.100, I hereby designate Supervisor Scott Wiener as Acting-Mayor from the time I leave the State of California on Wednesday, July 18 at 11:00 pm until I return on Saturday, July 21 at 8:35 pm.

In the event I am delayed, I designate Supervisor Wiener to continue to be the Acting-Mayor until my return to California.

Sincerely,


Edwin M. Lee
Mayor

cc: Mr. Dennis Herrera, City Attorney



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: Notice of Ballot Simplification Committee Meetings for the November 6, 2012, Consolidated General Election

From: Publications DOE/ELECTIONS/SFGOV
To: Mayor Edwin Lee/MAYOR/SFGOV@SFGOV, Board of Supervisors/BOS/SFGOV@SFGOV,
Cc: Angela Calvillo/BOS/SFGOV@SFGOV, BOS-Legislative Aides/BOS/SFGOV, Department Heads/MAYOR/SFGOV, Mollie Lee/CTYATT@CTYATT, Steve Kawa/MAYOR/SFGOV@SFGOV, Peg Stevenson/CON/SFGOV@SFGOV, Norm Nickens/SFERS/SFGOV@SFGOV, Rick Caldeira/BOS/SFGOV@SFGOV, Kay Gulbengay/BOS/SFGOV@SFGOV, John Arntz/ELECTIONS/SFGOV@SFGOV, Nataliya Kuzina/ELECTIONS/SFGOV@SFGOV, Aura Mendieta/ELECTIONS/SFGOV@SFGOV, Jason Elliott/MAYOR/SFGOV@SFGOV, Andrew Shen/CTYATT@CTYATT, Commission Elections <elections.commission@sfgov.org>, sfdocs@sfpl.info
Date: 07/17/2012 04:50 PM
Subject: Notice of Ballot Simplification Committee Meetings for the November 6, 2012, Consolidated General Election
Sent by: Barbara Carr

To: Honorable Edwin M. Lee, Mayor
Honorable Members, Board of Supervisors

From: John Arntz, Director of Elections

Date: July 17, 2012

RE: Notice of Ballot Simplification Committee Meetings for the November 6, 2012, Consolidated General Election

Beginning Monday, July 30, the Ballot Simplification Committee will conduct public meetings to prepare an impartial summary of each local ballot measure for publication in San Francisco's Voter Information Pamphlet for the upcoming November 6, 2012, Consolidated General Election. The Committee must complete its digests no later than 85 days before the election, which is Monday, August 13.

Meeting agendas and related materials will be posted on the Department of Elections website, www.sfelections.org/bsc, and in our office in City Hall, Room 48. Agendas will be posted at least 72 hours prior to the meeting, as mandated by the Sunshine Ordinance. Other agenda materials will be made available as early as possible. Please check often for any updates.

About the Ballot Simplification Committee

The Ballot Simplification Committee works in public meetings to prepare a fair and impartial summary of each local ballot measure in simple language. These summaries, or "digests," are printed in San Francisco's Voter Information Pamphlet, which is mailed to every registered voter before the election.

Each digest must explain the primary purposes and points of the measure, but is not required to include auxiliary or subsidiary information. Each digest must include the following four sections:

- *The Way It Is Now*
- *The Proposal*
- *A "Yes" Vote Means*
- *A "No" Vote Means*

In general, each digest is limited to 300 words. Digests may exceed the 300-word limit if the Committee determines that the complexity or scope of the proposed measure requires a longer digest. In addition, digests must be written as close as possible to the eighth-grade reading level.

The Ballot Simplification Committee also assists the Department of Elections in preparing other informational material for the Voter Information Pamphlet, such as a glossary of the terms that appear in the pamphlet.

For more information about the Ballot Simplification Committee, please visit www.sfelections.org/bsc or the Department of Elections office in City Hall, Room 48.



Notice of Ballot Simplification Committee meetings.pdf

Barbara Carr
Publications Division
San Francisco Department of Elections
tel: 415-554-4375



To: BOS Constituent Mail Distribution,

Cc:

Bcc:

Subject: giving "a sense of place" to Irving from 19th to 5th. (think how nice it feels to go to "Cole Valley", or Laurel Village", or "Portsmouth Square".. because, to as significant degree, they use a "Place Name" like square, valley, village.

From: john barry <jackbarry99@gmail.com>

To: Burton Meyer <burtonmeyer@comcast.net>, Chooi Eng Grosso <c.e.grosso@earthlink.net>, pramila Dandakar <pramilasf@yahoo.com>, jack barry <jackbarry99@me.com>, Frank Noto <franknoto2003@yahoo.com>, Dennis Minnick <dennis@415images.com>, Carolyn Asbury <crmasbury@hotmail.com>,

Cc: Board.of.Supervisors@sfgov.org

Date: 07/18/2012 09:20 AM

Subject: giving "a sense of place" to Irving from 19th to 5th. (think how nice it feels to go to "Cole Valley", or Laurel Village", or "Portsmouth Square".. because, to as significant degree, they use a "Place Name" like square, valley, village.

G E

I R V I N G V I L L A

The area that is centered at Ninth and Irving should have a better name than "Inner Sunset", which actually encompasses everything from 19th to Stanyan and Lincoln to Moraga.

I think of the commercial strip of Irving, from 19th to 5th Ave...as a village waiting for a name that identifies it.....

Think: Laurel Village, think Portsmouth Square, think Dogpatch, think Castro Village. (formerly Eureka Valley)... think Cole Valley

A name can convey a cohesive sense of place

See the below map, that this very site defines, in its fullest applicaton. Let us give a name to the area of Irving Street, from 19th to 5th Ave. ...like "Irving Village"..

Anyone?

john barry

BarryHillRealtors.com

jackbarry99@gmail.com



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: CBS San Francisco: North Beach Businesses vs. Central Subway Project

From: Marc Bruno <marcabruno@yahoo.com>
To: Marc Bruno <marcabruno@yahoo.com>,
Date: 07/17/2012 11:36 PM
Subject: CBS San Francisco: North Beach Businesses vs. Central Subway Project

Tonight on TV, KPIX-5, San Francisco's CBS affiliate, provided a very supportive update on our work against the North Beach extraction.

Please view. The link is here:

<http://sanfrancisco.cbslocal.com/video/7514061-north-beach-businesses-concerned-about-central-subway-project/#.UAZMqFUx7H0.email>

This message was sent by marcabruno@yahoo.com via <http://addthis.com>. Please note that AddThis does not verify email addresses.

Make sharing easier with the AddThis Toolbar: <http://www.addthis.com/go/toolbar-em>



To: Christina Olague/BOS/SFGOV,
Cc:
Bcc:
Subject: THE PUBLIC TROUGH

From: toreador103@aol.com
To: Malia.Cohen@sfgov.org, john.avalos@sfgov.org, sean.elsbernd@sfgov.org,
Ross.Mirkarimi@sfgov.org, Jane.Kim@sfgov.org, Board.of.Supervisors@sfgov.org,
david.campos@sfgov.org, carmen.chu@sfgov.org, Mark.Farrell@sfgov.org, Eric.L.Mar@sfgov.org,
Scott.Wiener@sfgov.org, David.Chiu@sfgov.org,
Date: 07/19/2012 08:25 AM
Subject: THE PUBLIC TROUGH

Dear Supervisors,

The Examiner has you as bragging about having passed the largest SF budget in history. To a tax payer that's nauseating.

Supervisor's Elsbernd and Chu at least had the wit to put the money earmarked for staff additions to better use.

Where does that leave the rest of you. **Witless, that's where.**

Nelson Wong
Amy Gu
Stephen Phang
San Francisco

BOS-11
cpages

**NOTICE OF APPLICATION OF PACIFIC GAS AND ELECTRIC COMPANY'S
ENERGY EFFICIENCY 2013-2014 PORTFOLIO
(A.12-07-001)**

**July 10, 2012
TO: STATE, COUNTY AND CITY
OFFICIALS**

On July 2, 2012, Pacific Gas and Electric Company (PG&E) filed its 2013-2014 Energy Efficiency Portfolio Application (12-07-001) with the California Public Utilities Commission (CPUC) as required by Commission Decision 12-05-015. The application proposes a budget for the design, administration, implementation and evaluation of the company's proposed energy efficiency programs for the years 2013-2014. As directed by the CPUC, this application also proposes a budget for demand response integrated demand side management activities. PG&E's currently authorized energy efficiency funding for 2012 is \$446 million. PG&E's proposed energy efficiency funding for 2013 is \$429.7 million.

What is the Energy Efficiency Portfolio?

The Energy Efficiency Portfolio is comprised of a number of programs aimed at promoting the use of high efficiency products, appliances, equipment, services, and practices to reduce energy usage while maintaining a comparable level of service. Energy efficiency activities typically require replacement of older, energy-using equipment with more efficient models. Some examples of these types of equipment include energy efficient heating and air conditioning equipment, refrigerators, clothes washers, and electronic equipment. These upgrades and replacements allow customers to save energy and reduce their impact on the environment. PG&E's energy efficiency programs provide incentives on equipment and energy information to residential, commercial, agricultural, and industrial customers to increase energy efficiency at home and in the work place to reduce energy demand. Through conservation and these energy efficiency measures, PG&E's customers minimize the need to build new power plants, reduce carbon emissions and other pollutants and improve energy reliability.

What is the Demand Response Portfolio?

PG&E has a separate budget for its portfolio of demand response programs that was approved by the CPUC in April 2012. Demand response is a reduction or shift in electricity by customers in response to a request by the utility to decrease consumption. This application seeks funding to integrate the Demand Response Portfolio with the Energy Efficiency Portfolio, which is referred to as Integrated Demand Side Management.

What is the impact of PG&E's request on existing rates?

Approval of this application would result in a slight decrease of less than one percent to customer rates. As directed by the CPUC, this application also proposes a budget of \$3.3 million for demand response integrated demand side management.

PG&E will provide an illustrative allocation of the proposed rate changes in a bill insert to be mailed to customers beginning in Mid-July.

Approval of PG&E's proposed energy efficiency portfolio budget for 2013-2014 will result in a slight decrease to the gas and electric public purpose program charges. The annual electric energy efficiency budget request will result in a slight decrease in public purpose program charges paid by all electric customers including bundled¹, direct access² and departing load customers that are required to pay public purpose program charges. The annual gas energy efficiency budget request will result in a slight decrease in the 2013-2014 gas public purpose program surcharges paid by residential, commercial and industrial customers.

Approval of PG&E's proposed demand response integrated demand side management budget is also included in this application and will be incorporated into electric distribution rates. PG&E expects that the rate changes associated with this application will be consolidated with changes in other CPUC proceedings, so the eventual net change in rates for individual customers is difficult to predict.

FOR FURTHER INFORMATION

To request a copy of the application and exhibits or for more details, call PG&E at 1-800-743-6000.

For TDD/TTY (speech-hearing impaired), call 1-800-852-4712.

Para más detalles llame al 1-800-660-6789

詳情請致電 1-800-893-9555

Please specify that you are inquiring about A.12-07-001.

You may request a copy of the application and exhibits by writing to:

Pacific Gas and Electric Company
Energy Efficiency 2013-2014 Portfolio
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 will 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 TTY 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 (12-07-001) 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 Energy Efficiency 2013-2014 Portfolio application and exhibits are also available for review at the California Public Utilities Commission, 505 Van Ness Avenue, San Francisco, CA 94102, Monday-Friday, 9 a.m.-noon, and on the CPUC's website at <http://www.cpuc.ca.gov/puc>.

¹ Customers who receive electric generation as well as transmission and distribution service from PG&E.

² Customers who purchase energy from an energy provider other than PG&E.

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2012 JUL 17 PM 2:52
PAC

STATE CAPITOL
ROOM 5100
SACRAMENTO, CA 95814
TEL (916) 651-4003
FAX (916) 445-4722

DISTRICT OFFICES
455 GOLDEN GATE AVE.
SUITE 14800
SAN FRANCISCO, CA 94102
TEL (415) 557-1300
FAX (415) 557-1252

3501 CIVIC CENTER DRIVE
SUITE 425
SAN RAFAEL, CA 94903
TEL (415) 479-6612
FAX (415) 479-1146

SENATOR.LENO@SEN.CA.GOV
WWW.SENATE.CA.GOV/LENO

California State Senate

SENATOR
MARK LENO
THIRD SENATORIAL DISTRICT



File 120743

BOS-11

Rules
clerk

page

COMMITTEES:
BUDGET AND
FISCAL REVIEW
CHAIR
JOINT LEGISLATIVE
BUDGET
CHAIR
JOINT RULES
JUDICIARY
LABOR AND INDUSTRIAL
RELATIONS

July 18, 2012

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

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2012 JUL 19 AM 11:09
AK

Dear Members of the Board of Supervisors:

I am writing in support of the appointment of William Adams, International Secretary-Treasurer of the ILWU, to the San Francisco Port Commission. His positive contributions to the San Francisco Film Commission as well as his maritime background as a longshoreman make him a strong and qualified candidate for the San Francisco Port Commission.

During his term at the San Francisco Film Commission, Mr. Adams advocated and supported various projects that have benefitted the Bay Area. A leader in the maritime and labor communities, Mr. Adams has the experience and knowledge to understand the important role that the port has to our city.

In addition, as a member of the James R. Herman Cruise Terminal task force, Mr. Adams has served as a strong advocate for investments in the maritime industry and recognizes the significance of connecting tourism to the community.

I believe that Mr. Adams will be an excellent addition to the San Francisco Port Commission. Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark Leno".

MARK LENO
3rd Senate District