

FILE NO. 130281

Petitions and Communications received from March 18, 2013, through March 25, 2013, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on April 2, 2013.

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 Clerk of the Board, reporting the following individuals have submitted a Form 700 Statement: (1)

- Mark Farrell - Supervisor - Annual
- David Snyder - SOTF - Leaving
- James Knoebber - SOTF - Leaving
- Chris Hyland - SOTF - Annual
- Margaux Kelly - Legislative Aide - Annual
- Catherine Stefani - Legislative Aide - Annual

From Western States Oil, regarding the City Fuels contract. Copy: Each Supervisor. (2)

From concerned citizens, regarding support for Mandatory Seismic Retrofit Program. File No. 130119. Copy: Each Supervisor, Land Use Committee Clerk. 8 letters. (3)

From Former Mayor Ken Bukowski, City of Emeryville, regarding funding the new California economy. (4)

From Clerk of the Board, submitting copy of memorandum sent to the Board of Supervisors regarding the following appointments by the Mayor. (5)

- Teresa Ono, Library Commission
- Diane B. Wilsey, War Memorial Board of Trustees
- Charlotte Mailliard Shultz, War Memorial Board of Trustees
- Neil Sims, Commission on Aging and Adult Services

From the Mayor, submitting notice of appointments. (6)

- Annie Wong, Juvenile Probation Commission
- Simon J. Frankel, Arts Commission
- Marcus Shelby, Arts Commission

From Sandra Huacuja-Presser, regarding the Sharp Park Wetlands. (7)

From Bob and Lynn Jacklevich, regarding 2013 Statewide CERT Conference. Copy: Each Supervisor. (8)

From Fannie Yeung, San Francisco Police Department, regarding Grant Budget Revision.
Copy: Each Supervisor, Clerk of the Board. (9)

From Public Utilities Revenue Bond Oversight Committee, regarding 2012 Annual Report.
Copy: Each Supervisor, Clerk of the Board. (10)

From David Lee, regarding complaint about increase in garbage bill. (11)

From Arthur Bierman, regarding Sutro Forest. (12)

From Mental Health Board, regarding Sutter-CPMC. (13)

From Jena Davis, regarding conversion from Tenancy In Common to condos. (14)

From San Francisco International Airport, regarding concession opportunities. (15)

From concerned citizens, regarding Central Subway. File No. 130019. Copy: Each
Supervisor. 3 letters. (16)

From concerned citizens, regarding Mel Murphy, Port Commission. File No. 130115. (17)

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

BOARD of SUPERVISORS



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

Date: March 25, 2013
To: Honorable Members, Board of Supervisors
From: Angela Calvillo, Clerk of the Board
Subject: Form 700

This is to inform you that the following individuals have submitted a Form 700 Statement:

Supervisor Mark Farrell – Annual
David Snyder – SOTF – Leaving
James Knoebber – SOTF – Leaving
Chris Hyland – SOTF – Annual
Margaux Kelly – Legislative Aide – Annual
Catherine Stefani - Legislative Aide – Annual

Western States Oil



1790 South 10th St.
San Jose, CA 95112
(408) 292-1041

BOS-11
Cpage

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SAN FRANCISCO

2013 MAR 18 PM 3:47

March 13, 2013

Honorable Mayor and City Supervisors
City of San Francisco
1 Dr Carlton B Goodlett Pl
San Francisco, CA 94102

Dear Honorable Mayor and City Supervisors,

We would like to ensure that you are fully aware of the innovative, unique, and laudable advances in sustainability the transit and service vehicle fleets of the City and County of San Francisco have made over the past four years under the current City Fuels contract.

On September 1, 2009 the City awarded Western States Oil the contract for the Fuel. Early-on the City issued a challenge to us to increase the sustainability of the fuel source, ideally by replacing the Midwest-soy based biodiesel with biodiesel made from local waste cooking oil. The City representatives wanted to ensure that all the biodiesel used by the City is 100% locally-sourced, used cooking oil from neighborhood restaurants. At the time we felt that the challenge was very daunting.

Creating this local closed loop by converting the City's waste vegetable oil into fuel for your City's vehicle was truly pioneering work: a first in the United States. At the time we felt this would be extremely difficult, as California lacked production options for used restaurant grease based biodiesel that conformed to both Western States' and The City's quality, quantity, and cost criteria. Western States Oil, however, eagerly took up the challenge. While the City has used biodiesel made from restaurant sourced used cooking oil on a spot basis in the past, an ongoing and sustained program would require feedstock development, production contracts, and new transportation paradigms. After working diligently over the past three years with many local businesses, including minority firms, we developed reliable production options and reliable supply chains to achieve the City's goal. Since November 2011 the City has received biodiesel that has been made from exclusively 100% locally-sourced Used Cooking Oil.

San Francisco continues to demonstrate national environmental leadership.

This program is sustainable environmentally and benefits the local economy with the direct purchase of more than 9 million pounds of used cooking oil from neighborhood restaurants at a value greater than \$1 million dollars. Furthermore, the producer that has best complied with City's and Western's quality criteria also happens to be a woman-owned California based small business.

We continue to push forward with new ideas to assist the City in fulfilling its Green House Gas reductions. Currently we are seeking to return to San Francisco, the City's only bi-product from the production of biodiesel. With approval this will be used by the City's anaerobic digestion system, improving its efficiency several fold, thus producing more bio-methane, and completing the sustainability loop.



www.westernstatesoil.com

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We also are negotiating to provide to the City **Renewable Diesel**: diesel fuel made from renewable sources. This would be another first for city in the United States. It can replace all the petroleum based diesel fuel in the City's fleet requirements with a product chemically the same as petroleum diesel but with much greater Green House Gas benefits. *We would even like to invite one City representative to join us in our negotiations, provided the City signs a non-disclosure agreement. This will allow the City a deeper understanding of this opportunity.*

Our immediate concern is that the current fuel bid documents were drafted blind to the current program that benefits the City of San Francisco. The current bid also does not address any of the City's values and accomplishments and limits further potential in lowering the City's overall greenhouse gas impact. In fact, the bid does not even suggest it is improper to import product from anywhere in the world, eliminating all the current local economic impact achieved under the current bid. Conceivably, instead of fuel dollars getting reinvested right in your own neighborhoods as they are now, those dollars could be sent out of state or even out of country. As written the bid creates a probability that San Francisco will take a significant step back and return to the use of a liquid fuel with little green house gas reduction and no local economic benefit.

City staff's challenge to us for innovation and sustainability succeeded. By suspending the current bid, it would allow the City time to better understand and evaluate and capture these ground breaking economic and environmental accomplishments and ensure they are part the next bid. Extending the current contract by one year would provide the City time to review its accomplishments.

Western States Oil would be happy to meet with City staff to discuss any questions or clarifications that would help improve the next City bid. Please see attached fact sheet.

Sincerely,



Bob Brown

Western States Oil
1970 South Tenth Street
San Jose CA 95112

Cc

Naomi Kelly, City Administrator, City and County of San Francisco
Harlan L. Kelly, General Manager, of the San Francisco Public Utilities Commission
Melanie Nutter, Director of San Francisco Department of the Environment
Tom Nolan, Chairman, SFMTA
Edward D. Reiskin, Directors of Transportation, SFMTA
Daniel Murphy Chair Citizens advisory Commission, SFMTA
Anson Moran - President of the Commission, SFMTA
Marty Mollera, Manager of Climate Action and Greening, SFMTA
Karri Ving, Biofuel Coordinator, Waste Water Enterprise, San Francisco Public Utilities Commission
Calla Ostrander, Climate Action, Department of the Environment
Jaci Fong, Director and Purchaser, Office of Contract Administration
Jennifer Browne, Assistant Director and Purchaser, Office of Contract Administration
Hermilo Rodis, Purchaser ,Office of Contract Administration



1790 South 10th St.
San Jose, CA 95112
(408) 292-1041

Fact sheet

The City of San Francisco, through, its fuel supplier, Western States Oil (WSO) has been achieving a ***“first in the USA” green program***, benefitting the City immensely by exceeding San Francisco’s goals for green house gas reduction.

Key components of this program are:

- WSO has created a system to purchase used cooking oil and kitchen grease from ***local*** restaurants and companies
- The grease is transported to ***exclusively California based*** biodiesel producers who “toll” this grease into biodiesel; this fuel is specifically manufactured to WSO’s higher than industry standards.
- WSO returns the high-quality biodiesel back to the City of San Francisco, into the community and bioregion from which it was sourced – this is a ***first in the USA***.
- On-line invoicing enabling decision makers within the City of San Francisco to immediately obtain information on fuel sales, quality and specifications
- On-line quality assurance that compels suppliers, through-putters, and customers to collaborate on quality issues pro-actively to ensure the City of San Francisco obtains the ***highest quality product*** at all times.
- ***The transition to yellow grease was done on a voluntary basis so as to enhance the City’s ability to claim carbon diversion.***
- WSO began providing B20 exclusively sourced from recycled grease San Francisco Restaurants since May 2011, which is when the program launched, which also intercepted the grease before it was disposed into the city’s sewer lines
- In the past 13 months, ***WSO has diverted more than 9 million pounds of waste cooking oil*** as approximately 1 million gallons of high-quality biodiesel to the City of San Francisco’s fleet.



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- This innovative program has spurred local economic activity as ***WSO has paid approximately \$1 Million to San Francisco Based Businesses*** to secure the used cooking oil returned to the fleet.
- All biodiesel manufactured for San Francisco was ***exclusively*** done so in facilities in California ***providing approximately \$3.6 Million in revenue to California Businesses.***
- ***Approximately 6000 tons of carbon dioxide has been diverted*** since the beginning of WSO's program.
- Biodiesel manufactured from yellow grease costs less than that made from soy. ***WSO saved the City of San Francisco more than \$600,000*** by making this change.
- WSO has developed a web based online proprietary quality assurance program that enables the customer to log on and learn of the status of the quality of their product at any time.

-30-

For More Information Please Contact:

Bob Brown
Manager, Special Projects
Western States Oil
Office 408-351-2328

www.westernstatesoil.com

AN INDEPENDENT FRANCHISEE OF



File 130119 BOS-41
Land Use Club page

ASSOCIATION OF BAY AREA GOVERNMENTS

Celebrating 50 Years of Service to the Region

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2013 MAR 18 PM 3:24

BY _____

Via email: Board.of.Supervisors@sfgov.org

March 13, 2013

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

Subject: Statement of Support San Francisco's Efforts to Retrofit Housing Vulnerable to Damage in Earthquakes

Dear President Chiu and Members of the Board of Supervisors:

The Association of Bay Area Governments (ABAG) is committed to creating a more sustainable, equitable, and prosperous region. To that end, ABAG has long advocated for programs and policies that mitigate the effects of earthquakes and strengthen the resilience of the region so that it can bounce back quickly after an earthquake occurs. One of our greatest concerns is the significant vulnerability of our region's housing stock to earthquakes and the projected lengthy rebuilding process. In 2007 ABAG partnered with San Francisco to assist with the sidewalk survey to identify soft-story buildings in the City.

ABAG strongly supports San Francisco's efforts to retrofit soft-story housing vulnerable to damage in earthquakes. ABAG estimates that 150,000 homes will be severely damaged in a major earthquake and that the majority of those losses will occur in San Francisco. CAPSS has estimated 43 to 85 percent of San Francisco's 2,800 soft-story buildings would be red-tagged after a magnitude 7.2 earthquake on the San Andreas Fault and considered not safe to enter until they are repaired or replaced. Retrofitting these buildings now is much less expensive than repairing them later, will help preserve many architecturally significant buildings for the future, and conserve natural resources and energy.

Representing City and County Governments of the San Francisco Bay Area

Mailing Address: P.O. Box 2050 Oakland, California 94604-2050 [510] 464-7900 Fax: [510] 464-7985 info@abag.ca.gov
Location: Joseph P. Bort MetroCenter 101 Eighth Street Oakland, California 94607-4756

(3)

Board of Supervisors

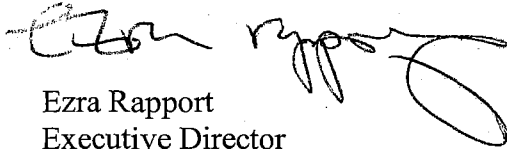
Retrofit Housing Vulnerable to Damage in Earthquakes

March 13, 2013

2

San Francisco's and the region's ability to quickly recover from an earthquake depend on reducing the number of homes damaged in earthquakes and ensuring that more residents can shelter in place after an earthquake.

Sincerely,



Ezra Rapport
Executive Director

Cc Edwin Lee, Mayor, City and County of San Francisco
Angela Calvillo, Clerk of the Board of Supervisors
Patrick Otellini

NORTHERN
CALIFORNIA



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SAN FRANCISCO

File 130119
Land Use Clerk
cpayc

2013 MAR 18 PM 3:25

BY _____

March 14, 2013

Angela Calvillo
Clerk of the Board of Supervisors
City Hall, Room 244
1 Dr. Carlton B. Goodlett Place
San Francisco, Ca. 94102-4689
Email: Board.of.Supervisors@sfgov.org

RE: Support - Building Code - Mandatory Seismic Retrofit Program for Wood-Frame Buildings

To the Land Use Committee of the Board of Supervisors:

I write in **SUPPORT** of the proposed ordinance **Building Code - Mandatory Seismic Retrofit Program for Wood-Frame Buildings**.

The Northern California Community Loan Fund promotes economic justice and alleviates poverty by increasing the financial resilience and sustainability of community-based nonprofits and enterprises. Through flexible financial products and sound advice, we create opportunities to make socially responsible investments that revitalize Northern California communities.

We believe this ordinance is good for the safety of San Francisco's citizens in the event of an earthquake, and we are planning to help work with a number of nonprofit organizations in financing the required retrofits.

Sincerely,

Mary Rogier
President
Northern California Community Loan Fund

cc: Patrick Otellini
Director of Earthquake Safety
City Hall, Room 12A
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102
email: patrick.otellini@sfgov.org

From: Board of Supervisors
To: BOS Supervisors; Miller, Alisa
Subject: File Number 130119 – Mandatory Soft Story Seismic Retrofit Program


From: John Bozeman [mailto:JohnB@boma.com]
Sent: Monday, March 18, 2013 12:56 PM
Cc: Otellini, Patrick; Ken Cleaveland
Subject: File Number 130119 – Mandatory Soft Story Seismic Retrofit Program

Good Afternoon,

The Building Owners and Managers Association of San Francisco (BOMA) supports the Mandatory Seismic Retrofit Program for Wood Framed Buildings legislation that will be considered at today's Land Use and Economic Development Committee (Item Number 4; File Number 130119). This measure is a step in the right direction for the City and County of San Francisco to improve housing resiliency in the event of a major earthquake in the region.

BOMA is a non-profit trade organization whose members represent commercial real estate in San Francisco and adjacent counties. Our member buildings house a majority of San Francisco's small business tenants and their employees – many of whom live in the City. We are pleased to support this measure, appreciate the sensible phase-in provisions, and urge you to support the current draft of the legislation.

Respectfully,

John M. Bozeman 
Manager, Government and Public Affairs
Building Owners and Managers Assoc. of San Francisco
233 Sansome Street, 8th Floor
San Francisco, CA 94104
Cell: (415) 686-9652



Google+



BOMA San Francisco's Blog

From: Board of Supervisors
To: BOS-Supervisors; Miller, Alisa
Subject: File Number 130119 - Mandatory Soft Story Seismic Retrofit Program

From: Rose Merryman [mailto:rose.merryman@gmail.com]
Sent: Monday, March 18, 2013 3:40 PM
To: Board of Supervisors
Cc: Rose Merryman; Rose Merryman; Otellini, Patrick
Subject: File Number 130119 - Mandatory Soft Story Seismic Retrofit Program

Dear Angela Calvilla, Clerk of the Board,

I appreciate all the knowledge and thought that has gone into the Soft Story Seismic Retrofit program. I am strongly behind the proposed ordinance for retrofit.

My understanding is that the initiative has two key aspects. The first aspect is that the ordinance puts the force of the law behind getting our buildings retrofitted. Without it, retrofitting never makes the cut list for funding priority. My view is that it is always better to "prevent" or mitigate loss of life and property damage versus suffering the consequences. The risk is simply too large. It's not an "if"; it's a "when". The second key aspect is recognition that funding support needs to be available. Should this become law, my building partners would be interested in funding via property tax.

I am a forty year California resident, that firmly believes that there will be another earthquake in our area and that it may be devastating. The scientific community agrees.

I am a co-owner of a 6-unit residential soft-story wooden structure built in 1924. We are also on a corner and have a bulge on the outside plaster wall. Since I bought in in 2007, I have been trying to get support from the other co-owners to even check to determine if our building is bolted to the foundation and have not been able to get this on any priority list, let alone funded. Only with the force of the law, will we be able to realign priorities to take care of this important safety upgrade.

I am also working with SF SAFE to establish a neighborhood group. Our NorthAshburyNeighbors group has recently expanded to include the former PRO SF neighborhood group that essentially expands the "neighborhood" to include all of West NOPA. In walking the neighborhood, it is clear that there are many similar residential and small business buildings in our area. It would never be the same after a significant earthquake.

Finally, I take emergency preparedness very seriously by taking the NERT training. As a NERT co-coordinator for the NOPA neighborhood, I volunteer time and effort in further training, readiness preparation and practice and community outreach.

Your ordinance is a significant step forward in ensuring neighborhood safety and financial stability in the event of a significant earthquake. We need to move beyond the "thinking" that compares what happened in 1989 and what might have happened should the epicenter have been in a slightly different place or the magnitude slightly higher..

I urge you to support this ordinance and help move SF toward earthquake resiliency.

Best regards,

Rose Merryman
17 Ashbury Street

From: Board of Supervisors
To: BOS-Supervisors; Miller, Alisa
Subject: Land Use Hearing-Bypass

From: Marcella Bartolini [<mailto:marcella@climbsf.com>]
Sent: Monday, March 18, 2013 5:41 PM
To: Board of Supervisors
Subject: Land Use Hearing-Bypass

Dear Board of Supervisors;

Please support the Plan C condo bypass and leave the existing lottery intact.

Thank you.

Warmly,

Marcella

--

Marcella Bartolini
Senior Broker Associate | Climb Real Estate Group

cell : 415.742.8688 251 Rhode Island Street, Suite 105 San Francisco, CA 94103
tel : 415.431.8888 marcella@climbSF.com | climbSF.com
fax : 415.431.8897

BOS-11, A Miller
Cpage

From: Board of Supervisors
To: BOS-Supervisors; Miller, Alisa
Subject: File 130119: Support Letter for Soft Story Retrofit
Attachments: Support of Soft Story Retrofit.pdf

From: Thomas Burwell [mailto:thomas.burwell@redwoodmortgage.com]
Sent: Thursday, March 21, 2013 4:57 PM
To: Board of Supervisors
Cc: Otellini, Patrick
Subject: Support Letter for Soft Story Retrofit

Angela,

Attached is a support letter for the proposed Soft Story Ordinance.

Sincerely,
Tom



Thomas Burwell
Marketing and Sales Director
thomas.burwell@redwoodmortgage.com
O:650.365.5341 x.237

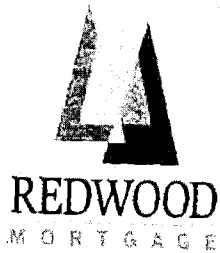
REDWOOD
MORTGAGE

900 Veterans Blvd, Suite 500
Redwood City, CA 94063

Building Financial Foundations
for Today and Tomorrow

Web: redwoodmortgage.com
CA DRE Lic. No: Thomas Burwell 01174405

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Redwood City, CA 94063-1743

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(800) 659-6593
(650) 364-3978 fax

www.redwoodmortgage.com

March 21, 2013

Patrick Otellini
Director of Earthquake Safety
City Hall, Room 12A
1 Dr. Carlton B Goodlett Place
San Francisco CA 94102

RE: Mandatory Soft Story Retrofit

Dear Patrick,

We appreciate the hard work that you and your team have done in regards to the proposed mandatory soft story seismic retrofit of buildings with three or more stories, five or more residential units and built of wood frame construction prior to 1978.

Over the past few months we have collectively met with the Mayor Edwin M. Lee, fellow lenders, city officials, properties management companies and landlords. The group has been successful in brainstorming the merits of the program as well as flushing out some of the hurdles that exist.

With over 34 years of experience, Redwood Mortgage lends exclusively in California and historically Redwood's lending activity has been concentrated in the San Francisco Bay Area.

Redwood Mortgage supports the soft story ordinance. We are well positioned with our loan programs and expertise in offering first and second mortgages which can be tailored to fit the financing needs of homeowners that fall within the scope of this proposed soft story seismic retrofit program.

We look forward to the approval and implementation of this program.

Sincerely,

Mike Burwell
President

From: Board of Supervisors
To: BOS-Supervisors; Miller, Alisa
Subject: File 130119: Seismic Retrofit Actions Urgency
Attachments: Seismic Safety Retrofit Construction Concerns-revision.docx

From: BERNARD CHODEN [<mailto:choden@sbcglobal.net>]
Sent: Friday, March 22, 2013 12:01 PM
To: Board of Supervisors
Subject: Seismic Retrofit Actions Urgency

The possible immediacy of a major earthquake requires the BOS to create a public partnership that will provide the institutional and resources necessary for the safety and functionality of this great city. My comments regarding this objective are attached.

Sincerely,

Bernard Choden (choden@sbcglobal.net)

March 20, 2013

Seismic Safety Retrofit Construction Concerns:

Introduction:

Seismic retrofit of the many structures and infrastructure of the city is essential in anticipation of the inevitable severe earthquakes that will affect the life safety and functionality of our city. It is essential to make this happen in a manner that is effective and efficient while preserving social equity and functionality. To do this we must acknowledge the city's essential partnership role in providing guarantees of institutional and resource means for seismic retrofit.

This is a life safety and functionality responsibility that underpins the necessary retrofit subsidies for the maintenance of housing affordability and its related investments and services as a first priority. Underlining this point are the facts that 80% to 90% of our residents do not have incomes sufficient to either rent or buy housing amid our inflating housing costs trends and low income housing availability. This situation is exacerbated because investor landlords have difficulty in investing and maintaining below market rentals including, significantly, rent controlled dwellings. The BOS have chosen to prioritize for retrofit the 40,000 soft story dwellings of which an estimated 10,000 dwellings are rent controlled amounting to approximately 3% of the housing stock; therefore, this paper addresses this proposal foremost.

Response:

I believe it is necessary to fully subsidize the retrofit costs for renters and for landlords in order to maintain rent affordability particularly for renters under rent control. The city argues that shifting the burden of rental obligations for persons with economic hardships to the cost obligations of a landlord creates economic equity gains for the landlord. This is a specious argument in that, twofold, the value gained is not cashable unless the landlord expels the unaffordable tenants or borrows, at owner cost, on the basis of increased equities. In either case, the proposed added cost obligations makes housing ownership unviable and inevitably a decreased incentive to invest in affordable housing. Under federal law, the city may, indeed, be in violation of a taking of property values without compensation and that needs to be examined now.

Shifting the responsibility for low-income housing retrofit from tenants to owners in order to avoid public subsidies is unethical. Four sources, among others, are suggested for public subsidies without significantly diminishing the city's need to provide other public goods:

1. Property and Possessory Interest Taxes Set Aside into a Trust Fund: Setting aside these taxes for properties requiring low-income affordability would provide the equivalent of approximately 10% of the assessed capitalized property value that currently should cover the majority of retrofit costs

obligations. Abated funds would be set- aside into a trust fund generating interest maintaining the fund in "constant dollar" value.

2. **Urban Development Corporation:** Following the examples of Boston and NYC, the city could create a public development partnership for essential public goods such as affordable housing and its supportive institutions. Such a corporation could also provide administrative investment supports for developers while retaining such advantages as "eminent domain" as necessary and city issuance of "letters of credit" for development low interest. This process would replace some efficacious, more ethical portions of the lost redevelopment process.
3. **Fungible Funding Resources:** The city could divert monies from two sources for major seismic retrofit:
 - a. **Mayors Office:** Based upon recent forensic audits, approximately \$100 millions per year could be diverted in capitalized bonds worth over \$1 billion.
 - b. **Capital Bond funds** allocated from the General Fund for deferrable or unnecessary, capital expenditures amounting to approximately half of the \$3billions of prudent capital funding, could be diverted for an estimated capitalized \$1.5 billions.
4. **Housing Element Enforcement:** State Law mandates that the city provide institutional means and resources necessary to maintain the diversity of needs and services for the city's housing. The city has not done so in violation of its legal and ethical responsibilities choosing instead to issuing a document in large part consisting of "promotions and encouragements" in lieu of programmatic, enforceable recommendations. An effective and efficient Housing Element would provide efficacious means of maintaining our affordable housing stock for seismic retrofits.

The city proposes volunteer issuance of Mello-Roos Bonds for loans to housing owners to cover an estimated 20 year cost recovery period is not a good solution. This is a means of continuing the cost burden of the owner without relieving the economic viability of the investment. Reject this proposal.

Conclusion:

The City's retrofit proposal acknowledges, that in order to save lives, pain will be incurred both by renters and owners. The city apparently would save lives by forcing productive and/or needy low and moderate income renters to either leave the city or perhaps live in the streets; it would also force owners to leave their investment properties. These unanticipated effects require immediate, objective investigation and rectification. Perhaps, we need to also examine why rent control soft story rent controlled housing has become the proposed priority target for seismic retrofit. This proposal as it stands is an unnecessary, unethical shirking of public responsibility.

From: Board of Supervisors
To: BOS-Supervisors; Miller, Alisa
Subject: File 130119: BAY AREA PLAN
Attachments: SB 375 Bay Area Plan defects.docx

From: BERNARD CHODEN [<mailto:choden@sbcglobal.net>]
Sent: Saturday, March 23, 2013 3:40 PM
To: Board of Supervisors; Tom Ammiano; Leland Yee; Leland Y. Lee
Subject: BAY AREA PLAN

ATTACHED ARE COMMENTS ON THE BAY AREA PLAN THAT REQUIRE YOUR URGENT ATTENTION. THANK YOU. BERNIE CHODEN

Concerns on Bay Area Plan – Boon or Straight Jacket?

SB375 (Steinberg) so called “anti sprawl” law was signed by California Governor Schwarzenegger in 2008. It contains sweeping changes in regional planning requirements linked back to reductions in gas emissions through the California Air Resources Board and mandated “sustainable” regional growth plans for each of California’s 17 regional areas. Thus five years later, the Association of Bay Area Governments (ABAG), the regional planning agency for the Bay Area has created the “Bay Area Plan”. Regional Housing Needs Assessments based on jobs are part of this process, as well as specified breaks from the California Environmental Quality Act. The principal break is to exempt new housing within ½ mile of approved major transit lines from local review and appeals. Funding decisions and pass-throughs by state and other regional agencies are to be consistent with Bay Area Plan.

Despite San Francisco’s Planning Director assurance that all is well, this Bay Area Plan, as presently structured, risks the unintended deterioration of San Francisco’s quality of life as the most dense and transit-rich city in the region and the lessened involvement of its citizens in land use planning. It can limit future options and flexibility in meeting changing conditions in the Bay region.

1. **NO TIME LIMIT ON THE MANDATE** - Inevitable change, be it sea rise, earthquake, epidemics, technological shifts require collaborative flexible mitigations from all affected jurisdictions. The Bay Plan is a top down bureaucratic process, not a living plan.
2. **LOSS OF APPEAL RIGHTS** – Only litigations and state legislative actions will be available
3. **DEFECTS IN LOCAL PLANNING ASSUMPTIONS** - The San Francisco component of the Bay Plan is based on an unenforceable Housing Element that does not adequately provide the institutional means and resources to sustain a diversity of housing needs. Nor does the Plan encompass refer to regional (and local) resources needed for job maintenance and formation and the economic vitality
4. **NEGLECT OF SEISMIC SAFETY** – The Bay Plan ignores seismic disasters impacts and recovery for San Francisco and the region. The projected holding capacity of the city now, or of a future city of 2 million does not assure life safety and functionality. To grossly expand housing and transportation represents complicity in mass future death tolls.
5. **LACKS ECONOMIC INVESTMENT PLAN** – Sound economic planning requires cognizance of the mutual interdependency among sustainable economic services and producers. Because the Bay Plan relies almost solely on insufficient local government projections of the economic future it will fail. Market forces will in likelihood place large economic investment outside of San Francisco while, illogically, the Bay Plan will encourage housing development inside of the city.
6. **JOBS/HOUSING LINKAGE FALLIBLE** – As a result of economic dispersal, we will have the incongruous situation of city residents commuting to jobs

outside of the city as now exemplified with Silicon Valley commutes. Gas emissions will increase given the functional likelihood that public transportation cannot be supported for such dispersed services.

The city's controls in the Housing Element for housing development are largely unenforceable with regard protection of housing costs and needs for the 80 to 90 percent of the city's residents who will not be able to afford market-rate housing costs. Therefore we must anticipate continuance under the Bay Plan for current practice regarding housing development. That housing will be for new higher income residents commuting to higher paying jobs outside of the city while current middle income residents continue to be displaced elsewhere due to housing un-affordability and the continuing loss of unsustainable investments in local jobs.

The damage to the economic and social vitality of the city will be un-repairable.

7. INADEQUATE ENVIRONMENTAL PRESERVATION – Private lands needs enhanced environmental protection especially in the outer “greenbelt” counties. One means that should be explored is strengthening the Williamson Act. That act, if enhanced, would permanently protect “greenbelt” open space uses by exchanging development rights for abatement of property taxes and other local fees.
8. LACKS LEGALITY – The County of San Francisco is an “Administrative District of the State.” Despite current State mandate, that an unelected regional use allocation agency can superimpose its plan implementation on the County of San Francisco.

ACTIONS REQUIRED:

The imminence of an unworkable Bay Area Plan requires both city and state review and remediation at the legislative level. Failing that, “injunctive relief” should be sought.

BOS-11
page



CITY OF EMERYVILLE
FORMER MAYOR KEN BUKOWSKI
5880 DOYLE STREET ● EMERYVILLE, CALIFORNIA 94608
PHONE → (510) 305-0000 ● E-MAIL → KB@EPOA.US

March 18, 2013

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2013 MAR 18 PM 4:39

To: San Francisco Board of Supervisors
Re: Funding the new California Economy

I love California, and after serving my community for 24 years I am concerned about our increasing debt. I recently watched a 30 minute video at (www.epoa.us) entitled "Money as Debt" where I learned how banks and financial institutions obtain money used to make loans. Can you believe they simply "conjure" the money for loans into existence based on a borrowers promise to repay the loan plus interest. This is how money is created, and why if we have no debt, the economy has no money. I discovered there is an existing model in another state which could fix our debt and provide funding for a new California economy.

Please look at the example of North Dakota. A state owned bank provides loans to private individuals and businesses. Interest collected on those loans is used to provide "interest free" money for public projects. Think of the vast amount of public money unnecessarily wasted on interest paid to private banks in California, with nothing to show for it.

It is not necessary to incur government debt to build public projects. We allow our economy to be controlled by a private banking industry with no heart and soul. Basic information about banks is surprisingly omitted from the approved State curriculum for our schools?

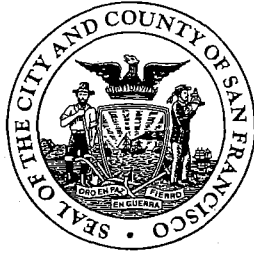
The Public Banking Institute (www.publicbankinginstitute.org) in North Dakota seeks to expand this model. They are having a Conference in San Rafael, California on June 2-4, 2013. At least TWENTY other states are now considering the option of a publicly owned bank. If enough California officials attend the Conference and learn about banking in the PUBLIC INTEREST the cost of vital infrastructure, new schools and housing can be substantially reduced. It's time to create money for public benefit instead of private gain.

Why are we denied the basic information about banking? (provided in the above-mentioned video) Wide public knowledge of banking would not allow the present economic circumstances to exist. A state owned bank is a great option for our future California economy. My love for California inspired me to send this message. PLEASE take a minute to learn about this viable alternative.

Sincerely, Ken Bukowski

(4)

BOARD of SUPERVISORS



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

MEMORANDUM

Date: March 18, 2013
To: Honorable Members, Board of Supervisors
From: *cc* Angela Calvillo, Clerk of the Board
Subject: APPOINTMENTS BY THE MAYOR

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2013 MAR 20 AM 10:08
PN

The Mayor has submitted appointments to the following bodies:

- Teresa Ono, Library Commission, term ending January 15, 2017
- Diane B. Wilsey, War Memorial Board of Trustees, term ending January 2, 2017
- Charlotte Mailliard Shultz, War Memorial Board of Trustees, term ending January 2, 2017
- Neil Sims, Commission on Aging and Adult Services, term ending July 5, 2016

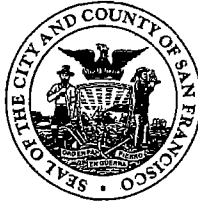
Under the Board's Rules of Order Section 2.18.3, a Supervisor may request a hearing on an appointment by notifying the Clerk in writing.

Upon receipt of such notice, the Clerk shall refer the appointment to the Rules Committee so that the Board may consider the appointment and act within 30 days of the appointment as provided in Charter Section 3.100(18).

Please notify me in writing by **12:00 p.m., Friday, March 22, 2013**, if you would like to request a hearing on the above appointment(s).

Attachments

OFFICE OF THE MAYOR
SAN FRANCISCO



Orig: Rules Clerk
C. COB, Leg Dep. Dep City Atty
EDWIN M. LEE *copy*
MAYOR *Acfile*

March 11, 2013

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

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2013 MAR 13 PM 4:24

Dear Ms. Calvillo,

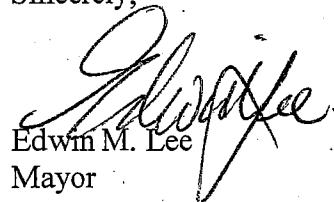
Pursuant to Section 3.100 (18) of the Charter of the City and County of San Francisco, I hereby make the following appointment:

Teresa Ono to the Library Commission for a term ending January 15, 2017

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

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

Sincerely,


Edwin M. Lee
Mayor

OFFICE OF THE MAYOR
SAN FRANCISCO



EDWIN M. LEE
MAYOR

Notice of Appointment

March 11, 2013

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

Honorable Board of Supervisors:

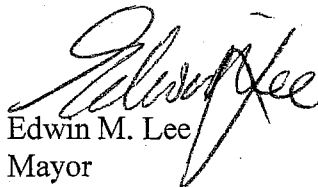
Pursuant to Section 3.100 (18) of the Charter of the City and County of San Francisco, I hereby make the following appointment:

Teresa Ono to the Library Commission for a term ending January 15, 2017

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

Sincerely,


Edwin M. Lee
Mayor

Teresa Ono, Commissioner

Teresa Ono was appointed to the Library Commission by Mayor Gavin Newsom in May 2009. She currently serves as Advancement Services Manager at San Francisco State University. She has been Director of Development at the Japanese Cultural & Community Center of Northern California where she raised over \$370,000. In 2005, as Executive Director she raised over \$300,000 to support 24 events of the Celebration of the 100th Anniversary of Japantown. Previously she worked for AT&T, rising to Director of Law and Government Affairs. She has a strong community background serving as Vice President and Treasurer of the Golden Gate chapter of the Japanese American Citizens League (JACL). She serves on the Executive Committee of the Cherry Blossom Festival as well as Past Chairperson of the Senior Appreciation Brunch and current member of the planning committee.

OFFICE OF THE MAYOR
SAN FRANCISCO



EDWIN M. LEE
MAYOR

March 13, 2013

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

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2013 MAR 15 AM 10:56

Dear Ms. Calvillo,

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

Diane B. Wilsey to the War Memorial Board of Trustees, for a term ending January 2, 2017

Charlotte Mailliard Shultz to the War Memorial Board of Trustees, for a term ending January 2, 2017

Neil Sims to the Commission on Aging and Adult Services, assuming the seat formerly held by Thomas Crites, for a term ending July 5, 2016

I am confident that Trustee Wilsey, Trustee Shultz, and Mr. Sims, electors of the City and County, will continue to serve our community well. Attached are their qualifications to serve, which will demonstrate how these appointments represent the communities of interest, neighborhoods and diverse populations of the City and County of San Francisco.

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

Sincerely,

A handwritten signature in black ink, appearing to read "Edwin M. Lee".

Edwin M. Lee
Mayor

OFFICE OF THE MAYOR
SAN FRANCISCO



EDWIN M. LEE
MAYOR

Notice of Appointment

March 13, 2013

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

Honorable Board of Supervisors:

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Diane B. Wilsey to the War Memorial Board of Trustees, for a term ending January 2, 2017

Charlotte Mailliard Shultz to the War Memorial Board of Trustees, for a term ending January 2, 2017

Neil Sims to the Commission on Aging and Adult Services, assuming the seat formerly held by Thomas Crites, for a term ending July 5, 2016

I am confident that Trustee Wilsey, Trustee Shultz, and Mr. Sims, electors of the City and County, will continue to serve our community well. Attached are their qualifications to serve, which will demonstrate how these appointments represent the communities of interest, neighborhoods and diverse populations of the City and County of San Francisco.

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

Sincerely,

A handwritten signature in black ink, appearing to read "Edwin M. Lee".

Edwin M. Lee
Mayor

Dede Wilsey

Diane Buchanan Wilsey was born in Washington, D.C., and lived there until her father was appointed Ambassador to Luxembourg. Four years later, Ambassador Buchanan was named Chief of Protocol and the family returned to Washington, D.C., where she lived until she married and moved to San Francisco.

Dede Wilsey is the President of the Board of Trustees of the Fine Arts Museums, and was Chairman of the \$200 million campaign to rebuild the de Young. Previously she chaired successful capital campaigns for Grace Cathedral, where she is a trustee, and for the Immaculate Conception Academy. She was also a Coro Fellow, former President of the Women's Board of the Presbyterian Hospital, and a trustee of University High School. She is currently chairing a \$1.2 billion campaign to build a new Children's, Women's and Cancer Hospital for UCSF at Mission Bay.

Dede currently serves on the Board of Directors of the San Francisco Opera and the San Francisco Ballet. She is a trustee emerita of Connecticut College and was an arbitrator for the Better Business Bureau. In addition to her community and civic commitments, Dede is the owner of Rutherford River Ranch Vineyards in the Napa Valley, is President of the Wilsey Foundation and is CEO of Wilsey Properties.

Charlotte Mailliard Shultz

Charlotte Mailliard Shultz is Chief of Protocol and Director of Special Events for the City and County of San Francisco and has served seven San Francisco mayors. In 2004 Charlotte was appointed Chief of Protocol for the State of California by Governor Arnold Schwarzenegger. She is a member of the Board of Trustees of the San Francisco War Memorial and Performing Arts Center, the San Francisco Ballet, San Francisco Museum of Modern Art, World Affairs Council and Grace Cathedral. She is a member of the Board of Directors of the San Francisco Airport Improvement Corporation, the Commonwealth Club of California, and the San Francisco Opera. She is also a member of the Board of Governors for the San Francisco Symphony.

As Chief of Protocol, she has staged numerous civic events ranging from welcomes for the Patriarch of the Greek Orthodox Church, H.M. Queen Elizabeth II, President of the USSR Mikhail Gorbachev, the President of South Korea, President of France Francois Mitterand, President Corazon Aquino of the Phillipines, President Jiang Zemin of China, and Hu Jintao, the current president of China. She has also arranged five San Francisco 49er Super Bowl victory celebrations and the celebration for the 50th anniversary of the Golden Gate Bridge. She was chairman of the building committee of the new San Francisco Public Library and co-chairman of the Committee to Restore the Opera House. She has received numerous awards, including the State of California Woman of the Year Award in 1996 and 2000, and the United Nations Association of San Francisco's Eleanor Roosevelt Humanitarian Award for Lifetime Achievement in 1992.

Charlotte is married to former Secretary of State George P. Shultz.

Neil Sims
912 Cole Street, # 143
San Francisco, CA 94117
415 816-6308 mobile
nsims@gmail.com
<http://miniurl.com/16373>

SUMMARY Seasoned human capital executive with strong business management and staff development experience. Successful entrepreneur, who has hired, trained and managed large, distributed staffs. Eighteen years of executive search experience as a company builder and partner to top-tier Silicon Valley companies as well as large, multi-nationals. Successful track record of establishing best practice standards and performance systems in order to insure reward processes that encourage high quality results.

EXPERIENCE

2006 to Present BOYDEN GLOBAL EXECUTIVE SEARCH, San Francisco, CA
Global leader in retained executive search with more than 70 offices worldwide.

Managing Director, Technology Practice.

A member of the firm's Technology Practice Group. Clients include Fortune 500 multinationals along with early-stage and mid-cap companies. Work closely with founders and venture investors on new business concepts as well as providing the leadership necessary to attract senior executives to global opportunities with large, multi-national firms. Projects have included online search and advertising, enterprise computing, Web 2.0, as well as mobile devices and applications. Assignments completed range from Global Head of Consumer Supply Chain for the world's largest cell phone manufacturer to the Chief Financial Officer for an emerging casual games company. Currently leading the Global Cleantech Practice initiative, coordinating partners worldwide with clients seeking functional and domain expertise in various geographies.

1992 to 2006 OPTIMUM EXECUTIVE SEARCH, San Francisco, CA
Regional provider of technical, marketing and sales executive to the software industry of the Western United States.

Founder and CEO.

As the founder of Optimum Executive Search, built one of the most well respected search firms in Silicon Valley. Established a significant reputation within the entrepreneurial community by securing top management as well as departmental staff for high-visibility, young companies. Established offices in San Francisco and Seattle with close ties to the Venture Capital community. Hired, trained and managed a staff of 18. Created training and performance optimization systems to standardize around industry best practices. Clients included Oracle, Macromedia, NeXT Computer, Adobe Systems, Ariba, Informatica and many others.

Project scope often began with a masthead assignment and included key staff development in support of the same executive. Provided "Internal Staffing Partner" services to several early-stage technology companies.

1991 to 1992 WOLLBERG MICHELSON, San Francisco, CA
Regional employment agency with offices across the Western United States.

Staffing Consultant.

Staffed full time personnel into large, mid-peninsula businesses. Initiated the technology practice for the company by establishing the first client relationships in Wollberg Michelson's history within the software industry. Recognized as the top gross dollar producer within the first three months of employment. Consistently maintained ranking as one of the top three revenue producers companywide.

Neil Sims - continued

1980 to ENVIRONMENT CONTROL, Fullerton, CA
1991 *Nationwide Real Estate Services Franchisor*

Franchise Owner and Managing Partner.

Built and managed a chain of commercial service franchise offices. Served as Director of Franchise Development with responsibility for the creation and nurturing of new locations. Negotiated minority partnership agreements with numerous entrepreneurs in order to grow franchise territories. Established seven offices in Northern and Central California with a payroll of more than 300 people. Directed all sales, marketing and human resources functions as well as business operations in the field. Assumed a leadership role nationwide in bringing the corporate structure to computer-based, automated systems. Supervised successful operational growth by creating a combination of field leadership and quality control programs. Developed strong repeat and referral business through customer service and strong quality standards. Attracted significant new business through direct sales efforts and high-visibility community involvement. Awarded "Fastest Growing New Company in the Nation" as a direct result of aggressive sales efforts. Ranked in the top three out of 100 franchises four times; ratings based on sales, profit, and quality control. Recognized for developing the Unit Manager concept, a position structure and company building block that later became a nationwide standard.

EDUCATION California State University, Fresno
Fresno, CA

OFFICE OF THE MAYOR
SAN FRANCISCO



*orig: Rules Clerk C: COB
Leg Dep, page, file*

EDWIN M. LEE
MAYOR

Notice of Appointment

March 22, 2013

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

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2013 MAR 22 PM 2:52

Honorable Board of Supervisors:

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

Annie Wong to the Juvenile Probation Commission, assuming the seat formerly held by Katharine Albright, for a term ending January 15, 2017

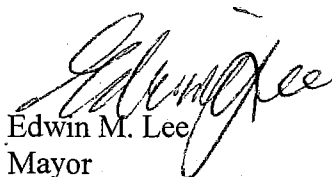
Simon J. Frankel to the Arts Commission, assuming the seat formerly held by Patrick Johnston, for a term ending September 1, 2014

Marcus Shelby to the Arts Commission, assuming the seat formerly held by Mark Breitenberg, for a term ending September 14, 2016

I am confident that Mrs. Wong, Mr. Frankel, and Mr. Shelby, electors of the City and County, will continue to serve our community well. Attached are their qualifications to serve, which will demonstrate how these appointments represent the communities of interest, neighborhoods and diverse populations of the City and County of San Francisco.

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

Sincerely,


Edwin M. Lee
Mayor

OFFICE OF THE MAYOR
SAN FRANCISCO



EDWIN M. LEE
MAYOR

March 22, 2013

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

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2013 MAR 22 PM 2:54

Dear Ms. Calvillo,

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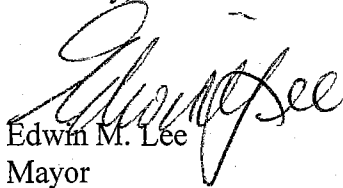
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Should you have any questions related to these appointments, please contact my Director of Appointments, Nicole Wheaton, at (415) 554-7940.

Sincerely,


Edwin M. Lee
Mayor

ANNIE WONG
1675-32nd Avenue
San Francisco, CA 94122-3140
415-759-6376 (Home)
415-265-6376 (Cell)

EDUCATION

San Francisco State University San Francisco, California
Bachelor of Arts, June 1972
Major: English Minor: Psychology

San Francisco State University San Francisco, California
Teaching Credential, June 1973
Emphasis: Secondary Education

University of California Extension Berkeley, California
Emphasis: Elementary Education
Elementary Teaching Credential issued by the State of California

WORK HISTORY

09/07- SAN FRANCISCO GIANTS San Francisco, California
Present TICKET SERVICES:
• Ticket sales agent

11/08- SAN FRANCISCO UNIFIED San Francisco, California
06/10 SCHOOL DISTRICT: HUMAN
RESOURCES DEPARTMENT
• On-Call for special projects
• General Assistance as needed

08/05- SAN FRANCISCO UNIFIED San Francisco, California
11/08 SCHOOL DISTRICT: HUMAN
RESOURCES DEPARTMENT
• Assisted with preparation for audit of district by
California Commission on Teacher Credentialing
• Assisted in recruitment of teachers
• Collaborated with recruitment managers in planning and
facilitating events to recruit new teachers
• Assisted in securing interviewers for recruitment events
• Helped to schedule and coordinate times for interviews

- Contacted and scheduled times for processing of new teachers
- Provided orientation for newly hired substitute teachers
- Worked in collaboration with school administrators to fill teaching positions at school sites
- Entered data for new hires in computer system
- Provided contact with newly hired substitute teachers to issue final details of hire

07/96- SAN FRANCISCO UNIFIED San Francisco, California
 06/05 SCHOOL DISTRICT: GEORGE
 PEABODY SCHOOL

- Classroom teacher for fourth and fifth grade children
- Developed and facilitated programming to ensure interest in learning as well as enrichment in curricular areas
- Developed fundraising strategies to earn funds for three day, two night field studies for classes each year
- Encouraged parent participation
- Actively served on school Parent Faculty Organization

07/81- SAN FRANCISCO UNIFIED San Francisco, California
 06/96 SCHOOL DISTRICT: GEORGE
 PEABODY SCHOOL

- Program Resource Teacher/Science Facilitator/English Language Development Teacher
- Assessed needs of students, parents, and faculty in order to plan school programming
- Determined budget expenditures for State and Federal funds
- Developed and wrote site plan, including action plan and budget
- Trained and supervised paraprofessional staff
- Developed and facilitated workshops for staff and parents
- Taught English as a Second Language to all students who were limited in English language skills
- Planned for and taught science to all first through fifth grade students following district curriculum
- Active member of the School Site Council, School Advisory Committee, and Bilingual Advisory Committee

- Planned and facilitated all meetings of the BAC, SAC, and SSC

07/96- SAN FRANCISCO UNIFIED San Francisco, California

06/77 SCHOOL DISTRICT: GEORGE

PEABODY SCHOOL

- English Language Development Teacher
- Taught English as a Second Language to all children who were not fluent in English
- Active member of the Bilingual Advisory Committee
- Active member of the School Advisory Committee
- Active member of the School Site Council

10/74- SAN FRANCISCO UNIFIED San Francisco, California

06/77 SCHOOL DISTRICT: RAPHAEL

WEILL SCHOOL

- English Language Development Teacher
- Taught English to all students who were not fluent in English

INTERESTS/VOLUNTEER WORK

02/94- PROJECT OPEN HAND San Francisco, California

- Volunteer for special events
- Past volunteer for meal delivery
- Data entry of donated items
- General office work

04/10- FOOD RUNNERS San Francisco, California

- Donated food pick up with delivery to programs in need

11/07- NEW AMERICA MEDIA San Francisco, California

- Answering letters from incarcerated youth and adults
- Coordinating with director and assistant editor to send publications to writers who request them
- Helping with fundraising

REFERENCES

Evangeline Sagastume, Director of Human Resources, SFUSD
 555 Franklin Street, 2nd Floor, San Francisco, CA 94102
 415-241-6101 ext. 3269

Debra Eslava-Burton, Supervisor, Human Resources: Teacher Support
and Development, SFUSD

555 Franklin Street, 2nd Floor, San Francisco, CA 94102
415-355-7648

Ana De Arce, Principal, Garfield Elementary School, SFUSD

420 Filbert Street, San Francisco, CA 941
415-291-7924

Jared Scherer, Director, Project Open Hand

730 Polk Street, San Francisco, CA 94109
415-447-2300 or 415-973-4910

Kari Scheidt, Special Events Coordinator, Project Open Hand

730 Polk Street, San Francisco, CA 94109
415-447-2417

Victor Tam, Principal, Jefferson Elementary School, SFUSD

45 Alviso Street, San Francisco, CA 94123
415-876-4927 (Residence) 415-759-2821 (Business)

David Inocencio, Co-Founder and Director of The Beat Within, New
America Media

275 Ninth Street, San Francisco, CA 94103
415-503-4170

SIMON J. FRANKEL

Two 20th Avenue, San Francisco, California 94121
Home: (415) 668-2222 ▪ Office: (415) 591-7052

PROFESSIONAL EMPLOYMENT

Covington & Burling LLP, San Francisco, California

Partner (2006 to Present): Representing companies and individuals in civil litigation with a focus on copyright, trademark, trade dress, trade secret, patent, and art-related disputes, as well as counseling concerning visual arts and intellectual property issues.

Howard, Rice, Nemerovski, Canady, Falk & Rabkin, San Francisco, California

Partner (2001 to 2006); *Associate* (1994 to 2001): Representing companies and individuals in civil litigation with a focus on copyright, trademark, trade dress, trade secret, patent, and art-related disputes, as well as counseling concerning visual arts and intellectual property issues.

University of San Francisco School of Law, San Francisco, California (1999 to Present)

Adjunct Professor of Law: Teaching seminar on Art Law.

Texas Wesleyan University School of Law, Fort Worth, Texas (May 2005)

Visiting Professor of Law: Co-teaching seminar on Art Law.

Hastings College of the Law, University of California, San Francisco, California (1997 to 2000)

Adjunct Assistant Professor of Law: Co-teaching seminar on Art Law.

Boalt Hall School of Law, University of California at Berkeley, Berkeley, California (1995 to 2000)

Lecturer-in-Law: Co-teaching seminar on Art Law.

Judge Pierre N. Leval, United States District Court, Southern District of New York, and United States Court of Appeals, Second Circuit (September 1992 to December 1993)

Law Clerk: Assisted federal district court judge in drafting opinions on all phases of federal court litigation; assisted in conduct of trials.

Chief Judge Stephen Breyer, United States Court of Appeals, First Circuit (August 1991 to August 1992)

Law Clerk: Assisted federal Court of Appeals judge in drafting appellate opinions.

EDUCATION

Yale Law School, New Haven, Connecticut - September 1988 to June 1991

J.D., June 1991

Yale Law Journal, Book Review Editor, 1989 to 1991

Cambridge University, Cambridge, England - September 1987 to August 1988

M. Phil (honors), History and Philosophy of Science, August 1988

National Science Foundation Graduate Fellowship

University College, London England - September 1986 to September 1987

Research Student, Wellcome Institute for the History of Medicine

National Science Foundation, Graduate Fellowship

Harvard University, Cambridge, Massachusetts - September 1982 to June 1986

B.A., *summa cum laude*, June 1986. Concentration in History and Science

SIMON J. FRANKEL

Page Two

SELECTED ART-RELATED PUBLICATIONS

- *Will the Digital Era Sound the Death Knell for the First Sale Doctrine in US Copyright Law*, INTELLECTUAL PROPERTY MAGAZINE, March 2011, Co-Author
- *Statute Without Limits?*, DAILY JOURNAL, August 20, 2010, Co-Author
- *Music to Their Ears*, COPYRIGHT WORLD, February 2008, Author
- *Lingering Confusion About the Use of Marks in Domain Names of Web Sites that Critique or Parody*, ABA IBL NEWSLETTER, Winter 2006
- *All About Art Law: The Esthetic, Moral, Ethical, and Political Issues Relating to the Visual Arts*, SAN FRANCISCO ATTORNEY, August-September 2001 (with James B. Frankel)
- *Using Visual Art in Film and Television: You Gotta Have Art-And Permissions, Too*, ENTERTAINMENT AND SPORTS LAWYER, Summer 1988
- *Flare-Up on Fair Use: A Recent Decision on Copying for Academic Purposes Doesn't Solve the Administered of Problem Facing Not-For-Profit Users*, INTELLECTUAL PROPERTY (The Recorder), December 1996
- *Law for Arts' Sake: Finley v. NEA Strikes Down Censorship-But Too Late to Save Public Funding for the Arts*, THE RECORDER, November 27, 1996
- *Moral Obligations: Conflicting Artists' Rights Statutes*, SAN FRANCISCO DAILY JOURNAL, August 30, 1996
- *After Ruling, Troubling VARA Issue Still Remain*, NEW YORK LAW JOURNAL, August 2 and 9, 1996 (with James B. Frankel)
- *VARA's First Five Years*, 19 HASTINGS COMMUNICATIONS & ENTERTAINMENT LAW JOURNAL 1 (1996)

SELECTED ART-RELATED SPEAKING ENGAGEMENTS

- Speaker, "Current Issues in Copyright and Moral Rights," ALI-ABA Legal Issues in Museum Administration Course, March 2011
- Speaker, "Recent Nazi Era Art Restitution Litigation," New York State Bar Association - Entertainment, Arts and Sports Law Section, January 2011
- Speaker, "Control of Public Domain Images, and Other Intersections of Copyright and Contract," Los Angeles Copyright Society, May 2008
- Speaker, "Can Contract Expand the Protections of Copyright," Copyright Society, Northern California Chapter, San Francisco, California, June 2007 (with Gloria Phares)
- Speaker, "Can a Museum Control Use of its Public Domain Collection Objects? Copyright, Licensing, and Reproduction Policies," ALI-ABA Legal Issues in Museum Administration Course, Philadelphia, Pennsylvania, March 2007 (with Lauryn Guttenplan)
- Panelist, "Artistic License: A Look at Copyright and Contemporary Art," Intellectual Property Law Section of the State Bar of California conference, The Copyright Office Comes to California, Santa Monica and San Jose, California, March 2007

SIMON J. FRANKEL

Page Three

SELECTED ART-RELATED SPEAKING ENGAGEMENTS *(continued)*

- Speaker, "Copyright Law," American Society of Consulting Arborists Annual Conference, Napa, California, December 2006
- Speaker, "Copyright and Moral Rights Update," Visual Arts and the Law Conference (CLE), Santa Fe, New Mexico, August 2006
- Speaker, "Basic Copyright Issues for Online Publishing," American Association of Anatomists Annual Meeting at EB, San Francisco, California, April 2006
- Panelist, "Intellectual Property Issues for Non-Profit Grantees in the Arts," San Francisco Foundation/California Lawyers for the Arts, San Francisco, California, January 2006
- Speaker, "Access to Museums: A Case Study," and "Beyond Copyright: Rights of Publicity and Privacy and Moral Rights," ALI-ABA Legal Problems of Museum Administration Course, San Francisco, California, March 2005
- Speaker, "Defining Art in Intellectual Property Law," Visual Arts and the Law Conference (CLE), Taos, New Mexico, August 2003
- Panelist on "Illegal Art: Freedom of Expression on the Corporate Age" Exhibition, San Francisco Art Institute, San Francisco, California, July 2003
- Speaker, "What is Art—In Intellectual Property," Copyright Society, Northern California Chapter, San Francisco, California February 2003
- Panelist, "What is Art?" Yale Law School Alumni Symposium, New Haven, Connecticut, October 2002

ADDITIONAL INFORMATION

- Legal Aid Society-Employment Law Center, Board of Directors (2008 to present); Chair, External Relations Committee (2010 to present).
- Copyright Society of the USA, Member (Chair, Northern California Chapter, 2009-2011).
- Board Member and Secretary, New Langton Arts, a San Francisco, California, contemporary arts organization (1997 to 2005).
- Member, *Pro Bono* Referral Board, California Lawyers for the Arts, San Francisco, California (1999 to present).
- Born and raised in San Francisco, California.
- Married to San Francisco native Courtney Weaver, a freelance writer, with three children.

Marcus Shelby

Marcus Anthony Shelby is an accomplished teacher, composer, arranger, and bassist who currently lives in San Francisco, California. Over the past 20 years, he has built a diverse biography. From 1990-1996, Shelby was bandleader of Columbia Records and GRP Impulse! Recording Artists Black/Note and is currently the Artistic Director and leader of The Marcus Shelby Orchestra, The Marcus Shelby Hot 7, and the The Marcus Shelby Trio. Shelby was awarded a 2009 Black Metropolis Research Consortium Fellowship in Chicago for summer 2009 to conduct research for his commission to compose "Soul of the Movement". Shelby was also a 2006 Fellow in the Resident Dialogues Program of the Committee for Black Performing Arts at Stanford University to conduct research for his commission to compose "Harriet Tubman". Shelby also has had the honor of arranging for and conducting the Count Basie Orchestra featuring Ledisi, performing and recording with Tom Waits, and receiving the City Flight Magazine 2005 award as one of the "Top Ten Most Influential African Americans in the Bay Area". As the 1991 winner of the Charles Mingus Scholarship, Shelby's studies include work under the tutelage of composer James Newton and legendary bassist Charlie Haden. Shelby is also very active in music education and currently teaches at Rooftop Alternative School in San Francisco, the Stanford Jazz Workshop at Stanford University, and also the Oakland Public Conservatory.

/Teaching

2007-Present-Rooftop Elementary; K-8; SF, CA;
2003-2007-Young Musicians Program; Berkeley, CA;
1999-2004-San Francisco State, CA
2001-Present-Stanford University; Stanford Jazz Workshop
2003-Present-Jazz Camp West Faculty
Workshop and Lecture-"Harriet Tubman and Jazz"; "Women and Jazz"
Workshop and Lecture-"MLK and Jazz"
Workshop and Lecture-"The Legacy of Duke Ellington"; The Legacy of Louis Armstrong"
Various Libraries, Churches, Art Houses, and Social Clubs

/Awards and Honors/

1991 - Charles Mingus Scholarship to the California Institute for the Arts; 1991 - John Coltrane Young Artists Competition (with Black/Note); 1997 - Image Award Nomination for theatrical stage score for /Emitt Till/ by Bryan Burrell; 1998 - ASCAP Popular Award for Songwriters and Composers; 1999 - California Music Award Nomination for /Best Jazz Artist 1998/; 1999 - Bay Guardian Award for /Best Jazz Band/; 1999 - S.F. Weekly Wammie Award for /Best Jazz Musician/; 2000 - Dean Goodman Choice Awards for Excellence in Bay Area Theatre for Theatrical Score for /Trail of Her Inner Thigh/; Theater Circle Critics Award for Best Musical Score for "Hellhound on my Trail"/; Isadora Duncan Dance Award for Best Music, Savage Jazz Dance Company/: 2005 - City Flight Magazine- Top 10 Most Influential African Americans in the Bay Area for Arts and Culture /:2008 - Bay Area Theater Critics Circle Award for Best Original Music Score, "Sonny's Blues"

/Grant Awards/

2011 The Wallace Alexander Gerbode Foundaton Composer Grant
2009 Black Metropolis Research Consortium Research Fellowship, Chicago
2008 Center for Cultural Innovation, Marketing and Distribution Planning & Implementation Grants
2006 Stanford University, Committee on Black Performing Arts "Resident Dialogue" Artist Fellowship
2005 Haas Foundation, Creative Work Fund, "Harriet Tubman: Bound for the Promised Land"
2002 Theater Communications Group Resident Artist Grant
2001 Meet The Composer "New Residency" Program
2000 Haas Foundation, Creative Work Fund for New Work, "The Lights"

/Private Commissions/

2011 Yerba Buena Gardens Festival Commission for "Green and Blues" jazz orchestra composition about Green Economics and Environmental Racism
2011 Equal Justice Society Commission for "Dying While Black and Brown" ballet with Joanna Haigood and the Zaccho Dance Theater Company
2009 Cynthia Ross, "Calvin Jones"
2009 San Mateo County "Martin Luther King Day" Committee Commission "MLK" Part I
2007 deYoung Museum and "Jazz at Intersection" Commission "Peaceable Kingdom"
2002 Equal Justice Society Commission "Port Chicago"

/Instruction/

Teaching Artist in Residence, Rooftop School
Instructor, Berkeley Young Musicians Program
Instructor, Stanford Jazz Workshop/ Jazz Camp

/Discography/

2011/ Soul of the Movement (Marcus Shelby Orchestra, Porto Franco Records)
2008/ Harriet Tubman (Marcus Shelby Jazz Orchestra, Noir Records)
2006 /Port Chicago/ (Marcus Shelby Jazz Orchestra, Noir Records)
2001 /The Lights Suite / (Marcus Shelby Jazz Orchestra, Noir Records)
1999 /The Sophisticate/ (The Marcus Shelby Trio, Noir Records)
1998 /Intimate Strangers/ (The Marcus Shelby Trio w/ Marcus Conrad Poston, Noir Records)
1998 /Midtown Sunset/ (Jazz Antiqua Ensemble, Noir Records)
1997 /Un Faux Pas/ (The Marcus Shelby Trio, Noir Records)
1995 /Nothin' but the Swing/ (Black/Note, Uni/Impulse)
1994 /LA Underground/ (Black/Note, Red)
1993 /Jungle Music/ (Black/Note, Sony Music)
1991 /43rd and Degnan/ (Black/Note, World Stage)

/Theatrical Scoring/

2008/ Sonny's Blues/ Word for Word, San Francisco, CA
2005/ Fear of a Brown Planet, Youth Speaks Literary Organization, San Francisco, CA
2003/ Wheel of Fortune/ by John Stepling, Campo Santo Theater Company, San Francisco, CA
2002 /The Lights/, by Howard Korder, Intersection for the Arts/ODC, San Francisco, CA
2000 /Hellhound On My Trail/, by Denis Johnson, Campo Santo Theater Company, San Francisco, CA
1999 /Simpatico/, by Sam Shepard, Campo Santo Theater Company, San Francisco, CA
1998 /Trail of Her Inner Thigh/, by Erin Cressida Wilson, Campo Santo Theater, San Francisco, CA
1998 /Suicide in B Flat/, by Sam Shepard, 3rd Set, Slim's, San Francisco, CA
1998 /King Lear/, by William Shakespeare, 450 Geary Studio Theater, San Francisco, CA
1997 /Suicide in B Flat/, by Sam Shepard, 3rd Set, Justice League, San Francisco, CA

/Film Scoring/

2003 "Maladaptive," Adam Chin Director
2002 "Ralph Ellison: An American Hero," Avon Kirkland Production, PBS
2001 "King of the Bingo Game," Elise Robertson, adaptation of Ralph Ellison short story, PBS
2000 "Poetic License," Directed by Dave Yanofsky, Production, PBS
1998 "Park Day," Directed by Sterling Macer, Jr., Blockbuster Pictures

/Ballet and Dance/

2011 Equal Justice Commission for "Dying While Black and Brown; Zaccho Dance Theater Company
2005 Oakland Ballet, Commission for "Ella," Donald McKayle
2001 Oakland Ballet, Commission for "Un Faux Pas," Reginald Savage
2000 Robert Moses' Kin -"Collaboration 2000" Robert Henry Johnson, Sara Shelton Mann
1998-2004 Musical Director, Savage Jazz Dance Company
1993-2006 Musical Director, Jazz Antiqua Music and Dance Ensemble

/Performances/partial list**

San Francisco Jazz Festival/ Monterey Jazz Festival/ Montreal Jazz Festival/ Kuumbwa Jazz Center/
Yoshi's Jazz Club/Half Note-Athens, Greece/Dizzie's, NYC/North Sea Jazz Festival/Vienne Jazz
Festival/Yerba Buena Arts Center/San Francisco Museum of Modern Art/Paramount Theater/Stanford Jazz
Festival; Blue Note (NYC and Tokyo);

From: Sandra Huacuja-Presser [srhserene@optonline.net]
Sent: Wednesday, March 20, 2013 5:11 AM
To: Board of Supervisors
Subject: Please vote YES to Save The Sharp Park Wetlands

Dear Board of Supervisors

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

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

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

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

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

Sandra Huacuja-Presser

elberon nj, NJ
US

March 8, 2013

Mr. Suu-Va Tai
770 L Street, Suite 1160
Sacramento, CA 95814

BOS-11
Cpage
RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO

2013 MAR 13 PM 4:00

Re: 2013 Statewide CERT Conference

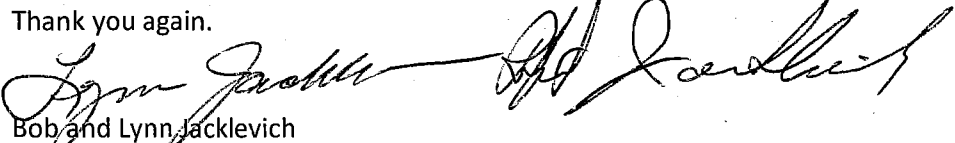
Dear Suu-Va:

It was an honor to be able to represent San Francisco and the SFFD's Neighborhood Emergency Response Training program at the 2013 Statewide CERT Conference last weekend. Thank you for making it possible and for all the work that went into planning the conference and in getting us there. We had a great time and took advantage of all the opportunities to meet people and to learn. Before talking about the conference, we do want to say how impressed we were by the staff and facilities at the Sheraton. The hotel staff really went out of their way to make it a successful stay as well as a successful conference.

We were so impressed by the program. It was varied and interesting; the speakers knowledgeable and passionate; and there were the opportunities to participate in training. With so many interesting topics being presented, we had difficult choices to make with each session. Fortunately, there were four of us from San Francisco so we were able to cover most of the breakouts. Lynn took the CERT Leadership Tools training which gave her some tools to help us develop leadership skills in our team members. Bob took advantage of the more skill-based sessions - such as the ones on Ham radio and dealing with power problems. We were able to attend sessions on religious diversity, reaching Spanish-speaking groups, Disaster Service Worker, and Disaster Corps; each giving us information and ideas to take home.

Good as the program was, the people were even better. That includes the conference 'staff' and presenters as well as everyone attending. The people were, well, like us - committed to doing the most good for the most people, by being trained and prepared. And they weren't like us - from big counties and cities, small towns and rural areas, suburban regions and remote areas, programs led by professionals and others almost entirely volunteer. We couldn't help learning from each person we talked with. It was especially rewarding to see everyone connecting - program coordinators, professionals from fire and law enforcement, volunteers. It was also gratifying to hear from state and national officials that our work is not only noticed but valued. This 2013 conference was concrete evidence of their support. Can't wait until the next one!

Thank you again.


Bob and Lynn Jacklevich
SFFD NERT
617 Connecticut St.
San Francisco, CA 94107

cc: Director Sharron Leao
Secretary Karen Baker
Chief Joanne Hayes-White
San Francisco Fire Commission
San Francisco Mayor Ed Lee
San Francisco Board of Supervisors

BOS-1) (electronically)
CPages, COB

Memo

DATE: March 18, 2013
✓ TO: Clerk of the Board of Supervisors
CC: Steven Lucich, Controller's Office
FROM: Fannie Yeung, Grants Analyst, SFPD *FY*
RE: Grant Budget Revision
1) Solving Cold Cases with DNA – San Francisco (PCSCCD-11PC)
2) 2011 DNA Backlog Reduction Program (PCFDBR-12PC)

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2013 MAR 20 AM 9:54
PN

In accordance with Administrative Code Section 10.170-1(F), this memo serves to notify the Board of Supervisors of two Federal grant line item budget revisions in excess of 15% requiring funding agency approval.

Attached are copies of the budget revision documentation submitted to the funding agency.

Modify Budget GAN

US DEPARTMENT OF JUSTICE
OFFICE OF JUSTICE PROGRAMS

GRANT ADJUSTMENT NOTICE

- [All Active](#)
- [Change Requested](#)
- [Approved](#)
- [Denied](#)
- [Draft](#)
- [Create Grant Adjustment](#)

[Help/Frequently Asked Questions](#)

Grantee Information			
Grantee Name:	San Francisco City/County Police Department	Project Period:	10/01/2011 - 12/31/2013
Grantee Address:	850 BRYANT STREET ROOM 511 SAN FRANCISCO, 94103	Program Office:	NIJ
Grantee DUNS Number:	12-080-2983	Grant Manager:	Mark Nelson
Grantee EIN:	94-6000417	Application Number(s):	2011-91221-CA-DN
Vendor #:	946000417	Award Number:	2011-DN-BX-K437
Project Title:	FY 2011 DNA Backlog Reduction Program - San Francisco Police Department, Criminalistics Laboratory.	Award Amount:	\$388,669.00

Budget Modification			
* All editable Budget fields must contain a numeric value.			
Categories	Approved Budget	Requested Changes to Budget	Revised Budget
A. Personnel	\$145580	\$-25212	\$120368
B. Fringe Benefits	\$11574	\$-2005	\$9569
C. Travel	\$13735	\$-2733	\$11002
D. Equipment	\$115526	\$75252	\$190778
E. Supplies	\$0	\$0	\$0
F. Construction	\$0	\$0	\$0
G. Contractual	\$83000	\$-60474	\$22526
H. Other	\$19254	\$15172	\$34426
TOTAL DIRECT COST	\$388669	\$0	\$388669
Total Direct Costs = (Sum of lines A-H)			
INDIRECT COST	\$0	\$0	\$0
TOTAL PROJECT COST	\$388669	\$0	\$388669
Total Project Costs = Total Direct Costs + Indirect Cost			
Total Project Costs = Federal Funds Approved + Non-Federal Funds + Program Income			
FEDERAL FUNDS APPROVED	\$388669		\$388669
NON-FEDERAL FUNDS APPROVED	\$0	\$0	\$0

PROGRAM INCOME	\$0	\$0	\$0	
*Required Justification for Budget Modification				
<p>Ten new crime analysts have been hired over the past year, and the focus has been on training and qualifying an expanded staff. Once these new analysts were oriented and working in the laboratory, the space shortage became more</p>				
Attachments:				
Filename:	User:	Timestamp:	Action:	
Budget Detail Worksheet Rev 2-21-13.xlsx	SFPDNIJ	02/21/2013 5:29 PM	Delete Attachment	
Actions:				
<input type="button" value="Close"/>				
<input type="button" value="Printer Friendly Version"/>				
Audit Trail:				
Description:	Role:	User:	Timestamp:	Note:
Approved-Final	OCFMD - Financial Analyst	obrienr	03/05/2013 12:51 PM	View Note
Submitted	PO - Grant Manager	SFPDNIJ	02/21/2013 5:29 PM	View Note
Change Requested	PO - Grant Manager	heurichc	02/12/2013 10:59 AM	View Note
Change Requested	EXTERNAL - External User	heurichc	02/12/2013 10:59 AM	View Note
Submitted	PO - Grant Manager	SFPDNIJ	02/06/2013 7:20 PM	View Note
Draft	EXTERNAL - External User	SFPDNIJ	02/06/2013 7:17 PM	View Note

Budget Detail Worksheet

Purpose: This Budget Detail Worksheet must be used as your budget detail, and you must use the budget narrative sections provided. All required information must be provided. Please do not remove the excess from this budget detail worksheet. You may hide the rows you do not wish to use, but do not delete them.

NOTE: If you need extra lines in the spreadsheet under one of the categories: 1) Highlight an entire row. 2) Keeping your mouse over the highlighted row, right-click. 3) Next, right-click with your mouse again on the highlighted row and choose the option "insert copied cells" by left-clicking. Use of this technique will insert a new row into the spreadsheet.

NOTE: If you want to copy a line item or cost from a different budget spreadsheet, paste into this spreadsheet and click the little "CTRL" button that comes up. Select "formula only" for "Formulas and Numbers" option - this keeps the correct formatting for the cell and only pastes the text into the cell. Do not copy and paste the entire spreadsheet, i.e., if you want to copy a cell that gives you a total, pasting the cell that has the formula in it into this sheet from another sheet will not allow the formula to work.

A. Personnel--List each position by title - NOT INDIVIDUAL NAMES. Show the annual salary rate and the percentage of time to be devoted to the project. Compensation paid for employees engaged in grant activities must be consistent with that paid for similar work within the applicant organization.

Computation				
Casework Position (additional)	Amount per unit	Define Unit	# units	# Individuals

Cost
\$0.00
\$0.00
\$0.00
\$0.00
\$0.00
\$0.00
Subtotal

Database Position (additional)	Amount per unit	Define Unit	# units	# Individuals

Cost
\$0.00
\$0.00
\$0.00
\$0.00
\$0.00
\$0.00
Subtotal

Casework Position (Overtime)	Amount per unit	Define Unit	# units	# Individuals
Criminalist II #8259 Classification	\$57,020	hourly rate	80.0%	3
Criminalist II #8260 Classification	\$76,760	hourly rate	110.0%	10
Criminalist II #8262 Classification	\$97,970	hourly rate	85.7%	2

Cost
\$13,684.80
\$84,436.00
\$16,797.13
\$0.00
Subtotal

Database Position (Overtime)	Amount per unit	Define Unit	# units	# Individuals

Cost
\$0.00
\$0.00
\$0.00
\$0.00
Subtotal

Administrative Costs Position	Amount per unit	Define Unit	# units	# Individuals
<i>Criminalist II, 8260 Classification</i>	\$76.76	<i>hourly rate</i>	71.0	1

Cost
\$5,449.96
\$0.00
\$0.00
Subtotal

PERSONNEL TOTAL: \$120,367.89

Note: In the # of units column, you can display the entry as a percentage (%) or a number. To change between numbers and percentage: select the cell by left clicking on it, then right click and select **FORMAT CELLS**, then the **NUMBER** tab, then select number or percentage (%) from the list

Budget Narrative for Personnel:
 The DNA Criminalist I, Criminalist II and Criminalist III positions will work overtime in the Forensic Biology (DNA) Section and perform the following activities: (1) identify, evaluate and track DNA casework requests, (2) screen evidence for biological material and/or perform DNA typing, (3) report findings to law enforcement, (4) perform administrative and technical reviews on analytical data and laboratory reports. A Criminalist II will perform grant administration tasks, including maintaining monthly statistics and entering data into the semi-annual progress reports.
 For every \$1,000 in overtime funds used, one case will be worked within the Forensic Biology Section of the Crime Lab. A minimum of 124 cases will be worked using the overtime funds.

B. Fringe Benefits--Fringe benefits should be based on actual known costs or an established formula. Fringe benefits are for the personnel listed category (A) and only for the percentage of time devoted to the project. Any fringe benefit that is usual and allowable by the agency may be applied to overtime.

Casework Position (additional)	Amount of Personnel for basis
<i>Employer's FICA</i>	\$0.00
<i>Retirement</i>	\$0.00
<i>Uniform Allowance</i>	\$0.00
<i>Health Insurance</i>	\$0.00
<i>Workman's Compensation</i>	\$0.00

% of Amount of Personnel	Additional computation (optional)
0.00%	
0.00%	
0.00%	
0.00%	
0.00%	

Cost
\$0.00
\$0.00
\$0.00
\$0.00
\$0.00

Unemployment Compensation	\$0.00
---------------------------	--------

0.00%	
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\$0.00
Subtotal

	Amount of Personnel for basis
Database Position (additional)	
Employer's FICA	\$0.00
Retirement	\$0.00
Uniform Allowance	\$0.00
Health Insurance	\$0.00
Workman's Compensation	\$0.00
Unemployment Compensation	\$0.00

% of Amount of Personnel	Additional computation (optional)
0.00%	
0.00%	
0.00%	
0.00%	
0.00%	
0.00%	

Cost
\$0.00
\$0.00
\$0.00
\$0.00
\$0.00
\$0.00
Subtotal

	Amount of Personnel for basis
Casework Position (Overtime)	
Employer's FICA	\$114,917.93
Retirement	\$114,917.93
Uniform Allowance	\$114,917.93
Health Insurance	\$114,917.93
Workman's Compensation	\$114,917.93
Unemployment Compensation	\$114,917.93

% of Amount of Personnel	Additional computation (optional)
7.65%	
0.00%	
0.00%	
0.00%	
0.00%	
0.30%	

Cost
\$8,791.22
\$0.00
\$0.00
\$0.00
\$0.00
\$344.75
Subtotal

	Amount of Personnel for basis
Database Position (Overtime)	
Employer's FICA	\$0.00
Retirement	\$0.00
Uniform Allowance	\$0.00
Health Insurance	\$0.00
Workman's Compensation	\$0.00
Unemployment Compensation	\$0.00

% of Amount of Personnel	Additional computation (optional)
0.00%	
0.00%	
0.00%	
0.00%	
0.00%	
0.00%	

Cost
\$0.00
\$0.00
\$0.00
\$0.00
\$0.00
\$0.00
\$0.00
Subtotal

	Amount of Personnel for basis
Administrative Costs Position	
Employer's FICA	\$5,449.96
Retirement	\$5,449.96
Uniform Allowance	\$5,449.96
Health Insurance	\$0.00
Workman's Compensation	\$0.00
Unemployment Compensation	\$5,449.96

% of Amount of Personnel	Additional computation (optional)
7.65%	
0.00%	
0.00%	
0.00%	
0.00%	
0.30%	

Cost
\$416.92
\$0.00
\$0.00
\$0.00
\$0.00
\$16.35
Subtotal

FRINGE TOTAL:	\$9,569.25
---------------	------------

TOTAL PERSONNEL AND FRINGE:

\$129,937.14

Budget Narrative for Fringe Benefits:

The fringe benefits for overtime are based on current rates for FICA (7.65%) and unemployment insurance (0.3%)

C. Travel--Itemize travel expenses of project personnel by purpose (e.g., staff to training, field interviews, advisory group meetings, etc. Show the basis of computation (e.g., six people at a 3-day training at \$X airfare, \$Y lodging, \$Z subsistence). For training projects, travel and meals for trainees should be listed separately. Show the number of trainees and unit cost involved. Identify the location of travel, if known. Indicate source of Travel Policies applied: Applicant or Federal Travel Regulations.

Purpose of Travel	Location	Item	Computation				Cost	
			Cost	# Individuals	# Nights/Days	# Trips		
American Academy of Forensic Sciences (AAFS), February 2012.	Aflanta	Airfare	\$500.00	2	1	1	\$1,000.00	Enter meeting the brown sha
	Georgia	Hotel	\$133.00	2	6	1	\$1,596.00	
		Meals	\$56.00	2	6	1	\$672.00	
		Transportation	\$60.00	2	2	1	\$240.00	
Bode-West, April 2012	San Diego	Airfare	\$250.00	2	1	1	\$500.00	
	California	Hotel	\$133.00	2	4	1	\$1,064.00	
		Meals	\$51.00	2	4	1	\$408.00	
		Transportation	\$60.00	2	2	1	\$240.00	
Bode-East, May 2012	Amelia Island	Airfare	\$500.00	1	1	1	\$500.00	
	Florida	Hotel	\$80.00	1	4	1	\$320.00	
		Meals	\$51.00	1	4	1	\$204.00	
		Transportation	\$60.00	1	2	1	\$120.00	
American Academy of Forensic Sciences (AAFS), February 2013	Washington	Airfare	\$425.00	2	1	1	\$850.00	
	DC	Hotel	\$183.00	2	6	1	\$2,196.00	
		Meals	\$71.00	2	6	1	\$852.00	
		Transportation	\$60.00	2	2	1	\$240.00	
Meeting Travel Subtotal							\$11,002	
		Airfare	\$0.00	0		1	\$0.00	Enter travel as

	Hotel	\$0.00	0		1	\$0.00	Vendor labor
	Meals	\$0.00	0		1	\$0.00	
	Airfare	\$0.00	0		1	\$0.00	
	Hotel	\$0.00	0		1	\$0.00	
	Meals	\$0.00	0		1	\$0.00	
Non-meeting travel Subtotal							\$0
TRAVEL TOTAL:							\$11,002.00

Budget Narrative for Travel:
Travel expenses in this category are for seven analysts to attend one national conference each, where continuing education opportunities include workshops at the American Academy of Forensic Sciences, Bode East and Bode West. The rates are based on the GSA allowable per diem for lodging and dining/other expenses for each location. All expenditures follow Federal and state regulations.

D. Equipment--List non-expendable items that are to be purchased. (Note: Organization's own capitalization policy for classification of equipment should be used. Expendable items should be included in the "Supplies" category. Applicants should analyze the cost benefits of purchasing versus leasing equipment, especially high cost items and those subject to rapid technical advances. Rented or leased equipment costs should be listed in the "Contractual" category. The budget narrative for this category should explain how the equipment is necessary for the success of the project as well as describe the procurement method to be used. A separate justification must be provided for sole source purchases in excess of \$100,000.

Instrument or Equipment Item	Computation			Vendor	Cost
	Cost per Unit	# Units	Define Unit		
Sequence Detection Systems (7500)	\$44,023.42	2	per unit	Applied Biosystems	\$88,046.83
Digital Dry Heat Block Heaters	\$854.51	2	per unit	VMR International	\$1,709.01
Spectrafuge 24D	\$1,949.42	2	per unit	Fisher Scientific	\$3,898.84
Nuova Stirring Hot Plate	\$548.50	1	per unit	Fisher Scientific	\$548.50
MF Flashlight ALS	\$1,862.63	3	per unit	CSI Forensic Supply	\$5,587.88
Foxfury Nomad 3600 Spotlight	\$2,832.07	1	per unit	CSI Forensic Supply	\$2,832.07
Isotemp Lab Freezer	\$7,797.28	1	per unit	Fisher Scientific	\$7,797.28
Work Benches	\$67,694.00	1	per unit	ISEC	\$67,694.00
Portable Hood	\$5,908.00	1	per unit	Sirchie	\$5,908.00
Portable Tables	\$2,252.00	3	per unit	Formaspace	\$6,756.00
					\$0.00
					\$0.00
					\$0.00

Validation and Training Supply Items	Cost per unit	Define Unit	# Units	Vendor	
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
Val./Training/Supply Subtotal					
SUPPLY TOTAL					\$0.00

Budget Narrative for Supplies (be sure to include procurement type for any purchases over \$100,000 from a single vendor - existing contract, sole source, competitive bid):

F. Construction--As a rule, construction costs are not allowable.

Purpose	Description of Work	Cost
N/A	Not allowable under these awards	\$0.00
TOTAL		\$0.00

G. Consultants/Contracts--Indicate whether applicant's formal, written Procurement Policy or the Federal Acquisitions Policy is being applied.

Consultant Fee: For each consultant, enter the name, if known, service to be provided, hourly or daily fee (8 hour day), and estimated time on the project. Consultant fees in excess of \$450 per day require additional justification and prior approval from OJP.

Name of Consultant	Service Provided	Computation			Cost
		Cost per unit	Define Unit	# Units	
				1	\$0.00
					\$0.00

					\$0.00
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Consultant Fee Subtotal	\$0.00
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Consultant Expenses: List all expenses to be paid from the grant to the individual consultant in addition to their fees (i.e., travel, meals, lodging, etc.)

Item	Location	Computation		# Units	# Individuals	Cost
		Cost per unit	Define Unit			
Airfare						\$0.00
Hotel						\$0.00
Meals						\$0.00
Misc.						\$0.00

Consultant Expense Subtotal	\$0.00
------------------------------------	---------------

Contracts: Provide a description of the product or services to be procured by contract and an estimate of the cost. Applicants are encouraged to promote free and open competition in awarding contracts. A separate justification must be provided for sole source contracts in excess of \$100,000.

Item	Vendor	Service Provided	Cost
Electrical Work (164 hrs @ \$126.07134)	City of SF - Dept of Public Works	Install circuitry and power for new lab benches & refrigerator	\$20,675.70
Materials -Conduit, conductors, devices	City of SF - Dept of Public Works	Materials included in SFDPW electrical work contract	\$1,850.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00

Contracts Subtotal	\$22,525.70
---------------------------	--------------------

CONSULTANTS/CONTRACTS TOTAL	\$22,525.70
------------------------------------	--------------------

Budget Narrative for Consultants/Contracts (be sure to include procurement type for any purchases over \$100,000 from a single vendor - existing contract, sole source, competitive bid):

- The Department of Public Work of the City of San Francisco will perform required electrical work for the installation of additional work benches and relocation of equipment to allow additional work space for new criminalists in the Crime Lab.

H. Other Costs—List items like registration and workshop fees, software purchases, renovation costs (if not covered by contracts), LIMS systems, books and journals, and equipment items which have a cost below agency requirements to be called equipment. List registration fees and workshop fees associated with meetings and conferences in the designated spaces.

Computation				Cost
Registration and Workshop Costs	Cost per unit	(define unit)	# Units	
AAFS 2012 Registration Fees	\$875.00	per person	2	\$1,350.00
Bode West 2012 Registration Fees	\$875.00	per person	2	\$1,690.00
Bode East 2012 Registration Fees	\$895.00	per person	1	\$895.00
AAFS 2013 Registration Fees	\$600.00	per person	2	\$1,200.00
				\$0.00
				\$0.00
				\$0.00
				Registration Subtotal

Computation					Cost
Item	Cost per unit	(define unit)	# Units	Vendor	
Pipettes L-2XLST	\$235.40		7	Rainin	\$1,647.81
Pipettes L-10XLST	\$235.40		7	Rainin	\$1,647.81
Pipettes L-20XLST	\$235.40		7	Rainin	\$1,647.81
Pipettes L-2100XLST	\$235.40		7	Rainin	\$1,647.81
Pipettes L-200XLST	\$235.40		7	Rainin	\$1,647.81
Pipettes E4XLS 8 Channel	\$1,302.00		2	Rainin	\$2,604.00
Pipettes E4XLS 8 Channel	\$1,302.00		1	Rainin	\$1,302.00
Pipette E4-200XLS 200-200UL	\$705.25		4	Rainin	\$2,821.00
Pipette E4XLS Elect LTS 8-Channel 2-20UL	\$1,193.50		6	Rainin	\$7,161.00
Pipette Rapid Charging Station	\$195.30		1	Rainin	\$195.30
Goggles	\$16.61		8	CSI Forensic Supply	\$132.90
Chairs	\$488.25		14	Chair Place	\$6,835.50
					Subtotal

OTHER TOTAL \$34,425.75

Budget Narrative for Other (be sure to include procurement type for any purchases over \$100,000 from a single vendor - existing contract, sole source, competitive bid):

The requests in this category include:

- Registration fees for analysts to attend the American Academy of Forensic Sciences Conference, Bode East and Bode West for continuing education

requirements.

- Pipettes, rapid charging stations and forensic goggles to increase capacity of the laboratory by bringing additional instruments and protective eyewear on-line for casework.

- Additional chairs for new criminalists.

I. Indirect Cost--Indirect costs are allowed only if the applicant has Federally approved indirect cost rate. A copy of the rate approval, (a fully executed, negotiated agreement), must be attached. If the applicant does not have an approved rate, one can be requested by contacting the applicant's cognizant Federal agency, which will review all documentation and approve a rate for the applicant organization, or if the applicant's accounting system permits, costs may be allocated in the direct costs categories.

Computation			
Description	Amount of Direct Costs the Indirect Rate Applies to:	Indirect Cost Rate	Cost
	\$0.00	0.00%	\$0.00
INDIRECT COST TOTAL			\$0.00

Budget Summary--When you have completed this budget worksheet, the totals for each category will transfer to the spaces below. The total costs and total project costs will be computed via Excel formula. Indicate the amount of Federal requested and the amount of non-Federal funds that will support the project.

Budget Category	Amount
A. Personnel	\$120,367.89
B. Fringe Benefits	\$9,569.25
C. Travel	\$11,002.00
D. Equipment	\$190,778.41
E. Supplies	\$0.00
F. Construction	\$0.00
G. Consultants/Contracts	\$22,525.70
H. Other	\$34,425.75
Total Direct Costs	\$388,669.00
I. Indirect Costs	\$0.00
TOTAL PROJECT COSTS	\$388,669.00
Federal Request	\$388,669.00
Non-Federal Amount	\$0.00



US DEPARTMENT OF JUSTICE
OFFICE OF JUSTICE PROGRAMS

GRANT ADJUSTMENT NOTICE

Grantee Information			
Grantee Name:	City And County of San Francisco Police Department	Project Period:	10/01/2010 - 03/31/2013
Grantee Address:	850 BRYANT STREET ROOM 511 SAN FRANCISCO, 94103	Program Office:	NIJ
Grantee DUNS Number:	12-080-2983	Grant Manager:	Charles Heurich
Grantee EIN:	94-6000417	Application Number(s):	2010-90769-CA-DN
Vendor #:	946000417	Award Number:	2010-DN-BX-K015
Project Title:	Solving Cold Cases with DNA - San Francisco	Award Amount:	\$424,107.00

Budget Modification			
* All editable Budget fields must contain a numeric value.			
Categories	Approved Budget	Requested Changes to Budget	Revised Budget
A. Personnel	\$338520	\$5882	\$344402
B. Fringe Benefits	\$24593	\$103	\$24696
C. Travel	\$20994	\$-5985	\$15009
D. Equipment	\$0	\$0	\$0
E. Supplies	\$0	\$0	\$0
F. Construction	\$0	\$0	\$0
G. Contractual	\$40000	\$0	\$40000
H. Other	\$0	\$0	\$0
TOTAL DIRECT COST	\$424107	\$0	\$424107
Total Direct Costs = (Sum of lines A-H)			
INDIRECT COST	\$0	\$0	\$0
TOTAL PROJECT COST	\$424107	\$0	\$424107
Total Project Costs = Total Direct Costs + Indirect Cost			
Total Project Costs = Federal Funds Approved + Non-Federal Funds + Program Income			

FEDERAL FUNDS APPROVED	\$424107		\$424107
NON-FEDERAL FUNDS APPROVED	\$0	\$0	\$0
PROGRAM INCOME	\$0	\$0	\$0

***Required Justification for Budget Modification**

We are requesting to reallocate \$5,985 remaining funds in the Travel budget category to Personnel. The funds will be used by investigators for additional overtime in cold case investigations.

Attachments:

Filename:	User:	Timestamp:
DNA Cold Case Grant - SFPD - Budget Detail Worksheet 3-1-13.pdf	SFPDNIJ	03/01/2013 5:49 PM

[Print](#)

Audit Trail:

Description:	Role:	User:	Timestamp:
Approved-Final	OCFMD - Financial Analyst	robinsnd	03/14/2013 11:03 AM
Submitted	PO - Grant Manager	SFPDNIJ	03/01/2013 5:51 PM
Draft	EXTERNAL - External User	SFPDNIJ	03/01/2013 5:46 PM



Budget Detail Worksheet

Purpose: The Budget Detail Worksheet may be used as a guide to assist you in the preparation of the budget and budget narrative. You may submit the budget and budget narrative using this form or in the format of your choice (plain sheets, your own form, or a variation of this form). However, all required information (including the budget narrative) must be provided. Any category of expense not applicable to your budget may be deleted.

A. Personnel - List each position by title and name of employee, if available. Show the annual salary rate and the percentage of time to be devoted to the project. Compensation paid for employees engaged in grant activities must be consistent with that paid for similar work within the applicant organization.

Name/Position	Computation	Cost
Investigator 1 (Part-time)	$(\$44.21/\text{hour}) \times 85 \text{ hours/month} \times 24 \text{ months}$	\$90,188.40
Investigator 2 (Part-time)	$(\$44.21/\text{hour}) \times 85 \text{ hours/month} \times 24 \text{ months}$	\$90,188.40
Investigator 3 (Part-time)	$(\$44.21/\text{hour}) \times 85 \text{ hours/month} \times 24 \text{ months}$	\$90,188.40
Overtime for Investigators	$(\$97.03/\text{hour}) \times 760.97 \text{ hours}$	\$73,836.77
SUB-TOTAL		\$344,401.97

B. Fringe Benefits - Fringe benefits should be based on actual known costs or an established formula. Fringe benefits are for the personnel listed in budget category (A) and only for the percentage of time devoted to the project. Fringe benefits on overtime hours are limited to FICA, Workman's Compensation, and Unemployment Compensation.

Name/Position	Computation	Cost
Fringe for PT Investigators 1, 2, 3 (Soc.Sec. & Med)	$\$270,565.20 \times 7.65\%$	\$20,698.24
Fringe for PT Investigators 1, 2, 3 (HLTH, 1.0%)	$\$270,565.20 \times 1.0\%$	\$2,705.65
Fringe on OT (Medicare, 1.45%)	$\$73,836.77 \times 1.45\%$	\$1,070.63
Fringe on OT (UN-E, 0.3%)	$\$73,836.77 \times 0.3\%$	\$221.51
SUB-TOTAL		\$24,696.03
Total Personnel & Fringe Benefits		\$369,098.00

C. Travel - Itemize travel expenses of project personnel by purpose (e.g., staff to training, field interviews, advisory group meeting, etc.). Show the basis of computation (e.g., six people to 3-day training at \$X airfare, \$X lodging, \$X subsistence). In training projects, travel and meals for trainees should be listed separately. Show the number of trainees and the unit costs involved. Identify the location of travel, if known. Indicate source of Travel Policies applied, Applicant or Federal Travel Regulations.

Purpose of Travel	Location	Item	Computation	Cost
Ea. of 7 Investigators takes 4 trips to interview witnesses	Within Calif	Hotel (\$154 * 2 nights) x 28	154 x 2 x 28	\$8,624.00
Staff to Cold Case Training - 3 persons x 2 courses	Within Calif - Los Angeles	Air Fare \$300 * 6	\$300 x 6	\$1,800.00
Field Interviews - within CA, overnight stays	Outside of Calif.	Air Fare \$800 * 2	\$800 x 2	\$1,600.00
Travel to Interview witnesses	GSA M&I rate, most CA citi	Per diem - Food & Incidenta	\$71.07 x 42 work days	\$2,985.00
TOTAL				\$15,009.00

D. Equipment - List non-expendable items that are to be purchased. Non-expendable equipment is tangible property having a useful life of more than two years and an acquisition cost of \$5,000 or more per unit. (Note: Organization's own capitalization policy may be used for items costing less than \$5,000). Expendable items should be included either in the "supplies" category or in the "Other" category. Applicants should analyze the cost benefits of purchasing versus leasing equipment, especially high cost items and those subject to rapid technical advances. Rented or leased equipment costs should be listed in the "Contractual" category. Explain how the equipment is necessary for the success of the project. Attach a narrative describing the procurement method to be used.

Item	Computation	Cost
TOTAL		\$0.00

E. Supplies - List items by type (office supplies, postage, training materials, copying paper, and expendable equipment items costing less than \$5,000, such as books, hand held tape recorders) and show the basis for computation. (Note: Organization's own capitalization policy may be used for items costing less than \$5,000). Generally, supplies include any materials that are expendable or consumed during the course of the project.

Supply Items	Computation	Cost
TOTAL		\$0.00

F. Construction - As a rule, construction costs are not allowable. In some cases, minor repairs or renovations may be allowable. Check with the program office before budgeting funds in this category.

Purpose	Description of Work	Cost
TOTAL		\$0.00

G. Consultants/Contracts - Indicate whether applicant's formal, written Procurement Policy or the Federal Acquisition Regulations are followed.

Consultant Fees: For each consultant enter the name, if known, service to be provided, hourly or daily fee (8-hour day), and estimated time on the project. Consultant fees in excess of \$450 per day require additional justification and prior approval from OJP.

Name of Consultant	Service Provided	Computation	Cost
			<i>Subtotal</i> \$0.00

Consultant Expenses: List all expenses to be paid from the grant to the individual consultants in addition to their fees (i.e., travel, meals, lodging, etc.)

Item	Location	Computation	Cost
			<i>Subtotal</i> \$0.00

Contracts: Provide a description of the product or service to be procured by contract and an estimate of the cost. Applicants are encouraged to promote free and open competition in awarding contracts. A separate justification must be provided for sole source contracts in excess of \$100,000.

Item	Cost
Outsource DNA cases to an accredited lab. A contract is in place. The estimated cost is \$3,000 per case. We will outsource roughly 13 cases.	\$40,000.00
<i>Subtotal</i> \$40,000.00	
TOTAL \$40,000.00	

H. Other Costs - List items (e.g., rent, reproduction, telephone, janitorial or security services, and investigative or confidential funds) by major type and the basis of the computation. For example, provide the square footage and the cost per square foot for rent, or provide a monthly rental cost and how many months to rent.

Description	Computation	Cost
TOTAL		\$0.00

I. Indirect Costs - Indirect costs are allowed only if the applicant has a Federally approved indirect cost rate. A copy of the rate approval, (a fully executed, negotiated agreement), must be attached. If the applicant does not have an approved rate, one can be requested by contacting the applicant's cognizant Federal agency, which will review all documentation and approve a rate for the applicant organization, or if the applicant's accounting system permits, costs may be allocated in the direct costs categories.

Description	Computation	Cost
TOTAL		\$0.00

Budget Summary- When you have completed the budget worksheet, transfer the totals for each category to the spaces below. Compute the total direct costs and the total project costs. Indicate the amount of Federal requested and the amount of non-Federal funds that will support the project.

Budget Category	Amount
A. Personnel	\$344,401.97
B. Fringe Benefits	\$24,696.03
C. Travel	\$15,009.00
D. Equipment	\$0.00
E. Supplies	\$0.00
F. Construction	\$0.00
G. Consultants/Contracts	\$40,000.00
H. Other	\$0.00
Total Direct Costs	\$424,107.00
I. Indirect Costs	\$0.00
TOTAL PROJECT COSTS	\$424,107.00

Federal Request \$424,107.00

Non-Federal Amount _____

605-11 (VY)
CoB
CPAGE

PUBLIC UTILITIES REVENUE BOND OVERSIGHT COMMITTEE

c/o Clerk of the Board of Supervisors
City Hall Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102
Telephone (415) 554-5184 Email: RBOC@sfgov.org

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2013 MAR 20 AM 10:00
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March 18, 2013

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

Dear Mayor Lee:

On behalf of my fellow Committee members, I am pleased to present you with the 2012 Annual Report of the Public Utilities Revenue Bond Oversight Committee.

The Revenue Bond Oversight Committee (RBOC) was established in November 2003 pursuant to Proposition P, which was approved by the San Francisco voters during the November 2002 election. The attached report of the Committee describes our activities during 2012.

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

Sincerely,



Kevin Cheng, 2012 Chair
Public Utilities Revenue Bond Oversight Committee

- c. ✓ Angela Calvillo, Clerk of the Board of Supervisors
- Members, San Francisco Board of Supervisors
- Donna Hood, Commission Secretary, San Francisco Public Utilities Commission
- Members, San Francisco Public Utilities Commission
- Ben Rosenfield, Controller
- Harlan L. Kelly, Jr. General Manager, Public Utilities Commission
- Art Jensen, General Manager, Bay Area Water Supply & Conservation Agency

2012 ANNUAL REPORT OF THE SAN FRANCISCO PUBLIC UTILITIES REVENUE BOND OVERSIGHT COMMITTEE

The Public Utilities Revenue Bond Oversight Committee (RBOC) was created as a result of the passage of Proposition P (November 2002) adding Sections 5A.30 through 5A.36 to the San Francisco Administrative Code and was formed in November 2003. The RBOC has the responsibility of reporting publicly to the Mayor, San Francisco Public Utilities Commission (SFPUC) and the Board of Supervisors regarding the SFPUC's expenditure of revenue bonds on the repair, replacement and expansion of the City's water, power, and wastewater facilities. The San Francisco Board of Supervisors extended the sunset date of the RBOC to January 1, 2016.

The RBOC is required to issue annual reports on the results of its activities. This 2012 Annual Report is RBOC's eighth report since its formation.

EXECUTIVE SUMMARY

The main achievements of RBOC for 2012 were:

- Developing a scope of work and selecting a consultant to examine the SFPUC's forecasting methods and remaining soft costs for the WSIP (Water System Improvement Program)
- Working with WSIP staff to improve status reports to RBOC
- Examining whether RBOC should create its own pool of independent consultants

RBOC's work efforts in 2012 primarily dealt with the development of a scope of work, issuance of a RFP (Request for Proposals), and selection of a consultant to undertake RBOC's most ambitious review of the WSIP program to-date. A sub-committee of RBOC worked closely with WSIP staff in the first half of the year to complete the scope/RFP which was advertised in August among the Controller's pool of pre-qualified consultants. From a dozen potential firms, three responded: KPMG, Faithful and Gould and RW Block Consulting with RW Block receiving the highest ranking. A \$285,000 contract with RW Block was approved by RBOC on October 1, 2012, and

work commenced with a kick-off meeting on October 30th. As of the writing of this annual report, this review is 70% complete and will culminate in a final report in March 2013.

RBOC's most current review was predicated on a previous report initiated by RBOC in 2011. That report, conducted by the SFPUC's independent review panel (IRP), found that while construction management aspects of the WSIP program were well-managed there was some concern regarding the clarity of progress reports - primarily concerning schedule. As such, the IRP report recommended that RBOC conduct a more thorough review of the SFPUC's forecasting methods. RW Block was tasked with examining the five largest, most critical WSIP projects and, based on this review, determining the likelihood of the SFPUC completing these five projects (and the overall WSIP program) on time and on budget based on current projections.

In addition to the task involving an examination of WSIP forecasting methods, RBOC and WSIP Director, Julie Labonte, agreed to have RBOC's consultant review all forecasted delivery (soft) costs remaining to complete the WSIP, including costs associated with program and project management, planning, engineering, environmental review and permitting, construction management, engineering support during construction, and other City staffing costs. With WSIP construction activities peaking in late 2012, the SFPUC can move to further reduce consulting and/or SFPUC staffing resources in support of WSIP. Thus, this second task involves verifying that these remaining costs reflect the phasing out of resources as the WSIP program nears completion. To the extent that RW Block can identify activities that can be "wound down" faster than currently planned, an opportunity exists to generate additional cost savings that can then be used to offset higher construction costs among those projects facing budget shortfalls (e.g, Calaveras Dam).

FURTHER ACCOMPLISHMENTS DURING 2012

Other work efforts completed or initiated by RBOC during the year included:

Examining whether RBOC should establish its own consultant pool or utilize the Controller's list of prequalified consultants. In order to maintain its independence, RBOC seriously considered establishing its own pool of consultants. To create its own pool, however, RBOC would still need to comply with a myriad of contracting requirements, including Civil Service. Furthermore, it was recommended that in order to get the pool "up and running" as quickly as possible, RBOC should hire someone to oversee its development. Ultimately, RBOC chose to access the already established Controller's pool of independent consultants.

Accepting the final report prepared by the Independent Review Panel regarding the WSIP's construction management processes. This report, whose findings and recommendations were summarized in RBOC's 2011 Annual report, provided the basis for RBOC's work plan in 2012; culminating in a scope of work and the eventual award of contract with RW Block.

Accepting a final report by RBOC's independent consultant, Dr. William Ibbs, regarding the Independent Review Panel (IRP) report. After the IRP presented its final report and recommendations, RBOC asked Dr. William Ibbs to opine on the report's findings and recommendations. Though Dr. Ibbs largely agreed with the report (i.e., to further examine the SFPUC's forecasting methods), he did identify several issues that were either overlooked or not fully explored by the IRP. For example, he noted that there was a communication gap between the SFPUC and RBOC on WSIP; that certain reports and graphs were difficult to read. This prompted the WSIP team to develop more user-friendly reports that have helped RBOC to better understand trends and risks, forecasts at completion, and the use of the construction contingency and management reserve.

Accepting the final audit report prepared by the City Services Auditor (CSA) concerning project expenditures. This independent audit examined the expenditure of bond proceeds involving the Lake Merced Pump Station, BDPI Pipeline Reliability, and Mission and Vernon Sewer Improvement projects. These separate audits, commissioned by RBOC, found no major issues and were more fully addressed in the 2011 Annual Report.

Accepting the final audit report prepared by the City Services Auditor (CSA) concerning program management (PM) costs. This independent audit examined those PM costs associated with the Harry Tracy Long Term Improvements and Pulgas Balancing Reservoir projects. These separate audits, commissioned by RBOC, found no major issues and were more fully addressed in the 2011 Annual Report

Welcoming two new RBOC members. Holly Kaufman, environmental consultant, and Karen Donovan, legal counsel for EBMUD, were appointed to the RBOC during 2012.

Coordinating with the SFPUC's internal audit group to ensure separate audits contemplated by the SFPUC do not overlap with those conducted by RBOC. As part of its annual work plan, the office of Assurance and Internal Controls (AIC) often oversees audits for various SFPUC programs and projects, including capital (WSIP) projects. To maximize resources, RBOC regularly interfaces with AIC to ensure similar-type audits are not duplicated, and, when such audits are performed, AIC interfaces

with RBOC to see if there are issues important to RBOC that could be entertained in AIC's scopes of work.

FUTURE ACTIVITIES

RBOC's efforts to date have concentrated on the Water Enterprise's WSIP program. RBOC will continue to audit that program in 2013. Furthermore, while the report-in-progress by RW Block may identify additional audit activities involving WSIP, WSIP construction activity has largely peaked. Thus, RBOC will begin to turn its attention to the Waste Water and Power Enterprise's capital programs in 2013. This will culminate in orchestrating several audits and/or developing a list of potential audits that will be the focus of RBOC's review efforts going forward. Finally, RBOC hopes to improve its outreach to the public and coordinate with the PUC Citizen Advisory and General Bond Oversight Committees to ensure greater public awareness and input related to the many critical aspects of the SFPUC's expenditure of revenue bonds.

ADDITIONAL INFORMATION ABOUT RBOC

Background

The purpose of the RBOC is to monitor the expenditure of revenue bond proceeds related to the repair, replacement, upgrading, and expansion of the City's water collection, power generation, water distribution, and wastewater treatment facilities. The goal of the RBOC is to make certain public dollars are spent according to authorization and applicable laws. Its purpose is to facilitate transparency and accountability in connection with the expenditure of revenue bond proceeds. The General Public is invited and welcomed to attend RBOC meetings and to provide input. (Specifics regarding RBOC's establishment and purpose can be found in Appendix 1.)

Committee Membership

The RBOC is comprised of seven appointed members: two by the Mayor, two by the Board of Supervisors, one by the City Controller, one by the Bay Area Water User's Association (BAWUA) under the auspices of the Bay Area Water Supply and Conservation Agency (BAWSCA). The seventh member is the Budget Analyst or his/her representative. At a minimum, the members appointed by the Mayor and the Board shall, individually or collectively, have expertise, skills and experience in economics, the environment, construction, and project management. The member appointed by the Controller shall have background and experience in auditing, accounting, and project finance. RBOC members serve no more than two consecutive terms, and upon their initial appointment, three members are assigned by lot to an initial term of two years and

the remaining four members have an initial term of four years. Thereafter, each RBOC member shall serve a four-year term. At the end of 2012, one seat was vacant.

The members and officers of the RBOC who served during the past calendar year can be found in Appendix 2.

2012 Meetings

The RBOC held 11 meetings in 2012, the substance of which are briefly described in Appendix 3. Full agendas and minutes for each meeting are available on WWW.SFWATER.ORG. In addition to meetings held by the full RBOC, a subcommittee ("*Contracting Working Group*") met five times. This subcommittee was responsible for developing guidelines for RBOC's use of consultants, coming up with a list of potential consultant task assignments, identifying options for getting the work done, providing preliminary input into potential scopes of work, and reviewing preliminary consultant work products.

Budget

Pursuant to Proposition P, the RBOC receives 1/20th of 1% of gross revenue bond proceeds to fund the cost of retaining the services of "outside auditors, inspectors and necessary experts" to perform independent reviews. As of December 31, 2012, RBOC had a pending account balance of \$1,458,335 with actual expenditures to-date (including encumbrances) of \$686,003. A complete accounting of RBOC funds as of December 31, 2012 can be found in Appendix 4.

Acknowledgements

The RBOC would like to acknowledge and express appreciation to the SFPUC staff and others for facilitating the tasks of the Committee. Specifically, we want to acknowledge WSIP Director Julie Labonte, Jeet Bajwa and John Kinneen (WSIP); Deputy City Attorney Mark Blake; Deputy CFO Charles Perl; and Mike Brown and Pauson Yun from the SFPUC. From the Board of Supervisors, the RBOC wishes to thank Assistant Clerk Victor Young for his work in support of the meetings. The RBOC also expresses its appreciation for the participation of members of the public and various stakeholders.

2013 Meeting Schedule

Regularly scheduled meetings of the RBOC meet monthly on the following dates beginning at 9:00 A.M. at the SFPUC Building located at 525 Golden Gate Avenue, in San Francisco, unless otherwise specified. Meeting agendas of the RBOC will be posted on WWW.SFWATER.ORG and at the SF Main Library, 5th Floor. Public participation is always welcome.

Monday, January 28, 2013

Monday, February 25, 2013

Monday, March 18, 2013

Monday, April 15, 2013

Monday, May 13, 2013

Monday, June 17, 2013

Monday, July 15, 2013

Monday, August 12, 2013

Monday, September 16, 2013

Monday, October 21, 2013

Monday, November 18, 2013

Monday, December 16, 2013

Appendix 1

In furtherance of its purpose, the RBOC may:

1. Inquire into the disbursement and expenditure of the proceeds of the Commission's revenue bonds authorized by the bond resolutions and other applicable laws. This information may be obtained by receiving any and all published reports, financial statements, correspondence, or other documents and materials related to the expenditure of revenue bond funds from the San Francisco Public Utilities Commission;
2. Hold public hearings to review the disbursement and expenditure of the proceeds of revenue bonds;
3. Inspect facilities financed with the proceeds of revenue bonds;
4. Receive and review copies of any capital improvement project proposals or plans developed by the Commission relating to the Commission's water, power or wastewater infrastructure which are to be financed in whole or in part with revenue bonds;
5. Review the efforts by the Commission to maximize revenue bond proceeds by implementing cost saving measures, including, but not limited to:
 - a. Mechanisms designed to reduce the costs of professional fees, site preparation and project design,
 - b. Recommendations regarding the cost-effective and efficient use of core facilities,
 - c. The development and use of alternative technologies, and
 - d. The use of other sources of infrastructure funding, excluding bond refunding; and
6. Commission review and evaluation of the disbursement and expenditure of the proceeds of such revenue bonds by independent consultants and experts. The RBOC may comment to the Board of Supervisors on the development and drafting of proposed legislation pertaining to Commission revenue bonds prior to a Board determination of whether to submit the measure for voter approval, or authorizing the issuance of revenue bonds if voter approval is not otherwise required.

In addition, after reviewing materials provided by the Commission, the RBOC, after conducting its own independent audit, and after consultation with the City Attorney, may determine that proceeds of a revenue bond program were utilized for purposes not authorized in accordance with the authorizing bond resolution. It may be further determined that this surmounts to an illegal expenditure or waste of such revenue bonds within the interpretation of applicable law specific to the RBOC. By majority vote,

the RBOC may prohibit the issuance or sale of authorized public utility revenue bonds which have yet to be issued or sold. The RBOC's decision to prohibit the sale of authorized, unsold revenue bonds may be appealed and overturned, or lifted, upon a two-thirds vote of all the members of the Board of Supervisors, if the SFPUC, in response to the report of the RBOC, provides evidence of corrective measures satisfactory to the Board of Supervisors.

Appendix 2

Member	Appointed By & Term	Qualifications
<p>Aimee Brown, Past Chair</p> <p>Holly Kaufman</p>	<p style="text-align: center;">Board of Supervisors</p> <p>Reappointed on 9/1/10. First term expired 11/12/07; Second term expires on 11/12/11. Served as a holdover until 2/15/12</p> <p style="text-align: center;">Appointed on 2/15/12 Term expires on 11/12/15</p>	<p>Former investment banker whose work primarily focused on financing state and local government projects through municipal debt; previously served as a financial advisor to the SFPUC.</p> <p>CEO of a strategic advisory firm that designs and manages initiatives that integrate environmental and economic needs. Clients include the White House Council on Environmental Quality, Hewlett Packard, the California Wind Energy Association, the Union of Concerned Scientists and the Natural Resources Defense Council. Served in the Clinton Administration as a United Nations climate treaty negotiator representing the Departments of State and Defense. Speaks and publishes widely on green business, clean tech, climate change, sustainability, and ecological protection issues.</p>
<p>Kevin Cheng – Current Chair</p>	<p style="text-align: center;">Mayor's Appointee</p> <p style="text-align: center;">Appointed on 05/19/10 Term expires on 11/12/13</p>	<p>Former management consultant developing and executing strategy and operation work for major Fortune 500 corporations, with particular expertise in project management. Current managing partner of San Francisco based development company.</p>
<p>Brian Browne</p> <p>Karen Donovan</p>	<p style="text-align: center;">Board of Supervisors' Appointment</p> <p>Reappointed 6/07/11. First term expired 11/12/07; Second term expires on 11/12/11. Served as a holdover until 3/13/12.</p> <p style="text-align: center;">Appointed on 3/13/12 Term expires on 11/12/15</p>	<p>Co-author of Proposition P. Semi-retired economist, currently involved in USAID water project in Jordan; previous member of the Mayor's Infrastructure Task Force, which addressed SFPUC issues.</p> <p>Karen Donovan is an attorney specializing in water resources, environmental, and public agencies issues, including issues related to rate making and compliance with the laws governing public agencies. She is presently employed by a municipal water supply district serving the East Bay.</p>

Larry Liederman	Board of Supervisors' Appointment Appointed on 06/14/11 Term expires on 11/12/13	Finance and accounting professional who serves and has served as Controller for several Bay area companies. Board Member and Audit Committee Chair for the Child Welfare League of America.
Vacant	Controller's Appointment	
Ian Hart	Budget Analyst or his/her representative Appointed on 12/2/10	Senior Analyst at the BOS Budget and Legislative Analyst's Office. Conducted analyses of the SFPUC's annual budget and WSIP Revenue Bond-related legislation. Previously served as Communications Director for water resources think-tank.
John Ummel, Vice Chair	Bay Area Water Users Association Appointed on 10/15/10 Term expires on 11/12/13	Senior Administrative Analyst Emeritus for the Bay Area Water Supply and Conservation Agency (BAWSCA).

Appendix 3

Meeting Dates	Key Activities
January 23, 2012	<ul style="list-style-type: none"> • City Services Auditor Report: Program Management Cost; Lake Merced Pump Station Essential Upgrade • Construction Management Independent Review Panel Report • Ibbs Consulting Group Inc.- Review of Ind. Review Panel Report
February 13, 2012	<ul style="list-style-type: none"> • SFPUC Update – Construction Phase and Forecasting Stage 1 • City Services Auditor Report: Program Management Cost; Lake Merced Pump Station Essential Upgrade • RBOC Annual Report – 2011 Review
March 19, 2012	<ul style="list-style-type: none"> • SFPUC Update – Construction Phase and Forecasting Stage 2 • Update on Controller's Consulting Pool – Construction Contract Audit and Project Consulting • City Services Auditor Report: Bay Division Pipeline reliability Upgrade; Mission and Mount Vernon Street Sewer Improvement
April 16, 2012	<ul style="list-style-type: none"> • SFPUC Update – WSIP Construction Management • SFPUC Update – Comparison of Initial Construction Risk Assessment versus Actual Realized Changes • SFPUC Update – Construction Contingency • Ibbs Consulting Group Inc.- Final Report regarding SFPUC's Construction Management Report/Systems
May 21, 2012	<ul style="list-style-type: none"> • SFPUC Update – WSIP • RBOC Discussion of possible audit activities for 2012 • Scope of Work for Estimate at Completion and Schedule at Completion Review
June 18, 2012	<ul style="list-style-type: none"> • SFPUC Update – City Services Auditor Work Plan for Audits concerning the SFPUC • SFPUC UPDATE – Debt Issuance • Scope of Work for Estimate at Completion and Schedule at Completion Review
July 16, 2012	<ul style="list-style-type: none"> • SFPUC Report – WSIP • Review of Request for Proposal – Evaluation of the WSIP Program
August 20, 2012	<ul style="list-style-type: none"> • SFPUC Report – Ratepayer Assurance Policy and Technology Policy • SFPUC Report – WSIP • Request for Proposal – Evaluation of the Water System Improvement Program
September 12, 2012	<ul style="list-style-type: none"> • SFPUC Report – WSIP and Calavera Dam Update
October 1, 2012	<ul style="list-style-type: none"> • Consideration of contract for "RBOC Evaluation of WSIP"
November 19, 2012	<ul style="list-style-type: none"> • SFPUC Report – WSIP and Bioregional Habitat Restoration • SFPUC Report – Wastewater Revenue Bonds • Update – RW Block Consulting, Inc., on RBOC Evaluation of WSIP
December 19, 2012	<ul style="list-style-type: none"> • Update – RW Block Consulting, Inc., on RBOC Evaluation of WSIP

Appendix 4

RBOC Account Statement as of December 31, 2012

Funding Sources (\$) Series	<u>5W Water</u>	<u>5C Wastewater</u>	<u>5T Hetchy Power</u>	<u>Total</u>
2006 A Bonds	\$223,310	-	-	\$223,310
2008 CREBS	-	-	\$3,163	\$3,163
2009 A Bonds	\$236,598	-	-	\$236,598
2009 B Bonds	\$206,000	-	-	\$206,000
2010 A Bonds	\$28,473	\$23,525	-	\$51,998
2010 B Bonds	\$208,860	\$96,258	-	\$305,118
2010 D Bonds	\$35,680	-	-	\$35,680
2010 E Bonds	\$172,100	-	-	\$172,100
2010 F Bonds	\$90,480	-	-	\$90,480
2010 G Bonds	\$175,735	-	-	\$175,735
2011 A Bonds	\$301,358	-	-	\$301,358
2011 B Bonds	\$14,488	-	-	\$14,488
2011 C Bonds	\$16,798	-	-	\$16,798
2011 QECBS	-	-	\$4,150	\$4,150
2012 NCREBs	-	-	\$3,300	\$3,300
2012A Bonds	\$295,805	-	-	\$295,805
2012B Bonds	\$8,260	-	-	\$8,260
A Subtotal Sources - All	\$2,013,943	\$119,783	\$10,613	\$2,144,339
Charges Against Budget (\$)				
Actual Charges				
WSIP Expenditures & CP (2006)	\$59,370	-	-	\$59,370
Financial Review of WSIP (2007)	\$92,050	-	-	\$92,050
WSIP Sunset Reservoir (2009)	\$71,890	-	-	\$71,890
CSA Controller's Audit (2011/2012)	\$86,219	\$29,750	-	\$115,969
Independent Review Panel (IRP) (2011/2012)	\$116,010	-	-	\$116,010
LADWP for IRP (2011/2012)	\$11,489	-	-	\$11,489
IBBS Consulting for IRP (2011/2012)	\$47,000	-	-	\$47,000
CSA Audit – Final Bill Q3 12	\$29,625	-	-	29,625
B Subtotal Actual Charges	\$513,654	\$29,750	-	\$543,403
A-B Available Funds Before Pending Charges	<u>\$1,500,289</u>	<u>\$90,033</u>	<u>\$10,613</u>	<u>\$1,600,935</u>

	<u>5W Water</u>	<u>5C Wastewater</u>	<u>5T Hetchy Power</u>	<u>Total</u>
Pending Charges				
RW Block Nov 2012 Progress Pmt (\$285,240 NTE)	\$66,770	-	-	\$66,770
RW Block Dec 2012 Progress Pmt (\$285,240 NTE)	\$75,830	-	-	\$75,830
Subtotal Pending Charges	\$142,600	-	-	\$142,600
<hr/>				
A – B – C Available Funds After Pending Charges	<u>\$1,357,689</u>	<u>\$90,033</u>	<u>\$10,613</u>	<u>\$1,458,335</u>



Date/ Time: 2013-03-17 10:20:26.11

Service Request Number: 2136244

Request for City Services

CUSTOMER CONTACT INFORMATION:

Name:	David Lee
Phone:	415-613-8936
Address:	
Email:	dleejr1948@yahoo.com

DEPARTMENTS:

Department: *	Board of Supervisors (BOS)
Sub-Division:*	Clerk of the Board

PROPERTY ADDRESS:

Point of Interest:	
Street Number:	
Street Name:	
Street Name 2:	
City:	
ZIP Code:	
X coordinate:	
Y coordinate:	
Latitude:	
Longitude:	
CNN:	

Unverified Address:

ADDITIONAL LOCATION INFORMATION:

Location Description:

(e.g. 600-block of Market St. or in front of Main Library entrance)

REQUEST DETAILS:



Nature of Request: *

Complaint

ADDITIONAL REQUEST DETAILS:

Additional Request Details: *

Resident stated "On the garbage bill they want to increase for all resident in San Francisco. According to the Assesor there are Two Hundred Thousands Residents. This will be millions of dollars that we will have to pay the to pick the city garbage cans. I think

BACK OFFICE USE ONLY *****

Source Agency Request Number:

Responsible Agency Request Number:

Service Request Work Status:

Work Status Updated:

SubmitCancel

Print

Case Details

ID	2136244
Classification	City Services >> General Requests >> Request for City Services
Title	complaint
Description	--- Resident stated "On the garbage bill they want to increase for all resident in San Francisco. According to the Assesor there are Two Hundred Thousands Residents. This will be millions of dollars that we will have to pay the to pick the city garbage cans. I think there trying to circumstance proposition 13. Im protesting this."
Created By	yvette.rodriguez
Created Date	3/17/13 10:18 AM
Priority	Medium
Severity	Medium
Status	Open
Allocated To	Hyacinth Barrett
Due Date	3/25/13 8:30 AM
Associated With	David Lee

Events

Created On	Handled By	Queue	Title	Case events found:
3/17/13 10:18 AM	Yvette Rodriguez	Generic Eform Else Queue	Agent Created Case	-
3/17/13 10:20 AM	Eform WS	Board of Supervisors - Clerk of the Board - G	Agent Updated Case Details	Reallocated to queue: Board of Supervisors - Clerk of the Board - G
3/17/13 10:20 AM	Eform WS	Board of Supervisors - Clerk of the Board - G	Agent Updated Case Details	Title updated to: complaint Description updated to: --- Resident stated "On the garbage bill they want to increase for all resident in San Francisco. According to the Assesor there are Two Hundred Thousands Residents. This will be millions of dollars that we will have to pay the to pick the city garbage cans. I think there trying to circumstance proposition 13. Im protesting this."
3/20/13 11:40 AM	Hyacinth Barrett	Board of Supervisors - Clerk of the Board - G	Agent Took Ownership of Case	-
3/20/13 1:21 PM	Hyacinth Barrett	Board of Supervisors - Clerk of the Board - G	Agent Finished	Reallocated to queue: Board of Supervisors - Clerk of the Board - G Incorrect queue
3/20/13 1:27 PM	Hyacinth Barrett	Board of Supervisors - Clerk of the Board - G	Agent Took Ownership of Case	-

Related Interactions

From: Board of Supervisors
To: BOS-Supervisors; Miller, Alisa
Subject: Sutor Forest Trees
Attachments: Sutro Forest. Bierman.doc

From: Arthur K. Bierman [<mailto:abierman@sfsu.edu>]
Sent: Wednesday, March 20, 2013 11:33 AM
To: Board of Supervisors
Cc: FraserKathleenJoy@gmail.com; biermanrentals@gmail.com
Subject: Distribute attached letter to each S.F. Supervisor

Attn: Angela Calvillo, Clerk of Board of Supervisors:

Ms. Calvillo, would you please provide each Supervisor with the attached letter. Yes, I was the husband of Sue Bierman when we saved Sutro Forest from the Gellert brothers seizure of the Forest in order to build housing. I'm in Rome until July.

Thank you for your help,

Arthur Bierman

19 March, 2013, Rome, Italy

Ms. Diana Wong:

I received an email today that shocked and saddened me: That UCSF is planning to cut down thousands of Sutro Forest's trees. I led the fight in the 1950s along with my then wife, ex-Supervisor and Planning Commissioner, Sue Bierman, to save Sutro Forest from the Gellert Brothers housing development company.

The forest was ceded to the City and County of San Francisco by ex-Mayor Sutro in perpetuity. To encroach on it requires a favorable vote from the Board of Supervisors. You cannot fell trees without the Supervisors' approval.

There are good reasons why they should not permit your action again. Having lived on Shrader and Cole streets for many years, the trees rise high enough on the crest of the hill for the sun to disperse the fog that rolls over it in the summer. This allows the sun to cut the fog's eastern course and provides a warmer and healthier climate eastward in the city.

It's also a green crown on a prominent height that gives pleasure and respite from cement. No matter who your architect may turn out to be, the new structure will forever be a scar on the geography of our beautiful city. It will also eliminate a clean air resource for the city. Eucalyptus trees efficiently absorb pollutants that otherwise would add to North Beach and the Financial District's already stressed air.

UC has been arrogant about replacing historic trees with glass and cement. A school dedicated to health that destroys one of our fine health resources is morally smirched. It should be the first to protect a world famous forest. It's time for it to take its own ecology teaching and research seriously.

Please let me know when you plan to apply to the supervisors for approval of your ill-considered, and unlawful destruction. There will be consequences.

Very sincerely,

Arthur K. Bierman, Professor Emeritus
Department of Philosophy
San Francisco State University

From: Board of Supervisors
To: BOS-Supervisors; Miller, Alisa
Subject: SUTTER - CPMC

From: lara@mhbsf.org [mailto:lara@mhbsf.org]
Sent: Wednesday, March 20, 2013 4:10 PM
To: Board of Supervisors
Cc: janekim@sfgov.org
Subject: RE: SUTTER - CPMC

"I think the purpose of life is to be useful, to be responsible. and compassionate. After all, IT is to Matter, to Count, to Stand for Something, to have made a Difference that you lived at all."
Leo Rosten

To the Board of Supervisors
City San Francisco CA

Dear Supervisors,

Your commitment and support to all Mental Health Issues and to the mentally ill and disenfranchised population in San Francisco is commendable. I want to ask your help regarding another very important mental health issue affecting the above mentioned population and their families and to the San Francisco Mental Health Board.

As the outgoing Chair and Board Member of SAn Francisco Mental Health Board, I want to ask you and the Board of Supervisors to please consider this issue before approving the final development of Sutter and CPMC's request in building their fifth (5th) facility, Cathedral Hill Hospital.

CPMC will appear before the Board of Supervisors sometime soon for final development approval of their Cathedral Hill Hospital. This is in addition to the other four (4) hospitals they already own in San Francisco.

Before you approve the final plans, we want to ask you to make sure that CPMC restore St. Luke's 32-bed inpatient psychiatric unit that their parent company, Sutter Health, closed when they acquired St. Luke's Hospital in 2001. In fact, we want you to please verify that when Sutter Health closed St. Luke's 32-bed inpatient unit, this is in violation of a brokered agreement with the state attorney general's office. Despite opposition from the San Francisco Health Commission, Sutter & CPMC closed this unit leaving St. Luke's Hospital without any psychiatric beds.

Supervisors, CPMC's "non-profit" tax exempt status earns SUTTER close to 90 million annually in tax exemption in San Francisco. The least SUTTER/CPMC can do for San Francisco is to restore a minimum of 38 inpatient psychiatric beds at either St. Luke's Hospital and/or their new Cathedral Hill Hospital plus provide funding for follow up community residential care and also provide more support for community mental health programs all of which can help reduce the need for inpatient treatment.

We have a growing mentally ill population in San Francisco among the homeless or in jails, Iraq & Afghanistan war veterans and those living with their families without any place for them to get treatment in their time of need.

I also met with Supervisors Kim, Chui and Avalos yesterday regarding this issue. I thank you, Supervisor Kim, for your interest on bringing this issue and discussing it with your colleagues. I appeal to you, Supervisors, to not only support us but to also direct us to good resource individuals/people, organizations and the branch of the government that has jurisdiction about this issue.

Thank you for your commitment and dedication to making our great City & County of San Francisco one of the best cities/places in the world to live.

Sincerely,

M. Lara S. Arguelles
Chair
San Francisco Mental Health Board
1380 Howard Street, 2nd Floor
San Francisco, CA 94103
Phone: 415-255-3474
Fax: 415-255-3760
Emails: <mailto:hbrooke@mhbsf.org>
rrpfamily08@yahoo.com

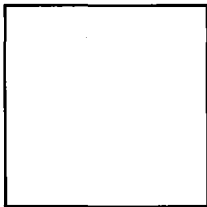
From: Board of Supervisors
To: BOS-Supervisors
Subject: Why TICs?

From: Jena Davis [<mailto:jena@climbsf.com>]
Sent: Wednesday, March 20, 2013 12:20 PM
To: Board of Supervisors
Subject: Why TICs?

Hello,
The condo conversion helps people obtain safe financing. When a property is a TIC, owners can only have fractional financing which means the loan has to be an adjustable rate, which means that our economy could go south again when rates go up. Please help people buy homes safely in SF by allowing the conversion from TIC's to Condos.

Thank you,

Jena Davis
Sales Associate | Climb Real Estate Group



cell : 415 860.2100 251 Rhode Island Street, Suite 105 San Francisco, CA 94103
tel : 415.431.8888 jena@climbSF.com | climbSF.com
fax : 415.431.8897 DRE #: 01874503

Subject:

SFO Concession Opportunities

Attachments:

Banking Branch RFB Commence - Ad for Outreach Papers.doc; Airport Amenities and Business Service RFP Commence - Ad for Outreach Papers.doc

Supervisors:

Cheryl Chan from the Airport asked me to forward the following (attached) notices of concession opportunities to you.

1. Request for Bids (RFB) for the Domestic Banking Services Lease
2. Request for Proposals (RFP) for the Airport Amenities and Business Services Lease



REQUEST FOR PROPOSALS FOR THE AIRPORT AMENITIES AND BUSINESS SERVICES LEASE

The Airport Commission has commenced the Request for Proposals (RFP) process for the Airport Amenities and Business Services Lease. The Lease is intended to offer the following amenities and business services at San Francisco International Airport: baggage storage, luggage wrap, travel agency, shower, and limited business center services. The proposed minimum financial offer is \$150,000 with a term of seven years. Annual Rent shall be the higher of the Minimum Annual Guarantee or fifteen percent (15%) of Gross Revenues.

The Informational Conference is on Tuesday, April 30, 2013 at 10:00 a.m. at San Francisco International Airport, SFO Business Center, 575 N. McDonnell Road, 2nd Floor, Suite 2-214.

Please see <http://www.flysfo.com/web/page/about/b2b/conces/> after April 5, 2013. For additional information, feel free to contact Ronald D. Gonzales, at Revenue Development and Management Department, (650) 821-4500.



REQUEST FOR BIDS FOR THE DOMESTIC BANKING SERVICES LEASE

The Airport Commission has commenced the Request for Bids (RFB) process for the Domestic Banking Services Lease. The proposed minimum financial offer is \$300,000 with a term of seven years. Annual Rent shall be the higher of the Minimum Annual Guarantee or seventy percent (70%) of Transaction Surcharges.

The Informational Conference is on Wednesday, April 24, 2013 at 10:00 a.m. at San Francisco International Airport, SFO Business Center, 575 N. McDonnell Road, 2nd Floor, Accounting Conference Room.

Please see <http://www.flysfo.com/web/page/about/b2b/conces/> for additional information or call Gigi Ricasa, Senior Principal Property Manager, Revenue Development and Management Department, (650) 821-4500.

From: toreador103@aol.com
Sent: Saturday, March 23, 2013 4:45 PM
To: Board of Supervisors; Chiu, David; Campos, David; Mar, Eric (BOS); Avalos, John; Cohen, Malia; Farrell, Mark; Kim, Jane; Tang, Katy; Wiener, Scott; Yee, Norman (BOS); Breed, London
Subject: Central Subway mess

Dear Supervisors:

Do any of you realize what the SFMTA is trying to pull off.....as its neglected Muni gets financially and operationally farther and farther behind?

The real reason for the North Beach extension is to push beyond the end of the Central Subway terminal station at Washington Street, toward North Beach, Fisherman's Wharf and beyond. (Some diehards within SPUR - Swells Pontificating, Undeterred by Reason - want the line to go to Van Ness, then under the Marina District, then into the Presidio, and finally all the way to Fort Point. After all, what's money?)

But SFMTA can't admit to this, because to do so would put it in direct violation of the CEQA requirement that before construction starts a planned railroad line must go through the environmental clearance process.

In order to begin its "Phase 3" extension to Fisherman's Wharf without acknowledging the violation, SFMTA concocted an outlandish story about needing to lift out the spent tunnel boring machines by crane in North Beach. This fairy tail is patently false, as any tunnel engineer or tunnel contractor or tunnel boring machine supplier anywhere in the world can tell you.

As the press, media and thousands of affected North Beach residents gradually figure out what's going on, the SFMTA's plan will become an increasing embarrassment. It's time to get back to tunnel basics. The tunnel boring machines can be buried out-of-the-way under Chinatown, or lifted out of the ground in Chinatown, or cut up and removed through the completed tunnel by construction train. Any one of these alternatives will reduce project costs by tens of millions of dollars.

We respectfully ask that you carefully consider the above.

Thank you,

**Amy Gu
Nelson Wong**

P.S. We're civil engineers, but because of our jobs we can't speak out.

From: Lee Goodin [lgoodin1@mindspring.com]
Sent: Saturday, March 23, 2013 11:24 AM
To: Board of Supervisors; Chiu, David; Campos, David; Mar, Eric (BOS); Avalos, John; Cohen, Malia; Farrell, Mark; Kim, Jane; Tang, Katy; Wiener, Scott; Yee, Norman (BOS); Breed, London
Cc: Lance Carnes; WongAIA; marc bruno; Cautn1@aol.com
Subject: Billion Dollar Boondoggle

Supervisors,

Remember this?? Can I hear a big "I told you so?!"

Lee Goodin
600 Chestnut Street
North Beach
415 346-4335
lgoodin1@mindspring.com

Muni Fail

Federal scrutiny could threaten funding for the Central Subway boondoggle.

Comments (0) By Matt Smith Wednesday, Mar 3 2010

Last month, Mayor Gavin Newsom and a dozen bureaucrats, politicians, and other notables grasped gold-painted spades, then simultaneously lifted them and lowered them into the ground as if they were the shoveling equivalent of the Rockettes. They were celebrating the supposed launch of a 1.7-mile, \$1.6 billion rail line called the Central Subway, designed to connect SOMA and Chinatown.

But a recent letter from a top Obama administration transportation official obtained by *SF Weekly* suggests to critics that the ground-breaking ceremony may have been premature. In order for Muni to obtain \$942 million in federal funding essential to the project's completion, the Federal Transportation Administration has demanded that San Francisco prove it can come up with an extra \$164 million in local and state funds, and — harder still — prove that the subway won't screw up the rest of San Francisco's bus and light-rail network.

The letter orders Muni to prove it will keep the rest of its system shipshape, even as it adds a new subway line with its own maintenance and management costs, slashes millions of dollars from its operating budget, and deploys service cuts sure to depress fare-paying ridership.

David Schonbrunn, a longtime Sausalito-based activist who has sued several area transit agencies based on allegations that projects were wasteful, said the Jan. 7 letter from FTA regional administrator Leslie Rogers to Muni chief Nat Ford was unusually strong.

"I thought it was amazing," Schonbrunn said. "You don't usually see that kind of backbone. We're talking about a project where the speaker of the House of Representatives could possibly have an opinion, and where two senators have an opinion. Ordinarily, that tends to create tremendous inhibition on the part of agencies."

The Central Subway was conceived less as an actual transportation solution than as a sop to long-ago mayoral candidate Willie Brown's Chinatown political supporters. Nancy Pelosi has championed the project, which has so far secured \$72 million in federal transit funding. At the end of 2009, the city had spent \$51.4 million on design and other Central Subway expenses.

Oakland civil engineer Gerald Cauthen, a former deputy director of the Transbay Joint Powers Authority who was the chief engineer for San Francisco's Muni Transit Improvement Program during the 1980s, said the requirements could threaten the project.

"Muni's in dire straits already," said Cauthen, long an outspoken Central Subway opponent. "Adding this subway operation won't save money. It will incur millions of dollars in additional operating and maintenance costs."

John Funghi, the Central Subway program manager who helped with the ground-breaking event, counters that Rogers' letter is nothing out of the ordinary.

"I don't believe the FTA has an issue with the operating expenses when that comes online," he said. "It's been proven that the Central Subway will enhance the operating capacity and financial picture of the agency."

Funghi said Muni has already calculated the transit system's overall costs, and that "the financial picture with Central Subway in the picture is a bright one. In fact, it will reduce the operating needs of the program, and it will reduce the per-passenger cost for the overall agency."

He may well be right. Perhaps Muni will prove it can remain fiscally sound once the new subway is built. The FTA may merely be going through the motions in advance of sending a project nearly \$1 billion in funding, money critics say could be more efficiently spent elsewhere. Obama administration bureaucrats may be playing the role of tough guys, even though the money will eventually come through.

However, the recent demise of the planned Oakland Airport Connector from BART indicates there's a boondoggle-unfriendly wind blowing through the FTA. On Jan. 15, the agency wrote to BART and Metropolitan Transportation Commission brass, suggesting they might be better off scrapping plans for the Oakland Airport link, or the feds might withhold \$70 million in stimulus funds. BART indeed shelved the link.

A week earlier, Rogers warned Ford that before receiving a penny of federal funds, San Francisco transit bureaucrats must analyze the city's entire transit system with the goal of proving that the Central Subway won't financially drain it into disrepair. "The plan should use realistic assumptions on growth in revenues and costs that are in line with historical experience," he wrote.

That directive suggests the federal agency won't tolerate accounting flimflam such as that highlighted in a 2006 report by engineering consultant Tom Matoff that concluded the Central Subway project was wasteful, and that its rationale was based on bogus financing and ridership numbers.

Investment in a transportation system "should represent either an opportunity to reduce operating expenses, or represent the most efficient way of bringing better service to additional markets," wrote Matoff, who had been tapped to examine the cost-effectiveness of the project. "As proposed, this project does not appear to do that — it promises to combine high capital costs with high operating costs."

San Francisco presumably took care of that detail by getting Pelosi to secure exemptions in "cost-effectiveness" requirements for federally funded transit projects, thus winning tentative funding. Soon after the report appeared, William Lieberman, the city's transportation planning director who commissioned Matoff's study, was quietly dismissed.

To Schonbrunn, the FTA's halting of the BART-airport link and its call for strong proof that the Central Subway project won't wreck Muni is a watershed moment.

"They've done something that's actually a miracle," he said. "When have I ever seen a bureaucrat put the brakes on a highly juiced project? The BART–Oakland Airport link, and the Central Subway, and BART to San Jose — these are juiced projects. They're all about politics. They have nothing to do with transportation."

So what was that big ground-breaking celebration all about if federal funding is still a long way down the track? It turns out the feds approved city plans to move public utility conduits and other infrastructure in preparation for the possibility of the project.

A call to Rogers was referred to an FTA spokesman in Washington, who hadn't responded to our spoken and written queries by press time.

From: Lee Goodin [lgoodin1@mindspring.com]
Sent: Saturday, March 23, 2013 11:04 AM
To: Board of Supervisors; Chiu, David; Campos, David; Mar, Eric (BOS); Avalos, John; Cohen, Malia; Farrell, Mark; Kim, Jane; Tang, Katy; Wiener, Scott; Yee, Norman (BOS); Breed, London
Cc: Lance Carnes; WongAIA; Cautn1@aol.com; marc bruno
Subject: From SF Weekly

Supervisors,

If you have not already read this – please do. Who is running the city? The Mayor and the BOS or SFMTA?! Would appreciate your comments – a response, please.

Lee Goodin
600 Chestnut Street
North Beach
415 346-4335
lgoodin1@mindspring.com

Central Subway: Muni's Drilling Plan Strains Credulity

Comments (2) By Joe Eskenazi Wednesday, Feb 27 2013

When news broke that the city is holding the bag for the tens of millions of dollars the America's Cup Organizing Committee hasn't raised, Supervisor John Avalos gave an impassioned lamentation. "I was fucking played. All the members of the Board of Supervisors were fucking played," he wailed. "I am totally fucking ashamed."

This showed remarkable candor — but not remarkable foresight. Every city official tasked with adding numbers and looking at contracts had warned of this exact scenario. *SF Weekly* and other newspapers had done the same, repeatedly, in 2010, 2011, 2012, and this year too. Decision-makers may or may not have been played, but they were certainly informed.

One can only predict the impassioned lamentations due to be inspired by the Central Subway. Over the past decade, a bevy of reports and articles have revealed the bizarre logistics for the proposed Muni line to Chinatown — and, potentially, beyond — could actually reduce passengers' ability to get to their desired destinations in a timely fashion. In that time, the project's price tag has jumped from around \$647 million to some \$1.6 billion, while anticipated daily ridership dropped from 100,000 to an optimistic 2012 estimate of 35,100. In 2007, Muni reported that the subway would be a net gain, reducing Muni's operating and maintenance expenses by \$23.9 million. In 2010, that number was glumly revised: The subway is now expected to eat \$15.2 million in yearly O&M costs — siphoning resources away from a perpetually underfunded system.

Last year the *Wall Street Journal* labeled the subway "a case study in government incompetence and wasted taxpayer money." So, decision-makers have been informed. And we're building this thing anyway.

The most recent twist in the Central Subway saga is a plan rapidly wending its way through the city's approval process: to unearth two tunnel boring machines via the carcass of North Beach's derelict Pagoda Palace theater, some 2,000 feet beyond the future Chinatown station. In December, this extraction was priced as adding \$3 million to project costs. Earlier this month it was estimated as an \$8 million job; it now stands at \$9.15 million. It warrants mentioning that this money is not derived from the federal manna funding much of the Central Subway endeavor. This wad hails from Muni's own kitty — "reserve funds, fund balance, and operating savings."

That's not the only shaky proposition. Lawrence Karp, a consulting geotechnical engineer hired by opponents of the Central Subway, submitted several reports claiming attempts to excavate beneath the Pagoda Palace will be a complex and dodgy fiasco. In a Feb. 13 memo, John Funghi, Muni's Central Subway project director, chided Karp for providing "incorrect information" about the proposed Pagoda dig, and "misrepresenting" the impacts of the construction. Karp testily notes that his "incorrect information" was pulled straight from a Planning Department addendum for the project, and backed down from none of his disturbing written claims.

"If an old man is crossing the street and you hit him with your car, you can't say 'he was old, he was gonna die anyway,'" Karp says. "So when you go and excavate underneath buildings that are 100 years old, on sand, with very high water tables — there is virtually no chance those buildings won't be damaged." Asked if the costs will exceed the \$9.15 million in local funds Muni is now ponying up, he says, "That's sort of obvious."

What's less obvious, at least on one level, is why the tunnel-boring machines will be unearthed from North Beach while the final designed and funded station is way back in Chinatown. Muni has offered a bevy of explanations as to why the most expedient plan is to bore a pair of 2,000-foot tunnels — estimated cost: \$70-plus million — to retrieve a pair of machines with a resale value Funghi has tabbed at \$4.4 million.

Extracting the machines by crane at the Chinatown station, described in the project's Environmental Impact Report as a two-week job, is now infeasible, reports Muni. The boring machines will be so deep, says spokesman Paul Rose, that digging down to retrieve them would be time-consuming and expensive. Funghi has said that digging sideways out of the tunnel right-of-way and abandoning the machines underground would entail "significant environmental work," "approval by the property owners ... and appropriate compensation." But it seems there's plenty of all that at the Pagoda Palace, too.

The concept of digging an additional few thousand feet for the sake of extracting boring machines puzzled experienced engineers. "It's surprising to me it would be worth taking them out," says Douglas Hamilton, the engineering geologist for the Devil's Slide project. Why not, he asks, simply mothball the machines at a point in Chinatown past where future trains will go? Why not bury them beneath the right-of-way? Or why not scrap them and haul out the pieces the way they came in? Rose notes "the new machines that were manufactured for the Central Subway were not built to be subsequently dismantled." Perhaps that was a mistake. Or perhaps not. Because this way Muni gets to dig its long-desired tunnel into North Beach.

While the final funded stop is in Chinatown, Muni has the feds' blessing to dig into North Beach — provided it does so "for construction purposes" related to the current (funded) phase of the project. Digging the tunnels as a means of extracting the boring machines is considered "for construction purposes." But extending subway service to North Beach and, eventually, Fisherman's Wharf is Muni's ultimate goal — and no one is ignoring this elephant in the tunnel. In 2007, Funghi told the *Examiner* that a tunnel to North Beach "would lay the groundwork for a future phase three of this project." This month, he wrote in a memo, "given that the city has pursued and achieved funding approvals to extend the tunnel to Columbus Avenue, doing so as part of the current project would be more cost effective than doing so in the future."

Boring on ahead to North Beach simply because it's easier to do so with federal funding — while "establishing the groundwork" for the unstudied and unfunded next phase of the Central Subway — is a dicey proposition:

Looking at the big picture, it may even be a good idea to put upward of \$70 million into a North Beach tunnel on the feds' dime. But it strains credulity to couch this — as Muni does — as the most expedient way to get \$4.4 million worth of equipment out of the earth.

How to spend the feds' money is not an entirely trivial matter. If the Central Subway goes over budget, the additional dollars will be pried from local sources. An audit by the firm CGR Management Consultants pegged the likelihood of the Central Subway coming in on budget at 30 percent.

That report was requested by the Board of Supervisors, and delivered to them — in 2011. They are informed.

From: Board of Supervisors
To: Wong, Linda (BOS)
Subject: File 130115: Is March 26 Board of Supervisors really going to consider Mel Murphy for Port Commission? - THUMBS DOWN Please

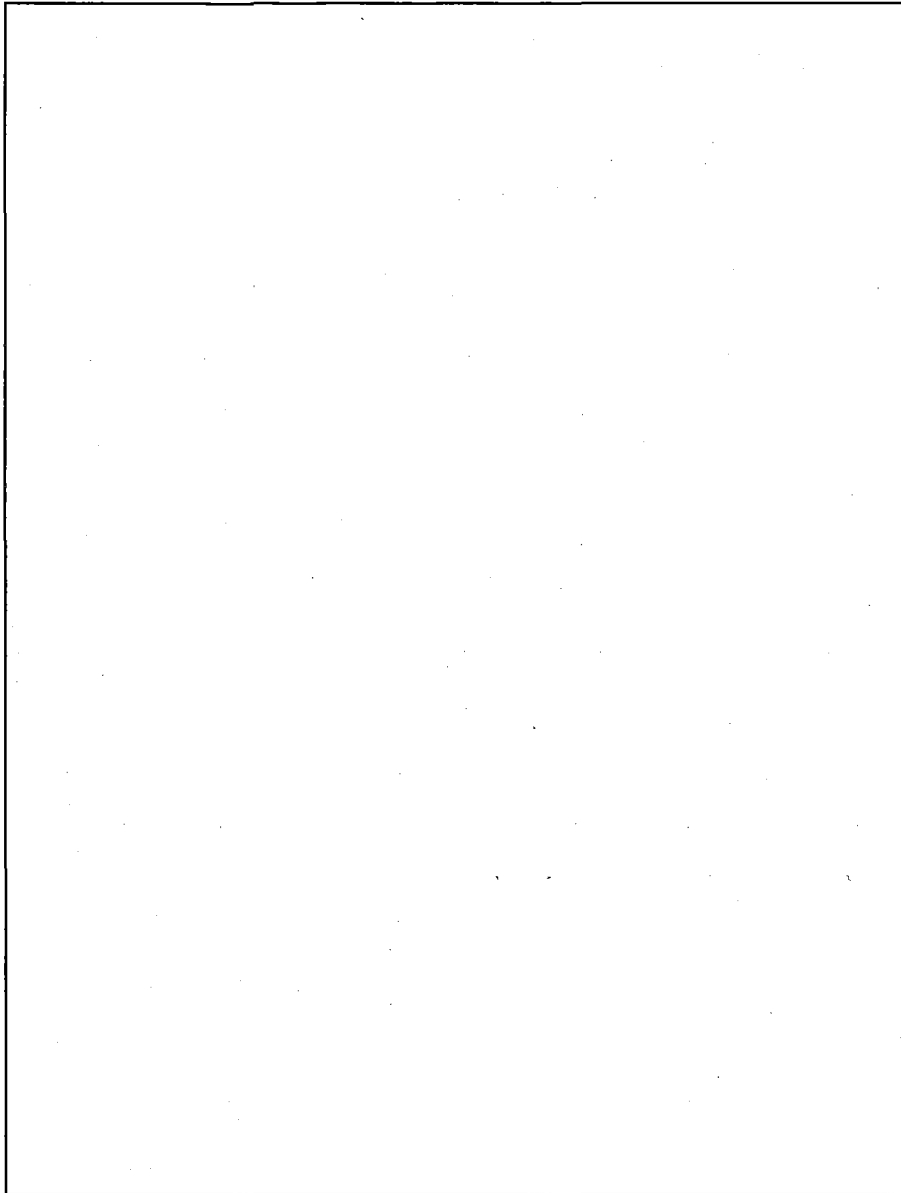
From: Roland Salvato [mailto:rolandsalvato@hotmail.com]
Sent: Monday, March 25, 2013 11:46 AM
To: Farrell, Mark; Kim, Jane; Yee, Norman (BOS); Cohen, Malia; Breed, London; Chiu, David; Wiener, Scott; Chu, Carmen; Campos, David; Mar, Eric (BOS); Board of Supervisors; Tang, Katy
Subject: Is March 26 Board of Supervisors really going to consider Mel Murphy for Port Commission? - THUMBS DOWN Please

Dear Supervisor,

The City can do better than accepting Mayor Lee's nomination of Mel Murphy for the Port Commission. We shouldn't be appointing anyone who even SMELLS suspiciously like he's made some very bad judgments, or broken the law.

Please ask Mr. Murphy about the following incidents from his past career:

Permit problems shut down former city building chief's project



What? You mean we have to pay for our permits before building this? (John Cote / The Chronicle)

City officials have ordered work halted on a five-story residential building in the Mission District being constructed by former Building Inspection Commission President Mel Murphy after City Insider questioned whether the work was being done without proper permits.

"We are going to be investigating it and reviewing the construction documents," Department of Building Inspection spokesman Bill Strawn said. "Work done without a permit is not allowed. ... It's unfortunate that nobody brought this to our attention before you did."

The stop-work notice the department issued Friday indicates there is no evidence of "the required building inspection being performed."

Murphy, a partner in Murphy & O'Brien Real Estate Investments, is being considered by Mayor Ed Lee for a vacant seat on the Port Commission. When reached by the Insider, Murphy declined to comment.

It's unclear why work on his property continued before getting the required permits or why at least one of his permit fees was less than the amount calculated under the city's baseline requirements. As a member of the Building Inspection Commission for six years, Murphy was responsible for helping manage the Department of Building Inspection and overseeing the fair and safe enforcement of the city's building and housing laws.

City documents show Murphy first filed for a site permit for 3418 26th St. in June 2007, about a year and half after he was appointed to the Building Inspection Commission. The permit was approved and issued in March 2012, with Murphy's company paying a \$28,617 permit fee.

A site permit, though, only allows basic site preparation work to be done, officials said. Additional permits – called addendums – are needed to pour a foundation, build walls and other work.

Murphy applied for foundation and superstructure permits for the 26th Street project, but months of work went on without

his company paying the \$167,833 to have those permits issued, building records show.

The permits were paid for and stamped approved on Jan. 3, the day after City Insider first questioned Department of Building Inspection officials about the project's permits. At that point, the building was already five stories high. The department ordered work halted the next day.

The initial site permit issued in March, where the amount charged is based on construction costs, listed those costs at less than \$1.1 million. After the Insider raised questions about that permit, building officials reviewed it Friday and said the valuation should be \$1.68 million, resulting in a permit fee of \$36,000 – about 27 percent higher than what Murphy paid. It's not the first time there has been scrutiny for allegedly non-permitted work on the property, records show.

Within 10 days of Murphy and his wife buying 3418 26th St. in April 2004, someone had called the building inspection department to say the single story home on the property was "falling over" and there was imminent danger, records show. The name of the caller is redacted from the records.

On Nov. 10 of that year, a caller complained to the department that the back half of the building had been demolished without a permit. Building inspection records show that same day the demolition permit was applied for and approved. Murphy, a director of the Coalition for Responsible Growth, a political advocacy group funded largely by developers and others with real estate interests, was also a main figure in a recent SFWeekly exposé on building practices in the city. He was first appointed to the Building Inspection Commission in 2006 by then-Mayor Gavin Newsom.

In 2011, Lee's election campaign said it had returned seven contributions from Department of Building Inspection employees totaling \$2,150 that were donated at a fundraiser at Murphy's home. City law prohibits commissioners from soliciting city employees for campaign contributions.

Murphy is still among the candidates under consideration for the Port Commission seat, according to the mayor's office.

"The mayor expects everyone and anyone to abide by the letter of the law," said Lee's spokeswoman, Christine Falvey.

Posted By: [John Cote](#) ([Email](#)) | Jan 07 at 9:22 am

"It's better to have a permanent income than to be fascinating."

-- Oscar Wilde in *The Model Millionaire*

"If you can't have a permanent income, at least be fascinating."

-- Roland Salvato in the kitchen

To: sfpreservationconsortium@yahoo.com

Port Commission Under Threat

This coming Tuesday, March 26th, **the Board of Supervisors will be considering Mayor Lee's nomination of Mr. Mel Murphy to the San Francisco Port Commission.**

As you will see in the links to the articles, below, from the *San Francisco Chronicle* and the *San Francisco Weekly*, Mr. Murphy will not represent the interests of the public and the Port. It is quite astounding that given **Mr. Murphy's highly questionable dealings** and behavior that Mayor Lee would nominate him to such an important post.

<http://blog.sfgate.com/cityinsider/2013/01/07/permit-problems-shut-down-former-city-building-chiefs-project/>

http://blogs.sfweekly.com/thesnitch/2013/03/city_rules_remodeling_850-squa.php

Please take a moment to read these articles.

From: Board of Supervisors
To: Wong, Linda (BOS)
Subject: File 130115: Mel Murphy is not qualified for Port Commission - March 26 Hearing

From: Roland Salvato [mailto:rolandsalvato@hotmail.com]

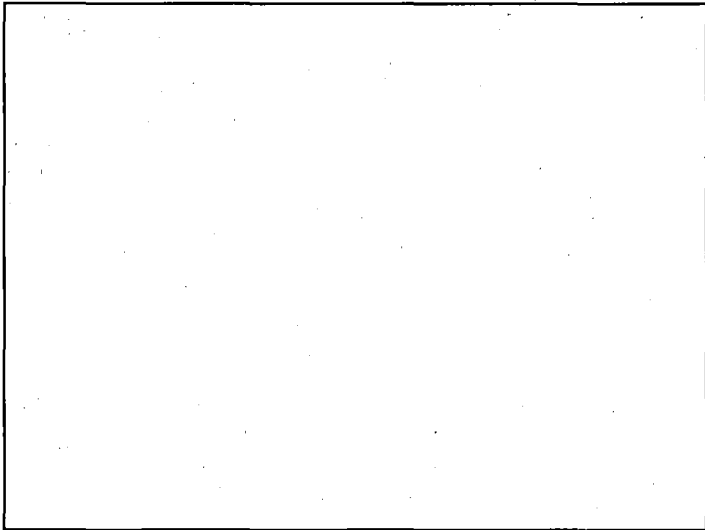
Sent: Monday, March 25, 2013 12:43 PM

To: Farrell, Mark; Kim, Jane; Yee, Norman (BOS); Cohen, Malia; Breed, London; Chiu, David; Wiener, Scott; Chu, Carmen; Campos, David; Mar, Eric (BOS); Board of Supervisors; Tang, Katy; Geoff (Cow Hollow Neighbors) Wood

Subject: Mel Murphy is not qualified for Port Commission - March 26 Hearing

City Rules "Remodeling" 850-Square-Foot House to 5,139 Square Feet Is A-Okay:

Former Building Inspection Commission president, and Port Commissioner to-be Mel Murphy hopes to "remodel" it from 854-square feet to 5,139 square feet. Previously, Murphy had been denied a demolition permit when he only hoped to expand to 4,019 square feet.



The current structure at 125 Crown Terrace, in yellow, and the plan for a "remodeled" home seven times its size

Readers may recall a [December SF Weekly article](#) about the surreal city rules builders exploit to blow up small homes into mansions, and blow away what's left of San Francisco's dwindling affordable housing stock.

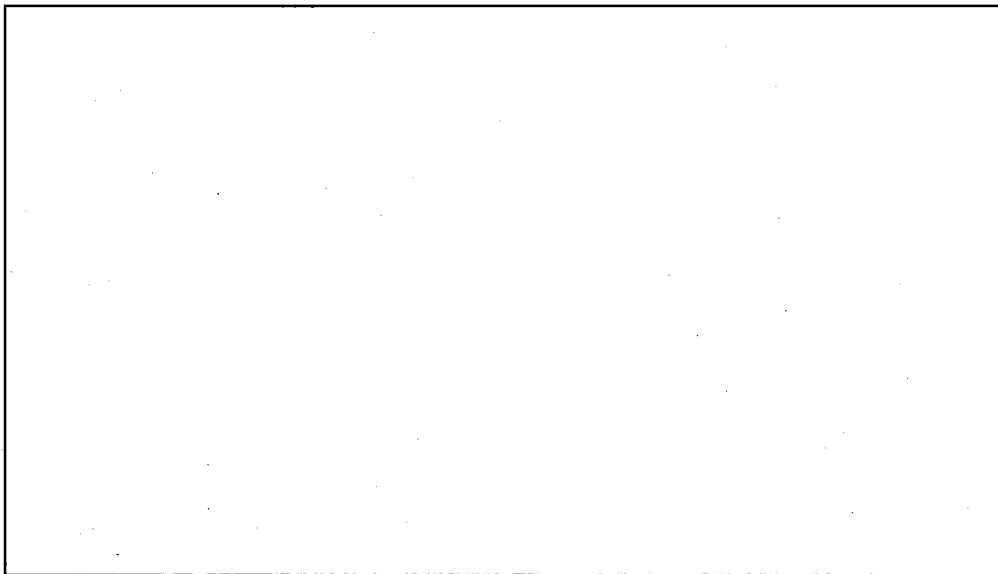
That article turned out to be Exhibit 17 in a hearing last night at the Board of Appeals.

At issue was a central example cited in our December article: a home at 125 Crown Terrace owned by developer, former Building Inspection Commission president, and Port Commissioner to-be Mel Murphy. He hopes to "remodel" it from 854-square feet to 5,139 square feet; previously, Murphy had been denied a demolition permit when he only hoped to expand to 4,019 square feet.

The complaint, pushed by Murphy's next-door neighbor Ramona Albright, involved gripes about blocked views and felled

trees of the sort you'd expect in an upscale enclave like Twin Peaks. But it also brought into question the city's reading of a statute that allows savvy builders to demolish the very elements of a building they retained to avoid being classified as a demolition.

See Also: Bringing Down the Housing: How Builders Game the System



Andrew J. Nilsen

The structure as it now appears, and plans for its future

Section 317 of the city's Planning Code wasn't meant to be a means for allowing starter homes to be repurposed into mansions. But multiple claims were made before the Board of Appeals last night that this is just what is happening.

"We tried to insert honesty and integrity into the Planning Code," said former Supervisor Jake McGoldrick. Faced with middle-class families' flight from the city and a history of modest homes being de-facto demolished to make way for much larger ones, "We wrote Section 317 to attempt to get a handle on this thing."

The clause in question allows a builder who discovers dry rot or some other problem within a structure to replace walls or other elements without triggering a demolition. Under the Planning Department's current interpretation, however, the "repair and maintenance" clause could allow a builder to remove a wall that's perfectly suitable for a smaller structure -- but would need to be brought up to code to support a far larger structure on the site. This opens up the possibility to remove and replace the portions of a building you're supposedly maintaining and completely tear down a building you're ostensibly only "remodeling."

From our December story:

Asked if it's possible to level a building, construct a new one, and define this as an "alteration" or "remodel," 125 Crown Terrace designer Drake Gardner confirms it is. "But you can't do it all at once," he says. "You'd have to do it piecemeal. ... They've got codes that overlap and cross each other. So you try to fish through it all, get it approved, build it -- and then not get in trouble with the inspector for taking out more than you designated you were going to."

This quote caught the attention of Board of Appeals President Chris Hwang. "The article quotes the developer planning a way around a demolition," she asked city Zoning Administrator Scott Sanchez. "Doesn't this ... smack of trying to circumvent" the rules?

Sanchez would only note that the threshold of any rule is going to be pushed, and that this case "meets the letter of the law." He questioned, however, the efficacy of the city's laws, which are "cumbersome to implement and able to be exploited -- you saw that in the article. If the Board of Supervisors' goal was to prevent houses becoming megamansions, Section 317 could have been written to prohibit that. It doesn't."

In other words, considering the inherent loopholes in any law, and considering the Planning Department believes it's

applicable to simultaneously replace and retain key elements of a structure, this is a code-conforming project.

And that was the opinion of three of the members of the Board of Appeals; Hwang and Arcelia Hurtado voted in the minority against the project. Murphy's quest to move his family into the future mansion -- thus far a tortured, six-year process -- has cleared yet another hurdle.

Stephen Williams, the attorney for neighbor Ramona Albright, said his client could still "appeal all sorts of things" within the structure of the city's development process. But he's advising against it. "This is a matter of statute interpretation, and the city is not interpreting it properly," he says. "Ramona may sue him. I'd like to take this one to court. Then we'd get a *real* hearing."