

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, January 15, 2013 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT

JOHN AVALOS, LONDON BREED, DAVID CAMPOS, CARMEN CHU, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Chu, Avalos, Kim	Wednesday 1:00 PM
City and School District Select Committee Supervisors Campos, Chiu, Fewer, Maufas, Commissioners Mendoza	4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Chu	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Wiener, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:30 PM
Public Safety Committee Supervisors Avalos, Mar	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Kim, Farrell, Avalos	1st and 3rd Thursday 1:30 PM

Members Present: John Avalos, London Breed, David Campos, David Chiu, Carmen Chu, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:06 p.m. On the call of the roll, Supervisor Mar was noted absent. There was a quorum.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Campos, seconded by Supervisor Cohen, moved to approve the Board Meeting Minutes of November 20, 2012, December 4, 2012, and December 11, 2012. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Wiener, Yee

Absent: 1 - Mar

Supervisor Mar was noted present at 2:08 p.m.

COMMUNICATIONS

There were none.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

130031 [Formal Policy Discussions - January 15, 2013]

Pursuant to Charter Sections 2.103 and 3.100(7), and Administrative Code Section 2.11, the Mayor shall answer the following eligible questions submitted from Supervisors representing Districts 4 and 6. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. Rising healthcare costs combined with accumulated healthcare liabilities remains a significant fiscal issue for the City. What plans do you have to address this issue? (Supervisor Chu, District 4)

2. As you know, the community in the South of Market and Mid-Market neighborhoods have been eagerly awaiting the opening of the Sixth Street substation, and we want to appreciate the work that Department of Public Works has done to push forward construction. There are remaining concerns about transitioning the substation online, including:

- 1) Is there a firm date for the opening of the Sixth Street substation?
- 2) What will the operating hours be?
- 3) What will be the staffing for the substation and how can constituents expect to access the substation?
- 4) What will the process be for the San Francisco Police Department to take possession of the Sixth Street substation? (Supervisor Kim, District 6)

Mayor Edwin Lee addressed the Board of Supervisors and discussed the above referenced questions. Following public comment this matter was filed. No further action was taken.

DISCUSSED AND FILED

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

121007 [Electric System and Solar Project Agreement - North Star Solar, LLC]

Ordinance authorizing, pursuant to Charter Section 9.118(a), a System Impact Mitigation Agreement with North Star Solar, LLC, requiring North Star Solar, LLC, to pay the Public Utilities Commission the costs necessary to mitigate the impacts to the City's electric system caused by the interconnection of North Star Solar, LLC's solar project to the electric grid; authorizing similar mitigation agreements with other projects in the future; appropriating funds from these agreements to pay the costs of mitigation work; and placing various mitigation funds on reserve with the Board of Supervisors. (City Attorney's Office)
(Fiscal Impact)

Ordinance No. 004-13

FINALLY PASSED

121064 [Business and Tax Regulations, Police Codes - Parking Stations - Revenue Control Equipment; License Regulations; Parking Tax Bonds; Administrative Citation Process]**Sponsor: Campos**

Ordinance amending the San Francisco Business and Tax Regulations Code by amending Article 6 (Common Administrative Provisions) to revise the bonding requirements for parking operators; revise the time to bring an action to collect tax; clarify the extent of a surety's liability; revise the administrative citation appeal process; and make other minor technical changes; amending Article 22 (Parking Stations; Revenue Control Equipment) to clarify that non-City governmental entities operating parking stations are exempt from the revenue control equipment requirements; and amending the San Francisco Police Code Article 17 (Miscellaneous License Regulations) to clarify that governmental entities operating parking garages or parking lots are exempt from the permitting requirements applicable to other commercial parking garage and valet operations.

Ordinance No. 005-13**FINALLY PASSED****121139 [Lease and Use Agreement - China Airlines, Limited]**

Resolution approving and authorizing the execution of Modification No. 1 of Lease and Use Agreement L10-0082 with China Airlines, Limited, effective January 1, 2013, for administrative office space in the International Terminal at the San Francisco International Airport. (Airport Commission)

Resolution No. 004-13**ADOPTED****121167 [Accept and Expend Grant - Code for America Labs, Inc. - \$105,000]****Sponsor: Mayor**

Resolution authorizing the San Francisco Department of Human Services to retroactively accept and expend a grant in the amount of \$105,000 from Code for America Labs, Inc., toward the cost of participating in the 2013 Code for America (CfA) Fellowship Program, which has specially selected the Department of Human Services to receive technology design services from CfA to increase access to public benefits by the City's lowest income residents.
(Fiscal Impact)

Resolution No. 005-13**ADOPTED**

Recommendations of the Land Use and Economic Development Committee**120434 [Police Code - Amendments to Junk Dealer and Junk Gatherer Permit Process]****Sponsor: Cohen**

Ordinance amending the San Francisco Police Code, Sections 974.1, 974.2, 974.4, 974.8, 974.9, 974.10-1, 974.11, 974.14-1, 974.14-2, 974.21, 974.22, 895, 2.26, 2.27, and repealing Sections 974.5, 974.6, 974.10-2, 974.23 and 896 through 898 to cause all existing junk dealer and junk gatherer permits to expire as of June 30, 2013, establish an annual permit for junk dealers with junk yards and a two-year permit for other junk dealers, provide for permit suspensions and revocations to remain in effect during any administrative appeal, amend the permit enforcement process, and update fees; and making environmental findings.

Ordinance No. 002-13**FINALLY PASSED****120880 [Planning Code - Valencia Street Neighborhood Commercial Transit District]****Sponsor: Campos**

Ordinance amending the San Francisco Code, Section 726.52, of the Zoning Control Table, for the Valencia Street Neighborhood Commercial Transit District to permit a personal service use on the third story and above with a Conditional Use Authorization, and make environmental findings, Planning Code Section 302 findings, and findings of consistency with General Plan and the Priority Policies of Planning Code Section 101.1.

Ordinance No. 003-13**FINALLY PASSED****121003 [Street Artist Spaces - Hallidie Plaza - East of 5th Street]**

Resolution approving re-designation of 47 selling spaces at Hallidie Plaza, east of 5th Street, for street artists certified by the Arts Commission; exempting said spaces for one year from the regulations of Police Code Section 2405(c)(3), (4), and (11), relating to size of space and distance between street artists. (Arts Commission)

Resolution No. 002-13**ADOPTED****Recommendations of the Rules Committee****121155 [Appointment, Pedestrian Safety Advisory Committee - Howard Bloomberg]**

Motion appointing Howard Bloomberg, term ending March 28, 2014, to the Pedestrian Safety Advisory Committee. (Clerk of the Board)

Motion No. M13-001**APPROVED**

121157 [Appointments, SoMa Community Stabilization Fund Community Advisory Committee - Kristian Joy Ongoco, Allan Manalo, Joel Merchan, Conny Ford, Bernadette Borja Sy, and Thomas Temprano]

Motion appointing Kristian Joy Ongoco and Allan Manalo, terms ending April 27, 2013, and Joel Merchan, Conny Ford, Bernadette Borja Sy, and Thomas Temprano, terms ending April 27, 2014, to the SoMa Community Stabilization Fund Community Advisory Committee. (Clerk of the Board)

Motion No. M13-002

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

Supervisor Chu, seconded by Supervisor Farrell, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

Severed from the Consent Agenda

Supervisor Mar requested that File No. 121042 be severed so that it may be considered separately.

Recommendation of the Public Safety Committee

121042 [Urging the Development of a Workplace Employee Policy on Domestic Violence]

Sponsors: Mar; Cohen, Chiu and Avalos

Resolution urging the Department on the Status of Women to develop and share materials on domestic violence to be shared with City employees and City contractors and grantees.

ADOPTED

The foregoing item was acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

Supervisor Chu, seconded by Supervisor Farrell, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

Supervisor Mar, seconded by Supervisor Farrell, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

Resolution No. 003-13

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

120997 [Appropriating \$1,412,000 for San Francisco Unified School District - FY2012-2013]

Sponsors: Kim; Campos, Mar and Avalos

Ordinance appropriating \$843,000 of State Reserves and \$1,412,000 from School District Set-Aside funds for the San Francisco Unified School District for FY2012-2013.
(Fiscal Impact)

Supervisor Wiener moved to divide the question relating to separating out appropriation of State revenue funds of \$843,000. The question PASSED as divided by the following vote:

Ayes: 7 - Avalos, Campos, Chiu, Cohen, Kim, Mar, Yee

Noes: 4 - Breed, Chu, Farrell, Wiener

Ordinance No. 001-13

FINALLY PASSED AS DIVIDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

Recommendation of the Land Use and Economic Development Committee

120704 [Disapproving Street Encroachment - 10 Niantic Avenue]

Resolution upholding Department of Public Works' recommendation for disapproval and disapproving the application for a revocable encroachment permit to Lee Yun Ling & Cindy Zhou, for the occupancy of a portion of the public right-of-way for a new single family dwelling encroaching 3-feet into the public right-of-way at 10 Niantic Avenue (Assessor's Block No. 7178, Lot No. 001), under Article 15, Section 786.7 of the Public Works Code. (Public Works Department)

Resolution No. 001-13

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

NEW BUSINESS

Recommendations of the Budget and Finance Committee

121163 [Accept and Expend Grant - TechSF-Workforce Innovation Partnership and Amendment to the Annual Salary Ordinance - \$3,000,000]

Sponsor: Mayor

Ordinance authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of \$3,000,000 from the Department of Labor for the TechSF-Workforce Innovation Partnership, and amending Ordinance No. 165-12 (Annual Salary Ordinance, FYs 2012-2013 and 2013-2014) to reflect addition of one (1) Class 9775 Senior Community Development Specialist II grant-funded position (0.77 FTE) in the Office of Economic and Workforce Development and one (1) Class 1053 IS Business Analyst - Senior grant-funded position (0.77 FTE) in the Department of Technology.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

121164 [Accept and Expend Grant - Office of Financial Empowerment Kindergarten to College Outreach Position and Amendment to the Annual Salary Ordinance - Up to \$80,000]

Sponsor: Mayor

Ordinance authorizing the Office of the Treasurer-Tax Collector to accept and expend a grant in the amount of up to \$80,000 from the Earned Assets Resource Network for implementing the Office of Financial Empowerment Kindergarten to College program, and amending Ordinance No. 165-12 (Annual Salary Ordinance, FYs 2012-2013 and 2013-2014) to provide for the creation of one (1) grant-funded position in the Office of Financial Empowerment.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

121196 [Accept and Expend Grant - Energy Efficiency Program and Amendment to the Annual Salary Ordinance - \$13,100,000]

Sponsor: Mayor

Ordinance authorizing the Department of the Environment to accept and expend a grant in the amount of \$13,100,000 from the California Public Utilities Commission, through Pacific Gas and Electric Company, to implement an Energy Use and Demand Reduction through Energy Efficiency Program and amending Ordinance No. 165-12 (Annual Salary Ordinance, FYs 2012-2013 and 2013-2014) to reflect the addition of five grant funded positions (5 FTE) at the Department of the Environment, for a term from January 1, 2013, through December 31, 2014.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

121169 [Contract Amendment - Aon Insurance Services West, Inc. - Central Subway Project - Not to Exceed \$8,280,000]**Sponsor: Chiu**

Resolution approving Amendment No. 2 to Contract No. CS-163-1, Insurance Brokerage Services for an Owner Controlled Insurance Program, to provide Excess Liability Insurance for the Central Subway Project with Aon Risk Insurance Services West, Inc., to obtain and bind a second tier of liability insurance for the amount not to exceed \$8,280,000.
(Fiscal Impact)

Resolution No. 006-13**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

121170 [Real Property Lease Amendment - Autodesk, Inc. - Pier 9]**Sponsors: Chiu; Kim**

Resolution approving Port Commission's Second Amendment to Lease No. L-15169 with Autodesk, Inc., a Delaware corporation for the lease of office space and unimproved shed space at Pier 9 in the Northern Waterfront with a 120 month term.

Resolution No. 007-13**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

Recommendations of the Land Use and Economic Development Committee**120772 [Health, Transportation Codes - Prohibiting Smoking at Certain Outdoor Events]****Sponsors: Mar; Cohen**

Ordinance amending the Health Code, by adding Article 19L, to prohibit smoking at outdoor events on property owned by the City and County of San Francisco where approval is required under Transportation Code, Article 6; the Transportation Code, by amending Sections 6.2 and 6.7, establishing obligations for producers of outdoor events that require approval for temporary use or occupancy of a public street to notify the public that the event is smoke-free; and making environmental findings.

Supervisor Mar, seconded by Supervisor Farrell, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

Supervisor Farrell requested to be added as a co-sponsor.

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

120789 [Planning Code - Landmark Designation of 4004-4006 Third Street - Sam Jordan's Bar]**Sponsor: Cohen**

Ordinance designating 4004-4006 Third Street (Sam Jordan's Bar), Assessor's Block No. 5253, Lot No. 030, as a landmark under Planning Code, Article 10; and adopting General Plan, Planning Code, Section 101.1, and environmental findings. (Planning Department)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

121061 [Planning Code - Landmark Designation of 401 Castro Street (Twin Peaks Tavern)]**Sponsors: Wiener; Campos**

Ordinance designating 401 Castro Street (Twin Peaks Tavern), Assessor's Block No. 3582, Lot No. 71, as a landmark under Planning Code, Article 10; and adopting General Plan, Planning Code, Section 101.1, and environmental findings. (Planning Department)

Supervisor Campos requested to be added as a co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

121107 [Health Code - Disclosing Landlord's Prohibition of Smoking in Residential Rental Units; Designating Units as Smoke Free or Smoking Optional]**Sponsors: Mar; Cohen**

Ordinance amending the Health Code, by adding Article 19M, relating to multi-unit residential rental properties where less than 100 percent of the units are designated as smoke free, to require that owners designate each unit as either smoke free or smoking optional, and include that designation in residential vacancy listings; provide a list to a rental applicant showing the designation of units in the building that are smoking optional, before offering a unit to that applicant; disclose in writing to any rental applicant whether the landlord has designated the unit for rent as smoke free or smoking optional, prior to entering into a new lease or rental agreement; develop and maintain a master list available to all tenants that identifies the location of each smoking optional unit; and comply with a timeline and process to designate the units as smoke free or smoking optional (one year for owners of 50 units or less in the City, two years for owners of more than 50 units in the City).

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

Recommendations of the Rules Committee**120817 [Campaign and Governmental Conduct Code - Requiring Electronic Filing of Campaign Statements]****Sponsor: Chiu**

Ordinance amending the Campaign and Governmental Conduct Code, Section 1.112, to require the electronic filing of campaign statements submitted to the Ethics Commission.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

120964 [Campaign and Governmental Conduct Code - Updating Conflict of Interest Code]**Sponsor: Chiu**

Ordinance amending the Campaign and Governmental Conduct Code to update the City's Conflict of Interest Code.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

121030 [Police Code - Enforcement Provisions for Clipper Cove Special-Use Area Adjacent to Treasure Island]**Sponsor: Kim**

Ordinance amending the Police Code, Section 1.1, Mooring in Clipper Cove, to further delineate enforcement provisions including infractions, provide for administrative citations and penalties, specify procedures for changing rules and regulations, and clarify existing provisions.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

121117 [Appointment, Market and Octavia Community Advisory Committee - Nicholas Wolff]

Motion appointing Matthew Steen, term ending December 16, 2014, to the Market and Octavia Community Advisory Committee. (Clerk of the Board)
(Supervisor Farrell dissented in Committee.)

Supervisor Wiener, seconded by Supervisor Cohen, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

Motion appointing Nicholas Wolff, term ending December 16, 2014, to the Market and Octavia Community Advisory Committee. (Clerk of the Board)

Motion No. M13-004**APPROVED AS AMENDED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations**Privilege of the Floor**

Supervisor Mar, seconded by Supervisor Farrell, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

Supervisor Mar introduced, welcomed, and presented a Certificate of Honor to Patricia Kausen of the Richmond District Neighborhood Center in recognition of her accomplishments upon her retirement.

Supervisor Farrell introduced, welcomed, and presented a Certificate of Honor to the San Francisco Junior Glens Soccer Team in recognition of their accomplishments and continued team sportsmanship.

SPECIAL ORDER 3:00 P.M

121219 [Public Hearing - Appeal of Tentative Map - 1 Capitol Avenue]

Hearing of persons interested in or objecting to the decision of the Department of Public Works dated December 10, 2012, approving a Tentative Map for a 29-lot subdivision located at 1 Capitol Avenue, in Assessor's Block No. 7148, Lot No. 040. (District No. 11) (Appellant: Linda Lam) (Filed December 20, 2012). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Linda Lam (Appellant) provided an overview of the appeal and further requested the Board to approve the appeal. Francisco Da Costa; Douglas Yepp; Female Speaker; Ray Hartz; Male Speaker; spoke in support of the appeal. Bruce Storrs (Department of Public Works) and AnMarie Rodgers (Planning Department) provided an overview of the decision of the Department of Public Works and the findings of the Planning Department and responded to questions raised throughout the discussion. Meredyth Skemp, Habitat for Humanity (Project Sponsor) provided an overview of the project and further requested the Board to uphold the decision of the Planning Commission. There were no speakers in support of the project and in opposition to the appeal. Linda Lam (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

121220 [Approving Decision of the Department of Public Works and Approving the Tentative Map - 1 Capitol Avenue]

Motion approving decision of the Department of Public Works and approving the Tentative Map for a 29-lot subdivision located at 1 Capitol Avenue, Assessor's Block No. 7148, Lot No. 040; making environmental findings and findings of consistency with the City's General Plan and eight priority policies of San Francisco Planning Code, Section 101.1. (Clerk of the Board)

Motion No. M13-003

Supervisor Avalos, seconded by Supervisor Chu, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

121221 [Disapproving Decision of the Department of Public Works and Disapproving the Tentative Map - 1 Capitol Avenue]

Motion disapproving decision of the Department of Public Works and disapproving the Tentative Map for a 29-lot subdivision located at 1 Capitol Avenue, Assessor's Block No. 7148, Lot No. 040; making environmental findings and findings of consistency with the City's General Plan and eight priority policies of San Francisco Planning Code, Section 101.1. (Clerk of the Board)

Supervisor Avalos, seconded by Supervisor Chu, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

121222 [Preparation of Findings Related to the Tentative Map Disapproval - 1 Capitol Avenue]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Map for a 29-lot subdivision located at 1 Capitol Avenue, Assessor's Block No. 7148, Lot No. 040. (Clerk of the Board)

Supervisor Avalos, seconded by Supervisor Chu, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns.

James Chaffee; expressed concerns relating to the SF Public Library.

Ray Hartz; expressed concerns relating to government. (See additional information submitted on Page 35.)

Male Speaker; expressed various concerns.

Peter Warfield; expressed concerns relating to the SF Public Library, mural project, and LGBT issues.

Francisco Da Costa, expressed various concerns.

Walter Paulson; shared in song certain concerns with the Board.

Tom Gilberty; expressed various concerns relating to public comment and noise pollution.

John DiDonna; shared in poem certain concerns with the Board.

Otto Duffy; expressed concerns relating to government service.

Ace Washington; expressed various concerns.

Douglas Yepp; expressed various concerns.

Paulette Brown; expressed concerns relating to human services and solving child homicides and violence in the community.

Male Speaker; expressed various religious concerns.

Edmond Juicye; expressed various concerns.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE**121205 [Approval of a 90 Day Extension for Planning Commission Review of Conversion of Student Housing Monitoring (File No. 120883)]****Sponsor: Kim**

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 120883) amending the Planning Code, by adding Section 102.36.1, to establish an annual monitoring requirement for student housing conversions, to require a posting to announce that the report is available for public review, and to provide an enforcement mechanism for failure to submit the annual report, adopting findings, including environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1.

Resolution No. 008-13**ADOPTED****121206 [Extending the Single Room Occupancy Task Force - December 31, 2015]****Sponsors: Kim; Campos and Chiu**

Resolution amending the Single Room Occupancy Task Force to extend it three years beyond the current sunset date of December 31, 2012, to December 31, 2015.

Resolution No. 009-13**ADOPTED****130021 [Approval of 90 Day Extension - Planning Commission Review of Establishing the Fillmore Street Neighborhood Commercial District (File No. 120814)]****Sponsor: Breed**

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on a Ordinance (File No. 120814) amending the San Francisco Planning Code, by adding Section 744.1, to establish the Fillmore Street Neighborhood Commercial District along Fillmore Street between Bush and Fulton Streets; amending Section 151.1, a portion of Table 151.1, Section 263.20, and Section 607.1(f) to make conforming and other technical changes; amending Sheets ZN02 and ZN07 of the San Francisco Zoning Maps to rezone specified properties to the Fillmore Street Neighborhood Commercial District; and adopting environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1.

Resolution No. 010-13**ADOPTED****130023 [Apply for, Accept, and Expend Grant - Urban Forestry Programs - Not to Exceed \$99,000]****Sponsor: Wiener**

Resolution authorizing the Planning Department to apply for, accept, and expend funding from the State of California Urban Forestry Grant Program entitled "Leading Edge," as provided through Proposition 40 and/or Proposition 84, in an amount not to exceed \$99,000.

Resolution No. 011-13**ADOPTED**

121217 [Final Map 5039 - 1946 Polk Street]

Motion approving Final Map 5039, a 2 Commercial and 41 Residential Unit Mixed-Use Condominium Project, located at 1946 Polk Street being a subdivision of Assessor's Block No. 0596, Lot No. 024, and adopting findings pursuant to the General Plan and Planning Code, Section 101.1. (Public Works Department)

Motion No. M13-005

APPROVED

121218 [Final Map 6405 - 1120-1130 Kearny Street]

Motion approving Final Map 6405, a 6 Unit Residential Condominium Project, located at 1120-1130 Kearny Street being a subdivision of Assessor's Block No. 0144, Lot No. 022, and adopting findings pursuant to the General Plan and Planning Code, Section 101.1. (Public Works Department)

Motion No. M13-006

APPROVED

121223 [Final Map 6409 - 1145 Green Street]

Motion approving Final Map 6409, a 6 Unit Residential Condominium Project, located at 1145 Green Street being a subdivision of Assessor's Block No. 0125, Lot No. 019A, and adopting findings pursuant to the General Plan and Planning Code, Section 101.1. (Public Works Department)

Motion No. M13-007

APPROVED

121224 [Final Map 7090 - 1800 Van Ness Avenue]

Motion approving Final Map 7090, a 2 Lot Merger and Resubdivision into Parcel A and Parcel B, being also a 98 Residential Unit Condominium Project (Parcel A) and a 3 Commercial Unit Condominium Project (Parcel B), located at 1800 Van Ness Avenue being a subdivision of Assessor's Block No. 0619, Lot Nos. 009 and 010, and adopting findings pursuant to the General Plan and Planning Code, Section 101.1. (Public Works Department)

Motion No. M13-008

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

IMPERATIVE AGENDA

[Purely Commendatory Finding]

Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Mar, seconded by Supervisor Campos, moved ADOPTION of the commendatory finding.

The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

[Brown Act Finding]

Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Mar, seconded by Supervisor Campos, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

130035 [Patricia Kaussen Day - January 17, 2013]

Sponsor: Mar

Resolution commending Patricia Kaussen on the occasion of her retirement as Executive Director of the Richmond District Neighborhood Center and declaring January 17, 2013, as Patricia Kaussen Day in the City and County of San Francisco.

The President inquired as to whether any member of the public wished to address the Board relating to File No. 130035. There were no speakers. The President declared public comment closed.

Resolution No. 012-13

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

[Purely Commendatory Finding]

Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Cohen, seconded by Supervisor Farrell, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

[Brown Act Finding]

Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Cohen, seconded by Supervisor Farrell, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

130036 [Commemorating the 150th Anniversary of the Emancipation Proclamation]

Sponsor: Cohen

Resolution commemorating the 150th anniversary of the issuance of the Emancipation Proclamation.

The President inquired as to whether any member of the public wished to address the Board relating to File No. 130036. There were no speakers. The President declared public comment closed.

Resolution No. 013-13

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener, Yee

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Charter Amendment

130037 [Charter Amendment - Naming Airport - Harvey Milk San Francisco International Airport]

Sponsors: Campos; Wiener, Avalos, Mar and Kim

Charter Amendment (First Draft) to amend the Charter, Sections 4.1115 and 16.104, naming the airport the Harvey Milk San Francisco International Airport.

01/15/13; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 2/14/2013.

Ordinances

120669 [Subdivision Code - Condominium Conversion Impact Fee]

Sponsors: Farrell; Wiener

Ordinance amending the Subdivision Code, by adding Section 1396.4, to adopt a condominium conversion impact fee applicable to buildings qualifying for but not being selected or participating in the 2012 condominium conversion lottery only, subject to specified requirements, including lifetime leases for non-purchasing tenants; and adopting environmental findings.

06/12/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/12/2012.

06/20/12; REFERRED TO DEPARTMENT.

01/04/13; RESPONSE RECEIVED.

01/09/13; NOTICED.

01/15/13; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

130038 [Appropriating \$1,500,000 for the San Francisco Unified School District - FY2012-2013]

Sponsor: Mayor

Ordinance appropriating \$1,500,000 from the Rainy Day Fund for the San Francisco Unified School District for FY2012-2013.

(Fiscal Impact)

01/15/13; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 2/14/2013.

130039 [Police Code - Reporting Ammunition Sales of 500 or More Rounds]**Sponsors: Mayor; Cohen and Campos**

Ordinance amending the Police Code, Section 615, to require firearms dealers to report to the Chief of Police the sale of 500 or more rounds of ammunition in a single transaction.

01/15/13; ASSIGNED UNDER 30 DAY RULE to Public Safety Committee, expires on 2/14/2013.

130040 [Police Code - Possession or Sale of Law Enforcement or Military Ammunition]**Sponsors: Mayor; Cohen, Breed and Campos**

Ordinance amending the Police Code, by adding Section 618, to prohibit the possession or sale of certain ammunition, including black talon ammunition and ammunition intended exclusively for law enforcement and military purposes.

01/15/13; ASSIGNED UNDER 30 DAY RULE to Public Safety Committee, expires on 2/14/2013.

130041 [Planning Code - Conversion, Demolition, Merger, and Conformity of Residential Uses]**Sponsor: Avalos**

Ordinance amending Planning Code, Section 317, and various other sections, and repealing Sections 790.84, 790.86, 890.84, and 890.86, to revise the criteria for the residential demolition, conversion, and merger; standardize definitions of residential demolition, conversion, and merger across various use districts; permit the enlargement or alteration of dwelling units which are nonconforming as to density in districts where dwelling units are principally permitted if there is no increase in nonconformity of height, bulk, or required rear yards or setbacks; permit alterations to nonconforming uses or noncomplying structures to comply with disabled access requirements or to provide secure bicycle parking; establish a strong presumption in favor of preserving dwelling units in enforcement of requirements for nonconforming uses, structures, and lots; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1.

01/15/13; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 2/14/2013.

130042 [Planning Code - Medical Service Use - Sacramento Neighborhood Commercial District]**Sponsor: Farrell**

Ordinance amending the Planning Code, Section 724.1, and related portions of Table 724, to permit a change of use from a business or professional service use to medical service use on the first floor or below in the Sacramento Neighborhood Commercial District; and making environmental findings, Planning Code, Section 101.1, findings, and findings of consistency with the General Plan.

01/15/13; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 2/14/2013.

Resolutions**130043 [Resolution to Establish - Moscone Expansion Business Improvement District]**

Resolution of formation to establish a business-based business improvement district to be known as the "Moscone Expansion District;" levying assessments against defined hotel businesses located in that district for 32 years; providing for the determination, imposition, collection, and enforcement of the assessments; and making environmental findings.
(Economic Impact)

12/28/12; RESPONSE RECEIVED.

01/15/13; ASSIGNED to Board of Supervisors.

130044 [Accept and Expend Gift - GearUp Fund and Urban Trails Initiative Fund - \$189,494.24]

Sponsor: Farrell

Resolution authorizing the Recreation and Park Department to accept and expend a gift from San Francisco Parks Trust for \$189,494.24 for urban trails construction, signage, and mobile recreation, for a period to remain in effect until completion.

01/15/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130045 [Accept and Expend Grant - Randall Museum Renovation - \$5,477,193]

Sponsor: Wiener

Resolution authorizing the Recreation and Park Department to retroactively accept and expend a Nature Education Facilities Grant from the California State Department of Parks and Recreation in the amount of \$5,477,193 for the Randall Museum Renovation, for the period of July 1, 2009, through June 30, 2017.

01/15/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130046 [Accept and Expend Gift - Knight Living Trust - \$500,000]

Sponsor: Yee

Resolution authorizing the Department of Public Health, Laguna Honda Hospital, and Rehabilitation Center to retroactively accept and expend a gift of \$500,000 to the Laguna Honda Gift Fund from the Knight Living Trust for the period of July 1, 2012, through June 30, 2032.

01/15/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130047 [Accept In-Kind Gift - Randall Museum Project Management Services - \$130,000]

Sponsors: Wiener; Campos

Resolution authorizing the Recreation and Park Department to retroactively accept an in-kind gift of project management services valued at \$130,000 from the Randall Museum Friends for the Randall Museum Renovation Project, for the period of October 24, 2012, through June 30, 2017.

01/15/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

130048 [Declaring Support - Sandy Hook Promise]**Sponsors: Farrell; Chiu, Mar, Chu and Campos**

Resolution adopting the Sandy Hook Promise for the families and children of the City and County of San Francisco.

01/15/13; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

130049 [Declaring Support - Senator Dianne Feinstein's Assault Weapons Regulatory Act of 2013]**Sponsors: Farrell; Chiu, Mar, Chu and Campos**

Resolution supporting Senator Dianne Feinstein's Assault Weapons Regulatory Act of 2013.

01/15/13; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motion**130050 [Amending the Board's Rules - Establish Neighborhood Services and Safety Committee - Combining the City Operations and Neighborhood Services and the Public Safety Committees]****Sponsor: Chiu**

Motion amending the Board of Supervisors Rules of Order, Rule 3.27, and deleting Rule 3.29, to establish the Neighborhood Services and Safety Committee by combining the City Operations and Neighborhood Services Committee and the Public Safety Committee.

01/15/13; RECEIVED AND ASSIGNED to Rules Committee.

Requests for Hearing**130051 [Hearing - Improve and Ensure San Francisco's Overall Cleanliness]****Sponsor: Farrell**

Hearing on the measures being taken to ensure that San Franciscans are able to enjoy clean streets and open spaces; San Francisco residents deserve clean streets and open spaces; overall City cleanliness in these areas are not only crucial to improving everyone's quality of life, but also to improving our local economy as well; San Francisco is an international tourist and visitor destination; San Francisco's economy relies heavily upon the tourism and visitor industry; in order to attract more tourists and visitors to our beautiful City, we must ensure that adequate and appropriate measures are being taken to make San Francisco one of the cleanest big cities in the world.

01/15/13; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

130052 [Hearing - Sunday Parking Meter Enforcement Results]**Sponsor: Mar**

Hearing on the results of Parking Meter Enforcement on Sundays.

01/15/13; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

130053 [Hearing - Municipal Transportation Agency - Performance and Productivity Impacts]**Sponsor: Wiener**

Hearing and monthly report, directed to the Municipal Transportation Agency and the Controller, analyzing and disclosing the state of Municipal Transportation Agency service and maintenance, including month-on-month comparisons, and the loss of economic productivity in San Francisco resulting from Municipal Transportation Agency service disruptions.

01/15/13; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

130054 [Hearing - Pedestrian Safety - District 7]**Sponsor: Yee**

Hearing and presentations from the Municipal Transportation Agency, Planning Department, Transportation Authority, and Department of Public Health, on pedestrian safety in District 7; including report on number of collisions and fatal collisions, most dangerous intersection, and plans on funding to address these intersections.

01/15/13; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

130055 [Hearing - Board of Supervisors Draft Budget - FYs 2013-2014 and 2014-2015]

Hearing on the annual review and adoption of the Board of Supervisors Draft Budget for FYs 2013-2014 and 2014-2015. (Clerk of the Board)

01/11/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board and introduced.

PROPOSED ORDINANCES**130001 [General Plan Amendments - Western South of Market Area Plan]**

Ordinance amending the General Plan, by adding the Western South of Market (SoMa) Area Plan, generally bounded on its western portion by 7th Street, Mission Street, Division Street, and Bryant Street, and on its eastern portion by 7th Street, Harrison Street, 4th Street, and Townsend Street; making conforming amendments to the Housing, Commerce and Industry, and Recreation and Open Space Elements, the Land Use Index, and the SoMa, East SoMa, Mission, Showplace Square/Potrero, and Central Waterfront Area Plans; and making environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1. (Planning Department)

01/04/13; RECEIVED FROM DEPARTMENT.

01/15/13; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 2/14/2013.

130002 [Planning Code - Implementing the Western South of Market Area Plan]**Sponsor: Kim**

Ordinance amending the Planning Code, by adding and amending various sections to implement the goals, objectives, and policies of the Western South of Market Area Plan, bounded generally by 7th Street, Mission Street, Division Street, and Bryant Street on the western portion of the plan area, and 7th Street, Harrison Street, 4th Street, and Townsend Street on the eastern portion of the plan area; and making findings, including environmental findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1.

01/04/13; RECEIVED FROM DEPARTMENT.

01/15/13; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 2/14/2013.

130003 [Zoning Map - Height and Bulk Revisions to the Western South of Market Area Plan]**Sponsor: Kim**

Ordinance amending Zoning Map Sheets ZN01, ZN07, ZN08, HT01, HT07, and HT08 to revise use districts and height and bulk districts within the Western South of Market Plan Area; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and Planning Code, Section 101.1.

01/04/13; RECEIVED FROM DEPARTMENT.

01/15/13; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 2/14/2013.

130004 [Administrative Code - Adding Western South of Market Area Plan to Eastern Neighborhoods Area Plan Monitoring Program]**Sponsor: Kim**

Ordinance amending the Administrative Code, Section 10E.2, to integrate the Western South of Market (SoMa) Area Plan into the Eastern Neighborhoods Monitoring Program for purposes of reviewing the effectiveness of the Western SoMa Area Plan and inclusion of the Western SoMa Area Plan into the Eastern Neighborhoods reporting requirement, Eastern Neighborhoods capital expenditures plan, and the Eastern Neighborhoods Citizens Advisory Committee; and making environmental findings.

01/04/13; RECEIVED FROM DEPARTMENT.

01/15/13; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 2/14/2013.

130029 [Building Code - Seismic Standards]**Sponsor: Chiu**

Ordinance amending the Building Code, and adding various sections, concerning seismic standards and making conforming changes; making environmental findings; making findings pursuant to California Health and Safety Code, Section 17958.5; and directing the Clerk of the Board to forward this legislation to the California Building Standards Commission.

01/07/13; RECEIVED FROM DEPARTMENT.

01/15/13; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 2/14/2013.

PROPOSED RESOLUTION

130005 [Street Artist Spaces - Market Street, Spear to Steuart Streets]

Resolution approving designation of six selling spaces on Market Street, north side, Spear to Steuart Streets, for street artists certified by the Arts Commission; and exempting said spaces from the regulations of Police Code, Section 2405, relating to street artist display size. (Arts Commission)

01/03/13; RECEIVED FROM DEPARTMENT.

01/15/13; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Request Granted

From: Supervisor Chiu

To: City Attorney

Requesting/Inquiring: Requesting legislation to require that conduit for optical fiber be installed when streets under construction. Also requiring an analysis of the business case for the City's leasing of dark fiber.

In Memoriams

Vivian Brown - President Chiu

Robert Morgan - Supervisor Cohen

Hilliard C. Terry - Supervisor Cohen

Robert Cardinale - Supervisor Cohen

Mark Anthony Burrell - Supervisor Avalos

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:43 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on February 26, 2013.

ADDENDUM

The following information are provided by speaker(s), pursuant to Administrative Code Section 67.16. The content is neither generated by, nor subject to approval or verification of accuracy by, the Clerk of the Board or the Board of Supervisors.

Ray Hartz submitted the following additional information during Public Comment as follows: Here's a question I would ask the mayor: Mayor Lee, why do you leave yourself open to charges of having a double standard regarding the behavior of public officials? In July 2011, the Ethics Commission determined that Library Commission President Jewelle Gomez' actions fell below the standards appropriate for a public official. In a unanimous decision, the Ethics Commission recommended that the mayor remove Ms. Gomez. In September 2012, the Ethics Commission sent a follow-up letter requesting the mayor advise the commission as to the reasons why he declines to take any action with respect to Ms. Gomez' conduct? So, while the mayor was using the same Ethics Commission in an attempt to overturn the results of a lawful election, he refused to even acknowledge the recommendation regarding one of his appointed officials. Well, boys and girls, can you spell the work "hypocritical?"