



# BOARD OF SUPERVISORS

## CITY AND COUNTY OF SAN FRANCISCO

### AGENDA

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

Tuesday, March 13, 2012 - 2:00 PM

#### Regular Meeting

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DAVID CHIU, PRESIDENT  
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND,  
MARK FARRELL, JANE KIM, ERIC MAR, CHRISTINA OLAGUE, SCOTT WIENER

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at [www.sfbos.org](http://www.sfbos.org)

#### BOARD COMMITTEES

##### Committee Membership

**Budget and Finance Committee**  
Supervisors Chu, Avalos, Kim, Cohen, Wiener

**Budget and Finance Sub-Committee**  
Supervisors Chu, Avalos, Kim

**City and School District Select Committee**  
Supervisors Campos, Olague, Chiu, Commissioners Fewer, Maufas, Mendoza

**City Operations and Neighborhood Services Committee**  
Supervisors Elsbernd, Chu, Olague

**Government Audit and Oversight Committee**  
Supervisors Farrell, Elsbernd, Chiu

**Land Use and Economic Development Committee**  
Supervisors Mar, Cohen, Wiener

**Public Safety Committee**  
Supervisors Avalos, Olague, Mar

**Rules Committee**  
Supervisors Kim, Farrell, Campos

##### Meeting Days

Wednesday  
1:00 PM

Wednesday  
10:00 AM

4th Thursday  
3:30 PM

2nd and 4th Monday  
10:00 AM

2nd and 4th Thursday  
1:00 PM

Monday  
1:00 PM

1st and 3rd Thursday  
10:30 AM

1st and 3rd Thursday  
1:30 PM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee.

## **Agenda Item Information**

Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation
- 2) Budget and Legislative Analyst report
- 3) Department or Agency cover letter and/or report
- 4) Public correspondence

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk.

## **Meeting Procedures**

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

**IMPORTANT INFORMATION:** The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications should be submitted to the Clerk of the Board, Clerk of a Committee or its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution.

**LAPTOP COMPUTER FOR PRESENTATIONS:** Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

**AGENDA PACKET:** Available for review in Clerk's Office, Room 244, City Hall, 1 Dr. Carlton B Goodlett Place, or on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

**LANGUAGE INTERPRETERS:** Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. **AVISO EN ESPAÑOL:** La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

**翻譯 必須在會議前最少四十八小時提出要求**  
**請電 (415) 554-7719**

### **Disability Access**

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

### **Know Your Rights Under The Sunshine Ordinance**

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-7854; or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org)

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfbos.org/sunshine>

### **Lobbyist Registration and Reporting Requirements**

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site <http://www.sfgov.org/ethics>

## **ROLL CALL AND PLEDGE OF ALLEGIANCE**

## **AGENDA CHANGES**

## **APPROVAL OF MEETING MINUTES**

*Approval of the January 31, 2012, and February 7, 2012, Board Meeting Minutes.*

## **COMMUNICATIONS**

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

*(This item will be read at the Board Meeting on the second regularly scheduled meeting each month. The Mayor and the Board may not discuss matters that have already been considered in Committee and that are on the Board's Regular Agenda as an action item.)*

*By supermajority vote of the Board of Supervisors (8 votes), the Board may, by oral motion, allow an eligible District Supervisor to ask a question that was not previously posed if the question relates to a sudden or unexpected incident or occurrence raising formal, time-sensitive policy questions that were not anticipated prior to the posting of this agenda. Public comment for this item will take place during general public comment.)*

**1. 120177 [Formal Policy Discussions - March 13, 2012]**

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 District's 3, 5, 9, and 11. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. Mr. Mayor, in November 2007, the voters of San Francisco passed Proposition I, which created the Office of Small Business to support small businesses, among other things, in complying with the laws and regulations administered by the 14 City departments that impact small business. As drafted by the Small Business Commission, Prop I specifically stated that within four months of the Office's opening, the Office "shall issue a report that analyzes the existing laws, regulations, roles, procedures and responsibilities of all City departments that impact small businesses and make recommendations regarding the streamlining and consolidation of such departmental functions under the Office of Small Business."

However, as of today, four years later, the Office has not issued that report, nor made any such recommendations, and the executive branch has not yet engaged in efforts to streamline or consolidate the functions of the 14 different City departments from which 80,000 small businesses must seek approvals to do business in San Francisco.

Mr. Mayor, will you commit to carrying out the mandates of Proposition I to streamline City government to help small businesses, and will you commit to delivering a report within the next four months with recommendations that you will act on? (Supervisor Chiu, District 3)

2. With the dissolution of the San Francisco Redevelopment Agency on February 1, 2012, and the new formation of the Redevelopment Successor Agency Oversight Board, what are your plans to ensure that community voices will be heard through the Community Advisory Committees in a meaningful way, despite the lack of staffing and shortage of resources? (Supervisor Olague, District 5)

3. There have been news articles claiming that you plan to attach strings to the release of any rainy day funds to the San Francisco Unified School District (SFUSD). Specifically, the articles claim that you will not release funds that will help SFUSD avoid teacher lay-offs unless the district sells off its surplus property. Whether selling surplus property is a good way of budgeting is an open question. Those of us who have supported the rainy day fund are concerned that these comments, if true, are inconsistent with the letter and spirit of the rainy day fund, which already outlines how the funds are supposed to be distributed. Can you please explain your position, and what would you say to the thousands of parents who may be concerned about what has been reported? (Supervisor Campos, District 9)

4. Although District 11 has some great parks and we are adjacent to San Francisco's second largest park - McLaren, our streets lack the robust urban forest that other districts benefit from. I have worked closely with the Department of Public Works and Friends of the Urban Forest to increase our district's green space and green canopy, however, there is much more we can do. Given that we just celebrated the 140th Anniversary of Arbor Day in District 11 this past weekend, I would like to know what the City's intention is towards completing the Alemany Street Greening Project. Currently, the median has only been greened from Lyell to Niagara. Does the City have plans to green the remainder of Alemany from Niagara to the Daly City border? And if so, what is the timeline for this plan? (Supervisor John Avalos, District 11)

**Discussion: The Mayor shall discuss the eligible questions with the Board of Supervisors.**

## CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

### Items 2 through 8

#### Recommendation of the Budget and Finance Committee

*Present: Supervisors Chu, Avalos, Kim*

- 2. 120122 **[Appropriating \$3,448,350 Consisting of Fund Balance and Re-appropriating \$1,800,000 to the Port Commission in FY2011-2012]**

**Sponsors: Mayor; Chiu**

Ordinance appropriating \$3,448,350 consisting of \$3,448,350 in fund balance and re-appropriating \$1,800,000 from 2010 Revenue Bond funded projects to the Port Commission in FY2011-2012 for the development of the Mixed-Use Cruise Terminal at Pier 27.

(Fiscal Impact)

03/06/2012; PASSED, ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

#### Recommendation of the Land Use and Economic Development Committee

*Present: Supervisors Mar, Cohen, Wiener*

- 3. 111315 **[Planning Code - Automobile Sale or Rental in NC-S Districts]**

**Sponsor: Elsbernd**

Ordinance amending the San Francisco Planning Code Section 713.61 to: 1) allow an automobile sale or rental use in NC-S Districts as a conditional use; and 2) 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.

03/06/2012; PASSED, ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

**Recommendation of the Public Safety Committee**

*Present: Supervisors Avalos, Olague, Mar*

- 4.    **120143**    **[Approval of the Youth Violence Prevention Initiative: Local Action Plan - 2012 Update]**  
          **Sponsors: Avalos; Mar**  
          Resolution approving the San Francisco Juvenile Justice Coordinating Council's Youth Violence Prevention Initiative: Local Action Plan - 2012 Update.  
  
          **Question: Shall this Resolution be ADOPTED?**

**Recommendations of the Rules Committee**

*Present: Supervisors Kim, Farrell, Campos*

- 5.    **111179**    **[Appointment, Public Utilities Revenue Bond Oversight Committee - Karen Donovan]**  
          Motion appointing Karen Donovan, term ending November 12, 2015, to the Public Utilities Revenue Bond Oversight Committee. (Clerk of the Board)  
  
          **Question: Shall this Motion be APPROVED?**
  
- 6.    **120066**    **[Appointment, Citizen's Advisory Committee for the Central Market Street and Tenderloin Area - Daniel Hlad]**  
          Motion appointing Daniel Hlad, term to be determined, to the Citizen's Advisory Committee for the Central Market Street and Tenderloin Area. (Clerk of the Board)  
  
          **Question: Shall this Motion be APPROVED?**
  
- 7.    **120173**    **[Appointment, Immigrant Rights Commission - Bill Ong Hing]**  
          Motion appointing Bill Ong Hing, term ending June 6, 2014, to the Immigrant Rights Commission. (Clerk of the Board)  
  
          **Question: Shall this Motion be APPROVED?**
  
- 8.    **120174**    **[Appointments, SRO Task Force - Joshua Vining and Pratibha Tekkey]**  
          Motion appointing Joshua Vining and Pratibha Tekkey, terms ending December 31, 2012, to the SRO Task Force, residency requirement waived. (Clerk of the Board)  
  
          **Question: Shall this Motion be APPROVED?**

## REGULAR AGENDA

### UNFINISHED BUSINESS

#### From the Budget and Finance Committee Without Recommendation

*Present: Supervisors Chu, Avalos, Kim*

**9. 120120 [Appropriating \$706,500 of Fund Balance to the Department of Public Works - Jefferson Street Streetscape Improvement - FY2011-2012]**

**Sponsors: Mayor; Chiu**

Ordinance appropriating \$706,500 consisting of \$706,500 in fund balance to the Department of Public Works in FY2011-2012 for the design of Jefferson Street Streetscape Improvements.

(Fiscal Impact)

03/06/2012; PASSED, ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

#### Recommendation of the Public Safety Committee

*Present: Supervisors Avalos, Olague, Mar*

**10. 111029 [Environment Code - Tenant Bicycle Parking in Existing Commercial Buildings]**

**Sponsors: Avalos; Kim, Mar, Campos, Olague and Chiu**

Ordinance amending the San Francisco Environment Code, Section 400, and adding Section 402, to: 1) require the owners of existing commercial buildings to either provide secure bicycle parking in their buildings or allow their tenants to bring their bicycles into the building; 2) provide that the Ordinance's operative date is January 1, 2012, or 30 days from the effective date of the Ordinance, whichever is later; and 3) make environmental findings.

02/28/2012; CONTINUED ON FIRST READING.

03/06/2012; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

03/06/2012; PASSED ON FIRST READING AS AMENDED.

**Question: Shall this Ordinance be FINALLY PASSED?**



## NEW BUSINESS

### Recommendations of the Budget and Finance Committee

*Present: Supervisors Chu, Avalos, Kim*

11. 120190 **[Accept and Expend Grant - 2011 Homeland Security Grant Program and Amendment to Annual Salary Ordinance - \$1,434,644]**  
**Sponsor: Mayor**  
Ordinance authorizing the Department of Emergency Management to retroactively accept and expend a FY2011 Homeland Security Grant Program grant in the amount of \$1,434,644 from the United States Department of Homeland Security, through the California Emergency Management Agency, for building and sustaining preparedness capabilities; and amending Ordinance No. 146-11 (Annual Salary Ordinance, FY2011-2012 and FY2012-2013) to provide for the creation of one (1) grant-funded 0931 Manager III position (1 FTE) in the Department of Emergency Management.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
12. 120139 **[Airport Concession Lease - Hudson Group (HG) Retail, LLC]**  
Resolution approving the Terminal 3 News and Specialty Store Lease between Hudson Group (HG) Retail, LLC, and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
13. 120140 **[Real Property Lease - 2712 Mission Street - Annual Rent of \$768,000]**  
Resolution authorizing a ten-year lease of 2712 Mission Street from Redwood Mortgage Investors VIII, A California Limited Partnership, for the Department of Public Health at an initial annual rent of \$768,000. (Real Estate Department)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
14. 120144 **[Accept and Expend Grant - Wolfe Lane Community Garden Plot Terraces Rebuild - \$116,000]**  
**Sponsor: Campos**  
Resolution authorizing the Department of Recreation and Parks to retroactively accept and expend a grant valued at \$116,000 from the San Francisco Conservation Corps to rebuild community garden plot terraces at Wolfe Lane Community Garden.
- Question: Shall this Resolution be ADOPTED?**

**15. 120145 [Accept and Expend Grant - Teen Center Learning Lab at Main Library and Citywide Framework - \$99,680]**

**Sponsor: Kim**

Resolution authorizing the Department of Public Library to retroactively accept and expend a grant in the amount of \$99,680 from the Institute of Museum and Library Services for a planning process, in partnership with the Bay Area Video Coalition, the California Academy of Sciences, and KQED to achieve two primary goals to: 1) develop a vision, program design, and test a Teen Center Learning Lab at the Main Library; and 2) develop a citywide framework for incorporating content-based curriculum in a shared online platform, with the help of a broad consortium of youth service providers and a team of youth leaders across the City.

**Question: Shall this Resolution be ADOPTED?**

**16. 120160 [Airport Concession Lease Amendment - Boarding Area B and C Books and News Store - Gateway Concessions, LLC]**

Resolution retroactively approving Amendment No. 1 to Boarding Area B and C Books and News Store Lease No. 04-0231 between Pacific Gateway Concessions, LLC, and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

(Fiscal Impact)

**Question: Shall this Resolution be ADOPTED?**

**17. 120194 [Issuance of Tax-Exempt Revenue Obligation Bonds - The California School of Mechanical Arts (Lick-Wilmerding High School) - Not to Exceed \$17,000,000]**

**Sponsor: Avalos**

Resolution approving in accordance with Section 147(f) of the Internal Revenue Code of 1986, as amended, the issuance of tax-exempt obligations by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$17,000,000 for the refinancing of various capital facilities owned by The California School of Mechanical Arts (Lick-Wilmerding High School).

**Question: Shall this Resolution be ADOPTED?**

**18. 120200 [Lease for Real Property - China Basin Ballpark Company, LLC. - Seawall Lot 337]**

**Sponsors: Mayor; Chiu, Kim and Elsbernd**

Resolution approving Port Commission Lease No. L-14980 with China Basin Ballpark Company, LLC. (CBBC), for certain real property located at Seawall Lot 337 ("SWL 337"), including a license for certain areas of Pier 48 Shed A, Shed C, the Pier 48 Valley, and access to SWL 337 from surrounding public rights of way in the City and County of San Francisco for a term of five years.

(Fiscal Impact)

**Question: Shall this Resolution be ADOPTED?**

**Recommendations of the Public Safety Committee**

*Present: Supervisors Avalos, Olague, Mar*

19. 120046 **[Administrative Code - Establish Policy Regarding Participation in Federal Counterterrorism Activities]**  
**Sponsors: Kim; Avalos, Campos, Chiu, Olague and Mar**  
Ordinance amending the San Francisco Administrative Code by adding Section 2A.84 to: 1) set City policy regarding participation in federal counterterrorism activities; 2) set parameters for Police Department participation in the activities of the Federal Bureau of Investigation's Joint Terrorism Task Force and other counterterrorism activities; 3) urging the Chief of Police to amend or terminate the current agreement between the Police Department and the Federal Bureau of Investigation regarding the Joint Terrorism Task Force; and 4) urging the Police Commission to direct the Chief to amend or terminate that agreement.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

20. 110983 **[Employment Policies and Procedures Regarding Criminal History]**  
Resolution authorizing the City and County of San Francisco to access state and federal level criminal history information by transmitting fingerprint images and related information to the Department of Justice to be transmitted to the Federal Bureau of Investigation. (Human Resources Department)

**Question: Shall this Resolution be ADOPTED?**

**Recommendations of the Rules Committee**

*Present: Supervisors Kim, Farrell, Campos*

21. 120044 **[Administrative Code - Reporting Responsibilities Relating to the Centralized and Publicly Accessible Online Database of Appointments to Advisory Bodies]**  
**Sponsor: Chiu**  
Ordinance amending the San Francisco Administrative Code Sections 1.57-2 through 1.57-5, to clarify the reporting responsibilities relating to the centralized and publicly accessible online database of information concerning appointments to City and County of San Francisco advisory bodies.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

22. 120175 **[Appointment, San Francisco LAFCo - Supervisor Christina Olague]**  
Motion appointing Supervisor Christina Olague, term ending February 4, 2014, to the San Francisco Local Agency Formation Commission. (Clerk of the Board)

**Question: Shall this Motion be APPROVED?**

**SPECIAL ORDER 3:30 P.M. - Recognition of Commendations**

## COMMITTEE REPORTS

*Reports from committees, if any, recommending emergency or urgent measures.*

*The following item will be considered by the Land Use and Economic Development Committee at a Regular Meeting on March 12, 2012, at 1:00 p.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, March 13, 2012.*

- 23. 120141 [Permit of Northeast-Facing Wall Sign - Total Outdoor Corporation - 1650 Mission Street]**  
Resolution authorizing the execution of a permit to enter and use property (the Permit) for installation and maintenance of a northeast-facing wall sign at 1650 Mission Street by and between the City and County of San Francisco and Total Outdoor Corporation, a Delaware Corporation, permittee. (Real Estate Department)

03/06/2012; REFERRED to the Land Use and Economic Development Committee.

**Question: Shall this Resolution be ADOPTED?**

## ROLL CALL FOR INTRODUCTIONS

*Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.*

## PUBLIC COMMENT

*An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.*

*Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.*

## CLOSED SESSION

## CONFERENCE WITH LABOR NEGOTIATORS

*(Pending approval of File No. 120231.)*

**24. 120233 [Closed Session - Update on Labor Negotiations]**

**Sponsor: Chiu**

Motion that the Board of Supervisors convene in closed session on March 13, 2012, with the Mayor's Office and the Department of Human Resources regarding negotiations with labor unions representing City employees.

This closed session is permitted by Government Code Section 54957.6 and the San Francisco Administrative Code Section 67.10(e).

**Question: Shall this Motion be APPROVED?**

*[Elect To Disclose]*

*Motion that the Board finds it is in the best interest of the public that the Board elect at this time to disclose its closed session deliberations.*

*[Elect Not to Disclose]*

*Motion that the Board finds that it is in the best interests of the public that the Board elect at this time not to disclose its closed session deliberations.*

## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

*These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.*

*Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.*

### Items 25 through 29

**25. 120205 [Opposing Assembly Bill 1678 - Regarding Restrictions on Food Trucks' Proximity to Schools]**

**Sponsors: Wiener; Chiu, Olague and Campos**

Resolution opposing Assembly Bill 1678, regarding restrictions on food trucks' proximity to schools.

02/29/2012; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

03/06/2012; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

03/06/2012; CONTINUED AS AMENDED.

**Question: Shall this Resolution be ADOPTED?**

**26. 120230 [Commending Our Kids First Day - March 17, 2012]**

**Sponsor: Avalos**

Resolution commending Our Kids First for their dedication and support of San Francisco's children, particularly those in the Outer Mission neighborhood, and proclaiming March 17, 2012, to be "Our Kids First Day" in the City and County of San Francisco.

03/07/2012; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

**27. 120231 [Closed Session - Update on Labor Negotiations]**

**Sponsor: Chiu**

Motion that the Board of Supervisors convene in closed session on March 13, 2012, with the Mayor's Office and the Department of Human Resources pursuant to Section 67.10(e) of the San Francisco Administrative Code and Section 54957.6 of the California Government Code regarding negotiations with labor unions representing City employees.

03/07/2012; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Motion be APPROVED?**

**28. 120232 [Accept and Expend Grant - Accessibility Training and Improving Polling Place Accessibility - \$20,000]**

**Sponsor: Farrell**

Resolution authorizing the Department of Elections to accept and expend Help America Vote Act (HAVA) Section 261 funds in an amount not to exceed \$20,000 for improving polling place accessibility in accordance with the California Secretary of State's Accessibility Training Program.

03/07/2012; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

**29. 120214 [Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the June 5, 2012, Consolidated General Municipal Election]**

Motion authorizing preparation of written proponent and opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the June 5, 2012, Consolidated General Municipal Election. (Clerk of the Board)

03/07/2012; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Motion be APPROVED?**

### 30. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

*[Serious Injury Finding]*

Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

*[Purely Commendatory Finding]*

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

*[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.

## LEGISLATION INTRODUCED AT ROLL CALL

### PROPOSED ORDINANCES

*Proposed ordinances received from February 28, 2012, to March 5, 2012, for reference by President to appropriate committee on March 13, 2012.*

#### **120181 [Settlement of Lawsuit - Christine Peterson - \$34,000]**

Ordinance authorizing settlement of the lawsuit filed by Christine Peterson against the City and County of San Francisco for \$34,000; the lawsuit was filed on November 25, 2009, in San Francisco Superior Court, Case No. CGC-09-494798 (Consolidated with Case No. CGC-10-500217); entitled Christine Peterson, et al. v. City and County of San Francisco, et al. (City Attorney)

02/29/2012; RECEIVED FROM DEPARTMENT.

03/13/2012; RECEIVED AND ASSIGNED to the Rules Committee.

#### **120182 [Settlement of Lawsuit - Wilma Espinosa - \$275,000]**

Ordinance authorizing settlement of the lawsuit filed by Wilma Espinosa against the City and County of San Francisco for \$275,000; the lawsuit was filed on March 9, 2011, in San Francisco Superior Court, Case No. CGC-11-508999; entitled Wilma Espinosa, et al. v. City and County of San Francisco, et al. (City Attorney)

03/05/2012; RECEIVED FROM DEPARTMENT.

03/13/2012; RECEIVED AND ASSIGNED to the Rules Committee.

## PROPOSED RESOLUTIONS

*Proposed resolutions received from February 28, 2012, to March 5, 2012, for reference by President to appropriate committee on March 13, 2012.*

**120178 [2012 Annual Joint Fundraising Drive]**

Resolution designating those agencies qualified to participate in the 2012 Annual Joint Fundraising Drive for officers and employees of the City and County of San Francisco.

02/21/2012; RECEIVED AND ASSIGNED to the Budget and Finance Committee.



**120213 [Petitions and Communications]**

Petitions and Communications received from February 28, 2012, through March 5, 2012, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on March 13, 2012.

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

From concerned citizens, submitting support for proposed legislation regarding tenant bicycle parking in existing commercial buildings. File No. 111029, 6 letters (1)

From concerned citizens, submitting support for the appointment of Michael Nulty to the Central Market and Tenderloin Area Citizen's Advisory Committee. File No. 120066, 17 letters (2)

From concerned citizens, submitting support for the Jefferson Street Project. File No. 120120, 13 letters (3)

From John Jweint, regarding proposed legislation concerning automobile sale or rental in NC-S Districts. File No. 111315, Copy: Each Supervisor (4)

From Human Services Agency, submitting an update to the FY2011-2012 Human Services Care Fund. Copy: Each Supervisor (5)

From SF Ocean Edge, regarding the proposed recycled water treatment facility has been moved from its previous location in Golden Gate Park to a space at the Oceanside Wastewater Treatment Plant. Copy: Each Supervisor (6)

From Office of the Controller, regarding authorization for the SF Finance Corporation to issue lease revenue bonds. (7)

From Human Services Agency, submitting the FY2011-2012 Human Services Care Fund Quarter Update. Copy: Each Supervisor (8)

From Capital Planning Committee, regarding the Municipal Transportation Agency's supplemental appropriation. Copy: Each Supervisor, Budget and Finance Committee Clerk (9)

From Abdalla Megahed, submitting support for the new Director of Homeless Services. (10)

From M. Petrelis, requesting meeting information for SF nonprofits is available on the web. (11)

From Judy Doi, regarding the use of styrofoam cups being used at a San Francisco restaurant. (12)

From SF Tomorrow, regarding proposed legislation concerning signs, building features, floor area ratio, parking, and compliance in specified use districts. File No. 110548, Copy: Each Supervisor (13)

From Office of the Assessor-Recorder, submitting the 2011 Annual Watchdog Report. (14)

From Bar Association, submitting support for proposed legislation to establish policy regarding participation in federal counterterrorism activities. File No. 120046, Copy: Each Supervisor, Public Safety Committee Clerk (15)

From Brian Browne, submitting an article from the SF Civil Grand Jury Gazette regarding the San Francisco Whistleblower Program. (16)

From SF Labor Council, submitting resolution opposing San Francisco's cooperation with the FBI and ICE in racial or religious profiling and surveillance. (17)

From Office of the Controller, regarding the FY2012-2013 and FY2013-2014 Budget. Copy: Each Supervisor, Budget and Finance Committee Clerk (18)

From James Chaffee, regarding a false arrest lawsuit. (19)

From Office of the Mayor, regarding the March 1, 2012, Swearing in Ceremony. (20)

From concerned citizens, regarding Sharp Park. 2 letters (21)

From Office of the Mayor, submitting the following appointment: Copy: Rules Committee Clerk (22)

Arts Commission

Sherene Melania, term ending January 15, 2016

Small Business Commission

Irene Yee Riley, term ending January 6, 2016

From Clerk of the Board, submitting copy of memorandum sent to the Board of Supervisors regarding the following appointment by the Mayor: (23)

Arts Commission

Sherene Melania, term ending January 15, 2016

Small Business Commission

Irene Yee Riley, term ending January 6, 2016

From Jasmine Ortiz, submitting support for the proposed pilot program regarding free monthly Muni Passes for all San Francisco youth. (24)

From Office of the Controller, submitting report regarding the economic impact of San Francisco's Nightlife Businesses. (25)

\*From Office of the Controller, submitting the Human Services Agency Audit Report regarding vehicle fleet efficiency and management. (26)

From Office of the Clerk of the Board, the following individuals have submitted a Form 700 Statement: (27)

Katy Tang, Legislative Aide - Annual

Madeleine Licavoli, Deputy Director - Annual

Frances Hsieh, Legislative Aide - Annual

Erasmio Vazquez - Annual

Hillary Ronen, Legislative Aide - Annual

Victor Lim, Legislative Aide - Annual

Ross Mirkarimi, Supervisor - Leaving

From North American South Asian Bar Association, submitting support for proposed legislation to establish policy regarding participation in federal counterterrorism activities. File No. 120046, Copy: Each Supervisor, Public Safety Committee Clerk (28)

From Office of Economic and Workforce Development, requesting an extension to submit the San Francisco Local Hiring Policy for Construction Annual Report. (29)

\*(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.)

## **ADJOURNMENT**