

Board of Supervisors

City and County of San Francisco
Legislative Chamber - Second Floor



AGENDA
Wednesday, July 15, 2008
2:00 PM

Special Meeting

AARON PESKIN, PRESIDENT

**MICHELA ALIOTO-PIER, TOM AMMIANO, CARMEN CHU, CHRIS DALY, BEVAN DUFTY, SEAN ELSBERND, SOPHIE MAXWELL,
JAKE MCGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL**
Angela Calvillo, Clerk of the Board

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

COMMUNICATIONS

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

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

These items will be available for review at City Hall, Room 244, Reception Desk.

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.

Items 1 through 20

Recommendations of the Budget and Finance Committee

Present: Supervisors McGoldrick, Elsbernd, Mirkarimi, Daly, Chu

- 1. 080736 [Planning Code- Modifying the fee refund provisions for inclusionary housing projects] Mayor**
Ordinance amending Planning Code Section 315.4 to limit refunds for environmental review, conditional use applications and fees covered in Planning Code Section 352 to only that portion of the housing project which is affordable and to clarify that the refund provision is only available to projects that filed on or after June 18, 2001; and making environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.
7/8/2008, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?
- 2. 080719 [Building Code - fee adjustment]**
Ordinance amending the Building Code to amend various sections and fee schedule tables to adjust fees or permits, inspections, and other actions. (Building Inspection Department)
5/30/2008, SUBSTITUTED. Department of Building Inspection submitted substitute ordinance bearing same title.
7/8/2008, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors Chu, McGoldrick, Elsbernd

- 3. 080780 [Accept-expend federal-state pass through grant - \$1,277,875] Supervisor Mirkarimi**

Resolution authorizing the Department of Economic and Workforce Development to retroactively accept and expend a grant in the amount of \$1,277,875 from the United States Department of Labor for workforce development activities.

Question: Shall this Resolution be ADOPTED?

4. 080825 [Apply for state grant up to \$1,000,000 - Sheriff's Department project to address the needs of mentally ill offenders in the jails] Supervisor Elsbernd

Resolution authorizing the Sheriff's Department to apply for a 12-month grant in an amount not to exceed \$ 1,000,000 from the Corrections Standards Authority for the Mentally Ill Offenders Crime Reduction (MIOCR) Grant Program.

Question: Shall this Resolution be ADOPTED?

5. 080904 [Accept-expend federal-state pass through grant, Department of Economic and Workforce Development - \$237,254] Supervisor Mirkarimi

Resolution authorizing the Department of Economic and Workforce Development to retroactively accept and expend a grant in the amount of \$237,254 from the United States Department of Labor passed through the California Employment Development Department for workforce development activities.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Chu, Elsbernd

6. 080905 [Accept-expend private grant, Department of Economic and Workforce Development - \$100,000] Supervisor Mirkarimi

Resolution authorizing the Department of Economic and Workforce Development to retroactively accept and expend a grant in the amount of \$100,000 from the Evelyn and Walter Haas, Jr. Fund for workforce training.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Peskin, Maxwell

7. 080566 [Approving an agreement with Cochran, Inc. to install shoreside power equipment at Piers 27 and 29 of the Port of San Francisco and waiving the contracting requirements of the] Supervisors Peskin, Dufty, Alioto-Pier

Ordinance authorizing the Executive Director of the Port to execute an agreement with Cochran, Inc. to install shoreside power equipment at Piers 27 and 29 of the Port of San Francisco for an amount not to exceed \$3,200,000 and exempting the agreement from the contracting requirements of the Administrative Code and Environment Code.

(Fiscal Impact.)

7/8/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

8. 080802 [MOU, Amendment No. 2 - Service Employees International Union, Local 1021] Mayor, Supervisor Elsbernd

Ordinance adopting and implementing Amendment #2 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021 by extending the terms of the parties' Agreement through June 30, 2010.

7/8/2008, PASSED ON FIRST READING. Supervisor Elsbernd requested to be added as a co-sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

9. 080803 [MOU, Amendment No. 1 - Automotive Machinists Union, Local 1414] Mayor, Supervisor Elsbernd

Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Automotive Machinists Union, Local 1414, Machinists Automotive Trades District 190, International Association of Machinists and Aerospace Workers by extending the terms of the parties' Agreement through June 30, 2010.

7/8/2008, PASSED ON FIRST READING. Supervisor Elsbernd requested to be added as a co-sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

10. 080804 [MOU, Amendment No. 1 - International Federation of Professional and Technical Engineers, Local 21] Mayor, Supervisor Elsbernd

Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City

Access Road and Clearwater Drive; approving the form of a trust agreement between the City and County of San Francisco and a trustee (including certain indemnities contained therein); authorizing the selection of a trustee; approving the forms of property leases between the City and the trustee relating to the Potrero site and to the San Francisco International Airport site; approving the forms of project leases between the trustee and the City (including certain indemnities contained therein) relating to each of the two Projects; approving the form of a Memorandum of Understanding between the San Francisco Public Utilities Commission and the City; approving the form of an official notice of sale and notice of intention to sell for the certificates of participation; approving the form of an official statement in preliminary and final form; approving the form of a continuing disclosure certificate; and ratifying previous actions taken in connection therewith.

(Supervisor Alioto-Pier dissented in Committee.)

5/13/2008, CONTINUED. Continued to May 20, 2008

5/20/2008, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. Continued as amended to June 3, 2008

5/20/2008, CONTINUED AS AMENDED.

6/3/2008, CONTINUED. Continued to July 15, 2008

Question: Shall this Resolution be ADOPTED?

From the Land Use and Economic Development Committee Without Recommendation

Present: Supervisors Maxwell, Peskin

28. 080512 [Hunters Point Shipyard - Street Vacation Order]

Ordinance ordering the vacation of portions of Innes Avenue, Galvez Avenue and Donahue Street in Hunters Point Shipyard Parcel "A1" and all of Navy Road in Hunters Point Shipyard Parcel "A2" along with public service easements that may exist in Parcels A1 and A2; making environmental findings and findings of consistency with the City's General Plan, Planning Code Section 101.1, and the Hunters Point Redevelopment Plan; quitclaiming the City's interest in the vacation areas; reserving easement rights for a City combined sewer line and facilities; accepting Department of Public Works Order No. 177,478; and authorizing official acts in connection with this Ordinance. (Public Works Department)

6/3/2008, CONTINUED. Continued to a public hearing on July 8, 2008 at 4:00 p.m

7/8/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Daly, Dufty, Ammiano

29. 080638 [Creating an Independent Ratepayer Advocate to review and recommend utility service rates proposed by the San Francisco Public Utilities Commission] Supervisors Alioto-Pier, Ammiano, Dufty

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by adding Section 8B.128, to create an Office of the Independent Ratepayer Advocate to evaluate, analyze, provide comments and make recommendations on the efficiency, equity, and fiscal feasibility, from the ratepayers' perspective, of utility rate proposals prepared by the San Francisco Public Utilities Commission under Charter section 8B.125; to require the City Administrator to appoint an Independent Ratepayer Advocate; and prescribing the duties and responsibilities of the Office of the Independent Ratepayer Advocate.

(Supervisor Daly dissented in committee.)

7/8/2008, CONTINUED. Continued to July 15, 2008

Question: Shall this Charter Amendment be SUBMITTED?

30. 080641 [Pier 70 plan and lease approvals; General Fund financing for Pier 70 waterfront improvements; transfer of funds according to agreements between the Port Commission and other departments; Supervisors Maxwell, Alioto-Pier, Ammiano, Dufty]

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by adding Sections B7.310 and B7.320, and amending Section B6.406, to: authorize the Board of Supervisors to approve a Pier 70 financial and land use plan; authorize a mechanism for the City to appropriate General Fund revenues in an amount up to 75% of the projected hotel and payroll taxes attributable to new development at Pier 70 to finance waterfront improvements; waive Board approval of leases consistent with the approved Pier 70 plan; require the City to appropriate funds for certain Board-approved agreements between City departments and the Port Commission; and, updating the priorities for use of Port revenues.

5/21/2008, SUBSTITUTED. Amendment of the Whole (Second Draft), new title. 30 days begins upon receipt of Charter Amendment approved as to form and a legislative digest.

6/10/2008, SUBSTITUTED. Supervisor Maxwell submitted a substitute charter amendment bearing new title.

7/8/2008, CONTINUED. Continued to July 15, 2008

Question: Shall this Charter Amendment be SUBMITTED?

31. 080642 [Number of signatures required to qualify a recall petition] **Supervisor McGoldrick**
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Section 14.103, to adopt State law regarding the number of signatures required to qualify a recall petition for local officers.

7/8/2008, CONTINUED. Continued to July 15, 2008

Question: Shall this Charter Amendment be SUBMITTED?

Present: Supervisors Daly, Ammiano

32. 080645 [Prohibition on City employees serving as members of Charter boards and commissions] **Supervisor McGoldrick**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 4.101, to prohibit City employees from serving as members of boards and commissions created in the Charter.

7/8/2008, CONTINUED. Continued to July 15, 2008

Question: Shall this Charter Amendment be SUBMITTED?

Present: Supervisors Dufty, McGoldrick

33. 080643 [City Elections In Even-Numbered Years] **Supervisor McGoldrick**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 2.101 and 13.101 and Article XVII to change the election cycle for the offices of Mayor, Sheriff, District Attorney, City Attorney and Treasurer so that these offices will be elected in even-numbered years; and to amend the definition of general municipal election so that such elections occur only in even-numbered years.

6/24/2008, CONTINUED. Continued to July 8, 2008

7/8/2008, CONTINUED. Continued to July 15, 2008

Question: Shall this Charter Amendment be SUBMITTED?

From the Rules Committee Without Recommendation

Present: Supervisors Daly, Dufty, Ammiano

34. 080619 [Providing for appointment rather than election of the City Treasurer] **Supervisor McGoldrick**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 3.106, amending Sections 6.100, 13.101, 13.101.5, 13.102, and 14.103, and repealing Section 6.106, to provide for appointment rather than election of the City Treasurer, and set qualifications for the office of Treasurer.

6/17/2008, CONTINUED. Continued to June 24, 2008

6/24/2008, CONTINUED. Continued to July 8, 2008

7/8/2008, CONTINUED. Continued to July 15, 2008

Question: Shall this Charter Amendment be SUBMITTED?

35. 080620 [Creating a Public Works Commission, setting its powers and duties; authorizing the Mayor to appoint the Director of Public Works] **Supervisor McGoldrick**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding a new Section 4.121.5 and amending Sections 3.104, 4.130 and D3.750-4, to create a Public Works Commission and establish its powers and duties, and authorize the Mayor to appoint the Director of Public Works.

6/17/2008, CONTINUED. Continued to June 24, 2008

6/24/2008, CONTINUED. Continued to July 8, 2008

7/8/2008, CONTINUED. Continued to July 15, 2008

Question: Shall this Charter Amendment be SUBMITTED?

36. 080851 [Appointment of the City Treasurer; City Elections in Even-numbered Years] **Supervisor McGoldrick**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by (1) adding Section

3.106, amending Sections 6.100, 13.101, 13.101.5, 13.102, and 14.103, and repealing Section 6.106, to provide for appointment rather than election of the City Treasurer, set qualifications for the Office of Treasurer, and setting an operative date; and, (2) amending Sections 2.101, 13.101 and Article XVII to: change the election cycle for the offices of Mayor, Sheriff, District Attorney, and City Attorney so that these offices will be elected in even-numbered years; amend the definition of general municipal election so that such elections occur only in even-numbered years; and, clarify the operation of term limits for members of the Board of Supervisors.

7/8/2008, CONTINUED. Continued to July 15, 2008

Question: Shall this Charter Amendment be SUBMITTED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors McGoldrick, Elsbernd, Mirkarimi, Daly, Chu

(Charter Section 9.100 provides the Board shall not adopt the Budget earlier than July 15, 2008 nor later than August 1, 2008.)

37. **080725** **[Consolidated Budget and Annual Appropriation Ordinance, Fiscal Year 2008-2009 and for the Municipal Transportation Agency, Fiscal Years 2008-2009 and 2009-2010]** **Mayor**

Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2009 and for the Municipal Transportation Agency fiscal years ending June 30, 2009 and June 30, 2010.

(Supervisor Daly dissented in committee.)
(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

38. **080726** **[Annual Salary Ordinance, Fiscal Year 2008-2009 and for the Municipal Transportation Agency Fiscal Years 2008-2009 and 2009-2010]** **Mayor**

Consolidated Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2009 and for the Municipal Transportation Agency, fiscal Years ending June 30, 2009 and June 30, 2010, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

(Supervisor Daly dissented in committee.)
(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors McGoldrick, Elsbernd, Mirkarimi, Chu

39. **080922** **[Redevelopment Agency Bond 2008-2009]**
Resolution approving the Issuance by the Redevelopment Agency of Bonds in an aggregate principal amount of not to exceed \$202,824,283 to finance a portion of redevelopment activities described in such approved Budget for fiscal year 2008-2009.

Question: Shall this Resolution be ADOPTED?

40. **080737** **[Planning Department Fee Adjustment]** **Mayor, Supervisor Elsbernd**
Ordinance amending the San Francisco Planning Code by amending Article 3.5 to adjust fees for Planning Department services; and making Section 302 and environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

41. **080738** **[Environmental review fees, Community fee, and related fees]** **Mayor**
Ordinance amending the San Francisco Administrative Code by amending Sections 31.22 and 31.23 to increase environmental review fees 1.63 percent, to adopt a new fee for Determination of Historical Resources, and to increase fees to recover cost of producing area plans from projects in Plan Areas; adding Section 31.24 to adopt new fees for Community Plans; and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

42. 080854

[Amendment to Contract with Geomatrix Consultants, Inc.]

Resolution approving an amendment to the contract with Geomatrix Consultants, Inc. to extend the term through June 30, 2009, to modify the scope of services, and to increase the contract by an amount not to exceed \$180,000 for a new total amount not to exceed \$1,439,000 for environmental consulting services. (Treasure Island Development Authority)

Question: Shall this Resolution be ADOPTED?

43. 080793

[Retroactively appropriating \$5,698,066 of revenue and General Fund Reserve for a new voting system and election services in the Department of Elections for Fiscal Year 2007-2008]

Mayor

Ordinance retroactively appropriating \$3,544,110 of State Proposition 41 grant revenue, \$898,965 of settlement revenue, \$124,218 of revenue from candidate filing fees and other general government charges, and \$1,044,327 of General Fund Reserve, for a total appropriation of \$5,698,066, for a new voting system and election services in the Department of Elections for Fiscal Year 2007-2008.

(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

44. 080794

[Appropriating \$16,864,000 to support cost overruns at San Francisco General and Laguna Honda Hospitals in the Department of Public Health for Fiscal Year 2007-2008]

Mayor

Ordinance appropriating \$16,864,000, including \$15,449,000 in surplus hospital revenues and \$1,415,000 from a de-appropriation of General Fund savings in Health at Home, for cost overruns at San Francisco General Hospital and Laguna Honda Hospital in the Department of Public Health for Fiscal Year 2007-2008; and de-appropriating \$5,801,000 of the Healthy San Francisco revenues and expenditures due to lower program participation in the Department of Public Health for Fiscal Year 2007-2008.

(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors McGoldrick, Elsbernd, Mirkarimi, Daly, Chu

45. 080442

[Recreation and Park Department - County Fair Building & Botanical Garden Facility Rental Fees]

Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, by adding Section 12.46, to establish facility rental fees for the County Fair Building and Botanical Garden.

Question: Shall this Ordinance be PASSED ON FIRST READING?

46. 080739

[Chlorofluorocarbon Recovery and Recycling Fees]

Mayor

Ordinance amending Section 1412 of San Francisco Health Code Article 24 to increase fees for permitting and inspections by the Department of Health and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

47. 080740

[Diesel Backup Generator Fees]

Mayor

Ordinance amending Section 2017 of Health Code Article 30 to increase fees for registration applications and regulation of diesel backup generators and add provisions for the Controller to adjust fees annually, and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

48. 080741

[Hazardous Materials Fees]

Mayor

Ordinance amending Section 1176 of San Francisco Health Code Article 21 to increase fees for hazardous materials registration, storage, handling and inspections by the Department of Public Health; and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

49. 080742

[Hazardous Waste Management Fees]

Ordinance amending Section 1204 of San Francisco Health Code Article 22 to increase fees for hazardous waste generators and inspections by the Department of Public Health and to provide for subsequent fee adjustments to ensure that such fees cover program costs; and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

50. 080743 [Hazardous Waste Soil Analysis Fees] Mayor
Ordinance amending Section 1237 of the San Francisco Health Code to increase fees for hazardous waste soil analysis and add provisions for the Controller to adjust annually, and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

51. 080744 [License and Permit Fees] Mayor
Ordinance amending the San Francisco Business and Tax Regulations Code by amending Sections 35, 120, 248, 249.1, 249.7, 249.11, 249.12, 249.13, 249.14, 249.16, and 249.20; and the San Francisco Health Code by amending Sections 258, 1009.54, 1927, and 3304 relating to fees for licenses, permits and inspections by the Department of Public Health.

Question: Shall this Ordinance be PASSED ON FIRST READING?

52. 080745 [Medical Waste Generator Registration, Permitting, Inspections And Fees] Mayor
Ordinance amending Sections 1504 through 1509, and 1513 and 1514 of San Francisco Health Code Article 25 to increase registration and permit fees for persons who generate, store, haul and treat medical waste and for inspections by the Department of Public Health; and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

53. 080746 [Risk Management Program Fees] Mayor
Ordinance amending Section 1191 of San Francisco Health Code Article 21A to increase fees for Risk Management Plans and inspections of stationary sources by the Department of Public Health and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

54. 080747 [Ambulance Permit Fees] Mayor
Ordinance amending Section 249.8 of the San Francisco Business and Tax Regulations Code to increase annual ambulance permit fees and create a fee for initial ambulance provider permit application; and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

55. 080748 [Health Inspection Fees] Mayor
Ordinance amending San Francisco Health Code by deleting Sections 609, 609.1, 609.2, and 609.3 and adding new Sections 609, 609.1, 609.2 to impose a fee for vector control and healthy housing inspections, increase fees for reinspections, substitute the lien procedures of Article XX of Chapter 10 of the San Francisco Administrative Code for collection of reinspection fees, and add provisions for the Controller to adjust annually, and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

56. 080749 [San Francisco Public Library - Fees] Mayor
Ordinance making environmental findings and amending the San Francisco Administrative Code by amending Section 8.21-2 to adjust existing Library fees and authorize the Library to collect fees for scanning services, special meeting room services, and lost and damaged interlibrary loan materials.
(Supervisors Daly and Mirkarimi dissented in committee.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

57. 080750 [Recreation and Park Department - Athletic Fields Fees] Mayor
Ordinance making environmental findings and amending San Francisco Park Code, Article 12, by amending Section 12.36 to increase the application fee for certification as a non-profit.

Question: Shall this Ordinance be PASSED ON FIRST READING?

58. 080751 [Recreation and Park Department - Aquatic Facilities Fees] Mayor
Ordinance making environmental findings and amending San Francisco Park Code, Article 12, by amending Section 12.40 to increase the fees at the Aquatic facilities.

Question: Shall this Ordinance be PASSED ON FIRST READING?

59. 080752 [Recreation and Park Department - Facility Rental Fees] Mayor
Ordinance making environmental findings and adding San Francisco Park Code Section 12.47 to establish rental fees for the

use of the Randall Museum and the Harvey Milk Performing Arts Center.

Question: Shall this Ordinance be PASSED ON FIRST READING?

60. 080753 [Recreation and Park Department - Reservation Administrative Fees] Mayor
Ordinance making environmental findings and amending San Francisco Park Code, Article 12, by amending Section 12.45 to establish an athletic field re-scheduling fee.

Question: Shall this Ordinance be PASSED ON FIRST READING?

61. 080754 [Recreation and Park Department - Coit Tower Fees] Mayor
Ordinance making environmental findings and amending San Francisco Park Code, Article 12, by amending Section 12.05 to increase the fees at Coit Tower.

Question: Shall this Ordinance be PASSED ON FIRST READING?

62. 080755 [Recreation and Park Department - Japanese Tea Garden Fees] Mayor
Ordinance making environmental findings and amending San Francisco Park Code, Article 12, by amending Section 12.05 to increase the fees at the Japanese Tea Garden.

Question: Shall this Ordinance be PASSED ON FIRST READING?

63. 080756 [Recreation and Park Department - Athletic League Fees] Mayor
Ordinance making environmental findings and adding San Francisco Park Code Section 12.48 to establish fees for the use of Recreation and Park facilities by athletic leagues.

Question: Shall this Ordinance be PASSED ON FIRST READING?

64. 080757 [Recreation and Park Department - Conservatory of Flowers Facility Rental Fees] Mayor
Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.34, to establish facility rental fees for the Conservatory of Flowers.

Question: Shall this Ordinance be PASSED ON FIRST READING?

65. 080758 [Fees for Fire Department Services and Permits] Mayor
Ordinance making environmental findings and amending Sections 105.6.47, 105.6.48, 112.2, 112.3, 112.7, 112.8, 112.9, 112.10, 112.11, 112.15, 112.17, 112.18 and Tables 112-A, 112-B and 112-C of Appendix Chapter 1 of the San Francisco Fire Code to increase fees for certain Fire Department services and permits, amending Section 112.9 to add an Express Plan Review service, and adding Sections 105.6.50, 112.19, and 112.20 to Appendix Chapter 1 of the San Francisco Fire Code to establish fees for certain Fire Department services and permits, to become operative on its effective date or on July 1, 2008, whichever is later.

Question: Shall this Ordinance be PASSED ON FIRST READING?

66. 080759 [Fees for Fire Department Emergency Medical Services] Mayor
Ordinance making environmental findings and amending Section 128.1 of the San Francisco Health Code to increase fees for certain Fire Department emergency medical services, to eliminate the fee for supplemental supplies, and to modify the language regarding fee changes in subsequent years.

Question: Shall this Ordinance be PASSED ON FIRST READING?

67. 080761 [Patient Rates] Mayor
Ordinance amending Section 128 of the San Francisco Health Code to set patient rates and other services provided by the Department of Public Health, effective July 1, 2008.

Question: Shall this Ordinance be PASSED ON FIRST READING?

68. 080765 [Regulation of Newsracks: Increasing Fixed Pedestal Permit Fee] Mayor
Ordinance amending Section 184.12 of the San Francisco Public Works Code to provide that the annual fee for a fixed pedestal permit shall be \$60.
(Supervisors Daly and Mirkarimi dissented in committee.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

69. 080708 [Recorder's fee for Social Security Number Truncation Program - \$1.00] Supervisor Peskin
Ordinance amending Chapter 8 of the San Francisco Administrative Code by adding Section 8.24.7, to authorize an additional \$1.00 recording fee to fund the Social Security number truncation program, and making environmental findings. (Assessor-Recorder)

Question: Shall this Ordinance be PASSED ON FIRST READING?

70. 080733 [Lease of space for cellular transmission at Alemany Farmers' Market Property] Mayor

Resolution authorizing the lease of space for up to three cellular transmission sites at the property commonly known as the Alemany Farmers' Market located at the corner of Alemany Boulevard and Putnam Street.

(Supervisors Daly and Mirkarimi dissented in committee.)

Question: Shall this Resolution be ADOPTED?

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors Chu, McGoldrick, Elsbernd

71. 080264 [Liquor license, One Ferry Building, #29]
Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to Bishara Mudawar for Kabo, LLC, dba Village Market, located at One Ferry Building #29 (District 3), will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Peskin, Maxwell

72. 080675 [Approval of a contract amendment with InfoMc, Inc. to support and maintain the eCURA application in use by the Community Behavioral Health Services unit of the Department of Public Health]
Resolution authorizing the San Francisco Department of Public Health (DPH), to enter into a contract amendment with InfoMc, Inc. for the continued maintenance of proprietary InfoMc, Inc. applications for a new term July 1, 1999 through June 30, 2011. (Public Health Department)

(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

73. 080874 [Urging the State of California to repeal local preemption regarding pesticides] Supervisors Alioto-Pier, Mirkarimi, Maxwell, Peskin

Resolution urging the State of California to repeal the local preemption ban which prohibits local jurisdictions from banning pesticides throughout their city and county limits.

Question: Shall this Resolution be ADOPTED?

74. 080915 [Assessment Ballots for City Parcels, for proposed Yerba Buena Community Benefit District] Mayor

Resolution authorizing the Mayor to cast assessment ballots in the affirmative on behalf of the City and County of San Francisco as the owner of nine parcels of real property that would be subject to assessment in the proposed property and business improvement district to be named the Yerba Buena Community Benefit District.

Question: Shall this Resolution be ADOPTED?

From the Government Audit and Oversight Committee Without Recommendation

Present: Supervisors Peskin, Maxwell

75. 080664 [SFGH Trauma Center General Obligation Bonds - \$887,400,000] Mayor, Supervisors Ammiano, Maxwell, Alioto-Pier, Chu, Daly, Dufty, McGoldrick, Mirkarimi, Sandoval, Peskin

Resolution determining and declaring that the public interest and necessity demand the building and/or rebuilding and improving of the earthquake safety of the San Francisco General Hospital and Trauma Center and related costs necessary or convenient for the foregoing purposes; finding that the estimated cost of \$887,400,000 for such improvements is and will

be too great to be paid out of the ordinary annual income and revenue of the City and County and will require incurring bonded indebtedness; adopting findings under the California Environmental Quality Act, ("CEQA"), CEQA Guidelines and San Francisco Administrative Code Chapter 31, including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations; finding the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; and waiving the time limits set forth in Administrative Code section 2.34.

(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

76. 080663

[SFGH Trauma Center General Obligation Bond Election - \$887,400,000]

Mayor, Supervisors Ammiano, Maxwell, Alioto-Pier, Chu, Daly, Dufty, McGoldrick, Mirkarimi, Sandoval, Peskin

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 4th 2008, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded debt of the City and County: \$887,400,000 for the building and/or rebuilding and improving of the earthquake safety of the San Francisco General Hospital and Trauma Center and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Chapter 37 of the San Francisco Administrative Code; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; adopting findings under the California Environmental Quality Act, ("CEQA"), CEQA Guidelines and San Francisco Administrative Code Chapter 31, including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations; finding that the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; consolidating the special election with the general election; establishing the election precincts, voting places and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with the restrictions on the use of bond proceeds specified in Section 53410 of the California Government Code; incorporating the provisions of the San Francisco Administrative Code, Sections 5.30 - 5.36; and waiving the time requirements specified in Section 2.34 of the San Francisco Administrative Code.

(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, Peskin

77. 071009

[Construction Dust Control]

Supervisors Maxwell, Peskin, Ammiano, Dufty

Ordinance amending the San Francisco Building Code by adding Section 106.3.2.6 to require that all site preparation work, demolition, or other construction activities within the City and County of San Francisco that have the potential to create dust or will expose or disturb more than 10 cubic yards or 500 square feet of soil must comply with specified dust control measures whether or not the activity requires a permit from the Department of Building Inspection, with provision for waiver by the Director for activities on sites less than one half acre that are unlikely to result in any visible windblown dust; amending the San Francisco Health Code by adding Article 22B to require, for projects over one half acre, that the project sponsor obtain approval of a dust control plan from the Director of Public Health unless the Director waives these requirements or the project qualifies for an interior only tenant improvement project exemption, and enacting fees to defray the costs of implementation; adopting environmental and general findings.

8/7/2007, SUBSTITUTED. Supervisor Maxwell submitted a substitute ordinance bearing new title.

6/24/2008, SUBSTITUTED. Supervisor Maxwell submitted a substitute ordinance bearing new title.

Question: Shall this Ordinance be PASSED ON FIRST READING?

78. 080850

[Zoning - 901 Bush Street Special Use District]

Supervisor Peskin

Ordinance amending the San Francisco Planning Code by adding Section 249.36 and amending Sheet SU01 of the Zoning Map of the City and County of San Francisco to establish the 901 Bush Street Special Use District in the area generally bounded by Bush Street to the north, Taylor Street to the East, and Assessor's Block 0282 Lots 017 and 022 to the west and south, respectively; and adopting environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b).

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendation of the Rules Committee

Present: Supervisors Daly, Dufty

(Pursuant to the provisions of Rule 2.28.7 of the Board's Rules of Order, at least six days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from committee and any Board order of submission to the electorate. In accordance therewith consideration of the following proposed Charter amendment appropriately may be continued at least one week.)

- 79. 080639 [Retirement system credit for unpaid parental leave] Supervisors Alioto-Pier, Daly, Dufty**
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by: adding Sections A8.523 through A8.523-7, to allow retirement system credit for eligible members who have taken unpaid parental leave while employed with the City and County; amending Sections A8.509, A8.559-10, A8.585-10, A8.586-10, A8.587-7, A8.588-10, A8.595-10, A8.596-10, A8.597-10, and A8.598-10, relating to computation of service credit for a period of unpaid parental leave; and amending Sections A8.509, A8.559-11, A8.585-11, A8.586-11, A8.587-8, A8.588-11, A8.595-11, A8.596-11, A8.597-11, and A8.598-11, relating to the source of funds for eligible members who elect to purchase service credit for a period of unpaid parental leave.

Question: Shall this Charter Amendment be SUBMITTED?

From the Rules Committee Without Recommendation

Present: Supervisors Daly, Dufty

- 80. 080651 [Policy regarding budget set-asides] Mayor**
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 9.119 to: (1) establish as official City policy that the voters will not approve new set-asides or other mandated levels of spending without identifying a new funding source for the program, and that the duration and any annual growth in the set-aside or mandated level of spending be limited; and (2) require that the voter information pamphlet include a specific Controller's analysis of the fiscal impact of a proposed new set-aside.

Question: Shall this Charter Amendment be SUBMITTED?

Recommendations of the Rules Committee

Present: Supervisors Daly, Dufty

- 81. 080940 [Appointment, Commission of Animal Control and Welfare]**
Motion appointing Dr. David Gordon, term ending April 30, 2010, to the Commission of Animal Control and Welfare.
Dr. David Gordon succeeding Mara Weiss, term expired, seat 7, must be licensed veterinarian, for a two-year term ending April 30, 2010.

Question: Shall this Motion be APPROVED?

From the Rules Committee Without Recommendation

Present: Supervisors Daly, Dufty

- 82. 080972 [Appointment, Commission of Animal Control and Welfare, Christine Garcia]**
Motion appointing Christine Garcia, term ending April 30, 2010, to the Commission of Animal Control and Welfare.
Christine Garcia succeeding herself, seat 2, must be a member representing the general public having interest and experience in animal matters, for a two-year term ending April 30, 2010.

Question: Shall this Motion be APPROVED?

- 83. 080974 [Appointment, Commission of Animal Control and Welfare, Angela Padilla]**
Motion appointing Angela Lucia Padilla, term ending April 30, 2010, to the Commission of Animal Control and Welfare.
Angela Lucia Padilla succeeding Christine Garcia, seat 2, must be a member representing the general public having interest and experience in animal matters, for a two year term ending April 30, 2010.

Question: Shall this Motion be APPROVED?

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

SPECIAL ORDER 3:30 P.M

84. **080888** **[Public Hearing - Appeal of Tentative Final Map for 1420 Turk/1535 Eddy Streets]**
Hearing of persons interested in or objecting to the decision of the Department of Public Works dated June 5, 2008, disapproving a proposed Tentative Final Map for a 325 unit residential condominium located at 1420 Turk Street and 1535 Eddy Street, Lot 019 in Assessor's Block 0750. (Appellant: Timothy A. Tosta)
(Filed June 16, 2008; companion measure to Files 080889, 080890, 080891; District 5.)

Action: _____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Tentative Parcel Map described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

85. **080889** **[Approving the decision of the Director of Public Works and disapproving the Tentative Map for 1420 Turk Street and 1535 Eddy Street]**
Motion approving the decision of the Director of Public Works and disapproving the Tentative Map for a 325-unit condominium subdivision located at 1420 Turk Street and 1535 Eddy Street, Assessor's Block 0750, Lot 019. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

86. **080890** **[Disapproving the decision of the Director of Public Works and approving the Tentative Map for 1420 Turk Street and 1535 Eddy Street]**
Motion disapproving the decision of the Director of Public Works and approving the Tentative Map for a 325-unit condominium subdivision located at 1420 Turk Street and 1535 Eddy Street, Assessor's Block 0750, Lot 019. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

87. **080891** **[Findings - 1420 Turk Street and 1535 Eddy Street]**
Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision concerning a Tentative Map for a 325-unit condominium subdivision located at 1420 Turk Street and 1535 Eddy Street, Assessor's Block 0750, Lot 019. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 4.00 P.M

88. **080892** **[Public Hearing - Appeal of Tentative Final Map for 1345 Fillmore Street]**
Hearing of persons interested in or objecting to the decision of the Department of Public Works dated June 5, 2008, disapproving a proposed Tentative Final Map for a 330 unit residential condominium located at 1345 Fillmore Street, Lots 018, 20 through 67, in Assessor's Block 0731. (Appellant: Timothy A. Tosta)
(Filed June 16, 2008; Companion measure to Files 080893, 080894, 080895; District 5.)

Action: _____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Tentative Parcel Map described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

89. **080893** **[Approving the decision of the Director of Public Works and disapproving the Tentative Map for 1345 Fillmore Street]**

Motion approving the decision of the Director of Public Works and disapproving the Tentative Map for a 330-unit condominium subdivision located at 1345 Fillmore Street, Assessor's Block 0731, Lots 018 and 20 through 67. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

90. 080894 [Disapproving the decision of the Director of Public Works and approving the Tentative Map for 1345 Fillmore Street]

Motion disapproving the decision of the Director of Public Works and approving the Tentative Map for a 330-unit condominium subdivision located at 1345 Fillmore Street, Assessor's Block 0731, Lots 018 and 20 through 67. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

91. 080895 [Findings - 1345 Fillmore Street Tentative Map]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision concerning a Tentative Map for a 330-unit condominium subdivision located at 1345 Fillmore Street, Assessor's Block 0731, Lots 018 and 20 through 67. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES

Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

- 1. Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
- 2. Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
- 3. Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
- 4. Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
- 5. Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

92. 080918 [Public Hearing - Appeal of Final Environmental Impact Report for the San Francisco Public Utilities Commission New Crystal Springs Bypass Tunnel Project located in unincorporated San

Hearing of persons interested in or objecting to the Planning Commission's June 5, 2008, certification of a Final Environmental Impact Report identified as Planning No. 2003.0655E, through its Motion No. 17612, for a proposed San Francisco Public Utilities Commission New Crystal Springs Bypass Tunnel Project, located in unincorporated San Mateo County near Polemus and Crystal Springs Road. (Appellant: Todd A. Aanenson on behalf of the San Mateo Homeowners Association)

(Filed 6/25/08; companion measure to 080919, 080920, 080921.)

Action: _____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Final Environmental Impact Report described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

93. 080919 [Affirming certification of San Francisco Public Utilities Commission New Crystal Springs Bypass Tunnel Project FEIR]

Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the San Francisco Public Utilities Commission New Crystal Springs Bypass Tunnel Project.

Question: Shall this Motion be APPROVED?

94. 080920 **[Disapproving certification of San Francisco Public Utilities Commission New Crystal Springs Bypass Tunnel Project FEIR]**
Motion disapproving the certification by the Planning Commission of the Final Environmental Impact Report for San Francisco Public Utilities Commission New Crystal Springs Bypass Tunnel Project.

Question: Shall this Motion be APPROVED?

95. 080921 **[Preparation of findings to disapprove certification of San Francisco Public Utilities Commission New Crystal Springs Bypass Tunnel Project FEIR]**
Motion directing the Clerk of the Board to prepare findings disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the San Francisco Public Utilities Commission New Crystal Springs Bypass Tunnel Project.

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

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

The following item will be considered by the Rules Committee at a Regular Meeting on Thursday, July 10, 2008 at 10:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, July 15, 2008.

96. 080821 **[Residential Rent Ordinance, defining and prohibiting tenant harassment and providing remedies of rent reduction, criminal and civil penalties]** **Supervisor Daly**

Motion ordering submitted to the voters an ordinance concerning tenant rights and remedies against harassment under the City's residential rent ordinance, at an election to be held on November 4, 2008.

6/17/2008, SUBSTITUTED. Supervisor Daly submitted a substitute motion bearing new title.

Question: Shall this Motion be APPROVED?

The following items will be considered by the Rules Committee at a Special Meeting on Monday, July 14, 2008 at 10:00 a.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, July 15, 2008.

(Pursuant to the provisions of Rule 2.28.7 of the Board's Rules of Order, at least six days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from committee and any Board order of submission to the electorate. In accordance therewith consideration of the following proposed Charter amendment appropriately may be continued at least one week.)

97. 080647 **[Commission on the Environment]** **Supervisor Mirkarimi**

Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco by amending Section 4.118, to clarify the authority of the Commission on the Environment to consider and make recommendations regarding environmental justice issues, to authorize the Commission to review and make recommendations regarding City building and land use policies for environmental sustainability, to authorize the Commission to assist City representatives to regional bodies, and to update the list of operations and functions that the Commission shall investigate and make recommendations regarding.

5/21/2008, SUBSTITUTED.

Question: Shall this Charter Amendment be SUBMITTED?

98. 080648 **[San Francisco Clean Energy Act]** **Supervisor Mirkarimi**

Charter Amendment (First Draft) to amend the Charter of the City and County by amending Sections 8B.120, 8B.123, and 9.107 to address the need to change electricity production, delivery, and use to ensure environmentally sustainable and affordable electric supplies for residents, businesses, and City departments and to require the Public Utilities Commission to comprehensively study and determine the most effective means of providing clean, sustainable, reliable and reasonably-priced electric service to San Francisco residents, businesses and City departments.

6/17/2008, SUBSTITUTED. Supervisor Mirkarimi submitted a substitute Charter Amendment bearing new title.

Question: Shall this Charter Amendment be SUBMITTED?

99. 080649 **[Promoting and Sustaining Music and Culture in San Francisco]** **Supervisors Mirkarimi, Ammiano, Sandoval, Dufty**

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by adding Section 16.128,

which is designed to promote music and culture in San Francisco by establishing a music and culture sustainability policy implementing those principles in part through a process for reviewing and possibly revising City Codes, and incorporating those principles into the General Plan of the City and County; and amending Section 4.106 to provide that the Board of Appeals shall have jurisdiction to hear appeals of denials of entertainment-related permits and events under the jurisdiction of the Recreation and Park Commission.

Question: Shall this Charter Amendment be SUBMITTED?

- 100. 080650 [Creating an Historic Preservation Commission] Supervisors Peskin, Ammiano**
Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco by amending Section 4.105 and adding Section 4.135 to establish an Independent Historic Preservation Commission, appointed by the Mayor, subject to the approval of the Board of Supervisors and meeting certain specified qualifications, with authority to recommend approval, disapproval or modification to the Board of Supervisors of landmark, and significant or contributory building designations under the Planning Code and historical property contracts under Chapter 71 of the Administrative Code without referral to the Planning Commission; recommend approval, disapproval or modification to the Board of Supervisors of historic district and conservation district designations under the Planning Code with comment by the Planning Commission; approve, disapprove, or modify certificates of appropriateness to landmarks buildings or historic districts; approve, disapprove, or modify permits for major and minor alterations to significant or contributory buildings or conservation districts; recommend a Preservation Element of the General Plan to the Planning Commission; and take such other actions on matters as may be prescribed by ordinance; and establishing appeal provisions; requiring referral of certain matters; and establishing budget, fees and staffing provisions.

Question: Shall this Charter Amendment be SUBMITTED?

101. 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.

102. 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

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.

Items 103 through 115

- 103. 080958 [Commending Kamala Harris on the Bay Area Union Labor Party's 2008 Public Service Award] Supervisor Dufty**
Resolution commending Kamala Harris on the Bay Area Union Labor Party's 2008 Public Service Award.
7/8/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Resolution be ADOPTED?
- 104. 080959 [Commending Angelo Quaranta on the Bay Area Union Labor Party's 2008 Community Leadership Award] Supervisor Dufty**
Resolution commending Angelo Quaranta on the Bay Area Union Labor Party's 2008 Community Leadership Award.
7/8/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Resolution be ADOPTED?
- 105. 080960 [Commending Tim Paulson on the Bay Area Union Labor Party's 2008 Community Leadership Award] Supervisor Dufty**
Resolution commending Tim Paulson on the Bay Area Union Labor Party's 2008 Community Leadership Award.
7/8/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

106. 080961 [Commending Cheryl Johnson on the Bay Area Union Labor Party's 2008 Labor Leader of the Year Award] **Supervisor Dufty**
Resolution commending Cheryl Johnson on the Bay Area Union Labor Party's 2008 Labor Leader of the Year Award.
7/8/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Resolution be ADOPTED?
107. 080962 [Accept and Expend State Grant - \$47,773] **Supervisor Dufty**
Resolution authorizing the Department of the Environment (SF Environment) to accept and expend grant funds in the amount of \$47,773.00 from the California Department of Food and Agriculture to eliminate a major infestation of invasive weeds in the Twin Peaks Natural Area of San Francisco.
7/8/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Resolution be ADOPTED?
108. 080963 [Grant to support a drug research study - \$63,210] **Supervisor Dufty**
Resolution authorizing the San Francisco Department of Public Health (DPH) to retroactively accept and expend a grant in the amount of \$63,210 from the Public Health Foundation Enterprises (PHFE) to support the study entitled "Mirtazapine to reduce methamphetamine use among MSM with high-risk HIV behaviors project;" for the period of June 1, 2008 through May 31, 2009.
7/8/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Resolution be ADOPTED?
109. 080964 [Declaration of Election Results] **Supervisor Peskin**
Resolution declaring the results of the June 3, 2008 Consolidated Statewide Direct Primary Election.
7/8/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Resolution be ADOPTED?
110. 080965 [40 day extension for Planning Commission review - Planning Code Enforcement Fund] **Supervisor Peskin**
Resolution extending by 40 days the prescribed time within which the Planning Commission may render its decision on a proposed ordinance that would amend Section 10.100-166 of the Administrative Code and Section 303(1) to update enforcement provisions of the Planning Code, including fees, and making environmental findings, General Plan findings, and other required findings.
7/8/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Resolution be ADOPTED?
111. 080966 [Approving Tefra Hearing for On Lok Community Housing Project] **Supervisor Peskin**
Resolution approving the issuance and sale of revenue bonds by the ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed \$30,000,000 to finance and refinance the acquisition, construction, equipping and furnishing of facilities that will provide access to affordable health care and other support services for low income, frail older adults by On Lok Senior Health Services and On Lok Community Housing, Inc.
7/8/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Resolution be ADOPTED?
112. 080967 [Commending Maurice Mabutas on the occasion of his 102nd birthday] **Supervisor Sandoval**
Resolution commending Maurice Mabutas on the occasion of his 102nd birthday.
7/8/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Resolution be ADOPTED?

113. 080968 [60 day extension for Planning Commission review - The Metro Theatre] Supervisor Alioto-Pier
Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on a proposed Resolution that would initiate the designation of The Metro Theatre, 2055 Union Street, Lot 018 in Assessor's Block 0541, as a landmark pursuant to Section 1004.1 of the Planning Code.
7/8/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

114. 080969 [Creation of transgender health benefits for CalPers] Supervisors Ammiano, Daly
Resolution endorsing the creation of transgender health benefits for CalPers.
7/8/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

115. 080970 [Burma Day - August 8, 2008] Supervisor Ammiano
Resolution declaring August 8th "Burma Day" in San Francisco in honor of the 20th anniversary of the people of Burma's 1988 popular uprising against Burma's military regime.
7/8/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

Questions on the For Adoption Without Committee Reference Agenda: _____

116. **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 8 votes or a unanimous 6 or 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 and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

*Proposed ordinances received from July 1, 2008 to July 7, 2008, for reference by President to appropriate committee on July 15, 2008.
None.*

PROPOSED RESOLUTIONS

Proposed resolutions received from July 1, 2008 to July 7, 2008, for reference by President to appropriate committee on July 15, 2008.

080957 [WSIP Agreement No. CS-913, Bay Tunnel Project Construction Management Services]

Resolution approving the selection of Jacobs Engineering; awards Water System Improvement Program-funded Agreement No. CS-913, Bay Tunnel Project Construction Management Services. (Public Utilities Commission)

7/7/2008, RECEIVED AND ASSIGNED to Budget and Finance Committee.

080971

[Petitions and Communications]

Petitions and Communications received from July 1, 2008 through July 7, 2008 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on July 15, 2008.

From Department of Public Health, submitting annual 2008 Title XV Evaluation Reports for San Francisco detention facilities.(1)

From various City Departments, submitting list of sole source contracts entered into during fiscal year 2007-2008:(2)

Fire Department
San Francisco International Airport
Department of Public Health
San Francisco Public Utilities Commission

From Department of Elections, submitting June 3, 2008 Consolidated Statewide Direct Primary Certification of Elections Results.(3)

From Mayor Newsom, designating various Supervisors as Acting-Mayor from 8:00am on Friday, July 4, 2008 until 7:00pm on Sunday, July 6, 2008. Copy: Each Supervisor, 2 letters.(4)

From Municipal Transportation Agency, responding to Supervisor Sandoval's inquiry requesting the study of appropriateness of installing a crosswalk in front of the Mission YMCA at 4080 Mission Street. (Reference 2080513-001)(5)

From Office of the Controller - City Services Auditor, submitting Office of the Treasurer and Tax Collector: Review of the Statement of Cash and Investments as of December 31, 2007.(6)

From Office of the Controller - City Services Auditor, submitting Department of Public Health: The Nonprofit Organization Baker Places, Inc. and DPH Need to Improve Contract Invoicing Practices.(7)

From Department of Public Health, submitting status report on the implementation of the San Francisco Health Care Security Ordinance.(8)

From Library Citizens Advisory Committee, submitting Library Citizens Advisory Committee's Annual Report.(9)

From Bay Area Water Supply & Conversation Agency, submitting opposition to appeal the Final Environmental Impact Report. File 0080918, Copy: Each Supervisor.(10)

From US Army Corps Of Engineers, submitting public notice regarding Project: Gualala River Gravel Mining.(11)

From Office of the Clerk of the Board, submitting notification that the Clerk of the Board of Supervisors' Office did not receive any gifts in fiscal year 2007-2008.(12)

From Department on the Status of Women, submitting appreciation to the Board on providing addback monies for the Violence Against Women Prevention & Education Grants Program. Copy: Each Supervisor.(13)

From Department of Children Youth & Their Families, submitting proposed amendment to Children's Services Allocation Plan 2007-2010.(14)

From San Francisco Public Utilities Commission, submitting Annual Water Quality Report.(15)

From Office of the Clerk of the Board, submitting notification of receiving a report from the Civil Grand Jury regarding "San Francisco Kindergarten Admissions: Back to the Drawing Board."(16)

From Office of the Clerk of the Board, submitting notification of receiving a report from the Civil Grand Jury regarding "Fits and Starts: The response of the San Francisco Government to past Civil Grand Jury Recommendations."(17)

From Office of the Clerk of the Board, submitting notification of receiving a report from the Civil Grand Jury regarding "Accountability in San Francisco Government."(18)

From Coalition for San Francisco Neighborhoods, submitting a resolution passed by an umbrella alliance of 42 neighborhood organizations strongly supporting the creation of the Office of Independent Ratepayer Advocate. File 080638, Copy: Each Supervisor.(19)

From Francisco Da Costa, submitting various articles from www.franciscodacosta.com regarding Hunters Point Naval Shipyard. 2 letters.(20)

From concerned citizens, opposing to the proposed ordinance relating to Below Market Rate Condominium Conversion Program. File 080520, Copy: Each Supervisor, 2 letters.(21)

From Lost and Found Tenant Association, submitting copies of letters to Housing Authority regarding various concerns. 4 letters.(22)

From concerned citizens, commenting on the proposed ordinance regarding transforming the San Francisco Zoo as a rescue institution and establishing an animal welfare oversight committee. File 080818, Copy: Each Supervisor, approximately 536 letters.(23)

From Planning Department, submitting copies of Motion Numbers 17623 and 17624 and Resolution Number 17625 passed by the Planning Commission, for use as references for Board Files. File 080664 & 080663.(24)

From concerned citizens, commenting on proposed ordinance regarding regulation of newsracks. File 080480, Copy: Each Supervisor, 2 letters.(25)

From concerned citizens, urging the Board to approve the Charter Amendment regarding creating an Office of the Independent Ratepayer Advocate. File 080638, Copy: Each Supervisor, 2 letters.(26)

From Human Services Agency, urging the Board to vote against the proposed ordinance regarding Rental Subsidy Program for low-income families. File 080652, Copy: Each Supervisor.(27)

From Office of the Controller, submitting additional information on the use of the Children's Fund in the Fiscal Year 2008-09. Copy: Each Supervisor.(28)

From Department of Children Youth & Their Families, submitting a summary of the recommendations and discussion of the DCYF major budget changes.(29)

From concerned citizens, urging the Board to vote against the proposed ordinance regarding library fees. File 080749, Copy: Each Supervisor, 2 letters.(30)

From R. Olen, opposing to affirming San Francisco as a sanctuary city.(31)

From Shirley A. Selby, requesting the Board to allocate funds for Sigmund Stern Grove for the dangerous trees to be assessed and to be cut down.(32)

From Gerri Hayes, submitting appreciation to Mayor Newsom and the Board regarding the Mayor's Senior Graduation Ceremony.(33)

From Francisco Da Costa, submitting an article from www.indybay.org.(34)

From Senator Roy Ashburn, forwarding a concerned citizen's letter to the Board regarding renaming sewage treatment plant.(35)

From Davis Langdon, submitting comments to Office of the Controller/Office of Economic Analysis Report: "Mayor's Green Building Requirements: Economic Impact Report (05/21/08)." File 080063.(36)

From Department of Human Resources, submitting Human Rights Commission - Waiver Request form.(37)

From Luce, Forward, Hamilton & Scripps LLP, submitting notification of a filed complaint against the City on behalf of Fillmore Center Associates. Copy: Each Supervisor.(38)

From Sharen Hewitt, requesting assistance from the Board regarding the impending homicide crisis in the City. Copy: Each Supervisor.(39)

From Marianne Schier, commenting on homeownerships in the City.(40)

From Kimo Crossman, regarding the minutes for June 19, 2008 Budget and Finance Committee meeting.(41)

From Denise D'Anne, commenting on single occupancy vehicles relating to pollution.(42)

From Dr. Ahimsa Porter Sumchai, submitting Community First Coalition Digest Number 710 regarding various issues.(43)

From Department of Public Works, regarding status on removing graffiti from public properties at various locations in District 5. (Reference 20080624-002)(44)

From Department of Public Works, regarding status on removing graffiti from phone switch boxes at various locations in District 5. (Reference 20080624-005)(45)

From Patrick Monk, commenting on the Community First Coalition Digest Number 710.(46)

From concerned citizens, commenting on the City's sanctuary ordinance relating to the young Honduran juveniles. 10

letters.(47)

From Mayor Newsom, submitting a letter in regards to File Number 080779 (Resolution Number 299-08), Closure of the Potrero Power Plant. Copy: Each Supervisor.(48)

From concerned citizens, opposing to the new power plants in the Bayview and supporting the Community Choice Energy plan. 44 letters.(49)

From Ellen Opie, submitting support to the proposal ordinance for reducing unsolicited print publications. File 080380, Copy: Each Supervisor.(50)

From concerned citizens, urging the Board to reconsider the proposal budget cut to APA/APIFRN under Human Services Agency. Copy: Each Supervisor, 3 letters(51)

From E. McMillan, urging the Board to reduce the Discretionary Review fees by the Planning Department. File 080736, Copy: Each Supervisor.(52)

ADJOURNMENT

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board 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, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

The agenda packet and legislative files (which contain documents submitted after the distribution of the agenda packet) are available at the Board of Supervisors, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102. Agendas are available on the Internet at www.sfgov.org/site/bos_meetings. For information, call (415) 554-5184.

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 554-4188.

Requests for language interpreters at a meeting 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 en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.



Disability access

The Legislative Chamber and the Committee Room 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 J, K, L, M, N and T (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

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 Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sof@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfgov.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 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics