

**Board of Supervisors
City and County of San Francisco**
*Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689*



AGENDA
Tuesday, October 16, 2007
2:00 PM

Regular 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

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for September 18, 2007.

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.

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

The following is a time dedicated for the Mayor to discuss with the Board of Supervisors issues pertaining to the governance of the City and County of San Francisco. The Board of Supervisors offers this time for dialogue on the third regularly scheduled Board meeting of every month pursuant to the will of the voters as expressed in Proposition I in November of 2006.

Should the Mayor fail to appear after five minutes of the item being called, the Clerk shall remove the item from the Board's agenda, and the item shall not be considered by the Board. Should the Mayor appear and the Board therefore consider this item, general public comment for this item will take place during public comment.

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 5

Recommendations of the Budget and Finance Committee

Present: Supervisors Peskin, Ammiano, Dufty

1. **071178** **[Settlement of complaint by PG&E before the Federal Energy Regulatory Commission and approval of an Amended Interconnection Agreement with PG&E]** **Supervisor Peskin**
Ordinance authorizing settlement of proceedings before the Federal Energy Regulatory Commission in FERC Dockets No. ER05-1190-000, et al, initiated by Pacific Gas & Electric Company to terminate the 1987 Interconnection Agreement between the City and PG&E; and approving an Amended Interconnection Agreement between the City and PG&E which provides for continued delivery of electricity to City facilities, among other things.
10/2/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

2. **071233** **[Penalty for Removing Chalk Marks]** **Supervisor McGoldrick**
Ordinance amending San Francisco Traffic Code Sections 21 and 132 to impose a penalty for removing chalk marks of one hundred (\$100) dollars for any violation and to make minor changes to clarify the parking restriction. (Municipal Transportation Agency)
10/2/2007, PASSED ON FIRST READING. Supervisor McGoldrick requested to be added as a sponsor.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Elsbernd, Peskin

3. **071350** **[Settlement of Lawsuit - Elfie Jansel]**
Ordinance authorizing settlement of the lawsuit filed by Elfie Jansel against the City and County of San Francisco for \$98,000; the lawsuit was filed on May 26, 2006 in San Francisco Superior Court, Case No. CGC06-452649; entitled Elfie Jansel v. City and County of San Francisco, et al. (City Attorney)
Question: Shall this Ordinance be PASSED ON FIRST READING?

4. **071351** **[Settlement of Lawsuit - Marie Doe]**
Ordinance authorizing settlement of the lawsuit filed by Marie Doe against the City and County of San Francisco for \$35,000; the lawsuit was filed on November 18, 2004 in United States District Court, Case No. C04-4914 MJJ; entitled Marie Doe, et al. v. City and County of San Francisco, et al. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Ammiano, Elsbernd, Peskin

5. 071318 [Appointment - Peak Oil Preparedness Task Force]

Resolution appointing Jeanne-Marie Rosenmeier, Carl Duisberg, Bernard Meyerson and Jan Lundberg to the Peak Oil Preparedness Task Force, terms ending October 5, 2008, residency requirement waived.

Jeanne-Marie Rosenmeier, new appointment, seat 1, must represent the public at large, for a one-year term ending October 5, 2008.

Carl Duisberg (residency requirement waived), new appointment, seat 2, must represent the public at large, for a one-year term ending October 5, 2008.

Bernard Meyerson, new appointment, seat 3, must represent the public at large, for a one-year term ending October 5, 2008.

Jan Lundberg, new appointment, seat 4, must represent the public at large, for a one-year term ending October 5, 2008.

Question: Shall this Resolution be ADOPTED?

Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated: _____

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

6. 071397 [Adopting findings related to affirming the categorical exemption issued for 317 Cortland Street]

Motion adopting findings related to affirming the determination by the Planning Department that the 317 Cortland Street project is categorically exempt from environmental review under the California Environmental Quality Act.

10/3/2007, REFERRED to Board of Supervisors.

Question: Shall this Motion be APPROVED?

7. 071410 [Adopting findings related to disapproving the categorical exemption issued for 445 Wawona Street]

Motion adopting findings related to disapproving the determination by the Planning Department that the 445 Wawona Street project is categorically exempt from environmental review under the California Environmental Quality Act.

10/3/2007, REFERRED to Board of Supervisors.

Question: Shall this Motion be APPROVED?

From the Budget and Finance Committee Without Recommendation

reflect the addition of one position (.37 FTE) Class 1823 - Senior Administrative Analyst in the Recreation and Park Department.

(Supervisor Dufty dissented in committee.)

8/14/2007, CONTINUED. Continued to October 16, 2007

Question: Shall this Ordinance be PASSED ON FIRST READING?

From the City Operations and Neighborhood Services Committee Without Recommendation

Present: Supervisors McGoldrick, Alioto-Pier, Jew

12. 071258 **[Urging the Golden Gate Bridge, Highway and Transportation District to Oppose the Golden Gate Bridge Partnership Program]** **Supervisors McGoldrick, Maxwell, Mirkarimi**

Resolution urging the Golden Gate Bridge, Highway and Transportation District Board of Directors to Oppose the Golden Gate Bridge Partnership Program which would allow for the continued degradation of our public spaces by sanctioning, among other things, the placement of corporate logos on way-finding signage, posters, kiosks, and displays on Golden Gate Bridge property.

9/18/2007, CONTINUED. Continued to October 2, 2007

10/2/2007, CONTINUED. Continued to October 16, 2007

Question: Shall this Resolution be ADOPTED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Peskin, Ammiano, Dufty

13. 071228 **[Clean and Safe Neighborhood Parks General Obligation Bond Election]** **Mayor, Supervisors Peskin, Elsbernd, Dufty**

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, February 5th 2008, for the purpose of submitting to the voters of the City and County of San Francisco a proposition to incur the following bonded debt of the City and County: One Hundred and Eighty-Five Million Dollars (\$185,000,000) for the construction, reconstruction, purchase, and/or improvement of park, and recreation facilities within the City and County of San Francisco and all other structures, and improvements, and related costs necessary or convenient for the foregoing purposes and paying all other costs necessary and convenient for effectuating those purposes; authorizing landlords to pass-through fifty percent (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 therefore 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 thereof; prescribing notice to be given of such election; finding that a portion of the proposed project is categorically exempt from the California Environmental Quality Act, and the remainder of the proposed project is excluded from the California Environmental Quality

Act; 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 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 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.

Question: Shall this Ordinance be PASSED ON FIRST READING?

14. 071281 [Procurement of Construction Management and General Contractor services for the new Public Utilities Commission administrative building at 525 Golden Gate]

Ordinance approving an Integrated Project Delivery Plan for the early procurement of a Construction Manager/General Contractor for the new Public Utilities Commission administrative building at 525 Golden Gate Avenue and modifying the competitive bid requirements of Administrative Code Chapter 6 to require an alternative competitive process based on experience, qualifications, and price. (Public Utilities Commission)

9/24/2007, SUBSTITUTED. San Francisco Public Utilities Commission submitted a substitute ordinance bearing new title.

Question: Shall this Ordinance be PASSED ON FIRST READING?

15. 071300 [Approving Agreement with Northern California Joint Pole Association] Supervisor Peskin

Ordinance approving an agreement between the City and County of San Francisco and the Northern California Joint Pole Association for a term potentially in excess of ten years and indemnifying the Northern California Joint Pole Association and its members from certain third-party claims for personal injury or property damage, and waiving certain requirements of the San Francisco Administrative Code with respect to the agreement.

Question: Shall this Ordinance be PASSED ON FIRST READING?

16. 071375 [Public Employment - Department of Children Youth and their Families] Supervisor Peskin

Ordinance amending Ordinance No. 175-07 (Annual Salary Ordinance FY 2007-2008) to reflect the addition of an 1823 Senior Administrative Analyst and the deletion of an 1822 Administrative Analyst in the Department of Children Youth and their Families.

Question: Shall this Ordinance be PASSED ON FIRST READING?

17. 071280 [Sale of Surplus Real Property Located in the City of South San Francisco]

Resolution approving an Agreement For Sale of Real Estate between the City and County of San Francisco and The Redevelopment Agency of the City of South San Francisco pertaining to approximately 13.64 acres of land located in the vicinity of Chestnut Avenue and El Camino Real in the City of South San Francisco; adopting findings that the transaction is categorically exempt from environmental review and is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the

28. 071169 [Workforce Development Audit] Supervisor Ammiano
Motion concurring with the Budget Analyst's findings and recommendations as stated in the "Management Audit of San Francisco's Workforce Development Program".

Question: Shall this Motion be APPROVED?

From the Budget and Finance Committee Without Recommendation

Present: Supervisors Ammiano, Dufty

29. 071296 [Appropriating \$200,000 of General Fund Reserve to General City Responsibility for Hurricane Relief in Nicaragua] Supervisors Daly, Ammiano, Sandoval

Ordinance appropriating \$200,000 from the General Fund Reserve to General City Responsibility for hurricane relief in Nicaragua for Fiscal Year 2007-2008.

(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Peskin, Ammiano. Dufty

30. 071364 [Transit Shelter Advertising Agreement]
Ordinance approving Transit Shelter Advertising Agreement between the City and County of San Francisco and Clear Channel Outdoor Inc. (Municipal Transportation Agency)

Question: Shall this Ordinance be PASSED ON FIRST READING?

31. 071365 [Proposition J: Contracting Out Transit Shelter Advertising and Maintenance Services]
Resolution concurring with the Controller's determination that it is more economical for the San Francisco Municipal Transportation Agency to contract for transit shelter advertising and maintenance services than to provide the same services with City employees for Fiscal Year 2007-08. (Municipal Transportation Agency)

Question: Shall this Resolution be ADOPTED?

From the Land Use and Economic Development Committee Without Recommendation

Present: Supervisors Maxwell, McGoldrick, Ammiano

32. 070947 [Exempting Wind Turbines from Bernal Heights Special Use District Height Limits] Supervisor Ammiano
Ordinance amending the San Francisco Planning Code by amending Section 242 (e)(1)(D) to allow certain wind power generators within the Bernal Heights Special Use District subject to height limitations set forth in Section 260(b)(1)(A), making environmental findings, general plan findings, and other required findings.

8/14/2007, SUBSTITUTED. Supervisor Ammiano submitted a substitute ordinance bearing new title.

Question: Shall this Ordinance be PASSED ON FIRST READING?

permit City employees to assist the Department of Elections with the November 6, 2007 election.

Question: Shall this Motion be APPROVED?

From the Rules Committee Without Recommendation

Present: Supervisors Ammiano, Elsbernd, Peskin

38. **071302** **[Amending the Board's Rules to require a Supervisor request an item be heard at committee prior to calling it to be heard at the Full Board]** **Supervisor Peskin**

Motion amending Rule 5.31 to the Board of Supervisors' Rules of Order, to require a Supervisor request a hearing at a Committee of the Board before calling an item to be heard before the full Board of Supervisors.

10/2/2007, SUBSTITUTED. Supervisor Peskin submitted a substitute motion bearing the same title.

Question: Shall this Motion be APPROVED?

From the Rules Committee Without Recommendation

Present: Supervisors Ammiano, Elsbernd, Peskin

(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.)

39. **071051** **[Charter amendment - Minimum qualifications for members of City bodies that oversee and administer election, campaign finance, lobbying, conflict of interest, open meeting and public records laws]** **Supervisor Alioto-Pier**

Charter amendment (First Draft) to add Section 15.104 to create minimum qualifications for members of City bodies that oversee and administer election, campaign finance, lobbying, conflict of interest, open meeting and public records laws.

Question: Shall this Charter Amendment be SUBMITTED?

Board of Supervisors Sitting as a Committee of the Whole

40. **071416** **[Hearing - Establishing Board procedures for the official misconduct proceedings against Supervisor Edmund Jew]** **Supervisor Sandoval**

Hearing to consider the Clerk of the Board of Supervisors to advertise for outside counsel to represent the Board of Supervisors on the matter of the official misconduct charges filed against Supervisor Edmund Jew, setting forth the process of selecting said outside counsel, and requiring that all hearings before the Board of Supervisors regarding the official misconduct proceedings against Supervisor Jew occur in a Committee of the Whole of the Board of Supervisors.

(Pending approval of File 071415.)

Action: _____

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

SPECIAL ORDER 3:30 P.M

- 41. 070967 [Public Hearing - Appeal of Minor Sidewalk Encroachment for 1166 Haight Street]**
Hearing of persons interested in or objecting to the decision of the Department of Public Works, by its letter dated June 13, 2007, approving a request of Minor Sidewalk Encroachment Permit to construct a warped driveway ramp and two (2) planter boxes to encroach 3'-0" into the public sidewalk right-of-way (25% of the sidewalk width as allowed by Article 15, Section 723.2 of the Public Works Code) fronting the property at 1166 Haight Street to provide access to a proposed garage below grade. (Appellant: Raquel Fox.)
(Filed June 28, 2007; companion measure to Files 070968, 070969; District 5.)
- 7/24/2007, CONTINUED. The President inquired as to whether any member of public wished to address the Board Members. Continued to September 11, 2007
- 9/11/2007, CONTINUED. The President inquired as to whether any member of the public wished to address the Board members. Continued to October 16, 2007
- Action:**_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the minor sidewalk encroachment permit appeal 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.)

- 42. 070968 [Minor Sidewalk Encroachment Permit Appeal]**
Motion disapproving the decision of the Director of Public Works' approval of a Minor Sidewalk Encroachment Permit at 1166 Haight Street and denying the Encroachment Permit.
7/24/2007, CONTINUED. Continued to September 11, 2007
9/11/2007, CONTINUED. Continued to October 16, 2007
Question: Shall this Motion be APPROVED?
- 43. 070969 [Minor Sidewalk Encroachment Permit Appeal]**
Motion approving the decision of the Director of Public Works' approval of a Minor Sidewalk Encroachment Permit at 1166 Haight Street and denying the appeal.
7/24/2007, CONTINUED. Continued to September 11, 2007
9/11/2007, CONTINUED. Continued to October 16, 2007
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 Land Use and Economic Development Committee at a Regular Meeting on Monday, October 15, 2007 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, October 16, 2007.

44. 071158 [Approving General Plan Amendments Related to Market & Octavia Area Plan] Supervisor Mirkarimi

Ordinance amending the San Francisco General Plan by adding a new area plan entitled the Market & Octavia Area Plan, and approving General Plan amendments to implement the Market and Octavia Neighborhood Plan by amending the Commerce and Industry, Housing, Recreation and Open Space and Transportation Elements, the Civic Center Area Plan, Downtown Area Plan, South of Market Area Plan, and the Land Use Index; providing the ordinance shall not be effective until the effective date of an additional affordable housing program for the Market and Octavia area plan to be adopted by the Board of Supervisors; making environmental findings and findings that the proposed amendments are consistent with the General Plan and the eight priority policies of the Planning Code Section 101.1.

8/13/07 - Economic Impact.

Question: Shall this Ordinance be PASSED ON FIRST READING?

45. 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.

46. 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.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

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

Items 47 through 52

47. 071415 [Committee of the Whole on October 16, 2007 - Establishing Board procedures for the official Supervisor Sandoval]

51. 071407 [Commending Virginia Harmon on her service to the City and County of San Francisco as the Executive Director of the Human Rights Commission] Supervisors Dufty, Ammiano, Maxwell

Resolution commending Virginia Harmon on her service to the City and County of San Francisco as the Executive Director of the Human Rights Commission.

10/2/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

52. 071403 [Advertising for and Selection Process of Outside Counsel for the Board of Supervisors] Supervisor Elsbernd

Motion directing the Clerk of the Board of Supervisors to advertise for outside counsel to represent the Board of Supervisors on the matter of the official misconduct charges filed against Supervisor Edmund Jew, and setting forth the process of selecting said outside counsel.

10/2/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

Questions on the For Adoption Without Committee Reference Agenda: _____

53. 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 resolutions 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 September 25, 2007 to October 5, 2007, for reference by President to appropriate committee on October 16, 2007.

071411 [Settlement of Lawsuit - Robert Kellogg, Jr.]

Ordinance authorizing settlement of the lawsuit filed by Robert Kellogg, Jr., against the City and County of San Francisco and Philip J. Welsh for \$150,000; the lawsuit was filed on January 6, 2006 in San Francisco Superior, Case No. 446-493; entitled Robert Kellogg, Jr. v. City and County of San Francisco, et al. (City Attorney)

10/5/2007, RECEIVED AND ASSIGNED to Rules Committee.

071412 [Settlement of Lawsuit - Mitchell Engineering/J. Fletcher Creamer & Son, Inc.]

Ordinance authorizing settlement of the lawsuit filed by Mitchell Engineering/J. Fletcher Creamer & Son, Inc. against the City and County of San Francisco for \$775,000; the lawsuit was filed on July 6, 2005 in San Joaquin County Superior Court, Case No. CV 026863; entitled Mitchell Engineering/J/ Fletcher Creamer & Son, Inc., et al., v. City and County of San Francisco, et al. (City Attorney)

10/5/2007, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from September 25, 2007 to October 5, 2007, for reference by President to appropriate committee on October 16, 2007.

071384 [Settlement of Unlitigated Claim - PG&E]

Resolution approving the settlement of the unlitigated claim filed by Pacific Gas & Electric against San Francisco for \$238,594; claim was filed on June 19, 2007. (City Attorney)

9/25/2007, RECEIVED AND ASSIGNED to Rules Committee.

071385 [Authorizing the Department of Telecommunications and Information Services to amend an agreement with CA, Inc. to extend the term of the agreement from ten years to thirteen years with an option for another three years]

Resolution authorizing the Department of Telecommunications and Information Services ("DTIS") to enter into the Second Amendment of an agreement between the City and County of San Francisco ("City") and CA, Inc. ("CA") to extend term of the agreement to thirteen years with an option for another three years. (Telecommunications and Information Services)

9/28/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071386 [Approving a contract with anticipated expenditures in excess of \$10 million]

Resolution approving an Agreement between the City and County of San Francisco and S & S Trucking (Contractor) for hauling biosolids (sludge) and grit estimated to exceed \$10 million, pursuant to San Francisco Charter Section 9.118(b). (Office of Contract Administration)

10/1/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071409 [Street Artist Winter Holiday Spaces]

Resolution approving temporary selling spaces in the Downtown area and at Harvey Milk Plaza for street artists certified by the Arts Commission, City and County of San Francisco, for the winter holiday season, 2007, beginning on November 15, 2007 and ending on January 15, 2008. (Arts Commission)

10/3/2007, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

071413 [Petitions and Communications, Part 1]

Petitions and Communications received from September 25, 2007 through October 5, 2007 for reference by the President to October 16, 2007 (Items 1-60)

From Office of the Mayor, submitting copy of notice of suspension from office written to Supervisor Edmund Jew, District 4. Copy: Each Supervisor(1)

From Office of the Mayor, regarding notice of appointment during suspension of Edmund Jew from office. Copy: Each Supervisor(2)

From Office of the Mayor, regarding notification to Supervisors and Commissioners of the suspension of Supervisor Edmund Jew. Copy: Each Supervisor(3)

From Public Utilities Commission, regarding the appointment of Karri Ving to the San Francisco Biodiesel Access Task Force replacing Tom Franza effective October 1, 2007.(4)

From Planning Department, submitting Balboa Park Station Area Plan Draft Environmental Impact Report.(5)

From concerned citizens, regarding request for continuance of the categorical exemption appeal hearing for 2721 Pierce Street. File 071265, Copy: Each Supervisor, City Attorney, 2 letters(6)

From California Native Plant Society, submitting support for the nomination of the blue elderberry tree at Folsom Street and Bernal Heights Boulevard for Landmark Tree status. File 071124, Copy: City Operations & Neighborhood Services(7)

From Mirna Escobar, regarding grievance against Beverly Black and Sheila Hightower, caregiver.(8)

From Risk Management Office, submitting Indemnification Quarterly Report, July to September 2007 per Administrative Code Section 1.24.(9)

From Residential Rent Stabilization and Arbitration Board, submitting Rent Board annual statistical report 2006-2007.(10)

From Municipal Transportation Agency, regarding status on the feasibility of installing a traffic mirror at the intersection of Kensington Way and Ulloa Street. (Reference 20070911-021)(11)

From Recreation and Parks Department, regarding status on repairing the swingset at the

Panhandle Children's Playground. (Reference 20070918-004) Copy: Supervisor Mirkarimi(12)

From Grants for the Arts, submitting 2006/2007 NonProfit Performing Arts Loan Program (NPALP) year end progress report.(13)

From Office of the City Attorney, regarding the official misconduct hearing for the suspension of Supervisor Ed Jew. Copy: Each Supervisor(14)

From Department of Elections, submitting amended copy of the petition for the recall of Supervisor Jake McGoldrick, District 1.(15)

From Department of Public Works, regarding status on replacing and installing the five arrow signs approaching St. Francis Circle. (Reference 20070807-015) (16)

From Department of Public Works, regarding status on investigating if the traffic lights can be synchronized for the intersection of Ocean Avenue and Junipero Serra Boulevard. (Reference 20070807-016)(17)

From Clerk of the Board, submitting Form 700 Statement of Economic Interests for: May Ling Hazel Lee, Legislative Assistant (18)

From Office of the Controller, regarding Charter Amendment creating minimum qualifications for members of City bodies that oversee and administer election, campaign finance, lobbying, conflict of interest, open meeting and public records laws. File 071051(19)

From Department of Public Health, submitting status report on the implementation of the San Francisco Health Care Security ordinance. File 070354(20)

From Capital Planning Committee, regarding the 2008 Clean and Safe Neighborhood Parks G.O. Bond measure and the San Francisco Public Utilities Commission regarding an appropriation request for the PUC's new administration building at 525 Golden Gate Avenue.(21)

From Sonoma-Marin Area Rail Transit Project District (SMART), submitting notice of a draft supplemental Environment Impact Report for Sonoma-Marin Area Rail Transit Project. (22)

From Office of the Controller, regarding sources of funding for the Public Education Enrichment Fund for fiscal year 2008-09. (23)

From concerned citizens, commenting on the right to free speech. File 071185, Copy: Each Supervisor, over 300 letters(24)

From City Planning Committee, regarding incorrect project titles in fiscal year 2007-2008 capital budget. Copy: Each Supervisor(25)

From Jeff Minster, commenting on the need for traffic control during school hours on Marston Avenue located behind City College.(26)

From Francisco Da Costa, commenting on Joseph Lee Recreation Center.(27)

From Gary R. Gentry, commenting on smoking at the Alemany Farmers Market.(28)

From John Miller, submitting opposition to proposed advertising on or around the Golden Gate Bridge. File 071058, Copy: Each Supervisor(29)

From Adam Graff, commenting on an article posted in the Chronicle regarding Mayor Newsom's effort to clean the streets of the SoMa. Copy: Supervisor Daly, 2 letters(30)

From Mary Ann Mana, submitting appreciation to the Board for their expression of sympathy to the Mana family.(31)

From Terrie Frye, regarding WiFi and cancer.(32)

From Joe Acosta, commenting on the Nextbus System and MUNI.(33)

From James Chaffee, commenting on the Library Preservation Fund.(34)

From concerned citizens, commenting on the SF Film Commission's refusal to allow the US Marines to tape a recruitment commercial on a San Francisco street. 559 letters(35)

From Rev. Randi Webster, commenting on safe access to medical cannabis and medical cannabis facilities.(36)

From concerned citizens, commenting on the Blue Angels air show during Fleet Week. File 071232, Copy: Each Supervisor, 27 letters (37)

From Department of Public Health, submitting Monthly STD Report for August 2007.(38)

From Building Inspection Commission, regarding an application for appeal to the Building Inspection Commission for 770 Powell Street.(39)

From Nossaman, Guthner, Knox & Elliott, LLP, regarding application seeking the Public Utilities Commission's authorization for two separate proposed internal reorganizations.(40)

From Civil Service Commission, regarding allocations for advertising purchases in newspapers which feature trafficked immigrant women and prostitution in violation of state law. Copy: Each Supervisor(41)

From concerned citizens, commenting on the proposed Municipal Identifications Cards. File 071333, Copy: Each Supervisor, 3 letters(42)

From concerned citizens, urging the Board to support the resolution to disapprove the determination of the Planning Department for the 445 Wawona Street project. File 071037, Copy: Each Supervisor, 2 letters(43)

From Patty Riek, commenting on smoking at the Alemany Farmers' Market.(44)

From Keren Abra, submitting opposition to Starbucks opening at 4th and Geary. File 071031, Copy: Each Supervisor(45)

From concerned citizens, submitting support for the proposed WiFi agreement with Google and Earthlink. File 070077, Copy: Each Supervisor, 2 letters(46)

From Mary Miles, regarding special hearing on the Market and Octavia project. File 01158, Copy: Land Use Committee Members(47)

From G. C. Hextrum, commenting on a billboard seen while driving on the freeway near the Bay Bridge.(48)

From Amy Chen, commenting on food service businesses in the Sunset District using advertising signs in Chinese only. Copy: Supervisor Chu(49)

From Administrative Services, submitting copy of response to constituent regarding media issues.(50)

From concerned citizens, commenting on San Francisco. 8 letters(51)

From Sharon Patrick, submitting request to the Board for their support during CNA/CPMC contract negotiations.(52)

From James Leonard, commenting on Tuberculosis exposure in City homeless shelters. Copy: Public Health(53)

From Pete Sherman, commenting on non-violence in Burma.(54)

From Francisco Da Costa, commenting on the Board of Education's vote to put a halt of the project on Bayview Hunters Point Parcel A. 2 letters(55)

From concerned citizens, commenting on Lennar Corporation. 10 letters(56)

From Dr. Ahimsa Porter Sumchai, commenting on an article placed in the Chronicle.(57)

From Francisco Da Costa, commenting on the residence at 1401 Ingalls and the All Hollows complex.(58)

From Francisco Da Costa, commenting on Apartment Investment and Management Company (AIMCO).(59)

From Francisco Da Costa, commenting on public housing in San Francisco. (60)

071414 [Petitions and Communications, Part 2]

Petitions and Communications received from September 25, 2007 through October 5, 2007 for reference by the President to October 16, 2007 (Items 61-86)

From Francisco Da Costa, commenting on several issues regarding San Francisco. 2 letters(61)

From John Barbey, commenting on the Public Utilities Commission draft PEIR for SFPUC Water System Improvement Program.(62)

From Holly Bowling, submitting support for the proposed bike program for San Francisco.(63)

From Jared Bell, submitting support for the Board's decision to adopt a ban on plastic grocery bags.(64)

From Jeff McKenna, submitting support for Mayor Newsom's plans to crack down on quality-of-life crimes in the South of Market.(65)

From Lisa Lasris, commenting on an article linked from the Drudge Report.(66)

From Mirna Escobar, commenting on Adult Protective Services and In Home Support Services. 3 letters(67)

From Abdalla Megahed, submitting copy of open letter to Mayor Newsom.(68)

From Patrick Monette-Shaw, submitting copy of letter to the editor of the SF Daily regarding Mayor Newsom.(69)

From Melinda Costello, urging the Board to oppose an additional liquor license/24 hour food license for the Café Flor. Copy: Each Supervisor(70)

From concerned citizens, commenting on the Folsom Street Fair's advertisement. Copy: Supervisors Daly and Ammiano, 2 letters(71)

From Howard Vicini, commenting on the MUNI system. Copy: Municipal Railway(72)

From James Chaffee, commenting on media issues during public comment. 2 letters(73)

From Laura Hollander, commenting on advertising in the air.(74)

From concerned citizens, commenting on the Tenderloin neighborhood. Copy: Supervisor Daly, 2 letters(75)

From Reuben & Junius LLP, regarding Joy-Brewster Interim Controls. File 071122, Copy: Each Supervisor(76)

From Adam Martin, submitting appreciation to the Board for the Certificate of Honor presented to him. Copy: Each Supervisor(77)

From Charles Johnson, commenting on beams that shoot rays possibly throughout the City. 2 letters(78)

From Human Services Agency, submitting copy of response to constituent regarding the First Source Hiring Program.(79)

From Phoebe Williams, submitting copy of letter written to Mayor Newsom.(80)

From Kevin Krainak, commenting on Critical Mass. Copy: Mayor Newsom(81)

From Melissa A.C. Brunell, commenting on various issues.(82)

From Gerri Hayes, commenting on the Transbay Terminal building.(83)

From CA Public Utilities Commission, submitting copy of application of Anteneh G. Lakew doing business as Paradise Valley Shuttle to provide as passenger stage corporation an on-call, door-to-door services between points in San Francisco, Alameda, Contra Costa, Santa Clara, Solano, Marin, and San Mateo Counties on the one hand, and San Francisco, Oakland, and San Jose International Airport on the other hand.(84)

From Department of Elections, regarding voting system update #4: Effects of Conditional Certification of ES&S Voting System.(85)

From Carol Slettvedt, commenting on the categorical exemption appeal for the 445 Wawona Street project. (86)

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) 554-4188 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 IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

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 (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 J, K, L, M, and N (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 sotf@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