



# BOARD OF SUPERVISORS

## CITY AND COUNTY OF SAN FRANCISCO

### AGENDA

City Hall, Room 416  
City Hall, 1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

Tuesday, September 6, 2011 - 2:00 PM

#### Regular Meeting

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

Angela Calvillo, Clerk of the Board

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

#### BOARD COMMITTEES

##### Committee Membership

**Budget and Finance Committee**  
Supervisors Chu, Mirkarimi, Kim

**City and School District Select Committee**  
Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton

**City Operations and Neighborhood Services Committee**  
Supervisors Avalos, Mar, Elsbernd

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

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

**Public Safety Committee**  
Supervisors Mirkarimi, Cohen, Campos

**Rules Committee**  
Supervisors Kim, Elsbernd, Farrell

##### Meeting Days

Wednesday  
10:00 AM

2nd and 4th Thursday  
3:30 PM

2nd and 4th Monday  
10:00 AM

2nd and 4th Thursday  
10:00 AM

Monday  
1:00 PM

1st and 3rd Thursday  
10:30 AM

1st and 3rd Thursday  
1:30 PM

## Meeting Procedures

Board procedures do not permit: 1) persons in the audience at a Board meeting to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; 4) standing in the meeting room. The public is encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or to its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

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

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

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

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

## Disability Access

The Legislative Chamber 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 are available upon request at the Clerk of the Board's Office, Room 244. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

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

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

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

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

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

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail the 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](mailto:sotf@sfgov.org)

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

## **Lobbyist Registration and Reporting Requirements**

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

## **Agenda Item Information**

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

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

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk on the Friday preceding a regularly scheduled Board meeting.

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

## **AGENDA CHANGES**

## **APPROVAL OF MEETING MINUTES**

*Approval of the July 12, 2011, July 19, 2011, July 26, 2011, and August 2, 2011, Board Meeting Minutes.*

## **COMMUNICATIONS**

## **CONSENT AGENDA**

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

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

### **Items 1 through 4**

### **Recommendations of the Budget and Finance Committee**

*Present: Supervisors Chu, Mirkarimi, Kim*

1. [110583](#) **[Administrative Code - Cash Difference and Overage Funds]**  
Ordinance amending the San Francisco Administrative Code Section 10.82 to: 1) authorize the Controller to establish cash difference and overage funds for the use of any county officer or department head or judicial district handling judicial funds; 2) to increase, reduce, or discontinue the funds; 3) require any county officer or department head using such funds to report to the Controller; and 4) require the Controller to annually report to the Board of Supervisors regarding the cash difference and overage funds. (Treasurer-Tax Collector)

**Attachments:** [Comm Packet 072711](#)  
[Comm Packet 072711](#)  
[Legislation Ver1](#)  
[Board Packet 080211](#)  
[Board Packet 090611](#)

08/02/2011; PASSED, ON FIRST READING.

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

Present: Supervisors Chu, Kim

2. [110594](#) **[Administrative Code - Enforcement of Minimum Wage Law by the Office of Labor Standards Enforcement]**

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

Ordinance amending the San Francisco Administrative Code Sections 12R.5, 12R.7, 12R.16, 12R.17, 12R.18, and 12R.25 to: 1) enhance the Office of Labor Standards Enforcement's enforcement of the City's Minimum Wage Ordinance by clarifying agency access to places of employment; 2) require a policy to resolve complaints or initiate enforcement actions within one year; 3), raise the penalty for employer retaliation; 4) impose a penalty for failure to post minimum wage rates; 5) provide for posting notice to employees upon commencement of an investigation and public posting of employer non-compliance, and impose penalties for violation of these posting requirements; 6) impose a penalty for failure to provide employer's name, address, and telephone number to employees; 7) allow for back wages held in escrow for an employee for three years or more to be used to enforce the Minimum Wage Ordinance or other laws enforced by the Office of Labor Standards Enforcement if the Office of Labor Standards Enforcement cannot locate the employee; 8) provide authority to immediately issue an administrative citation upon sufficient evidence of certain violations; and 9) require industry-focused outreach materials for employees.

**Attachments:** [Legislation Ver1](#)

[Small Business 062711](#)

[Comm Packet 072011](#)

[Legislation Ver2](#)

[Comm Packet 072711](#)

[Board Packet 080211](#)

[Board Packet 090611](#)

08/02/2011; PASSED, ON FIRST READING.

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

**Recommendations of the Rules Committee**

Present: Supervisors Kim, Elsbernd

3. [110622](#) **[Administrative Code - Allowing Paid Administrative Leave in Certain Circumstances]**

Ordinance amending the San Francisco Administrative Code by adding Section 16.10 to allow the City and County of San Francisco to use time-limited paid administrative leave for its employees under certain circumstances. (Human Resources Department)

**Attachments:** [Legislation Ver1](#)

[Comm Packet 072111](#)

[Board Packet 080211](#)

[Board Packet 090611](#)

08/02/2011; PASSED, ON FIRST READING.

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

Present: Supervisors Kim, Elsbernd, Farrell

4. [110829](#)

**[Appointment, Mental Health Board - Lena Miller]**

Motion appointing Lena Miller, term ending January 31, 2013, to the Mental Health Board. (Clerk of the Board)

**Attachments:** [Comm Packet 072111](#)

[Comm Report 072811](#)

[Legislaton Ver1](#)

[Board Packet 090611](#)

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

## REGULAR AGENDA

## UNFINISHED BUSINESS

### Recommendation of the Budget and Finance Sub-Committee

*Present: Supervisors Chu, Mirkarimi, Kim*

5. [110503](#) **[Administrative Code - Regulating Overtime Available for City Employees]**  
**Sponsor: Chiu**  
Ordinance amending the San Francisco Administrative Code, Section 18.13.1 to limit the overtime worked in any fiscal year by any employee to 20% of regularly scheduled hours and to specify and modify written reports to be submitted regarding overtime information.

**Attachments:** [Legislation Ver1](#)

[Comm Packet 071311](#)

[Budget Analyst 071311](#)

[Comm Packet 072011](#)

[Budget Analyst 072011](#)

[Legislation Ver2](#)

[Board Packet 072611](#)

[Board Packet 080211](#)

[Board Packet 090611](#)

07/26/2011; CONTINUED ON FIRST READING.

08/02/2011; CONTINUED ON FIRST READING.

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



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

*Present: Supervisors Mar, Cohen, Wiener*

**6. 110506 [Police, Planning, and Business and Tax Regulations Codes - Limited Live Performance Permits]**

**Sponsors: Mirkarimi; Wiener, Mar and Campos**

Ordinance amending the San Francisco Police Code Sections 2.26, 2.27, 1060, 1060.1, 1060.1-1, 1060.7.1, 1060.9, 1060.19, 1060.20.4, 1060.24, 1060.35, 2901, 2909, and 2916; adding to the San Francisco Police Code Sections 1060.2.1, 1060.3.1, 1060.5.1, 1060.38, and 1060.38.1; amending the San Francisco Planning Code Sections 102.17, 703.2, 790.38, 803.2, 803.3, and 890.37; and amending the San Francisco Business and Tax Regulations Code Section 8 to: 1) create a Limited Live Performance Permit for indoor locales whose primary function is not presentation of live performances, said permit to include noise and hours restrictions but not necessarily security plan requirements; 2) to specify application and license fees and hearing requirements for said permit; and 3) making findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

- Attachments:** [Legislation Ver1](#)  
[Leg Digest Ver1](#)  
[Legislation Ver2](#)  
[Leg Digest Ver2](#)  
[Comm Packet 071811](#)  
[Response SBC 062111](#)  
[Response PLN 071311](#)  
[Legislation Ver3](#)  
[Leg Digest Ver3](#)  
[Comm Packet 072511](#)  
[Board Packet 072611](#)  
[Board Packet 080211](#)  
[Legislation Ver6](#)  
[Leg Digest Ver6](#)  
[Board Packet 090611](#)

07/26/2011; CONTINUED ON FIRST READING.

08/02/2011; AMENDED.

08/02/2011; AMENDED.

08/02/2011; AMENDED.

08/02/2011; PASSED ON FIRST READING AS AMENDED.

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

## NEW BUSINESS

### Recommendations of the Rules Committee

*Present: Supervisors Kim, Elsbernd, Farrell*

7. [101574](#) **[Elections Code - E-mailing the Voter Information Pamphlet]**  
**Sponsor: Mirkarimi**  
Ordinance amending the San Francisco Municipal Elections Code Section 500, and adding Section 502, to require the Director of Elections to establish a process that permits voters to choose to receive the San Francisco Voter Information Pamphlet and associated materials by electronic means instead of by paper mail.

**Attachments:** [Comm Packet 070711](#)  
[Comm Packet 072111](#)  
[Comm Packet 072811](#)  
[Legislation Ver2](#)  
[Board Packet 090611](#)

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

8. [110806](#) **[Administrative Code - Deleting Outdated References to Telecommunications Commission]**  
Ordinance repealing the San Francisco Administrative Code Section 11.84, thereby dissolving the Telecommunications Commission. (Clerk of the Board)

**Attachments:** [Comm Report 072811](#)  
[Legislative Ver1](#)  
[Board Packet 090611](#)

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

9. [110809](#) **[Administrative Code – Dissolving Drug Abuse and City-Wide Alcoholism Advisory Boards]**  
Ordinance repealing the San Francisco Administrative Code Sections 15.17 and 15.19, thereby dissolving the Drug Abuse Advisory Board and the City-Wide Alcoholism Advisory Boards, respectively. (Clerk of the Board)

**Attachments:** [Comm Report 072811](#)  
[Legislation Ver1](#)  
[Board Packet 090611](#)

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

10. [110807](#) **[Dissolving Presidio Neighborhood Representative Work Group]**  
Resolution repealing Resolution No. 668-01 to dissolve the "Presidio Neighborhood Representative Work Group." (Clerk of the Board)

**Attachments:** [Comm Report 072811](#)  
[Legislation Ver1](#)  
[Board Packet 090611](#)

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

11. [110808](#) **[Dissolving Mayor's Criminal Justice Council]**  
Resolution repealing Resolution Nos. 89-71, 286-71, 359-71, 360-71, 608-71, 14-72, 578-72, 510-73, 934-74, 126-77, 26-78, 704-78, 412-82, 349-89, and 414-89, to dissolve the "Mayor's Criminal Justice Council." (Clerk of the Board)

**Attachments:** [Comm Report 072811](#)  
[Legislation Ver1](#)  
[Board Packet 090611](#)

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

12. [110810](#) **[Dissolving Children's Collaborative Task Force]**  
Resolution repealing Resolution No. 358-07 to dissolve the "Children's Collaborative Task Force." (Clerk of the Board)

**Attachments:** [Legislation Ver1](#)  
[Comm Report 072811](#)  
[Board Packet 090611](#)

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

13. [110811](#) **[Dissolving Arts Task Force]**  
Resolution repealing Resolution Nos. 781-04, 316-05, 402-05, 802-05, and 77-06, to dissolve the "Arts Task Force." (Clerk of the Board)

**Attachments:** [Comm Report 072811](#)  
[Legislation Ver1](#)  
[Board Packet 090611](#)

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

## SPECIAL ORDER 2:30 P.M.

(Please note time change for Special Orders pursuant to Board Rule 4.29 and File No. 110889, approved August 2, 2011.)

### 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.

**14. [110825](#) [Public Hearing - Appeal of Determination of Exemption from Environmental Review - 70 Gold Mine Drive]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated March 12, 2009, Case No. 2008.1218E, that a project located at 70 Gold Mine Drive is exempt from environmental review under Categorical Exemption, Class 1 (State CEQA Guidelines Section 15301). The proposed project involves demolition of an existing single-family residential building and construction of three residential units, Lot No. 033, in Assessor's Block No. 7520. (District 8) (Appellant: George Tsang)

(Filed July 21, 2011; Companion Measure to File Nos. 110826, 110827 and 110828.)

**Attachments:** [Board Packet 090611](#)

**Question: Shall this Hearing be HEARD AT PUBLIC HEARING?**

*Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Categorical Exemption from Environmental Review 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.)**

**15. [110826](#) [Affirming the Exemption Determination - 70 Gold Mine Drive]**

Motion affirming the determination by the Planning Department that a project located at 70 Gold Mine Drive is exempt from environmental review.

**Attachments:** [Legislation Ver1](#)

[Board Packet 090611](#)

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

16. [110827](#) **[Reversing the Exemption Determination - 70 Gold Mine Drive]**  
Motion reversing the determination by the Planning Department that the 70 Gold Mine Drive project is exempt from environmental review.

**Attachments:** [Legislation Ver1](#)  
[Board Packet 090611](#)

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

17. [110828](#) **[Preparation of Findings to Reverse the Exemption Determination - 70 Gold Mine Drive]**  
Motion directing the Clerk of the Board to prepare findings reversing the exemption determination by the Planning Department that a project located at 70 Gold Mine Drive is exempt from environmental review.

**Attachments:** [Legislation Ver1](#)  
[Board Packet 090611](#)

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

## **SPECIAL ORDER 2:30 P.M.**

18. [110835](#) **[Public Hearing - Appeal of Tentative Parcel Map - 1171 Sansome Street]**  
Hearing of persons interested in or objecting to the decision of the Department of Public Works dated June 30, 2011, approving a Tentative Parcel Map for a 2-lot subdivision located at 1171 Sansome Street, Assessor's Block No. 0113, Lot No. 040. (District 3) (Appellants: John M. Sanger, Catherine Sanger, David Davies, and Jack Weeden). (Clerk of the Board)

(Filed July 11, 2011; Companion Measure to File Nos. 110836, 110837, and 110838.)

**Attachments:** [Board Packet 080211](#)  
[Board Packet 090611](#)

08/02/2011; CONTINUED.

**Question: Shall this Hearing be HEARD AT PUBLIC HEARING?**

*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.)**

**19. [110836](#) [Approving Decision of the Department of Public Works and Approving the Tentative Parcel Map - 1171 Sansome Street]**

Motion finding the Tentative Parcel Map for a 2-lot subdivision located at 1171 Sansome Street, Assessor's Block No. 0113, Lot No. 040, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; approving the decision of the Department of Public Works; and approving the Tentative Parcel Map. (Clerk of the Board)

**Attachments:** [Legislation Ver1](#)  
[Board Packet 080211](#)  
[Board Packet 090611](#)

08/02/2011; CONTINUED.

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

**20. [110837](#) [Disapproving Decision of the Department of Public Works and Disapproving the Tentative Parcel Map - 1171 Sansome Street]**

Motion finding the Tentative Parcel Map for a 2-lot subdivision located at 1171 Sansome Street, Assessor's Block No. 0113, Lot No. 040, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; disapproving the decision of the Department of Public Works; and disapproving the Tentative Parcel Map. (Clerk of the Board)

**Attachments:** [Legislation Ver1](#)  
[Board Packet 080211](#)  
[Board Packet 090611](#)

08/02/2011; CONTINUED.

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

**21. [110838](#) [Preparation of Findings Related to the Tentative Parcel Map Disapproval - 1171 Sansome Street]**

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 2-lot subdivision located at 1171 Sansome Street, Assessor's Block No. 0113, Lot No. 040. (Clerk of the Board)

**Attachments:** [Board Packet 080211](#)  
[Legislation Ver1](#)  
[Board Packet 090611](#)

08/02/2011; CONTINUED.

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

**SPECIAL ORDER 2:30 P.M.**

22. [110831](#) **[Public Hearing - Appeal of Tentative Parcel Map - 1621 Montgomery Street]**  
Hearing of persons interested in or objecting to the decision of the Department of Public Works dated July 6, 2011, approving a Tentative Parcel Map for a 4-unit commercial condominium subdivision located at 1621 Montgomery Street, Assessor's Block No. 0060, Lot No. 0310. (District 3) (Appellant: Sandra M. Bonato on behalf of the Lombard Plaza Owners Association). (Clerk of the Board)

(Filed July 15, 2011; Companion Measure to File Nos. 110832, 110833, and 110834.)

**Attachments:** [Board Packet 080211](#)  
[Board Packet 090611](#)

08/02/2011; CONTINUED.

**Question: Shall this Hearing be HEARD AT PUBLIC HEARING?**

*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.)**

23. [110832](#) **[Approving Decision of the Department of Public Works and Approving the Tentative Parcel Map - 1621 Montgomery Street]**  
Motion finding the Tentative Parcel Map for a 4-unit commercial condominium subdivision located at 1621 Montgomery Street, Assessor's Block No. 0060, Lot No. 0310, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; approving the decision of the Department of Public Works; and approving the Tentative Parcel Map.

**Attachments:** [Legislation Ver1](#)  
[Board Packet 080211](#)  
[Board Packet 090611](#)

08/02/2011; CONTINUED.

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

24. [110833](#) **[Disapproving Decision of the Department of Public Works and Disapproving the Tentative Parcel Map - 1621 Montgomery Street]**

Motion finding the Tentative Parcel Map for a 4-unit commercial condominium subdivision located at 1621 Montgomery Street, Assessor's Block No. 0060, Lot No. 0310, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; disapproving the decision of the Department of Public Works; and disapproving the Tentative Parcel Map. (Clerk of the Board)

**Attachments:** [Legislation Ver1](#)  
[Board Packet 080211](#)  
[Board Packet 090611](#)

08/02/2011; CONTINUED.

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

25. [110834](#) **[Preparation of Findings Related to the Tentative Parcel Map Disapproval - 1621 Montgomery Street]**

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 4-unit commercial condominium subdivision at 1621 Montgomery Street, Assessor's Block No. 0060, Lot No. 0310.

**Attachments:** [Board Packet 080211](#)  
[Legislation Ver1](#)  
[Board Packet 090611](#)

08/02/2011; CONTINUED.

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

## **SPECIAL ORDER 2:30 P.M.**

26. [110840](#) **[Public Hearing - Appeal of Tentative Parcel Map - 8 Napier Lane/222-222A Filbert Street]**

Hearing of persons interested in or objecting to the decision of the Department of Public Works dated July 14, 2011, approving a Tentative Parcel Map for a 3-unit condominium conversion located at 8 Napier Lane/222-222A Filbert Street, Assessor's Block No. 0085, Lot No. 007. (District 3) (Appellant: Terence Keene) (Clerk of the Board)

(Filed July 25, 2011; Companion Measure to File Nos. 110841, 110842, and 110843.)

**Attachments:** [Board Packet 090611](#)

**Question: Shall this Hearing be HEARD AT PUBLIC HEARING?**

*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.)**

27. [110841](#) **[Approving Decision of the Department of Public Works and Approving the Tentative Parcel Map - 8 Napier Lane/222-222A Filbert Street]**  
Motion finding the Tentative Parcel Map for a 3-unit condominium conversion subdivision located at 8 Napier Lane/222-222A Filbert Street, Assessor's Block No. 0085, Lot No. 007, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; approving the decision of the Department of Public Works; and approving the Tentative Parcel Map. (Clerk of the Board)

**Attachments:** [Legislation Ver1](#)  
[Board Packet 090611](#)

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

28. [110842](#) **[Disapproving Decision of the Department of Public Works and Disapproving the Tentative Parcel Map - 8 Napier Lane/222-222A Filbert Street]**  
Motion finding the Tentative Parcel Map for a 3-unit condominium conversion subdivision located at 8 Napier Lane/222-222A Filbert Street, Assessor's Block No. 0085, Lot No. 007, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; disapproving the decision of the Department of Public Works; and disapproving the Tentative Parcel Map. (Clerk of the Board)

**Attachments:** [Legislation Ver1](#)  
[Board Packet 090611](#)

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

29. [110843](#) **[Preparation of Findings Related to the Tentative Parcel Map Disapproval - 8 Napier Lane/222-222A Filbert Street]**  
Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 3-unit condominium conversion subdivision located at 8 Napier Lane/222-222A Filbert Street, Assessor's Block No. 0085, Lot No. 007. (Clerk of the Board)

**Attachments:** [Legislation Ver1](#)  
[Board Packet 090611](#)

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

**SPECIAL ORDER 2:30 P.M.**

30. [110941](#) **[Public Hearing - Appeal of Determination of Exemption from Environmental Review - 660-670 4th Street]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated July 7, 2011, Case No. 2010.1042C, that a project located at 660-670 4th Street is exempt from environmental review under Categorical Exemption, Class 3 (State CEQA Guidelines Section 15301). The proposed project involves installation of a wireless telecommunications facility consisting of ten new panel antennas and six new equipment cabinets on the rooftop of an existing mixed use building, Lot Nos. 104-160, in Assessor's Block No. 3786. (District 6) (Appellant: Jason Sanders)

(Filed July 25, 2011; Companion Measure to File Nos. 110942, 110943 and 110944.)

**Attachments:** [Board Packet 090611](#)

[Board Packet 090611](#)

**Question: Shall this Hearing be HEARD AT PUBLIC HEARING?**

*Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Categorical Exemption from Environmental Review 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.)**

31. [110942](#) **[Affirming the Exemption Determination - 660-670 4th Street]**

Motion affirming the determination by the Planning Department that the project located at 660-670 4th Street is exempt from environmental review.

**Attachments:** [Legislation Ver1](#)

[Board Packet 090611](#)

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

32. [110943](#) **[Reversing the Exemption Determination - 660-670 4th Street]**

Motion reversing the determination by the Planning Department that the 660-670 4th Street project is exempt from environmental review.

**Attachments:** [Legislation Ver1](#)

[Board Packet 090611](#)

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

33. [110944](#) **[Preparation of Findings to Reverse the Exemption Determination - 660-670 4th Street]**

Motion directing the Clerk of the Board to prepare findings reversing the exemption determination by the Planning Department that the project located at 660-670 4th Street is exempt from environmental review.

**Attachments:** [Legislation Ver1](#)  
[Board Packet 090611](#)

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

## **SPECIAL ORDER 3:00 P.M.**

*(Pursuant to File No. 110855, approved on August 2, 2011.)*

## **Board of Supervisors Sitting as a Committee of the Whole**

34. [110856](#) **[Hearing - Street Vacation Order and Jurisdictional Transfer - Mandan Avenue and a Portion of Cayuga Avenue]**

Hearing of persons interested in or objecting to the proposed Ordinance: 1) ordering the vacation of an approximately 8,490 square foot portion of public right-of-way located on Cayuga Avenue, west of Naglee Avenue; 2) approving the jurisdictional transfer of such portion of public right-of-way from the Department of Public Works to the Recreation and Park Department; 3) approving the jurisdictional transfer of Mandan Avenue and portion of Cayuga Avenue, previously vacated by Board of Supervisors Resolution No. 5468, from the Department of Public Works to the Recreation and Park Department; 4) adopting environmental findings and findings that the actions contemplated herein are consistent with the City's General Plan and Planning Code Section 101.1; and 5) authorizing official acts in connection with this Ordinance. (Clerk of the Board)

**Attachments:** [Board Packet 090611](#)

**Question: Shall this Hearing be HEARD AT PUBLIC HEARING?**

## Committee of the Whole Adjourn and Report

### From the Land Use and Economic Development Committee Without Recommendation

*Present: Supervisors Mar, Cohen, Wiener*

35. [110857](#) **[Street Vacation Order and Jurisdictional Transfer - Mandan Avenue and a Portion of Cayuga Avenue]**  
**Sponsors: Mayor; Avalos**  
Ordinance: 1) ordering the vacation of an approximately 8,490 square foot portion of public right-of-way located on Cayuga Avenue, west of Naglee Avenue; 2) approving the jurisdictional transfer of such portion of public right-of-way from the Department of Public Works to the Recreation and Park Department; 3) approving the jurisdictional transfer of Mandan Avenue and portion of Cayuga Avenue, previously vacated by Board of Supervisors Resolution No. 5468, from the Department of Public Works to the Recreation and Park Department; 4) adopting environmental findings and findings that the actions contemplated herein are consistent with the City's General Plan and Planning Code Section 101.1; and 5) authorizing official acts in connection with this Ordinance.

**Attachments:** [Leg Digest Ver1](#)

[Legislation Ver1](#)

[Comm Packet 072511](#)

[Board Packet 090611](#)

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

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

## ROLL CALL FOR INTRODUCTIONS

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

## PUBLIC COMMENT

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

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

## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

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

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

### Items 36 through 40

**36. [110894](#) [Urging the Suspension of or Termination of Agreements with Immigration and Customs Enforcement on the Police/ICE Collaboration Program Known as “Secure Communities” and Supporting AB 1081]**

**Sponsors: Mirkarimi; Campos, Mar, Chiu and Avalos**

Resolution urging Governor Jerry Brown and Attorney General Kamala Harris to join the Governors of Illinois, Massachusetts, and New York in suspending or terminating agreements with Immigration and Customs Enforcement (ICE) on the Police/ICE collaboration program known as “Secure Communities” and to support Assembly Bill 1081, the TRUST Act - state legislation that would permit localities to opt out of the program.

**Attachments:** [Legislation Ver1](#)

[Board Packet 080211](#)

[Board Packet 090611](#)

07/26/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

08/02/2011; CONTINUED.

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

37. [110893](#) **[KALW Day - September 8, 2011]**  
**Sponsor: Mar**  
Resolution honoring KALW and proclaiming September 8, 2011, as "KALW Day" in the City and County of San Francisco.

**Attachments:** [Legislation Ver1](#)  
[Board Packet 090611](#)

07/26/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

38. [110922](#) **[Lost Landmark Plaques for Uptown Tenderloin Historic District]**  
**Sponsor: Kim**  
Resolution authorizing the placement of sidewalk plaques in front of nine locations in the Tenderloin neighborhood in accordance with Public Works Code Sections 789 et seq., the Commemorative Street Plaque Ordinance.

**Attachments:** [Legislation Ver1](#)  
[Board Packet 090611](#)

08/02/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

39. [110923](#) **[Accept and Expend Grant - National Night Out - \$3,000]**  
**Sponsor: Mayor**  
Resolution authorizing the San Francisco Police Department to retroactively accept and expend a grant from the Target Corporation in the amount of \$3,000 to purchase supplies and handouts for National Night Out community events on August 2, 2011.

**Attachments:** [Legislation Ver1](#)  
[Board Packet 090611](#)

08/02/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**40. [110925](#) [Approval of a 30 Day Extension for Planning Commission Review]****Sponsor: Mirkarimi**

Resolution extending by 30 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance that would amend Sections 710, 730, 733A, 733A.1, 790.90, 790.91, and 790.102 of the Planning Code to: 1) increase the maximum use size for Small Self-Service Restaurants in Neighborhood Commercial Districts to that of the non-residential use size limit for the district and eliminate the limit on the number of seats; 2) increase the minimum size for Large Self-Service Restaurants in Neighborhood Commercial Districts to that of the non-residential use size limit for the district; 3) principally permit Small Self-Service Restaurants and Video Stores in Neighborhood Commercial Cluster (NC-1) and Neighborhood Commercial Transit Cluster (NCT-1) Districts; 4) conditionally permit Large Self-Service Restaurants in the Inner Sunset Neighborhood Commercial District; 5) require that mechanical noise and vibration from Self-Service Restaurants be confined to the premises; 6) remove the prohibition of on-site food preparation and cooking and reheating equipment in Retail Coffee Stores; and 7) making environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.

**Attachments:** [Legislation Ver1](#)

[Board Packet 090611](#)

08/02/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**41. IMPERATIVE AGENDA**

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

*[Serious Injury Finding]*

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

*[Purely Commendatory Finding]*

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

*[Brown Act Finding]*

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

**LEGISLATION INTRODUCED AT ROLL CALL**

## PROPOSED ORDINANCES

*Proposed ordinances received from July 26, 2011, to August 29, 2011, for reference by President to appropriate committee on September 6, 2011.*

### 110139

#### **[Settlement of Lawsuit - Loren Miller Homes - \$317,500]**

Ordinance authorizing settlement of the lawsuit filed by Loren Miller Homes, a California corporation, against the City and County of San Francisco for \$317,500; the lawsuit was filed on July 22, 2010, in San Francisco Superior Court, Case No. CGC-10-501831; entitled Loren Miller Homes v. City and County of San Francisco, et al. (City Attorney)

**Attachments:** [Legislation Ver1](#)

07/25/2011; RECEIVED AND ASSIGNED to the Rules Committee.

### 110903

#### **[Administrative Code - Nonprofit Annual Income Statement]**

Ordinance amending the San Francisco Administrative Code Section 10.1 to allow Nonprofits receiving City funding to provide and update information directly to City Departments as an alternative to filing annual income statements with the City Administrator. (City Administrator)

**Attachments:** [Legislation Ver1](#)

08/11/2011; ASSIGNED UNDER 30 DAY RULE to the Budget and Finance Committee.

### 110904

#### **[Administrative Code - References to the Bureaus of Architecture, Engineering, and Construction Management]**

Ordinance amending the San Francisco Administrative Code Section 2A.190 to deem each reference to the "Bureau of Architecture," "Bureau of Engineering," and "Bureau of Construction Management" in the San Francisco Municipal Code to be a reference to the "Department of Public Works." (Public Works Department)

**Attachments:** [Legislation Ver1](#)

08/12/2011; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

### 110954

#### **[Settlement of Lawsuit - Julio Calero - \$75,000]**

Ordinance authorizing settlement of the lawsuits filed by Julio Calero against the City and County of San Francisco for \$75,000; the lawsuits were filed on September 18, 2009, and March 19, 2010, in San Francisco Superior Court, Case Nos. CGC-08-479969 and CGC-10-497921; entitled Julio Calero, et al. v. City and County of San Francisco, et al. and Julio Calero, et al. v. Colin Construction Company, et al. (City Attorney)

**Attachments:** [Legislation Ver1](#)

08/19/2011; RECEIVED AND ASSIGNED to the Rules Committee.



**110955 [Settlement of Lawsuits - Mitchell Engineering; Authorization of Bonds and Appropriation of Funds - Not to Exceed \$15,750,000]**

Ordinance: 1) authorizing settlement of all claims arising out of nine lawsuits involving Mitchell Engineering and the City and County of San Francisco; 2) declaring the intent of the San Francisco Public Utilities Commission to reimburse certain expenditures for settlement costs from proceeds of future bonded indebtedness for purposes of complying with Section 147(f) of the Internal Revenue Code of 1986, as amended; 3) authorizing the issuance of Settlement Bonds in connection therewith, as well as the associated financing cost to issue; 4) appropriating \$15,750,000, including insurance proceeds in the total amount of \$750,000, project construction funds in the total amount of \$920,207, and proceeds of Settlement Bonds in the amount of \$14,079,793; and 5) authorizing the use of substitute fund balance as a source in lieu of Settlement Bonds if available.

08/26/2011; RECEIVED AND ASSIGNED to the Rules Committee.

**PROPOSED RESOLUTIONS**

*Proposed resolutions received from July 26, 2011, to August 29, 2011, for reference by President to appropriate committee on September 6, 2011.*

**110933 [Contract Amendment - Western States Oil - Not to Exceed \$75,580,000]**

Resolution approving the Fifth Amendment to the Agreement between the City and Western States Oil increasing the total not-to-exceed amount of the contract from \$50,500,000 to \$75,580,000 pursuant to Charter Section 9.118(b). (Office of Contract Administration)

**Attachments:** [110933.doc](#)

08/22/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

**110956 [Settlement of Claim - Ernst & Young, LLP - \$158,646.36]**

Resolution approving the settlement of the unlitigated claim filed by Ernst & Young, LLP, against the City and County of San Francisco for refund of payroll taxes for the 2009 tax year in the amount of \$158,646.36; claim was filed on February 25, 2011. (City Attorney)

08/19/2011; RECEIVED AND ASSIGNED to the Rules Committee.

**110949 [Petitions and Communications]**

Petitions and Communications received from July 26, 2011, through August 29, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on September 6, 2011.

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

\*From concerned citizens, regarding saving the Sharp Park Wetlands. 30 letters (1)

\*From concerned citizens, submitting support for the Commission on Animal Control and Welfare's humane pet acquisition proposal in defense of animals. 80 letters (2)

From concerned citizens, urging the Board to end the sidewalk Sit-Lie Ordinance. 18 letters (3)

From Mary Miles, regarding proposed changes to the War Memorial Building. File No. 110750 (4)

From Peter Warfield, regarding the FY2011-2012 Public Library budget. (5)

From Office of the Clerk of the Board, submitting notice that the Office of the Clerk of the Board did not receive any Watch Law requests during FY2010-2011. Copy: Each Supervisor (6)

From Department of Elections, submitting copy of letter sent to the proponent of the "Parkmerced Special Use District" Initiative Petition, certifying that the petition contained an insufficient number of valid signatures to qualify for the November 8, 2011 Municipal Election. File No. 110301, Copy: Each Supervisor, Each Legislative Aide (7)

From Clerk of the Board, the following individuals have submitted a Form 700 Statement: (8)

Joseph Smooke, Legislative Aide - Leaving  
Nickolas Pagoulators, Legislative Aide - Assuming  
Andrea Bruss, Legislative Aide - Assuming

From Department of Public Works, submitting the FY2010-2011 Adopt-A-Tree Annual Report. Copy: Each Supervisor (9)

From Office of the Controller, submitting the Fox Rent-A-Car Audit Report for the period covering January 1, 2007 through December 31, 2009. (10)

From Department of Public Health, submitting the Laguna Honda Hospital and Rehabilitation Center's Compliance Quarterly Report, regarding the reversal of the admission policy priorities that took place February 22, 2005. Copy: Each Supervisor, GAO Committee Clerk (11)

From Department of Elections, submitting notice that beginning August 1, 2011, the Ballot Simplification Committee will conduct public meetings to prepare an impartial summary for each local ballot measure for publication in the San Francisco Voter Information Pamphlet for the upcoming November 8, 2011, Municipal Election. Copy: Each Supervisor (12)

From Department of Elections, regarding the disclaimer requirements for local ballot measures for the upcoming November 8, 2011, Municipal Election. Copy: Each Supervisor (13)

From T Mobile, submitting notification of three cellular antennas to be installed at 3000 Moraga Street. (14)

From Brigit Barnes & Associates, Inc., responding to frequently asked questions about the Ostrom Road Landfill Agreement. (15)

From Municipal Transportation Agency (MTA), submitting report summarizing the space that will be vacated and released by MTA, when the Transit Management Center opens in mid FY2012-2013. File No. 110538, Copy: Each Supervisor, Budget and Finance Committee Clerk (16)

From concerned citizens, regarding proposed legislation that creates a Limited Live Performance Permit for indoor locales whose primary function is not presentation of live performances, said permit to include noise and hours restrictions but not necessarily security plan requirements. File No. 110506, 14 letters (17)

From Department of the Environment, submitting resolution regarding the Department of Public Works Tree Transfer Maintenance Plan. (18)

From State Department of Social Services, regarding funding county fraud prevention proposals related to the FY2011-2012 In-Home Supportive Services Program. Copy: Each Supervisor (19)

From Sanger & Olson Law Corporation, submitting request for continuance of appeal for property located at 1171 Sansome Street. File No. 110835, Copy: Each Supervisor (20)

From Recreation and Park Department/Public Utilities Commission, regarding the long-term plans for Camp Mather. (21)

From Human Services Agency, submitting the FY2010-2011 Fourth Quarter Human Services Care Fund Report. Copy: Each Supervisor (22)

From Department of Public Works, submitting the FY2010-2011 Fourth Quarter Adopt-A-Tree Account Report. Copy: Each Supervisor (23)

From State Fish and Game Commission, submitting notice of proposed changes in regulations relating to the acceptable forms of identification: wildlife area passes and annual fee adjustments for sport and commercial fishing. Copy: Each Supervisor (24)

From State Public Utilities Commission, submitting notice that PG&E has filed an application to recover the costs associated with the agreement with Lawrence Livermore National Laboratory for 21st Century Energy. Copy: Each Supervisor (25)

From Linda Chapman, regarding the liquor license transfer for property located at 1423 Polk Street. File No. 110544 (26)

From Third and Le Conte Associates, regarding the 1075 Le Conte Street proposed affordable housing project. (27)

From John Sanger, regarding appeal of a Tentative Parcel Map for property located at 1171 Sansome Street. File No. 110835 (28)

From Tom Alderman, regarding bicyclists on the pedestrian sidewalks in the Broadway tunnel. Copy: Each Supervisor (29)

From Supervisors Kim, Mar and Mirkarimi, submitting letter withdrawing their support for the previously submitted "Fair Shelter" Initiative Measure for the November 8, 2011, Municipal Election. File No. 110776, Copy: Each Supervisor (30)

From Supervisors Avalos, Campos, Mar and Mirkarimi, submitting letter withdrawing their support for the previously submitted "Parks for the Public" Initiative Measure currently scheduled for the November 8, 2011, Municipal Election. File No. 110775, Copy: Each Supervisor (31)

From Supervisors Avalos, Campos, Kim and Mar, submitting letter withdrawing their support for the previously submitted "Anti-Demolition" Initiative Measure currently scheduled for the November 8, 2011, Municipal Election. File No. 110777, Copy: Each Supervisor (32)

From concerned citizens, submitting opposition to the landfill agreement with Recology. File No. 101225, Copy: Each Supervisor, 2 letters (33)

From Lee Mentley, regarding elected officials in Washington D.C. (34)

From League of Pissed Off Voters, submitting support for the Health Care Security Ordinance amendment. (35)

From concerned citizens, submitting support for eliminating the \$2,000,000 in service fees charged to City College. 3 Letters (36)

From James Ludwig, submitting opposition to the Oak and Fell Streets proposed bike lane expansion. Copy: Each Supervisor (37)

From Neil Signo, regarding swimming pool safety. (38)

From Neil Signo, requesting the term "equivalent experience" is removed from City and County emergency services job announcements. (39)

From Eileen Boken, submitting opposition to proposed legislation that extends time to consider continuing redevelopment activities. File No. 110863 (40)

From concerned citizens, submitting support for the formation of the West Portal Community Benefit District. File No. 110772, 4 letters (41)

From Public Utilities Commission, submitting request for waiver of Administrative Code Chapter 12B to purchase gas through a government bulk purchasing agreement with the State Department of General Services. (42)

From Rita O'Flynn, regarding the Tenderloin Housing Clinic. (43)

From David Tornheim, urging the Board to request the Planning Department to discontinue the practice of preferential application of the Formula Retail Law that improperly favors bank chains. (44)

From Aaron Goodman, regarding the Parkmerced Project. (45)

From Lee Goodin, urging the City to require all bicycle riders over the age of 12 to pass a written test similar to that for motor vehicle drivers. (46)

From Ethics Commission, regarding funds in the Election Campaign Fund. Copy: Each Supervisor (47)

From Police Department, submitting request for waiver of Administrative Code Chapter 12B for law enforcement training courses at the Embassy Suites Hotel. (48)

From Office of the Controller, submitting the City's Commercial Paper Program Status Report. (49)

From Office of the Mayor, submitting the following appointments. Copy: Rules Committee Clerk (50)  
Human Rights Commission  
Michael Pappas, term ending September 2, 2012  
Sheryl Evans Davis, term ending August 14, 2014  
Residential Rent Stabilization and Arbitration Board  
Shoba Dandillaya, term ending October 1, 2011

From Clerk of the Board, submitting copy of memorandum sent to the Board of Supervisors regarding the following appointments by the Mayor: (51)  
Human Rights Commission  
Michael Pappas, term ending September 2, 2012  
Sheryl Evans Davis, term ending August 14, 2014  
Residential Rent Stabilization and Arbitration Board  
Shoba Dandillaya, term ending October 1, 2011

From Office of the Controller, submitting an amendment to the Memorandum of Understanding with the Police Municipal Executives Association. File No. 110852, Copy: GAO Committee Clerk (52)

From Office of the Controller, submitting an amendment to the Memorandum of Understanding with the Fire Municipal Executives Association. File No. 110850, Copy: GAO Committee Clerk (53)

From Office of the Controller, submitting an amendment to the Memorandum of Understanding with the Firefighters Union Locals 798 and 799. File Nos. 110847, 110848, Copy: GAO Committee Clerk (54)

From Office of the Controller, submitting an amendment to the Memorandum of Understanding with the Police Officers Association. File Nos. 110849 and 110851, Copy: GAO Committee Clerk (55)

From Department of Public Health, submitting request for waiver of Administrative Code Chapter 12B for Sanofi Pasteur, Inc. (56)

From Patrick Monette-Shaw, regarding the Laguna Honda Hospital's gift fund. (57)

From Emil Lawrence, submitting his manifesto of San Francisco politics. (58)

From Department of Elections, submitting a follow-up notice that August 18, 2011, is the deadline for disclaimer requirements for local ballot measures. Copy: Each Supervisor (59)

From Mary De Voe, regarding abortion and pregnancy clinics. (60)

From Bridge Housing and Community Housing Partnership, regarding filing an application for State Multifamily Housing Program funds, in the amount \$10,000,000, for the Rene Cazenave Apartments. Copy: Each Supervisor (61)

From Film Commission, submitting the FY2010-2011 Annual Report. Copy: Each Supervisor (62)

From various City Departments, confirming that the funding provided in the budget for FY2011-2012 as adopted by the Board of Supervisors is adequate for their department to meet service levels as proposed to the Board. (63)

Airport  
Asian Art Museum  
Office of the Assessor-Recorder  
Board of Appeals

Department of Building Inspection  
Office of the City Administrator  
Children and Families Commission  
Civil Service Commission  
Office of the Controller  
Office of the District Attorney  
Department of Elections  
Department of Emergency Management  
Employees' Retirement System  
Health Service System  
Juvenile Probation Department  
Law Library  
Mayor's Office of Housing  
Municipal Transportation Agency  
Planning Department  
Office of the Mayor  
Port  
Public Defender  
Department of Public Health  
Public Library  
Department of Public Works  
Recreation and Park Department  
Residential Rent Stabilization and Arbitration Board  
Department of Technology  
Office of the Treasurer & Tax Collector  
War Memorial and Performing Arts Center

From Office of the Sheriff, confirming that the funding provided in the budget for FY2011-2012 as adopted by the Board of Supervisors is adequate for their department to meet service levels as proposed to the Board with two exceptions: 1) an increase in jail population beyond projections due to State realignment as well as increased local bookings and other factors; and 2) possible reductions of two state grants, the Standards and Training for Corrections grant and the Peace Officer Standards and Training grant. (64)

From Department of Children, Youth and Their Families, confirming that the funding provided in the budget for FY2011-2012 as adopted by the Board of Supervisors is adequate for their department to meet service levels as proposed to the Board which, includes \$2.6 million in unappropriated Children's Fund revenue and anticipates requesting \$1.9 million to fund Early Childcare State cuts to minimize the loss of child care slots. (65)

From Department of Human Resources, submitting request for waiver of Administrative Code Chapters 12B and 12C for the Q-60 Police Lieutenants written examination at the South San Francisco Conference Center on November 8, 2011. (66)

From Abdalla Megahed, regarding the homeless in San Francisco. (67)

From Abdalla Megahed, regarding this summer's Women's World Cup at Civic Center. (68)

From concerned citizens, regarding Mayor Ed Lee's decision to run for Mayor. Copy: Each Supervisor, 2 letters (69)

\*From Office of Citizen Complaints, submitting the 2011 Second Quarter Statistical Report. Copy: Each Supervisor (70)

\*From Southeast Community Facility Commission, submitting the FY2010-2011 Annual Report and the Statement of Purpose Report. Copy: Each Supervisor (71)

From Office of the Treasurer/Tax Collector, submitting the Cash Shortage and Overage Fund Balance Report for the period of May 1, 2011, through July 31, 2011. Copy: Each Supervisor (72)

From Office of the Mayor, submitting the following appointments. Copy: Rules Committee Clerk (73)

Residential Rent Stabilization and Arbitration Board

Dave Crow, term ending June 5, 2015;

Entertainment Commission

Audrey Joseph, term ending July 1, 2015

Eric Tao, term ending July 1, 2015

From Clerk of the Board, submitting copy of memorandum sent to the Board of Supervisors regarding the following appointments by the Mayor: (74)

Residential Rent Stabilization and Arbitration Board

Dave Crow, term ending June 5, 2015;

Entertainment Commission

Audrey Joseph, term ending July 1, 2015

Eric Tao, term ending July 1, 2015

From Office of the Controller, submitting the June 2011 Government Barometer Report. (75)

From Civil Service Commission, submitting response to the 2010-2011 Civil Grand Jury Report, "Hiring Practices of the City and County of San Francisco." File No. 110790, Copy: GAO Committee Clerk (76)

From Film Commission, submitting the FY2010-2011 Annual Report. Copy: Each Supervisor (77)

From Department of Public Works, submitting report on the use of funds appropriated from the Local Streets and Road Improvements, Congestion Relief, and Traffic Safety Account of 2006. (78)

From concerned citizens, concerning MUNI and the Central Subway Project. 4 letters (79)

From State Senator Mark Leno, thanking the Board for supporting Assembly Bill 889. File No. 110411, Copy: Each Supervisor (80)

\*From Port, submitting request for release of reserved funds for the Pier 27 Mixed Use Cruise Terminal Project. Copy: Budget and Finance Committee Clerk (81)

From Port, submitting the FY2010-2011 Contracting Activity Annual Report. Copy: Each Supervisor (82)

From Office of the Controller, submitting the Imperial Parking Audit Report for the period covering January 1, 2008, through December 31, 2010. (83)

From Office of the Controller, submitting the June 2011 Economic Barometer Report. (84)

From Airport, submitting the Capital Improvement Project Expenditures Report for the three-year period beginning FY2008-2009 and ending FY2010-2011. Copy: Each Supervisor (85)

From Office of the Mayor, submitting response to the 2010-2011 Civil Grand Jury Report, "Hiring Practices of the City and County of San Francisco." File No. 110790, Copy: GAO Committee Clerk (86)

From Office of the Mayor, submitting response to the 2010-2011 Civil Grand Jury Report, "San Francisco's Ethics Commission: The Sleeping Watchdog." File No. 110792, Copy: GAO Committee Clerk (87)

From Office of the Mayor, Office of Economic and Workforce Development, Department of Public Health, Office of Labor Standards Enforcement and the Redevelopment Agency, jointly submitting a response to the 2010-2011 Civil Grand Jury Report, "Hunters Point Shipyard: A Shifting Landscape." File No. 110796, Copy: GAO Committee Clerk (88)

From concerned citizens, regarding BART's decision to temporarily cut wireless service in select BART stations on August 11, 2011 in light of a protest. 3 letters (89)

From Law Offices of Stephen Williams, submitting notice of intent to commence an action for Writ of Mandate to review, overturn, set aside, void and annul the Determination of Categorical Exemption from Environmental Review and associated decisions regarding project at 795 Foerster Street and 203, 207 and 213 Los Palms Drive. File No. 110041, Copy: Each Supervisor, City Attorney (90)

From Law Offices of Kathryn Devincenzi, submitting notice that a lawsuit has been filed in San Francisco Superior Court concerning the City's failure to comply with the requirements of the California Environmental Quality Act, in certifying a Final Environmental Impact Report for the 2004 and 2009 Housing Elements; and approving the 2009 Housing Element of the City's General Plan. File Nos. 110397, 110452, Copy: Each Supervisor, City Attorney (91)

From Police Department, regarding the tragic shuttle bus crash at Octavia and Oak Streets on Thursday, July 14, 2011. (92)

From Clerk of the Board, the following departments have submitted their reports regarding Sole Source Contracts for FY2010-2011: (93)  
Arts Commission  
Department of Human Resources

From Department of Technology, submitting notice that PDF editing software is available for City-wide staff use. (94)

From Office of the Treasurer and Tax Collector, submitting the July 2011 Investment Report. (95)

From Municipal Transportation Agency, submitting an overview of San Francisco's efforts to launch a bicycle sharing project. (96)

From Department of Public Works, submitting the FY2010-2011 Street and Sidewalk Maintenance Standards Annual Report. (97)

From Law Office Paul Carroll, submitting notice that a lawsuit has been filed in San Francisco Superior Court concerning the City's failure to comply with the requirements of the California Environmental Quality Act in certifying an Environmental Impact Report for the North Beach Public Library and the Joe DiMaggio Playground Master Plan Project. File No. 110614, Copy: Each Supervisor, City Attorney (98)

From Planning Department, submitting the "25 Years Downtown Plan Monitoring Report 1985-209." Copy: Each Supervisor (99)

From Office of the District Attorney, submitting response to the 2010-2011 Civil Grand Jury Report, "Waiting for the District Attorney or City Attorney to inform the Ethics Commission that they are not going to pursue a case causes unnecessary delay." File No. 110792, Copy: GAO Committee Clerk (100)



From Juvenile Probation Department, regarding their kitchen storeroom that caught fire on August 16, 2011. Copy: Each Supervisor (101)

From State Senator Mark Leno, responding to inquiry of the tragic shuttle bus crash at Octavia and Oak Streets on Thursday, July 14, 2011. Copy: Each Supervisor (102)

From Sanger & Olson Law Corporation, regarding supplemental to appeal of property located at 1171 Sansome Street. File No. 110835, Copy: Each Supervisor, City Attorney (103)

From Office of the City Attorney, submitting the updated Political Activity Memorandum. Copy: Each Supervisor (104)

From Office of the Controller, submitting the Audit Report for Boudin Properties, Inc. (105)

From U. S. Department of the Interior, National Park Service, submitting notice that the deadline for public comment for the proposed implementation of a parking fee at West Crissy Field, in Presidio Area A, is September 23, 2011. Copy: Each Supervisor, 2 letters (106)

From Law Offices of Stephen Williams, regarding the proposed project at 800 Presidio Avenue. File No. 110675, Copy: Each Supervisor, City Attorney (107)

From Planning Department, regarding amendments to proposed legislation which would create the City Center Special Sign District. File No. 110448, Copy: Supervisor Farrell, Land Use Committee Clerk (108)

From State Department of Parks and Recreation, submitting notice that the State Historical Resources Commission will consider the nomination of Sinton House to the National Register of Historic Places. Copy: Each Supervisor (109)

From Office of the Controller, submitting the results of a follow-up review of recommendations made in a 2009 report of Port concessions. (110)

From Abdulla Alowdi, requesting help with finding a larger apartment in San Francisco. Copy: Supervisor Kim (111)

From Brigit Barnes & Associates, Inc., submitting notice that the Yuba Group Against Garbage intends to file a Verified Petition for Writ of Mandate under the California Environmental Quality Act with Superior Court, challenging the City's decision to award the contract for transport and disposal of City and County waste to the Ostrom Road Landfill, located in Yuba County. Copy: Each Supervisor, City Attorney (112)

From Department of Elections, submitting copy of letter sent to the proponent of the "Retirement Benefits for City Employees Initiative Petition" certifying that the petition did contain sufficient valid signatures to qualify for the November 8, 2011, Municipal Election. (113)

From State Department of Parks and Recreation, submitting notice that the State Historical Resources Commission will consider the nomination of the North Beach Branch Public Library to the National Register of Historic Places. Copy: Each Supervisor (114)

From Brandt-Hawley Law Group, submitting notice that a Petition for Writ of Mandamus has been filed in Superior Court concerning the City's failure to comply with the requirements of the California Environmental Quality Act in certifying an Environmental Impact Report for AT&T Network "Lightspeed" Upgrade. File No. 110344, Copy: Each Supervisor, City Attorney (115)

From Gabriel Garcia, submitting support for saving the historic 18-hole Sharp Park Golf Course. (116)

\*From concerned citizens, submitting support for affirming the determination of the Planning Department that the project located at 660-670 4th Street is Exempt from Environmental Review. File No. 110941, Copy: GAO Committee Clerk, 27 letters (117)

From Alan Culwell, regarding the cost of the Legislative Chamber modification to make the President's desk and the Clerk of the Board's desk in the Board of Supervisors' Chamber accessible to persons with disabilities. (118)

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

**Attachments:** [Board Packet 090611](#)  
[Board Packet 090611](#)

## ADJOURNMENT