



BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

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

Tuesday, January 26, 2010 - 2:00 PM

Regular Meeting

DAVID CHIU, PRESIDENT
MICHELA ALIOTO-PIER, JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ERIC MAR, SOPHIE MAXWELL, ROSS MIRKARIMI

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfgov.org/bos

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee
Supervisors Avalos, Mirkarimi, Elsbernd

City and School District Select Committee
Supervisors Dufty, Alioto-Pier, Daly, Yee, Fewer, Maufas

City Operations and Neighborhood Services Committee
Supervisors Chu, Avalos, Elsbernd

Government Audit and Oversight Committee
Supervisors Mirkarimi, Mar, Maxwell

Land Use and Economic Development Committee
Supervisors Maxwell, Mar, Chiu

Public Safety Committee
Supervisors Chiu, Mirkarimi, Dufty

Rules Committee
Supervisors Campos, Alioto-Pier, Mar

Meeting Days

Wednesday
11:00 AM

1st and 3rd Thursday
3:30 PM

2nd and 4th Monday
10:30 AM

2nd and 4th Thursday
1:00 PM

Monday
1:00 PM

1st and 3rd Monday
10:00 AM

1st and 3rd Thursday
10:00 AM

Meeting Procedures

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

Board procedures do not permit: 1) persons in the audience at a Committee 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) signs to be brought into the meeting or displayed in the room; 4) standing in the meeting room.

Citizens are encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting.

Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE FOR REVIEW AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bos_meetings Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 554-4188.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

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

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, 5, 21, 47, 49, 71, 71L, J, K, L, M, N, T (exit at Van Ness Station). MUNI bus lines also serving the area are the 6, 7, and 9 San Bruno. For more information about MUNI accessible services, call (415) 701-4485.

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

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

Know Your Rights Under The Sunshine Ordinance

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

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, 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 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 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site www.sfgov.org/ethics

Agenda Item Information

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 on the Friday preceding a regularly scheduled Board meeting.

ROLL CALL AND PLEDGE OF ALLEGIANCE

COMMUNICATIONS

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

(This item will be read at the Board Meeting on the third Tuesday of each month.)

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, public comment for this item will take place during general 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 20

Recommendations of the Budget and Finance Committee

Present: Supervisors Avalos, Mirkarimi, Chu

1. [091230](#) **[Department of Building Inspection Cash Revolving Fund]**
 Ordinance amending San Francisco Administrative Code Section 10.135 to increase the cash revolving fund of the Department of Building Inspection from \$600 to \$2,000.
 (Building Inspection Commission)
Attachments: [Legislation Ver1](#)
[Comm Packet 010610](#)
[Board Packet 011210](#)
[Board Packet 012610](#)

01/12/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. [091409](#) **[Accept and Expend Grant - Sidney E. Frank Foundation and Amendment to the Annual Salary Ordinance, FY2009-2010 - \$250,000]**

Sponsor: Mayor

Ordinance authorizing the Department of the Environment to accept and expend a grant in the amount of \$250,000 from the Sidney E. Frank Foundation to initiate the San Francisco Zero Energy Homes (SFZEH) Program which will create the tools necessary for San Franciscans to radically reduce the amount of energy they use and amending Ordinance Number 183-09 to reflect the addition of one (1) grant funded position at the Department of the Environment.

Attachments: [Comm Packet 010610](#)

[Board Packet 011210](#)

01/12/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. [091420](#) **[Accept and Expend Grant - Living Cities Initiative and Amendment to the Annual Salary Ordinance, FY2009-2010 - \$175,000]**

Sponsor: Mayor

Ordinance authorizing the Department of the Environment to accept and expend a grant in the amount of \$175,000 from the Living Cities Initiative to support the City's Zero Energy Home Program by accelerating the use of home performance testing of existing buildings throughout the City and thus drive the market, which will create a range of employment and career growth options and amend Ordinance Number 183-09 to reflect the addition of one (1) grant funded position at the Department of the Environment.

Attachments: [Legislation Ver1](#)

[Comm Packet 010610](#)

[Board Packet 011210](#)

01/12/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. [091421](#) **[Appropriating \$739,355 of Various Fee Revenues for Salaries, Fringe Benefits, and Services of Other Departments in the Department of Building Inspection for FY2009-2010]**

Sponsor: Mayor

Ordinance appropriating \$739,355 of Intergovernmental Memorandum of Understanding and Vacant Building Fee revenues for salaries and fringe benefits for limited duration positions to fund fee collection costs, and to fund a projected work order shortfall with the City Attorney, for the Department of Building Inspection for FY2009-2010.

(Fiscal Impact.)

Attachments: [Legislation Ver1](#)

[Comm Packet 010610](#)

[Board Packet 011210](#)

01/12/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 5. [091422](#) **[Public Employment - Amendment to the Annual Salary Ordinance, FY2009-2010 - Department of Building Inspection]**
Sponsor: Mayor
 Ordinance amending Ordinance No. 183-09 (Annual Salary Ordinance FY2009-2010) to reflect the addition of eleven limited duration positions (4.9 FTE) in the Department of Building Inspection.

(Fiscal Impact.)
Attachments: [Comm Packet 010610](#)
[Board Packet 011210](#)

01/12/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 6. [091465](#) **[Appropriating \$1,743,767 of Library Capital Improvements Fund Balance for the Branch Library Improvement Program in the San Francisco Public Library for FY2009-2010]**
Sponsors: Mayor; Maxwell
 Ordinance appropriating \$1,743,767 of Library Capital Improvements Fund Balance, which consists of interest earnings from General Obligation Bond proceeds sold for the Branch Library Improvement Program and rent income from the Visitacion Valley Public Library, to fund capital projects at the Bayview and Visitacion Valley Library locations as part of the Branch Library Improvement Program in the San Francisco Public Library for FY2009-2010; placing \$1,683,967 on Controller's reserve.

(Fiscal Impact.)
Attachments: [Legislation Ver1](#)
[Comm Packet 010610](#)
[Board Packet 011210](#)

01/12/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors Dufty, Daly, Elsbernd

- 7. [091322](#) **[Liquor License, 953 Harrison Street]**
 Resolution determining that the issuance of a Type 21 off-sale general license to Patrick and Angela Buscovich, for the Wine Club located at 953 Harrison Street (District 6), will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Attachments: [Comm Packet 011110](#)
[Board Packet 012610](#)

Question: Shall this Resolution be ADOPTED?

8. [091401](#) **[Accept and Expend Grant - California Secretary of State VOTE Grant Program - Not to Exceed \$249,998.41]**

Sponsor: Alioto-Pier

Resolution authorizing the San Francisco Department of Elections to accept and expend grant funds in an amount not to exceed \$249,998.41 for improving accessibility to and participation in the election process for individuals with disabilities in accordance with the California Secretary of State's VOTE Grant Program.

Attachments: [Legislation Ver1](#)

[Comm Packet 011110](#)

[Board Packet 012610](#)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Public Safety Committee

Present: Supervisors Chiu, Mirkarimi

9. [091436](#) **[Accept and Expend Grant - U.S. Dept. of Justice/Office of Violence Against Women and Amendment to the Annual Salary Ordinance for FY2009-2010 - \$698,970]**

Sponsor: Chiu

Ordinance authorizing the San Francisco District Attorney's Office to retroactively accept and expend a grant in the amount of \$698,970 from the U.S. Department of Justice/Office of Violence Against Women - Grants to Encourage Arrest Policies and Enforcement of Protection Orders for the purpose of improving the criminal justice systems' response to limited English proficiency victims of domestic violence, and amending Ordinance No. 183-09 (Annual Salary Ordinance, FY2009-2010) to reflect the addition of one (1) grant-funded position (.50 FTE) in Class 8129 Victim Witness Investigator at District Attorney's Office.

Attachments: [Legislation Ver1](#)

[Comm Packet 010410](#)

[Board Packet 011210](#)

01/12/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

10. [091445](#) **[Accept and Expend Grant - FY 2009 Second Chance Youth Offender Reentry Initiative and Amendment to the Annual Salary Ordinance, FY2009-2010 - \$660,615]**

Sponsor: Maxwell

Ordinance authorizing the Juvenile Probation Department ("JPD"), on behalf of the City and County of San Francisco, to retroactively accept and expend a grant in the amount of \$660,615 from the Office of Justice Programs ("OJP") for the United States Department of Justice for funding under the FY2009 Second Chance Youth Offender Reentry Initiative ("Second Chance Grant Award"); and amending Ordinance No. 183-09 (Annual Salary Ordinance, FY2009-2010) to reflect the addition of one Class 2910 Social Worker grant-funded position (0.60 FTE) at the San Francisco Public Defender's Office (PDR).

Attachments: [Legislation Ver1](#)

[Comm Packet 010410](#)

[Board Packet 011210](#)

01/12/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

11. [091456](#) **[Accept and Expend Grant - FY 2009 Homeland Security Grant Program and Amendment to the Annual Salary Ordinance, FY2009-2010 - \$2,079,703]**

Sponsor: Mayor

Ordinance authorizing the Department of Emergency Management to retroactively accept and expend a FY2009-2010 Homeland Security Grant Program grant in the amount of \$2,079,703 from the United States Department of Homeland Security, through the California Emergency Management Agency; amending Ordinance No. 183-09 (Annual Salary Ordinance, FY2009-2010) to reflect the addition of one Class 5277 Planner I grant-funded position (0.50 FTE) at the General Services Agency (GSA- ADM) and one Class 5278 Planner II grant-funded position (0.50 FTE) at the Department of Emergency Management.

Attachments: [Legislation_Ver1](#)

[Comm_Packet_010410](#)

[Board_Packet_011210](#)

01/12/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Campos, Daly

12. [091381](#) **[Settlement of Lawsuit - Marco Maestrini - \$40,000]**

Ordinance authorizing settlement of the lawsuit filed by Marco Maestrini against the City and County of San Francisco for \$40,000; the lawsuit was filed on June 6, 2007, in the United States District Court for the Northern District of California, Case No. C07-02941 PJH; entitled Marco Maestrini, et al., v. City and County of San Francisco, et al. (City Attorney)

Attachments: [Legislation_Ver1](#)

[Comm_Packet_010710](#)

[Board_Packet_012610](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

13. [091382](#) **[Settlement of Lawsuit - Ben H. Lyon - \$47,500]**

Ordinance authorizing settlement of the lawsuit filed by Ben H. Lyon against the City and County of San Francisco for \$47,500; the lawsuit was filed on May 9, 2007, in San Francisco Superior Court, Case No. 463-228; entitled Ben H. Lyon, et al. v. City and County of San Francisco, et al. (City Attorney)

Attachments: [Legislation_Ver1](#)

[Comm_Packet_010710](#)

[Board_Packet_012610](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

14. [091383](#) **[Settlement of Lawsuit - Glynis Senegal and Joseph Senegal - \$158,000]**
Ordinance authorizing settlement of the lawsuit filed by Glynis Senegal and Joseph Senegal against the City and County of San Francisco for \$158,000; the lawsuit was filed on May 5, 2006, in San Francisco Superior Court, Case No. 451-969; entitled Glynis Senegal and Joseph Senegal v. City and County of San Francisco, et al. (City Attorney)
Attachments: [Legislation Ver1](#)
[Comm Packet 010710](#)
[Board Packet 012610](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

15. [091387](#) **[Settlement of Lawsuit - San Franciscans for Livable Neighborhoods - \$141,692.50]**
Ordinance authorizing settlement of the lawsuit filed by San Franciscans for Livable Neighborhoods against the City and County of San Francisco for \$141,692.50 for attorneys' fees; the lawsuit was filed on November 30, 2004, in San Francisco Superior Court, Case No. 504-780; entitled San Franciscans for Livable Neighborhoods v. City and County of San Francisco, et al.; other material terms of said settlement are that payment is to be made in two equal installments, one in calendar year 2010, one in calendar year 2011.
Attachments: [Legislation Ver1](#)
[Comm Packet 010710](#)
[Board Packet 012610](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

16. [091384](#) **[Settlement of Unlitigated Claim - David Cleary - \$225,000]**
Resolution approving the settlement of the unlitigated claim filed by David Cleary against the City and County of San Francisco for \$225,000; claim was filed on May 22, 2009. (City Attorney)
Attachments: [Legislation Ver1](#)
[Comm Packet 010710](#)
[Board Packet 012610](#)

Question: Shall this Resolution be ADOPTED?

17. [091473](#) **[Settlement of Department of Fair Employment and Housing Charge - Timothy Jones - \$83,251.89]**
Resolution approving the settlement of the Department of Fair Employment and Housing (DFEH) and Equal Employment Opportunity Commission (EEOC) charges filed by Timothy Jones against the City and County of San Francisco for \$83,251.89; DFEH and EEOC charges were filed on November 13, 2008: DFEH Charge No. E200809A0330-00-pe and EEOC Charge No. 37AA904035 entitled Jones v. CCSF. (City Attorney)
Attachments: [Board Packet 012610](#)
[Comm Packet 010710](#)
[091473.pdf](#)

Question: Shall this Resolution be ADOPTED?

18. [091474](#) **[Settlement of Claim - Devorah Joseph - \$49,000]**
Resolution approving the settlement of the unlitigated claim filed by Devorah Joseph against San Francisco for \$49,000; claim was filed on July 28, 2008; additional material terms of said settlement are a full and final release. (City Attorney)
Attachments: [Legislation_Ver1](#)
[Comm Packet 010710](#)
[Board Packet 012610](#)

Question: Shall this Resolution be ADOPTED?

19. [091427](#) **[Appointments, Workforce Investment Community Advisory Committee - Tracy Brown and Jamie Brewster]**
Motion appointing Tracy Brown and Jamie Brewster, terms to be determined, to the Workforce Investment Community Advisory Committee. (Clerk of the Board)
Attachments: [Comm Packet 010710](#)
[Board Packet 012610](#)

Question: Shall this Motion be APPROVED?

20. [091481](#) **[Appointment, Veterans Affairs Commission - James Gugliemoni]**
Motion appointing James Gugliemoni, term ending January 31, 2014, to the Veterans Affairs Commission. (Clerk of the Board)
Attachments: [Comm Packet 010710](#)
[Board Packet 012610](#)

Question: Shall this Motion be APPROVED?

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

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Mar, Chiu

21. [090835](#) **[Residential Rent Ordinance Prohibiting Owner Move-In Evictions of Households with a Child Under the Age of 18, Except by an Owner Moving In with a Child and Except Where the Owner Only Owns One Unit in the Building]**

Sponsors: Mar; Chiu

Ordinance amending Administrative Code Chapter 37 "Residential Rent Stabilization and Arbitration Ordinance" by amending Section 37.9(j) to prohibit an owners move-in eviction where a child under the age of 18 resides in the unit with a tenant who has a custodial or family relationship with that child, and that tenant has resided in the unit for 12 months or more, except that this provision will not apply where there is only one unit owned by the landlord in the building or where the owner who will move into the unit pursuant to a Section 37.9(a)(8) eviction has a custodial or family relationship with a child under the age of 18 who will reside in the unit with the owner; and renumbering current Section 37.9(j) as Section 37.9(k).

(Supervisor Maxwell dissented in Committee.)

Attachments: [Legislation_Ver2](#)

[Comm_Packet](#)

[Legislation_Ver3](#)

[Board_Packet_010510](#)

01/05/2010; CONTINUED ON FIRST READING.

01/12/2010; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendation of the Public Safety Committee

Present: Supervisors Chiu, Mirkarimi

22. **091015** **[Reimbursement to City for Dignitary Security Provided During Campaign-Related Travel by Elected Officials]**
Sponsors: Mirkarimi; Campos, Avalos and Daly
Ordinance amending the San Francisco Campaign and Governmental Conduct Code by adding sections 3.600, 3.605, 3.610 and 3.615, to require City elective officers to reimburse the City for the cost of dignitary security provided by the City during travel for campaign-related activities or meetings and to require the Police Department to report to the Board of Supervisors regarding the cost of security.
Attachments: [Legislation Ver2](#)
[Legislation Ver3](#)
[Legislation Ver5](#)
[Board Packet 121509](#)
[Comm Packet 010410](#)
[Board Packet 010510](#)

12/15/2009; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

12/15/2009; RE-REFERRED to the Public Safety Committee.

01/05/2010; CONTINUED ON FIRST READING.

01/12/2010; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Mirkarimi, Chu

23. [091447](#) [Ordinance Levying Special Taxes within Special Tax District No. 2009-1 San Francisco Sustainable Financing]

Sponsors: Mayor; Mar and Dufty

Ordinance to authorize and levy special taxes within the City and County of San Francisco Special Tax District 2009-1 (San Francisco Sustainable Financing); authorize the Director of Public Finance to determine the special tax rate and amount to be levied each fiscal year; to establish the method for the collection of special taxes and other matters necessary or advisable in connection therewith.

Attachments: [Legislation Ver1](#)

[Legislation Ver2](#)

[Comm Packet 011310](#)

[Board Packet 012610](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

24. [091451](#) [Resolution Authorizing Sale of Special Tax Bonds - Not to Exceed \$10,000,000]

Sponsors: Mayor; Mar and Dufty

Resolution authorizing the issuance and sale of special tax bonds in an aggregate principal amount not to exceed \$10,000,000 and approving the form of a Fiscal Agent Agreement, a Purchase Contract and a Security Agreement and authorizing and approving other related actions in connection therewith.

Attachments: [Legislation Ver1](#)

[Legislation Ver2](#)

[Comm Packet 011310](#)

[Board Packet 012610](#)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Avalos, Mirkarimi, Chu

25. [091464](#) **[Early Implementation of Two-Year Budget and Five-Year Financial Plan Requirements]**

Sponsors: Mayor; Chiu and Mirkarimi

Ordinance designating the Port, the Airport, and the Public Utilities Commission for early implementation of the two-year budget requirement under Charter Section 9.100 and the five-year financial plan requirement under Charter Section 9.119.

Attachments: [Legislation_Ver1](#)

[Comm_Packet_011310](#)

[Board_Packet_012610](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

26. [091442](#) **[Contract to Transfer Airport Police Service, Assets, and Liabilities from California Public Employees' Retirement System to San Francisco Employees' Retirement System]**

Sponsor: Elsbernd

Resolution approving contract to transfer airport police service and associated assets, and liabilities from the California Employees' Retirement System to the San Francisco Employees' Retirement System.

Attachments: [Legislation_Ver1](#)

[Comm Packet 011310](#)

[Board Packet 012610](#)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Avalos, Mirkarimi, Elsbernd

27. [100022](#) **[Accept and Expend Grant - Reentry Council and Amendment to the Annual Salary Ordinance, FY2009-2010 - \$50,000]**

Sponsor: Maxwell

Ordinance authorizing the Office of the Public Defender to accept and expend a grant in the amount of \$50,000 from the San Francisco Foundation, to support the development of data collection tools and service standards for the new Reentry Council, and amending Ordinance No. 183-09 (Annual Salary Ordinance FY2009-2010), to reflect the addition of temporary salaries to fund one (1) temporary (.50 FTE) grant-funded 8173 Legal Assistant position in the Office of the Public Defender.

Attachments: [Legislation_Ver1](#)

[Comm Packet 012010.pdf](#)

[Board Packet 012610](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

28. [091439](#) **[Paratransit Broker Agreement - Not to Exceed \$118,599,710]**
Sponsor: Dufty
Resolution approving a Paratransit Broker Agreement with Veolia Transportation, Inc., in an amount not to exceed \$118,599,710 for a five-year term ending June 30, 2015, with an optional five-year extension.
- (Fiscal Impact.)
Attachments: [Legislation Ver1](#)
[Comm Packet 012010.pdf](#)
[Board Packet 012610](#)

Question: Shall this Resolution be ADOPTED?

29. [091478](#) **[CEQA Findings for SFPUC Sunol Valley Water Treatment Plant Project in Alameda County]**
Resolution adopting findings under the California Environmental Quality Act (CEQA) including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations related to the Sunol Valley Water Treatment Plant and Treated Water Reservoir Project, Water System Improvement (WSIP)-funded Project No. CUW38101; and directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission)
Attachments: [Comm Packet 012010.pdf](#)
[Board Packet 012610](#)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Avalos, Mirkarimi

30. [100065](#) **[Appropriation Ordinance to Reflect Mayor’s Budget Balancing Plan for FY2009-2010]**
Sponsor: Mayor
Ordinance appropriating \$10,193,602 of sources and \$4,556,230 of uses and de-appropriating \$1,444,829 of sources and \$31,053,764 of uses in various departments consistent with the Mayor’s Proposed Budget Balancing Plan for FY2009-2010, de-appropriating \$1,299,545 of General Fund Reserve, and de-appropriating \$35,825,254 of General Fund Unallocated revenues to balance the projected shortfall for FY2009-2010.
- (Fiscal Impact.)
Attachments: [Comm Packet 012010.pdf](#)
[Board Packet 012610](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Mar, Maxwell

31. [091218](#) **[MOU, Amendment #2 - Local 798, Unit 1]**

Sponsor: Mayor

Ordinance adopting and implementing Amendment #2 to the 2007-2011 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Firefighters, Local 798, Unit 1, by extending the term of the parties' agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FY's 2009-2010 and 2010-2011.

Attachments: [Legislation Ver1](#)

[Comm Packet 011410](#)

[Board Packet 012610](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

32. [091219](#) **[MOU, Amendment #2 - Local 798, Unit 2]**

Sponsor: Mayor

Ordinance adopting and implementing Amendment #2 to the 2007-2011 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Firefighters, Local 798, Unit 2, by extending the term of the parties' agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FY's 2009-2010 and 2010-2011.

Attachments: [Legislation Ver1](#)

[Comm Packet 011410](#)

[Board Packet 012610](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Mar, Chiu

33. [091437](#) **[Contract with Owners' Association for Administration/Management of Greater Union Square Business Improvement District]**
Sponsor: Chiu
Resolution approving an agreement with the nonprofit Owners' Association for administration/management of the property-based business improvement district known as the "Greater Union Square Business Improvement District," pursuant to Section 36651 of the California Streets and Highways Code.
Attachments: [Legislation Ver1](#)
[Comm Packet 011110](#)
[Board Packet 012610](#)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Campos, Daly

34. [091233](#) **[Administrative Code Amendments Related to False Claims]**
Sponsor: Alioto-Pier
Ordinance amending Administrative Code Sections 6.22, 6.42, and 21.35 to clarify that the false claims provisions of Chapters 6 and 12 are statutory rather than contractual and to eliminate the requirement that such provisions be incorporated into public works contracts or professional services contracts.
Attachments: [Legislation Ver1](#)
[Comm Packet 010710](#)
[Board Packet 012610](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

35. [091402](#) **[Medical Cannabis Task Force]**
Sponsors: Campos; Mirkarimi, Avalos and Daly
Ordinance amending the San Francisco Administrative Code by adding Sections 5.2-1 through 5.2-6, to establish a Medical Cannabis Task Force to advise the Board of Supervisors on medical cannabis issues.
Attachments: [Legislation Ver1](#)
[Comm Packet 010710](#)
[Legislation Ver2](#)
[Board Packet 012610](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

36. [091403](#) **[Inclusion of Textiles in Sweatfree Contracting Ordinance]**
Sponsor: Campos
Ordinance adding Section 12U.5.1 of the Administrative Code to provide that contracts for textiles are within the coverage of the Sweatfree Contracting Ordinance.
Attachments: [Legislation_Ver1](#)
[Comm Packet 010710](#)
[Board Packet 012610](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

37. [091446](#) **[Modifying the Membership of the Food Security Task Force]**
Sponsor: Maxwell
Ordinance amending the San Francisco Health Code by amending Section 470.1, to modify the membership of the Food Security Task Force and to direct the Task Force to prepare an annual assessment of the state of hunger and food insecurity in San Francisco, and by amending Section 470.2, to extend the term of the Task Force.
Attachments: [Legislation_Ver1](#)
[Comm Packet 010710](#)
[Legislation_Ver2](#)
[Board Packet 012610](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

38. [091459](#) **[Appointment, Urban Counties Caucus - Supervisor Michela Alioto-Pier]**
Motion appointing Supervisor Michela Alioto-Pier, term ending December 31, 2010, to the Urban Counties Caucus. (Clerk of the Board)
Attachments: [Comm Packet 010710](#)
[Board Packet 012610](#)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Pursuant to Business and Tax Code Section 1115.1(a)(b).)

39. [100050](#) **[Committee of the Whole - Confirming Report of Delinquent Transfer Taxes]**
Hearing of persons interested in or objecting to a report of delinquent transfer taxes submitted by the County Recorder, as modified to the date of adoption of this Resolution, and creating special assessments and liens based thereon pursuant to Section 1115.1 of the Real Property Transfer Tax Ordinance (under San Francisco Business and Tax Regulations Code Article 12-C). (Clerk of the Board)
Attachments: [Board Packet 012610](#)

Action: _____

Committee of the Whole Adjourn and Report Without Recommendation

40. [100051](#) **[Confirming Report of Delinquent Transfer Taxes]**
Sponsor: Dufty
Resolution confirming report of delinquent transfer taxes submitted by the County Recorder, as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon.
Attachments: [Legislation VER1](#)
[Board Packet 012610](#)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Pending approval of File No. 100035.)

- 41. [100036](#) **[Committee of the Whole – Beilenson Hearing]**
Sponsor: Avalos
 Hearing to consider the Department of Public Health's budget eliminating or reducing health care medical services.
Attachments: [Board Packet 012610](#)

Action: _____

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

COMMITTEE REPORTS

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

The following items will be considered by the Land Use and Economic Development Committee at a Regular Meeting on Monday, January 25, 2010 at 1:00 p.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, January 26, 2010.

- 42. [091162](#) **[Purchaser's Authority to Permit Informal Solicitation of Certain Contracts for Purchase of Goods or Services and to Set Aside Contracts for Small Local Businesses]**
Sponsors: Chu; Chiu and Maxwell
 Ordinance amending Administrative Code section 21.5 to allow Purchaser to permit informal solicitation for contracts for commodities and services up to \$100,000 and for those contracts utilizing federal grant funds where authorized and to update Purchaser's authority to set aside contracts for local small businesses.
Attachments: [Legislation_Ver1](#)
[Comm Packet 121409](#)
[Comm Packet 011110](#)
[Legislation_Ver2](#)
[Comm Packet 012510](#)

10/20/2009; SUBSTITUTED.

Question: Shall this Ordinance be PASSED ON FIRST READING?

- 43. [091163](#) [Economic Stimulus Measures for Capital Project Acceleration]**
Sponsors: Chu; Chiu, Maxwell and Mayor
Ordinance amending Administrative Code Chapter 6, Public Works Contracting Policies and Procedures, Section 6.1, to add a definition for a department head and designee and to increase the threshold amount for sealed competitively bid construction contracts from \$100,000 to \$400,000 with a future increase by the Controller in 2015; amending Section 6.20, to update and conform references to Administrative Code Chapter 14B; amending Section 6.21, to update and conform references to Administrative Code Chapter 14B; amending Section 6.22(A), to clarify and conform to state law the minimum contract amount requiring performance and payment bonds to \$25,000; amending Section 6.22(J), to allow for early release of retention to subcontractors certified by the Human Rights Commission as Local Business Enterprises or subcontractors on multi-year construction projects; amending Section 6.40, to increase the minimum competitive amount for the procurement of professional services for public work projects from \$25,000 to \$100,000 with a future increase in 2015 by the Controller; amending Section 6.60 to update and conform references to the Municipal Transportation Agency; amending Section 6.62, Job Order Contracts, to amend the Local Business Enterprise goal enforcement procedure and allow for micro-LBE set-asides, to increase the maximum contract amount from \$3,000,000 to \$5,000,000 and the maximum contract time to five years, to increase the maximum service order amount from \$200,000 or \$400,000 (depending on the program) to \$400,000 for all purposes, and adding new subcontractor listing and subcontractor substitution requirements.

Attachments: [Legislation Ver1](#)

[Legislation Ver2](#)

[Comm Packet 121409](#)

[Comm Packet 011110](#)

[Comm Packet 012510](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

- 44. [091404](#) [Procedures to Attain Local Business Enterprise Subcontracting Goals for Design-Build and Integrated Project Delivery Contracts]**
Sponsor: Chiu
Ordinance amending Administrative Code Chapter 14B, Local Business Enterprise, and Non-Discrimination in Contracting Ordinance, to add a new Section 14B.19 establishing uniform procedures to attain project LBE goals for design-build and integrated project delivery contracts.

Attachments: [Legislation Ver1](#)

[Comm Packet 121409](#)

[Comm Packet 011110](#)

[Comm Packet 012510](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

45. [091405](#) **[Local Business Enterprise and Non-Discrimination in Contracting Ordinance]**
Sponsors: Chiu; Chu, Maxwell and Mayor

Ordinance amending the San Francisco Administrative Code by amending Sections 14B.2, 14B.3, 14B.7, 14B.8, 14B.13 to (1) each fiscal year, require departments to set aside not less than 50% of public works/construction contracts worth \$400,000 or less and to set a goal of not less than 25% of other contracts worth \$100,000 or less for the Micro-Local Business Enterprise Set Aside Program, (2) permit departments to designate public works/construction Job Order Contracts, without limitation as to dollar value, as set aside for the Micro-Local Business Enterprise Set Aside Program in order to satisfy the department's 50% requirement, (3) require departments to report quarterly during the year 2010 and thereafter yearly to the Board of Supervisors on the contracts set aside for the Micro-Local Business Enterprise Set Aside Program, and to cooperate with HRC's requests for information to fulfill its reporting requirements, and (4) require Micro - LBEs that subcontract any portion of a set-aside contract to perform at least 25% of the contract work, (5) create a SBA-LBE category, in addition to the Small and Micro-LBE categories, that gives contractors with income set with reference to Small Business Administration limits a bid preference of 2% on contracts between \$5,000,000 and \$20,000,000 (6) provide that subcontracting and consulting goals may be satisfied only with Small and Micro-LBEs, except that if there are insufficient Small and Micro-LBEs available, the HRC Director may permit the use of SBA-LBEs or set separate goals for Small and Micro-LBEs and SBA LBEs, (7) contractors who achieve total LBE participation on a bid or proposal in excess of 35% of their established LBE subcontracting and subconsulting goals are to be exempted from satisfying good faith outreach requirements and (8) total LBE participation on a bid or proposal to be calculated using only Micro and Small-LBE contractors, joint venture partners and subcontractors and subconsultants, except that SBA-LBE subcontractors and subconsultants may be counted if the Director has established goals for them.

Attachments: [Legislation Ver1](#)

[Comm Packet 121409](#)

[Legislation Ver2](#)

[Comm Packet 011110](#)

[Legislation Ver3](#)

[Comm Packet 012510](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

46. [100047](#) **[Planning Code - Interim Controls Related to Affordable Housing Requirements]**

Sponsors: Mayor; Chiu

Resolution approving interim controls providing that the alternatives provided to project applicants of residential development under Planning Code Section 315 et seq. shall, except for certain eligible projects, be suspended and replaced by an interim affordable housing fee that is equivalent to the current in lieu fee and amending the housing requirements for residential projects in the Rincon Hill Area Plan for 18 months or until a permanent ordinance amending Planning Code Section 315 et seq. is adopted; and making findings of consistency with the priority policies of Planning Code Section 101.1 and environmental findings.

Attachments: [Legislation Ver1](#)

[Response PLN 012010](#)

[Comm Packet 012510](#)

Question: Shall this Resolution be ADOPTED?

ROLL CALL FOR INTRODUCTIONS

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

PUBLIC COMMENT

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

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

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

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

Items 47 through 57

47. [100035](#) [Committee of the Whole - Health Services Reductions (Beilenson Hearing) January 26, 2010, at 3:00 p.m.]

Sponsor: Avalos

Motion scheduling the Board to sit as a Committee of the Whole to consider health services reductions (Beilenson Hearing), to be held on January 26, 2010, at 3:00 p.m.

Attachments: [100035.DOC](#)

[Board Packet 012610](#)

01/12/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

48. [100060](#) **[Accept and Expend Grant - HIV Technical Guide - \$14,500]**
Sponsor: Dufty
Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant from the World Health Organization in the amount of \$14,500 to develop a technical guide for HIV care and prevention programs for men who have sex with men (MSM) and transgendered individuals; for the period of December 15, 2009, through December 31, 2009.
Attachments: [Legislation Ver1](#)
[Board Packet 012610](#)

01/13/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

49. [100061](#) **[Opposing Shading of Public Parks and Open Space]**
Sponsors: Chiu; Avalos, Campos, Daly, Mar, Maxwell and Mirkarimi
Resolution opposing changes to the Park Shadow Ban that would increase shading of public parks and open space.
Attachments: [Legislation Ver1](#)
[Board Packet 012610](#)

01/13/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

50. [100062](#) **[Urging President Obama to Issue an Executive Order Creating a National Ocean Policy]**
Sponsor: Mirkarimi
Resolution urging President Obama to issue an Executive Order to create a National Ocean Policy based on the recommendations of the Ocean Policy Task Force.
Attachments: [Legislation Ver1](#)
[Board Packet 012610](#)

01/13/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

51. [100063](#) **[Angel Island Immigration Station Day - January 21, 2010]**
Sponsors: Mar; Avalos, Campos, Chiu and Chu
Resolution declaring January 21, 2010, as Angel Island Immigration Station Day, and Commemorating the 100th Anniversary of the Immigration Station.
Attachments: [Legislation Ver1](#)
[Board Packet 012610](#)

01/13/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

- 52. [100064](#) [Bernal Heights Branch Library Re-Opening]**
Sponsor: Campos
Resolution recognizing the grand re-opening of the Bernal Heights Branch Library and commending the San Francisco Public Library and its team for their hard work and commitment to San Francisco and its residents.
Attachments: [Board Packet 012610](#)
- 01/13/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 53. [100084](#) [Proclamation of Local Emergency - January 19, 2010]**
Sponsor: Elsbernd
Motion concurring in the Mayor's January 19, 2010, Proclamation of Local Emergency, and in the actions taken to meet the emergency.
Attachments: [Board Packet 012610](#)
- 01/20/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**
- 54. [100070](#) [Final Map 5582: 1489 – 1495 Valencia Street]**
Motion approving Final Map 5582, a 2 Airspace Subdivision: Parcel "A" being a Mixed Use Condominium Project (6 Residential Units and 1 Commercial Unit) and Parcel "B" being a One Lot Airspace Project, located at 1489 - 1495 Valencia Street being a subdivision of Lot No. 028 in Assessors Block No. 6530 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
Attachments: [Legislation Ver1](#)
[Board Packet 012610](#)
- 01/19/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**
- 55. [100071](#) [Final Map 4305: 3431 – 3435 Mission Street]**
Motion approving Final Map 4305, a Four Residential Unit and One Commercial Unit Mixed-Use Condominium Project, located at 3431 - 3435 Mission Street being a subdivision of Lot No. 037 in Assessors Block No. 5673 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
Attachments: [Map 4305](#)
[Board Packet 012610](#)
- 01/19/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**

56. [100072](#) **[Final Map 4789: 235 Waller Street]**
Motion approving Final Map 4789, a Six Unit Residential Condominium Project, located at 235 Waller Street being a subdivision of Lot No. 035 in Assessors Block No. 0869 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.

Attachments: [Map 4789](#)

[Board Packet 012610](#)

01/19/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

57. [100073](#) **[Final Map 4955: 1250 – 1260 Missouri Street]**
Motion approving Final Map 4955, a 36 Unit Commercial Condominium Project, located at 1250 - 1260 Missouri Street being a merger and resubdivision of Lot Nos. 014, 015, 016 in Assessors Block No. 4287 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.

Attachments: [Map 4955](#)

[100073.pdf](#)

01/19/2010; 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: _____

58. 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 January 5, 2010, to January 15, 2010, for reference by President to appropriate committee on January 26, 2010.

100068

[Settlement of Lawsuit - Marjorie Flores - \$57,500]

Ordinance authorizing settlement of the lawsuit filed by Marjorie Flores against the City and County of San Francisco for \$57,500; the lawsuit was filed on April 23, 2009, in San Francisco Superior Court, Case No. 09-487666, entitled Flores v. City and County of San Francisco, et al. (City Attorney)

Attachments: [100068.DOC](#)

01/06/2010; RECEIVED AND ASSIGNED to the Rules Committee.

100069

[Settlement of Lawsuit - Yee Mei Hung - \$50,000]

Ordinance authorizing settlement of the lawsuit filed by Yee Mei Hung against the City and County of San Francisco and Thomas Mann Chu for \$50,000; the lawsuit was filed on February 3, 2009, in San Francisco Superior Court, Case No. 484-637; entitled Yee Mei Hung v. City and County of San Francisco, et al. (City Attorney)

Attachments: [Legislation VER1](#)

01/06/2010; RECEIVED AND ASSIGNED to the Rules Committee.

100080

[Repealing the Department of Technology Cash Revolving Fund]

Ordinance repealing Article XV, Section 10.143 of the San Francisco Administrative Code which established a cash revolving fund for the Department of Technology.
(Department of Technology)

Attachments: [Legislation_VER1](#)

01/13/2009; ASSIGNED UNDER 30 DAY RULE to the Budget and Finance Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from January 5, 2010, to January 15, 2010, for reference by President to appropriate committee on January 26, 2010.

100081 [Approval to Award a Three-Year Lease for Surface Parking Between the Port of San Francisco and Central Parking System, Inc. (Lease No. L-14795) for Seawall Lots (“SWL”) 301, and SWL 314 Located in the Northern Waterfront]

Resolution approving a Port Commission Lease with Central Parking System, Inc. a Tennessee Corporation in, for certain real property located at SWL 301 bounded by Taylor Street, Jefferson Street, and Powell Street, and SWL 314 bounded by The Embarcadero and Bay Street, and Kearny Street the City and County of San Francisco for a term of 3 years. (Port)

01/15/2010; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

100076 [Petitions and Communications]

Petitions and Communications received from January 5, 2010, through January 15, 2010, for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on January 26, 2010.

From Office of the Controller, submitting results of the follow-up review for audit of the Human Services Agency's Family and Children's Services Division. Copy: Each Supervisor, Budget and Finance & Government Audit & Oversight Committee Clerks (1)

From Office of the Controller, submitting the financial review report for the South of Market Cultural Center. Copy: Each Supervisor (2)

From Office of the Controller, submitting the financial review report for the Mission Cultural Center for Latino Arts. Copy: Each Supervisor (3)

From Housing Authority, submitting notice that the public housing wait list is closed. Copy: Each Supervisor (4)

From Department of Public Health, submitting a status report for the San Francisco Health Care Security Ordinance. (5)

From Office of the Clerk of the Board, submitting Form 700 Statement of Economic Interest for Sarah Ballard, Legislative Aide, leaving. (6)

From Municipal Transportation Agency, submitting the Overtime Justification Report for March 7, 2009, through October 30, 2009. Copy: Each Supervisor (7)

From concerned citizens, regarding public comment at Board meetings. 2 letters (8)

From concerned citizens, requesting an extension of the public comment period for the Draft Environmental Impact Report on Candlestick Point/Hunters Point Shipyard Phase II. 22 letters (9)

From Arthur Evans, commenting that the so-called medical cannabis dispensaries have turned into wholesale distribution points for subsidiary dealers. (10)

From Steve Price, submitting support for restoring Sharp Park. (11)

From James Chaffee, regarding the Sunshine Ordinance Task Force. (12)

From Michael McGinnis, regarding Muni bus service. (13)

From Department of Public Works, submitting status of repairing potholes at the intersection of Webster and Grove Streets. (Reference No. 20100105-002) (14)

From Department of Public Works, submitting status of removing graffiti from utility boxes at various locations in District 5. (15)

From State Department of Public Health, regarding the funding application approval agreement for FY2009-2010. (16)

From Planning Department, submitting notice of availability of the Glen Park Community Plan Study. Copy: Each Supervisor (17)

From State Department of Parks and Recreation, submitting notice that the Armour & Co. Building was placed on the National Register of Historic Places. Copy: Each Supervisor (18)

From State Department of Parks and Recreation, submitting notice that the Four Fifty Sutter Building was placed on the National Register of Historic Places. Copy: Each Supervisor (19)

From Ahimsa Sumchai, regarding Hunters Point Shipyard air quality. (20)

From Department of Public Works, submitting status of removing graffiti from various locations in District 5. (21)

From Gerri Hayes, regarding proposal to legalize marijuana in California. (22)

From Alan Attlee, regarding the health risks of full body scanners. (23)

From Frank Woods, regarding proposed art gallery at 1969 California Street. (24)

From concerned citizens, regarding the Masonic Center. 2 letters (25)

From Office of the Mayor, requesting the Capital Planning Committee establish and chair a subcommittee known as the Street Resurfacing Finance Working Group. Copy: Each Supervisor (26)

From the Port, submitting the Contracting Activity Report for the reporting period of October 1, 2009, to December 31, 2009. Copy: Each Supervisor (27)

From Planning Department, submitting notice of the availability of and intent to adopt a Mitigated Negative Declaration for 4199 Mission Street. Copy: Each Supervisor (28)

From Planning Department, submitting resolution recommending the Board of Supervisors approve the Mills Act Historical Property Contract for 155-178 Townsend Street. File No. 090263, Copy: Budget and Finance Committee Clerk (29)

From Office of the Mayor, submitting notice that Mayor Newsom will be out of state from January 19, 2010, until January 21, 2010. Supervisor Carmen Chu will serve as Acting Mayor. (30)

From Office of the Controller, submitting copy of letter sent to the Filipino Community Center regarding grant for the City of San Francisco Emergency Aid Relief Program of 2010. (31)

From Office of the Controller, submitting copy of letter sent to the Samoan Community Development Center regarding grant for the City of San Francisco Emergency Aid Relief Program of 2010. (32)

From Arthur Evans, submitting support for a Sit-Lie Law in San Francisco. (33)

From Jack Sargent, submitting support for proposed legislation to discourage honking in San Francisco. (34)

From Evelyn Adler, regarding the new mandated composting law in San Francisco. (35)

From Robin Chiang, regarding the restoration of the Copra Crane in Islais Creek. (36)

From Mike Les, regarding green newspaper racks in San Francisco. (37)

From James Corrigan, regarding S.F. firefighters and the parking laws in San Francisco. (38)

From Office of the Controller, submitting the Comprehensive Annual Financial Report for FY2008-2009. (39)

ADJOURNMENT