

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

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

MEETING MINUTES

Tuesday, August 7, 2007 2:00 PM

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

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE MCGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL
Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee

Supervisors Peskin, Ammiano, Dufty

City and School District Select Committee

Supervisors Dufty, Mirkarimi, Maxwell, Commissioners Kim, Mendoza, Wynns

City Operations and Neighborhood Services Committee

Supervisors McGoldrick, Alioto-Pier, Jew

Government Audit and Oversight Committee

Supervisors Elsbernd, Alioto-Pier, Daly

Land Use and Economic Development Committee

Supervisors Maxwell, Sandoval, McGoldrick

Public Safety Committee

Supervisors Mirkarimi, Maxwell, Dufty

Rules Committee

Supervisors Ammiano, Elsbernd, Peskin

Meeting Days

Wednesday
1:00 PM

1st and 3rd Thursday
3:30 PM

2nd and 4th Thursday
1:00 PM

1st and 3rd Mondays
10:00 AM

Monday
1:00 PM

2nd and 4th Monday
10:00 AM

1st and 3rd Thursday
10:00 AM

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

Volume 102 Number 28

Members Present: Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Ed Jew, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:04 p.m. On the call of the roll Supervisor Alioto-Pier was noted absent.

There was a quorum.

Supervisor Alioto-Pier was noted present at 2:05 p.m.

APPROVAL OF MEETING MINUTES

Supervisor Maxwell, seconded by Supervisor Sandoval, moved to approve July 10, 2007 Meeting Minutes. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

070901 [Contracting Process for San Francisco General Hospital Rebuild Project]

Ordinance authorizing the Director of Public Works to issue a Request for Proposals for the services of a Construction Manager/General Contractor for the San Francisco General Hospital Rebuild Program and to award a contract for such services based on the best qualifications and fee. This ordinance further authorizes the Director to negotiate and obtain prices from certain core subcontractors and to allow them to become subcontractors to the CM/GC, provided said prices are validated by City-retained cost estimators. (Public Works Department)

(Fiscal Impact.)

(No Economic Impact)

Ordinance No. 202-07

FINALLY PASSED

Recommendations of Land Use and Economic Development Committee

071087 [Amending Ordinance 115-07 which approved an amendment to the Rincon Point-South Beach Redevelopment Plan]

Mayor, Supervisor Peskin

Ordinance amending Ordinance 115-07 (which approved an amendment to the Rincon Point-South Beach Redevelopment Plan).

Ordinance No. 201-07

FINALLY PASSED

070983 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

PARKING METER AREA NO. 3 (1-HOUR PARKING TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - RESCIND ☐

PARKING METER AREA NO. 3 (2-HOUR PARKING TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Sutter Street, north side, between Divisadero and Scott Streets; and
Post Street, south side, between Divisadero and Scott Streets.

PARKING METER AREA NO. 3 (2-HOUR PARKING TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Post Street, north side, between Divisadero and Scott Streets; and,
Sutter Street, south side, between Divisadero and Scott Streets.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

New Montgomery Street, east side, from Mission Street to 80 feet northerly.

NO PARKING ANYTIME - RESCIND

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH

Elizabeth Street, north side, between Sanchez and Vicksburg (300 block).

PERPENDICULAR (90-DEGREE ANGLE) PARKING (SOUTHBOUND DIRECTION) - ESTABLISH

DIAGONAL (45-DEGREE ANGLE) PARKING (NORTHBOUND DIRECTION) - ESTABLISH

Van Ness Avenue, center of the street, from North Point Street to 270 feet northerly at a proposed center island.

UNMETERED MOTORCYCLE PARKING - ESTABLISH

2037 Hyde Street, west side, between the driveways for #2037 and #2041 Hyde Street (10-foot zone accommodating two motorcycle parking spaces).

RESIDENTIAL PERMIT PARKING AREA "M" (2-HOUR TIME LIMIT, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Intersection of Avila Street, Cervantes Boulevard and Prado Street.

RESIDENTIAL PERMIT PARKING AREA "B" (2-HOUR TIME LIMIT, 9 AM TO 5 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

DeLong Street, west side, from Santa Cruz Avenue to the Daly City border (1 1/2 blocks).

TOW-AWAY, NO STOPPING ANYTIME, 3 PM TO 6 PM, MONDAY THROUGH FRIDAY - ESTABLISH

Diamond Street, west side, from Bosworth Street to 22 feet northerly,

UNMETERED MOTORCYCLE PARKING - ESTABLISH

Taylor Street, east side, from Pine Street to 25 feet southerly (creates 6 motorcycle parking spaces).

NO PARKING ANYTIME - ESTABLISH

1580 5th Avenue, south side, from the driveway for this address westerly to the driveway for 1585 5th Avenue (135-foot zone).

RESIDENTIAL PERMIT PARKING AREA "W" (2-HOUR TIME LIMIT, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Hampshire Street, both sides, between 26th and Cesar Chavez Streets (1400 block).

RESIDENTIAL PERMIT PARKING AREA "L" (2-HOUR TIME LIMIT, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Anza Street, both sides, between 2nd and 3rd Avenues (1100 block)

TOW-AWAY, NO STOPPING, 3 PM TO 7 PM, MONDAY THROUGH FRIDAY -RESCIND
TOW-AWAY, NO STOPPING, 4 PM TO 7 PM, MONDAY THROUGH FRIDAY – ESTABLISH
9th Street, both sides, between Howard and Market Streets.

TOW-AWAY, NO STOPPING, 3 PM TO 7 PM, MONDAY THROUGH FRIDAY - RESCIND
TOW-AWAY, NO STOPPING, 4 PM TO 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Hayes Street, south side, between Market and Franklin Streets; and,
Hayes Street, north side, between Polk Street and Van Ness Avenue.

TWO-HOUR PARKING TIME LIMIT, 7 AM TO 6 PM, MONDAY THROUGH SATURDAY
ESTABLISH

11th Street, both sides, from Harrison Street to Bryant Street (replaces meters on the
east side of the street); and,
Harrison Street, both sides, from 10th Street to 11th Street (replaces meters on the south side of the street); and
Bryant Street, both sides, from 10th Street to 11th Street (replaces meters on the north side of the street).
(Parking and Traffic Department)

(6/28/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking
regulations where such changes do not establish a higher speed limit or result in more than a negligible increase
in the use of the street; DPT Order No. 3375).
(No Economic Impact)

Resolution No. 456-07
ADOPTED

070981 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS – ESTABLISH

McAllister Street, eastbound and westbound, at Stanyan Street, making this uncontrolled intersection a two-way
STOP; and,

Ora and Topaz Ways, making this intersection an all-way STOP. (Parking and Traffic Department)

(6/26/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking
regulations where such changes do not establish a higher speed limit or result in more than a negligible increase
in the use of the street; DPT Order No. 3375.)
(No Economic Impact)

Resolution No. 481-07
ADOPTED

070982 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

MULTIPLE RIGHT TURN LANE - RESCIND

New Montgomery Street, southbound, at Mission Street.

NO U-TURNS - ESTABLISH

Webster Street, northbound and southbound, at Clay Street. (Parking and Traffic Department)

(6/26/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3375.)

(No Economic Impact)

Resolution No. 482-07

ADOPTED

Recommendations of the City Operations and Neighborhood Services Committee**070972 [Authorizing Donation of Obsolete Fire Engine and Ambulance to San Francisco City College]**

Resolution authorizing Fire Department to donate an obsolete fire engine and ambulance to the Fire Sciences Program at San Francisco City College. (Fire Department)

(No Economic Impact)

Resolution No. 441-07

ADOPTED

070973 [Contract to fund a drug research study]

Resolution authorizing the San Francisco Department of Public Health (DPH) to enter retroactively into a new subcontract from the Public Health Foundation Enterprises, Inc. (PHFE) in the amount of \$95,851 to fund a drug research study; for the period of March 1, 2007 through May 31, 2008. (Public Health Department)

(No Economic Impact)

Resolution No. 442-07

ADOPTED

070974 [Contract funds to support HIV vaccine and prevention research]

Supervisors Dufty, Ammiano

Resolution authorizing the San Francisco Department of Public Health (DPH) to enter retroactively into a new subcontract from the Public Health Foundation Enterprises, Inc. (PHFE) to support the research of the San Francisco Vaccine and Prevention Unit (SFVPU) in the amount of \$162,376; for the period of January 1, 2007 through September 30, 2007. (Public Health Department)

(No Economic Impact)

Supervisor Ammiano requested to be added as a co-sponsor.

Resolution No. 443-07

ADOPTED

- 070975 [Recurring FY 2007-2008 State grant funds to the Department of Public Health from the California Department of Health Services]**
Resolution authorizing the acceptance and expenditure of State grant funds by the San Francisco Department of Public Health (DPH) for FY 2007-2008. (Public Health Department)

(No Economic Impact)

Resolution No. 444-07

ADOPTED

- 071000 [Acceptance of State Grant Funds - Municipal Transportation Agency and the Department of Public Works]**
Supervisor Dufty

Resolution authorizing the Municipal Transportation Agency and the Department of Public Works to accept and expend state Transportation Development Act (TDA) Article 3 funds totaling \$769,274 for FY 2007-08 for various pedestrian and bicycle projects in the City and County of San Francisco, excluding citywide indirect costs.

(No Economic Impact)

Resolution No. 454-07

ADOPTED

- 071006 [Grant of Regional Funds - Municipal Transportation Agency]**
Supervisor Jew

Resolution authorizing the Municipal Transportation Agency to accept and expend \$600,000 of Regional Measure 2 funds for a Safe Routes to Transit project to construct safety improvements on Market Street.

(No Economic Impact)

Resolution No. 453-07

ADOPTED

Recommendations of the Rules Committee

- 070976 [Settlement of Lawsuit - Edwin Macon, Sr.]**
Ordinance authorizing settlement of the lawsuit filed by Edwin Macon, Sr. against the City and County of San Francisco for \$225,000; the lawsuit was filed on August 14, 2006 in United States District Court, Northern District of California, Case No. C06-4904 SI; entitled Edwin Macon, Sr., et al., v. City and County of San Francisco, et al. (City Attorney)

(No Economic Impact)

PASSED, ON FIRST READING

070977 [Settlement of Lawsuit - Pacific Bell Telephone Company]

Ordinance authorizing settlement of the lawsuit filed by Pacific Bell Telephone Company against the City and County of San Francisco for \$52,500.00; the lawsuit was filed on March 16, 2006 in San Francisco County Superior Court, Case No. 450-385; entitled Pacific Bell Telephone Company v. City and County of San Francisco, et al; there are no other material terms of said settlement. (City Attorney)

(No Economic Impact)

PASSED, ON FIRST READING

070978 [Settlement of Lawsuit - Nawal Rizkallah]

Ordinance authorizing settlement of the lawsuit filed by Nawal Rizkallah against the City and County of San Francisco for \$100,000; the lawsuit was filed on April 3, 2006 in San Mateo Superior Court, Case No. 453874; entitled Nawal Rizkallah v. City and County of San Francisco, et al. (City Attorney)

(No Economic Impact)

PASSED, ON FIRST READING

070979 [Settlement of Lawsuit - Ophelia Alvarez]

Ordinance authorizing settlement of the lawsuit filed by Ophelia Alvarez against the City and County of San Francisco for \$117,500; the lawsuit was filed on November 7, 2005 in San Francisco Superior Court, Case No. 446448; entitled Alvarez, et al., v. City and County of San Francisco, et al. (City Attorney)

(No Economic Impact)

PASSED, ON FIRST READING

070994 [Settlement of Lawsuit - Dave Alba et al.]

Ordinance authorizing the settlement of a lawsuit filed by Dave Alba et al., acting for themselves and others similarly situated, against the City and County of San Francisco for \$625,000.00; the lawsuit was filed on April 22, 2005, in the United States District Court for the Northern District, Case No. C05-01667, entitled Dave Alba, et al., v. City and County of San Francisco. (City Attorney)

PASSED, ON FIRST READING

071062 [Settlement of Lawsuit - Pacific Gas and Electric Company]

Ordinance authorizing settlement of the lawsuit filed by Pacific Gas & Electric ("PG&E") against the City and County of San Francisco for \$818,000, plus interest through the date of entry of judgment; the lawsuit was filed on September 12, 2005 in San Mateo Superior Court, Case No. CGC-05-449522; entitled Pacific Gas and Electric Company v. City and County of San Francisco, et al.; other material terms of said settlement are set forth in the Stipulation For Entry Of Judgment In Condemnation (and exhibits thereto), contained in Board of Supervisors File No. 071062. (City Attorney)

PASSED, ON FIRST READING

070995 [Settlement of Claim - Alexa Internet]

Resolution approving the settlement of the unlitigated Claim No. 07-02244 filed by Alexa Internet on February 28, 2007 against the City and County of San Francisco for business payroll tax refund under the Federal Enclave Presidio Exemption in the amount of \$86,586.87. (City Attorney)

Resolution No. 445-07

ADOPTED

071068 [Appointment - Bicycle Advisory Committee]

Resolution appointing Andrew Bindman, term ending November 19, 2008, to the Bicycle Advisory Committee.

Andrew Bindman, succeeding Andrew Bindman, term expired, seat 1, must be a nominee of District 1 Supervisor. The member shall serve a two-year term or for the tenure of the supervisor who nominated the member, whichever is shorter in duration, for the unexpired portion of a two-year term ending November 19, 2008.

ADOPTED

071043 [Appointment - Commission on the Aging Advisory Council]

Resolution appointing Vera Haile, term ending March 31, 2009, to the Commission on the Aging Advisory Council.

Vera Haile, succeeding herself, term expired, seat 8, must be a nominee of District 1 Supervisor, for the unexpired portion of a two-year term ending March 31, 2009.

Resolution No. 447-07

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Severed From the Consent Agenda

Recommendation of the Government Audit and Oversight Committee

Supervisor Daly requested that this matter be severed so that it might be considered separately.

**070680 [Administrative Penalties and Fees for Fare Evasion or Passenger Misconduct Offenses]
Supervisor Peskin**

Ordinance amending San Francisco Traffic Code Sections 127, 128, 128.1, 128.1-A, 128.2, and 128.3 to clarify the definition of "Proof of Payment" and impose administrative penalties and fees for certain types of fare evasion or passenger misconduct offenses instead of criminal penalties where authorized by state law, and authorizing the Municipal Transportation Agency's Board of Directors to set the specific penalty and fee amounts.

Continued to September 11, 2007

Supervisor Mirkarimi, seconded by Supervisor Ammiano, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendation of Land Use and Economic Development Committee

Supervisor Elsbernd requested that this matter be severed so that it might be considered separately.

070829 [Parking Regulations]

Resolution enacting and rescinding parking regulations.

TOW AWAY, NO PARKING ANYTIME ESTABLISH

Raccoon Drive, both sides, between Twin Peaks Boulevard and Crown Court. (Parking and Traffic Department)

Continued to September 11, 2007

Supervisor Elsbernd, seconded by Supervisor Alioto-Pier, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

REGULAR AGENDA

NEW BUSINESS

Recommendations of the Budget and Finance Committee

**070314 [CEQA Findings in Connection with the Trans Bay Cable Project]
Supervisors Peskin, Maxwell**

Resolution of the Board of Supervisors, acting as responsible agency with respect to the Trans Bay Cable Project Final Environmental Impact Report, adopting findings pursuant to the California Environmental Quality Act (CEQA) and the State CEQA Guidelines in connection with the proposed Trans Bay Cable Project, portions of which would be located within submerged lands and a portion of 23rd Street that are in the City and County of San Francisco and under the Port of San Francisco's jurisdiction.

Resolution No. 413-07

ADOPTED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Duffy, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval

Noes: 2 - Daly, Mirkarimi

**070315 [Trans Bay Cable Project Non-Exclusive Licenses]
Supervisors Peskin, Maxwell**

Resolution approving (1) Port Commission License No. 14324, a non-exclusive license for the use of property consisting of approximately 9.4 miles of submerged lands, a small portion of shoreline along 23rd Street, and a portion of 23rd Street to install a 400 MW high voltage transmission line, with a term of four years and consideration including license payments to the Port in excess of \$1.26 million and payments to the San Francisco Public Utilities Commission equaling \$3.5 million, and (2) Port Commission License No. 14325, a non-exclusive license for use of the property for operation of the transmission line with a term of twenty-five years with an option to renew for ten years and consideration including license payments to the Port in excess of \$1.2 million dollars annually, public benefit payments to Port equaling \$5.5 million and payments to the San Francisco Public Utilities Commission in excess of \$20 million to implement, advance, promote or enhance policies and projects consistent with City Energy Policies, both between Trans Bay Cable LLC and the City and County of San Francisco acting by and through the San Francisco Port Commission and the Mayor's Office of Economic and Workforce Development.

Supervisor Maxwell, seconded by Supervisor Mirkarimi, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Duffy, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Resolution No. 414-07

ADOPTED AS AMENDED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Duffy, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval

Noes: 2 - Daly, Mirkarimi

**070412 [Public Works - Encroachment under 23rd Street between Illinois Street and the SF Bay]
Supervisors Peskin, Maxwell**

Resolution granting revocable permission to Trans Bay Cable LLC to occupy a portion of the public right-of-way to install underground DC cable under 23rd Street, east of Illinois Street, to allow transmission of electrical power from Trans Bay Cable's Pittsburg Converter Station to its San Francisco Converter Station, which is proposed to be located at 435 23rd Street (Assessor's Block 4232, Lot 010), conditioned on payment of an annual assessment fee in an amount to be determined pursuant to Public Works Code section 786.7, and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.

Resolution No. 415-07

ADOPTED by the following vote:

Ayes: 9 - Alioto-Pier, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval

Noes: 2 - Ammiano, Mirkarimi

**070701 [Approval of an historical property contract for 1735 Franklin Street - the Bransten House]
Supervisors Peskin, Dufty**

Resolution under Chapter 71 of the San Francisco Administrative Code, approving an historical property contract between Tad and Masumi Oride, the owners of San Francisco Landmark No. 126 located at 1735 Franklin Street (the Bransten House) and the City and County of San Francisco; authorizing the Director of Planning and the Assessor to execute the historical property contract. (Planning Commission)

Resolution No. 448-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

**071052 [Issuance and Sale of Tax-Exempt Bonds - San Francisco Friends School]
Supervisor Dufty**

Resolution approving the issuance and sale of tax-exempt bonds by the ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed \$27,100,000 to finance various capital facilities owned by San Francisco Friends School or an affiliate.

Resolution No. 449-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

- 071053 [Approval to Execute the Lease Agreement between the San Francisco International Airport and Verified Identity Pass, Inc. for Registered Traveler Services]**
Supervisor Elsbernd

Resolution approving and authorizing the Lease Agreement between the San Francisco International Airport and Verified Identity Pass, Inc. for Private Sector Registered Traveler Services for approximately five years three months commencing on a date to be mutually agreed upon but no later than October 1, 2007 through December 31, 2012.

(Fiscal Impact.)

Resolution No. 439-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

- 071064 [Raising Office Depot's contract not-to-exceed amount to more than \$10 million]**

Resolution approving the Third Amendment to the Agreement between the City and County of San Francisco (City) and Office Depot (Contractor) for office supplies, increasing the contract's not-to-exceed amount to more than \$10 million, pursuant to San Francisco Charter Section 9.118(b). (Office of Contract Administration)

(Fiscal Impact.)

Resolution No. 450-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendation of the City Operations and Neighborhood Services Committee

- 070920 [Directing the San Francisco Public Utilities Commission to create and implement a city-wide program to track water usage by City department]**
Supervisor Alioto-Pier

Resolution directing the San Francisco Public Utilities Commission to create and implement a city-wide program to track water usage, water conservation, and use of recycled water use by City Departments.

Resolution No. 455-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Government Audit and Oversight Committee

**070997 [MOU, San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 1)]
Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 1), to be effective July 1, 2007 through June 30, 2011.

(Fiscal Impact)
(No Economic Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

**070998 [MOU, San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 2)]
Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 2), to be effective July 1, 2007 through June 30, 2011.

(Fiscal Impact)
(No Economic Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

SPECIAL ORDER 3:00 P.M.

071113 [Public Hearing - DPH Reinspection Fee Liens]

Hearing of persons interested in or objecting to the report of delinquent reinspection fee costs submitted by the Director of Public Health, as modified to the date of adoption of the resolution, and creating liens and special assessments based thereon. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board members.

Scott Nakamura, Department of Public Health, reviewed the report with the Board and informed the Board that changes had been made to the report.

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

071114 [Unpaid DPH complaint reinspection fee liens to become special assessments to the property taxes]

Resolution confirming the report of delinquent reinspection fee costs submitted by the Director of Public Health, as modified to the date of adoption of the resolution, and creating liens and special assessments based thereon. (Public Health Department)

Report was revised.

Resolution No. 465-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

SPECIAL ORDER 3:00 P.M.

071115 [Public Hearing - DPH Delinquent Refuse Service Payment Liens (Garbage Liens)]

Hearing of persons interested in or objecting to report of delinquent charges for refuse collection service and nuisance removal costs submitted by the Director of Public Health, as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board members.

Scott Nakamura, Department of the Public Health reviewed the report with the Board and informed the Board that changes had been made to the report.

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

071116 [Unpaid DPH Delinquent Refuse Service payment liens to become special assessments to the property taxes]

Resolution confirming report of delinquent charges for refuse collection service and nuisance removal costs submitted by the Director of Public Health, as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon. (Public Health Department)

Report was revised.

Resolution No. 464-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

SPECIAL ORDER 3:00 P.M.**071147 [Public Hearing - DBI Special Assessment of Liens for Code Enforcement Cases]**

Hearing of persons interested in or objecting to report of Delinquent Charges for Code Enforcement cases with Delinquent Assessment of costs, and Fees pursuant to the provisions of Section 102.3, 102.12, 102.17, 102.18, 102.19 et seq., 103.3.3 Section 108, Section 110 – Tables 1-K and 1-G, and Sections 3407.7.1.3, 3407.7.1.4, 3407.7.1.5, and 3407.7.1.6 et seq., of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of costs thereof having accrued pursuant to Code Violations referenced above. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board members.

Alan Davis, Department of Building Inspection, reviewed the report with the Board and informed the Board that changes had been made to the report.

Silvia Johnson

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

071148 [Special Assessment of Liens for Assessment of Cost]

Resolution confirming report of Delinquent Charges for Code Enforcement cases with Delinquent assessment of costs, and Fees pursuant to the provisions of Section 102.3, 102.12, 102.17, 102.18, 102.19 et seq., 103.3.3 Section 108, Section 110 – Tables 1-K and 1-G, and Sections 3407.7.1.3, 3407.7.1.4, 3407.7.1.5, and 3407.7.1.6 et seq., of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of costs thereof having accrued pursuant to Code Violations referenced above.

Report was revised.

Resolution No. 463-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

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

SPECIAL ORDER 3:30 P.M.**070985 [Public Hearing - Appeal of Tentative Final Map for 3150 Geary Boulevard]**

Hearing of persons interested in or objecting to the decision of the Department of Public Works dated June 21, 2007, affirming the approval of Tentative/Final Map for a new 8 unit mixed-use condominium project located at 3150 Geary Boulevard, Lot 028 in Assessor's Block No. 1066. (Appellants: Jerome Marks on behalf of Kok-Po (Sam) Ng and Lily Chan Ng, and Kurt Link and Maria R. Link)

The President inquired as to whether any member of the public wished to address the Board members.

John Kao, Attorney for the owner applicant

The President declared the public hearing closed.

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.)**070986 [Approving decision of the Director of Public Works and approving the Tentative Map for 3150 Geary Boulevard]**

Motion approving the decision of the Director of Public Works, finding the Tentative Map consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1, and approving the Tentative Map for an 8-unit subdivision located at 3150 Geary Boulevard, Lot 028 in Assessor's Block 1066. (Clerk of the Board)

Supervisor McGoldrick, seconded by Supervisor Ammiano, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070987 [Disapproving decision of the Director of Public Works and disapproving the Tentative Map for 3150 Geary Boulevard]

Motion disapproving the decision of the Director of Public Works concerning an 8-unit Tentative Map located at 3150 Geary Boulevard, Lot 028 in Assessor's Block 1066 and disapproving the subdivision. (Clerk of the Board)

Motion No. M07-101

Supervisor McGoldrick, seconded by Supervisor Ammiano, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070988 [Findings - 3150 Geary Boulevard Tentative Map]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision concerning a Tentative Map for an 8-unit subdivision located at 3150 Geary Boulevard, Lot 028 in Assessor's Block 1066. (Clerk of the Board)

Motion No. M07-102

Supervisor McGoldrick, seconded by Supervisor Ammiano, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Supervisors Daly and Mirkarimi were noted absent at 3:45 p.m.

Supervisor Dufty Excused From Voting

Supervisor Elsbernd, seconded by Supervisor Maxwell, moved to excuse Supervisor Dufty, at his request because of possible conflict of interest, from voting. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Absent: 1 - Daly

Excused: 1 - Dufty

SPECIAL ORDER 4:00 P.M.

Supervisor Mirkarimi was noted present at 4:05 p.m.

070905 [Public Hearing - Appeal of Mitigated Negative Declaration - 601 Duboce Avenue]

Hearing of persons interested in or objecting to the decision of the Planning Department adopted and issued on June 7, 2007, approving a Mitigated Negative Declaration (File No. 2004.0603E), for the proposed development project at 601 Duboce Avenue.

(Filed June 19, 2007; Appellant; Nicole M. Phillips on behalf of Service Employees International Union, United Health Care) companion measure to Files 070906, 070907, 070908, District 8.)

The President inquired as to whether any member of the public wished to address the Board members.

Nicole Phillips, Service Employees International

Tay Via, California Pacific Medical Center, Project Sponsor opposed to the request for a continuance

Sue Hestor, Attorney for the Conditional Use appeal requesting a continuance. (Items 47-50)

Richard McGary, opposed to a continuance

Continued to September 18, 2007

Supervisor Ammiano, seconded by Supervisor McGoldrick, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 5 - Ammiano, Maxwell, McGoldrick, Mirkarimi, Peskin

Noes: 4 - Alioto-Pier, Elsbernd, Jew, Sandoval

Absent: 1 - Daly

Excused: 1 - Dufty

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the mitigated negative declaration decision 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.)

070906 [Affirming adoption of the mitigated negative declaration for 601 Duboce Avenue]

Motion affirming Planning Commission adoption of the final mitigated negative declaration for 601 Duboce Avenue. (Clerk of the Board)

Continued to September 18, 2007

Supervisor Ammiano, seconded by Supervisor McGoldrick, moved that this Motion be CONTINUED. The motion carried by the following vote:

- Ayes: 5 - Ammiano, Maxwell, McGoldrick, Mirkarimi, Peskin
- Noes: 4 - Alioto-Pier, Elsbernd, Jew, Sandoval
- Absent: 1 - Daly
- Excused: 1 - Duffy

070907 [Reversing adoption of the mitigated negative declaration for 601 Duboce Avenue]

Motion reversing the Planning Commission adoption of the final mitigated negative declaration for 601 Duboce Avenue. (Clerk of the Board)

Continued to September 18, 2007

Supervisor Ammiano, seconded by Supervisor McGoldrick, moved that this Motion be CONTINUED. The motion carried by the following vote:

- Ayes: 5 - Ammiano, Maxwell, McGoldrick, Mirkarimi, Peskin
- Noes: 4 - Alioto-Pier, Elsbernd, Jew, Sandoval
- Absent: 1 - Daly
- Excused: 1 - Duffy

070908 [Preparation of findings to reverse adoption of the mitigated negative declaration for 601 Duboce Avenue]

Motion directing the Clerk of the Board to prepare findings reversing the Planning Commission adoption of the final mitigated negative declaration for 601 Duboce Avenue. (Clerk of the Board)

Continued to September 18, 2007

Supervisor Ammiano, seconded by Supervisor McGoldrick, moved that this Motion be CONTINUED. The motion carried by the following vote:

- Ayes: 5 - Ammiano, Maxwell, McGoldrick, Mirkarimi, Peskin
- Noes: 4 - Alioto-Pier, Elsbernd, Jew, Sandoval
- Absent: 1 - Daly
- Excused: 1 - Duffy

SPECIAL ORDER 4:00 P.M.

071024 [Public Hearing - Conditional Use Appeal for 601 Duboce Avenue]

Hearing of persons interested in or objecting to the decision of the Planning Director by Motion No. 17444 dated June 7, 2007 (Case No. 2004.0603CE), approving conditional use authorization under Planning Code Section 303 and 304 to amend a previously approved conditional use authorization for a planned unit development and annual limit review for office development (Case No. 1987.847BC, Motion No. M13254 and M13255) and develop a new four story, 50,075 gross-square-feet (gsf), medical clinic and office building. The new building would contain medical offices, a Neuromuscular and Electroencephalogram Clinic, circulation/mechanical/support space, a pharmacy, an admitting station, located on the fourth story that connects to the existing adjacent ambulatory surgery department in the CPMC Hospital North Tower. As a Planned Unit Development, the project is seeking modifications to Planning Code requirements for rear yard and independently accessible parking. The property is in an RH-3 (Residential, House, Three-Family) Use District. While the five-story hospital north tower is the only building located in the 130-E Height and Bulk District portion of the site, the remaining portion (including the location of the project) is in the 65-D Height and Bulk District on property located at: 601 Duboce Avenue; Lot 001 in Assessor's Block 3539. (Appellant: Seabrook Leaf)

(Filed 7/9/07; companion measure to Files 071025, 071026, 071027; District 8.)

The President inquired as to whether any member of the public wished to address the Board members. Sue Hestor, Attorney for the Conditional Use appeal requesting a continuance (Items 47-50) Continued to September 18, 2007

Supervisor Ammiano, seconded by Supervisor McGoldrick, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 5 - Ammiano, Maxwell, McGoldrick, Mirkarimi, Peskin
Noes: 4 - Alioto-Pier, Elsbernd, Jew, Sandoval
Absent: 1 - Daly
Excused: 1 - Duffy

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the conditional use application decision 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.)**071025 [Approving Conditional Use Application for property located at 601 Duboce Avenue]**

Motion approving decision of the Planning Commission by its Motion No. 17444, approving Conditional Use Application 2004.0603CE on property located at 601 Duboce Avenue, and adopting findings pursuant to Planning Code Section 101.1.

Continued to September 18, 2007

Supervisor Ammiano, seconded by Supervisor McGoldrick, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 5 - Ammiano, Maxwell, McGoldrick, Mirkarimi, Peskin
Noes: 4 - Alioto-Pier, Elsbernd, Jew, Sandoval
Absent: 1 - Daly
Excused: 1 - Duffy

- 071026 [Disapproving Conditional Use Application for property located at 601 Duboce Avenue]**
Motion disapproving decision of the Planning Commission by its Motion No. 17444, approving Conditional Use Application 2004.0603CE on property located at 601 Duboce Avenue.

Continued to September 18, 2007

Supervisor Ammiano, seconded by Supervisor McGoldrick, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 5 - Ammiano, Maxwell, McGoldrick, Mirkarimi, Peskin
Noes: 4 - Alioto-Pier, Elsbernd, Jew, Sandoval
Absent: 1 - Daly
Excused: 1 - Dufty

- 071027 [Findings - 601 Duboce Avenue Conditional Use Application Appeal]**
Motion directing the Clerk to prepare findings related to the proposed Conditional Use Application 2004.0603CE on property located at 601 Duboce Avenue.

Continued to September 18, 2007

Supervisor Ammiano, seconded by Supervisor McGoldrick, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 5 - Ammiano, Maxwell, McGoldrick, Mirkarimi, Peskin
Noes: 4 - Alioto-Pier, Elsbernd, Jew, Sandoval
Absent: 1 - Daly
Excused: 1 - Dufty

SPECIAL ORDER 4:30 P.M.

071031 [Public Hearing - Conditional Use Appeal for 4041 Geary Boulevard]

Hearing of persons interested in or objecting to the decision of the Planning Commission by its Motion No. 17448 dated June 14, 2007, approving Conditional Use Application No. 2007.0286C, subject to certain conditions, to allow the establishment of a Formula Retail Use (dba Starbucks, retail coffee store), with approximately 750 square feet in floor area in a vacant commercial space located in a recently approved auto service and repair shop (dba "Service Center for San Francisco Toyota"), a one-story commercial building. The project site is located in an NC-3 (Moderate Scale) Neighborhood Commercial District and a 40-X Height and Bulk District on property located at 4041 Geary Boulevard, Lot 050 on Assessor's Block 1540. (Appellant: Jesse Fink, Clement Street Merchant Association.)

(Filed 7/11/07; companion measure to Files 071032, 071033, 071034; District 1.)

The President inquired as to whether any member of the public wished to address the Board members.

Jesse Fink; Appellant

Doug Donnell, SF Toyota; opposed to a continuance

Leeman Abrams, Starbucks; not opposed to a continuance

Silvia Johnson

Male speaker; support of the project sponsor

Female speaker; support of the appellant

Brian McKenna; support of the appellant

Maggie Lynch; support of the appellant

Mark Siegel; support of the project sponsor

Maggie May; support of the appellant

Judy Anderson; support of the appellant

Chang; support of the appellant

Female speaker; support of the appellant

Female speaker; support of the appellant

Diana Mars; support of the appellant

Ernie Ronsten; support of the appellant

Liz McFarland; support the continuance and support of the project sponsor

Max Fink; support of the appellant

Frank Vasquez; support of the project sponsor

Roberta Mendish; support of the appellant

Eric Mar; support of the appellant

David; support of the appellant

Male speaker; support of the appellant

Lisa; support of the appellant

Wendy Hom; support of the appellant

Adam; support of the appellant

Female speaker; support of the appellant

Female speaker; support of the appellant

Tracy; support of the project sponsor and a continuance

Karen Vance; support of the project sponsor

Female speaker; support of the appellant

Continued to September 11, 2007 at 4:30 p.m.

Supervisor McGoldrick, seconded by Supervisor Sandoval, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Eisbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the conditional use application decision 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.)**071032 [Approving Planning Commission decision related to Conditional Use Appeal for 4041 Geary Boulevard]**

Motion approving decision of the Planning Commission by its Motion No. 17448, approving Conditional Use Application No. 2007.0286C on a property located at 4041 Geary Boulevard, and adopting findings pursuant to Planning Code Section 101.1.

Continued to September 11, 2007 at 4:30 p.m.

Supervisor McGoldrick, seconded by Supervisor Sandoval, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

071033 [Disapproving Planning Commission decision related to Conditional Use Appeal for 4041 Geary Boulevard]

Motion disapproving decision of the Planning Commission by its Motion No. 17448, approving Conditional Use Application No. 2007.0286C on a property located at 4041 Geary Boulevard, and adopting findings pursuant to Planning Code Section 101.1.

Continued to September 11, 2007 at 4:30 p.m.

Supervisor McGoldrick, seconded by Supervisor Sandoval, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

071034 [Preparation of findings related to the Conditional Use Appeal for 4041 Geary Boulevard]

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 2007.0286C on a property located at 4041 Geary Boulevard, for action by the Board at its next meeting.

Continued to September 11, 2007 at 4:30 p.m.

Supervisor McGoldrick, seconded by Supervisor Sandoval, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

COMMITTEE REPORTS

070993 [Settlement of Lawsuit - Francisco Moreno, et al.]

Ordinance authorizing settlement of the lawsuit filed by Francisco Moreno, Maria Govea, Mauricio Moreno and Nancy Moreno against the City and County of San Francisco for \$112,000; the lawsuit was filed on November 18, 2005 in United States District Court, Case No. C05-4752; entitled Francisco Moreno, et al. v. City and County of San Francisco, et al. (City Attorney)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

ROLL CALL FOR INTRODUCTIONS

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.

*Abdullah Megaheed; expressed concern with issues relating to a former Supervisor's remarks
James Chaffee; expressed concern with issues relating to the SF Public Library
Walter; expressed in song issues with the Board
Female speaker; expressed concern issues relating to high rise buildings in San Francisco
Male speak; expressed concern with general issues in San Francisco
Richard Dupree; expressed concern with issues relating to the Sigmund Stern Grove design
Peter Warfield; expressed concern with issues relating to the SF Public Library
Silvia Johnson; expressed concern with general issues in San Francisco
Male speaker; expressed concern with issues relating to the homeless
Male speaker; expressed concern with issues relating to the killing of Mr. Bailey in Oakland*

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

**071118 [Legislative Analyst Request - Graffiti Abatement Program]
Supervisor Sandoval**

Motion requesting the Legislative Analyst to draft a model graffiti abatement program for implementation by the City and County of San Francisco; to research the efforts of other city and/or county municipalities directed toward graffiti abatement; including: outreach, programs, prevention and deterrence, penalties, fines and any or all related programs or efforts; to report back its findings to the Board of supervisors and provide a copy of its findings to the Graffiti Advisory Board.

APPROVED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 2 - Daly, Sandoval

Supervisors Daly and Mirkarimi were noted absent at 3:45 p.m.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

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

**071137 [Supporting the resource efficient building conference and expo West Coast Green]
Supervisors Mirkarimi, Ammiano**

Resolution supporting the conference and expo West Coast Green, held in San Francisco at the Bill Graham Civic Auditorium.

Supervisor Ammiano requested to be added as a co-sponsor.

ADOPTED

**071138 [Phil Frank Day - July 31, 2007]
Supervisor Peskin**

Resolution declaring July 31, 2007 as Phil Frank Day.

Resolution No. 451-07

ADOPTED

**071140 [Approval of a 45 day extension for Planning Commission review]
Supervisors Alioto-Pier, Ammiano**

Resolution extending by 45 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance that would amend Planning Code Sections 790.55, 249.5, 781.8, 781.9, and 783 to remove grocery stores and other similar uses from prohibitions placed on the establishment of liquor stores in certain districts; and making environmental findings and findings of consistence with the General Plan and priority policies of Planning Code Section 101.1.

Supervisor Ammiano requested to be added as a co-sponsor.

Resolution No. 457-07

ADOPTED

**071141 [Non Profit Appreciation Day - August 18, 2007]
Supervisor Peskin**

Resolution proclaiming August 18, 2007 as Nonprofit Appreciation Day in San Francisco.

Resolution No. 458-07

ADOPTED

**071142 [Approval of a 60-day extension for Planning Commission review]
Supervisor Maxwell**

Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on a proposed ordinance that would amend the Planning Code regarding institutional master plan review for medical institutions.

Resolution No. 459-07

ADOPTED

**071144 [Local support for Leland Avenue Streetscape Improvements Project]
Supervisor Maxwell**

Resolution authorizing local support for the Leland Avenue Streetscape Improvements Project, designating DPW as the eligible sponsor for funding related to this project, and taking other official acts in furtherance of this project.

Resolution No. 461-07

ADOPTED

**071143 [Accept and Expend Regional Grant - Department of the Environment]
Supervisor Maxwell**

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$35,000 from the Environmental Protection Agency for the purpose of implementing the Bayview Hunters Point (BVHP) Healthy Homes Project.

Resolution No. 460-07

ADOPTED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Duffy, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval

Absent: 2 - Daly, Mirkarimi

071101 [Final Map 4039 - Candlestick Cove]

Motion approving Final Map 4039, being a Merger and Resubdivision for Condominium purposes of Lots 241 and 279 of Assessor's Block No. 4991, City and County of San Francisco and adopting findings pursuant to the General Plan and the City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,994; District 10.)

Motion No. M07-121

APPROVED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Duffy, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Daly, Mirkarimi

071112 [Final Map for Blocks 26-28, Phase II, Planned Development, Mission Bay South]

Motion approving Final Map Tract 4141, Planned Development, Mission Bay (Blocks 26-28), a seven-lot subdivision project, being phase II of a subdivision of Lot 1 in Assessor's Block 8721; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1 and the Mission Bay South Redevelopment Plan and Plan Documents. (Public Works Department)

(DPW Order 177,026; District 6.)

Motion No. M07-122

APPROVED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Duffy, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Daly, Mirkarimi

The foregoing items were acted upon by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Duffy, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Daly, Mirkarimi

Severed From the Without Reference to Committee Agenda

Supervisor Elsbernd requested that this matter be severed so that it might be considered separately.

071100 [Authorizing preparation of Proponent/Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 6, 2007 Election]

Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for Charter Amendments approved by the Board of Supervisors for submittal to the voters at the November 6, 2007 Election. (Clerk of the Board)

Supervisor Elsbernd, seconded by Supervisor Ammiano, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Duffy, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Daly, Mirkarimi

Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 6, 2007 Election. (Clerk of the Board)

Continued to August 14, 2007

CONTINUED AS AMENDED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Duffy, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Daly, Mirkarimi

IMPERATIVE AGENDA

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

[Purely Commendatory Finding]

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

Supervisor Maxwell, seconded by Supervisor Jew, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Duffy, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Daly, Mirkarimi

[Brown Act Finding]

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

Supervisor Maxwell, seconded by Supervisor Jew, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Duffy, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Daly, Mirkarimi

071173 [Proclaiming Sue Bierman Remembrance Day]

Supervisors Mirkarimi, Ammiano, Duffy, Elsbernd, Maxwell

Resolution proclaiming August 11th, 2007 Sue Bierman Remembrance Day.

Resolution No. 462-07

ADOPTED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Duffy, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Daly, Mirkarimi

OFF-AGENDA LEGISLATION

Ordinances

Introduced by Supervisors or Mayor

071009 [Construction Dust Control]

Supervisors Maxwell, Peskin, Ammiano, Dufty

Ordinance amending the San Francisco Building Code by adding Section 106.3.2.6 to require applicants for building and demolition permits to require implementation of dust control measures for any demolition or construction project that has the potential to create dust and with specific provisions for projects that will expose or disturb soil, with provision for waiver by the Director for construction activities on sites less than one quarter acre that are unlikely to result in any visible windblown dust; amending the San Francisco Health Code by adding Article 22B to require, for projects over one quarter acre, that the project sponsor obtain approval of a dust control plan from the Director of Public Health unless the Director waives these requirements and to charge fees to defray the costs of implementation; adopting findings.

7/10/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/9/2007.

7/18/07, REFERRED TO DEPARTMENT. Referred to City Attorney to be approved as to form.

8/7/07, ASSIGNED to Land Use and Economic Development Committee.

8/7/07, SUBSTITUTED. Supervisor Maxwell submitted a substitute ordinance bearing new title.

071165 [Setting San Francisco's fiscal year 2007-2008 property tax rate and establishing pass-through rate for residential tenants]

Supervisor Peskin

Ordinance providing revenue and levying property taxes for City and County purposes and establishing pass-through rate for residential tenants pursuant to Chapter 37 of the Administrative Code for the fiscal year ending June 30, 2008.

8/7/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071166 [Setting San Francisco Community College District's fiscal year 2007-2008 property tax rate to be included in the City's overall property tax rate]

Supervisor Peskin

Ordinance providing revenue and levying property taxes for San Francisco Community College District purposes for the fiscal year ending June 30, 2008.

8/2/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 071167 [Setting San Francisco Unified School District's fiscal year 2007-2008 property tax rate to be included in the City's overall property tax rate]**
Supervisor Peskin

Ordinance providing revenue and levying property taxes for San Francisco Unified School District purposes for the fiscal year ending June 30, 2008.

8/7/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 071168 [Setting San Francisco Bay Area Rapid Transit District's fiscal year 2007-2008 property tax rate to be included in the City's overall property tax rate]**
Supervisor Peskin

Ordinance providing revenue and levying property taxes for San Francisco Bay Area Rapid Transit District purposes for the fiscal year ending June 30, 2008.

8/7/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 071175 [Extend Inclusionary Housing Requirements to Buildings of Three Units or More and Set Percentage Requirement for Three and Four Unit Projects]**
Supervisor McGoldrick

Ordinance approving amendments to Planning Code Sections 315.3 and 315.4 of the Residential Inclusionary Affordable Housing Program to extend the requirements of the Program from all housing projects of five (5) units or more to all housing projects of three (3) units or more, and establishing the percentage of affordable housing required for residential developments of three or four units.

8/7/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/6/2007.

- 071178 [Settlement of complaint by PG&E before the Federal Energy Regulatory Commission and approval of an Amended Interconnection Agreement with PG&E]**
Supervisor Peskin

Ordinance authorizing settlement of proceedings before the Federal Energy Regulatory Commission in FERC Dockets No. ER05-1190-000, et al, initiated by Pacific Gas & Electric Company to terminate the 1987 Interconnection Agreement between the City and PG&E; and approving an Amended Interconnection Agreement between the City and PG&E which provides for continued delivery of electricity to City facilities, among other things.

8/7/07, RECEIVED AND ASSIGNED to Rules Committee.

**071189 [Zoning - West Side Off-Street Parking Provisions and South of Market Parking Overlay District]
Supervisor Peskin**

Ordinance amending the Planning Code by adding Section 150.1 to provide for off-street parking controls in the west side of the City, adding Section 249.38 and amending the Zoning Map Section Maps SU01 and SU08 for the property generally bounded by Ninth, Howard, Sixth, Townsend, and Division Streets to provide for a special use district parking overlay zone in the South of Market area; and making environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.

8/13/07 - Economic Impact

8/7/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/6/2007.

Resolutions

**071173 [Proclaiming Sue Bierman Remembrance Day]
Supervisors Mirkarimi, Ammiano, Dufty, Elsbernd, Maxwell**

Resolution proclaiming August 11th, 2007 Sue Bierman Remembrance Day.
8/7/07, ADOPTED.

**071174 [Approval of Amendment to Security Guard Services Contract]
Mayor**

Resolution approving amendment to armed and unarmed security guard services contract for Municipal Railway Revenue and Cost Accounting Divisions.

(Fiscal Impact.)

8/7/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**071176 [Application for ABAG Priority Development Area Designation]
Supervisor Peskin**

Resolution authorizing the San Francisco County Transportation Authority and the Mayor's Office of Housing to apply on behalf of the City and County of San Francisco for Priority Development Area designation by the Association of Bay Area Governments.

8/7/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**071177 [FY 2007-2008 California Constitution Appropriations Limit]
Supervisor Peskin**

Resolution establishing the appropriations limit for Fiscal Year 2007-08 pursuant to California Constitution Article XIII B.

8/7/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**071179 [Lights Out San Francisco]
Supervisors McGoldrick, Alioto-Pier**

Resolution to support extinguishing all non-essential lighting in all city government buildings, public schools and public landmarks for the hour between 7:00 PM and 8:00 PM on October 20, 2007 to conserve energy as part of the city-wide energy conservation event: Lights Out San Francisco, and establishing October 20, 2007 as Lights Out San Francisco Day.

8/7/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**071180 [Armando Peraza Day - September 1, 2007]
Supervisor Peskin**

Resolution declaring September 1, 2007 "Armando Peraza Day" in San Francisco.

8/7/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**071181 [Eddie Fung Day - November 10, 2007]
Supervisor Peskin**

Resolution declaring November 10, 2007 as Eddie Fung Day in San Francisco.

8/7/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**071182 [Commending John Barleycorn Pub]
Supervisor Peskin**

Resolution commending John Barleycorn Pub for almost 40 years of enriching the City.

8/7/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**071183 [Sea Otter Awareness Week - September 23 - 29, 2007]
Supervisor Peskin**

Resolution declaring September 23-29 Sea Otter Awareness Week.

8/7/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**071184 [Urging California's congressional delegation to support H.R. 2401]
Supervisor Sandoval**

Resolution urging California's congressional delegation to support H.R. 2401.

8/7/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 071185 [Condemning defamatory language used by radio personality Michael Savage against the immigrant community]**
Supervisors Sandoval, Ammiano

Resolution condemning defamatory language used by radio personality Michael Savage against the immigrant community.

8/7/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 071186 [Opposition to SB 670 (Correa)]**
Supervisor Mirkarimi

Resolution in opposition to Senate Bill 670 (Correa) barring development fees imposed for the acquisition of open space, parks, public recreational facilities and other community benefits.

8/7/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 071187 [Commending Chad Jacobs]**
Supervisors Peskin, Elsbernd

Resolution commending Chad Jabcobs for his outstanding years of service as a Deputy City Attorney.

8/7/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 071188 [Authorizing the Issuance and Sale of Bonds by the Peninsula Corridor Joint Powers Board]**
Supervisor Maxwell

Resolution authorizing the Issuance and Sale by the Peninsula Corridor Joint Powers Board of Farebox Revenue Bonds in an Aggregate Principal Amount Not Expected to Exceed \$22,000,000.

8/7/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 071191 [Declaring the month of August, 2007 as Barry Lamar Bonds Month in the City and County of San Francisco]**
Supervisors Dufty, Alioto-Pier, Maxwell, Peskin, McGoldrick, Ammiano, Mirkarimi

Resolution congratulating Barry Bonds on becoming the greatest home run hitter in the History of Major League Baseball and declaring the month of August, 2007 as Barry Lamar Bonds Month in the City and County of San Francisco.

8/7/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 071169 [Workforce Development Audit]**
Supervisor Ammiano

Hearing on Workforce Development Audit and to discuss solutions and consolidation of the workforce development programs.

8/7/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**071170 [Health and Public Safety Concerns of Bayview Residents]
Supervisor Daly**

Hearing on Health and Public Safety concerns of Bayview Residents in relation to the Redevelopment Agency and Department of Public Health's enforcement and oversight of Hunters Point Shipyard Development.
8/7/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**071171 [Public Safety Cameras on Housing Authority Property]
Supervisor Mirkarimi**

Hearing before the Public Safety Committee of the Board of Supervisors to review and discuss the effectiveness of security cameras on Housing Authority property.
8/7/07, RECEIVED AND ASSIGNED to Public Safety Committee.

**071172 [San Francisco General Hospital Psychiatric Emergency Service]
Supervisor Mirkarimi**

Hearing to discuss the policy implications of the substantial reduction in services to San Francisco General Hospital's Psychiatric Emergency Services Unit.
8/7/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Motions

**071190 [Appointment to San Francisco LAFCO]
Supervisor Mirkarimi**

Motion appointing Supervisor Chris Daly to the San Francisco Local Agency Formation Commission (LAFCO).
8/7/07, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED ORDINANCES

071149 [Planning Code-Amending Article 11 Designation of 225-227 Front Street]

Ordinance amending the designation of 225-227 Front Street (Assessor's Block 0237, Lot 005) from Category V (Unrated) to Category IV (Contributory) under Planning Code Article 11; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings. (Planning Department)
7/26/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

**071156 [Planning Code Amendments to implement the Van Ness and Market Downtown Residential Special Use District]
Supervisor Mirkarimi**

Ordinance amending the San Francisco Planning Code to implement the Market and Octavia Area Plan of the General Plan by adding Section 249.33 to establish the Van Ness and Market Downtown Residential Special Use District (VNMDR-SUD); and adopting environmental findings and findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1.

8/13/07 - Economic Impact.

7/30/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/6/2007.

**071157 [Planning Code Amendments to implement the Market and Octavia Area Plan]
Supervisor Mirkarimi**

Ordinance amending the San Francisco Planning Code to implement the Market and Octavia Area Plan of the General Plan by amending Section 102.5 (District); Section 121.1 (Development on Large Lots, Neighborhood Commercial Districts); Section 121.2 (Use Size Limits (Non-Residential), Neighborhood Commercial Districts); Section 124 (Basic Floor Area Ratio); Section 132 (Front Setback); Section 134 (Rear Yards); Section 135 (Usable Open Space For Dwelling Units and Group Housing); Section 144 (Treatment of Ground Story On Street Frontages); Section 145.1 (Street Frontages, Neighborhood Commercial Districts); Section 145.4 (Street Frontages Downtown and Mixed-Use Districts); Section 151.1 (Schedule of Required Off-Street Parking Spaces); Section 152. (Schedule of Required Off-Street Freight Loading Spaces in Districts Other Than C-3 or South of Market); Section 153 (Rules for Calculation of Required Spaces); Section 154 (Minimum dimensions for required off-street parking, freight loading and service vehicle spaces); Section 155 (General Standards as to Location and Arrangement of Off-Street Parking, Freight Loading and Service Vehicle Facilities); Section 156 (Parking Lots); Section 166 (Requirements for Provision of Car-Share Parking Spaces); Section 167 (Parking Costs Separated from Housing Costs in New Residential Buildings); Section 201 (Classes of Use Districts); Section 207.1. (Rules For Calculation Of Dwelling Unit Densities); Section 207.4 (Density of Dwelling Units in Neighborhood Commercial Districts); Section 208 (Density Limitations for Group Housing); Section 209.1-209.9 (Uses Permitted in RTO Districts); Section 234.2 (Requiring CU Authorization for specified uses in P Districts within the Market and Octavia Neighborhood Area); Section 253 (Review of Proposed Buildings and Structures Exceeding a Height of 40 Feet in R Districts); Section 270 (Bulk Limits: Measurement); Section 303 (Conditional Uses: Determination); Section 304 (Planned Unit Developments: Criteria and Limitations); Section 311 (Residential Permit Review Procedures for RH and RM Districts: Applicability); Section 316 (Procedures for Conditional Use Authorization in Neighborhood Commercial and South of Market Districts and for Live/Work Units in RH, RM, and RTO Districts); Section 603 (Exempted Signs); Section 606 (Residential Districts); Section 702.1 (Neighborhood Commercial Use Districts); Section 720.1 (Hayes-Gough Neighborhood Commercial Transit District) to conform these sections with the new VNMDR-SUD, NCT and RTO district controls; and adding new zoning districts and a new special use district including Section 121.5 to establish controls for Development on Large Lots in Residential Districts; Section 121.6 to restrict lot mergers in residential districts and on pedestrian-oriented streets; Section 158.1 related to Non-accessory Parking Garages in NCT and RTO Districts and the Van Ness and Market Downtown Residential Special Use District; Section 206.4 to establish the Transit-Oriented Residential District (RTO); Section 207.6 related to Required Minimum Dwelling Unit Mix and Unit Subdivision Restrictions in RTO and NCT Districts; Section 207.7 relating to Restrictions on Demolition, Conversion, and Merger of Existing Dwelling Units in RTO and NCT Districts; Section 230 establishing Limited Corner Commercial Uses in RTO Districts; Section 249.33 to establish the Van Ness and Market Downtown Residential Special Use District (VNMDR-SUD); Section 249.34 Fulton Street Grocery Store Special Use District; Section 261.1 related to Additional Height Limits for Narrow Streets and Alleys in RTO and NCT Districts; Section 263.18 creating a Special Height Exception: Additional Five Feet Height for Ground Floor uses in NCT 40-X and 50-X Height and Bulk Districts; Section 263.20 Special Height Exceptions: Fulton Street Grocery Store Special Use District 40-X/50-X Height District; Sections 326-326.8 establishing the Market and Octavia Community Improvements Fee and Fund; Sections 341-341.4 establishing a Better Neighborhoods Area Plan Monitoring Program; Sections 731 and 731.1 creating an NCT-3 Moderate-Scale Neighborhood Commercial Transit District; Sections 732 and 732.1 creating the Upper Market Street Neighborhood Commercial Transit District; adding an uncodified Section 4 calling for a study and implementation of an additional affordable housing program, and providing that this ordinance and the accompanying Market and Octavia General Plan amendments and zoning map amendments will not be effective until the effective date of such a program adopted by the Board of Supervisors; and adopting environmental findings and findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1.

8/13/07 - Economic Impact.

7/30/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/6/2007.

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

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

8/13/07 - Economic Impact.

7/30/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/6/2007.

**071159 [Zoning Map Amendment in connection with the Market and Octavia Area Plan]
Supervisor Mirkarimi**

Ordinance amending Zoning Map Sheets 2, 2H, 2SU and 7, 7H, and 7SU of the City and County of San Francisco Planning Code to eliminate use districts and height and bulk districts within the Market and Octavia Plan Area; replacing them with revised use districts, height and bulk districts, and special use districts, consistent with those proposed in the Market and Octavia Area Plan; providing the ordinance shall not be effective until the effective date of an additional affordable housing program for the Market and Octavia area plan to be adopted by the Board of Supervisors; and making various findings, including CEQA findings and findings of consistency with the General Plan and Planning Code Section 101.1.

8/13/07 - Economic Impact.

7/30/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/6/2007.

PROPOSED RESOLUTIONS

071155 [Approval of one-year extension of professional services contract for the San Francisco Treasurer/Tax Collector for interactive voice response ("IVR") payment services for various City and County departments]

Resolution approving one-year extension of professional services contract for the San Francisco Treasurer/Tax Collector for services to process credit card payment applications on interactive voice response ("IVR") systems for various City and County departments. (Treasurer-Tax Collector)

7/30/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

PROPOSED MOTIONS

None

Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of replacing the removed garbage cans at the following location:

- 1644 Haight Street

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti from the public property located at the following locations:

Light Switch Box

- Northeast corner of 19th Avenue and Judah

- Southeast corner of 6th Avenue and Irving

Phone Switch Box

- Northeast corner of 5th Avenue and Irving

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti at the following property locations:

- 401 Judah

- 1226 9th Avenue

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti from the public property located at the following locations:

Mailboxes

- Southwest corner of Stanyan and Parnassus

- Northwest corner of Willard and Belmont

- Southeast corner of 8th Avenue and Judah

- Northeast corner of 17th and Judah

- Southeast corner of 9th and Irving

- Northwest corner of 7th Avenue and Kirkham

- Northwest corner of 9th Avenue and Kirkham

Garbage Cans

- Northwest corner of Willard and Parnassus

- Northeast corner of 9th Avenue and Lincoln

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti from the public property located at the following locations:

Emergency Boxes

- Southwest corner of 17th Avenue and Cole

Fire Hydrant

- Southeast corner of Edgewood and Belmont

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti from news stands at the following locations

Chronicle

- Southeast corner of 5th Avenue and Irving

Wall Street Journal

- Southeast corner of 8th Avenue and Irving

Bay Guardian

- Southwest corner of 9th Avenue and Judah
- Southeast corner of 9th Avenue and Kirkham

Asian Week

- Southeast corner of 9th Avenue and Irving
- SF Weekly Advertiser*
- Northwest corner of 9th Avenue and Irving

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report status on the removing graffiti from the public property located at the following locations:

Phone Booths

- 425 Divisadero - 4 pay-phone booths are heavily graffitied

Billboards

- Clear Channel (Billboard #1286 or #3074) on 11th Avenue at the southeast corner of Irving

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of repairing multiple potholes at the following locations:

Potholes

- 850 Judah
- 1098 Irvine
- 1413 5th Avenue
- 500 Kirkham

From: Supervisor Mirkarimi

To: Director, Public Utilities Commission

Requesting/Inquiring: To report on the status of removing graffiti at the following locations:

Metal Poles

- Nearly all poles on both sides of Parnassus between Stanyan and Hillside
- Northeast corner of Judah and 10th Avenue
- Southeast corner of 5th Avenue and Lincoln
- Northeast corner of Kirkham and 7th Avenue
- Southeast corner of 9th Avenue and Judah
- Nearly all poles on both sides of 9th Avenue between Irving and Judah

From: Supervisor Mirkarimi

To: Director, San Francisco Public Library

Requesting/Inquiring: To report on the status of removing graffiti on the Wheelchair Sign of the Sunset Branch on Irving Street

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the status of removing graffiti or mold from DPT property at the following locations:

Graffiti

- "One-Way" sign at the Southeast corner of Buchanan and Lily
- Traffic pole at the Northwest corner of Scott and Fell
- "Not a Through Street" at the Northeast intersection of Edgewood and Belmont

Mold

- "No Parking" signs on Farnsworth Lane
- "No Parking" signs on Edgewood between Belmont and Edgewood
- Street identification signs at the intersection of Edgewood and Farnsworth

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the status of replacing the faded and barely readable STOP sign at the 9th Avenue (west) exit of the parking lot located between 8th and 9th Avenue and Irving and Judah Streets

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the status of replacing or repairing signs at the following locations:

- Repair bent "Edgewood" Street sign at the intersection of Edgewood and Farnsworth
- Near 38 Woodland - missing Residential Parking sign and Street Cleaning sign

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the status of removing graffiti on the parking signs located on both sides of the street (unless otherwise noted), at the following locations:

- Woodland Street between Parnassus and Willard
- Willard between Belmont and Parnassus
- 19th Avenue between Judah and Lincoln
- 5th Avenue between Irving and Lincoln
- Hugo between Arguello and 3rd Avenue
- Kirkham between 5th Avenue and 8th Avenue
- 8th Avenue between Kirkham to Judah
- Oak between Clayton and Masonic
- Oak between Scott and Baker

From: Supervisor Sean R. Elsbernd

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to investigate the possibility of replacing and installing (at a higher level to avoid vandalism) the five arrow signs approaching St. Francis Circle going North on Junipero Serra Boulevard in Balboa Terrace.

From: Supervisor Sean R. Elsbernd

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to investigate the traffic patterns for the intersection of Ocean and Junipero Serra Boulevard. (Can the traffic lights be synchronized?)

From: Supervisor Chris Daly

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft legislation providing subsidies for San Francisco residents to offset the costs of steep increases in immigration and citizenship fees.

From: Supervisor Chris Daly

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to provide services reports regarding Steveloe alley and 424 Jones Street from March 28, 2007 to present.

In Memoriams

Hilda Heilbron Weil - Supervisor Dufty

Armen Balianz - Supervisor Peskin

Anthony Dwayne Montoya - Supervisors Jew, Peskin, Elsbernd, Dufty, Alioto-Pier

Cleopatra Vaughns - Supervisor Peskin

ADJOURNMENT

There being no further business the Board adjourned at the hour of 5:47 p.m.

Angela Calvillo, Clerk of the Board

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 11, 2007.



Angela Calvillo
Clerk of the Board