



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, August 2, 2011 - 2:00 PM

Regular Meeting

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

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee
Supervisors Kim, Chu, Mirkarimi

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

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

Government Audit and Oversight Committee
Supervisors Campos, Farrell, Chiu

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

Public Safety Committee
Supervisors Mirkarimi, Cohen, Campos

Rules Committee
Supervisors Kim, Elsbernd, Farrell

Meeting Days

Wednesday
1:00 PM

2nd and 4th Thursday
3:30 PM

2nd and 4th Monday
10:00 AM

2nd and 4th Thursday
10:00 AM

Monday
1:00 PM

1st and 3rd Thursday
10:30 AM

1st and 3rd Thursday
1:30 PM

Meeting Procedures

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

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

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

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

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

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

Know Your Rights Under The Sunshine Ordinance

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

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail the Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

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

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

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

APPROVAL OF MEETING MINUTES

Approval of the June 28, 2011, Board Meeting Minutes.

COMMUNICATIONS

CONSENT AGENDA

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

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

Items 1 through 8

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

1. [110769](#) **[Transportation Code - Car Share Vehicle Parking Restrictions]**

Sponsors: Mayor; Chiu

Ordinance amending the San Francisco Transportation Code, Division I, Articles 7 and 8, by: 1) adding Section 7.2.52 to establish a violation for unauthorized vehicles to park in a designated car share parking space; and 2) amending Section 8.1 to permit the removal of vehicles parked in violation of Section 7.2.52.

Attachments: [Legislation Ver1](#)

[Leg Digest Ver1](#)

[Response PLN 070711](#)

[Comm Packet 072511](#)

[Board Packet 072611](#)

[Board Packet 080211](#)

07/26/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Budget and Finance Sub-Committee

Present: Supervisors Chu, Mirkarimi, Kim

2. [110749](#) **[Administrative, Business and Tax Regulations Codes - 0.50% Sales Tax Increase to Fund Public Safety Programs and Services to Children and Seniors]**
Sponsors: Mayor; Chiu, Cohen, Mirkarimi and Wiener
Ordinance amending the San Francisco Business and Tax Regulations Code by adding Article 16-A to provide funds for public safety programs and services to children and senior citizens in the City and County of San Francisco by imposing a transactions (sales) and use tax at the rate of one-half of one percent (0.50%) for a period of ten years, to be administered by the State Board of Equalization in accordance with Parts 1.6 and 1.7 of Division 2 of the California Revenue and Taxation Code; adopting an expenditure plan; amending the Administrative Code by adding Section 10.100.321 establishing a special revenue fund; and directing submission of the tax for voter approval at the November 8, 2011, municipal election.

(Fiscal Impact; Economic Impact.)

- Attachments:** [Legislation Ver1](#)
[Comm Packet 072011](#)
[Budget Analyst 072011](#)
[Small Business 071911](#)
[Legislation Ver2](#)
[Comm Packet 072611](#)
[Board Packet 080211](#)

07/26/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Kim, Elsbernd

- 3. [110596](#) **[Settlement of Claim - Shatese Stewart - \$250,000]**
Ordinance authorizing settlement of all claims in the lawsuit filed by Shatese Stewart against the City and County of San Francisco for \$250,000; the lawsuit was filed on March 25, 2010, in San Francisco Superior Court, Case No. CGC-09-494967; entitled Shatese Stewart v. City and County of San Francisco, et al. (City Attorney)

Attachments: [Legislation_Ver1](#)
[Comm Packet 072111](#)
[Board Packet 072611](#)
[Board Packet 080211](#)

07/26/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 4. [110694](#) **[Settlement of Lawsuit - Jorei Enterprises, LLC - \$125,000]**
Ordinance authorizing settlement of the lawsuit filed by Jorei Enterprises, LLC, against the City and County of San Francisco for \$125,000; the lawsuit was filed on December 21, 2010, in San Francisco Superior Court, Case No. CGC-10-506527; entitled Jorei Enterprises, LLC v. City and County of San Francisco; other material terms of said settlement are mutual releases of liability in connection with the conveyance of 351 California Street, San Francisco. (City Attorney)

Attachments: [Legislation_Ver1](#)
[Comm Packet 072111](#)
[Board Packet 072611](#)
[Board Packet 080211](#)

07/26/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 5. [110714](#) **[Settlement of Lawsuit - Arash Ghanadan - \$50,000]**
Ordinance authorizing settlement of the lawsuit filed by Arash Ghanadan against the City and County of San Francisco for \$50,000; the lawsuit was filed on December 18, 2009, in San Francisco Superior Court, Case No. CGC-09-495308; entitled Arash Ghanadan, et al. v. City and County of San Francisco, et al. (City Attorney)

Attachments: [110714.DOC](#)
[Comm Packet 072111](#)
[Board Packet 072611](#)
[Board Packet 080211](#)

07/26/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

6. [110823](#) **[Appointment, Eastern Neighborhood Citizens Advisory Committee - L Joseph Boss]**

Motion appointing L Joseph Boss, term ending October 19, 2013, to the Eastern Neighborhood Citizen Advisory Committee. (Clerk of the Board)

Attachments: [Comm Packet 072111](#)

[Legislation Ver1](#)

[Board Packet 080211](#)

Question: Shall this Motion be APPROVED?

7. [110824](#) **[Appointments, Child Care Planning and Advisory Council - Karen Burch, Marjorie Weiss, and Barbara Manzanares]**

Motion appointing Karen Burch, Marjorie Weiss, and Barbara Manzanares, terms to be determined, to the Child Care Planning and Advisory Council. (Clerk of the Board)

Attachments: [Comm Packet 072111](#)

[Legislaton Ver1](#)

[Board Packet 080211](#)

Question: Shall this Motion be APPROVED?

8. [110830](#) **[Appointments, Citizen's Advisory Committee for the Central Market Street and Tenderloin Area - Nella Manuel, Robert Marquez, Dina Hilliard, and LJ Cirillo]**

Motion appointing Nella Manuel, Robert Marquez, Dina Hilliard, and LJ Cirillo, terms to be determined, to the Citizen's Advisory Committee for the Central Market Street and Tenderloin Area. (Clerk of the Board)

Attachments: [Comm Packet 072111](#)

[Leg Ver1](#)

[Board Packet 080211](#)

Question: Shall this Motion be APPROVED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Sub-Committee

Present: Supervisors Chu, Mirkarimi, Kim

- 9. [110503](#) **[Administrative Code - Regulating Overtime Available for City Employees]**
Sponsor: Chiu
 Ordinance amending the San Francisco Administrative Code, Section 18.13.1 to limit the overtime worked in any fiscal year by any employee to 20% of regularly scheduled hours and to specify and modify written reports to be submitted regarding overtime information.

Attachments: [Legislation_Ver1](#)
[Comm Packet 071311](#)
[Budget Analyst 071311](#)
[Comm Packet 072011](#)
[Budget Analyst 072011](#)
[Legislation_Ver2](#)
[Board Packet 072611](#)
[Board Packet 080211](#)

07/26/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

- 10. [110528](#) **[Feeder Agreement - BART]**
 Resolution approving the Feeder Agreement between the City and County of San Francisco and the Bay Area Rapid Transit District for payment for transfer trips, with a term from July 1, 2009, to June 30, 2010. (Municipal Transportation Agency)

Attachments: [Legislation_Ver1](#)
[Comm Packet 071311](#)
[Budget Analyst 071311](#)
[Legislation_Ver2](#)
[Board Packet 071911](#)
[Board Packet 080211](#)

07/19/2011; CONTINUED. Privilege of the floor was granted to Sonali Bose (Municipal Transportation Agency) and Cheryl Adams (City Attorney's Office) who responded to questions raised throughout the discussion.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

11. [110506](#) [Police, Planning, and Business and Tax Regulations Codes - Limited Live Performance Permits]

Sponsors: Mirkarimi; Wiener, Mar and Campos

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

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

07/26/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

12. [110592](#) **[Planning Code - Inner Clement, Outer Clement, and Geary Neighborhood Commercial Controls]**

Sponsors: Mar; Avalos

Ordinance amending the San Francisco Planning Code Sections 263.20, 712.1, 716.1, and 781.4 to: 1) allow one additional eating and drinking use as principally permitted in the Inner Clement Neighborhood Commercial Districts and allow any additional eating and drinking use in that district as conditionally permitted; 2) allow eating and drinking uses in the Outer Clement Neighborhood Commercial District with a conditional use permit; 3) remove the prohibition on large fast-food restaurants and prohibit formula retail pet supply stores and formula retail eating and drinking uses in the Geary Boulevard Fast-Food Subdistrict; 4) make video stores a principally permitted use on the ground floor in the NC-3 and the Inner Clement and Outer Clement Neighborhood Commercial Districts; and 5) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

- Attachments:** [Legislation Ver1](#)
[Leg Digest Ver1](#)
[Response PLN 071511](#)
[Comm Packet 071811](#)
[Legislation Ver2](#)
[Leg Digest Ver2](#)
[Comm Packet 072511](#)
[Board Packet 072611](#)
[Board Packet 080211](#)

07/26/2011; PASSED ON FIRST READING. Supervisor Avalos requested to be added as a co-sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Rules Committee

Present: Supervisors Kim, Elsbernd

13. 110591 [Settlement of Lawsuit - T-Mobile West Corporation]

Sponsor: Elsbernd

Ordinance authorizing settlement of the lawsuit filed by T-Mobile West Corporation against the City and County of San Francisco on July 8, 2010, in the United States District Court for the Northern District of California, Case No. C-10-03011-CW; entitled T-Mobile West Corporation v. City and County of San Francisco, according to the terms set forth in the Settlement Agreement and subject to court approval of the parties' Stipulated Judgment; approving as part of the settlement a conditional use authorization enabling T-Mobile West Corporation to construct a wireless facility at 725 Taraval Street containing substantially fewer antennas than originally proposed and subject to all City required conditions; and making environmental findings.

- Attachments:** [Legislation_Ver1](#)
[Comm_Packet_072111](#)
[Board_Packet_072611](#)
[Board_Packet_080211](#)

07/26/2011; PASSED ON FIRST READING. PASSED, ON FIRST READING by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Supervisor Avalos, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Question: Shall this Ordinance be FINALLY PASSED?

CALLED FROM COMMITTEE

(Pursuant to Board Rule 5.31.1 introduced by Supervisors Campos, Mar, Avalos and Mirkarimi.)

14. [110546](#)

[Administrative Code - Health Care Security Ordinance]

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

Ordinance amending the San Francisco Administrative Code by amending Sections 14.1, 14.3, and 14.4 of the Health Care Security Ordinance to provide that only amounts actually paid or irrevocably committed to pay for providing employee health care services shall satisfy the employer expenditure requirements of the Ordinance, add an employee notification requirement, and to modify penalty provisions.

(Economic Impact)

Attachments: [Legislation Ver1](#)

[Leg Digest Ver1](#)

[Comm Packet 060911](#)

[Comm Packet 071411](#)

[Board Packet 072611](#)

[Board Packet 080211](#)

07/19/2011; CALLED FROM COMMITTEE. Pursuant to Rule 5.31.1 Supervisors Campos, Avalos, Mar, Mirkarimi called this measure from the Government Audit and Oversight Committee for Board consideration July 26, 2011.

07/26/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Kim

15. [110594](#) **[Administrative Code - Enforcement of Minimum Wage Law by the Office of Labor Standards Enforcement]**

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

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

Attachments: [Legislation Ver1](#)

[Small Business 062711](#)

[Comm Packet 072011](#)

[Legislation Ver2](#)

[Comm Packet 072711](#)

[Board Packet 080211](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Chu, Mirkarimi, Kim

16. [110583](#) **[Administrative Code - Cash Difference and Overage Funds]**
Ordinance amending the San Francisco Administrative Code Section 10.82 to: 1) authorize the Controller to establish cash difference and overage funds for the use of any county officer or department head or judicial district handling judicial funds; 2) to increase, reduce, or discontinue the funds; 3) require any county officer or department head using such funds to report to the Controller; and 4) require the Controller to annually report to the Board of Supervisors regarding the cash difference and overage funds. (Treasurer-Tax Collector)

Attachments: [Comm Packet 072711](#)

[Comm Packet 072711](#)

[Legislation Ver1](#)

[Board Packet 080211](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

17. [110217](#) **[Purchase Agreement - Permanent Access Road Easement and Temporary Construction Easement - San Joaquin County - \$10,000]**
Resolution approving and authorizing an agreement for the purchase of a permanent access road easement and a temporary construction easement over, on, and in portions of Assessor's Parcel Nos. 253-170-05 located in San Joaquin County, required for the San Joaquin Pipeline System Project No. CUW37301 for a purchase price of \$10,000; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. (Real Estate Department)

Attachments: [Comm Packet 072711](#)

[Legislation Ver1](#)

[Board Packet 080211](#)

Question: Shall this Resolution be ADOPTED?

18. [110428](#) **[Purchase Agreement - Permanent Tie-Back Easement and Temporary Construction Easement - San Mateo County - \$87,570]**
Resolution approving and authorizing an agreement for the purchase of a permanent tie-back easement and a temporary construction easement over, on, and in portions of Assessor's Parcel No. 038-200-020 located in the Town of Hillsborough, San Mateo County, and required for the Crystal Springs Pipeline No. 2 Replacement Project, known as Project No. CUW37801, for a purchase price of \$87,570; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this resolution. (Real Estate Department)

Attachments: [Legislation Ver1](#)

[Comm Packet 072711](#)

[Board Packet 080211](#)

Question: Shall this Resolution be ADOPTED?

19. [110429](#) **[Purchase Agreement - Two Permanent Access Road Easements and Two Temporary Construction Easements - San Joaquin County - \$83,900]**
Resolution approving and authorizing an agreement for the purchase of a two permanent access road easements and two temporary construction easements over, on, and in portions of Assessor's Parcel Nos. 253-270-17, 19, 21, 24, and 25 located in San Joaquin County, required for the San Joaquin Pipeline System Project No. CUW37301 for a purchase price of \$83,900; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this resolution. (Real Estate Department)

Attachments: [Legislation Ver1](#)

[Comm Packet 072711](#)

[Board Packet 080211](#)

Question: Shall this Resolution be ADOPTED?

20. [110721](#) **[Mortgage Revenue Bonds - 121 Golden Gate Avenue - Not to Exceed \$26,000,000]**

Sponsor: Kim

Resolution declaring the intent of the City and County of San Francisco (City) to: 1) reimburse certain expenditures from proceeds of future bonded indebtedness; 2) authorizing the Director of the Mayor's Office of Housing (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of qualified mortgage revenue bonds in an aggregate principal amount not to exceed \$26,000,000 for 121 Golden Gate Avenue (121 Golden Gate Avenue Senior Community); 3) authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; 4) authorizing the Director to certify to CDLAC that the City has on deposit the required amount; 5) authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the qualified mortgage revenue bonds; 6) approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$26,000,000; 7) authorizing and directing the execution of any documents necessary to implement this Resolution; and 8) ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

Attachments: [Legislation Ver1](#)

[Comm Packet 072711](#)

[Board Packet 080211](#)

Question: Shall this Resolution be ADOPTED?

21. [110723](#) [Contract Amendment - Transbay Joint Powers Authority - Transbay Transit Center Program Services - Not to Exceed \$3,280,677]

Sponsor: Kim

Resolution approving the First Amendment to Contract No. CS -159 between the San Francisco Municipal Transportation Agency and the Transbay Joint Powers Authority for Transbay Transit Center Program Services pursuant to Charter Section 9.118 in an amount not to exceed \$3,280,677, retroactive to August 9, 2010.

(Fiscal Impact)

Attachments: [Legislation_Ver1](#)

[Comm_Packet_072711](#)

[Comm_Packet_072711](#)

[Legislation_Ver2](#)

[Board_Packet_080211](#)

Question: Shall this Resolution be ADOPTED?

22. [110724](#) [Exchange and Conveyance of Real Property - Folsom and Essex Streets Intersection]

Sponsor: Kim

Resolution 1) approving the exchange of a portion of City property located near the intersection of Folsom Street and Essex Street with a portion of abutting real property owned by 515 Folsom Street LLC; 2) adopting environmental findings and other findings that the actions set forth in this Resolution are consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and 3) authorizing other actions in furtherance of this Resolution.

Attachments: [Legislation_Ver1](#)

[Comm_Packet_072711](#)

[Board_Packet_080211](#)

Question: Shall this Resolution be ADOPTED?

23. [110726](#) [Agreement - Serco, Inc. - SFpark Pilot Project - Not to Exceed \$44,080,000]

Sponsor: Wiener

Resolution approving the Fourth Amendment to the Agreement with Serco, Inc., to: 1) replace, upgrade, and add parking meters; 2) conduct an education campaign and expand the pilot testing of new residential parking management strategies in support of the SFpark Pilot Project; and 3) to increase the contract not-to-exceed amount by \$22,000,000 utilizing a loan from the Metropolitan Transportation Commission for a total not-to-exceed amount of \$44,080,000.

(Fiscal Impact)

Attachments: [Comm_Packet_072711](#)

[Budget_Analyst_072711](#)

[Legislation_Ver1](#)

[Board_Packet_080211](#)

Question: Shall this Resolution be ADOPTED?

24. [110736](#) **[Real Property - Office of the Chief Medical Examiner Relocation - 1 Newhall Street - \$5,304,500]**

Sponsor: Mayor

Resolution authorizing the execution and performance of an option to purchase the approximately 33,000 square foot industrial building and land at 1 Newhall Street for \$5,304,500 contained in a lease dated for reference December 20, 2006, by and between 1 Newhall, LLC, as Landlord, and the City and County of San Francisco, as tenant; adopting findings under the California Environmental Quality Act and adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1.

(Fiscal Impact)

Attachments: [Legislation Ver1](#)

[Comm Packet 072711](#)

[Comm Packet 072711](#)

[Board Packet 080211](#)

Question: Shall this Resolution be ADOPTED?

25. [110812](#) **[Contract Amendment - Cypress Security, LLC - Security Services - an Additional \$17,100,000]**

Sponsor: Wiener

Resolution authorizing the San Francisco Municipal Transportation Agency to amend an expenditure contract with Cypress Security, LLC, to add an additional \$17,100,000 to continue security services for an additional three years.

(Fiscal Impact.)

Attachments: [Legislation Ver1](#)

[Comm Packet 072711](#)

[Comm Packet 072711](#)

[Legislation Ver2](#)

[Board Packet 080211](#)

Question: Shall this Resolution be ADOPTED?

26. [110862](#) **[TIDA Contract Amendment - AMEC Geomatrix, Inc. - Retroactively Extending Term through June 30, 2012]**

Sponsor: Mayor

Resolution approving an amendment to the contract between the Treasure Island Development Authority and AMEC Geomatrix, Inc., to retroactively extend the term through June 30, 2012.

Attachments: [Legislation Ver1](#)

[Comm Packet 072711](#)

[Board Packet 080211](#)

Question: Shall this Resolution be ADOPTED?

27. [110863](#) **[Extending Time to Consider Continuing Redevelopment Activities]**
Sponsors: Mayor; Avalos, Campos, Chiu, Cohen, Farrell, Kim, Mar, Mirkarimi and Wiener
Resolution expressing the non-binding intent of the City and County of San Francisco to comply with Part 1.9 of the California Health and Safety Code, recently added by Assembly Bill 27, for the purpose of providing the Board of Supervisors with up to an additional month, until November 1, 2011, to consider adopting an ordinance allowing the City and County of San Francisco to continue to undertake state-authorized redevelopment activities by agreeing to make ongoing annual payments for the benefit of other taxing entities, including the San Francisco Unified School District and City College of San Francisco; and adopting findings that the Resolution is not a project under the California Environmental Quality Act.

Attachments: [Comm_Packet_072711](#)
[Legislation_Ver1](#)
[Board_Packet_080211](#)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

28. [110731](#) **[Electricity Resource Plan Update]**
Sponsors: Mayor; Cohen
Resolution endorsing an updated Electricity Resource Plan to provide a long-term vision of San Francisco's electricity future, to serve as a policy guide to be used in proposing and implementing specific actions related to electric energy programs and usage in San Francisco, and to identify potential steps toward achievement of San Francisco's goal of having zero greenhouse gas emissions from its electric usage by 2030.

Attachments: [Legislation Ver1](#)
[Comm Packet 071811](#)
[Comm Packet 072511](#)
[Legislation Ver2](#)
[Board Packet 080211](#)

Question: Shall this Resolution be ADOPTED?

29. [110855](#) **[Street Vacation - Resolution of Intention - Portion of Cayuga Avenue]**
Sponsors: Mayor; Avalos
Resolution declaring the intention of the Board of Supervisors to vacate an approximately 8,490 square foot portion of public right-of-way located on Cayuga Avenue, west of Naglee Avenue; and setting a hearing date of September 6, 2011, at 3:00 p.m., for all persons interested in the proposed vacation of said public right-of-way.

Attachments: [Legislation Ver1](#)
[Comm Packet 072511](#)
[Legislation Ver2](#)
[Board Packet 080211](#)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Public Safety Committee

Present: Supervisors Mirkarimi, Cohen

30. [110732](#) [Executive Committee of the Corrections Partnership for Criminal Justice Realignment Appointment]

Sponsors: Mayor; Mirkarimi

Resolution appointing the San Francisco Department of Public Health to the Executive Committee of the San Francisco Community Corrections Partnership for the purpose of developing an implementation plan for criminal justice realignment.

Attachments: [Legislation_Ver1](#)

[Comm_Packet_072111](#)

[Board_Packet_080211](#)

Question: Shall this Resolution be ADOPTED?

31. [110735](#) [County Agency Responsible for Implementation of Post-Release Community Supervision Interim Designation]

Sponsors: Mayor; Mirkarimi

Resolution designating, on an interim basis, the San Francisco Adult Probation Department as the county agency responsible for implementing post-release community supervision until an ordinance designating the San Francisco Adult Probation Department as the post-release community supervision authority is considered and adopted by the Board of Supervisors.

Attachments: [Legislation_Ver1](#)

[Comm_Packet_072111](#)

[Board_Packet_080211](#)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Rules Committee

Present: Supervisors Kim, Elsbernd

32. 110622 [Administrative Code - Allowing Paid Administrative Leave in Certain Circumstances]

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

- Attachments:** [Legislation_Ver1](#)
[Comm_Packet_072111](#)
[Board_Packet_080211](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Pending approval of File No. 110689.)

33. 110690 [Committee of the Whole - Public Hearing on Special Assessment of Liens for Assessment of Cost]

Hearing of persons interested in or objecting to proposed Resolution confirming Report of Delinquent Charges for Code Enforcement cases with delinquent assessment of costs, and fees pursuant to the provisions of Section 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, Section 110A - Tables 1A-K and 1A-G, 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)

Attachments: [Board Packet 080211](#)

Action: _____

Committee of the Whole Adjourn and Report

34. [110691](#) **[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 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, Section 110A - Tables 1A-K and 1A-G, 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. (Building Inspection Commission)
- Attachments:** [Legislation Ver1](#)
[Board Packet 080211](#)

Question: Shall this Resolution be ADOPTED?

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

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES

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

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

35. [110759](#) [Public Hearing - Appeal of Determination of Exemption from Environmental Review - 1945 Hyde Street]

Hearing of persons interested in or objecting to the decision of the Planning Department dated January 27, 2011, Case No. 2010.0162E, that a project located at 1945 Hyde Street is exempt from environmental review under Categorical Exemption, Class 32 (State CEQA Guidelines Section 15332). The project site currently contains a 19,739-square-foot, two-story over basement parking garage constructed in 1920, containing 58 off-street parking spaces providing both long-term and short term parking. The proposed project would convert the building into a three-story over basement, seven-unit residential building, with 17 parking spaces provided by stackers, and one approximately 860 square-foot commercial space along Hyde Street. The existing height of the building is 32 feet and the proposed third floor addition would increase the height to 40 feet. Modifications to the building would include conversion of the front vehicular access arches into retail entrances and conversion of an arch on Russell Street into the proposed off-street parking garage entrance. The proposed 17 space parking garage would function as a combination of the following: residential parking, community monthly parking, or hourly parking, with one dedicated car-share space. Additionally, the proposed project would increase the gross-square-footage of the building from 19,739 to 25,187 square feet, Assessor's Block No. 0123, Lot No. 002. (District 3) (Appellant: Jamie Cherry on behalf of the Russian Hill Community Association). (Clerk of the Board)

(Filed July 13, 2011; Companion Measure to File Nos. 110760, 11761 and 110762.)

Attachments: [Board Packet 080211](#)

Action: _____

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

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

- 36. **110760** **[Affirming the Exemption Determination - 1945 Hyde Street]**
 Motion affirming the determination by the Planning Department that a project located at 1945 Hyde Street is exempt from environmental review. (Clerk of the Board)
Attachments: [Legislation Ver1](#)
[Board Packet 080211](#)

Question: Shall this Motion be APPROVED?

- 37. **110761** **[Reversing the Exemption Determination - 1945 Hyde Street]**
 Motion reversing the determination by the Planning Department that a project located at 1945 Hyde Street is exempt from environmental review. (Clerk of the Board)
Attachments: [Legislation Ver1](#)
[Board Packet 080211](#)

Question: Shall this Motion be APPROVED?

- 38. **110762** **[Preparation of Findings to Reverse the Exemption Determination - 1945 Hyde Street]**
 Motion directing the Clerk of the Board to prepare findings reversing the exemption determination by the Planning Department that a project located at 1945 Hyde Street is exempt from environmental review. (Clerk of the Board)
Attachments: [Legislation Ver1](#)
[Board Packet 080211](#)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 4:00 P.M.

- 39. **110831** **[Public Hearing - Appeal of Tentative Map - 1621 Montgomery Street]**
 Hearing of persons interested in or objecting to the decision of the Department of Public Works dated July 6, 2011, approving a Tentative Map for a 4-unit commercial condominium subdivision located at 1621 Montgomery Street, Assessor's Block No. 0060, Lot No. 0310. (District 3) (Appellant: Sandra M. Bonato on behalf of the Lombard Plaza Owners Association). (Clerk of the Board)

 (Filed July 15, 2011; Companion Measure to File Nos. 110832, 110833, and 110834.)
Attachments: [Board Packet 080211](#)

Action:_____

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

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

40. [110832](#) [Approving Decision of the Department of Public Works and Approving the Tentative Parcel Map - 1621 Montgomery Street]

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

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

Question: Shall this Motion be APPROVED?

41. [110833](#) [Disapproving Decision of the Department of Public Works and Disapproving the Tentative Parcel Map - 1621 Montgomery Street]

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

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

Question: Shall this Motion be APPROVED?

42. [110834](#) [Findings Related to the Tentative Parcel Map Disapproval - 1621 Montgomery Street]

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

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

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 4:00 P.M.

43. [110835](#) **[Public Hearing - Appeal of Tentative Parcel Map - 1171 Sansome Street]**
Hearing of persons interested in or objecting to the decision of the Department of Public Works dated June 30, 2011, approving a Tentative Parcel Map for a 2-lot subdivision located at 1171 Sansome Street, Assessor's Block No. 0113, Lot No. 040. (District 3) (Appellants: John M. Sanger, Catherine Sanger, David Davies, and Jack Weeden). (Clerk of the Board)

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

Attachments: [Board Packet 080211](#)

Action: _____

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

(Only one of the following two motions should be approved.)**44. [110836](#) [Approving Decision of the Department of Public Works and Approving the Tentative Parcel Map - 1171 Sansome Street]**

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

Attachments: [Legislation Ver1](#)

[Board Packet 080211](#)

Question: Shall this Motion be APPROVED?

45. [110837](#) [Disapproving Decision of the Department of Public Works and Disapproving the Tentative Parcel Map - 1171 Sansome Street]

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

Attachments: [Legislation Ver1](#)

[Board Packet 080211](#)

Question: Shall this Motion be APPROVED?

46. [110838](#) [Findings Related to the Tentative Parcel Map Disapproval - 1171 Sansome Street]

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

Attachments: [Legislation Ver1](#)

[Board Packet 080211](#)

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

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

The following item will be considered by the Government Audit and Oversight Committee at a Regular Meeting on Thursday, July 28, 2011, at 10:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, August 2, 2011.

47. [110688](#) **[Board Response to the 2010-2011 Civil Grand Jury Report Entitled “The Parkmerced: Government by Developer”]**
Sponsor: Campos
Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2010-2011 Civil Grand Jury Report entitled “The Parkmerced Vision: Government by Developer” and urging the Mayor to cause the implementation of accepted findings and recommendations through his department heads and through the development of the annual budget. (Clerk of the Board)
- Attachments:** [Legislation Ver1](#)
[Comm Packet 072811](#)
[Legislation Ver2](#)
[Board Packet 080211](#)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

The following items will be considered by the Rules Committee at a Special Meeting on Thursday, July 28, 2011, at 1:30 p.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, August 2, 2011.

48. [110772](#) **[Resolution of Intention - West Portal Community Benefit District]**
Sponsor: Elsbernd
Resolution 1) declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) to be known as the “West Portal Community Benefit District” and to levy a multi-year assessment on identified parcels in the district; 2) approving the management district plan and engineer's report and proposed boundaries map for the district; 3) ordering and setting a time and place for a public hearing thereon; 4) approving the form of the Notice of Public Hearing and Assessment Ballots; and 5) directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting as required by law.
- Attachments:** [Legislation Ver1](#)
[Comm Packet 071411](#)
[Comm Report 072811](#)
[Board Packet 080211](#)

Question: Shall this Resolution be ADOPTED?

49. [110844](#) **[Appointments, Citizen's Advisory Committee for the Central Market Street and Tenderloin Area - Eva Pirring, Felica Denia, Steven Suzuki, Brad Paul, Mara Blitzer, Jesus Perez, and Linda Pierce]**

Motion appointing seven members, terms to be determined, to the Citizen's Advisory Committee for the Central Market Street and Tenderloin Area. (Clerk of the Board)

Attachments: [Comm_Report_072811](#)

[Legislation_Ver1](#)

[Board_Packet_080211](#)

Question: Shall this Motion be APPROVED?

Recommendations of the City Operations and Neighborhood Services Committee

The following items will be considered by the City Operations and Neighborhood Services Committee at a Special Meeting on Tuesday, August 2, 2011, at 10:00 a.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, August 2, 2011.

50. [110343](#) **[Liquor License Expansion - 1168 Folsom Street]**

Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to Craig and Elizabeth Wathen, for the expansion of the City Beer Store into the adjacent office space located at 1168 Folsom 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 080211](#)

[Board Packet 080211](#)

Question: Shall this Resolution be ADOPTED?

51. [110544](#) **[Liquor License Transfer - 1423 Polk Street]**

Resolution determining that the premise to premise transfer of a Type 48 on-sale general public premises liquor license from 1060 Geary Street to 1423 Polk Street (District 3), to Lori Martens for KoKo Cocktails (dba the HI-LO Club), 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 080211](#)

[Board Packet 080211](#)

Question: Shall this Resolution be ADOPTED?

52. [110864](#) [Application Approval - Comprehensive HIV Prevention Programs - \$8,085,800]
Sponsors: Mayor; Wiener
Resolution authorizing the Department of Public Health to submit a one-year application for calendar year 2012 to continue to receive funding for the "Comprehensive HIV Prevention Programs" grant from the Centers for Disease Control and Prevention, requesting \$8,085,000 in HIV prevention funding for San Francisco; from January 1, 2012, through December 31, 2012.

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

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.

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

Items 53 through 67

53. [110689](#) [Committee of the Whole - Public Hearing on Special Assessment of Liens for Assessment of Cost]

Motion directing the Board of Supervisors to hold a public hearing on August 2, 2011, at 3:00 p.m. with the Board sitting as a Committee of the Whole, to consider adopting a resolution confirming Report of Delinquent Charges for Code Enforcement cases with Delinquent Assessment of Costs, and Fees pursuant to the provisions of Section 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, Section 110A - Tables 1A-K and 1A-G, 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)

Attachments: [Legislation_Ver1](#)
[Board_Packet_080211](#)

06/30/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

54. [110869](#) [Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the November 8, 2011, Consolidated General Municipal Election]

Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 8, 2011, Consolidated General Municipal Election. (Clerk of the Board)

Attachments: [Legislation_Ver1](#)
[Board_Packet_072611](#)
[Legislation_Ver2](#)
[Board_Packet_080211](#)

07/19/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

07/26/2011; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

07/26/2011; CONTINUED AS AMENDED.

Question: Shall this Motion be APPROVED?

55. [110885](#) [Accept and Expend Grant - Maritime CCTV System Security Improvements - \$45,000]

Sponsor: Chiu

Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of \$45,000 from the Department of Homeland Security, FY2008 Infrastructure Protection Program Port Security Grant Program for the deployment of CCTV/intrusion detection system for the SFPD Marine Unit, the Harbor Master's small boat berthing area, and the fueling dock, all located at Hyde Street Harbor.

Attachments: [Board Packet 080211](#)

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

Question: Shall this Resolution be ADOPTED?

56. [110886](#) [Accept and Expend Grant - Improving Blood Safety and HIV Testing - \$42,580]

Sponsor: Wiener

Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of \$42,580 from the Blood Systems, Inc., to participate in a program entitled "Improving Blood Safety and HIV Testing in Brazil: A Randomized Controlled Trial" for the period of April 12, 2011, through March 31, 2012.

Attachments: [Legislation VER1](#)

[Board Packet 080211](#)

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

Question: Shall this Resolution be ADOPTED?

57. [110887](#) [Accept and Expend Grant - Technical Assistance to Support President's Emergency Plan for Aid - \$62,123]

Sponsor: Wiener

Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of \$62,123 from the University of California San Francisco, to participate in a program entitled "Atlanta HQ UCSF Technical Assistance to Support President's Emergency Plan for Aid" for the period of April 1, 2011, through March 31, 2012.

Attachments: [Legislation VER1](#)

[Board Packet 080211](#)

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

Question: Shall this Resolution be ADOPTED?

58. [110888](#) [Accept and Expend Grant - Support for President's Emergency AIDS Plan - \$72,877]

Sponsor: Wiener

Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of \$72,877 from the University of California San Francisco, to participate in a program entitled "Tanzania UCSF Technical Assistance to Support the President's Emergency Plan for AIDS" for the period of April 1, 2011, through March 31, 2012.

Attachments: [Board Packet 080211](#)

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

Question: Shall this Resolution be ADOPTED?

59. [110890](#) [Salvadoran's Day - August 6, 2011]

Sponsor: Avalos

Resolution proclaiming August 6, 2011, as Salvadoran's Day in the City and County of San Francisco to acknowledge the Salvadorian contributions in the Bay Area.

Attachments: [Board Packet 080211](#)

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

Question: Shall this Resolution be ADOPTED?

60. [110891](#) [Visitation Valley Branch Library Grand Opening]

Sponsor: Cohen

Resolution recognizing the grand opening of the new Visitation Valley 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 080211](#)

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

Question: Shall this Resolution be ADOPTED?

61. [110892](#) **[Commending VetSTRONG, the San Francisco Chapter of Returning Veterans of America, City College of San Francisco Veterans Alliance, and Our Veterans Club at San Francisco State University]**

Sponsors: Farrell; Cohen, Chu, Elsbernd, Mar, Mirkarimi and Kim

Resolution commending VetSTRONG, the San Francisco Chapter of Returning Veterans of America, City College of San Francisco Veterans Alliance, and Our Veterans Club at San Francisco State University in their work to strengthen a community amongst Post 9-11 veterans, veteran resource providers, and residents of the City and County of San Francisco.

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

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

Question: Shall this Resolution be ADOPTED?

62. [110894](#) **[Urging the Suspension of or Termination of Agreements with Immigration and Customs Enforcement on the Police/ICE Collaboration Program Known as "Secure Communities" and Supporting AB 1081]**

Sponsors: Mirkarimi; Campos, Mar and Chiu

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

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

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

Question: Shall this Resolution be ADOPTED?

63. [110889](#) **[Suspending Board Rule 4.29 of the Rules of Order to Schedule Public Hearing(s) on Appeal(s) at 2:30 p.m. instead of 4:00 p.m. at the September 6, 2011, Board Meeting]**

Motion suspending Board Rule 4.29 of the Rules of Order of the Board of Supervisors to provide that public hearing(s) on appeal(s) shall be scheduled at 2:30 p.m. rather than 4:00 p.m., at the September 6, 2011, Board Meeting. (Clerk of the Board)

Attachments: [Board Packet 080211](#)

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

Question: Shall this Motion be APPROVED?

- 64. [110878](#) [Final Map 5580: 49-55 Columbus Avenue]**
Motion approving Final Map 5580, a Three Airspace Subdivision and 21 Unit Limited Equity Housing Cooperative, located at 49-55 Columbus Avenue being a subdivision of Lot No. 12 in Assessor's Block No. 195; adopting findings pursuant to the General Plan and City Planning Code Section 101.1; and approving a Notice of Conditions of Approval related to the Final Map. (Public Works Department)

Attachments: [110878.doc](#)
[Board Packet 080211](#)

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

Question: Shall this Motion be APPROVED?

- 65. [110879](#) [Final Map 5570: 301-315 Moraga Street (formerly 1701-9th Avenue)]**
Motion approving Final Map 5570, a 3 Lot Subdivision and 6 Residential Unit Condominium Project, located at 301-315 Moraga Street (formerly 1701-9th Avenue) being a subdivision of Lot No. 001 in Assessor's Block No. 2040; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

Attachments: [110879.doc](#)
[Board Packet 080211](#)

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

Question: Shall this Motion be APPROVED?

- 66. [110880](#) [Final Map 6159: 130-23rd Avenue]**
Motion approving Final Map 6159, a 6 Unit Residential Condominium Project, located at 130-23rd Avenue Street being a subdivision of Lot No. 037 in Assessor's Block No. 1382; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

Attachments: [Board Packet 080211](#)

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

Question: Shall this Motion be APPROVED?

67. [110881](#) **[Final Map 5209: 1301 Indiana Street and 1280 Minnesota Street]**
Motion approving Final Map 5209, a Mixed-Use 32 Unit Residential and 3 Unit Commercial Condominium Project, located at 1301 Indiana Street and 1280 Minnesota Street being a subdivision of Lot No. 159 in Assessor's Block No. 4228; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

Attachments: [Legislation_VER1](#)
[Board_Packet_080211](#)

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

Question: Shall this Motion be APPROVED?

68. IMPERATIVE AGENDA

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

[Serious Injury Finding]

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

[Purely Commendatory Finding]

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

[Brown Act Finding]

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

LEGISLATION INTRODUCED AT ROLL CALL

PROPOSED ORDINANCES

Proposed ordinances received from July 19, 2011, to July 25, 2011, for reference by President to appropriate committee on August 2, 2011.

110781 [Setting San Francisco's Property Tax Rate and Establishing Pass-Through Rate for Residential Tenants - FY2011-2012]

Ordinance providing revenue and levying property taxes for City and County purposes and establishing pass-through rate of residential tenants pursuant to Chapter 37 of the Administrative Code for the FY ending June 30, 2012. (Controller)

Attachments: [Legislation_Ver1](#)

07/21/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110782 [Setting San Francisco Community College District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2011-2012]

Ordinance providing revenue and levying property taxes for San Francisco Community College District purposes for the FY ending June 30, 2012. (Controller)

Attachments: [Legislation_Ver1](#)

07/21/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110783 [Setting San Francisco Unified School District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2011-2012]

Ordinance providing revenue and levying property taxes for San Francisco Unified School District purposes for the FY ending June 30, 2012. (Controller)

Attachments: [Legislation Ver1](#)

07/21/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110784 [Setting San Francisco Bay Area Rapid Transit District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2011-2012]

Ordinance providing revenue and levying property taxes for San Francisco Bay Area Rapid transit District purposes for the FY ending June 30, 2012. (Controller)

Attachments: [Legislation Ver1](#)

07/21/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110785 [Planning Code - Zoning - Establishing Standards for Bird-Safe Buildings]

Ordinance amending the San Francisco Planning Code by adding Section 139 to: 1) establish standards for bird-safe buildings to help reduce injury and mortality in birds caused by certain types of new construction, replacement facades, and building features; 2) amending Section 145.1 to allow for exceptions to transparency and fenestration requirements to meet standards for bird-safe buildings; and 3) adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Commission)

Attachments: [Legislation Ver1](#)

07/22/2011; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

110786 [Planning Code - Eastern Neighborhoods Code Cleanup]

Ordinance amending various sections of the San Francisco Planning Code to: 1) improve the City's ability to implement the goals, objectives, and policies of the Eastern Neighborhoods Plan; 2) make technical corrections to the Code; 3) update land use tables in the Eastern Neighborhoods; 4) clarify language for affordable housing tiers and the use of historic buildings in the UMU District; 5) clarify permitted modifications for large project authorizations in the Eastern Neighborhoods; and 6) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan, and the Priority Policies of Planning Code Section 101.1. (Planning Commission)

Attachments: [Legislation Ver1](#)

07/22/2011; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

110787 [Administrative Code - Eastern Neighborhoods Code Cleanup]

Ordinance amending the San Francisco Administrative Code Section 10E.2 to: 1) clarify the requirements for the Controller's assessment in order to improve the City's ability to implement the goals, objectives, and policies of the Eastern Neighborhoods Plan; and 2) making environmental findings. (Planning Commission)

Attachments: [Legislation Ver1](#)

07/22/2011; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

110788

[Zoning Map Amendments - Eastern Neighborhoods Code Cleanup]

Ordinance amending Sheets ZN01, ZN07, ZN08, and SU08 of the San Francisco Zoning Map to: 1) correct technical errors made in Ordinance No. 299-08; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Commission)

Attachments: [Legislation_Ver1](#)

07/22/2011; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

PROPOSED RESOLUTION

Proposed resolution received from July 19, 2011, to July 25, 2011, for reference by President to appropriate committee on August 2, 2011.

110814

[CEQA Findings - SFPUC Water System Improvement Program - Rehabilitation of the Existing San Joaquin Pipelines Project]

Resolution adopting findings under the California Environmental Quality Act, including the adoption of a mitigation monitoring and reporting program, related to the rehabilitation of the San Joaquin Pipelines Project, Project No. CUW37302; and directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission)

Attachments: [Legislation Ver1](#)

07/25/2011; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.

110882 [Petitions and Communications]

Petitions and Communications received from July 19, 2011, through July 25, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on August 2, 2011.

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

*From concerned citizens, submitting their position on the AT&T upgrades. 13 letters (1)

From League of Pissed Off Voters, submitting support for the appointment of Anna Conda to the Entertainment Commission. (2)

From Office of the Controller, submitting the "0.5% Sales Tax for Public Safety, Seniors, and Children" Economic Impact Report. (3)

From Office of the Mayor, submitting notice that Mayor Ed Lee will be out of state from July 22, 2011, until July 26, 2011. Supervisor Mark Farrell will serve as Acting-Mayor. Copy: Each Supervisor, City Attorney (4)

From Office of the Mayor, submitting notice that Mayor Ed Lee will be out of state from July 27, 2011, until July 31, 2011. Supervisor Carmen Chu will serve as Acting-Mayor. Copy: Each Supervisor, City Attorney (5)

*From concerned citizens, submitting support for the Commission on Animal Control and Welfare's humane pet acquisition proposal in defense of animals. 25 Letters (6)

From Aaron Goodman, submitting opposition to the proposed Parkmerced Project. (7)

From AT&T, regarding the Memorandum of Understanding for AT&T Lightspeed network upgrades. Copy: Each Supervisor (8)

From concerned citizens, submitting opposition to a Charter Amendment allowing amendments to or repeals of initiative ordinances and declarations of policy. File No. 110401, 2 letters (9)

From Capital Planning Commission, submitting resolution making California Environmental Quality Act findings for neighborhood fire station improvements as part of the June 2010 Earthquake Safety and Emergency Response Bond Program. Copy: Each Supervisor (10)

From State Fish and Game Commission, submitting notice of proposed regulatory action relative to various issues. (11)

From Board of Supervisors, County of Inyo, submitting copy of letter sent to Governor Jerry Brown regarding Assembly Bill 109. Copy: Each Supervisor (12)

From T-Mobile, submitting notification of four cellular antennas to be installed at 333 Baker Street. Copy: Each Supervisor (13)

From Planning Department, regarding land use regulations for Medical Cannabis Dispensaries. Copy: Each Supervisor, Land Use Committee Clerk (14)

From Norman Rosenblatt, submitting support for California Pacific Medical Center's efforts to build earthquake safe hospitals at the St. Lukes campus and at Van Ness and Geary. (15)

From Californians United for a Responsible Budget, regarding Assembly Bill 109. Copy: Each Supervisor (16)

From John Barry, regarding various concerns. (17)

*From Yuba Group Against Garbage, responding to questions from the Department of the Environment about the Recology landfill agreement. (18)

*From Office of Civic Engagement and Immigrant Affairs, submitting the Language Access Ordinance 2011 Summary Compliance Report and Executive Summary. (19)

From State Fish and Game Commission, submitting notice of proposed regulatory action relative to the commercial herring fishery. (20)

From Recreation and Park Department, submitting the FY2010-2011 Fourth Quarter Lead Poisoning Prevention Report. Copy: Each Supervisor (21)

From concerned citizens, urging the Board to end the sidewalk Sit-Lie Ordinance. 8 letters (22)

From Stephen Portnoy, regarding saving the Sharp Park Wetlands. (23)

From Eileen Boken, submitting support for the Governor's actions to eliminate the Redevelopment Agency. (24)

From Aaron Goodman, regarding changing the official sidewalk width of Brotherhood Way. File No. 110623 (25)

From concerned citizen, regarding panhandlers at BART/MUNI entrances. (26)

From Yuba Group Against Garbage, regarding the potential contamination of food supply coming to San Francisco. (27)

From Portia Sinnott, submitting opposition to the Recology contract. File No. 101225 (28)

From Sheila Griffin, submitting opposition to passing on credit card fees to city cab drivers. (29)

From Clerk of the Board, the following departments have submitted their reports regarding Sole Source Contracts for FY2010-2011: (30)

- Asian Art Museum
- Fine Arts Museum
- Department of Children, Youth & Their Families
- Office of the Controller
- Fire Department
- Law Library
- Municipal Transportation Agency
- Planning Department
- Department of Public Works
- Sheriff's Department
- War Memorial & Performing Arts Center

From Clerk of the Board, submitting the FY2010-2011 Sole Source Contracts Report. (31)

From Planning Department, submitting resolution and executive summary for the proposed project at 3151 - 3155 Scott Street. File No. 110589, Copy: Each Supervisor (32)

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

ADJOURNMENT