



# BOARD OF SUPERVISORS

## CITY AND COUNTY OF SAN FRANCISCO

### AGENDA

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

**Tuesday, September 20, 2011 - 2:00 PM**

#### **Regular Meeting**

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

Angela Calvillo, Clerk of the Board

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

#### BOARD COMMITTEES

##### **Committee Membership**

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

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

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

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

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

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

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

##### **Meeting Days**

Wednesday  
10:00 AM

2nd and 4th Thursday  
3:30 PM

2nd and 4th Monday  
10:00 AM

2nd and 4th Thursday  
10:00 AM

Monday  
1:00 PM

1st and 3rd Thursday  
10:30 AM

1st and 3rd Thursday  
1:30 PM

## **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.

## **Meeting Procedures**

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

Board procedures do not permit: 1) persons in the audience 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; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, 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. 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.

**IMPORTANT INFORMATION:** The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications should be submitted to the Clerk of the Board, Clerk of a Committee or its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution.

**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, 1 Dr. Carlton B Goodlett Place, or on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

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

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

### **Disability Access**

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

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

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

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

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

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

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

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

### **Lobbyist Registration and Reporting Requirements**

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue,

## ROLL CALL AND PLEDGE OF ALLEGIANCE

## AGENDA CHANGES

## 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 7

### Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Kim

1. [110496](#) **[License Agreement - Non-Stop Music Library, L.C.]**  
Ordinance retroactively approving an agreement with Non-Stop Music Library, L.C., to license the use of a music library and waiving certain requirements of the Administrative Code with respect to the license agreement. (Department of Technology)

**Attachments:** [Board Packet 092011](#)

[Comm Packet 090711](#)

[Board Packet 091311](#)

[Board Packet 092011](#)

09/13/2011; PASSED, ON FIRST READING.

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

Present: Supervisors Chu, Mirkarimi

2. [110781](#) **[Setting San Francisco’s Property Tax Rate and Establishing Pass-Through Rate for Residential Tenants - FY2011-2012]**

**Sponsor: Mayor**

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 FY ending June 30, 2012.

(Fiscal Impact)

- Attachments:** [Legislation\\_Ver1](#)  
[Legislation\\_Ver2](#)  
[Comm\\_Packet\\_090711](#)  
[Board\\_Packet\\_091311](#)  
[Board\\_Packet\\_092011](#)

09/13/2011; PASSED, ON FIRST READING.

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

3. [110782](#) **[Setting San Francisco Community College District’s Property Tax Rate to be Included in the City’s Overall Property Tax Rate - FY2011-2012]**

**Sponsor: Mayor**

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

(Fiscal Impact)

- Attachments:** [Legislation\\_Ver1](#)  
[Legislation\\_Ver2](#)  
[Comm\\_Packet\\_090711](#)  
[Board\\_Packet\\_091311](#)  
[Board\\_Packet\\_092011](#)

09/13/2011; PASSED, ON FIRST READING.

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

4. [110783](#) **[Setting San Francisco Unified School District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2011-2012]**

**Sponsor: Mayor**

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

(Fiscal Impact)

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

[Legislation Ver2](#)

[Comm Packet 090711](#)

[Board Packet 091311](#)

[Board Packet 092011](#)

09/13/2011; PASSED, ON FIRST READING.

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

5. [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]**

**Sponsor: Mayor**

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

(Fiscal Impact)

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

[Legislation Ver2](#)

[Comm Packet 090711](#)

[Board Packet 091311](#)

[Board Packet 092011](#)

09/13/2011; PASSED, ON FIRST READING.

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

6. [110902](#) **[Public Employment - Amendment to the Annual Salary Ordinance for Adult Probation, District Attorney, and Public Defender - FY2011-2012]**

**Sponsors: Mayor; Mirkarimi**

Ordinance amending Ordinance No. 146-11 (Annual Salary Ordinance FY2011-2012) to reflect the addition of 31 positions (20.59 FTE) in various job classes for Assembly Bill 109 Public Safety Realignment consisting of adding 27 positions (17.76 FTE) in Adult Probation, 2 positions (1.50 FTE) in Public Defender, and 2 positions (1.33 FTE) in District Attorney.

(Fiscal Impact)

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

[Comm Packet 090711](#)

[Board Packet 091311](#)

[Board Packet 092011](#)

09/13/2011; PASSED, ON FIRST READING.

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

7. [110907](#) **[Appropriating State Assembly Bill 109 Realignment Fund to Support Expenditures at the Adult Probation and Other Departments for FY2011-2012 - \$5,787,176]**

**Sponsors: Mayor; Mirkarimi**

Ordinance appropriating \$5,787,176 of Assembly Bill 109 Public Safety Realignment revenue to support related expenditures at Adult Probation, District Attorney, Public Defender, and Sheriff for FY2011-2012.

(Fiscal Impact)

**Attachments:** [Board Packet 092011](#)

[Comm Packet 090711](#)

[Board Packet 091311](#)

[Board Packet 092011](#)

09/13/2011; PASSED, ON FIRST READING.

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

## REGULAR AGENDA

## UNFINISHED BUSINESS

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

*Present: Supervisors Chu, Mirkarimi, Kim*

- 8. [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 25% of regularly scheduled hours and to specify and modify written reports to be submitted regarding overtime information.

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

[Comm Packet 071311](#)

[Budget Analyst 071311](#)

[Comm Packet 072011](#)

[Budget Analyst 072011](#)

[Legislation Ver2](#)

[Board Packet 072611](#)

[Board Packet 080211](#)

[Board Packet 090611](#)

[Board Packet 091311](#)

[Legislation Ver3](#)

[Digest ver3](#)

[Board Packet 092011](#)

07/26/2011; CONTINUED ON FIRST READING.

08/02/2011; CONTINUED ON FIRST READING.

09/06/2011; CONTINUED ON FIRST READING.

09/13/2011; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Privilege of the floor was granted to Micki Callahan, Human Resources Director, who responded to questions raised throughout the discussion.

09/13/2011; PASSED ON FIRST READING AS AMENDED.

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

### From the Budget and Finance Committee Without Recommendation

*Present: Supervisors Chu, Mirkarimi, Kim*



9. [110847](#) **[Memorandum of Understanding, Amendment No. 5 - San Francisco Firefighters, Local 798 (Unit 2)]**

**Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 5 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the San Francisco Firefighters, Local 798 (Unit 2), by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

- Attachments:** [Legislation Ver1](#)  
[Comm Packet 090711](#)  
[Board Packet091311](#)  
[Board Packet 092011](#)

09/13/2011; PASSED ON FIRST READING.

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

10. [110849](#) **[Memorandum of Understanding, Amendment No. 4 - San Francisco Police Officers' Association (Units P-1 & P-2A)]**

**Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the San Francisco Police Officers' Association (Units P-1 & P-2A), by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

- Attachments:** [Legislation Ver1](#)  
[Comm Packet 090711](#)  
[Board Packet091311](#)  
[Board Packet 092011](#)

09/13/2011; PASSED ON FIRST READING.

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

11. [110850](#) **[Memorandum of Understanding, Amendment No. 4 - Municipal Executives' Association, Fire]**

**Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the Municipal Executives' Association, Fire, by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

- Attachments:** [Legislation Ver1](#)  
[Comm Packet 090711](#)  
[Board Packet091311](#)  
[Board Packet 092011](#)

09/13/2011; PASSED ON FIRST READING.

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

12. [110851](#) **[Memorandum of Understanding, Amendment No. 4 - San Francisco Police Officers' Association (Unit P-2B)]**

**Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the San Francisco Police Officers' Association (Unit P-2B), by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

- Attachments:** [Legislation Ver1](#)  
[Comm Packet 090711](#)  
[Board Packet091311](#)  
[Board Packet 092011](#)

09/13/2011; PASSED ON FIRST READING.

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

13. [110852](#) **[Memorandum of Understanding, Amendment No. 4 - Municipal Executives' Association, Police]**

**Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the Municipal Executives' Association, Police, by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014 and 2014-2015.

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

[Comm Packet 090711](#)

[Board Packet091311](#)

[Board Packet 092011](#)

09/13/2011; PASSED ON FIRST READING.

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

Present: Supervisors Mirkarimi, Kim

14. [110848](#) **[Memorandum of Understanding, Amendment No. 5 - San Francisco Firefighters, Local 798 (Unit 1)]**  
**Sponsor: Mayor**  
Ordinance adopting and implementing Amendment No. 5 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the San Francisco Firefighters, Local 798 (Unit 1), by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

(Supervisor Chu excused from voting.)

**Attachments:** [Legislation Ver1](#)  
[Comm Packet 090711](#)  
[Board Packet091311](#)  
[Board Packet 092011](#)

09/13/2011; PASSED ON FIRST READING.

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

## NEW BUSINESS

### Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Kim

15. [110720](#) **[Administrative Code - Gift Funds]**  
**Sponsors: Mayor; Chiu and Chu**  
Ordinance amending the San Francisco Administrative Code to: 1) create a Recreation and Parks Gift Fund; 2) update the Mayor's Earthquake Emergency Relief Fund to broaden its purpose as a general disaster recovery fund; and 3) amend the Mayor's Fund for the homeless to change the administering agency.

**Attachments:** [Legislation Ver1](#)  
[Comm Packet 091411](#)  
[Budget Analyst 091411](#)  
[Board Packet 092011](#)

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

16. [110695](#) **[Lease and Use Agreement - Cathay Pacific Airways Limited]**  
Resolution approving and authorizing the execution of Modification No. 1 of Lease and Use Agreement L-10-0081 with Cathay Pacific Airways Limited for lounge space in the International Terminal of San Francisco International Airport. (Airport Commission)

(Fiscal Impact)

**Attachments:** [Legislation Ver1](#)  
[Comm Packet 091411](#)  
[Budget Analyst 091411](#)  
[Board Packet 092011](#)

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

17. [110778](#) **[Real Property Lease - 1360 Mission Street]**  
Resolution authorizing the lease of 1360 Mission Street, Suite 401, for the Department of Public Health. (Real Estate Department)

(Fiscal Impact)

**Attachments:** [Legislation Ver1](#)  
[Comm Packet 091411](#)  
[Budget Analyst 091411](#)  
[Board Packet 092011](#)

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

18. [110914](#) **[Assessor-Recorder's Base Recording Fee Increase from \$4 to \$10]**  
**Sponsor: Kim**  
Resolution authorizing an increase in the Assessor-Recorder's base fee for recording and indexing the first page of every instrument, paper, or notice from \$4 to \$10 pursuant to California Government Code Section 27361(a).

(Fiscal Impact)

**Attachments:** [Resonse Planning 082611](#)  
[Comm Packet 091411](#)  
[Budget Analyst 091411](#)  
[Legislation Ver2](#)  
[Legislation ver2](#)  
[Board Packet 092011](#)

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

19. [110916](#) **[Real Property Lease Amendment - Northeast Corner of Octavia Boulevard and Fell Street]**

**Sponsor:** Mirkarimi

Resolution approving an amendment of lease between the City and County of San Francisco and PROXYdevelopment, LLC, for property located at the northeast corner of Octavia Boulevard and Fell Street, commonly known as a portion of Assessor's Block No. 0817, Lot No. 33 (Parcel L), to extend the lease term from four years to five years.

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

[Comm Packet 091411](#)

[Board Packet 092011](#)

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

20. [110917](#) **[Real Property Sublease Amendment - Southeast Corner of Octavia Boulevard and Hayes Street]**

**Sponsor:** Mirkarimi

Resolution approving an amendment of sublease between the City and County of San Francisco and PROXYdevelopment, LLC, for property located at the southeast corner of Octavia Boulevard and Hayes Street, commonly known as a portion of Assessor's Block No. 0817, Lot No. 30 (Parcel K), to extend the sublease term from three years to five years.

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

[Comm Packet 091411](#)

[Board Packet 092011](#)

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

**Recommendation of the Government Audit and Oversight Committee**

*Present: Supervisors Campos, Farrell, Chiu*

21. [110766](#) **[Administrative Code - Overtime Appropriations]**

**Sponsors:** Campos; Farrell

Ordinance amending the San Francisco Administrative Code by adding Section 3.17 to: 1) require separate overtime items in the budget for the Airport, Emergency Management, Fire, Police, Public Health, Public Utilities, Public Works, Recreation and Park, and Sheriff; and 2) require those departments to obtain a separate supplemental appropriation to exceed those amounts.

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

[Leg Digest Ver1](#)

[Comm Packet 090811](#)

[Board Packet 092011](#)

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

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

*Present: Supervisors Mar, Cohen, Wiener*

22. [110785](#) **[Planning Code - Zoning - Establishing Standards for Bird-Safe Buildings]**  
**Sponsors: Mar; Chiu**  
Ordinance amending the San Francisco Planning Code by: 1) adding Section 139 to 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](#)  
[Leg\\_Digest\\_Ver1](#)  
[Comm\\_Packet\\_091211](#)  
[Legislation\\_Ver2](#)  
[Board\\_Packet\\_092011](#)

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

23. [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](#)  
[Leg\\_Digest\\_Ver1](#)  
[Comm\\_Packet\\_091211](#)  
[Legislation\\_Ver2](#)  
[Board\\_Packet\\_092011](#)

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

24. [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](#)  
[Leg Digest Ver1](#)  
[Comm Packet 091211](#)  
[Board Packet 092011](#)

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

25. [110788](#) **[Zoning Map Amendments - Eastern Neighborhoods Code Cleanup]**  
Ordinance amending San Francisco Zoning Map Sheets ZN01, ZN07, ZN08, and SU08 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](#)  
[Leg Digest Ver1](#)  
[Comm Packet 091211](#)  
[Board Packet 092011](#)

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

26. [110814](#) **[CEQA Findings - SFPUC Water System Improvement Program - Rehabilitation of the Existing San Joaquin Pipelines Project]**  
Resolution 1) 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 2) directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission)

**Attachments:** [Legislation Ver1](#)  
[Comm Packet 091211](#)  
[Board Packet 092011](#)

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

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

*Present: Supervisors Mar, Cohen, Wiener*



27. [110589](#) **[Planning Code - Zoning Map - Establishing the Lombard and Scott Street Affordable Group Housing Special Use District - 3151-3155 Scott Street]**  
**Sponsors: Chiu; Avalos, Kim, Mar and Mirkarimi**  
Ordinance amending the San Francisco Planning Code Section Map 2SU, and adding Section 249.55, to: 1) create the Lombard and Scott Street Affordable Group Housing Special Use District for the real property encompassing 3151-3155 Scott Street (Assessor's Block No. 0937, Lot No. 001), at the southwest corner of Scott and Lombard Streets, in order to facilitate the development of an affordable group housing project; 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.

**Attachments:** [Legislation\\_Ver1](#)  
[Leg\\_Digest\\_Ver1](#)  
[Response\\_PLN\\_072111](#)  
[Comm\\_Packet\\_091211](#)  
[Board\\_Packet\\_092011](#)

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

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

### **COMMITTEE REPORTS**

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

*The following items will be considered by the Rules Committee at a Regular Meeting on Thursday, September 15, 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, September 20, 2011.*

28. [110971](#) **[Assessment Ballots for City Parcels to Form the Proposed West Portal Community Benefit District]**  
**Sponsor: Elsbernd**  
Resolution authorizing the Mayor to cast ballots in the affirmative on behalf of the City and County of San Francisco as owner of two parcels of real property, over which the Board of Supervisors has jurisdiction, where those parcels would be subject to assessment in the proposed property and business improvement district to be named the West Portal Community Benefit District.

**Attachments:** [Legislation\\_Ver1](#)  
[Comm\\_Packet\\_091511](#)  
[Board\\_Packet\\_092011](#)

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

29. [110905](#) **[Reappointment, Entertainment Commission - Audrey Joseph]**  
Motion approving the Mayor's nomination for reappointment of Audrey Joseph to the Entertainment Commission, for the term ending July 1, 2015. (Clerk of the Board)

(Section 4.117 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved. Transmittal date - 8/8/11.)

**Attachments:** [Legislation\\_Ver1](#)

[Committe\\_Packet\\_091511](#)

[Board\\_Packet\\_092011](#)

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

.

*The following item will be considered by the Rules Committee at a Special Meeting on Monday, September 19, 2011, at 10:30 a.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, September 20, 2011.*

30. [110718](#) **[Campaign and Governmental Conduct Code - Capping the Amount of Public Matching Funds]**

**Sponsors: Farrell; Elsbernd**

Ordinance amending the San Francisco Campaign and Governmental Conduct Code Section 1.144 to cap the amount of public matching funds.

**Attachments:** [Legislation\\_Ver1](#)

[Comm Packet 091611](#)

[Board Packet 092011](#)

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

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*The following item will be considered by the Land Use and Economic Development Committee at a Regular Meeting on Monday, September 19, 2011, at 1:00 p.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, September 20, 2011.*

31. [110448](#) **[Planning Code - Zoning Map - Establishing City Center Special Sign District]**  
**Sponsor: Farrell**

Ordinance amending the San Francisco Planning Code Sections 602.10, 607.1, 608, adding Section 608.16, and amending Sectional Map SSD of the Zoning Map to establish the City Center Special Sign District encompassing the real property bounded by Masonic Avenue, Geary Boulevard, Lyon Street, and O'Farrell Street (Assessor's Block No. 1094, Lot No. 001) to allow additional projecting signs, freestanding identifying and directional signs, and to modify existing controls on business wall signs; adopting findings, including environmental findings pursuant to the California Environmental Quality Act, 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 081611](#)

[Comm Packet 091911](#)

[Legislation Ver2](#)

[Leg Digest Ver2](#)

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

## 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 32 through 42**

- 32. [111011](#) [Accept and Expend Grant - Health Care Services Master Plan Community Stakeholder Interviews - \$20,000]**  
**Sponsor: Campos**  
Resolution authorizing the Department of Public Health to accept and expend a grant in the amount of \$20,000 from the San Francisco Foundation to fund the program entitled "Health Care Services Master Plan Community Stakeholder Interviews" for the period of September 1, 2011, through August 31, 2012, and waiving indirect costs.  
**Attachments:** [Legislation\\_Ver1](#)  
[Board\\_Packet\\_092011](#)
- 09/13/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 33. [111012](#) [Accept and Expend Grant - Pier 43 Promenade Bay Trail Extension - \$90,000]**  
**Sponsor: Chiu**  
Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of \$90,000 from the State of California Coastal Conservancy, through the Association of Bay Area Governments Bay Trail Program, for the Pier 43 Promenade Bay Trail Project in Fisherman's Wharf.  
**Attachments:** [Legislation\\_Ver1](#)  
[Board\\_Packet\\_092011](#)
- 09/13/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 34. [111013](#) [Market Street Pilot Projects]**  
**Sponsor: Chiu**  
Resolution urging the San Francisco Municipal Transportation Agency and other departments and agencies to implement near-term pilot projects, including increased private automobile diversions, to speed up transit along Market Street while improving the safety and comfort of people walking and biking and supporting the local commercial and cultural function of the street.  
**Attachments:** [Legislation\\_VER1](#)  
[Board\\_Packet\\_092011](#)
- 09/13/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

**35. [111014](#) [Accept and Expend Grant - Cargo Way Bicycle Lane Improvement Project - \$70,000]**

**Sponsor: Cohen**

Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of \$70,000 from the State of California Coastal Conservancy, through the Association of Bay Area Governments Bay Trail Project Program, for the Cargo Way Bicycle Lane Improvement Project along Cargo Way between Third and Jennings Streets as part of the Blue Greenway project.

**Attachments:** [Legislation Ver1](#)  
[Board Packet 092011](#)

09/13/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**36. [111015](#) [Eric F. Quezada Day - September 25, 2011]**

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

Resolution honoring Eric F. Quezada for his extraordinary work as a leader of San Francisco's Social Justice Movement and proclaiming September 25, 2011, as "Eric F. Quezada Day" in the City and County of San Francisco.

**Attachments:** [Legislation VER1](#)  
[Board Packet 092011](#)

09/13/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**37. [111016](#) [Accept and Expend Grant - Smoking Cessation Buprenorphine Treated Patients - \$48,000]**

**Sponsor: Mar**

Resolution authorizing the Department of Public Health to retroactively accept and expend a grant from the University of California, San Francisco in the amount of \$48,000 to fund the project entitled "Smoking Cessation Intervention in Buprenorphine Treated Patients" for the period of June 1, 2011, through May 31, 2012, and waiving indirect costs.

**Attachments:** [Legislation Ver1](#)  
[Board Packet 092011](#)

09/13/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

- 38. [111017](#) [Peter Berg Day - October 1, 2011]**  
**Sponsors: Mirkarimi; Avalos**  
Resolution proclaiming October 1, 2011, as "Peter Berg Day" in the City and County of San Francisco for his extraordinary contribution to the understanding of environmental sustainability, urban re-vegetation, and originating the concept of bioregionalism.  
**Attachments:** [111017.doc](#)  
[Board Packet 092011](#)
- 09/13/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 39. [111018](#) [Approval of an Additional Six (6) Months for Planning Commission Review of Zoning Map Amendment for 2301 Market Street (File No. 110224)]**  
**Sponsor: Wiener**  
Resolution extending by six (6) months the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance (File No. 110224) that would amend the Planning Code by amending Sectional Map HT07 of the Zoning Map of the City and County of San Francisco to rezone the property located at 2301 Market Street on the corner of Market and Noe Streets from a 50-X height and bulk limit to a 65-X height and bulk limit; and making environmental findings and findings of consistence with the General Plan and priority policies of Planning Code Section 101.1.  
**Attachments:** [Legislation VER1](#)  
[Board Packet 092011](#)
- 09/13/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 40. [111019](#) [Glen Park Elementary School Day - September 24, 2011]**  
**Sponsor: Wiener**  
Resolution honoring the centennial of Glen Park Elementary and proclaiming September 24, 2011, to be "Glen Park Elementary School Day" in the City and County of San Francisco.  
**Attachments:** [Legislation VER1](#)  
[Board Packet 092011](#)
- 09/13/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

**41. [111020](#) [Accept and Expend Grant - HAART Optimism, Drug Use, and Risky Sexual Behavior - \$37,856]**

**Sponsor: Wiener**

Resolution authorizing the Department of Public Health to retroactively accept and expend a grant from Simon Fraser University in the amount of \$37,856 to participate in a program entitled "Highly Active Antiretroviral Therapy Optimism, Drug Use, and Risky Sexual behavior in British Columbia" for the period of May 1, 2011, through March 31, 2012.

**Attachments:** [Legislation Ver1](#)  
[Board Packet 092011](#)

09/13/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**42. [111006](#) [Committee of the Whole - Public Hearing to Establish the West Portal Community Benefit District]**

**Sponsor: Elsbernd**

Motion directing the Board of Supervisors to hold a public hearing on September 27, 2011, at 3:00 p.m., with the Board sitting as a Committee of the Whole, to consider adopting a Resolution to Establish the West Portal Community Benefit District.

**Attachments:** [Board Packet 092011](#)  
[Legislation Ver1](#)

09/13/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**43. 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 ORDINANCE

*Proposed ordinance received from September 6, 2011, through September 12, 2011, for reference by President to appropriate committee on September 20, 2011.*

**110984**

**[Transportation Code - Residential Parking Permit Application Penalties]**

Ordinance amending the San Francisco Transportation Code Article 7, Division I, Section 7.2.50, and adding Section 7.3.11, to authorize administrative and misdemeanor penalties for submitting false, misleading, or fraudulent information on a residential parking permit application. (Municipal Transportation Agency)

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

09/12/2011; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

### PROPOSED RESOLUTIONS

*Proposed resolutions received from September 6, 2011, through September 12, 2011, for reference by President to appropriate committee on September 20, 2011.*

**110983**

**[Employment Policies and Procedures Regarding Criminal History]**

Resolution authorizing the City and County of San Francisco to access state and federal level criminal history information by transmitting fingerprint images and related information to the Department of Justice to be transmitted to the Federal Bureau of Investigation. (Human Resources Department)

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

09/12/2011; RECEIVED AND ASSIGNED to the Public Safety Committee.

**110985**

**[Real Property Lease Amendment - 160 South Van Ness Avenue]**

Resolution authorizing the amendment of an existing lease at 160 South Van Ness Avenue for the Human Services Agency to provide a construction allowance and extend the lease term. (Real Estate Department)

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

09/12/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.



**110997 [Petitions and Communications]**

Petitions and Communications received from September 6, 2011, through September 12, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on September 20, 2011.

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

\*From concerned citizens, regarding saving the Sharp Park Wetlands. File No. 110966, Copy: CONS Committee Clerk, 25 letters (1)

From concerned citizens, submitting support for the Commission on Animal Control and Welfare's humane pet acquisition proposal in defense of animals. 3 letters (2)

From James Chaffee, regarding the Library Commission. (3)

From State Senator Mark Leno, submitting support for proposed motion approving the Planning Commission's decision to approve the Conditional Use Authorization located at 3151-3155 Scott Street. File No. 110935, Copy: Each Supervisor (4)

From Abdalla Megahed, regarding the 30th Anniversary of the "Heart of the City" Farmers Market. Copy: Each Supervisor (5)

From Brigit Barnes & Associates, submitting notice that the Yuba Group Against Garbage has filed a lawsuit in Superior Court, challenging the City's decision to award the contract for transport and disposal of City and County waste to the Ostrom Road Landfill, located in Yuba County. File No. 101225, Copy: Each Supervisor, City Attorney (6)

From SFUSD, submitting its response to the FY2010-2011 Civil Grand Jury report to the public entitled "Log Cabin Ranch Moving Towards Positive Horizons." File No. 110815, Copy: GAO Committee Clerk (7)

From Department on the Status of Women, confirming that the funding provided in the budget for FY2011-2012 as adopted by the Board of Supervisors is adequate for their department to meet service levels as proposed to the Board. (8)

From Ed Healy, regarding the San Francisco taxi industry. (9)

From Howard Wong, regarding the Central Subway. (10)

From R. Boyd McSparran, regarding the proposed project at 8 Napier Lane/222-222A Filbert Street. File No. 110840 (11)

From Michael Benardo, regarding boarding MUNI through the back-door. (12)

From Haight Ashbury Improvement Association, submitting opposition to the Oak and Fell Streets proposed bike lane expansion. (13)

From U.S. Fish and Wildlife Service, submitting support for establishing standards for Bird-Safe Buildings. File No. 110785 (14)

From concerned citizens, submitting opposition to closing Sharp Park Golf Course. File No. 110966, Copy: CONS Committee Clerk, 2 letters (15)

From Teresa Vidovich, regarding the proposed project at 660-670 4th Street. File No. 110941 (16)

From Allen Jones, regarding Oliver Sipple Day. (17)

From Colleen Fernald, submitting request for emergency resolutions to save our state and country. Copy: Each Supervisor (18)

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

**Attachments:** [Legislation VER1](#)

[Legislation VER1](#)

## ADJOURNMENT