

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

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

## MEETING MINUTES

Tuesday, June 17, 2008 2:00 PM

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

### Regular Meeting

**AARON PESKIN, PRESIDENT**

**MICHELA ALIOTO-PIER, TOM AMMIANO, CARMEN CHU, CHRIS DALY,  
BEVAN DUFTY, SEAN ELSBERND, SOPHIE MAXWELL, JAKE MCGOLDRICK,  
ROSS MIRKARIMI, GERARDO SANDOVAL**

*Angela Calvillo, Clerk of the Board*

### BOARD COMMITTEES

#### Committee Membership

##### **Budget and Finance Committee**

Supervisors McGoldrick, Elsbernd, Mirkarimi, Daly, Chu

##### **City and School District Select Committee**

Supervisors Dufty, Mirkarimi, Alioto-Pier, Commissioners Kim, Mendoza, Mar

##### **City Operations and Neighborhood Services Committee**

Supervisors Chu, McGoldrick, Elsbernd

##### **Government Audit and Oversight Committee**

Supervisors Peskin, Ammiano, Maxwell

##### **Land Use and Economic Development Committee**

Supervisors Maxwell, Sandoval, Peskin

##### **Public Safety Committee**

Supervisors Mirkarimi, Maxwell, Dufty

##### **Rules Committee**

Supervisors Daly, Dufty, Ammiano

#### Meeting Days

Wednesday  
1:00 PM

1st and 3rd Thursday  
3:30 PM

1st and 3rd Thursday  
1:00 PM

1st and 3rd Monday  
10:00 AM

Monday  
1:00 PM

2nd and 4th Monday  
10:00 AM

1st and 3rd Thursday  
10:00 AM

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

**Members Present:** Michela Alioto-Pier, Tom Ammiano, Carmen Chu, Chris Daly, Bevan Dufty, Sean Elsbernd, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.

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## ROLL CALL AND PLEDGE OF ALLEGIANCE

*The meeting was called to order at 2:03 p.m. On the call of the roll Supervisors Maxwell and McGoldrick were noted absent.*

*Supervisor McGoldrick was noted present at 2:05 p.m.  
Supervisor Maxwell was excused from attending today's meeting.*

*There was a quorum present.*

### Supervisor Maxwell Excused from Attendance

Supervisor Mirkarimi, seconded by Supervisor Alioto-Pier, moved to excuse Supervisor Maxwell from attending today's meeting. The motion carried by the following vote:

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

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

## CONSENT AGENDA

### Recommendation of the Budget and Finance Committee

**080605 [Motor Vehicles for Hire; Permit Application and License Renewal Fees]**

Ordinance amending the San Francisco Police Code by amending Sections 2.26.1 and 2.27.1 to increase certain motor vehicle for hire permit application and license renewal fees. (Mayor)

Ordinance No. 107-08

**FINALLY PASSED**

### Recommendation of the City Operations and Neighborhood Services Committee

**080654 [Grant funds to support HIV/AIDS treatment and prevention services - \$1,244,866]  
Supervisor Dufty**

Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend a new grant in the amount of \$1,244,866 from the Department of Health & Human Services - Centers for Medicare & Medicaid Services (DHHS-CMS) to support a project entitled "Improving HIV/AIDS Treatment and Prevention Services," for the period of July 1, 2008 through June 30, 2009.

Resolution No. 273-08

ADOPTED

**Recommendation of the Public Safety Committee**

**080707 [Homeland Security grants]**

Resolution authorizing designated City and County officials to execute and file on behalf of the City and County of San Francisco, a public entity established under the laws of the State of California, any actions necessary for the purpose of obtaining federal financial assistance provided by the federal Department of Homeland Security and sub-granted through the State of California under the FY 08 Homeland Security Grant Program (which includes the FY 08 Urban Areas Security Initiative (UASI) grant, the FY 08 Metropolitan Medical Response System (MMRS) grant, the FY 08 Citizen Corps Program (CCP) grant, and the FY 08 State Homeland Security Grant Program), the FY 07 and FY 08 Buffer Zone Protection Program (BZPP) grant, the FY 08 Hazard Mitigation Grant, the FY 08 Pre-Disaster Mitigation Grant, the FY 08 Emergency Management Performance Grant (EMPG), the FY 07 and FY 08 Regional Catastrophic Preparedness Grant Program (RCPPG), or any other federally funded grant program and Public Law 110-161. (Mayor)

Resolution No. 275-08

ADOPTED

**080628 [Settlement of Lawsuit - CCSF v. Competent Builders, Inc. - \$510,000]**

Ordinance authorizing settlement of the lawsuit, entitled City and County of San Francisco v. Competent Builders, Inc., Alameda County Superior Court Case No: RG-05-229-274 (formerly San Francisco Superior Court Case No. CGC-04-437148) in the amount of \$510,000 paid to San Francisco by Competent Builders, Inc., and its subcontractors. (City Attorney)

PASSED, ON FIRST READING

**080629 [Settlement of Lawsuit - Tamara Josi - \$75,000]**

Ordinance authorizing settlement of the lawsuit filed by Tamara Josi against the City and County of San Francisco for \$75,000; the lawsuit was filed on May 9, 2007 in San Francisco Superior Court, Case No. 463219; entitled Tamara Josi, et al., v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

**080372 [Appointments - Veterans Affairs Commission - George Gibbs and Dara Wong]**

Motion appointing George Gibbs and Dara Wong, terms ending January 31, 2012, to the Veterans Affairs Commission.

George Gibbs, succeeding himself, term expired, seat 6, must be a veteran with a physical disability, for a four year term ending January 31, 2012;

Dara Wong, succeeding Cheryl Cook, term expired, seat 9, must be an at-large appointment, for a four year term ending January 31, 2012.

Motion No. M08-95

APPROVED

- 080712 [Appointments - Child Care Planning and Advisory Council - Margaret Jerene and David Fleishman]**  
Motion appointing Margaret Jerene, term ending December 31, 2010, residency requirement waived and David Fleishman, term ending December 31, 2009, to the Child Care Planning and Advisory Council.

Margaret Jerene, succeeding herself, term expired, seat 1, must be a nominee of District 1 Supervisor, for three-year term ending December 31, 2010 (residency waiver required).

Must be selected from parent advisory councils of public and private child care programs; associations of child care centers, family day care providers and Head Start; public interest organizations including but not limited to the Child Care Law Center; community organizations; the Bay Area Employer Work and Family Coalition; and members of labor organizations and local organizations that fall within the definition of "Community representative". Initial term two years beginning 1/1/03, subsequent terms 3 years.

David Fleishman, succeeding himself, term expired, seat 2, must be a nominee of District 2 Supervisor, for three-year term ending December 31, 2009.

Must be selected from parent advisory councils of public and private child care programs; associations of child care centers, family day care providers and Head Start; public interest organizations including but not limited to the Child Care Law Center; community organizations; the Bay Area Employer Work and Family Coalition; and members of labor organizations and local organizations that fall within the definition of "Community representative". Initial term four years beginning 1/1/03, subsequent terms 3 years.

**Motion No.** M08-98

**APPROVED**

The foregoing items were acted upon by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Chu, Daly, Dufty, Elsbernd, McGoldrick, Mirkarimi, Peskin, Sandoval

Excused: 1 - Maxwell

### Severed From the Consent Agenda

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

- 080611 [Appointment - Sunshine Ordinance Task Force - James Knoebber]**  
Motion appointing David Waggoner, term ending April 27, 2010, to the Sunshine Ordinance Task Force.

David Waggoner, succeeding Doug Comstock, term expired, seat 6, must be experienced in Consumer Advocacy, for a two-year term ending April 27, 2010.

*Amended by replacing the name of "David Waggoner" with "James Knoebber".*

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

Ayes: 9 - Alioto-Pier, Ammiano, Chu, Dufty, Elsbernd, McGoldrick, Mirkarimi, Peskin, Sandoval

Noes: 1 - Daly

Excused: 1 - Maxwell

Motion appointing James Knoebber, term ending April 27, 2010, to the Sunshine Ordinance Task Force.

James Knoebber, succeeding Doug Comstock, term expired, seat 6, must be experienced in Consumer Advocacy, for a two-year term ending April 27, 2010.

**Motion No.** M08-96

**APPROVED AS AMENDED by the following vote:**

Ayes: 9 - Alioto-Pier, Ammiano, Chu, Dufty, Elsbernd, McGoldrick, Mirkarimi, Peskin, Sandoval

Noes: 1 - Daly

Excused: 1 - Maxwell

## REGULAR AGENDA

## UNFINISHED BUSINESS

### From the Board

**080630 [Solar Energy Incentive Pilot Program]  
Supervisor Mirkarimi**

Ordinance creating a Solar Energy Incentive Pilot Program; establishing limits on the incentive payments; providing eligibility criteria for the incentive payments; establishing limits on the amount of assistance available; allocating program funding among types of buildings; imposing duties and responsibilities on the program administrator; and establishing requirements applicable to the long-term solar incentive program.

**Ordinance No. 106-08**

**FINALLY PASSED** by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Chu, Daly, Dufty, McGoldrick, Mirkarimi, Peskin, Sandoval

Noes: 1 - Elsbernd

Excused: 1 - Maxwell

## NEW BUSINESS

### Recommendations of the Budget and Finance Committee

**080723 [Interim Consolidated Budget and Annual Appropriation Ordinance, Fiscal Year 2008-2009 and for the Municipal Transportation Agency, Fiscal Years 2008-2009 and 2009-2010]  
Mayor**

Interim Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2009 and for the Municipal Transportation Agency fiscal years ending June 30, 2009 and June 30, 2010.

(Fiscal Impact.)

(Supervisor Daly dissented in committee.)

**PASSED ON FIRST READING** by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Chu, Dufty, Elsbernd, McGoldrick, Mirkarimi, Peskin, Sandoval

Noes: 1 - Daly

Excused: 1 - Maxwell

**080724 [Interim Annual Salary Ordinance, Fiscal Year 2008-2009 and for the Municipal Transportation Agency Fiscal Years 2008-2009 and 2009-2010]****Mayor**

Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2009 and for the Municipal Transportation Agency, Fiscal Years ending June 30, 2009 and June 30, 2010, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

(Fiscal Impact.)

(Supervisor Daly dissented in committee.)

**PASSED ON FIRST READING by the following vote:**

Ayes: 9 - Alioto-Pier, Ammiano, Chu, Dufty, Elsbernd, McGoldrick, Mirkarimi, Peskin, Sandoval

Noes: 1 - Daly

Excused: 1 - Maxwell

**080727 [Redevelopment Agency Interim Budget]****Mayor**

Resolution approving an Interim Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2008-2009.

(Fiscal Impact.)

(Supervisor Daly dissented in committee.)

**Resolution No. 276-08****ADOPTED by the following vote:**

Ayes: 9 - Alioto-Pier, Ammiano, Chu, Dufty, Elsbernd, McGoldrick, Mirkarimi, Peskin, Sandoval

Noes: 1 - Daly

Excused: 1 - Maxwell

**080729 [Treasure Island Development Authority Interim Budget]****Mayor**

Resolution approving the Interim Budget of the Treasure Island Development Authority for fiscal year 2008-2009.

(Fiscal Impact.)

(Supervisor Daly dissented in committee.)

**Resolution No. 277-08****ADOPTED by the following vote:**

Ayes: 9 - Alioto-Pier, Ammiano, Chu, Dufty, Elsbernd, McGoldrick, Mirkarimi, Peskin, Sandoval

Noes: 1 - Daly

Excused: 1 - Maxwell

**Recommendations of the City Operations and Neighborhood Services Committee**

**080545 [Liquor License Expansion, 503 Jones Street]**

Resolution determining that the expansion of a bar with a Type 48 on-sale general public premises liquor license currently issued to Brian Sheehy at 501 Jones Street to include the location of 503 Jones Street (District 6), for Bourbon & Branch bar, will serve the public convenience and 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.

**Resolution No.** 278-08

**ADOPTED by the following vote:**

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

**080501 [Liquor License, 1419 18th Street]**

Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to Joel Bleskacek for Ruby Wine, LLC dba Ruby Wine, located at 1419 18th Street (District 10), will serve the public convenience and 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.

**Resolution No.** 279-08

**ADOPTED by the following vote:**

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

**Supervisor McGoldrick Excused From Voting**

Supervisor Mirkarimi, seconded by Supervisor Dufty, moved Supervisor McGoldrick was excused from voting on this matter due to a possible conflict of interest. The motion carried by the following vote:

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

**080388 [Liquor License, Pier 39, Space N213A]**

Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to Tiffany M. Pisoni for Wines of California wine bar, located at Pier 39, Space N213A (District 3), will serve the public convenience and 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.

(Supervisor McGoldrick excused from voting in committee.)

**Resolution No.** 280-08

**ADOPTED by the following vote:**

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

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

**080779 [Closure of the Potrero Power Plant]**  
**Supervisors Maxwell, Dufty, McGoldrick, Peskin, Sandoval, Mirkarimi**

Resolution urging the Public Utilities Commission and the City Attorney to present to the California Independent System Operator a transmission-only solution to close the entire Potrero Power Plant; and establishing minimum criteria for any in-City generation projects to close the Potrero Power Plant.

*Continued to June 24, 2008*

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

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

**080397 [Agreement to Purchase Property in Tuolumne County- \$376,000]**

Resolution approving and authorizing an agreement for the purchase of approximately 39 acres of unimproved land near Moccasin in Tuolumne County, for the protection of water quality for a purchase price of \$376,000; adopting findings that the conveyance is exempt from Environmental Review and 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)

(Fiscal Impact.)

**Resolution No. 271-08**

**ADOPTED** by the following vote:

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

**080563 [Eliminating Health Care Disparities]**  
**Supervisors Maxwell, Peskin, Alioto-Pier, Daly**

Resolution outlining the Board of Supervisors commitment to eliminating health disparities and adopting the Leading Health Indicators set by Healthy People 2010 as the basis for public health priority-setting and decision-making.

*Supervisors Peskin, Alioto-Pier and Daly requested to be added as co-sponsors.*

**Resolution No. 281-08**

**ADOPTED** by the following vote:

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

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



**080589 [Agreement to Accept the Dolores Hotel Located at 35-37 Woodward Street]  
Supervisor Daly**

Resolution approving and authorizing the execution and performance of an Agreement to Transfer and an Irrevocable Assignment and Assumption Agreement and Amendment to Loan Documents relating to the property commonly known as Dolores Hotel and located at 35-37 Woodward Street; adopting findings that the transfer is exempt from Environmental Review and 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)

*Supervisor Daly requested to be added as sponsor.*

**Resolution No. 282-08**

**ADOPTED by the following vote:**

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

**080095 [Requirements for off-street parking and loading]  
Supervisor Peskin**

Ordinance amending the San Francisco Planning Code by amending Section 150 to allow residential accessory parking, including required spaces, in residential districts to be rented or leased to residents who live in the area; amending Section 151 to reduce the required number of parking spaces for housing for seniors and physically handicapped persons, affordable housing, group housing, SRO units and residential care facilities; amending Section 154 to revise the minimum dimensions for off-street parking spaces, to encourage space-efficient parking and to no longer require independently accessible parking and define independently accessible parking to include parking accessed by automated garages or car elevators and valet parking; amending Section 155 to delete a requirement for independently accessible parking and require parking design to prevent bicycle and transit lane conflicts; amending Section 157 to provide for a demonstration that car-share parking cannot satisfy the need for non-accessory parking as a conditional use; amending Section 167 to provide for optional parking in all new residential buildings or conversions to residential buildings of 10 units or more; amending Section 204.5 to allow residential accessory parking, including required spaces, in residential districts to be rented or leased to residents who live in the area; amending Section 303(c)(2)(B) to provide for consideration of whether a use seeking a conditional use permit is providing car-share parking; amending Section 790.10 to include a car-share parking space as part of a community residential parking use; amending Section 890.7 to include a car-share parking space as part of a community residential automobile parking lot use; amending Section 890.8 to include a car-share parking space as part of a community residential automobile parking garage use; and adopting findings.

**PASSED ON FIRST READING by the following vote:**

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

**Recommendations of the Rules Committee**

**080527 [Requiring Assessor to report reductions of real property assessments]  
Supervisors Sandoval, Peskin, Daly**

Ordinance amending the San Francisco Administrative Code by adding Section 10.2-9, to require the Assessor to post monthly reports of any reductions of assessed values of real properties.

**PASSED ON FIRST READING by the following vote:**

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

**080529 [Requiring Activation of Closed Captions on Television Receivers]  
Supervisors Alioto-Pier, Dufty, Ammiano**

Ordinance amending the San Francisco Police Code by adding Article 44, Sections 4400 to 4407 to require the activation of closed captioning on television receivers intended for use by the general public and authorizing the imposition of civil penalties and/or criminal fines for violations of this requirement.

**PASSED ON FIRST READING by the following vote:**

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

**080698 [Confirming the reappointment of Ann Blumlein Lazarus to the San Francisco Port Commission]  
Mayor**

Motion confirming the reappointment of Ann Blumlein Lazarus to the San Francisco Port Commission for a four-year term ending May 1, 2012.

**Motion No.** M08-97

**APPROVED by the following vote:**

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

**080799 [Appointment- Veterans Affairs Commission- Stephen Noetzel]**

Motion appointing Stephen Noetzel, term ending January 31, 2012, to the Veterans Affairs Commission.

Stephen Noetzel, succeeding Wallace Levin, term expired, seat 3, must be an at-large appointment, for a four year term ending January 31, 2012.

(Supervisor Dufty dissented in committee.)

*Supervisor Dufty, seconded by Supervisor Elsbernd, moved to amend by replacing the name of "Stephen Noetzel" with "Wallace Levin."*

*Motion to amend failed by the following vote:*

*Ayes: 4 - Alioto-Pier, Chu, Dufty, Elsbernd*

*Noes: 6 - Ammiano, Daly, McGoldrick, Mirkarimi, Peskin, Sandoval*

*Excused: 1- Maxwell*

**NOT APPROVED by the following vote:**

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

**From the Rules Committee Without Recommendation**

**080619 [Providing for appointment rather than election of the City Treasurer]  
Supervisor McGoldrick**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 3.106, amending Sections 6.100, 13.101, 13.101.5, 13.102, and 14.103, and repealing Section 6.106, to provide for appointment rather than election of the City Treasurer, and set qualifications for the office of Treasurer.

*Continued to June 24, 2008*

**Supervisor Mirkarimi, seconded by Supervisor Alioto-Pier, moved that this Charter Amendment be CONTINUED. The motion carried by the following vote:**

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

**080620 [Creating a Public Works Commission, setting its powers and duties; authorizing the Mayor to appoint the Director of Public Works]  
Supervisor McGoldrick**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding a new Section 4.121.5 and amending Sections 3.104, 4.130 and D3.750-4, to create a Public Works Commission and establish its powers and duties, and authorize the Mayor to appoint the Director of Public Works.

*Continued to June 24, 2008*

**Supervisor Mirkarimi, seconded by Supervisor Alioto-Pier, moved that this Charter Amendment be CONTINUED. The motion carried by the following vote:**

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

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

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

*Supervisor McGoldrick was present at 3:20 p.m.*

**080722 [Committee of the Whole - Beilenson Hearing]**

Hearing to consider the Department of Public Health's budget eliminating or reducing medical services.

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

*Bill Hirsh; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Raymond; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Roger Kat; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Patrick Monette-Shaw; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*C.W. Johnson; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Connie Ford; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Jenny Wiley; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Male speaker; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Felicia Houston; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Boby Bogan; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Janet Goy; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Michael Discepolo; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Michael Sonders; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Eve Meyer; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Michael Siever; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Courtney Mulhern-Pearson; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Nancy Brundy; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Bill Kelly; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Jacob Moody; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Rod Libby; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Ben Eilanc; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Antonio Morgan; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Richard Heasley; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Kat Casela; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Alecia Hopper; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Joey Caiti; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Li Campanello; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Dr. Alicia Boccellari; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Jim Dilley; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Dr. Laurie Richer; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*David Guldmann; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Dr. Garnette Cotton; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Dr. Susan Scheidt; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Jimmy Loyce; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Alexandra Goldman; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Joseles DeLa Cruz; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Dr. Valerie Gruber; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Mark Freeman; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Larry Nelson; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Peter Masiak; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Lauren Enteen; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Luis Barahong; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Angela Gholukely; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Jo Anne Boatman; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Male speaker; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Perry Zinnanti; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Harley Schapiro; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Carlo Olsen; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Pat Putney; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Lusa Alarva; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Peter Dale; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Anthony Alfred; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Ed Connelly; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Eric Robinson; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Dwan Williams; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Zhi Ping Lin; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Cynthia Tom; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Kavoos Bassiri; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Anthony Appedu; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Freddy Sherman; expressed concern with the proposed reductions in the budget for the Department of Public Health*

*Lionel Sanderford; expressed concern with the proposed reductions in the budget for the Department of Public Health*

Katie Alsup; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Cartina Hanson; expressed concern with the proposed reductions in the budget for the Department of Public Health  
James Chionsini; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Colleen Rvecca; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Starchild; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Mottoree Mackey; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Fred Pecker; expressed concern with the proposed reductions in the budget for the Department of Public Health  
EJ Abay; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Heidi T. Tuason; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Vernon Newton; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Vera Haile; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Hillary Parsons; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Mo Kashmiri; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Jose Morales; expressed concern with the proposed reductions in the budget for the Department of Public Health  
George Turner; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Rafeal Restauro; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Mary Kate Connor; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Celester Chau; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Christine Dehlendorf; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Peter Wong; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Ken Lockhart; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Christie Shea; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Diana; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Christine Ericksen; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Brian Rector; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Alfreda Nesbett; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Cynthia Brown; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Rochelle Masagea; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Vincent Lui; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Colleen Fernald; expressed concern with the proposed reductions in the budget for the Department of Public Health

*Health**Susan Stofan; expressed concern with the proposed reductions in the budget for the Department of Public Health**Linzie L. Coleman; expressed concern with the proposed reductions in the budget for the Department of Public Health**Alfredo Mireles, Jr.; expressed concern with the proposed reductions in the budget for the Department of Public Health**Max Haptonstahl; expressed concern with the proposed reductions in the budget for the Department of Public Health**Allison Bosshardt; expressed concern with the proposed reductions in the budget for the Department of Public Health**Michael Leslie; expressed concern with the proposed reductions in the budget for the Department of Public Health**Dr. Donald Tarver; expressed concern with the proposed reductions in the budget for the Department of Public Health**Thomas Simpson; expressed concern with the proposed reductions in the budget for the Department of Public Health**Ken Reggio; expressed concern with the proposed reductions in the budget for the Department of Public Health**Martha Hawthorne; expressed concern with the proposed reductions in the budget for the Department of Public Health**Jennifer Friedenbach; expressed concern with the proposed reductions in the budget for the Department of Public Health**Jason; expressed concern with the proposed reductions in the budget for the Department of Public Health  
Public Health Nurse; expressed concern with the proposed reductions in the budget for the Department of Public Health**Dorothy Chavez; expressed concern with the proposed reductions in the budget for the Department of Public Health**Heidi; expressed concern with the proposed reductions in the budget for the Department of Public Health**Ms. Rappadot; expressed concern with the proposed reductions in the budget for the Department of Public Health**Mr. Hessler; expressed concern with the proposed reductions in the budget for the Department of Public Health**Female speaker; expressed concern with the proposed reductions in the budget for the Department of Public Health**Ms. Garrison; expressed concern with the proposed reductions in the budget for the Department of Public Health**Debbie Lerner; expressed concern with the proposed reductions in the budget for the Department of Public Health**The President declared the public hearing closed.***FILED.****COMMITTEE REPORTS**

**080350 [Enterprise Zone Tax Credit Law]  
Mayor**

Draft Ordinance amending Section 906A of the Business and Tax Regulations Code to delete the requirement that a new job be created to obtain the Enterprise Zone Tax Credit after the effective date; to apply the credit to all newly hired Qualified Employees; to revise the definition of "Qualified Employee"; to conform the geographical boundaries of the San Francisco Enterprise Zone with the area approved by the State Department of Housing and Community Development; and to delete an outdated reference to the Private Industry Council and to establish a sunset date.

(Economic Impact.)

**PASSED ON FIRST READING** by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Chu, Dufty, Elsbernd, McGoldrick, Mirkarimi, Peskin, Sandoval

Noes: 1 - Daly

Excused: 1 - Maxwell

**080348 [Enterprise Zone Designation]  
Mayor, Supervisor Peskin**

Resolution supporting California Enterprise Zone Designation for the City and County of San Francisco.

**Resolution No.** 274-08

**ADOPTED** by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Chu, Dufty, Elsbernd, McGoldrick, Mirkarimi, Peskin, Sandoval

Noes: 1 - Daly

Excused: 1 - Maxwell

**ROLL CALL FOR INTRODUCTIONS**



## PUBLIC COMMENT

*An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.*

*James Chaffee; expressed concern with issues relating to the SF Library  
Richard McGeary; expressed concern with issues relating to a patent for his design for Sigmund Stern Grove  
Peter Warfield; expressed concern with issues relating to SF Library and fees imposed by the Library  
Walter; expressed in song certain general issues  
John Di Dona; showed interest in support of same sex marriage  
Eugene Gordon, Jr.; expressed concern with issues relating to the violations of human rights  
Female speaker; expressed concern with issues relating to the violations of human rights to Falun Gong practitioners  
Alan Zing; expressed concern with issues relating to the violations of human rights to Falun Gong practitioners*

## 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.*

*Supervisor McGoldrick was noted absent at 2:58 p.m.*

- 080833 [Commending the Friends and Advocates of Crocker-Amazon and the Excelsior, the Precita Eyes Mural Center, and the Neighborhood Parks Council on the completion of the Crocker-Amazon Playground Mosaic Tile Project]  
Supervisor Sandoval**

Resolution commending the Friends and Advocates of Crocker-Amazon and the Excelsior, the Precita Eyes Mural Center, and the Neighborhood Parks Council on the completion of the Crocker-Amazon Playground Mosaic Tile Project.

**Resolution No. 283-08**

**ADOPTED by the following vote:**

Ayes: 9 - Alioto-Pier, Ammiano, Chu, Daly, Dufty, Elsbernd, Mirkarimi, Peskin, Sandoval  
Absent: 1 - McGoldrick  
Excused: 1 - Maxwell

**080834 [70 day extension for Planning Commission review - Zoning Map ZN Amendment]  
Supervisor Sandoval**

Resolution extending by 70 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance that would amend Zoning Map ZN of the Zoning Map of the City and County of San Francisco to change the use classification of Block 6969, Lot 11, located on the southwest corner of Mission and Seneca Streets, from RH-1 (Residential, One-Family) District to NC-3 (Moderate-Scale, Neighborhood Commercial) District; adopting findings, including environmental findings and findings of consistence with the General Plan and priority policies of Planning Code Section 101.1.

**Resolution No.** 284-08

**ADOPTED by the following vote:**

Ayes: 9 - Alioto-Pier, Ammiano, Chu, Daly, Dufty, Elsbernd, Mirkarimi, Peskin, Sandoval

Absent: 1 - McGoldrick

Excused: 1 - Maxwell

**080836 [Application to California State Department of Housing and Community Development for BEGIN Program funding]  
Supervisor Daly**

Resolution authorizing the submittal of an application to the California State Department of Housing and Community Development for funding under the BEGIN Program; the execution of a standard agreement if selected for such funding and any amendments thereto; the execution of a designation agreement if selected for such funding and any amendments thereto; the execution of any related documents necessary to participate in the BEGIN Program.

**Resolution No.** 272-08

**ADOPTED by the following vote:**

Ayes: 9 - Alioto-Pier, Ammiano, Chu, Daly, Dufty, Elsbernd, Mirkarimi, Peskin, Sandoval

Absent: 1 - McGoldrick

Excused: 1 - Maxwell

**080837 [Honoring Belinda Bellinger]  
Supervisor Daly**

Resolution commending Belinda Bellinger for her service to the youth of San Francisco and wishing her well until she returns to our great city.

**Resolution No.** 285-08

**ADOPTED by the following vote:**

Ayes: 9 - Alioto-Pier, Ammiano, Chu, Daly, Dufty, Elsbernd, Mirkarimi, Peskin, Sandoval

Absent: 1 - McGoldrick

Excused: 1 - Maxwell

**080838 [Urging Congress to hold hearings on House Resolution 676]  
Supervisor Ammiano**

Resolution Urging the United States House of Representatives to begin hearings on House Resolution 676 – The United States National Health Insurance Act (Expanded and Improved Medicare for All) authored by Representative John Conyers, Jr. (D - MI).

**Resolution No. 286-08**

**ADOPTED by the following vote:**

Ayes: 9 - Alioto-Pier, Ammiano, Chu, Daly, Dufty, Elsbernd, Mirkarimi, Peskin, Sandoval  
Absent: 1 - McGoldrick  
Excused: 1 - Maxwell

**080839 [Requesting the City Attorney investigate the City's options to ensure skycaps and other service workers at SFO will retain their tips]  
Supervisor Ammiano**

Resolution requesting the City Attorney investigate the City's options to ensure skycaps and other service workers at the San Francisco International Airport will retain their tips and work with the Los Angeles City Attorney.

**Resolution No. 287-08**

**ADOPTED by the following vote:**

Ayes: 9 - Alioto-Pier, Ammiano, Chu, Daly, Dufty, Elsbernd, Mirkarimi, Peskin, Sandoval  
Absent: 1 - McGoldrick  
Excused: 1 - Maxwell

**Severed From the Without Reference to Committee Agenda**

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

- 080835 [Authorizing the Department of the Environment to develop a proposal for an environmental education program based on the EcoMedia term sheet]  
Supervisor Mirkarimi**

Resolution authorizing the Department of the Environment to develop a proposal for an EcoZone environmental education program for San Francisco, based on the EcoMedia term sheet.

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

**REFERRED** to the City Operations and Neighborhood Services Committee.

**OFF-AGENDA LEGISLATION****Introduced by Supervisors or Mayor****Ordinances**

- 080827 [To increase rates of Real Property Transfer Tax for sales in excess of \$1 million]  
Supervisor McGoldrick**

Ordinance amending Section 1102 of Article 12-C of the Business and Tax Regulations Code to increase the Real Property Transfer Tax rate from 0.75% to 1% if value or consideration for transfer exceeds \$1 million but is less than or equal to \$1.25 million, to 1.25% if value or consideration for transfer exceeds \$1.25 million but is less than or equal to \$1.75 million, to 1.5% if value or consideration for transfer exceeds \$1.75 million but is less than or equal to \$2 million, and to 1.75% if value or consideration for transfer exceeds \$2 million.

(Economic Impact)

6/10/08, ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 7/10/2008.

6/17/08, ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 7/10/2008. 6/23/08 - Referred to Small Business Commission for review and comment.

6/23/08 - Referred to Planning Department for environmental review.

06/30/08 - Response received from Planning, exempt from CEQA.

6/17/08, SUBSTITUTED. Supervisor McGoldrick submitted a substitute ordinance bearing new title.

**080872 [Planning - Union Street Neighborhood Commercial District - Full-Service Restaurants]  
Supervisor Alioto-Pier**

Ordinance amending Planning Code Sections 725.1 and 725.42 of the Union Street Neighborhood Commercial District to provide for a limited number of new full-service restaurant uses that satisfy specific requirements and obtain conditional use authorization, making environmental findings, and making findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.

6/17/08, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/17/2008.

**080878 [Arrest and crime statistics for gang injunction safety zones]  
Supervisor Daly**

Ordinance adding Section 2A.89 to the Administrative Code to require statistical reporting regarding arrests and crimes in and around safety zones created by permanent civil gang injunctions, and making related findings.

6/17/08, ASSIGNED UNDER 30 DAY RULE to Public Safety Committee, expires on 7/17/2008.

**080879 [Clarifying and consolidating reporting requirements; requiring electronic filing]  
Supervisor Daly**

Ordinance amending sections 1.108, 1.112, 1.113, and 1.135 of the Campaign and Governmental Conduct Code, to clarify and consolidate campaign finance reporting requirements, and to expand electronic filing.

6/17/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/17/2008.

**080880 [Recreation and Park Department - Event Fees]  
Supervisor McGoldrick**

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.22 to amend the fees for use of the parks for events.

6/17/08, RECEIVED AND ASSIGNED to Budget and Finance Committee. 06/24/08 - Referred to Planning for determination of environmental impact. 06/24/08 - Referred to Youth Commission for review and comment.

07/01/08 - Response received from Planning, Exempt from CEQA. 07/02/08 - Fee ad placed in the July 4, 2008 and July 11, 2008 editions of the San Francisco Examiner.

**080881 [Recreation and Park Department - Athletic Field Fees]  
Supervisor McGoldrick**

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.36 to amend the Athletic Field Fees.

6/17/08, RECEIVED AND ASSIGNED to Budget and Finance Committee. 06/24/08 - Referred to Planning for determination of environmental impact. 06/24/08 - Referred to the Youth Commission for review and comment.

07/01/08 - Response received from Planning, Exempt from CEQA. 07/02/08 - Fee ad placed in the July 4, 2008 and July 11, 2008 editions of the San Francisco Examiner.

**080883 [Zoning - Creating the New Mission-Harrington Special Use District]  
Supervisor Sandoval**

Ordinance amending the San Francisco Planning Code by adding new Section 780.3, creating the Mission-Harrington Special Use District, located at 4550 Mission Street at the intersection with Harrington Street; amending the Table at Section 712, to refer to this new Special Use District; amending the Special Use District Map SU11 of the Zoning Map of the City and County of San Francisco, to refer to this new Special Use District; adopting findings, including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

**080886 [Changing the name of the Department of Telecommunications and Information Services to the Department of Technology]  
Mayor**

Ordinance changing the name of the Department of Telecommunications and Information Services to the Department of Technology, and amending San Francisco Administrative Code Sections 11.84, 11.85, 11.86, and 11.88, to implement the name change.

6/17/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/17/2008.

**080887 [SFPD MOU for Loan of FBI Vehicles]  
Mayor**

Ordinance approving a memorandum of understanding between the City and County of San Francisco and the Federal Bureau of Investigations (FBI) for the loan of two Chevrolet Suburban vehicles from the FBI for use in San Francisco Police Department Tactical Company, and waiving the indemnification requirements of the San Francisco Administrative Code Chapter section 4.18 for this agreement, and approving the City indemnifying and holding the FBI harmless against claims arising from the activities of the City under the MOU.

6/17/08, RECEIVED AND ASSIGNED to Budget and Finance Committee.

## **Resolutions**

**080873 [Naming the alleys behind the 2200 block of Fillmore Street Goldberg Lane]  
Supervisor Alioto-Pier**

Resolution bestowing the new name of Goldberg Lane on the alleys behind the 2200 block of Fillmore Street, currently known as Unnamed Streets 110 and 111, in honor of the late Faye Goldberg.

6/17/08, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

**080874 [Urging the State of California to repeal local preemption regarding pesticides]  
Supervisors Alioto-Pier, Mirkarimi, Maxwell, Peskin**

Resolution urging the State of California to repeal the local preemption ban which prohibits local jurisdictions from banning pesticides throughout their city and county limits.

6/17/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**080875 [Accept-Expend State Grant, Port Commission - \$3,117,512]  
Supervisor Alioto-Pier**

Resolution authorizing the San Francisco Port Commission to accept and expend a grant in the amount of \$3,117,512 from the California Office of Homeland Security for security enhancements at the Port of San Francisco.

6/17/08, RECEIVED AND ASSIGNED to Public Safety Committee.

**080876 [Recurring FY 2008-2009 State grant funds to the Department of Public Health]  
Supervisor Alioto-Pier**

Resolution authorizing the acceptance and expenditure of State grant funds by the San Francisco Department of Public Health (DPH) for FY 2008-2009.

(Fiscal Impact.)

6/17/08, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**080882 [Lease of Real Property - 1449 Webster Street]  
Supervisor Mirkarimi**

Resolution authorizing the lease of 3,900 sq. ft. at 1449 Webster Street for employment assistance programs.

(Fiscal Impact.)

6/17/08, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**080884 [Appointment, San Francisco Children and Families First Commission - Supervisor Carmen Chu]  
Supervisor Peskin**

Resolution appointing Supervisor Carmen Chu, term indefinite, to the San Francisco Children and Families First Commission.

6/17/08, RECEIVED AND ASSIGNED to Rules Committee.

**080898 [Commending Dennis Richmond on his 40 year career at KTVU]  
Supervisor Dufty**

Resolution commending Dennis Richmond on his 40 year career at KTVU.

6/17/08, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**080899 [Congratulating the opening of the Contemporary Jewish Museum on June 8, 2008]  
Supervisors Dufty, Peskin**

Resolution congratulating the opening of the Contemporary Jewish Museum in the City and County of San Francisco on June 8, 2008.

6/17/08, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 080900 [Commending Michael Lumpkin on 28 years of dedication to Frameline and the San Francisco International LGBT Film Festival]**  
**Supervisors Dufty, Ammiano**
- Resolution commending Michael Lumpkin on 28 years of dedication to Frameline and the San Francisco International LGBT Film Festival.  
6/17/08, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080901 [Grant to fund a study through the HIV Prevention Section, Department of Public Health - \$10,566]**  
**Supervisor Dufty**
- Resolution authorizing the San Francisco Department of Public Health (DPH), to accept and expend retroactively a grant in the amount of \$10,566 from the Public Health Foundation Enterprises (PHFE), the primary contractor, with funds from the National Institutes of Health, to support a study entitled "Aripiprazole to Reduce Methamphetamine Use among MSM with HIV," for the period of September 28, 2007 through July 31, 2008.  
6/17/08, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080902 [Grant to fund a study through the HIV Prevention Section, Department of Public Health - \$12,680]**  
**Supervisor Dufty**
- Resolution authorizing the San Francisco Department of Public Health (DPH), to accept and expend retroactively a grant in the amount of \$12,680 from the Public Health Foundation Enterprises (PHFE), the primary contractor, with funds from the National Institutes of Health, to support a study entitled "Aripiprazole Treatment for Methamphetamine Using MSM," for the period of August 1, 2007 through July 31, 2008.  
6/17/08, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080903 [In support of Senate Bill 1420 - Nutritional Information on Menus and Menu Boards]**  
**Supervisor Ammiano**
- Resolution supporting Senate Bill 1420—Nutritional Information on Menus and Menu Boards.  
6/17/08, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080904 [Accept-expend federal-state pass through grant, Department of Economic and Workforce Development - \$237,254]**  
**Supervisor Mirkarimi**
- Resolution authorizing the Department of Economic and Workforce Development to retroactively accept and expend a grant in the amount of \$237,254 from the United States Department of Labor passed through the California Employment Development Department for workforce development activities.  
6/17/08, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.



**080905 [Accept-expend private grant, Department of Economic and Workforce Development - \$100,000]  
Supervisor Mirkarimi**

Resolution authorizing the Department of Economic and Workforce Development to retroactively accept and expend a grant in the amount of \$100,000 from the Evelyn and Walter Haas, Jr. Fund for workforce training. 6/17/08, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**Requests for Hearing**

**080855 [Minimum Compensation Ordinance Rate for Fiscal Year 2008-2009]  
Supervisor Ammiano**

Hearing on Minimum Compensation Ordinance Rate for Fiscal Year 2008-2009. In accordance with 12P.3 (a)(1)(C)(iii) the Budget and Finance Committee of the Board shall hold a hearing before adoption of the budget to consider the report and whether there are alternative funding sources or prudent reductions in City expenses available to enable the City to pay the additional costs of the CPI increase for the upcoming fiscal year without jeopardizing City operations.

6/17/08, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**080858 [Conversion of affordable housing units to group housing units by Academy of Art University]  
Supervisor Daly**

Hearing regarding the Academy of Art University converting to group housing, affordable rental housing in seventeen buildings in San Francisco to group housing, the preparation of its institutional master plan, and the environmental review of the institutional master plan prepared by the Academy of Art University.

6/17/08, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

**080859 [Planning Department's procedures for enforcing the formula retail ordinance]  
Supervisor McGoldrick**

Hearing on the processes and procedures of the Planning Department for enforcing the formula retail ordinance and administering fines for businesses not in compliance.

6/17/08, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

**080860 [Children's Services Allocation Plan 2007-2010]  
Supervisor Peskin**

Hearing on the Proposed Amendment to the Children's Services Allocation Plan 2007-2010.

6/17/08, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**080861 [Bike Plan Injunction]  
Supervisor Sandoval**

Hearing with the Planning Department, Municipal Transportation Agency and the City Attorney's Office to discuss the Bike Plan injunction which has prevented implementation of the City's bike plan, and to discuss bike safety issues.

6/17/08, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

**080862 [Animal Welfare Policy]  
Supervisor Sandoval**

Hearing to discuss animal welfare policy at the Department of Animal Care and Control and other nonprofit and private agencies.

6/17/08, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**080863 [Funding for the deployment of the United States Armed Forces in Iraq]  
Supervisors Daly, Mirkarimi, McGoldrick, Ammiano**

Hearing to consider the proposed initiative declaration of policy to be submitted by four or more Supervisors to the voters at the November 4, 2008 election entitled "Declaration of Policy concerning the funding for the deployment of the United States Armed Forces in Iraq".

6/17/08, RECEIVED AND ASSIGNED to Rules Committee.

**080864 [Treatment on Demand Act]  
Supervisors Daly, Peskin, Mirkarimi, McGoldrick**

Hearing to consider the proposed initiative ordinance to be submitted by four or more Supervisors to the voters at the November 4, 2008 election entitled "Ordinance amending the San Francisco Administrative Code by adding Section 19A.23 create the Treatment on Demand Act".

6/17/08, RECEIVED AND ASSIGNED to Rules Committee.

**080865 [Installation of PG&E "Smart Meters" in the City and County of San Francisco]  
Supervisors Peskin, Duffy, Ammiano, McGoldrick, Mirkarimi**

Hearing to consider the proposed initiative ordinance to be submitted by four or more Supervisors to the voters at the November 4, 2008 election entitled "Installation of PG&E "Smart Meters" in the City and County of San Francisco".

6/17/08, RECEIVED AND ASSIGNED to Rules Committee.

**080866 [Appropriating \$1,500,000 for Mental Health Trauma Recovery Services]  
Supervisors Peskin, Mirkarimi, Daly, Ammiano**

Hearing to consider the proposed initiative ordinance to be submitted by four or more Supervisors to the voters at the November 4, 2008 election entitled "Ordinance appropriating \$1,500,000 from the General Fund to the Department of Public Health, Mental Health Services, to fund Mental Health Trauma Recovery Services".

6/17/08, RECEIVED AND ASSIGNED to Rules Committee.

**080867 [Planning - Conditional Use Requirement for Steam or Fossil-Fueled Power Plants in M-1 and M-2  
Zoning Districts]  
Supervisors Maxwell, Peskin, McGoldrick, Duffy**

Hearing to consider the proposed initiative ordinance to be submitted by four or more Supervisors to the voters at the November 4, 2008 election entitled "Ordinance amending Planning Code Section 226 to require that steam or fossil-fueled power plants in M-1 and M-2 zoning districts obtain conditional use authorization, adding Section 226.1 requiring additional findings, making environmental findings, and making findings of consistency with the General Plan and priority policies of Planning Code Section 101.1".

6/17/08, RECEIVED AND ASSIGNED to Rules Committee.

**080868 [San Francisco Transportation Authority]  
Mayor**

Hearing to consider the proposed initiative ordinance to be submitted by the Mayor to the voters at the November 4, 2008 election entitled "Ordinance amending the San Francisco Business and Tax Regulations Code by amending Section 1404 to change the composition of the San Francisco Transportation Authority, and to declare it City policy that the Authority: maximize efficiency by having staff functions for the Transportation Authority performed, to the extent practicable, by agencies and departments of the City and County; maximize fiscal accountability by obtaining expert financial review before adoption of Authority budgets; and, maximize public accountability by adopting the ethics and public records laws that apply to the City and County".

6/17/08, RECEIVED AND ASSIGNED to Rules Committee.

**080869 [Policy regarding budget set-asides]  
Mayor**

Hearing to consider the proposed initiative ordinance to be submitted by the Mayor to the voters at the November 4, 2008 election entitled "Ordinance amending the San Francisco Administrative Code by adding Section 3.26, to establish as official City policy that the voters will not approve new set-asides or other mandated levels of spending without identifying a new funding source for the program, and that the duration and any annual growth in the set-aside or mandated level of spending be limited, and amending the San Francisco Municipal Elections Code by adding Section 521, to require that the voter information pamphlet include a specific Controller's analysis of the fiscal impact of a proposed new set-aside".

6/17/08, RECEIVED AND ASSIGNED to Rules Committee.

**080870 [Community Justice Center]  
Mayor**

Hearing to consider the proposed initiative ordinance to be submitted by the Mayor to the voters at the November 4, 2008 election entitled "Ordinance amending the San Francisco Administrative Code by adding Chapter 30, Section 30.1, to authorize the creation of the San Francisco Community Justice Center in collaboration with the Superior Court, to address crimes that negatively impact the quality of life of those living and working in the Tenderloin, South of Market, Civic Center, and Union Square neighborhoods. The Center is authorized to use proven tools to encourage misdemeanor and nonviolent felony offenders to get judicial adjudication and social services in one location with the intent to improve the neighborhood. Following extensive review and community input, this ordinance authorizes the Director of Property to enter into a lease, sublease or other property-related agreement to house the City services provided in connection with the Center, authorizes various tenant improvements, appropriates funding for the Center for fiscal year 2008-2009, and authorizes additional actions consistent with this ordinance".

6/17/08, RECEIVED AND ASSIGNED to Rules Committee.

**080871 [Payroll Expense Tax]  
Mayor**

Hearing to consider the proposed initiative ordinance to be submitted by the Mayor to the voters at the November 4, 2008 election entitled "Ordinance amending the San Francisco Business and Tax Regulations Code by amending: (1) Section 903.1 to reduce the Payroll Expense Tax rate from 1.5% to 1.0% for businesses whose taxable payroll expense exceeds \$250,000 but is less than or equal to \$400,000; and (2) Section 905-A to increase the Small Business Tax Exemption to include all taxpayers whose taxable payroll expense is \$250,000 or less".

(Economic Impact)

6/17/08, RECEIVED AND ASSIGNED to Rules Committee.

**080877 [Transfer of Function of Departments]**

Hearing on notice of Transfer of Function of Departments pursuant to Charter Section 4.132. (Clerk of the Board)

6/17/08, RECEIVED AND ASSIGNED to Budget and Finance Committee.

### Charter Amendment

**080648 [San Francisco Clean Energy Act]  
Supervisor Mirkarimi**

Charter Amendment (First Draft) to amend the Charter of the City and County by amending Sections 8B.120, 8B.123, and 9.107 to address the need to change electricity production, delivery, and use to ensure environmentally sustainable and affordable electric supplies for residents, businesses, and City departments and to require the Public Utilities Commission to comprehensively study and determine the most effective means of providing clean, sustainable, reliable and reasonably-priced electric service to San Francisco residents, businesses and City departments.

5/13/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/12/2008.

6/17/08, ASSIGNED to Rules Committee.

6/17/08, SUBSTITUTED. Supervisor Mirkarimi submitted a substitute Charter Amendment bearing new title.

### Motions

**080821 [Residential Rent Ordinance, defining and prohibiting tenant harassment and providing remedies of rent reduction, criminal and civil penalties]  
Supervisor Daly**

Motion ordering submitted to the voters an ordinance concerning tenant rights and remedies against harassment under the City's residential rent ordinance, at an election to be held on November 4, 2008.

6/10/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/10/2008.

6/17/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/10/2008.

6/17/08, SUBSTITUTED. Supervisor Daly submitted a substitute motion bearing new title.

**080885 [Appointment, Board of Appeals - Rafael Mandleman]  
Supervisor Peskin**

Motion approving Board of Supervisors President Peskin's appointment of Rafael Mandleman to the Board of Appeals for the unexpired balance of the term ending July 1, 2010.

6/17/08, RECEIVED AND ASSIGNED to Rules Committee.

**Requests Granted**

*From: Supervisor Alioto-Pier*

*To: Director, Public Utilities Commission*

*Requesting/Inquiring: Has the Public Utilities Commission begun researching potential buyers for the PUC? If not, why? And if so, what are the prospects?*

*From: Supervisor Alioto-Pier*

*To: City Attorney*

*To: Director, Public Utilities Commission*

*To: Controller*

*Requesting/Inquiring:*

- 1) Has the PUC or the City given money to PG&E in the last month for work related to siting the Peakers?*
- 2) If so, how much money was given and who gave the authorization?*
- 3) Was this approved by the PUC or was it a line item in the budget?*
- 4) What legal recourse do we have to get that money back?*
- 5) What are we paying to store the CT's in Texas?*
- 6) Have we paid to have the CT's retrofit to accommodate natural gas, and if so, how much?*

*From: Supervisor Mirkarimi*

*To: Director, Department of Public Works*

*Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following private property locations:*

*333 Haight*

*295 Buchanan, the windows on the Haight Street side*

*299 Webster*

*357 Fillmore*

*469 Fillmore*

*501 Fillmore*

*557 Fillmore*

*55 Laguna, the UC complex and the Haight Street side*

*745 Fillmore*

*H&W Market at Hayes and Webster*

*667 Fillmore*

*590 Steiner*

*211 Steiner*

*237 Steiner*

*255 Steiner*

*From: Supervisor Mirkarimi*

*To: Director, Department of Public Works*

*Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following private property locations:*

*Phone Switch Boxes:*

*Southwest corner of Post and Webster*

*Northeast corner of Oak and Buchanan*

*Northwest corner of McAllister and Webster*

*East side, mid-block of Buchanan and Linden*

*From: Supervisor Mirkarimi*

*To: Director, Department of Public Works*

*Requesting/Inquiring: Requesting that the Department of Public Works report on the status of repairing potholes at the following locations:*

*-On Webster, South of Geary on the westside of Webster Street*

*From: Supervisor Mirkarimi*

*To: Chief, Police Department*

*Requesting/Inquiring: Requesting that the SFPD provide my office an itemized report of citations issued for each of the following classes of moving traffic violations on a monthly basis:*

- 1. Violations by drivers of automobiles*
- 2. Violations by riders of bicycles*
- 3. Violations by riders of motorcycles*
- 4. Violations by pedestrians*

*Please include the location, code provision of infraction, and modality of the alleged offense (auto, bicycle, motorcycle, or pedestrian) in the report.*

### **In Memoriams**

*Bob Blanchard - Supervisor Ammiano*

## ADJOURNMENT

*There being no further business, the Board adjourned at the hour of 6:58 p.m.*

*Angela Calvillo, Clerk of the Board*

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

*Approved by the Board of Supervisors on July 22, 2008.*



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Angela Calvillo  
Clerk of the Board