

Board of Supervisors

City and County of San Francisco

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



AGENDA

Tuesday, January 27, 2009

2:00 PM

Regular Meeting

DAVID CHIU, PRESIDENT

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

Angela Calvillo, Clerk of the Board

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Approval of the December 9, 2008 and December 16, 2008 Board Meeting Minutes.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation*
- 2) Budget Analyst report*
- 3) Legislative Analyst report*
- 4) Department or Agency cover letter and/or report*
- 5) Public correspondence*

These items will be available for review at City Hall, Room 244, Reception Desk.

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

(This item will be read at the third regularly scheduled Board meeting of every month)

The following is a time dedicated for the Mayor to discuss with the Board of Supervisors issues pertaining to the governance of the City and County of San Francisco. The Board of Supervisors offers this time for dialogue on the third regularly scheduled Board meeting of every month pursuant to the will of the voters as expressed in Proposition I in November of 2006.

Should the Mayor fail to appear after five minutes of the item being called, the Clerk shall remove the item from the Board's agenda, and the item shall not be considered by the Board. Should the Mayor appear and the Board therefore consider this item, general public comment for this item will take place during public comment.

CONSENT AGENDA

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

Items 1 through 9

Recommendations of the Rules Committee

Present: Supervisors Daly, Dufty

- 1. 081395 [Settlement of Lawsuit - Denise Caicedo - \$47,500.00]**
Ordinance authorizing settlement of the lawsuit filed by Denise Caicedo against the City and

County of San Francisco for \$47,500.00; the lawsuit was filed on September 22, 2006 in Superior, Case No. 456-426; entitled Denise Caicedo v. City and County of San Francisco, et al. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

2. 081618 [Settlement Of Lawsuit - Xiaomei Ma v. CCSF - \$115,000]

Ordinance authorizing settlement of Xiaomei Ma's claims in the lawsuit filed by Xiaomei Ma against the City and County of San Francisco for \$115,000.00; the lawsuit was filed on April 6, 2007, in the San Francisco Superior Court, Case No. 07-462106, entitled Ma v. City and County of San Francisco. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

3. 081363 [Settlement of Unlitigated Tax-Related Matter with Internal Revenue Service]

Resolution authorizing settlement of unlitigated tax-related matter with the Internal Revenue Service regarding potential tax liability. (City Attorney)

Question: Shall this Resolution be ADOPTED?

4. 081390 [Appointments, Shelter Monitoring Committee - Rita P. Lark, Elihu Hernandez, Aubrey Moore, Ramses Teon-Nichols, Diana Greer and Amanda Thompson]

Motion appointing Rita P. Lark, Elihu Hernandez, Aubrey Moore, Ramses Teon-Nichols, Diana Greer and Amanda Thompson, terms ending November 23, 2010, to the Shelter Monitoring Committee.

Question: Shall this Motion be APPROVED?

5. 081403 [Appointments - Citizens General Obligation Bond Oversight Committee - Robert Muscat and Kristen Chu]

Resolution appointing Robert Muscat and Kristen Chu, terms ending November 21, 2010, to the Citizens General Obligation Bond Oversight Committee.

Question: Shall this Resolution be ADOPTED?

6. **081430** **[Appointments, Children's Collaborative Task Force - Sharon Olken, Leslie Trook, Dr. Rondall Lane and Markus Hunt]**
Motion appointing Sharon Olken, Leslie Trook, Dr. Rondall Lane and Markus Hunt to the Children's Collaborative Task Force, residency requirement waived.
Question: Shall this Motion be APPROVED?
7. **081481** **[Appointments, Pedestrian Safety Advisory Committee - Richard Rothman]**
Motion appointing Richard Rothman, term ending March 28, 2009, to the Pedestrian Safety Advisory Committee.
Question: Shall this Motion be APPROVED?
8. **081482** **[Appointments, Peak Oil Preparedness Task Force - Woody Hastings]**
Motion appointing Woody Hastings, term ending March 27, 2009, to the Peak Oil Preparedness Task Force.
Question: Shall this Motion be APPROVED?
9. **081534** **[Appointments, Bicycle Advisory Committee - Richard Tilles, Jared Washkowitz and Elbert Hill]**
Motion appointing Richard Tilles, Jared Washkowitz and Elbert Hill, terms ending November 19, 2010, to the Bicycle Advisory Committee.
Question: Shall this Motion be APPROVED?

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

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Peskin, Maxwell, Campos

10. **081450** **[Real Property Transfer Tax - Change of delinquency date; substitution of references to current laws; conform partnership rule to state law changes; elimination of tax stamp provision and elimination of Transfer Tax Review Board, operative January 1, 2013]**

Ordinance amending Sections 1106, 1108, 1108.4, 1113, 1115, 1115.1 and 1115.3, adding Section 1113.1, and deleting Sections 1109, and 1115.2 of Article 12-C of the Business and Tax Regulations Code to (1) change delinquency date; (2) replace references to prior bankruptcy, income tax, and local laws with references to current laws; (3) conform rule for partnership interest transfers to state law changes; (4) refunds permissible without a claim; (45) eliminate obsolete provision regarding documentary tax stamps; and (56) eliminate Transfer Tax Board of Review and references to that Board, operative by January 1, 2013.

12/9/2008, CONTINUED ON FIRST READING. Continued to December 16, 2008

12/16/2008, PASSED ON FIRST READING.

1/6/2009, FINALLY PASSED.

1/6/2009, PREVIOUS VOTE RESCINDED.

1/6/2009, CONTINUED ON FINAL PASSAGE. Continued to January 13, 2009.

1/13/2009, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

1/13/2009, PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Avalos, Elsbernd, Mirkarimi

11. **081535** **[Waiver of Administrative Code Sections 6.40 and 6.41**

to allow award of agreement for program construction management services without a competitive procurement process]

Ordinance granting the San Francisco Public Utilities Commission a waiver of Administrative Code Sections 6.40 and 6.41 to allow award of Agreement No. CS-963, Program Construction Management Services, without a competitive procurement process. (Public Utilities Commission)

(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

12. 081536 [WSIP Agreement No. CS-963, Program Construction Management Services - Not to Exceed \$26,000,000]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute the Water System Improvement Program-funded Agreement No. CS-963, Program Construction Management Services, with AECOM WATER, for an amount not to exceed \$26,000,000 with a term of up to seven (7) years, pursuant to San Francisco Charter Section 9.118, if the Board of Supervisors has approved an ordinance waiving procurement requirements of San Francisco Administrative Code Sections 6.40 and 6.41, and that ordinance is effective. (Public Utilities Commission)

(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

13. 081419 [Amendment to a Contract with Stratus Technologies, Inc. to Extend the Term for More than Ten Years]

Resolution retroactively authorizing the Department of Technology to enter into the Fifth, Sixth and Seventh Amendment of an agreement with Stratus Technologies, Inc., to extend the term of the agreement to fourteen years. (Department of Technology)

(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Avalos, Mirkarimi

14. 081468 [Emergency contract to design and install new, compliant emergency electrical generation system at San Francisco General Hospital]

Resolution approving an emergency public work contract under San Francisco Administrative Code Section 6.60, to install a new, permanent emergency electrical generation system at San Francisco General Hospital. (Public Works Department)

(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors Chu, Elsbernd

- 15. 081460 [Proposed Contemporary Art Museum] Supervisor Alioto-Pier**
Resolution supporting the location of the proposed Contemporary Art Museum in the City and County of San Francisco.
11/25/2008, REFERRED to City Operations and Neighborhood Services Committee.
Question: Shall this Resolution be ADOPTED?
- 16. 081462 [Liquor license transfer, 1957 Union Street]**
Resolution determining that the transfer of a Type 20 off-sale beer and wine license from 599 Clement Street to 1957 Union Street (District 2), to Melissa Gisler for Gusto Partners, LLC, dba Spuntino di Ottimista, 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.
Question: Shall this Resolution be ADOPTED?
- 17. 081586 [Adopting findings related to San Francisco Public Utilities Commission Water System Improvement Program (WSIP)-funded Project No. CUW39101, Baden and San Pedro Valve Lots Improvements Project]**
Resolution adopting findings under the California Environmental Quality Act ("CEQA"), CEQA Guidelines and San Francisco Administrative Code Chapter 31, including the adoption of mitigation monitoring and reporting program related to the funding of the Baden and San Pedro Valve Lots Improvements Project, CUW39101 and directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission)
Question: Shall this Resolution be ADOPTED?

18. 081587 [Adopting findings related to San Francisco Public Utilities Commission Water System Improvement Program (WSIP) Pulgas Balancing - Discharge Channel Modifications Project]

Resolution adopting findings under the California Environmental Quality Act ("CEQA"), CEQA Guidelines and San Francisco Administrative Code Chapter 31, including the adoption of mitigation monitoring and reporting program related to the funding of the Pulgas Balancing - Discharge Channel Modifications Project, and directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission)

Question: Shall this Resolution be ADOPTED?

19. 081617 [Adopting findings related to San Francisco Public Utilities Commission Bay Division Pipelines Crossover Facilities Project in San Mateo and Santa Clara Counties]

Resolution adopting findings under the California Environmental Quality Act ("CEQA"), CEQA Guidelines and San Francisco Administrative Code Chapter 31, including the adoption of mitigation monitoring and reporting program related to the funding of the Bay Division Pipelines 3 and 4 Crossover Facilities Project - CUW38001 at three sites in San Mateo and Santa Clara County, and directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Daly, Dufty

20. 081199 [Medical Cannabis Act Revisions]

Mayor

Ordinance approving amendments to the Medical Cannabis Act to clarify that a medical cannabis dispensary shall be a cooperative or collective and shall operate as a non-profit.

Question: Shall this Ordinance be PASSED ON FIRST READING?

21. 081511 [Reentry Council]

Supervisor Mirkarimi

Ordinance amending the San Francisco Administrative Code by modifying Section 5.1-3 to clarify that the Board of Supervisors shall appoint four, rather than three, of the members of the Reentry Council who are former inmates, and to exempt all members of the Reentry Council from the requirement that they be electors of the City and County.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Dufty, Mar

22. **090036** **[Appointment, Metropolitan Transportation Commission - Chris Daly]**
Motion appointing Supervisor Chris Daly, term ending February 10, 2011, to the Metropolitan Transportation Commission.

Question: Shall this Motion be APPROVED?

Board of Supervisors Sitting As a Committee of the Whole

(Pending approval of File No. 090050.)

23. **090039** **[Hearing - Emergency ordinance modifying procedures and deadlines for a June 2, 2009 election]**
Hearing to consider the possible adoption of an emergency ordinance (1) finding that an emergency exists for purposes of Charter Section 2.107; (2) modifying various election procedures and deadlines for a June 2, 2009 special election; and (3) identifying the proposed revenue measures that would be submitted using the modified procedures.

Action:_____

24. **090009** **[Modifying election procedures and deadlines for a June 2, 2009 election]**
Emergency ordinance (1) finding that an emergency exists for purposes of Charter Section 2.107; (2) modifying various election procedures and deadlines for a June 2, 2009 special election; and (3) identifying the proposed revenue measures that would be submitted using the modified procedures.

Question: Shall this Ordinance be FINALLY PASSED?

25. **090040** **[Hearing - Resolution calling a municipal special election for June 2, 2009]**
Hearing to consider the possible adoption of a resolution calling for a municipal special

election to be held June 2, 2009, for the purpose of submitting revenue and fiscal measures to the voters.

Action: _____

26. 090010 [Calling a municipal special election for June 2, 2009]

Resolution calling for a municipal special election to be held June 2, 2009, for the purpose of submitting revenue and fiscal measures to the voters.

(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

(Pending approval of File No. 090048.)

27. 090041 [Hearing - Ordinance amending the Fiscal Year 2008-2009 Annual Appropriation Ordinance]

Hearing to consider the possible adoption of an Ordinance amending the FY 2008-2009 Annual Appropriation Ordinance and authorizing the Controller and the Director of Human Resources to amend the Annual Appropriation Ordinance and the Annual Salary Ordinance for Fiscal Year 2008-2009 to reflect the Mayor's Mid-Year Adjustment Plan, and to reduce other selected Department appropriations, including management positions.

Action: _____

28. 090013 [Amending the Fiscal Year 2008-2009 Annual Appropriation Ordinance]

Supervisor Daly

Ordinance amending the FY 2008-2009 Annual Appropriation Ordinance and authorizing the Controller and the Director of Human Resources to amend the Annual Appropriation Ordinance and the Annual Salary Ordinance for Fiscal Year 2008-2009 to reflect the Mayor's Mid-Year Adjustment Plan, and to reduce other selected Department appropriations, including management positions.

(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

(Pending approval of File No. 090049.)

29. **090023** **[Public Health services mid-year cuts]**
 Hearing to discuss mid-year cuts of public health services.

Supervisor Daly

Action:_____

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

30. 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.

31. PUBLIC COMMENT

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

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

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

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

Items 32 through 39

32. 090028 [Commending Winna Davis and her lifetime commitment in helping the children, youth, and families of San Francisco] **Supervisor Dufty**
- Resolution commending Winna Davis and her lifetime commitment in helping the children, youth, and families of San Francisco.
- 1/13/2009, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
-
33. 090029 [Reauthorization of Food Security Task Force] **Supervisor Maxwell**
- Resolution extending the sunset provisions of the Food Security Task Force to January 31, 2010.
- 1/13/2009, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
-
34. 090030 [Urging the Board of Directors of the Bay Area Rapid Transit District (BART) to establish an independent Civilian Oversight body to investigate claims of BART Police misconduct] **Supervisors Campos, Mirkarimi, Maxwell, Dufty**
- Resolution urging the BART Board of Directors to immediately establish an independent Civilian Oversight body to investigate claims of misconduct by the BART Police, and urging our State Representatives to pass legislation requiring that BART have independent third-party civilian oversight of its Police force.
- 1/13/2009, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
-
35. 090031 [Accept-Expend Grant - Office of the Public Defender - \$50,000] **Mayor, Supervisor Mirkarimi**
- Resolution authorizing the Office of the Public Defender to accept and expend a grant in the amount of \$50,000 from The San Francisco Foundation for consulting services to support the development of data collection tools and service standards in support of the new Reentry Council.

1/21/2009, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

*Questions on the For Adoption Without Committee Reference
Agenda: _____*

40. IMPERATIVE AGENDA

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

[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 and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from January 6, 2009 to January 16, 2009, for reference by President to appropriate committee on January 27, 2009.

090044 [Settlement of Lawsuit - Computers For Marketing Corporation - \$42,000]

Ordinance authorizing settlement of the lawsuit filed by Computers For Marketing Corporation against the City and County of San Francisco for \$42,000; the lawsuit was filed on June 15, 2007 in San Francisco Superior Court, Case No. 464-348; entitled Computers for Marketing Corporation, et al., v. City and County of San Francisco, et al. (City Attorney)

1/20/2009, RECEIVED AND ASSIGNED to Rules Committee.

090045 [Settlement of Lawsuit - Susan Howard - \$175,000]

Ordinance authorizing settlement of the lawsuit filed by Susan Howard against the City and County of San Francisco for \$175,000; the lawsuit was filed on February 14, 2007 in San Francisco Superior Court, Case No. 460-454; entitled Susan Howard, et al., v. City and County of San Francisco, et al. (City Attorney)

1/20/2009, RECEIVED AND ASSIGNED to Rules Committee.

090046 [Settlement of Lawsuits - Robert Weaver, et al., Michael Moynihan, et al., and Peter A. Green, et al.]

Ordinance authorizing settlement of plaintiffs' claims in the lawsuits filed by Robert Weaver, et al., Michael Moynihan, et al., and Peter A. Green, et al., acting for themselves and others similarly situated, against the City and County of San Francisco for \$1,291,741.11 plus 7% simple interest from January 4, 2009 to date of payment; the lawsuits were filed on: (a) April 14, 2003, in the United States District Court for the Northern District of California, Case No. 03-1589 SI, entitled Weaver, et al. v. City and County of San Francisco; (b) November 14, 2006 in the United States District Court for the Northern District of California, Case No. 06-7071 SI, entitled Moynihan, et al. v. City and County of San Francisco; and (c) November 7, 2006 in the United States District Court for the Northern District of California, Case No. 06-6953 SI, entitled Green, et al. v. City and County of San Francisco. (City Attorney)

1/20/2009, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from January 6, 2009 to January 16, 2009, for reference by

President to appropriate committee on January 27, 2009.

090042 [Public Auction - Tax-defaulted Real Property]

Resolution authorizing Tax Collector to sell at public auction certain parcels of tax-defaulted real property. (Treasurer-Tax Collector)

1/7/2009, RECEIVED AND ASSIGNED to Budget and Finance Committee.

090043 [Approving First Amendment to Agreement between the San Francisco Public Utilities Commission and Santa Clara Valley Water District for Operation and Maintenance of the Intertie pursuant to Charter Section 9.118]

Resolution approving First Amendment to the Operation and Maintenance Agreement between the San Francisco Public Utilities Commission (SFPUC) and Santa Clara Valley Water District (SCVWD) for the Intertie pursuant to Charter Section 9.118. (Public Utilities Commission)

1/12/2009, RECEIVED AND ASSIGNED to Budget and Finance Committee.

090051 [Petitions and Communications]

Petitions and Communications received from January 6, 2009 through January 16, 2009 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on January 27, 2009.

From concerned citizens, urging the Board to deny the conditional use permit for excess parking for 299 Valencia Street. File 081420, Copy: Each Supervisor, 2 letters(1)

From Bruce Brugmann, regarding the "Bay Guardian" editorial on the problem with the BART police.2 letters(2)

From Patrick Monette-Shaw, suggesting that Supervisor Mirkarimi is the clear choice to become the next president of the Board of Supervisors.(3)

From Daly City, Department of Water and Wastewater Resources, submitting notice of preparation of the Harding Park Recycled Water Project. Copy: Each Supervisor(4)

From Municipal Transportation Agency, submitting request for waiver of Administrative Code Chapter 12B for Star Machine and Tool Company.(5)

From Christian Holmer, submitting copy of Resolution 421-04, regarding the Public Information Pilot Project.(6)

From Jim Meko, regarding the Board of Supervisors inaugural meeting on January 8, 2009.(7)

From Clerk of the Board, submitting notice that the following individuals have submitted a Form 700 Statement of Economic Interests: (8)
Frances Hsieh, Legislative Aide to Supervisor Avalos
Lin-Shao Chin, Legislative Aide to Supervisor Mar
Lynette Haynes, Legislative Aide to Supervisor Campos
Pooja Jhujhwal, Legislative Aide to Supervisor McGoldrick
David Owen, Legislative Aide to Supervisor Peskin

From concerned citizens, urging the City and County of San Francisco to restore Sharp Park Golf Course. Approximately 20 letters.(9)

From Letty Cenidoza, regarding various issues.(10)

From Fred Biagini, commenting on proposed legislation regarding "Congestion Toll" that would charge motorists for entering and leaving portions of San Francisco.(11)

From Ahimsa Sumchai, submitting the air monitoring data for Parcel A of the Hunters Point Shipyard Lennar Development.(12)

From Giannetto, urging the Zoo Director to put more of an emphasis on education and rehabilitation of the animals at the San Francisco Zoo.(13)

From Municipal Transportation Agency, submitting an overtime justification report for July 1, 2008 through October 31, 2008. Copy: Budget Clerk(14)

From James Chaffee, submitting copy of letter sent to the Mayor regarding responsiveness in government: an attendance policy.(15)

From Health Service System Director, submitting notice of the Health Service Board Election.(16)

From David Tornheim, submitting opposition to the appointment of Jonathan Pearlman to the Historic Preservation Commission. Files 081545, 081546, Copy: Rules Committee members, clerk(17)

From Lynn Dyer, regarding her dismissal as an employee at the Recreation and Park Department.(18)

From Ted Strawser, commenting on the lack of bike lanes in San Francisco.(19)

From BART, Government and Community Relations, submitting an update on the BART Police shooting incident.(20)

From Office of the City Attorney, submitting an updated Financial Recovery and Savings Report.(21)

From David Silverman, regarding the special exception which allows an extension of an appeal hearing date for cases where a full Board is not in attendance. File 081420(22)

From Patrick Monette-Shaw, regarding access to activated hyperlinks to background files on various Board of Supervisors agendas posted on-line three days in advance of Board hearings.(23)

From Francisco Da Costa, submitting letter entitled "Lennar Corporation must be charged for crimes against the constituents of Bayview Hunters in San Francisco.(24)

From concerned citizens, thanking the Board for their support for grants for the arts in San Francisco. Copy: Each Supervisor, 5 letters(25)

From Aaron Goodman, regarding the lack of new affordable rental housing in San Francisco.(26)

From concerned citizens, submitting letter regarding Lennar Corporation stocks and shares down by 20%.2 letters(27)

From Christian Holmer, submitting request for a current signed copy of the Ethics Commissions Record Retention and Destruction Schedule.(28)

From Francisco Da Costa, submitting letter entitled "Lennar Corporation and blatant corruption all over this nation" dated January 11, 2009.(29)

From Francisco Da Costa, regarding the thousands that gathered to honor and make sure another Oscar Grant incident never happens again.3 letters(30)

From Office of the Mayor, submitting letter vetoing File 081589, regarding the Eastern Neighborhoods Zoning Map height district for Mission Street theater properties. File 081589, Copy: Each Supervisor(31)

From Office of the Mayor, submitting letter vetoing File 081440, de-appropriating \$998,145 of General Fund in the Mayor's Office of Criminal Justice and \$761,021 of Federal District Grant Revenue in the Department of Public Health for the Community Justice Center in fiscal year 2008-09. File 081440, Copy: Each Supervisor(32)

From Office of the Mayor, submitting notice that Supervisor Alioto-Pier and Supervisor Dufty have been designated as Acting Mayor from January 16 until January 20, 2009. Copy: Rules Committee(33)

From Office of the Controller, submitting the biannual and monthly overtime report.(34)

From Office of the Controller, submitting annual audit report from the city services auditor for fiscal year 2007-08. (35)

From Patrick Missud, regarding the dangerous intersection of Alemany Boulevard and San Juan Avenue. Copy: Supervisor Alvalos(36)

From concerned citizens, urging the Planning Commission to continue the public comment period on the Bicycle Plan DEIR. Copy: Each Supervisor(37)

From Lloyd Schloegel, regarding letter he received from Office of the Clerk, Supreme Court of the United States.(38)

From Cheryl Cotterill, regarding commendation of Captain Casciato.(39)

From Richard Skaff, regarding the Department of Building Inspection dimensional tolerance policy.(40)

From Christian Holmer, regarding public records request from various City Officials.(41)

From Department of Public Health, submitting a status report on the Health Care Security Ordinance that provides an update on the development and implementation of the Employer Spending Requirement and the Healthy San Francisco Program.(42)

From Port, submitting the contracting activity quarterly report for the period September 1, 2008 through December 31, 2008.(43)

From Office of the Controller, confirming that all newly elected and continuing Supervisors have been bonded as of January 1, 2009 as required by the San Francisco Administrative Code.(44)

From California Association of County Fish and Game Commission, announcing the 2009 California Association of County Fish and Game Commission conference on February 4, 2009. (45)

From Arts Commission, submitting the fiscal year 2008-09 second quarterly report. Copy: Each Supervisor, Budget clerk(46)

From Sharon Seliga, submitting support for an amended version of the clean energy ordinance which ensures that the City closes the Mirant Power Plant by 2012.(47)

From SF Preservation Consortium, regarding the mayoral nominees to the SF Historic Preservation Commission.(48)

From Angela Bates, urging the Board to take all possible steps to improve and secure the well being of all the animals that live at the SF Zoo.(49)

From State Department of Transportation, submitting report regarding illegal discharge (or threatened illegal discharge) of hazardous waste, which could cause substantial injury to the public health or safety.(50)

From David Villa-Lobos, commenting on police chief candidates.(51)

From Francisco Da Costa, commenting on the Bay Area Air Quality Management District.(52)

From Francisco Da Costa, commenting that the Joint Bay View/Hunters Point PAC and CAC tries to push an urban design plan for Phase 2 of the Hunters Point Shipyard.(53)

From State Department of Fish and Game Commission, submitting notice of proposed regulatory action that delta smelt warrants uplisting from endangered to threatened species status.(54)

ADJOURNMENT

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board 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, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer. The agenda packet and legislative files (which contain documents submitted after the distribution of the agenda packet) are available at the Board of Supervisors, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102. Agendas are available on the Internet at www.sfgov.org/site/bos_meetings For information, call (415) 554-5184.

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 554-4188.

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

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



Disability access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.

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

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, N and T (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

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 Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sof@sfgov.org. Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfgov.org/sunshine>

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics