

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, November 13, 2007 2:00 PM

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

Regular Meeting

AARON PESKIN, PRESIDENT

*MICHELA ALIOTO-PIER, TOM AMMIANO, 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 Peskin, Ammiano, Dufty

City and School District Select Committee

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

City Operations and Neighborhood Services Committee

Supervisors McGoldrick, Alioto-Pier, Chu

Government Audit and Oversight Committee

Supervisors Elsbernd, Alioto-Pier, Daly

Land Use and Economic Development Committee

Supervisors Maxwell, Sandoval, McGoldrick

Public Safety Committee

Supervisors Mirkarimi, Maxwell, Dufty

Rules Committee

Supervisors Ammiano, Elsbernd, Peskin

Meeting Days

Wednesday

1:00 PM

1st and 3rd Thursday

3:30 PM

2nd and 4th Thursdays

1:00 PM

1st and 3rd Mondays

10:00 AM

Monday

1:00 PM

2nd and 4th Monday

10:00 AM

1st and 3rd Thursday

10:00 AM

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

ROLL CALL AND PLEDGE OF ALLEGIANCE

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

There was a quorum present.

Supervisors Ammiano, McGoldrick and Sandoval were noted present at 2:04 p.m.

APPROVAL OF MEETING MINUTES

Supervisor Elsbernd, seconded by Supervisor Maxwell, moved to approve Board Meeting Minutes of October 16, 2007 and October 23, 2007. The motion carried by the following vote:

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

CONSENT AGENDA

Recommendation of the City Operations and Neighborhood Services Committee

071254 [Landmark Tree Designation of Coast Live Oak tree at 4124 - 23rd Street]
Supervisor Dufty

Ordinance designating the Coast Live Oak tree at 4124 23rd Street (Assessor's Block 2803, Lot 3) as a landmark tree pursuant to Public Works Code Section 810, making findings supporting the designation, and requesting official acts in furtherance of the landmark tree designation. (Environment)

Ordinance No. 262-07
FINALLY PASSED

Recommendations of the Land Use and Economic Development Committee

**071343 [Street encroachment sensu sculpture as a gateway icon for Japantown on Webster Street]
Supervisor Mirkarimi**

Ordinance granting revocable permission to the Japanese Cultural and Community Center of Northern California to occupy a portion of the public right-of-way for the installation of a sensu sculpture on the median of Webster Street between Geary Boulevard and Post Street in the Japantown neighborhood; waiving right-of-way occupancy assessment fees; and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.

**Ordinance No. 252-07
FINALLY PASSED**

**071432 [Street encroachment on Linden Street between Gough Street and Octavia Boulevard]
Supervisor Mirkarimi**

Ordinance granting revocable permission to 300 Linden LLC to occupy the public right-of-way to construct street encroachment improvements on a portion of Linden Street, an unaccepted public right-of-way, between Gough and Octavia Boulevard, including new landscaping, raised stamped and colored asphalt paving, ADA approved detectable warning material, raised planters and granite curbstones for seating; waiving right-of-way occupancy assessment fees; and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.

**Ordinance No. 263-07
FINALLY PASSED**

Recommendations of the Rules Committee

**071290 [Filing of Mass Mailings Paid for with Independent Expenditures]
Supervisor Daly**

Ordinance amending the Campaign and Governmental Conduct Code by amending Section 1.161 and repealing Section 1.162 to require persons making independent expenditures to pay for mass mailings that support or oppose candidates for City elective office to file those mailings and itemizations of costs with the Ethics Commission, and renumbering Section 1.162.5.

**Ordinance No. 261-07
FINALLY PASSED**

071494 [Appointment - Peak Oil Preparedness Task Force]

Resolution appointing Jason Mark, Marya Stark and Patricia Gerber to the Peak Oil Preparedness Task Force, terms ending October 5, 2008.

Jason Mark, new appointment, seat 5, must represent the public at-large, for a one-year term ending October 5, 2008.

Marya Stark, new appointment, seat 6, must represent the public at-large, for a one-year term ending October 5, 2008.

Patricia Gerber, new appointment, seat 7, must represent the public at-large, for a one-year term ending October 5, 2008.

**Resolution No. 635-07
ADOPTED**

071496 [Appointment - Local Homeless Coordinating Board]

Resolution appointing Laura Guzman, term ending October 21, 2009, to the Local Homeless Coordinating Board, residency requirement waived.

Laura Guzman (residency requirement waived), succeeding herself, term expired, seat 1, must be a member of the disabled community, for a two-year term ending October 21, 2009.

Resolution No. 634-07

ADOPTED

071497 [Appointment - Child Care Planning and Advisory Council]

Resolution appointing Natalie Brutto, term ending December 31, 2009, and Noushin Mofakham, term ending December 31, 2010, to the Child Care Planning and Advisory Council; residency requirement waived.

Natalie Brutto, succeeding herself, term expired, seat 5, must be a nominee of District 5 Supervisor 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," for the unexpired portion of a three-year term ending December 31, 2009.

Noushin Mofakham (residency requirement waived), succeeding Chris Cleary, term expired, seat 6, must be a nominee of District 6 Supervisor 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," for a new three-year term ending December 31, 2010.

Resolution No. 633-07

ADOPTED

The foregoing items were acted upon by the following vote:

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

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

- 071532 [Zoning - modifying the definition of liquor store to remove prohibitions on grocery stores and similar uses]
Supervisor Alioto-Pier

Ordinance amending Planning Code Sections 790.55 to further define grocery stores.

Ordinance No. 264-07

FINALLY PASSED by the following vote:

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

Recommendations from the Rules Committee

- 070410 [San Francisco Bonding Program]
Supervisor Mirkarimi

Ordinance amending Chapter 30 of the San Francisco Administrative Code to add Article II thereto to create the San Francisco Bonding Program and to authorize the City to purchase bonds for employers who agree to hire hard-to-place employees.

PASSED ON FIRST READING by the following vote:

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

- 070672 [Initiative Petition Circulator Identification Requirements]
Supervisor Daly

Ordinance amending the Municipal Elections Code by adding Section 335 to require initiative, recall and referendum petition circulators to display a badge disclosing whether they are volunteer or paid circulators and requiring circulators to disclose the name(s) of the proponents of the petition upon request.

Ordinance No. 267-07

FINALLY PASSED by the following vote:

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

**071003 [Consolidating the Public Campaign Financing Programs for Mayor and Board of Supervisors]
Supervisors Daly, Peskin**

Ordinance amending Sections 1.104, 1.108, 1.130, 1.134, 1.134.5, 1.136, 1.138, 1.140, 1.142, 1.144, 1.146, 1.148, 1.150, 1.152, 1.154, 1.156 and 1.170 and repealing Sections 1.138.5, 1.140.5 and 1.144.5 of the Campaign and Governmental Conduct Code to combine the separate partial public financing programs for candidates for the Board of Supervisors and candidates for Mayor into one partial public financing program and raising the expenditure ceiling for candidates for the Board of Supervisors to \$140,000.

(No Economic Impact)
(Supervisor Elsbernd dissented in Committee)

Supervisor Mirkarimi, seconded by Supervisor Ammiano, moved to amend.

Motion to amend failed by the following vote:

Ayes: 4 - Chu, Daly, Elsbernd, Mirkarimi

Noes: 7 - Alioto-Pier, Ammiano, Dufty, Maxwell, McGoldrick, Peskin, Sandoval

Ordinance No. 268-07

FINALLY PASSED by the following vote:

Ayes: 8 - Ammiano, Daly, Dufty, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 3 - Alioto-Pier, Chu, Elsbernd

**071090 [Regulation of False Political Telemarketing Through Persuasion Polls]
Supervisors Daly, Ammiano, Mirkarimi**

Ordinance amending the Campaign and Governmental Conduct Code by adding Section 1.160.5 to require that persons conducting or paying for telephonic persuasion polls must disclose information to call recipients during the telephone calls and must file disclosures with the San Francisco Ethics Commission.

(Supervisor Elsbernd dissented in Committee)

Ordinance No. 266-07

FINALLY PASSED by the following vote:

Ayes: 8 - Ammiano, Daly, Dufty, Elsbernd, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 3 - Alioto-Pier, Chu, Maxwell

**071369 [Sweatfree Contracting Ordinance Amendments]
Supervisor Ammiano**

Ordinance amending Sections 12U.2, 12U.3, and 12U.9 of the Administrative Code, and adding Section 12U.9.5, to (1) provide a system for awarding contracts to a bidder or proposer most substantially in compliance, but not in full compliance, with the Sweatfree Contracting Ordinance, when no bids or proposals are in full compliance, but only where such awards would not increase the cost of the contract by more than fifteen percent; and (2) make other changes in the Sweatfree Contracting Ordinance, including relaxing the ban on mandatory overtime; referencing retirement benefits in calculation of wages; and relaxing the requirement for contractors' providing information as to amounts to be paid to subcontractors by providing that amounts be reported within a monetary range rather than as an exact dollar figure.

Ordinance No. 265-07

FINALLY PASSED by the following vote:

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

NEW BUSINESS**Recommendations of the Budget and Finance Committee****071460 [Easement Modification and Relocation Agreement - University of California Parnassus Heights Campus]**

Resolution approving and authorizing the execution and delivery of an Easement Modification and Relocation Agreement between The Regents of the University of California ("University") and the City and County of San Francisco, acting by and through its Public Utilities Commission (collectively referred to hereafter as the "City"), authorizing the City's acceptance of a Modified and Restated Grant of Easement and Agreement For Expanded Storage Tank Easement, the City's quitclaim of the Existing Storage Tank Easement to the University, the City's acceptance of a Grant of Easement and Agreement For New Pump Station Easement and the City's quitclaim of the Existing Pump Station Easement to the University following completion of the Project; adopting findings of consistency with the General Plan and Eight Priority Policies of Planning Code Section 101.1; and adopting environmental findings. (Real Estate Department)

Continued to December 11, 2007

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

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

071465 [Directing the controller transfer funds that were previously budgeted for the Office of the Legislative Analyst to the Budget Analyst]

Supervisors Sandoval, Mirkarimi, Peskin

Resolution directing the controller to transfer funds that were previously budgeted for the Office of the Legislative Analyst to the Budget Analyst for actuary services.

Resolution No. 637-07

ADOPTED by the following vote:

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

071466 [Funding Agreement for 2007 Spare the Air Campaign]

Supervisor Ammiano

Resolution approving the Funding Agreement between the Metropolitan Transportation Commission and the City and County of San Francisco for the 2007 Spare the Air/Free Transit campaign.

Resolution No. 636-07

ADOPTED by the following vote:

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

071437 [Appropriating \$372,596 of Revenue from State Mandated Costs for Prisoner Boarding in the Sheriff's Department Retroactive to Fiscal Year 2006-07]**Mayor**

Ordinance appropriating \$372,596 of Revenue from State Mandated Costs for Prisoner Boarding in the Sheriff's Department Retroactive to Fiscal Year 2006-07.

(Fiscal Impact.)

PASSED ON FIRST READING by the following vote:

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

071438 [Mortgage Revenue Bonds - Mason Street Supportive Housing]**Mayor**

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (the "Director") to submit an application and related documents to the California Debt Limit Allocations Committee ("CDLAC") to permit the issuance of qualified mortgage revenue bonds in an aggregate principal amount not to exceed \$30,000,000 for Mason Street Supportive Housing; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the qualified mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$30,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein).

Resolution No. 632-07

ADOPTED by the following vote:

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

From the Budget and Finance Committee With Recommendation "Do Not Pass"**071386 [Approving a contract with anticipated expenditures in excess of \$10 million]**

Resolution approving an Agreement between the City and County of San Francisco and S & S Trucking (Contractor) for hauling biosolids (sludge) and grit estimated to exceed \$10 million, pursuant to San Francisco Charter Section 9.118(b). (Office of Contract Administration)

NOT ADOPTED by the following vote:

Ayes: 1 - Daly

Noes: 10 - Alioto-Pier, Ammiano, Chu, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendation of the Government and Audit Oversight Committee

071136 [Recreation and Park Department - Camping, Sleeping]
Mayor

Ordinance amending San Francisco Park Code Section 3.12 to prohibit cooking, and to prohibit modification of park landscape to create a shelter; and amending Section 3.13 to prohibit sleeping in any park from 8:00 p.m. to 8:00 a.m.

Continued to November 20, 2007

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

Ayes: 8 - Ammiano, Daly, Eisbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Noes: 2 - Alioto-Pier, Chu

Absent: 1 - Duffy

Recommendations of the Land Use and Economic Development Committee**070489 [Closing specified streets in Golden Gate Park on Saturdays]
Supervisor McGoldrick**

Ordinance amending Section 6.13 of the San Francisco Park Code to prohibit motor vehicle traffic on Saturdays in Golden Gate Park on John F. Kennedy Drive between Transverse Drive and the western side of Hagiwara Tea Garden Drive and Stow Lake Drive between Stow Lake Drive East and John F. Kennedy Drive from the first Saturday in April to the last Saturday in September; requesting development of an improvement plan for Middle Drive West between Transverse Drive and Metson Road; and making environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 8 - Ammiano, Daly, Dufty, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 3 - Alioto-Pier, Chu, Elsbernd

**070671 [Amending the Planning Code to Create the Fringe Financial Service Restricted Use District and Making Related Zoning Map Amendments]
Supervisor Ammiano**

Ordinance amending San Francisco Planning Code Sections 249.5, 781.8, 781.9, 782, and 783 and adding Section 249.35 to the San Francisco Planning Code to create a noncontiguous Fringe Financial Service Restricted Use District prohibiting new fringe financial services, as defined, with certain exceptions; amending San Francisco Planning Code Section 312 to require certain notice in Neighborhood Commercial Districts; amending San Francisco Planning Code Section 227 to add Fringe Financial Service Use to the Commercial District Zoning Control Table; amending San Francisco Planning Code Sections 702.4, 703.2 and 710 through 730 to add Fringe Financial Service Use to the Neighborhood Commercial District Zoning Control Tables; adding Section 790.111 and 890.113 to the San Francisco Planning Code to define a Fringe Financial Service Use; amending San Francisco Planning Code Sections 790.110, 790.112, 890.110, and 890.112 to require that use applications for Financial Services and Limited Financial Services include a copy of any state-issued license; amending San Francisco Planning Code Sections 803.2, 810, 811, and 812 to add Fringe Financial Service Use to the Chinatown Zoning Control Tables; amending San Francisco Planning Code Sections 814 through 818 to add Fringe Financial Service Use to certain Zoning Control Tables in the South of Market area; amending San Francisco Planning Code Section 827 to add Fringe Financial Service Use to the Rincon Hill Downtown Residential Mixed Use District Zoning Control Table; amending Zoning Maps Numbers SU01, SU02, SU06, SU07, SU08, and SU10 of Zoning Map of the City and County of San Francisco to indicate the boundaries of the Fringe Financial Service Restricted Use District, and making findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

(5/23/07 - Economic Impact.)

PASSED ON FIRST READING by the following vote:

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

Recommendation of the Rules Committee

Appointment of President Pro Tempore

At the request of the President, Supervisor Sandoval assumed the Chair so the President could participate in the debate from the floor concerning the following item.

The President resumed the Chair shortly thereafter.

071056 [Centralization of Workforce Development Efforts Under the Department of Economic and Workforce Development]

Supervisors Mirkarimi, Peskin, Ammiano, Maxwell

Ordinance amending the San Francisco Administrative Code by adding a new Chapter 30, Sections 30.1 through 30.8, to: 1) centralize the City's workforce development policy and oversight under the Department of Economic and Workforce Development (DEWD), or successor department; 2) require the Director of Economic and Workforce Development to manage all general fund expenditures on workforce development, create City-wide workforce development policy, develop a Funding Allocation Plan for workforce development funds and annually report on workforce development policies to the Board of Supervisors; 3) require City departments to enter into Memoranda of Understanding with DEWD as a condition of administering workforce development dollars; 4) require the Mayor to submit the names of prospective appointees to the Local Work Force Investment Board to the Board of Supervisors for approval or to appoint two members of the Board of Supervisors to the Local Workforce Investment Board; 5) create a community advisory committee to the Local Workforce Investment Board; and, 6) require that the Workforce Investment Act Local Plan be submitted for review and comment to the Board of Supervisors, and by amending Administrative Code Section 83.6 to place the administration of the First Source Hiring Program under the DEWD.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alloto-Pier, Ammiano, Chu, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

SPECIAL ORDER 4:00 P.M.

Supervisors Daly and McGoldrick were noted absent at 3:58 p.m.

- 071265 [Public Hearing - Appeal of Categorical Exemption from Environmental Review for 2721 Pierce Street]**
Hearing of persons interested in or objecting to the decision of the Planning Department dated April 19, 2007, Case No. 2006.1415D, (Building Permit Application No. 2006.07.03.5586) is exempt from environmental review under Categorical Exemption, [State CEQA Guidelines, Section 15301 Class 1]. The proposal consists of adding two windows on the facade, removing a rear sun porch and adding a two-story rear addition at 2721 Pierce Street, Lot 006 in Assessor's Block 0560. (Appellants: Susan Brandt-Hawley on behalf of Judge Carlos Bea and Louise Bea)

(Filed August 31, 2007; Companion Files to 071266, 071267, 071268; District 2.)

*The President inquired as to whether any member of the public wished to address the Board members.
Continued to December 4, 2007*

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

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

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

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

- 071266 [Affirming the Categorical Exemption issued for 2721 Pierce Street]**
Motion affirming the determination by the Planning Department that the 2721 Pierce Street Project is categorically exempt from environmental review under the California Environmental Quality Act.

Continued to December 4, 2007

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

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

- 071267 [Disapproving the Categorical Exemption issued for 2721 Pierce Street]**
Motion disapproving the determination by the Planning Department that the 2721 Pierce Street project is categorically exempt from environmental review under the California Environmental Quality Act.

Continued to December 4, 2007

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

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

071268 [Preparation of findings related to the 2721 Pierce Street Project]

Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 2721 Pierce Street is exempt from environmental review under the California Environmental Quality Act.

Continued to December 4, 2007

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

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

SPECIAL ORDER 4:00 P.M.**070910 [Public Hearing - Appeal of Determination of Exemption from Environmental Review for 3424 Jackson Street]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated May 31, 2007 (Case No. 2005.1134E), exempting from environmental review under Categorical Exemption Class 1, [State Guidelines, Section 15301(e)(1)]. The proposal would construct an addition of approximately 780 square feet (sq ft) of new space, room repartitions, removal of a rear fire escape, and addition of a new rear egress staircase and three decks to a 6,510-sq ft, 35-foot-high, four-story, single-family dwelling constructed circa 1921. The proposed alterations would result in a building approximately 7,289 sq ft and 35 feet high with enlarged ground, first, second, and third floors to the rear (about 487 sq ft of additional space), and enlarged fourth floor toward the front of the building (an expansion of 292 sq ft). The site is a rectangular 4,469-sq ft parcel (Assessor's Block 0971; Lot 003B). The project site, located in the Presidio Heights neighborhood is zoned RH-1 (Residential, House - One Family) and is within a 40-X height and bulk district. (Appellant: Howard N. Ellman on behalf of Mr. and Mrs. Karkar)

(Filed June 14, 2007; companion measure to 070911, 070912, 070913; District 2.)

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

Continued to December 4, 2007

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

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

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

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

070911 [Affirming the Categorical Exemption issued for the 3424 Jackson Street project]

Motion affirming the determination by the Planning Department that the 3424 Jackson Street project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Continued to December 4, 2007

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

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

070912 [Disapproving the Categorical Exemption issued for the 3424 Jackson Street project]

Motion disapproving the determination by the Planning Department that the 3424 Jackson Street project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Continued to December 4, 2007

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

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

070913 [Preparation of findings related to the 3424 Jackson Street project]

Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 3424 Jackson Street is exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Continued to December 4, 2007

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

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

SPECIAL ORDER 4:30 P.M.

Supervisor McGoldrick was noted present at 5:09 p.m.

071319 [Public Hearing - Appeal of Determination of Exemption from Environmental Review for 376 Eureka Street]

Hearing of persons interested in or objecting to the decision of the Planning Department dated May 2, 2007, Case No. 2005.0365E, exempting from environmental review under Categorical Exemption Class 1 [State CEQA Guidelines, Sections 15301(a) and (e)]. The project would expand an existing one-story-plus attic, 1,056-square-foot single-family dwelling and minor alterations to an accessory rear one-story-plus-attic, 300-square-foot cottage on an approximately 3,250-square-foot lot. The proposed expansion consists of a two-story, approximately 24-foot-high, 22-foot-deep addition to the rear of the dwelling, which would add approximately 1,020 square feet of habitable area. In addition, the project includes raising the dwelling by 2 feet and constructing an approximately 800-square-foot below-grade garage and basement area increasing the building height from 16-1/2 feet to 18-1/2 feet. The existing front set back of 11-1/2 feet would not change. In addition, the proposal would alter an accessory rear one-story-plus-attic, 300-square foot cottage by removing a kitchen. The project site (Assessor's Block 2749, Lot 017) is within an RH-2 (Residential, House, Two-Family) District and a 40-X Height and Bulk District. (Appellant: F. Joseph Butler, AIA, on behalf of Susan Lally and Priscilla Botsford)

(Filed September 14, 2007; companion measure to 071320, 071321, 071322; District 8.)

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

Stephen Williams; Attorney for the appellant

Susan Lalley; support of the appellant

Michael Hoffman; support of the appellant

Jeffrey Levin; support of the appellant

Roger; support of the appellant

David Lesh; support of the appellant

Rachelle Gotley; support of the appellant

Judith William; support of the appellant

Jeff Markoff; support of the appellant

Male speaker; support of the appellant

Kathy Suhey; support of the appellant

Leslie Markoff; support of the appellant

Zach Stewart; support of the appellant

Sam Hughes; support of the appellant

Ms. McElroy; support of the appellant

Joseph Butler; support of the appellant

Female speaker; support of the appellant

Lisa Gibson, Michael Smith and Mark Llewellyn, Representatives of the Planning Department, reviewed with the Board the Planning Department's recommendation with the Board members.

Chris Baker, project sponsor

Reuben Junius, Attorney of the project sponsor; support of the project sponsor

Jay Turnbull; support of the project sponsor

Steve Fullman; support of the project sponsor

Evelyn Bill; support of project sponsor

Phil Mathews; support of the project sponsor

Brent McDonald, architect for the project sponsor; support of the project sponsor

Bethany Edgeberry; support of the project sponsor

Sarah Meridian; support of the project sponsor

Lindsey Sanders; support of the project sponsor

Michelle; support of the project sponsor

Michelle Saxon; support of the project sponsor

Imusu Uko; support of the project sponsor

Male speaker; support of the project sponsor

Kristina Baker, project sponsor

Arnie Lerner; support of the project sponsor

Rebuttal Period:

Stephen Williams, Attorney for the appellant

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

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

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

071320 [Affirming the Categorical Exemption issued for the 376 Eureka Street Project]

Motion affirming the determination by the Planning Department that the 376 Eureka Street project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

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

Ayes: 7 - Ammiano, Chu, Dufty, Maxwell, McGoldrick, Peskin, Sandoval

Noes: 3 - Alioto-Pier, Elsbernd, Mirkarimi

Absent: 1 - Daly

071321 [Disapproving the Categorical Exemption issued for the 376 Eureka Street Project]

Motion disapproving the determination by the Planning Department that the 376 Eureka Street project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Motion No. M07-144

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

Ayes: 7 - Ammiano, Chu, Dufty, Maxwell, McGoldrick, Peskin, Sandoval

Noes: 3 - Alioto-Pier, Elsbernd, Mirkarimi

Absent: 1 - Daly

071322 [Preparation of findings related to the 376 Eureka Street Project]

Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 376 Eureka Street is exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Motion No. M07-145

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

Ayes: 7 - Ammiano, Chu, Dufty, Maxwell, McGoldrick, Peskin, Sandoval

Noes: 3 - Alioto-Pier, Elsbernd, Mirkarimi

Absent: 1 - Daly

COMMITTEE REPORTS

071333 [Municipal Identification Cards]
Supervisors Ammiano, Peskin, Dufty, Mirkarimi, Sandoval, McGoldrick, Daly

Ordinance adding Section 95.2 to the San Francisco Administrative Code authorizing the County Clerk to issue municipal identification cards upon request to residents of the City and County of San Francisco.

(Fiscal Impact.)

PASSED ON FIRST READING by the following vote:

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

ROLL CALL FOR INTRODUCTIONS

*Supervisors Daly, McGoldrick, Peskin and Sandoval were noted absent at 3:58 p.m.
Supervisors Peskin and Sandoval were noted present at 4:10 p.m.*

PUBLIC COMMENT

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

*Abdullah Megahed; expressed concern with issues relating to the recent oil spill
James Chaffee; expressed concern with issues relating to the SF Public Library
Male speaker; expressed concern with issues relating to the elected officials in San Francisco and the protection of resources in San Francisco and violence in Golden Gate Park
Female speaker; expressed concern with issues relating to the ROTC program in the SFUSD
Jennifer Friedenbach; expressed concern with issues relating to housing and camping in the park
John di Donna; expressed concern with issues relating to gay individuals
Richard Stipman; expressed concern with issues relating to hate crimes
Star Davies; expressed concern with issues relating to Care Not Cash
Richard Robinson; expressed concern with issues relating to transgender marriages
Richard Mageary; expressed concern with issues relating to the patenting of ideas*

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.

- 071539 [Authorizing the office of the Clerk of the Board of Supervisors to provide clerical, administrative and logistical assistance to the San Francisco Local Agency Formation Commission]
Supervisor Mirkarimi

Resolution authorizing the Office of the Clerk of the Board of Supervisors to provide clerical, administrative and logistical assistance to the San Francisco Local Agency Formation Commission for the purpose of instituting its Advice and Monitoring Project with respect to CCA Program Implementation as requested by the San Francisco Board of Supervisors and for the Clerk of the Board of Supervisors to seek reimbursement from LAFCo therefor.

Supervisor Elsbernd requested that this matter be referred to committee.

REFERRED to the Budget and Finance Committee.

IMPERATIVE AGENDA

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

[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."

Supervisor Ammiano, seconded by Supervisor Dufty, moved ADOPTION of the Serious Injury finding. The motion carried by the following vote:

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

[Brown Act Finding]

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

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

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

**071554 [Concurring in Proclamation of Local Emergency]
Supervisor Peskin**

Motion concurring in the November 13, 2007 Proclamation of a Local Emergency by the Mayor.

Motion No. M07-146

APPROVED by the following vote:

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

OFF AGENDA LEGISLATION

Introduced by Supervisors or Mayor

OFF AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

**071561 [Prohibiting Formula Retail in the Mission/Bernal Formula Retail Restricted Use Subdistrict]
Supervisor Ammiano**

Ordinance to amend the San Francisco Planning Code by adding Section 785, establishing the Mission Formula Retail Restricted Use Subdistrict; amending Planning Code Section 703.3 to prohibit formula retail uses in the Mission Formula Retail Restricted Use Subdistrict; amending Sectional Maps SU 07 and SU 11 of the Zoning Map of the City and County of San Francisco to establish the boundaries of the Mission Formula Retail Restricted Use Subdistrict; adopting findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

Economic Impact

**071565 [Extending the expiration of the legislation establishing the Back Streets Business Advisory Board to December 31, 2008]
Supervisor Maxwell**

Ordinance amending the San Francisco Administrative Code by amending Section 5.265, to retroactively extend the expiration of the legislation establishing the Back Streets Business Advisory Board to December 31, 2008.

071568 [Appropriating \$250,000 Unappropriated Port Operating Fund Balance for Fuel Spill Clean-up Activities in the Port of San Francisco for Fiscal Year 2007-2008]**Mayor**

Ordinance appropriating \$250,000 of Unappropriated Fund Balance from the Port Operating Fund to fund fuel spill clean-up by commercial vessels under contract with the Port of San Francisco and under direction of the Cosco Busan Incident Command retroactive to November 10, 2007 in the Port of San Francisco Fiscal Year 2007-2008.

(Fiscal Impact.)

071464 [Zoning - Ordinance Creating the Excelsior Alcohol Restricted Use District and the North Beach Alcohol Restricted Use District]**Supervisors Sandoval, Peskin**

Ordinance amending the San Francisco Planning Code by adding Section 785 to create an Excelsior Alcohol Restricted Use District prohibiting new off-sale liquor establishments and providing for a five-year sunset provision; adding Section 786 to create a North Beach Alcohol Restricted Use District prohibiting new off-sale liquor establishments and providing for a five-year sunset provision; amending Sectional Maps SU 11 and SU 12 of the Zoning Map of the City and County of San Francisco to establish the boundaries of the Excelsior Alcohol Restricted Use District, which generally consist of the blocks fronting both sides of Mission Street from Silver Avenue to the Daly City border; amending Section Map SU 01 to establish the boundaries of the North Beach Alcohol Restricted Use District, which consists of the properties within the North Beach Neighborhood Commercial District; adopting findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

Resolutions**071512 [Juvenile Probation & Camps Funding Program Agreement-Juvenile Probation Department]****Supervisor Dufty**

Resolution authorizing the Juvenile Probation Department to participate in the Juvenile Probation & Camps Funding Program used to pay for direct services to children.

071543 [Local support for street resurfacing projects to be funded by FY 2007-08 Proposition 1B State Infrastructure Bond funds from the Local Streets and Roads Account]**Mayor**

Resolution authorizing local support for the street resurfacing projects to be funded by FY 2007-08 Proposition 1B State Infrastructure Bond funds from the Local Streets and Roads Account.

071562 [Accept-Expend California Department of Parks and Recreation Grant]**Supervisor Chu**

Resolution authorizing San Francisco Arts Commission (SFAC) to accept and expend a grant in the amount of \$36,000 from the California Department of Parks and Recreation for restoration of the Portals of the Past monument in Golden Gate Park.

**071563 [Accept-Expend State Grant - Sheriff's Department]
Supervisor Duffy**

Resolution authorizing the Sheriff's Department of the City and County of San Francisco to apply for, accept and expend \$377,895 in funds from the Corrections Standards Authority for the standards and training of local corrections and probation officers programs; stipulating adherence to standards for recruitment and training established by the Corrections Standards Authority, waiving any indirect costs.

**071564 [Bayview Hunters Point Redevelopment Project Area C Interim Controls]
Supervisor Maxwell**

Resolution adopting interim zoning controls for a period of eighteen (18) months in the area designated as "Area C" in the Bayview Hunters Point Redevelopment Survey Area, an area generally bounded by Jennings Street, Hunters Point Boulevard, Innes Avenue, Earl Street and the San Francisco Bay to require a conditional use permit for all new construction, changes of use, alterations that expand the building envelop and demolitions, except for alterations of a lawfully existing use in the M-1, M-2 or NC-2 zones or the establishment of or a change of use on the ground floor of a principally permitted use in the NC-2 area; specifying criteria to be applied in the evaluation of a conditional use permit application, and adopting findings.

**071566 [Approval of an additional 120 day extension for Planning Commission review in order to allow for a Recreation and Parks Commission Hearing and to complete an addendum to an associated environmental impact report]
Supervisor Mirkarimi**

Resolution extending by an additional 120 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance that would amend Sectional Map 2 of the Zoning Map of the City and County of San Francisco to a date within two weeks of the environmental review hearing for the same action. The proposed Ordinance would specifically change the use classification of Block 1098, Lot 9, located at the northwest corner of Divisadero and O'Farrell Streets, from Small-scale Neighborhood Commercial (NC-2) District to Moderate-scale Neighborhood Commercial (NC-3) District; and making environmental findings and findings of consistence with the General Plan and priority policies of Planning Code Section 101.1.

**071567 [Urging the Recreation and Parks Commission to enter a grant agreement with the Friends of the Geneva Office Building for the rehabilitation of the Geneva Office Building]
Supervisor Sandoval**

Resolution urging the Recreation and Parks Commission to enter a grant agreement with the Friends of the Geneva Office Building for the rehabilitation of the Geneva Office Building.

**071569 [Joanne Pang Foundation]
Supervisors Elsbernd, Chu**

Resolution commending The Joanne Pang Foundation for its fundraising campaign to create the first Northern California Umbilical Cord Blood Bank.

**071570 [Honoring Marcus Garvey]
Supervisor Mirkarimi**

Resolution urging the Department of Public Works to Honor Marcus Garvey by Renaming Eddy Street Between Laguna and Divisadero "Marcus Garvey Way" and Proclaiming August 17th Marcus Garvey Day in San Francisco.

**071571 [Landmark Designation Nomination for Tree Located at 1245 Masonic Avenue]
Supervisors Mirkarimi, Peskin**

Resolution of intent initiating the nomination of the Black Acacia Tree at 1245 Masonic Avenue for landmark tree status pursuant to Public Works Code Section 810(b), acknowledging the temporary designation of such tree pursuant to Public Works Code Section 810(d), and authorizing other official acts in furtherance of this Resolution.

**071572 [Urging the Port of San Francisco to prohibit any vessels that uses heavy bunker oil from docking on Port property]
Supervisor Sandoval**

Resolution urging the Port of San Francisco to prohibit any vessel that uses heavy bunker oil from docking on Port property.

**071573 [Urging the Federal Government to impose stricter regulations on international ship traffic and supporting the Marine Vessel Emissions Reduction Act of 2007]
Supervisor Sandoval**

Resolution urging the Federal Government to impose stricter regulations on international ship traffic and supporting the Marine Vessel Emissions Reduction Act of 2007.

Request for Hearing

**071556 [St. Luke's Hospital - Current Closures and Staffing Changes]
Supervisors Alioto-Pier, Sandoval, Ammiano**

Hearing to consider the current closures and staffing changes at St. Luke's Hospital. This hearing will explore whether the closure of the tenth floor is putting patient care at risk; whether the closure of the tenth floor medical/surgical unit is justified given the demand for beds; and whether CPMC is required to give notice pursuant to Proposition Q (The Community Health Planning Ordinance) of its intent to close this medical/surgical unit.

**071557 [Citywide economic development plan for San Francisco titled "Sustaining Our Prosperity: The San Francisco Economic Strategy"]
Supervisor Alioto-Pier**

Hearing on the first ever citywide economic development plan for San Francisco titled "Sustaining Our Prosperity: The San Francisco Economic Strategy". The plan contains a review of San Francisco's recent economic performance, identifies those industries that drive the local economy and outlines goals and strategies for achieving economic success in San Francisco. The hearing will review the plan. Further, during the hearing we will ask the OLA to report on the plan and if it is consistent with the Board's annual budget priorities.

**071558 [Recent oil spill in the SF Bay]
Supervisors Mirkarimi, Peskin, Dufty**

Hearing before the Public Safety Committee to receive a formal briefing on the recent oil spill on the San Francisco Bay, the City's response by the responsible departments and agencies including, but not limited to, Fire, Police, OES, & Health and to explore the feasibility and potential costs of the City establishing a program through or similar to NERT to train volunteers to respond to similar HazMat incidents in the future.

**071560 [Hearing at the Full Board on the response to the November 7, 2007 oil spill in the San Francisco Bay]
Supervisors Alioto-Pier, Dufty**

Hearing to examine the response of the various agencies involved in the response to the oil spill, including the Coast Guard and the Golden Gate National Recreation Area, and their coordination with City agencies, including the Department of Emergency Management. The hearing will further examine how response decisions were made and communicated to the relevant parties.

Motions

**071554 [Concurring in Proclamation of Local Emergency]
Supervisor Peskin**

Motion concurring in the November 13, 2007 Proclamation of a Local Emergency by the Mayor.

071555 [Closed Session - Conference with the City's Human Resources Director]

Motion that the Board of Supervisors convene in closed session with the City's Human Resources Director, or her designated representative, pursuant to Government Code section 54957.6 and San Francisco Administrative Code section 67.10(e) regarding a potential charter amendment to address the cost and funding of retiree medical benefits.

**071559 [Committee of the Whole - November 20, 2007 regarding the November 7, 2007 Oil Spill]
Supervisor Alioto-Pier**

Motion scheduling the Board to sit as a Committee of the Whole to review the City's response to the oil spill, to be held on November 20, 2007.

PROPOSED ORDINANCES

071511 [Revising Double Parking Restrictions for Municipal Railway Bus Routes on Stockton Street]

Ordinance amending the San Francisco Traffic Code by amending Section 53 to revise restrictions on double parking on Municipal Railway Bus Routes on Stockton Street. (Municipal Transportation Agency)

071513 [Settlement of City's Lawsuit Against Dynegy, Inc., Dynegy Marketing and Trade and West Coast Power LLC]

Ordinance authorizing partial settlement of the lawsuit filed by the City and County of San Francisco against defendant Sempra Energy and other companies; the lawsuit entitled City and County of San Francisco v. Sempra Energy, et al. (JCCP No. 4221-00023) was filed on June 8, 2004, and has been coordinated as Natural Gas Anti-Trust Cases I, II, III & IV in the Superior Court of the State of California for the County of San Diego (JCCP Nos. 4221, 4224, 4226, and 4228); the settlement provides approximately \$480,000 to the City from defendants Dynegy, Inc. and its affiliates Dynegy Marketing and Trade and West Coast Power LLC. (City Attorney)

PROPOSED RESOLUTIONS**071508 [STOP Intersections]**

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS – ESTABLISH

Wayland Street at Girard Street, stopping Wayland Street, making this intersection an All-Way STOP;

18th Street and San Carlos Street, stopping San Carlos Street;

Byxbee and Shields Streets, stopping Shields Street, making this intersection an All-Way STOP;

Ralston and Shields Streets, stopping Shields Street, making this intersection an All-Way STOP;

Delano and Santa Ynez Avenues, stopping Delano Avenue, making this intersection an All-Way STOP;

Delano and San Juan Avenues, stopping Delano Avenue, making this intersection an All-Way STOP;

Ostego and Santa Ynez Avenues, stopping Santa Ynez Avenue, making this intersection an All-Way STOP;

Marview Way and Palo Alto Avenue, stopping westbound Palo Alto Avenue;

Annapolis Terrace at Turk Boulevard;

Roselyn Terrace at Turk Boulevard;

Kittredge Terrace at Turk Boulevard; and,

Temescal Terrace at Turk Boulevard. (Parking and Traffic Department)

(11/1/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3430.)

11/2/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

071509 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

NO LEFT TURN - ESTABLISH

Ocean Avenue, eastbound at Howth Street.

NO LEFT TURN AFTER BALLPARK EVENTS - ESTABLISH

Armstrong Avenue, westbound, at 3rd Street, (after events at Monster Park) (Parking and Traffic Department)

(11/1/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3430.)

11/2/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

071510 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

UNMETERED MOTORCYCLE PARKING - ESTABLISH

27th Avenue, west side, from driveway of 671 27th Avenue to 5.5 feet northerly.

RESIDENTIAL PERMIT PARKING AREA "J" (2-HOUR TIME LIMIT, 8 AM TO 5 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Belgrave Avenue, both sides, from west of Stanyan Street to the eastern terminus.

RESIDENTIAL PERMIT PARKING AREA "I" (2-HOUR TIME LIMIT, 9 AM TO 8 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Hill Street, both sides, between Guerrero and Valencia Streets (Unit block).

RESIDENTIAL PERMIT PARKING AREA "N" - ESTABLISH

Fulton Street, north side, between 14th and 15th Avenues (3800 block).

Note: No signs will be posted on the block, but residents will be eligible for permits.

PARKING METERS, AREA NO. 3 (30-MINUTE AND 1-HOUR PARKING TIME LIMITS, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - RESCIND

La Playa Street, east side, between Balboa and Cabrillo Streets (700 block).

VANPOOL PARKING ONLY, 6 AM TO 9 AM, MONDAY THROUGH FRIDAY - RESCIND

Van Ness Avenue, east side, between McAllister Street and Grove Street.

TOW-AWAY, NO STOPPING - ESTABLISH

5th Street, west side, from Harrison Street to 120 feet southerly.

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH

Holyoke Street, south side, from Ankeny Street to 120 feet easterly.

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

Church Street, both sides, between 23rd and 24th Streets (1100 block).

COMPACT VEHICLES ONLY - ESTABLISH

1608 Treat Avenue, west side, from 5 feet to 12.5 feet north of the north property line of 1651 Treat Avenue (creates one compact car parking box measuring 7.5 feet wide by 13 feet long).

TOW-AWAY, NO PARKING, MIDNIGHT TO 10 A.M., MONDAY THROUGH FRIDAY - ESTABLISH

15th Street, north side, between Florida and Bryant Streets.

PARKING METERS AREA 2, (2-HOUR PARKING TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - ESTALISH

Townsend Street, south side, between 7th and 8th Streets, on portions where parking is not prohibited.

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

Masonic Avenue, east side, north of Turk Street (200 block). (Parking and Traffic Department)

(11/2/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3430.)

11/2/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

**071512 [Juvenile Probation & Camps Funding Program Agreement-Juvenile Probation Department]
Supervisor Dufty**

Resolution authorizing the Juvenile Probation Department to participate in the Juvenile Probation & Camps Funding Program used to pay for direct services to children.

11/13/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

071514 [Prevailing wages for workers on public works/improvement projects; janitorial services; public off-street parking lots, garages, or auto storage facilities; theatrical services; moving services; and hauling solid waste]

Resolution fixing prevailing wage rates for (1) workers performing work under City contracts for public work and improvement; (2) workers performing work under City contracts for janitorial services; (3) workers performing work in public off-street parking lots, garages, or storage facilities for automobiles on property owned or leased by the City; (4) workers engaged in theatrical or technical services for shows on property owned by the City; (5) workers performing moving services under City contracts at facilities owned or leased by the City; and (6) workers engaged in the hauling of solid waste generated by the City in the course of City operations, pursuant to a contract with the City. (Civil Service Commission)

11/5/07, RECEIVED AND ASSIGNED to Budget and Finance Committee. 11/13/07 - Referred to the Small Business Commission for review and comment.

Requests Granted

From: Supervisors Alioto-Pier and Chu

To: Director, Department of Emergency Management

To: Director, Golden Gate National Recreation Area

Requesting/Inquiring: Coordination with the Department of Emergency Management (DEM) and the Golden Gate National Recreation Area (GGNRA) in regards to communication, response and decision making after the November 7, 2007 oil spill.

Letter will inquire as to:

- 1. How was DEM involved in response and decision making around the oil spill? How was GGNRA involved in response and decision making around the oil spill?*
- 2. How were these decisions communicated to and between DEM and GGNRA?*
- 3. How and when were the decisions made to close Crissy Field and Ocean Beach? What agencies were involved in that decision? How was the decision communicated to other agencies and the public?*

From: Supervisor Ammiano

To: Mental Health Board

To: Director, Veterans Administration

Requesting/Inquiring: Inquiring as to how the two organizations are coordinating to provide services to veterans with mental health issues, and what the Board of Supervisors can do to be of assistance in this effort?

From: Supervisor Mirkarimi

To: Director, Public Utilities Commission

Requesting/Inquiring: Requesting the Public Utilities Commission to report on the status of removing graffiti from utility poles at the following locations:

- 1079 Ashbury (2 poles near this address)*
- Southwest corner of Oak and Cole*

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of removing graffiti from the following DPT/MTA property:

Traffic Light Pole

- Southwest corner of Fulton and Laguna*

Pedestrian Signal

- All corners of Ashbury and Oak*
- All corners of Oak and Lyon*

Signs

- "One-Way" signs at both the Northeast and Southeast corner of Lily and Buchanan*
- "MUNI" sign marking on pole at the Southeast corner of Page and Ashbury*

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the repainting of crosswalks at the intersection of Carl and Cole.

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of removing graffiti from parking signs and poles at the following locations:

- Central between Waller and Frederick*
- Ashbury between Haight and Frederick*
- Waller between Masonic and Belvedere*
- Shrader between Waller and Frederick*
- Belvedere between Waller and Frederick*

- Clayton between Haight and Carl
- Downey between Ashbury and Frederick
- Belvedere between 17th and Gratten
- Alma between Stanyan and Cole
- Gratten between Stanyan and Cole
- Carl between Cole and Masonic
- Buchanan between Fell and Page

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of removing graffiti from the following locations:

Phone Switch Boxes

- Northeast corner of Clayton and Frederick
- Northeast corner of Pierce and Oak
- Northeast corner of Steiner and Oak

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of repairing and replacing the "STOP" Sign and Pole at the southeast corner of Belvedere and Waller. The pole was damaged and is no longer standing.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newstands at the following locations:

Advertiser

- Southeast corner of Haight and Shrader
- Southwest corner of Frederick and Ashbury Chronicle
- Southwest corner of Frederick and Ashbury
- In the 900 Block of Cole
- SF Weekly
- Southeast corner of Haight and Shrader
- In the 900 Block of Cole

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following locations:

- In front of 615 Cole (Sidewalk)
- Southwest corner of Ashbury and Oak (Emergency Box)

From: Supervisor Mirkarimi

To: Director, Department of Public Works

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

- 72 Downey
- Middle of Crosswalk at south end of Carl and Cole intersection

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following property locations.

- 350 Laguna*
- 509-511 Buchanan*
- 777 Oak*
- 660-664 Cole*
- 728 Cole*
- 1878 Page*

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of trimming the tree covering the "STOP" sign at the southwest corner of Ashbury and Page (1601 Page).

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property located at the following location: CBS (Billboard #2695 or #5192) at the southeast corner of Belvedere and Haight Street.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from mailboxes and garbage cans at the following location: Northwest corner of Grove and Gough (Mailboxes)

From: Supervisor Sandoval

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft legislation requiring all ships docked on San Francisco Port property to use shore-side power while docked.

In Memoriams

John Riordan - Supervisor Ammiano

Michelle Noel Alioto - Supervisor Alioto-Pier

Dick Nolan - Supervisor Dufty

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 6:30 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 December 4, 2007.



Angela Calvillo
Clerk of the Board