



BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, July 26, 2011 - 2:00 PM

Regular Meeting

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

Angela Calvillo, Clerk of the Board

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

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee
Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu

Budget and Finance Sub-Committee
Supervisors Chu, Mirkarimi, Kim

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

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

Government Audit and Oversight Committee
Supervisors Campos, Farrell, Chiu

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

Public Safety Committee
Supervisors Mirkarimi, Cohen, Campos

Rules Committee
Supervisors Kim, Elsbernd, Farrell

Meeting Days

Wednesday
1:00 PM

Wednesday
10:00 AM

2nd and 4th Thursday
3:30 PM

2nd and 4th Monday
10:00 AM

2nd and 4th Thursday
10:00 AM

Monday
1:00 PM

1st and 3rd Thursday
10:30 AM

1st and 3rd Thursday
1:30 PM

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

Meeting Procedures

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

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

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

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

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

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 are available upon request at the Clerk of the Board's Office, Room 244. 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.

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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. The Sunshine Ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

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

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

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site www.sfgov.org/ethics

Agenda Item Information

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

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

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

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

APPROVAL OF MEETING MINUTES

Approval of the June 21, 2011, Board Meeting Minutes.

COMMUNICATIONS

CONSENT AGENDA

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

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

Items 1 through 6

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors Avalos, Mar, Elsbernd

1. [110656](#) **[Environment Code - Cell Phone Disclosure Requirements]**

Sponsors: Avalos; Mar

Ordinance amending the San Francisco Environment Code Sections 1101 through 1105 to require cell phone retailers to provide their customers with information regarding how to limit exposure to the radiofrequency energy emitted by cell phones in place of the mandatory disclosure of Specific Absorption Rate Values for cell phone models.

Attachments: [Legislation Ver1](#)

[Comm Packet 071111](#)

[Legislation Ver2](#)

[Board Packet 071911](#)

[Board Packet 072611](#)

07/19/2011; PASSED, ON FIRST READING. Supervisor Mar requested to be added as a co-sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu

2. **110750** **[Certificates of Participation - War Memorial Veterans Building Seismic Upgrade and Improvements - Not to Exceed \$170,000,000]**

Sponsors: Mayor; Chiu

Ordinance authorizing the execution and delivery of certificates of participation evidencing in an aggregate principal amount of not to exceed \$170,000,000 to: 1) finance the seismic upgrade of and certain improvements to the War Memorial Veterans Building; 2) authorizing the selection of a trustee by the Director of Public Finance and approving the form of a trust agreement for the certificates of participation between the City and County of San Francisco and the trustee named therein (including certain indemnities contained therein); 3) approving the forms of a property lease and a project lease between the City and the trustee of one or more portions of the San Francisco War Memorial Performing Arts Center; 4) approving the form of an official notice of sale and notice of intention to sell for the certificates of participation, if sold by competitive sale; 5) authorizing the selection of underwriters by the Director of Public Finance and approving the form of a purchase contract between the City and the underwriters relating to the certificates of participation, if sold by negotiated sale; 6) approving the forms of a preliminary and final official statement with respect to the certificates of participation; 7) approving the form of a continuing disclosure certificate; 8) finding that the proposed project is categorically exempt from the California Environmental Quality Act; 9) finding that the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirements of Charter Section 4.105 and Administrative Code Section 2A.53; 10) granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of the certificates of participation; 11) approving modifications to documents and agreements; and 12) ratifying previous actions taken in connection therewith.

(Fiscal Impact)

Attachments: [Legislation_Ver1](#)

[Comm_Packet_071311](#)

[Budget_Analyst_071311](#)

[Board_Packet_071911](#)

[Board_Packet_072611](#)

07/19/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

3. [110277](#) **[Planning Code - Vintage Signs]**

Sponsor: Campos

Ordinance amending San Francisco Planning Code Section 608.14 to 1) authorize vintage signs; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and Planning Code Section 101.1.

- Attachments:** [Legislation Ver1](#)
[Leg Digest Ver1](#)
[Response PLN 040711](#)
[Response PLN 060611](#)
[Comm Packet 062011](#)
[Legislation Ver2](#)
[Leg Digest Ver2](#)
[Comm Packet 071111](#)
[Board Packet 071911](#)
[Board Packet 072611](#)

07/19/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. [110623](#) **[Changing the Official Sidewalk Width - Brotherhood Way]**

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1588 to change the official sidewalk width on north side of Brotherhood Way west of Chumasero Drive; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; requiring relocation, modification, or both of facilities affected by the sidewalk width change. (Public Works Department)

- Attachments:** [Legislation Ver1](#)
[Comm Packet 071111](#)
[Board Packet 071911](#)
[Board Packet 072611](#)

07/19/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. [110627](#) **[General Plan Amendment - Community Safety Element]**
Ordinance amending the San Francisco General Plan by amending the Community Safety Element to reference the most recent Hazard Mitigation Plan; and making findings, including findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1, and environmental findings. (Planning Department)

Attachments: [Legislation_Ver1](#)
[Leg_Digest_Ver1](#)
[Comm_Packet_071111](#)
[Board_Packet_071911](#)
[Board_Packet_072611](#)

07/19/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

6. [110180](#) **[Changing the Official Sidewalk Width - Clarence Place]**
Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1590 to change the official sidewalk width on the easterly side of Clarence Place northwesterly of Townsend Street; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; requiring relocation, modification, or both, of facilities affected by the sidewalk width change. (Public Works Department)

Attachments: [Legislation_Ver1](#)
[Leg_Digest_Ver1](#)
[Comm_Packet_071111](#)
[Board_Packet_071911](#)
[Board_Packet_072611](#)

07/19/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu

(Charter Section 9.100 provides the Board shall not adopt the Budget earlier than July 15, 2011, nor later than August 1, 2011.)

7. [110387](#) **[Consolidated Budget and Annual Appropriation Ordinance - FYs 2011-2012 and 2012-2013]**

Sponsor: Mayor

Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures of the City and County of San Francisco for the FY ending June 30, 2012; and for FYs ending June 30, 2012, and June 30, 2013, for the Airport, Port Commission and Public Utilities Commission.

(Fiscal Impact)

- Attachments:** [Comm_Packet_062011](#)
[Comm_Packet_062211](#)
[Budget_Analyst_062011-1](#)
[Budget_Analyst_062011](#)
[Comm_Packet_062311](#)
[Budget_Analyst_062211](#)
[Comm_Packet062311](#)
[Budget_Analyst_062311](#)
[Comm_Packet_062711](#)
[Budget_Analyst_062711](#)
[Comm_Packet_062711](#)
[Budget_Analyst_062911](#)
[Comm_Packet_062911](#)
[Board_Packet_071211](#)
[Budget_Analyst_071211](#)
[Board_Packet_071911](#)
[Board_Packet_072611](#)

07/12/2011; CONTINUED ON FIRST READING.

07/19/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

8. [110386](#) **[Annual Salary Ordinance - FYs 2011-2012 and 2012-2013]**

Sponsor: Mayor

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FY ending June 30, 2012; FY ending June 30, 2013, for the Airport, Port Commission, and the Public Utilities Commission; and continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

(Fiscal Impact)

- Attachments:** [Budget_Analyst_071211](#)
[Budget_Analyst_062011](#)
[Budget_Analyst_062211](#)
[Budget_Analyst_062311](#)
[Comm_Packet_062311](#)
[110386_6-27-11-1](#)
[Budget_Analyst_062711](#)
[Comm_Packet_062911](#)
[Budget_Analyst_062911](#)
[Board_Packet_071211](#)
[Board_Packet_071911](#)
[Board_Packet_072611](#)

07/12/2011; CONTINUED ON FIRST READING.

07/19/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

9. [110534](#) **[Administrative Code - Public Works Greening Fund]**

Sponsor: Mayor

Ordinance amending the San Francisco Administrative Code by adding Section 10.100-371 to establish the Department of Public Works Greening Fund as a Category Six Fund.

- Attachments:** [Legislation_Ver1](#)
[Comm_Packet_062011](#)
[Board_Packet_071211](#)
[Board_Packet_071911](#)
[Board_Packet_072611](#)

07/12/2011; CONTINUED ON FIRST READING.

07/19/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

10. [110549](#) **[Park Code - Harding Park and Fleming Golf Courses Fees]**

Sponsor: Elsbernd

Ordinance amending the San Francisco Park Code, Article 12, Section 12.12 to: 1) authorize the Recreation and Park Commission to approve special promotions of up to 25% of the applicable rate, and increases of up to 50% for non-resident and tournament fees at Harding Park and Fleming Golf Courses; 2) designate weekday and weekend hours; and 3) making environmental findings.

Attachments: [Legislation Ver1](#)

[Comm Packet 062311](#)

[Board Packet 071211](#)

[Board Packet 071911](#)

[Board Packet 072611](#)

07/12/2011; CONTINUED ON FIRST READING.

07/19/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

11. [110550](#) **[Park Code - Lincoln Park Golf Fees]**

Sponsor: Elsbernd

Ordinance amending the San Francisco Park Code, Article 12, Section 12.13 to: 1) designate weekday and weekend hours; 2) add a junior non-resident rate to the golf fees at Lincoln Park; and 3) making environmental findings.

Attachments: [Legislation Ver1](#)

[Comm Packet 062311](#)

[Board Packet 071211](#)

[Board Packet 071911](#)

[Board Packet 072611](#)

07/12/2011; CONTINUED ON FIRST READING.

07/19/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

12. [110551](#) **[Park Code - Sharp Park Golf Fees]**

Sponsor: Elsbernd

Ordinance amending the San Francisco Park Code, Article 12, Section 12.14 to: 1) designate weekday and weekend hours; 2) add junior resident and non-resident rates to the golf fees at Sharp Park; and 3) making environmental findings.

Attachments: [Legislation Ver1](#)

[Comm Packet 062311](#)

[Board Packet 071211](#)

[Board Packet 071911](#)

[Board Packet 072611](#)

07/12/2011; CONTINUED ON FIRST READING.

07/19/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

13. [110552](#) **[Park Code - Golden Gate Park Golf Fees]**

Sponsor: Elsbernd

Ordinance amending the San Francisco Park Code, Article 12, Section 12.16 to: 1) designate weekday and weekend hours; 2) add a junior non-resident rate to the golf fees at Golden Gate Park; and 3) making environmental findings.

Attachments: [Legislation Ver1](#)

[Comm Packet 062311](#)

[Board Packet 071211](#)

[Board Packet 071911](#)

[Board Packet 072611](#)

07/12/2011; CONTINUED ON FIRST READING.

07/19/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Chu, Kim, Wiener

14. [110706](#) [Administrative Code - Fee Update]

Sponsor: Mayor

Ordinance amending the San Francisco Administrative Code, Chapter 31, Sections 31.22, 31.23, and 31.23.1 to: 1) increase all fees based on the Controller's annual two-year average consumer price index; and 2) adopting findings, including environmental findings.

- Attachments:** [Comm Packet 062711](#)
[Legislation Ver1](#)
[Board Packet 071211](#)
[Board Packet 071911](#)
[Board Packet 072611](#)

07/12/2011; CONTINUED ON FIRST READING.

07/19/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

15. [110707](#) [Planning Code - Fee Update]

Sponsor: Mayor

Ordinance amending the San Francisco Planning Code, Article 3.5 to: 1) increase fees based on the Controller's annual two-year average consumer price index and place a cap on the intake fee amount for applications for Planning Commission and Zoning Administrator hearing applications, certificates of appropriateness, and building permit applications; and 2) adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan, and the priority policies of Planning Code Section 101.1.

- Attachments:** [Legislation Ver1](#)
[Comm Packet 062711](#)
[Board Packet 071211](#)
[Board Packet 071911](#)
[Board Packet 072611](#)

07/12/2011; CONTINUED ON FIRST READING.

07/19/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

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Present: Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu

16. [110708](#) **[Health Code - Patient Rates - FY2011-2012]**

Sponsor: Mayor

Ordinance amending the San Francisco Health Code, Article 3, Section 128 to set patient rates and other services provided by the Department of Public Health, effective July 1, 2011.

Attachments: [Legislation Ver1](#)

[Comm Packet 062311](#)

[Board Packet 071211](#)

[Board Packet 071911](#)

[Board Packet 072611](#)

07/12/2011; CONTINUED ON FIRST READING.

07/19/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

17. [110709](#) **[Public Works - Temporary Street Occupancy Fees]**

Sponsor: Mayor

Ordinance amending the San Francisco Public Works Code, Section 724.1 to: 1) modify monthly fees for temporary street occupancy for construction and daily fees for temporary street occupancy unrelated to construction; and 2) making environmental findings.

Attachments: [Legislation Ver1](#)

[Comm Packet 062011](#)

[Legislation Ver2](#)

[Comm Packet 062911](#)

[Board Packet 071211](#)

[Board Packet 071911](#)

[Board Packet 072611](#)

07/12/2011; CONTINUED ON FIRST READING.

07/19/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

18. [110710](#) **[Administrative Code - Public Administrator/Public Guardian Representative Payee Services Fee]**

Sponsor: Mayor

Ordinance amending the San Francisco Administrative Code, Section 2A.211-A to add a fee of \$37 for services provided by the Public Administrator/Public Guardian Representative Payee Program.

Attachments: [Legislation_Ver1](#)

[Comm_Packet_062011](#)

[Legislation_ver2](#)

[Comm_Packet_062911](#)

[Board_Packet_071211](#)

[Board_Packet_071911](#)

[Board_Packet_072611](#)

07/12/2011; CONTINUED ON FIRST READING.

07/19/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

19. [110654](#) **[General Obligation Bond Election - Road Repaving and Street Safety - \$248,000,000]**

Sponsors: Mayor; Chiu, Wiener, Avalos, Campos, Cohen, Kim, Mar and Mirkarimi
Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 8, 2011, for the purpose of submitting to the voters a proposition to incur the following bonded debt of the City and County: \$248,000,000 to finance the repaving and reconstruction of roads, the rehabilitation and seismic improvement of street structures, the replacement of sidewalks, the installation and renovation of curb ramps, the redesign of streetscapes to include pedestrian and bicycle safety improvements, and the construction, rehabilitation and renovation of traffic infrastructure and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Chapter 37 of the San Francisco Administrative Code; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; finding that the proposed bond is not a project under the California Environmental Quality Act (CEQA); finding that the proposed bond is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; consolidating the special election with the general election; establishing the election precincts, voting places, and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code Section 53410; incorporating the provisions of San Francisco Administrative Code Sections 5.30 - 5.36; and waiving the time requirements specified in San Francisco Administrative Code Section 2.34.

(Fiscal Impact)

Attachments: [Legislation Ver1](#)

[Comm Packet 071311](#)

[Budget Analyst 071311](#)

[Board Packet 071911](#)

[Board Packet 072611](#)

07/19/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

Present: Supervisors Chu, Mirkarimi, Kim

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

Attachments: [Legislation Ver1](#)
[Comm Packet 071311](#)
[Budget Analyst 071311](#)
[Comm Packet 072011](#)
[Budget Analyst 072011](#)
[Legislation Ver2](#)
[Board Packet 072611](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

21. [101225](#) **[Landfill Disposal and Facilitation Agreements - Recology San Francisco]**
Resolution approving a ten-year Landfill Disposal Agreement and Facilitation Agreement with Recology San Francisco under Charter Section 9.118. (Environment)

Attachments: [Legislation Ver1](#)
[Comm Packet 020911](#)
[Buget Analyst 020911](#)
[Comm Packet 042011](#)
[Budget Analyst 042011](#)
[Comm Packet 072011](#)
[Budget Analyst 072011](#)
[Legislation Ver2](#)
[Board Packet 072611](#)

Question: Shall this Resolution be ADOPTED?

22. [110380](#) [Public Education Enrichment Fund - San Francisco Unified School District - FY2011-2012]

Sponsor: Mayor

Resolution approving the San Francisco Unified School District expenditure plan for the Public Education Enrichment Fund for FY2011-2012.

(Fiscal Impact)

Attachments: [legislation_ver1](#)

[Comm Packet 062311](#)

[Comm Packet 062911](#)

[Board Packet 071211](#)

[Legislation Ver2](#)

[Comm Packet 072011](#)

[Board Packet 072611](#)

07/12/2011; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

07/12/2011; RE-REFERRED AS AMENDED to the Budget and Finance Committee.

Question: Shall this Resolution be ADOPTED?

23. [110559](#) [Lease and Use Agreement - Continental Airlines, Inc.]

Sponsor: Mayor

Resolution approving and authorizing the execution of Modification No. 6 of the 1981 Airline-Airport Lease and Use Agreement L82-0316 with Continental Airlines, Inc., to provide a retroactive rent credit for terminal rent of exclusive use space vacated in Terminal No. 1 due to the merger of United Air Lines, Inc., and Continental Airlines, Inc., at the San Francisco International Airport.

(Fiscal Impact)

Attachments: [Legislation Ver1](#)

[Comm Packet 072011](#)

[Budget Analyst 072011](#)

[Board Packet 072611](#)

Question: Shall this Resolution be ADOPTED?

24. [110560](#) **[Lease and Use Agreement - Continental Airlines, Inc.]**
Sponsor: Mayor
Resolution approving and authorizing the execution of Modification No. 1 of the 2011 Lease and Use Agreement L10-0275 with Continental Airlines, Inc., to modify the demised premises by elimination of all exclusive use space in Terminal No. 1 due to the merger of United Air Lines, Inc., and Continental Airlines, Inc., at the San Francisco International Airport.
- (Fiscal Impact)
- Attachments:** [Legislation Ver1](#)
[Comm Packet 072011](#)
[Budget Analyst 072011](#)
[Board Packet 072611](#)
- Question: Shall this Resolution be ADOPTED?**
25. [110586](#) **[Management Services Agreement - Sewer System Improvement Program - Not to Exceed \$150,000,000]**
Resolution approving and authorizing the General Manager of the San Francisco Public Utilities Commission to execute Sewer System Improvement Program-Funded Agreement No. CS-165, Program Management Services, with AECOM-Parsons Joint Venture, for an amount not to exceed \$150,000,000 with a term of up to 15 years, under Charter Section 9.118. (Public Utilities Commission)
- Attachments:** [Legislation Ver1](#)
[Comm Packet 072011](#)
[Budget Analyst 072011](#)
[Board Packet 072611](#)
- Question: Shall this Resolution be ADOPTED?**
26. [110725](#) **[Issuance and Sale of Tax-Exempt Bonds - Children's Day School, Inc. - Not to Exceed \$11,000,000]**
Sponsor: Wiener
Resolution approving, in accordance with Section 147(f) of the Internal Revenue Code, the issuance and sale of tax-exempt bonds by the California Municipal Finance Authority in an aggregate principal amount not to exceed \$11,000,000 to finance various capital facilities owned or leased by Children's Day School.
- Attachments:** [110725.docx](#)
[Comm Packet 072011](#)
[Board Packet 072611](#)
- Question: Shall this Resolution be ADOPTED?**

From the Budget and Finance Sub-Committee Without Recommendation

Present: Supervisors Chu, Mirkarimi, Kim

27. [100672](#) **[Agreement Amendment - Titan Outdoor for Advertising on San Francisco Municipal Transportation Agency Property]**

Sponsor: Elsbernd

Resolution approving Amendment One to the Agreement for Advertising on San Francisco Municipal Transportation Agency Property between the City and Titan Outdoor, LLC, to allow advertising window wraps on up to 5% of the San Francisco Municipal Transportation Agency's buses and up to 10% of the San Francisco Municipal Transportation Agency's light rail vehicles and to change the approval requirements for advertising in parking garages.

Attachments:

[Comm Packet 071410](#)

[Comm Packet 072011](#)

[Budget Analyst 072011](#)

[Board Packet 072611](#)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

28. [110729](#) **[Issuance and Sale of Special Tax Bonds - GreenFinanceSF Program - Not to Exceed \$100,000,000]**
Sponsors: Mayor; Mar
Resolution authorizing the issuance and sale of special tax bonds (federally taxable) in an aggregate principal amount not to exceed \$100,000,000 and authorizing related documents and actions in connection therewith.

Attachments: [Legislation Ver1](#)
[Comm Packet 071811](#)
[Board Packet 072611](#)

Question: Shall this Resolution be ADOPTED?

29. [110730](#) **[Loan Loss Reserve Agreement and Approving Administrative Terms and Conditions - GreenFinanceSF Program]**
Sponsors: Mayor; Mar
Resolution 1) approving the administrative terms and conditions for the GreenFinanceSF owner-arranged financing program; 2) identifying the San Francisco Department of the Environment, or its City agency designee, as the Program Administrator for the City; 3) setting reporting requirements; and 4) authorizing the execution of a loan loss reserve agreement and related matters.

Attachments: [Legislation Ver1](#)
[Comm Packet 071811](#)
[Board Packet 072611](#)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Pursuant to File No. 110737, approved July 19, 2011.)

30. [110738](#) [Public Hearing - Resolution to Establish (Renew and Expand) and Rename Fillmore Jazz Community Benefit District as the Fillmore Community Benefit District]

Sponsor: Mirkarimi

Hearing of persons interested in or objecting to proposed Resolution establishing a property-based Community Benefit District to be known as the "Fillmore Community Benefit District (CBD)," by renewing and expanding the previously established Fillmore Jazz CBD; ordering the levy and collection of assessments against property located in the Fillmore Community Benefit District for 7 years, commencing with FY2011-2012, subject to conditions as specified; and making environmental findings.

Attachments: [Board Packet 072611](#)

Action: _____

Committee of the Whole Adjourn and Report

31. [110739](#) **[Resolution to Establish (Renew and Expand) and Rename Fillmore Jazz Community Benefit District as the Fillmore Community Benefit District]**
Sponsor: Mirkarimi
Resolution establishing a property-based Community Benefit District to be known as the "Fillmore Community Benefit District (CBD)," by renewing and expanding the previously established Fillmore Jazz CBD; ordering the levy and collection of assessments against property located in the Fillmore Community Benefit District for 7 years, commencing with FY2011-2012, subject to conditions as specified; and making environmental findings.

Attachments: [Legislation Ver1](#)
[Board Packet 072611](#)

Question: Shall this Resolution be ADOPTED?

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

COMMITTEE REPORTS

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

The following items will be considered by the Rules Committee at a Regular Meeting on Thursday, July 21, 2011, at 1:30 p.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, July 26, 2011.

32. [110591](#) **[Settlement of Lawsuit - T-Mobile West Corporation]**
Sponsor: Elsbernd
Ordinance authorizing settlement of the lawsuit filed by T-Mobile West Corporation against the City and County of San Francisco on July 8, 2010, in the United States District Court for the Northern District of California, Case No. C-10-03011-CW; entitled T-Mobile West Corporation v. City and County of San Francisco, according to the terms set forth in the Settlement Agreement and subject to court approval of the parties' Stipulated Judgment; approving as part of the settlement a conditional use authorization enabling T-Mobile West Corporation to construct a wireless facility at 725 Taraval Street containing substantially fewer antennas than originally proposed and subject to all City required conditions; and making environmental findings.

Attachments: [Legislation Ver1](#)
[Comm Packet 072111](#)
[Board Packet 072611](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

33. [110596](#) **[Settlement of Claim - Shatese Stewart - \$250,000]**
Ordinance authorizing settlement of all claims in the lawsuit filed by Shatese Stewart against the City and County of San Francisco for \$250,000; the lawsuit was filed on March 25, 2010, in San Francisco Superior Court, Case No. CGC-09-494967; entitled Shatese Stewart v. City and County of San Francisco, et al. (City Attorney)

Attachments: [Legislation Ver1](#)
[Comm Packet 072111](#)
[Board Packet 072611](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

34. [110694](#) **[Settlement of Lawsuit - Jorei Enterprises, LLC - \$125,000]**
Ordinance authorizing settlement of the lawsuit filed by Jorei Enterprises, LLC, against the City and County of San Francisco for \$125,000; the lawsuit was filed on December 21, 2010, in San Francisco Superior Court, Case No. CGC-10-506527; entitled Jorei Enterprises, LLC v. City and County of San Francisco; other material terms of said settlement are mutual releases of liability in connection with the conveyance of 351 California Street, San Francisco. (City Attorney)

Attachments: [Legislation Ver1](#)
[Comm Packet 072111](#)
[Board Packet 072611](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

35. [110714](#) **[Settlement of Lawsuit - Arash Ghanadan - \$50,000]**
Ordinance authorizing settlement of the lawsuit filed by Arash Ghanadan against the City and County of San Francisco for \$50,000; the lawsuit was filed on December 18, 2009, in San Francisco Superior Court, Case No. CGC-09-495308; entitled Arash Ghanadan, et al. v. City and County of San Francisco, et al. (City Attorney)

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

Question: Shall this Ordinance be PASSED ON FIRST READING?

36. [110582](#) **[Settlement of Claim - Weintraub Capital Management, LP - \$117,470.45]**
Resolution approving the settlement of the unlitigated claim filed by Weintraub Capital Management, LP against the City and County of San Francisco for refund of payroll taxes for the 2009 tax year in the amount of \$117,470.45; claim was filed on January 25, 2011. (City Attorney)

Attachments: [Legislation Ver1](#)
[Comm Packet 072111](#)
[Board Packet 072611](#)

Question: Shall this Resolution be ADOPTED?

37. [110713](#) **[Settlement of Unlitigated Claim - Ned Bresnahan - \$265,000]**
Resolution approving the settlement of the unlitigated claim filed by Ned Bresnahan against San Francisco for \$265,000; claim was filed on March 28, 2011.

Attachments: [Legislation Ver1](#)
[Comm Packet 072111](#)
[Board Packet 072611](#)

Question: Shall this Resolution be ADOPTED?

38. [110715](#) **[Settlement of Unlitigated Claims - Pearl Howell - \$80,000]**
Resolution approving the settlement of unlitigated claims (DFEH No. E201011M0352 and EEOC Charge No. 550-2010-01808) filed by Pearl Howell against the City and County of San Francisco for \$80,000; claims were filed on September 15 and 16, 2010. (City Attorney)

Attachments: [Legislation Ver1](#)
[Comm Packet 072111](#)
[Board Packet 072611](#)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

The following items will be considered by the Land Use Committee at a Regular Meeting on Monday, July 25, 2011, at 1:00 p.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, July 26, 2011.

39. [110506](#) [Police, Planning, and Business and Tax Regulations Codes - Limited Live Performance Permits]**Sponsors: Mirkarimi; Wiener, Mar and Campos**

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

Attachments: [Legislation_Ver1](#)

[Leg_Digest_Ver1](#)

[Legislation_Ver2](#)

[Leg_Digest_Ver2](#)

[Comm_Packet_071811](#)

[Response_SBC_062111](#)

[Response_PLN_071311](#)

[Legislation_Ver3](#)

[Leg_Digest_Ver3](#)

[Comm_Packet_072511](#)

[Board_Packet_072611](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

40. [110592](#) [Planning Code - Inner Clement, Outer Clement, and Geary Neighborhood Commercial Controls]

Sponsor: Mar

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

(Supervisor Wiener dissented in committee.)

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

Question: Shall this Ordinance be PASSED ON FIRST READING?

41. [110769](#) [Transportation Code - Car Share Vehicle Parking Restrictions]

Sponsors: Mayor; Chiu

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

- Attachments:** [Legislation Ver1](#)
[Leg Digest Ver1](#)
[Response PLN 070711](#)
[Comm Packet 072511](#)
[Board Packet 072611](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

42. [110813](#) **[CEQA Findings for Firehouse Improvements]**
Sponsors: Mayor; Chiu
Resolution of the Board of Supervisors of the City and County of San Francisco determining and making certain findings under the California Environmental Quality Act relating to the construction and improvement of certain firehouses and determining other matters related thereto.

Attachments: [Legislation Ver1](#)
[Comm Packet 072511](#)
[Board Packet 072611](#)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Budget and Finance Sub-Committee

The following item will be considered by the Budget and Finance Sub-Committee at a Special Meeting on Tuesday, July 26, 2011, at 1:30 p.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, July 26, 2011.

43. [110749](#) **[Administrative, Business and Tax Regulations Codes - 0.50% Sales Tax Increase to Fund Public Safety Programs and Services to Children and Seniors]**
Sponsors: Mayor; Chiu, Cohen, Mirkarimi and Wiener
Ordinance amending the San Francisco Business and Tax Regulations Code by adding Article 16-A to provide funds for public safety programs and services to children and senior citizens in the City and County of San Francisco by imposing a transactions (sales) and use tax at the rate of one-half of one percent (0.50%) for a period of ten years, to be administered by the State Board of Equalization in accordance with Parts 1.6 and 1.7 of Division 2 of the California Revenue and Taxation Code; adopting an expenditure plan; amending the Administrative Code by adding Section 10.100.321 establishing a special revenue fund; and directing submission of the tax for voter approval at the November 8, 2011, municipal election.

(Fiscal Impact; Economic Impact.)

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

Question: Shall this Ordinance be PASSED ON FIRST READING?

ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

PUBLIC COMMENT

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

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

CLOSED SESSION

CONFERENCE WITH CITY ATTORNEY

44. [110868](#) [Closed Session - Potential Litigation - Health Care Security Ordinance]

Sponsor: Campos

Motion that the Board of Supervisors convene in closed session on July 26, 2011, to consult with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding potential litigation against the City involving amendments to the Health Care Security Ordinance. Government Code Section 54956.9(b) and San Francisco Administrative Code Section 67.10(d) (2) permit this closed session because discussion in open session concerning this matter would likely and unavoidably prejudice the position of the City in the potential litigation.

Attachments: [Legislation Ver1](#)
[Board Packet 072611](#)

Question: Shall this Motion be APPROVED?

[Elect To Disclose]

Motion that the Board finds it is in the best interest of the public that the Board elect at this time to disclose its closed session deliberations.

[Elect Not to Disclose]

Motion that the Board finds that it is in the best interests of the public that the Board elect at this time not to disclose its closed session deliberations.

After a closed session, if one occurs, pending approval of above action to disclose, the President shall (1) request the Deputy City Attorney to identify the subjects discussed in the closed session, and (2) direct the Clerk of the Board to report the vote taken on any motion in the closed session.

CALLED FROM COMMITTEE

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

45. [110546](#) **[Administrative Code - Health Care Security Ordinance]**
Sponsors: Campos; Mar, Avalos, Mirkarimi, Cohen, Chiu and Kim
Ordinance amending the San Francisco Administrative Code by amending Sections 14.1, 14.3, and 14.4 of the Health Care Security Ordinance to provide that only amounts actually paid or irrevocably committed to pay for providing employee health care services shall satisfy the employer expenditure requirements of the Ordinance, add an employee notification requirement, and to modify penalty provisions.

Attachments: [Legislation Ver1](#)
[Leg Digest Ver1](#)
[Comm Packet 060911](#)
[Comm Packet 071411](#)
[Board Packet 072611](#)

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

Question: Shall this Ordinance be PASSED ON FIRST READING?

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

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

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

Items 46 through 54

46. [110740](#) [Urging the United States Food and Drug Administration to Ban Menthol in Tobacco Products]

Sponsors: Cohen; Mar and Avalos

Resolution urging the U.S. Food and Drug Administration to ban menthol in cigarettes and other tobacco products.

Attachments: [Legislation Ver1](#)

[Board Packet 071911](#)

[Board Packet 072611](#)

[Board Packet 072611](#)

07/12/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

07/19/2011; CONTINUED. Supervisors Mar and Avalos requested to be added as co-sponsors.

Question: Shall this Resolution be ADOPTED?

47. [110743](#) [Urging the Municipal Transportation Agency to Halt Action on the Transfer of Credit Card Charges to Taxi Cab Drivers]

Sponsors: Campos; Mar and Avalos

Resolution urging the San Francisco Municipal Transportation Agency to reconsider and abandon the decision to shift the burden of credit card merchant charges to the City cab drivers.

Attachments: [Legislation Ver1](#)

[Board Packet 071911](#)

[Legislation Ver2](#)

[Board Packet 072611](#)

07/12/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

07/19/2011; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

07/19/2011; CONTINUED AS AMENDED. Supervisors Mar and Avalos requested to be added as co-sponsors.

Question: Shall this Resolution be ADOPTED?

48. [110859](#) [Approval of a 90 Day Extension for Planning Commission Review]**Sponsor: Chiu**

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on a Ordinance amending the San Francisco Planning Code by repealing Sections 136.2, 136.3, 158, 187, 249.15, 263.2, 263.3, 602.25, 602.26, 607.3 and 607.4 and amending various other Code sections to: 1) increase the amount of principally permitted parking spaces for dwellings in RC-4 and C-3 Districts; 2) make off-street parking requirements in the Van Ness Special Use District and RC-3 Districts consistent with those of RC-4 Districts; 3) eliminate minimum parking requirements for the Chinatown Mixed Use Districts and North Beach Neighborhood Commercial Districts; 4) allow exceptions from required parking under specified circumstances; 5) amend the restrictions on off-street parking rates and extend them to additional zoning districts; 6) revise sign, awning, canopy and marquee controls in specified zoning districts; 7) increase the permitted use size for limited corner commercial uses in RTO and RM districts, and allow reactivation of lapsed limited commercial uses in R districts; 8) revise the boundaries of and modify parking and screening requirements in the Washington-Broadway and Waterfront Special Use Districts; 9) modify controls for uses and accessory uses in Commercial and Residential-Commercial Districts; 10) permit certain exceptions from exposure and open space requirements for historic buildings; and 11) modify conformity requirements in various use districts; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Attachments: [Legislation Ver1](#)[Board Packet 072611](#)

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

Question: Shall this Resolution be ADOPTED?**49. [110860](#) [Approval of a 90 Day Extension for Planning Commission Review]****Sponsor: Chiu**

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on a Ordinance amending Sheets SU01, SS01, and SS02 of the San Francisco Zoning Map to: 1) add blocks and lots to the Washington-Broadway Special Use District 1; 2) add blocks to the Waterfront Special Use District 2; 3) delete blocks and add lots to the Waterfront Special Use District 3; 4) make the boundaries of the Special District for Sign Illumination on Broadway co-extensive with the Broadway Neighborhood Commercial District; 5) delete the Van Ness Special District for Sign Illumination; and 6) add The Embarcadero from Taylor Street to Second Street to the Special District for Scenic Streets; adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Attachments: [Legislation Ver1](#)[Board Packet 072611](#)

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

Question: Shall this Resolution be ADOPTED?

50. [110865](#) [Pedicab Fare Schedule - Cabrio Taxi]

Sponsor: Chiu

Resolution approving the pedicab fare schedule for Cabrio Taxi.

Attachments: [Board Packet 072611](#)

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

Question: Shall this Resolution be ADOPTED?

51. [110866](#) [Commending the 50th Anniversary of Save the Bay]

Sponsor: Chiu

Resolution commending Save the Bay on its 50th Anniversary in 2011.

Attachments: [110867.doc](#)

[Board Packet 072611](#)

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

Question: Shall this Resolution be ADOPTED?

52. [110867](#) [Accept and Expend Grant - Criminal Restitution Compact - \$85,658.40]

Sponsor: Cohen

Resolution authorizing the Department of the District Attorney to retroactively contract for, accept, and expend up to \$85,658.40 allocated from the California Victim Compensation and Government Claims Board for a project entitled the Criminal Restitution Compact for the period of July 1, 2011, through June 30, 2012

Attachments: [Legislation_Ver1](#)

[Board Packet 072611](#)

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

Question: Shall this Resolution be ADOPTED?

53. [110839](#) [Final Map 4456: 833 - 835 Jamestown Avenue]

Motion approving Final Map 4456, a 198 Residential Unit Condominium Project, located at 833-835 Jamestown Avenue being a subdivision of Lot 277 in Assessors Block No. 4991; adopting findings pursuant to the General Plan and City Planning Code Section 101.1; conditionally accepting offers of easements; and approving a Public Improvement Agreement related to the Final Map. (Public Works Department)

Attachments: [Legislation_VER1](#)

[Board Packet 072611](#)

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

Question: Shall this Motion be APPROVED?

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

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

Attachments: [Legislation Ver1](#)
[Board Packet 072611](#)

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

Question: Shall this Motion be APPROVED?

55. IMPERATIVE AGENDA

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

[Serious Injury Finding]

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

[Purely Commendatory Finding]

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

[Brown Act Finding]

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

LEGISLATION INTRODUCED AT ROLL CALL

PROPOSED ORDINANCE

Proposed ordinance received from July 12, 2011, through July 18, 2011, for reference by President to appropriate committee on July 26, 2011.

110692

[Settlement of Lawsuit - West Bay Builders, Inc. - City to Retain \$900,000]

Ordinance authorizing settlement of the lawsuit entitled West Bay Builders, Inc. v. City and County of San Francisco, San Francisco Superior Court Case No. CGC-10-503366, arising from a breach of contract dispute regarding Contract No. 6159A for construction of a new Recreation and Park Department (RPD) facility known as the Minnie and Lovie Ward Recreation Center and Ocean View Park, for which West Bay Builders, Inc. (West Bay) served as the prime contractor, calling for the RPD to retain \$900,000 from the contract balance and including other material terms of said settlement. (City Attorney)

Attachments: [Legislation_Ver1](#)

07/19/2011; RECEIVED AND ASSIGNED to the Rules Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from July 12, 2011, through July 18, 2011, for reference by President to appropriate committee on July 26, 2011.

110390

[Suit Against Responsible Relatives of Recipient of Services at City Hospitals to Recover Value of Services]

Resolution authorizing Tax Collector Attorney to file suit against responsible relatives to recover value of services rendered at hospital facilities operated by the San Francisco Department of Public Health. (Treasurer-Tax Collector)

Attachments: [Legislation_Ver1](#)

07/19/2011; RECEIVED AND ASSIGNED to the Rules Committee.

110695

[Lease and Use Agreement - Cathay Pacific Airways Limited]

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

Attachments: [Legislation_Ver1](#)

07/19/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

- 110778** **[Lease of Real Property - 1360 Mission Street]**
Resolution authorizing the lease of 1360 Mission Street, Suite 401, for the Department of Public Health. (Real Estate Department)
Attachments: [Legislation_Ver1](#)
- 07/18/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.
- 110870** **[Engineering Design Agreement No. CS-879A - Water System Improvement Program - Not to Exceed \$14,000,000]**
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendments to increase Engineering Project Design Services Agreement No. CS-879A for Water System Improvement Program (WSIP)-funded projects with total revised agreement amounts not to exceed \$14,000,000 pursuant to Charter Section 9.118. (Public Utilities Commission)
Attachments: [Legislation_Ver1](#)
- 07/15/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.
- 110871** **[Engineering Design Agreement No. CS-879B - Water System Improvement Program - Not to Exceed \$15,000,000]**
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendments to increase Engineering Project Design Services Agreement No. CS-879B for Water System Improvement Program (WSIP)-funded projects with total revised agreement amounts not to exceed \$15,000,000 pursuant to Charter Section 9.118. (Public Utilities Commission)
Attachments: [Legislation_Ver1](#)
- 07/15/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.
- 110872** **[Engineering Design Agreement No. CS-879C - Water System Improvement Program - Not to Exceed \$16,500,000]**
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendments to increase Engineering Project Design Services Agreement No. CS-879C for Water System Improvement Program (WSIP)-funded projects with total revised agreement amounts not to exceed \$16,500,000 pursuant to Charter Section 9.118. (Public Utilities Commission)
Attachments: [Legislation_Ver1](#)
- 07/15/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.
- 110873** **[Management Services Agreement No. CS-914 - Water System Improvement Program - Not to Exceed \$30,000,000]**
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendments to increase Bay Division Region Construction Management Services Agreement No. CS-914 for Water System Improvement Program (WSIP)-funded projects with total revised agreement amounts not to exceed \$30,000,000 pursuant to Charter Section 9.118. (Public Utilities Commission)
Attachments: [Legislation_Ver1](#)
- 07/15/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110874 [Management Services Agreement No. CS-918 - Water System Improvement Program - Not to Exceed \$17,500,000]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendments to increase New Irvington Tunnel Construction Management Services Agreement No. CS-918 for Water System Improvement Program (WSIP)-funded projects with total revised agreement amounts not to exceed \$17,500,000 pursuant to Charter Section 9.118. (Public Utilities Commission)

Attachments: [Legislation_Ver1](#)

07/15/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110875 [Management Services Agreement No. CS-963 - Water System Improvement Program - Not to Exceed \$34,000,000]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendments to increase Program Construction Management Services Agreement No. CS-963 for Water System Improvement Program (WSIP) -funded projects with total revised agreement amounts not to exceed \$34,000,000 pursuant to Charter Section 9.118. (Public Utilities Commission)

Attachments: [Legislation_Ver1](#)

07/15/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110388 **[Petitions and Communications]**

Petitions and Communications received from July 12, 2011, through July 18, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on July 26, 2011.

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

From Office of the Treasurer and Tax Collector, submitting the June 2011 Investment Report. Copy: Each Supervisor (1)

*From Office of Civic Engagement and Immigrant Affairs, submitting the 2011 Compliance Summary Report. (2)

*From Superior Court, 2010-2011 San Francisco County Civil Grand Jury, submitting its report to the public entitled "Continuity Reports Reviewing the State of Prior Recommendations." Copy: Each Supervisor, GAO Committee Clerk (3)

From Office of the Controller, submitting the PUC Energy Efficiency General Fund Program Report. (4)

*From concerned citizens, submitting support for AT&T network upgrades. File No. 110344, 46 letters (5)

From Clerk of the Board, the following departments have submitted their annual report on gifts received in FY2010-2011: (6)

Office of the Clerk of the Board
Public Library
Recreation and Park Department

From Planning Department, regarding America's Cup and the James R. Herman Cruise Terminal and Northeast Wharf Plaza. Copy: Each Supervisor, Land Use Committee Clerk (7)

From Department of Public Health, submitting request for waiver of Administrative Code Chapter 12B for Sara Lee Corporation. (8)

From Department of Public Health, regarding contracts approved in FY2010-2011 under Board Resolution 563-10. Copy: Each Supervisor (9)

From Office of Economic and Workforce Development, submitting its response to the FY2010-2011 Civil Grand Jury report to the public entitled "The Parkmerced Vision: Government-By-Developer." Copy: GAO Committee Clerk (10)

From Office of the Controller, submitting the quarterly review of the Office of the Treasurer and Tax Collector's Schedule of Cash, Investments, and Accrued Interest Receivable as of March 31, 2011. (11)

From Department of Animal Care and Control, submitting request for waiver of Administrative Code Chapter 12B for ADT Security Service. (12)

From Department of Animal Care and Control, submitting request for waiver of Administrative Code Chapter 12B for Idexx Distribution Corporation. (13)

From Department of Animal Care and Control, submitting request for waiver of Administrative Code Chapter 12B for Safeway. (14)

From Department of Animal Care and Control, submitting request for waiver of Administrative Code Chapter 12B for TW Medical Vet Supplies. (15)

From concerned citizens, regarding saving the Sharp Park Wetlands. 4 letters (16)

*From concerned citizens, submitting support for the Commission on Animal Control and Welfare's humane pet acquisition proposal in defense of animals. 30 letters (17)

From concerned citizens, urging the Board to end the sidewalk Sit-Lie Ordinance. 12 letters (18)

From Bob Larive, regarding the homeless in Fisherman's Wharf/North Beach neighborhood. (19)

From Howard Wong, regarding the Central Subway. (20)

From Bob Shadel, regarding California Pacific Medical Center. (21)

From Iris Godinez, submitting support for eliminating the \$2,000,000 in service fees charged to City College. (22)

From Clerk of the Board, the following individual has submitted a Form 700 Statement: (23)

Jonathan Lau, Legislative Aide - Leaving

From Jackie Manion, urging the Board to support a land use policy change at Sharp Park Golf Course. File No. 110551, Copy: Each Supervisor, Budget and Finance Committee Clerk (24)

From concerned citizens, regarding the proposed Charter Amendment concerning retirement and health care benefits. File No. 110058, 2 letters (25)

From Kate Bernier, regarding Smart Meters. (26)

From Planning Department, regarding land use regulations for Medical Cannabis Dispensaries. Copy: Each Supervisor (27)

From Carol Taylor, regarding banning plastic bags in grocery stores. (28)

From David Rochelle, regarding the proposed Initiative Ordinance concerning "Circumcision." (29)

From Doug Mac Tavish, regarding Social Security benefits. (30)

From Aaron Goodman, regarding the Parkmerced Project. (31)

From Relocation Appeals Board, submitting the FY2010-2011 Annual Report. (32)

From Clerk of the Board, the following departments have submitted their FY2010-2011 Sole Source Contracts: (33)

Airport

City Administrator

City Attorney

Civil Service Commission

Department of Elections

Economic and Workforce Development

Department of Environment

Department of Emergency Management

Juvenile Probation Department

Mayor

Police Department
Port
Public Utilities Commission
Recreation and Park Department
Department of Technology

From concerned citizens, submitting opposition to AT&T network upgrades. File No. 110344, 3 letters (34)

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

Attachments: [Board Packet 072611](#)
[Board Packet 072611](#)

ADJOURNMENT