

1 [Board response to the 2008-2009 Civil Grand Jury Report entitled “Being Propositioned By
2 The San Francisco Unified School District”]

3 **Resolution responding to the Presiding Judge of the Superior Court on the findings**
4 **and recommendations contained in the 2008-2009 Civil Grand Jury Report entitled**
5 **“Being Propositioned By The San Francisco Unified School District,” and urging the**
6 **Mayor to cause the implementation of accepted findings and recommendations**
7 **through his/her department heads and through the development of the annual budget.**

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9 WHEREAS, Under California Penal Code Section 933 et seq., the Board of
10 Supervisors must respond, within 90 days of receipt, to the Presiding Judge of the Superior
11 Court on the findings and recommendations contained in Civil Grand Jury Reports; and,

12 WHEREAS, In accordance with Penal Code Section 933.05(c), if a finding or
13 recommendation of the Civil Grand Jury addresses budgetary or personnel matters of a
14 county agency or a department headed by an elected officer, the agency or department head
15 and the Board of Supervisors shall respond if requested by the Civil Grand Jury, but the
16 response of the Board of Supervisors shall address only budgetary or personnel matters over
17 which it has some decision making authority; and,

18 WHEREAS, The 2008-2009 Civil Grand Jury Report entitled “Being Propositioned By
19 The San Francisco Unified School District” is on file with the Clerk of the Board of Supervisors
20 in File No. 091119, which is hereby declared to be a part of this resolution as if set forth fully
21 herein; and,

22 WHEREAS, The Civil Grand Jury has requested that the Board of Supervisors respond
23 to Recommendation No. 1, 2 and 4 contained in the subject Civil Grand Jury report; and,

24 WHEREAS, Recommendation No. 1 states: “That measures placed on the ballot by the
25 SFUSD to raise money have an independent review of the wording;” and,

1 WHEREAS, Recommendation No. 2 states: “That SFUSD in clear, concise, and
2 specific language tell the public in all future money raising measures exactly what they are
3 going to do with the money raised;” and,

4 WHEREAS, Recommendation No. 4 states: “That SFUSD sell the 11 parcels
5 described in Finding 4 to fund the move of SOTA [School of the Arts] to the 135 Van Ness
6 complex without the use of any further bond measures;” and,

7 WHEREAS, In accordance with Penal Code Section 933.05(c), the Board of
8 Supervisors must respond, within 90 days of receipt, to the Presiding Judge of the Superior
9 Court on Recommendation No. 1, 2 and 4 contained in the subject Civil Grand Jury report;
10 now, therefore, be it

11 RESOLVED, That the Board of Supervisors reports to the Presiding Judge of the
12 Superior Court that it agrees with Recommendation No. _____ of the 2008-2009 Civil Grand
13 Jury Report entitled “Being Propositioned By The San Francisco Unified School District”; and,
14 be it

15 FURTHER RESOLVED, That the Board of Supervisors reports that it disagrees wholly
16 or partially with Recommendation No. _____, for reasons as follows _____; and, be it

17 FURTHER RESOLVED, That the Board of Supervisors urges the Mayor to cause the
18 implementation of accepted findings and recommendations through his/her department heads
19 and through the development of the annual budget.

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