

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, April 5, 2011 - 2:00 PM

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

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

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

Members Present: John Avalos, David Campos, David Chiu, Carmen Chu, Malia Cohen, Sean Elsbernd, Mark Farrell, Jane Kim, Eric Mar, Ross Mirkarimi, and Scott Wiener

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:09 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Mar, seconded by Supervisor Avalos, moved to approve the Board Meeting Minutes of March 1, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendation of the City Operations and Neighborhood Services Committee

110292 [Accept and Expend Grant - Federal Emergency Operations Center - \$800,000]

Sponsor: Farrell

Resolution authorizing the Department of Emergency Management to accept and expend grant funds in the amount of \$800,000 from the California Emergency Management Agency for improvements to the City's Emergency Operations Center.

Resolution No. 155-11

ADOPTED

Recommendations of the Land Use and Economic Development Committee

101053 [Planning Code - Zoning - Establishing Consistent Setback, Street Frontage, Off-Street Parking, and Other Planning Code Requirements and Procedures Across Various Use Districts]

Sponsor: Mirkarimi

Ordinance amending the San Francisco Planning Code by amending Sections 124, 132.2, 136, 144, 145, 145.1, 145.5, 150, 151.1, 155, 161, 186, 206.3, 209.8, 210.3, 212, 231, 243, 253, 253.2 and 307, and by repealing Sections 175.1, 175.2, 175.3, 175.4, 175.5, 209.10, and 249.26 to: 1) create comprehensive and consistent street frontage controls for residential districts; 2) create consistent ground floor controls for industrial districts; 3) permit certain small corner commercial uses in RM-3 and RM-4 districts; 4) modify floor area ratio controls in the Van Ness Special Use District; 5) modify conditional use requirements for buildings over 40 feet in RM and RC districts; 6) amend the procedure for granting exceptions from off-street parking and loading requirements; 7) allow parking and loading exceptions to preserve historic buildings and landmark trees; 8) make certain Planning Code controls consistent across C-3 Districts; and 9) streamline language and correct out-of-date Code references; 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.

Ordinance No. 63-11

FINALLY PASSED

110010 [Planning Code - Zoning - NC-3 District of Fillmore Street between Bush and McAllister Streets]

Sponsor: Mirkarimi

Ordinance: 1) amending Section 145.4 of the San Francisco Planning Code to require active ground-floor commercial uses in properties fronting on Fillmore Street between Bush and McAllister Streets in the NC-3 District; 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.

Ordinance No. 62-11

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

100962 [Appropriating \$1,300,000 of General Fund Reserve - Ethics Commission Public Election Campaign Finance Fund for FY2010-2011]

Sponsors: Avalos; Mirkarimi, Campos and Mar

Ordinance appropriating \$1,300,000 of General Fund Reserve for the Ethics Commission in the Public Election Campaign Finance Fund for FY2010-2011.
(Fiscal Impact.)

Ordinance No. 64-11

FINALLY PASSED by the following vote:

Ayes: 6 - Avalos, Campos, Chiu, Kim, Mar, Mirkarimi

Noes: 5 - Chu, Cohen, Elsbernd, Farrell, Wiener

NEW BUSINESS

Recommendation of the Budget and Finance Committee

110352 [Disproportionate Federal Cuts to the Community Development Block Grant Program]

Sponsors: Mayor; Chu, Avalos, Chiu, Mirkarimi, Kim and Mar

Resolution urging the Federal government to minimize the cuts to the Community Development Block Grant Program proposed by the President and the United States Congress.

Supervisor Mar requested to be added as a co-sponsor.

Resolution No. 157-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendations of the Budget and Finance Sub-Committee

110210 [Airline/Airport Lease and Use Agreements - Various Airlines]

Resolution approving leases to the terms of eight (8) new Airline/Airport Lease and Use Agreements between the City and various airlines, effective July 1, 2011, to allow such Airlines to conduct domestic and international flight operations at San Francisco International Airport. (Airport Commission)

Resolution No. 156-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110318 [Accept and Expend Grant - Used Motor Oil Recycling - \$114,138]

Sponsor: Mar

Resolution authorizing the Department of the Environment to retroactively accept and expend a grant in the amount of \$114,138 from the California Department of Resources Recycling and Recovery for the purpose of increasing Used Motor Oil Recycling and Household Hazardous Waste Management.

Resolution No. 158-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

From the Budget and Finance Sub-Committee Without Recommendation

110155 [Business and Tax Regulations Code - Payroll Expense Tax Exclusion in Central Market Street and Tenderloin Area]

Sponsors: Mayor; Kim, Chiu, Farrell, Cohen, Wiener and Chu

Ordinance amending Article 12-A of the Business and Tax Regulations Code by adding Section 906.3 to establish a payroll expense tax exclusion for businesses located in the Central Market Street and Tenderloin Area and requiring persons with an annual payroll expense of over \$1,000,000 to enter into a Community Benefits Agreement with the Office of Economic and Welfare Development.

(Fiscal Impact; Economic Impact.)

Supervisor Kim, seconded by Supervisor Mar, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Ordinance amending Article 12-A of the Business and Tax Regulations Code by adding Section 906.3 to establish a payroll expense tax exclusion for businesses located in the Central Market Street and Tenderloin Area and requiring persons with an annual payroll expense of over \$1,000,000 to enter into a Community Benefits Agreement with the City Administrator.

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 8 - Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener

Noes: 3 - Avalos, Campos, Mirkarimi

Recommendation of the City Operations and Neighborhood Services Committee

Supervisor Kim was noted absent at 3:15 p.m.

110255 [Endorsing Community Concerns of Surveillance, Racial, and Religious Profiling] **Sponsors: Mirkarimi; Mar, Avalos, Campos and Chiu**

Resolution endorsing "Community Concerns of Surveillance, Racial, and Religious Profiling of Arab, Middle Eastern, Muslim, and South Asian Communities (AMEMSA) and Potential Reactivation of Police Department's Intelligence Gathering," a report published by the San Francisco Human Rights Commission.

Supervisor Chiu requested to be added as a co-sponsor.

Resolution No. 160-11

ADOPTED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Mar, Mirkarimi, Wiener
Absent: 1 - Kim

Recommendations of the Land Use and Economic Development Committee

101537 [Planning Code - Urban Agriculture]

Sponsors: Mayor; Chiu, Cohen, Mirkarimi and Mar

Ordinance amending the Planning Code to update controls related to urban agricultural uses by adding Section 102.34 to define urban agriculture, including neighborhood agriculture and large-scale urban agriculture, and amending Sections 204.1, 209.5, 227, 234.1, 234.2, and Articles 7 and 8 to regulate such uses in various zoning districts; and making findings including environmental findings and findings of consistency with General Plan and Section 101.1.

Supervisors Mirkarimi and Mar requested to be added as co-sponsors.

Supervisor Chiu, seconded by Supervisor Mirkarimi, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Mar, Mirkarimi, Wiener
Absent: 1 - Kim

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Mar, Mirkarimi, Wiener
Absent: 1 - Kim

110313 [Settlement Agreement and Lease Amendment - Forty Niners, Ltd.]

Sponsors: Mayor; Chiu, Cohen and Farrell

Ordinance authorizing a settlement agreement and related lease amendment with the San Francisco Forty Niners, Ltd. (the 49ers) to settle a claim made by the 49ers on June 18, 2010, against the City and County of San Francisco relating to the condition of Candlestick Stadium; exempting any new City policy requirements that the City's Administrative Code would otherwise require for a material amendment to the lease.

Supervisor Farrell requested to be added as a co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Mar, Mirkarimi, Wiener
Absent: 1 - Kim

Supervisor Kim was noted present at 3:24 p.m.

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

There were none.

COMMITTEE REPORT

Recommendation of the Rules Committee

110142 [Appointment, Ethics Commission - Dorothy Liu]

Motion appointing Dorothy Liu, term ending February 1, 2017, to the Ethics Commission. (Clerk of the Board)

Dorothy Liu, seat 1, succeeding Eileen Hansen, term expired, must be broadly representative of the general public, for the unexpired portion of a six-year term ending February 1, 2017.

Supervisor Mar, seconded by Supervisor Avalos, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion FAILED by the following vote:

Ayes: 3 - Avalos, Mar, Mirkarimi

Noes: 8 - Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Wiener

Motion No. M11-50

APPROVED by the following vote:

Ayes: 10 - Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Noes: 1 - Avalos

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns.

James Chaffee; expressed concerns relating to the SF Public Library.

Walter Paulson; shared in song certain concerns with the Board.

Emil Spousa; expressed concerns relating to botanical garden fees.

David Eldridge; expressed concerns relating to botanical garden fees.

Natesh Daniel; expressed concerns relating to performing arts.

Ace Washington; expressed various concerns.

Male Speaker; expressed various religious concerns.

Edmond Juicye; expressed various concerns.

CLOSED SESSION - CONFERENCE WITH CITY ATTORNEY - Existing Litigation

110331 [Closed Session – Lawsuit - CTIA v. CCSF – Case No. 10-3224]

Sponsor: Chiu

Motion that Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with or receiving advice from the City Attorney regarding a lawsuit entitled CTIA v. City and County of San Francisco, Case No. 10-3224, filed in the Northern District of California, related to an ordinance adopted by the Board often referred to as the "Cell Phone Right to Know" Legislation.

This closed session is held pursuant to Government Code Section 54957.6 and Administrative Code Section 67.10(d)(1). Discussion in open session concerning this matter would likely and unavoidably prejudice the position of the City in the pending lawsuit.

The President inquired as to whether any member of the public wished to address the Board regarding convening in closed session. There were no speakers. The President declared public comment closed.

RECONVENED IN CLOSED SESSION

The Board recessed at the hour of 4:12 p.m. to reconvene in closed session pursuant to the above motion.

The following Supervisors were noted present: Supervisors Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Persons in attendance:

*Melanie Nutter, Director, Department of the Environment
Cheryl Adams, Deputy City Attorney
Vince Chhabria, Deputy City Attorney
Angela Calvillo, Clerk of the Board
Rick Caldeira, Legislative Deputy Director*

Matter was heard and filed.

RECONVENING OF THE BOARD

The Board at the hour of 5:06 p.m. reconvened.

The following Supervisors were noted present: Supervisors Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

[Elect Not to Disclose]

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

Supervisor Farrell, seconded by Supervisor Elsbernd, moved not to disclose its Closed Session deliberations. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

110341 [Bishop Otis Charles Day - April 24, 2011]

Sponsor: Wiener

Resolution honoring Otis Charles and proclaiming April 24, 2011, to be Bishop Otis Charles Day in the City and County of San Francisco.

Resolution No. 159-11

ADOPTED

110371 [Final Map 4343 - Mission Bay]

Motion approving Final Map No. 4343, Mission Bay, a 669 unit residential and 18 unit commercial condominium project within three buildable lots being a subdivision of Assessor's Block No. 8710 Lot No. 4; approving a Public Improvement Agreement related to the Final Map; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1 and the Mission Bay South Redevelopment Plan and Plan Documents. (Public Works Department)

Motion No. M11-51

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Charter Amendment

110401 [Charter Amendment - Allowing Amendments to or Repeals of Initiative Ordinances and Declarations of Policy]

Sponsor: Wiener

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 14.101 to allow amendments to or repeals of initiative ordinances and declarations of policy.

04/05/11; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 5/5/2011.

Ordinances

110399 [Business and Tax Regulations Code - Creation of a Citizen Advisory Committee for the Payroll Expense Tax Exclusion in Central Market Street and Tenderloin Area]

Sponsors: Kim; Chiu, Mar and Campos

Draft ordinance amending Article 12-A of the Business and Tax Regulations Code by amending Section 906.3 concerning the qualifications for and number of members on the Central Market and Tenderloin Area Citizen Advisory Committee for the Payroll Expense Tax Exclusion in Central Market Street and Tenderloin Area.

04/05/11; ASSIGNED UNDER 30 DAY RULE to Rules Committee.

110226 [Development Agreement - Treasure Island/Yerba Buena Island]

Sponsor: Mayor

Ordinance approving a Development Agreement between the City and County of San Francisco and Treasure Island Community Development, LLC, for certain real property located within Treasure Island/Yerba Buena Island; exempting certain sections of Administrative Code Chapter 6, Chapter 14B and Chapter 56; and adopting findings, including findings under the California Environmental Quality Act, findings of consistency with the City's General Plan and with the Eight Priority Policies of Planning Code Section 101.1(b), and findings relating to the formation of infrastructure financing districts.

(Fiscal Impact, Economic Impact.)

03/01/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

04/05/11; REFERRED TO DEPARTMENT.

04/05/11; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

110227 [Zoning Map Amendment - Treasure Island/Yerba Buena Island Development Project]

Sponsor: Mayor

Ordinance amending the Zoning Map of the City and County of San Francisco by adding new Sectional Map ZN14 to show the zoning designations of Treasure Island/Yerba Buena Island; adding new Sectional Map HT14 to establish the Height and Bulk District for Treasure Island/Yerba Buena Island; adding new Sectional Map SU14 to establish the Treasure Island/Yerba Buena Island Special Use District; and adopting findings, including environmental findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

(Economic Impact.)

03/01/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 3/31/2011.

04/05/11; REFERRED TO DEPARTMENT.

04/05/11; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

110228 [General Plan Amendments - Treasure Island/Yerba Buena Island Development Project]**Sponsor: Mayor**

Ordinance amending the San Francisco General Plan by amending the Commerce and Industry Element, Community Facilities Element, Housing Element, Recreation and Open Space Element, Transportation Element, Urban Design Element, and Land Use Index, maps and figures in various elements, and by adopting and adding the Treasure Island/Yerba Buena Island Area Plan, in order to facilitate the development of Treasure Island/Yerba Buena Island as endorsed by the Board of Supervisors and the Mayor in 2006 and updated in 2010, in order to facilitate the development of Treasure Island/Yerba Buena Island as envisioned in the Treasure Island/Yerba Buena Island Redevelopment Plan, adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1.
(Economic Impact.)

03/01/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 3/31/2011.
4/22/11 - Notice was published, posted, and mailed.

04/05/11; REFERRED TO DEPARTMENT.

04/05/11; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

110230 [Subdivision Code - Treasure Island/Yerba Buena Island]**Sponsor: Mayor**

Ordinance amending the San Francisco Subdivision Code to add Division 4 pertaining to the subdivision process applicable to development within the Treasure Island/Yerba Buena Island Project Site described in the Development Agreement between the City and County of San Francisco and Treasure Island Community Development, LLC, relative to Naval Station Treasure Island, including the establishment of a procedure for reviewing and filing vesting tentative transfer maps; and making findings, including General Plan consistency findings and Section 101.1 findings, and environmental findings.
(Economic Impact.)

03/01/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 3/31/2011.

04/05/11; REFERRED TO DEPARTMENT.

04/05/11; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

110337 [Business and Tax Regulations Code - Excluding Stock-Based Compensation from Payroll Expense, Tax Years 2011 through 2017]**Sponsors: Mirkarimi; Campos and Mar**

Ordinance amending Article 12-A of the San Francisco Business and Tax Regulations Code by adding Section 906.4 to establish a payroll expense tax exclusion for that portion of an eligible person's payroll expense that is attributable to stock compensation.
(Fiscal Impact; Economic Impact.)

03/29/11; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 4/28/2011.

04/04/11; REFERRED TO DEPARTMENT.

04/05/11; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

Resolutions

110402 [Accept and Expend Grant - Community Oriented Policing Services - \$750,000]

Sponsor: Cohen

Resolution authorizing the Department of Emergency Management to retroactively accept and expend a FY2010 Community Oriented Policing Services Grant in the amount of \$750,000 from the United States Department of Justice for the period December 16, 2009, to December 15, 2012.

04/05/11; RECEIVED AND ASSIGNED to Public Safety Committee.

110405 [Arelious Walker Drive Stairway Improvements]

Sponsor: Cohen

Resolution making certain findings pursuant to Health and Safety Code Section 33445 and consenting to the Redevelopment Agency of the City and County of San Francisco's use of tax increment funds in an amount not to exceed \$61,500 for contract administration, construction bid management, and project closeout for City owned public right-of-way improvements for the Arelious Walker Drive Stairway in the Bayview Hunters Point Redevelopment Project Area.

04/05/11; ASSIGNED to Board of Supervisors.

110408 [Redevelopment Improvements to the Bayview Opera House and Plaza]

Sponsor: Cohen

Resolution making certain findings pursuant to Health and Safety Code Section 33445 and consenting to the Redevelopment Agency of the City and County of San Francisco's use of tax increment funds to provide: 1) a \$400,000 grant to the San Francisco Arts Commission for structural, seismic and disabled-accessibility renovations to the Bayview Opera House; and 2) a \$785,000 grant to the San Francisco Municipal Transportation Agency for Plaza improvements to the Bayview Opera House; in the Bayview Hunters Point Redevelopment Project Area.

04/05/11; ASSIGNED to Board of Supervisors.

110409 [Accept and Expend Grant - GreenFinanceSF - \$372,600]

Sponsor: Mar

Resolution authorizing the Department of the Environment to retroactively accept and expend a grant in the amount of \$372,600 from the California Energy Commission's State Energy Program through Ecology Action to support GreenFinanceSF.

04/05/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

110410 [Opposing the Golden Gate National Recreation Area's Currently Proposed Draft Off-Leash Policy and Supporting the On-Going Dialogue between GGNRA and San Francisco]

Sponsors: Wiener; Avalos

Resolution putting the San Francisco Board of Supervisors on record as opposing the Golden Gate National Recreation Area's preferred alternatives for dog management.

04/05/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

110411 [Supporting California Assembly Bill 889 - Domestic Worker Bill of Rights]**Sponsors: Avalos; Mar**

Resolution urging the California legislature and the Governor of California to pass Assembly Bill 889, the "Domestic Worker Bill of Rights," as an expression of respect for the dignity and equality of domestic workers and the importance of the work they perform.

04/05/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110412 [Fare Schedule for Pedicabs Operated by SF Student Jobs Coalition]**Sponsor: Chiu**

Resolution approving the fare schedule for pedicabs operated by SF Student Jobs Coalition.

04/05/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110413 [Accept and Expend Grant - Joint Use School Facilities Project - \$23,000]**Sponsors: Chu; Mar**

Resolution authorizing the Department of Children, Youth, and Families to retroactively accept and expend grant funding in the amount of \$23,000 from the California Department of Public Health to fund a collaborative project with the San Francisco Unified School District to develop a policy related to the joint use of school district facilities that will benefit the school district, city, and community by increasing access to space where educational, health, social services, sports, recreation, and other activities can be provided for the period of September 15, 2010, through January 31, 2012.

04/05/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110414 [Accept and Expend Grant - Forensic Science Improvements - \$35,393]**Sponsor: Elsbernd**

Resolution authorizing the San Francisco Police Department to retroactively accept and expend a Paul Coverdell Forensic Science Improvement Grant in the amount of \$35,393 from the California Emergency Management Agency.

04/05/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110415 [California Poets in the Schools Day - April 16, 2011]**Sponsors: Mar; Chiu**

Resolution declaring April 16, 2011, as California Poets in the Schools Day in San Francisco.

04/05/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110416 [Supporting Upward Bound Project]**Sponsors: Mirkarimi; Mar**

Resolution in support of the Upward Bound Project and affirming the City's continuing need for such a program, urging the University of San Francisco (USF) to use its best efforts to maintain the Upward Bound Program on the USF Campus thereby assuring that Upward Bound retains its eligibility to receive Federal funds.

04/05/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110289 [Homeless Development Initiative Agreement - Treasure Island/Yerba Buena Island]**Sponsor: Mayor**

Resolution approving the Amended and Restated Base Closure Homeless Assistance Agreement with the Treasure Island Homeless Development Initiative; adopting findings that the agreement is consistent with the City's General Plan and the Eight Priority Policies of City Planning Code Section 101.1.

(Fiscal Impact, Economic Impact.)

03/08/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

03/15/11; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

04/05/11; REFERRED TO DEPARTMENT.

04/05/11; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

110290 [Economic Development Conveyance Memorandum of Agreement - Treasure Island/Yerba Buena Island]**Sponsor: Mayor**

Resolution approving the Economic Development Conveyance Memorandum of Agreement for the transfer of former Naval Station Treasure Island from the United States Government to the Treasure Island Development Authority; adopting findings that the agreement is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1.

(Fiscal Impact, Economic Impact.)

03/08/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

04/05/11; REFERRED TO DEPARTMENT.

04/05/11; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

110291 [Disposition and Development Agreement and Interagency Cooperation Agreement - Treasure Island/Yerba Buena Island]**Sponsor: Mayor**

Resolution approving a Disposition and Development Agreement between the Treasure Island Development Authority and Treasure Island Community Development, LLC, for certain real property located on Treasure Island/Yerba Buena Island; approving an Interagency Cooperation Agreement between the City and the Treasure Island Development Authority; and adopting findings that the agreements are consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1.

(Economic Impact, Fiscal Impact.)

03/08/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

03/15/11; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

04/05/11; REFERRED TO DEPARTMENT.

04/05/11; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

110328 [CEQA Findings - Treasure Island/Yerba Buena Island Development Project]**Sponsor: Mayor**

Resolution adopting findings under the California Environmental Quality Act (CEQA), CEQA Guidelines and San Francisco Administrative Code Chapter 31, including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations in connection with the development of Treasure Island/Yerba Buena Island, as envisioned in the Development Plan for the Treasure Island/Yerba Buena Island Project Area.

03/15/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

04/05/11; REFERRED TO DEPARTMENT.

04/05/11; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

110340 [Public Trust Exchange Agreement - Treasure Island/Yerba Buena Island]**Sponsor: Mayor**

Resolution approving the Public Trust Exchange Agreement between the Treasure Island Development Authority and the California State Lands Commission in furtherance of the Treasure Island/Yerba Buena Island Project; adopting findings that the Public Trust Exchange Agreement is consistent with the City's General Plan and the Eight Priority Policies of City Planning Code Section 101.1.

03/29/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

04/05/11; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

Motions**110400 [Campaign and Governmental Conduct Code - Modifying Registration and Disclosure Requirements for Campaign Consultants]****Sponsor: Wiener**

Motion ordering submitted to the voters an ordinance amending Article I, Chapter 5, of the Campaign and Governmental Conduct Code, to modify registration and disclosure requirements for campaign consultants at an election to be held on November 8, 2011.

04/05/11; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 5/5/2011.

110420 [Closed Session - Pension, Health Care, and Retiree Health Care Reform]**Sponsor: Chiu**

Motion for the Board of Supervisors to convene in closed session to consult with the Mayor and City's Labor Relations Negotiators for the purpose of reviewing the City's positions and the Mayor's instructions to the Negotiators relating to: (a) pension, health care, and retiree health care reform proposals, and the meet and confer process regarding wages, hours, benefits, and working conditions currently underway between the City and City employee bargaining units to address the costs associated with providing these benefits; and (b) pending labor negotiations with organizations representing employees in the two MOUs expiring June 30, 2011 (e.g., District Attorney Investigators Association and Committee on Interns and Residents), as well as the Unrepresented Ordinance.

This closed session is permitted by Government Code Section 54957.6 and San Francisco Administrative Code Section 67.10(e).

04/05/11; RECEIVED AND ASSIGNED to Board of Supervisors.

Requests for Hearing

110417 [Hearing - Payroll Expense Tax Biotechnology Exclusion]

Sponsor: Campos

Hearing on whether the payroll expense tax biotechnology exclusion has met its intended goals, including, but not limited to, the goals of helping to revive the local economy, creating jobs, creating an increase in property tax revenue to the city, and generating a biotechnology industry cluster in San Francisco.

04/05/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110418 [Hearing - Public Health Budget Update for FY2011-2012]

Sponsor: Chu

Hearing to receive an update on the Department of Public Health's Budget for FY2011-2012.

04/05/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Introduced by the President at the Request of a Department

PROPOSED ORDINANCES

110333 [Settlement of Lawsuit - Michael Pinkston - \$30,000]

Ordinance authorizing the settlement of lawsuit filed by Michael Pinkston against the City and County of San Francisco for \$30,000; the lawsuit was filed on March 24, 2010, in San Francisco Superior Court, Case No. CGC-10-498074, entitled Michael Pinkston v. City and County of San Francisco, et al. (City Attorney)

03/22/11; RECEIVED AND ASSIGNED to Rules Committee.

110334 [Transportation Code - Limits for Parking at Inoperable/Broken Meters]

Ordinance amending San Francisco Transportation Code, Division I, by amending Section 7.2.30 to establish a two hour maximum time limit for parking at inoperable or broken parking meters for on-street parking, and adding Section 7.2.65 to establish a two hour maximum time limit for parking at inoperable or broken parking meters for off-street parking. (Municipal Transportation Agency)

03/28/11; ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 5/5/2011.

Requests Granted

*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:*

*Residential and Commercial Buildings
79 Haight St.
798 Haight, on side
401 Divisadero
539 Gough
Approximately 175 Rose
Approximately 187 Rose
1772 Market St., on the West side
Southwest corner of Pine and Fillmore
Approximately 1630 Fillmore
1490 Fillmore, on the North side
625 Fillmore
Approximately 530 Fillmore
688 Oak*

*Planter Boxes
2205 Sutter
701 Fillmore*

*Parking Lots
Southeast and Northeast corners of Rose and Octavia
Southeast and Northeast corner of Haight and Octavia*

*Billboards
1400 – 9th Avenue*

*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 newsstands at the following locations:*

*San Francisco Bay Guardian
Southwest corner of Carl and Stanyan
347 Judah
Northwest corner of O'Farrell and Fillmore
Northeast corner of Divisadero and Post
7th Avenue and Irving (near bus stops)
Northwest corner of Hayes and Fillmore
Northwest corner of Hayes and Gough
2435 California
Southeast corner of Fillmore and Haight*

*San Francisco Chronicle
Southwest corner of 4th Avenue and Irving
Southeast corner of Haight and Fillmore
Irving and 7th Avenue
347 Judah
451 Kirkham*

Southwest corner of Irving and 5th Avenue
1401 9th Avenue
Southwest corner of Haight and Clayton
Southeast corner of Haight and Masonic

Examiner

Northeast corner of 4th Avenue and Irving
Southeast corner of Haight and Fillmore
2435 California
Northeast corner of O'Farrell and Fillmore
1401 – 9th Avenue
Southwest corner of 5th Avenue and Irving

SF Weekly

Southwest corner of Carl and Stanyan
1401 – 9th Avenue
Southwest corner of Sutter and Fillmore
Northwest corner of O'Farrell and Fillmore
Southeast corner of Masonic and Haight
Southeast corner of Haight and Fillmore

Advertiser

Northeast corner of O'Farrell and Fillmore

Jobs and Careers

347 Judah
Southwest corner of 4th Avenue and Parnassus

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 following locations:

Garbage Cans

Opposite 1638 Fell along North sidewalk in Panhandle
600 Stanyan
Opposite 32 Irving
Northeast corner of Haight and Octavia
Northwest corner of Post and Fillmore
Approximately 710 Fillmore
500 Fillmore

Mailboxes

Southeast corner of Bush and Fillmore
Southwest corner of Hayes and Fillmore
2320 Sutter
2130 Post
451 Kirkham

Public Benches

Opposite 1450 Fell, along North sidewalk in Panhandle
North of the basketball court in Panhandle
Opposite 1882 Fell, along North sidewalk in Panhandle
Opposite 1974 Fell, along North sidewalk in Panhandle
Opposite 2080 Fell, along North sidewalk in Panhandle

Street Walls and Overpasses
South facing wall in the Fillmore-Turk Mini Park

Fire Hydrants
Northeast corner of Page and Fillmore
Approximately 2030 Post
Southeast corner of Divisadero and Oak

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 following public property locations:

Utility Boxes
Approximately 1136 Oak
Opposite 1550 Fell in Panhandle
Southeast corner of Haight and Stanyan
Northeast corner of Stanyan and Carl
Southwest corner of 2nd Avenue and Irving
Southwest corner of 4th Avenue and Irving
Southeast corner of Octavia and Oak
Southeast corner of Octavia and Haight
500 Fillmore
2201 Post

Bus Shelters
600 Stanyan
Northeast corner of Geary and Webster
Approximately 710 Fillmore

Emergency Box
Northwest corner of Pierce and Sutter

Parking Meters
Southeast corner of Post and Webster
1964 Post

Parking and Traffic Signs
940 Page
1414 – 6th Avenue
Southwest corner of Gough and Grove
2028 Fillmore
Northwest corner of Page and Fillmore

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 utility poles at the following locations:

Metal Poles
Southwest corner of Divisadero and Oak
Opposite 32 Irving
Approximately 685 Parnassus
1462 – 9th Avenue
1459 – 9th Avenue
Approximately 139 Kirkham
1445 – 8th Avenue

Opposite 1449 – 8th Avenue
1435 – 7th Avenue
1440 – 6th Avenue
1496 – 6th Avenue
443 Irving
Southeast corner of Haight and Octavia
Southeast corner of Eddy and Webster
Approximately 2475 California
Throughout parking lot and underneath billboard at 2435 California
Approximately 830 Fillmore
Approximately 720 Fillmore
2183 Sutter
Approximately 2335 Sutter
2200 Post
Approximately 2190 Post
Approximately 2110 Post
685 Oak
Approximately 2090 Post
Northwest corner of Page and Fillmore
Approximately 140 Kirkham

Wood Poles
1350 – 4th Avenue
624 Fillmore
450 Fillmore

Concrete Poles
Approximately 1250 Oak
Approximately 1280 Oak
Southwest corner of Baker and Fell
South of intersection of Fell and Ashbury, along North walk in Panhandle
213 Carl
251 Carl
Opposite 468 Carl
549 Irving

In Memoriams

Aimee Polacci – President Chiu, Supervisors Elsbernd and Chu
Michael Robert Roach – Supervisor Elsbernd
Thomas Patrick Brady – Supervisor Chu

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:07 p.m.

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 May 10, 2011.

Angela Calvillo, Clerk of the Board