

Board of Supervisors

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



AGENDA

**Tuesday, July 22, 2008
2:00 PM**

Regular Meeting

**AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CARMEN CHU, CHRIS DALY, BEVAN DUFTY, SEAN ELSBERND, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL
Angela Calvillo, Clerk of the Board**

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Approval of the June 10, 2008 and June 17, 2008 Board Meeting Minutes.

AGENDA CHANGES

COMMUNICATIONS

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

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

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

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

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

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

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

CONSENT AGENDA

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

Items 1 through 20

Recommendations of the Budget and Finance Committee

Present: Supervisors McGoldrick, Elsbernd, Mirkarimi, Chu

- 1. 080738 [Environmental review fees, Community fee, and related fees] Mayor**
Ordinance amending the San Francisco Administrative Code by amending Sections 31.22 and 31.23 to increase environmental review fees 1.63 percent, to adopt a new fee for Determination of Historical Resources, and to increase fees to recover cost of producing area plans from projects in Plan Areas; adding Section 31.24 to adopt new fees for Community Plans; and making environmental findings.

7/16/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. **080794** **[Appropriating \$16,864,000 to support cost overruns at San Francisco General and Laguna Honda Hospitals in the Department of Public Health for Fiscal Year 2007-2008]** **Mayor**

Ordinance appropriating \$16,864,000, including \$15,449,000 in surplus hospital revenues and \$1,415,000 from a de-appropriation of General Fund savings in Health at Home, for cost overruns at San Francisco General Hospital and Laguna Honda Hospital in the Department of Public Health for Fiscal Year 2007-2008; and de-appropriating \$5,801,000 of the Healthy San Francisco revenues and expenditures due to lower program participation in the Department of Public Health for Fiscal Year 2007-2008.

(Fiscal Impact.)

7/16/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors McGoldrick, Elsbernd, Mirkarimi, Daly, Chu

3. **080442** **[Recreation and Park Department - County Fair Building & Botanical Garden Facility Rental Fees]** **Mayor**

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, by adding Section 12.46, to establish facility rental fees for the County Fair Building and Botanical Garden.

7/16/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. **080739** **[Chlorofluorocarbon Recovery and Recycling Fees]** **Mayor**

Ordinance amending Section 1412 of San Francisco Health Code Article 24 to increase fees for permitting and inspections by the Department of Health and making environmental findings.

7/16/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. **080740** **[Diesel Backup Generator Fees]** **Mayor**

Ordinance amending Section 2017 of Health Code Article 30 to increase fees for registration applications and regulation of diesel backup generators and add provisions for the Controller to adjust fees annually, and making environmental findings.

7/16/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

6. **080741** **[Hazardous Materials Fees]** **Mayor**

Ordinance amending Section 1176 of San Francisco Health Code Article 21 to increase fees for hazardous materials registration, storage, handling and inspections by the Department of Public Health; and making environmental findings.

7/16/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

7. **080742** **[Hazardous Waste Management Fees]**

Ordinance amending Section 1204 of San Francisco Health Code Article 22 to increase fees for hazardous waste generators and inspections by the Department of Public Health and to provide for subsequent fee adjustments to ensure that such fees cover program costs; and making environmental findings.

7/16/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

8. **080743** **[Hazardous Waste Soil Analysis Fees]** **Mayor**

Ordinance amending Section 1237 of the San Francisco Health Code to increase fees for hazardous waste soil analysis and add provisions for the Controller to adjust annually, and making environmental findings.

7/16/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 9. 080744 [License and Permit Fees] Mayor**
 Ordinance amending the San Francisco Business and Tax Regulations Code by amending Sections 35, 120, 248, 249.1, 249.7, 249.11, 249.12, 249.13, 249.14, 249.16, and 249.20; and the San Francisco Health Code by amending Sections 258, 1009.54, 1927, and 3304 relating to fees for licenses, permits and inspections by the Department of Public Health.
 7/16/2008, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?
- 10. 080745 [Medical Waste Generator Registration, Permitting, Inspections And Fees] Mayor**
 Ordinance amending Sections 1504 through 1509, and 1513 and 1514 of San Francisco Health Code Article 25 to increase registration and permit fees for persons who generate, store, haul and treat medical waste and for inspections by the Department of Public Health; and making environmental findings.
 7/16/2008, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?
- 11. 080746 [Risk Management Program Fees] Mayor**
 Ordinance amending Section 1191 of San Francisco Health Code Article 21A to increase fees for Risk Management Plans and inspections of stationary sources by the Department of Public Health and making environmental findings.
 7/16/2008, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?
- 12. 080747 [Ambulance Permit Fees] Mayor**
 Ordinance amending Section 249.8 of the San Francisco Business and Tax Regulations Code to increase annual ambulance permit fees and create a fee for initial ambulance provider permit application; and making environmental findings.
 7/16/2008, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?
- 13. 080748 [Health Inspection Fees] Mayor**
 Ordinance amending San Francisco Health Code by deleting Sections 609, 609.1, 609.2, and 609.3 and adding new Sections 609, 609.1, 609.2 to impose a fee for vector control and healthy housing inspections, increase fees for reinspections, substitute the lien procedures of Article XX of Chapter 10 of the San Francisco Administrative Code for collection of reinspection fees, and add provisions for the Controller to adjust annually, and making environmental findings.
 7/16/2008, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?
- 14. 080757 [Recreation and Park Department - Conservatory of Flowers Facility Rental Fees] Mayor**
 Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.34, to establish facility rental fees for the Conservatory of Flowers.
 7/16/2008, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?
- 15. 080758 [Fees for Fire Department Services and Permits] Mayor**
 Ordinance making environmental findings and amending Sections 105.6.47, 105.6.48, 112.2, 112.3, 112.7, 112.8, 112.9, 112.10, 112.11, 112.15, 112.17, 112.18 and Tables 112-A, 112-B and 112-C of Appendix Chapter 1 of the San Francisco Fire Code to increase fees for certain Fire Department services and permits, amending Section 112.9 to add an Express Plan Review service, and adding Sections 105.6.50, 112.19, and 112.20 to Appendix Chapter 1 of the San Francisco Fire Code to establish fees for certain Fire Department services and permits, to become operative on its effective date or on July 1, 2008, whichever is later.
 7/16/2008, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?
- 16. 080759 [Fees for Fire Department Emergency Medical Services] Mayor**
 Ordinance making environmental findings and amending Section 128.1 of the San Francisco Health Code to increase fees for certain Fire Department emergency medical services, to eliminate the fee for supplemental supplies, and to modify the language regarding fee changes in subsequent years.

7/16/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 17. 080761 [Patient Rates] Mayor**

Ordinance amending Section 128 of the San Francisco Health Code to set patient rates and other services provided by the Department of Public Health, effective July 1, 2008.

7/16/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 18. 080708 [Recorder's fee for Social Security Number Truncation Program - \$1.00] Supervisor Peskin**

Ordinance amending Chapter 8 of the San Francisco Administrative Code by adding Section 8.24.7, to authorize an additional \$1.00 recording fee to fund the Social Security number truncation program, and making environmental findings. (Assessor-Recorder)

7/16/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, Peskin

- 19. 071009 [Construction Dust Control] Supervisors Maxwell, Peskin, Ammiano, Dufty, Mirkarimi**

Ordinance amending the San Francisco Building Code by adding Section 106.3.2.6 to require that all site preparation work, demolition, or other construction activities within the City and County of San Francisco that have the potential to create dust or will expose or disturb more than 10 cubic yards or 500 square feet of soil must comply with specified dust control measures whether or not the activity requires a permit from the Department of Building Inspection, with provision for waiver by the Director for activities on sites less than one half acre that are unlikely to result in any visible windblown dust; amending the San Francisco Health Code by adding Article 22B to require, for projects over one half acre, that the project sponsor obtain approval of a dust control plan from the Director of Public Health unless the Director waives these requirements or the project qualifies for an interior only tenant improvement project exemption, and enacting fees to defray the costs of implementation; adopting environmental and general findings.

8/7/2007, SUBSTITUTED. Supervisor Maxwell submitted a substitute ordinance bearing new title.

6/24/2008, SUBSTITUTED. Supervisor Maxwell submitted a substitute ordinance bearing new title.

7/16/2008, PASSED ON FIRST READING. Supervisor Mirkarimi requested to be added as a co-sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

- 20. 080850 [Zoning - 901 Bush Street Special Use District] Supervisor Peskin**

Ordinance amending the San Francisco Planning Code by adding Section 249.36 and amending Sheet SU01 of the Zoning Map of the City and County of San Francisco to establish the 901 Bush Street Special Use District in the area generally bounded by Bush Street to the north, Taylor Street to the East, and Assessor's Block 0282 Lots 017 and 022 to the west and south, respectively; and adopting environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b).

7/16/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

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

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors McGoldrick, Elsbernd, Mirkarimi, Daly, Chu

- 21. 080725 [Consolidated Budget and Annual Appropriation Ordinance, Fiscal Year 2008-2009 and for the Municipal Transportation Agency, Fiscal Years 2008-2009 and 2009-2010] Mayor**

Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated

expenditures for the City and County of San Francisco for fiscal year ending June 30, 2009 and for the Municipal Transportation Agency fiscal years ending June 30, 2009 and June 30, 2010.

(Supervisor Daly dissented in committee.)
(Fiscal Impact.)

7/16/2008, CONTINUED. Continued to July 22, 2008

Question: Shall this Ordinance be PASSED ON FIRST READING?

- 22. 080726 [Annual Salary Ordinance, Fiscal Year 2008-2009 and for the Municipal Transportation Agency Fiscal Years 2008-2009 and 2009-2010] Mayor**

Consolidated Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2009 and for the Municipal Transportation Agency, fiscal Years ending June 30, 2009 and June 30, 2010, 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 therefor.

(Supervisor Daly dissented in committee.)
(Fiscal Impact.)

7/16/2008, CONTINUED. Continued to July 22, 2008

Question: Shall this Ordinance be PASSED ON FIRST READING?

- 23. 080728 [Redevelopment Agency Budget 2008-2009] Mayor**

Resolution approving the Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2008-2009.

(Fiscal Impact.)

7/8/2008, CONTINUED. Continued to July 22, 2008

Question: Shall this Resolution be ADOPTED?

- 24. 080730 [Treasure Island Development Authority Budget 2008-2009] Mayor**

Resolution approving the Budget of the Treasure Island Development Authority for fiscal year 2008-2009.

(Fiscal Impact.)

7/8/2008, CONTINUED. Continued to July 22, 2008

Question: Shall this Resolution be ADOPTED?

- 25. 080828 [Public Education Enrichment Fund - First Five Commission] Supervisor McGoldrick**

Resolution approving the San Francisco First Five Commission expenditure plan for the Public Education Enrichment Fund for Fiscal Year 2008-09.

7/8/2008, CONTINUED. Continued to July 22, 2008

Question: Shall this Resolution be ADOPTED?

- 26. 080829 [Public Education Enrichment Fund - Unified School District Fiscal Year 2008-2009] Supervisor McGoldrick**

Resolution approving the San Francisco Unified School District expenditure plan for the Public Education Enrichment Fund for Fiscal Year 2008-2009.

7/8/2008, CONTINUED. Continued to July 22, 2008

Question: Shall this Resolution be ADOPTED?

Present: Supervisors McGoldrick, Elsbernd, Mirkarimi, Chu

- 27. 080922 [Redevelopment Agency Bond 2008-2009]**

Resolution approving the Issuance by the Redevelopment Agency of Bonds in an aggregate principal amount of not to exceed \$202,824,283 to finance a portion of redevelopment activities described in such approved Budget for fiscal year 2008-2009.

7/16/2008, CONTINUED. Continued to July 22, 2008

Question: Shall this Resolution be ADOPTED?

Present: Supervisors McGoldrick, Elsbernd, Mirkarimi, Daly, Chu

28. 080749 [San Francisco Public Library - Fees] **Mayor**
Ordinance making environmental findings and amending the San Francisco Administrative Code by amending Section 8.21-2 to adjust existing Library fees and authorize the Library to collect fees for scanning services, special meeting room services, and lost and damaged interlibrary loan materials.
(Supervisors Daly and Mirkarimi dissented in committee.)

7/16/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

29. 080750 [Recreation and Park Department - Athletic Fields Fees] **Mayor**
Ordinance making environmental findings and amending San Francisco Park Code, Article 12, by amending Section 12.36 to increase the application fee for certification as a non-profit.
7/16/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

30. 080751 [Recreation and Park Department - Aquatic Facilities Fees] **Mayor**
Ordinance making environmental findings and amending San Francisco Park Code, Article 12, by amending Section 12.40 to increase the fees at the Aquatic facilities.
7/16/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

31. 080752 [Recreation and Park Department - Facility Rental Fees] **Mayor**
Ordinance making environmental findings and adding San Francisco Park Code Section 12.47 to establish rental fees for the use of the Randall Museum and the Harvey Milk Performing Arts Center.
7/16/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

32. 080753 [Recreation and Park Department - Reservation Administrative Fees] **Mayor**
Ordinance making environmental findings and amending San Francisco Park Code, Article 12, by amending Section 12.45 to establish an athletic field re-scheduling fee.
7/16/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

33. 080754 [Recreation and Park Department - Coit Tower Fees] **Mayor**
Ordinance making environmental findings and amending San Francisco Park Code, Article 12, by amending Section 12.06 to increase the fees at Coit Tower.
7/16/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

34. 080755 [Recreation and Park Department - Japanese Tea Garden Fees] **Mayor**
Ordinance making environmental findings and amending San Francisco Park Code, Article 12, by amending Section 12.05 to increase the fees at the Japanese Tea Garden.
7/16/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

35. 080756 [Recreation and Park Department - Athletic League Fees] **Mayor**
Ordinance making environmental findings and adding San Francisco Park Code Section 12.48 to establish fees for the use of Recreation and Park facilities by athletic leagues.
7/16/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

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; 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 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 Section 53410 of the California Government Code; incorporating the provisions of the San Francisco Administrative Code, Sections 5.30 - 5.36; and waiving the time requirements specified in Section 2.34 of the San Francisco Administrative Code.

(Fiscal Impact.)

7/16/2008, PASSED ON FIRST READING. Supervisor Elsbernd requested to be added as a co-sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Daly, Dufty, Ammiano

- 41. 080647 [Commission on the Environment] Supervisor Mirkarimi**
Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco by amending Section 4.118, to clarify the authority of the Commission on the Environment to consider and make recommendations regarding environmental justice issues, to authorize the Commission to review and make recommendations regarding City building and land use policies for environmental sustainability, to authorize the Commission to assist City representatives to regional bodies, and to update the list of operations and functions that the Commission shall investigate and make recommendations regarding.
5/21/2008, SUBSTITUTED.
7/16/2008, CONTINUED. Continued to July 22, 2008
Question: Shall this Charter Amendment be SUBMITTED?
- 42. 080648 [San Francisco Clean Energy Act] Supervisors Mirkarimi, Ammiano**
Charter Amendment (Fourth Draft) to amend the Charter of the City and County by amending Sections 8B.120, 8B.123, and 9.107, and adding Sections 8B.128 through 8B.131, to: (i) address the crisis of global climate change by moving San Francisco from fossil fuels to clean, sustainable energy production, (ii) ensure environmentally sustainable and affordable electric supplies for residents, businesses, and City departments, (iii) require the Public Utilities Commission to determine the most effective means of providing clean, sustainable, reliable and reasonably-priced electric service to San Francisco residents, businesses and City departments, and (iv) establish an Independent Ratepayer Advocate to represent the interests of San Franciscans that purchase utility services from the City by evaluating and making recommendations on utility rate proposals prepared by the San Francisco Public Utilities Commission under Charter section 8B.125.
6/17/2008, SUBSTITUTED. Supervisor Mirkarimi submitted a substitute Charter Amendment bearing new title.
7/16/2008, CONTINUED. Continued to July 22, 2008
Question: Shall this Charter Amendment be SUBMITTED?
- 43. 080649 [Promoting and Sustaining Music and Culture in San Francisco] Supervisors Mirkarimi, Ammiano, Sandoval, Dufty**
Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by adding Section 16.128, which is designed to promote music and culture in San Francisco by establishing a music and culture sustainability policy implementing those principles in part through a process for reviewing and possibly revising City Codes, and incorporating those principles into the General Plan of the City and County; and amending Section 4.106 to provide that the Board of Appeals shall have jurisdiction to hear appeals of denials of entertainment-related permits and events under the jurisdiction of the Recreation and Park Commission.
7/16/2008, CONTINUED. Continued July 22, 2008
Question: Shall this Charter Amendment be SUBMITTED?
Present: Supervisors Daly, Dufty
- 44. 080639 [Retirement system credit for unpaid parental leave] Supervisors Alioto-Pier, Daly, Dufty, Ammiano, Mirkarimi**
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by: adding Sections A8.523 through A8.523-7, to allow retirement system credit for eligible members who have taken unpaid parental leave while employed with the City and County; amending Sections A8.509, A8.559-10, A8.585-10, A8.586-10, A8.587-7, A8.588-10, A8.595-10, A8.596-10, A8.597-10, and A8.598-10, relating to computation of service credit for a period of unpaid parental leave; and amending Sections A8.509, A8.559-11, A8.585-11, A8.586-11, A8.587-8, A8.588-11, A8.595-

11, A8.596-11, A8.597-11, and A8.598-11, relating to the source of funds for eligible members who elect to purchase service credit for a period of unpaid parental leave.

7/16/2008, CONTINUED. Continued to July 22, 2008 Supervisor Mirkarimi requested to be added as a co-sponsor.

Question: Shall this Charter Amendment be SUBMITTED?

Present: Supervisors Dufty, McGoldrick

45. 080643 [City Elections In Even-Numbered Years] Supervisor McGoldrick

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 2.101 and 13.101 and Article XVII to change the election cycle for the offices of Mayor, Sheriff, District Attorney, City Attorney and Treasurer so that these offices will be elected in even-numbered years; and to amend the definition of general municipal election so that such elections occur only in even-numbered years.

6/24/2008, CONTINUED. Continued to July 8, 2008

7/8/2008, CONTINUED. Continued to July 15, 2008

7/16/2008, CONTINUED. Continued to July 22, 2008

Question: Shall this Charter Amendment be SUBMITTED?

From the Rules Committee Without Recommendation

Present: Supervisors Daly, Dufty, Ammiano

46. 080619 [Providing for appointment rather than election of the City Treasurer] Supervisor McGoldrick

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 3.106, amending Sections 6.100, 13.101, 13.101.5, 13.102, and 14.103, and repealing Section 6.106, to provide for appointment rather than election of the City Treasurer, and set qualifications for the office of Treasurer.

6/17/2008, CONTINUED. Continued to June 24, 2008

6/24/2008, CONTINUED. Continued to July 8, 2008

7/8/2008, CONTINUED. Continued to July 15, 2008

7/16/2008, CONTINUED. Continued to July 22, 2008

Question: Shall this Charter Amendment be SUBMITTED?

47. 080851 [Appointment of the City Treasurer; City Elections in Even-numbered Years] Supervisor McGoldrick

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by (1) adding Section 3.106, amending Sections 6.100, 13.101, 13.101.5, 13.102, and 14.103, and repealing Section 6.106, to provide for appointment rather than election of the City Treasurer, set qualifications for the Office of Treasurer, and setting an operative date; and, (2) amending Sections 2.101, 13.101 and Article XVII to: change the election cycle for the offices of Mayor, Sheriff, District Attorney, and City Attorney so that these offices will be elected in even-numbered years; amend the definition of general municipal election so that such elections occur only in even-numbered years; and, clarify the operation of term limits for members of the Board of Supervisors.

7/8/2008, CONTINUED. Continued to July 15, 2008

7/16/2008, CONTINUED. Continued to July 22, 2008

Question: Shall this Charter Amendment be SUBMITTED?

Board of Supervisors Sitting as a Committee of the Whole

Present: Supervisors Daly, Dufty, Ammiano

48. 080641 [Pier 70 plan and lease approvals; General Fund financing for Pier 70 waterfront improvements; transfer of funds according to agreements between the Port Commission and other departments; priorities for use of Port funds] Supervisors Maxwell, Alioto-Pier, Ammiano, Dufty

Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco by adding Sections B7.310 and B7.320, and amending Section B6.406, to: authorize the Board of Supervisors to approve a Pier 70 financial and land use plan; authorize a mechanism for the City to appropriate General Fund revenues in an amount up to 75% of the projected hotel and payroll taxes attributable to new development at Pier 70 to finance waterfront improvements; waive Board approval of leases consistent with the approved Pier 70 plan; require the City to appropriate funds for certain Board-approved agreements between City departments and the Port Commission; and, updating the priorities for use of Port revenues.

5/21/2008, SUBSTITUTED. Amendment of the Whole (Second Draft), new title. 30 days begins upon receipt of Charter Amendment approved as to form and a legislative digest.

6/10/2008, SUBSTITUTED. Supervisor Maxwell submitted a substitute charter amendment bearing new title.

7/8/2008, CONTINUED. Continued to July 15, 2008

7/16/2008, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

7/16/2008, CONTINUED AS AMENDED. Continued to July 22, 2008 with the Board Sitting as a Committee of the Whole.

Question: Shall this Charter Amendment be SUBMITTED?

49. 080650 [Creating an Historic Preservation Commission] Supervisors Peskin, Ammiano

Charter Amendment (Fifth Draft) to amend the Charter of the City and County of San Francisco by amending Section 4.105 and adding Section 4.135 to establish an Independent Historic Preservation Commission, appointed by the Mayor, subject to the approval of the Board of Supervisors and meeting certain specified qualifications, with authority to recommend approval, disapproval or modification to the Board of Supervisors of landmark, and significant or contributory building designations under the Planning Code and historical property contracts under Chapter 71 of the Administrative Code without referral to the Planning Commission; recommend approval, disapproval or modification to the Board of Supervisors of historic district and conservation district designations under the Planning Code with comment by the Planning Commission; approve, disapprove, or modify certificates of appropriateness to landmarks buildings or historic districts; approve, disapprove, or modify permits for major and minor alterations to significant or contributory buildings or conservation districts; recommend a Preservation Element of the General Plan to the Planning Commission; and take such other actions on matters as may be prescribed by ordinance; and establishing appeal provisions; requiring referral of certain matters; and establishing budget, fees and staffing provisions.

7/16/2008, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

7/16/2008, CONTINUED AS AMENDED. Cotnued to July 22, 2008 with the Board Sitting as a Committee of the Whole

Question: Shall this Charter Amendment be SUBMITTED?

Recommendations of the Government and Audit Oversight Committee

Present: supervisors Peskin, Maxwell

50. 080800 [MOU, Amendment No. 1 - San Francisco Fire Fighters Union, Local 798 (Unit 1)] Mayor

Ordinance adopting and implementing Amendment #1 to the 2007-2011 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 1) by implementing specified terms and conditions of employment for fiscal years 2008-2009, 2009-2010 and 2010-2011.

7/8/2008, CONTINUED. Continued to July 22, 2008

Question: Shall this Ordinance be PASSED ON FIRST READING?

51. 080801 [MOU, Amendment No. 1 - San Francisco Fire Fighters Union, Local 798 (Unit 2)] Mayor

Ordinance adopting and implementing Amendment #1 to the 2007-2011 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 2) by implementing specified terms and conditions of employment for fiscal years 2008-2009, 2009-2010 and 2010-2011.

7/8/2008, CONTINUED. Continued to July 22, 2008

Question: Shall this Ordinance be PASSED ON FIRST READING?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors McGoldrick, Elsbernd, Mirkarimi, Daly, Chu

52. 080880 [Recreation and Park Department - Event Fees] Supervisor McGoldrick

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.22 to amend the fees for use of the parks for events.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors McGoldrick, Elsbernd, Chu

53. 080887 [SFPD MOU for Loan of FBI Vehicles] Mayor

Ordinance approving a memorandum of understanding between the City and County of San Francisco and the Federal Bureau of Investigations (FBI) for the loan of two Chevrolet Suburban vehicles from the FBI for use in San Francisco Police Department Tactical Company, and waiving the indemnification requirements of the San Francisco Administrative Code Chapter section 4.18 for this agreement, and approving the City indemnifying and holding the FBI harmless against claims arising from the activities of the City under the MOU.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors McGoldrick, Elsbernd, Mirkarimi, Chu

54. 080875 **[Accept-Expend State Grant, Port Commission - \$3,117,512]** **Supervisor Alioto-Pier**
Resolution authorizing the San Francisco Port Commission to accept and expend a grant in the amount of \$3,117,512 from the California Office of Homeland Security for security enhancements at the Port of San Francisco.

Question: Shall this Resolution be ADOPTED?

55. 080955 **[2007-2010 Children's Services Allocation Plan]** **Mayor**
Resolution approving an amendment to the Children's Services Allocation Plan for the Children's Fund in accordance with Section 16.108 of the San Francisco Charter.

Question: Shall this Resolution be ADOPTED?

From the Budget and Finance Committee Without Recommendation

Present: Supervisors McGoldrick, Elsbernd, Mirkarimi, Daly, Chu

56. 080881 **[Recreation and Park Department - Athletic Field Fees]** **Supervisor McGoldrick**
Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.36 to amend the Athletic Field Fees.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Peskin, Ammiano, Maxwell

57. 080849 **[PG&E SmartMeter Upgrade Proposal]** **Supervisors Peskin, Dufty, Ammiano,
Maxwell, Mirkarimi, Daly, McGoldrick,
Sandoval**

Ordinance directing the Department of the Environment to conduct a Cost and Climate Review of PG&E's request to the California Public Utilities Commission to spend \$877 million on a SmartMeter upgrade program; and directing the City Attorney, in consultation with the Department of the Environment and Public Utilities Commission, to participate in the CPUC review of PG&E's request; and establishing the City's policy to oppose PG&E's request if the Cost and Climate Review concludes that PG&E's SmartMeter upgrade proposal is not cost effective or that alternative technologies that offer greater benefits should be investigated.

(Fiscal Impact.)

7/8/2008, SUBSTITUTED. Supervisor Peskin submitted a substitute ordinance bearing new title.

Question: Shall this Ordinance be PASSED ON FIRST READING?

58. 080954 **[Planning Code-Amending Article 11 Designation of 690 Market Street]** **Supervisor Peskin**
Ordinance amending the designation of 690 Market Street from "Unrated-Category V" to "Significant-Category II" under Planning Code Article 11; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, Peskin

59. 080063 **[Green Building Requirements]** **Mayor, Supervisors Peskin, Sandoval,
Maxwell**

Ordinance amending the San Francisco Building Code by adding Chapter 13C to impose green building requirements on (1) newly constructed Group R occupancy residential buildings, (2) newly constructed commercial buildings of Group B or M occupancies that are 5,000 gross square feet or more, (3) new first-time build-outs of commercial interiors that are 25,000 gross square feet or more in area buildings of Group B or M occupancies, and (4) major alterations that are 25,000 gross

square feet or more in area existing buildings of Group B, M, or R occupancies, where interior finishes are removed and significant upgrades to structural and mechanical, electrical and/or plumbing systems are proposed; exempting (1) City projects, which are subject to Chapter 7 of the San Francisco Environment Code, (2) any new building in which laboratory use of any occupancy classification is the primary use, and (3) any building undergoing renovation in which the area of renovation will be primarily for laboratory use of any occupancy classification, and to authorize the Director of Building Inspection to grant an exemption from some of the requirements on the grounds of hardship or infeasibility and require the Director to grant an exemption if compliance would compromise the historical integrity of an historic structure; imposing additional requirements on demolitions and credits for the reuse of historic structures; providing that the requirements become operative 90 days after adoption if the California Energy Commission has approved it by that time; adopting findings, including environmental findings, and findings required by California Health and Safety Code Section 17958.5, and California Energy Code findings; and directing the Clerk of the Board of Supervisors to forward this ordinance to the California Building Standards Commission upon final passage.

(Economic Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

60. 080407 [Subdivision Code - definition of conversion] **Supervisor Peskin**

Ordinance amending the San Francisco Subdivision Code Section 1308 to modify the definition of conversion to include specified air space subdivisions of existing residential structures; and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

61. 080947 [Changing the official sidewalk width - Jessie Street east of 10th Street] **Supervisor Daly**

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1579 to change the official sidewalk width on Jessie Street east of 10th 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; and approving public sidewalk easements along the southerly side of Jessie Street.

Question: Shall this Ordinance be PASSED ON FIRST READING?

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

COMMITTEE REPORTS

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

The following item will be considered by the Budget and Finance committee at a Special Meeting on Tuesday, July 22, 2008 at 10:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, July 22, 2008.

62. 081011 [Appropriating \$498,145 of FY 2007-2008 General Fund Reserve to the Mayor's Office of Criminal Justice for the Community Justice Center for FY 2008-2009] **Supervisors McGoldrick, Elsbernd, Peskin**

Ordinance appropriating \$498,145 of Fiscal Year 2007-2008 General Fund Reserve to the Mayor's Office of Criminal Justice to fund a Community Justice Center in Fiscal Year 2008-2009.

Question: Shall this Ordinance be PASSED ON FIRST READING?

The following items will be considered by the Government Audit and Oversight Committee at a Regular Meeting on Monday, July 21, 2008 at 10:00 a.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, July 22, 2008.

63. 081012 [Requiring Board of Supervisors' approval of the route for certain athletic events that require temporary street closures] **Supervisors Peskin, Alioto-Pier**

Ordinance amending Section 9.11 of the Transportation Code to require Board of Supervisors' approval of the route for an athletic event requiring temporary street closures that has not been held on substantially the same route for three or more years.

Question: Shall this Ordinance be PASSED ON FIRST READING?

64. 081013 [Economic Impact Analysis of Proposed Daytime Street Closure] **Supervisors Peskin, Elsbernd, Alioto-Pier**

Resolution directing the Office of Economic Analysis and the Office of Small Business to conduct an analysis of the economic impact of the proposed "Sunday Streets" street closure planned for August 31st and September 14th on local businesses and requesting the City postpone any street closure until such analysis is completed.

Question: Shall this Resolution be ADOPTED?

65. 080791 **[Declaration of Policy - Repealing the Emergency Response Fee and Enactment of an Access Line Tax]** Mayor, Supervisors Peskin, Alioto-Pier, Ammiano, Chu, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Sandoval
- Motion submitting a policy declaration to the qualified electors of the City and County of San Francisco at the November 4, 2008 election concerning the voter's non-binding recommendation that Article 10A (the Emergency Response Fee) be repealed, that Article 10B (Access Line Tax) be added to the Business and Tax Regulations Code and that the proposed Access Line Tax revenues be expended to support public safety and health by funding San Francisco's 911 Emergency Communications Center.
- Question: Shall this Motion be APPROVED?**
66. 080792 **[Replacing the Emergency Response Fee, with a general tax at the same rates and with the same exemptions and modernizing the Telephone Users Tax without changing the rate or exemptions.]** Mayor, Supervisors Peskin, Alioto-Pier, Ammiano, Chu, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Sandoval
- Ordinance submitting to the voters an ordinance amending the Business and Tax Regulations Code by: (1) adding Article 10B, Sections 780-786, to replace the current Emergency Response Fee with a general tax at the same rates and with the same exemptions; (2) repealing Article 10A, Sections 750-770, to eliminate the existing Emergency Response Fee; (3) amending Article 10 by adding Sections 721, 722, and 723, amending Sections 701, 703, 707.1, and 708, and repealing Sections 702 and 707.3, all to modernize and update the Telephone Users Tax without changing the tax rate or exemptions; and (4) amending Article 6, Section 6.1-1, to make conforming changes; and ratifying past collection of the Telephone Users Tax and the Emergency Response Fee.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
67. 080827 **[To increase rates of Real Property Transfer Tax for sales in excess of \$1 million]** Supervisor McGoldrick
- Ordinance amending Section 1102 of Article 12-C of the Business and Tax Regulations Code to increase the Real Property Transfer Tax rate from 0.75% to 1% if value or consideration for transfer exceeds \$1 million but is less than or equal to \$1.25 million, to 1.25% if value or consideration for transfer exceeds \$1.25 million but is less than or equal to \$1.75 million, to 1.5% if value or consideration for transfer exceeds \$1.75 million but is less than or equal to \$2 million, and to 1.75% if value or consideration for transfer exceeds \$2 million.
- (Economic Impact)
- 6/17/2008, SUBSTITUTED. Supervisor McGoldrick submitted a substitute ordinance bearing new title.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
68. 080832 **[Real Property Transfer Tax]** Supervisor Peskin
- Ordinance submitting to the voters an ordinance amending the Business and Tax Regulations Code by: (1) amending Section 1102 to increase the Real Property Transfer Tax rate from 0.75% to 1.5% if the consideration for or value of the transfer exceeds \$5 million; (2) amending Section 1105 to reduce the tax on transfers of residential property by up to one third (1/3) if, after January 1, 2009, the transferor has installed an active solar system or made seismic retrofitting improvements or improvements utilizing earthquake hazard mitigation technologies; (3) amending Section 1114 to clarify application of tax to transfers of ownership interests in legal entities that own real estate; and (4) amending Section 1108.3 to apply transfer tax to transfers of 35 year or longer leasehold interests.
- (Economic Impact)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
69. 080831 **[Payroll Expense Tax]** Supervisor Peskin
- Ordinance submitting to the voters an ordinance amending the Business and Tax Regulations Code by (1) amending Section 902.1 and adding Section 902.2 to clarify the tax liability of "pass through entities" under the Payroll Expense Tax Ordinance, including partnerships, Subchapter S corporations, limited liability companies, limited liability partnerships and other persons or entities not subject to federal income tax or which are allowed a deduction in computing such tax for distributions to the owners or beneficiaries of such persons or entities and specifying safe harbor measure of taxable payroll expense for owners of pass through entity (80% of net earnings from self-employment); and (2) amending Section 905-A to increase the Small Business Tax Exemption to include all taxpayers whose taxable payroll expense is \$250,000 or less.
- (Economic Impact)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
70. 081030 **[Payroll Expense Tax]**

Ordinance submitting to the voters an ordinance amending the Business and Tax Regulations Code by (1) amending Section 902.1 and adding Section 902.2 to clarify the tax liability of "pass through entities" under the Payroll Expense Tax Ordinance, including partnerships, Subchapter S corporations, limited liability companies, limited liability partnerships and other persons or entities not subject to federal income tax or which are allowed a deduction in computing such tax for distributions to the owners or beneficiaries of such persons or entities; and specifying safe harbor measure of taxable payroll expense for owners of pass through entity (200% of compensation for its most highly paid quartile of employees); and (2) amending Section 905-A to increase the Small Business Tax Exemption to include all taxpayers whose taxable payroll expense is \$250,000 or less.

Question: Shall this Ordinance be PASSED ON FIRST READING?

71. 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.

72. PUBLIC COMMENT

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

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

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

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

Items 73 through 84

- 73. 080970 [Burma Day - August 8, 2008] Supervisor Ammiano**
Resolution declaring August 8th "Burma Day" in San Francisco in honor of the 20th anniversary of the people of Burma's 1988 popular uprising against Burma's military regime.
7/8/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
7/16/2008, CONTINUED. Continued to July 22, 2008
Question: Shall this Resolution be ADOPTED?
- 74. 081020 [Commending the Ocean View, Merced Heights, Ingleside Neighbors in Action (OMI-NIA) for 20 years of outstanding service to the community, on the occasion of their 20th anniversary] Supervisor Sandoval**
Resolution commending the Ocean View, Merced Heights, Ingleside Neighbors in Action (OMI-NIA) for 20 years of outstanding service to the community, on the occasion of their 20th anniversary.
7/16/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Resolution be ADOPTED?
- 75. 081021 [Accept and Expend Regional Grant - \$24,000] Supervisor Chu**
Resolution authorizing the Department of the Environment to accept and expend grant funds in the amount of \$24,000 from the Bay Area Air Quality Management District through Sustainable Earth Initiative for the purpose of providing technical assistance to develop, produce and disseminate best management tools for local commercial and municipal fleets' managers about how to reduce their fleets' carbon dioxide and polluting emissions.
7/16/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Resolution be ADOPTED?
- 76. 081022 [Calling for FremantleMedia North America to provide its employees Supervisor Dufty**

with industry standard benefits and to treat its employees with dignity and respect]

Resolution calling for Fremantlemedia North America to provide its employees with industry standard benefits and to treat its employees with dignity and respect.

7/16/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

77. 081024 **[Withdrawing Charter Amendment for November 2008 Election - Affordable Housing Fund]** **Supervisor Elsbernd**

Motion withdrawing, pursuant to section 370(a) of the Municipal Elections Code, the Board of Supervisors order of submission to the voters a Charter Amendment entitled San Francisco Affordable Housing Fund and Public Accountability.

7/16/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

78. 081025 **[Releasing reserve of \$200,000 for maintenance of security cameras for Department of Technology for Fiscal Year 2007-2008]** **Supervisor Elsbernd**

Motion releasing reserve on funding for Fiscal Year 07-08 in the Department of Technology for maintenance of existing security cameras.

7/16/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

79. 080014 **[Final Map - 601 Alabama Street]**

Motion approving Final Map 4139, a 34 Residential Unit Condominium Project, located at 601 Alabama Street being a subdivision of Lot 005 in Assessors Block No. 4021 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order 177,626; District 9.)

7/9/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

80. 080023 **[Final Map - 3740-3742 Geary Boulevard]**

Motion approving Final Map 4573, a Four Residential Unit and One Commercial Unit Mixed-Use Condominium Project, located at 3740 - 3742 Geary Boulevard being a subdivision of Lot 012 in Assessors Block No. 1433 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order 177,635; District 1.)

7/9/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

81. 080024 **[Final Map - 894-898 Waller Street and 12-16 Broderick Street]**

Motion approving Final Map 4313, a 6 Unit Residential Condominium Project, located at 894 - 896 - 898 Waller Street and 12 - 14 - 16 Broderick Street being a subdivision of Lot 018 in Assessors Block No. 1240 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order 177,657; District 5.)

7/9/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

82. 080077 **[Final Map - 550 18th Street]**

Motion approving Final Map 4972, a 35 Residential Unit and 4 Commercial Unit Mixed-Use Condominium Project, located at 550 18th Street being a subdivision of Lot 044 in Assessors Block No. 3994 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order 177,658; District 10.)

7/9/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

83. 080117

[Final Map - 1018-1022 Pine Street]

Motion approving Final Map 4839, a 8 Unit Residential Condominium Project, located at 1018-1022 Pine Street being a subdivision of Lot 006 in Assessors Block No. 0253 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order 177,659; District 3.)

7/9/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

84. 080377

[Final Map - 2829 California Street and 1933 Divisadero Street]

Motion approving Final Map 4631, a 12 Residential Unit and 3 Commercial Unit Mixed-Use Condominium Project, located at 2829 California Street and 1933 Divisadero Street being a subdivision of Lots 003 and 028 in Assessors Block No. 1028 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order 177,660; District 5.)

7/9/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

Questions on the For Adoption Without Committee Reference Agenda: _____

85. **IMPERATIVE AGENDA**

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

[Serious Injury Finding]

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

[Purely Commendatory Finding]

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

[Brown Act Finding]

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

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from July 8, 2008 to July 14, 2008, for reference by President to appropriate committee on July 22, 2008.

None.

PROPOSED RESOLUTIONS

Proposed resolution received from July 8, 2008 to July 14, 2008, for reference by President to appropriate committee on July 22, 2008.

080976

[Street Artist Spaces]

Resolution approving designation for six (6) months of nine (9) temporary selling spaces for weekend usage on Market Street, north side, at Steuart Street, for street artists certified by the Arts Commission, City and County of San Francisco; exempting said spaces from the regulations of Police Code Section 2405 relating to street artist display size and bus zone; said spaces subject to Board of Supervisors review. (Arts Commission)

7/10/2008, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

080443

[Petitions and Communications]

Petitions and Communications received from July 8, 2008 through July 14, 2008 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on July 22, 2008.

From Office of the Controller, submitting Controller's Annual Report of Municipal Code-Mandated Fee Reviews & Schedules - FY 2008-09.(1)

From Local Agency Formation Commission, submitting Final Report of Community Choice Aggregation - Suggested Implementation Plan, Request for Qualifications, and Request for Proposal Modification, June 12, 2008.(2)

From concerned citizens, opposing transfer of Election Campaign Fund. File 080769, Copy: Each Supervisor, 7 letters.(3)

From Coalition for San Francisco Neighborhoods, opposing the proposed fee increase for discretionary reviews. File 080737.(4)

From Office of the Clerk of the Board, submitting letters from Mayor Gavin Newsom regarding various appointments to the Public Utilities Commission. Copy: Each Supervisor.(5)

From Trutanich Michel, LLP, urging the City to repeal the Ultracompact Handgun Ordinance.(6)

From Office of the Controller, regarding the proposed Residential Rent Ordinance. File 080821.(7)

From Office of the Controller, commenting on the Treatment on Demand Act. File 080864.(8)

From Office of the Controller, commenting on the Declaration of Policy on Iraq funding. File 080863.(9)

From Office of the Controller, commenting on the proposed initiative ordinance to temporarily ban the installation of PG&E "Smart Meter" until 2/1/2010. File 080865.(10)

From Office of the Controller, commenting on the Transportation Authority Efficiency Initiative Ordinance. File 080868.(11)

From Office of the Controller, commenting on the Community Justice Center. File 080870.(12)

From concerned citizens, opposing the proposed ordinance on the Below Market Rate Condominium Conversion Program. File 080520, 2 letters(13)

From concerned citizens, opposing to the proposed legislation that would increase public library fees. File 080749, Copy: Each Supervisor, 12 letters.(14)

From McCracken & Byers LLP, submitting withdrawal of Appeal of Planning Commission's Certification of the Final Environmental Impact Report for the SFPUC New Crystal Springs Bypass Tunnel Hearing Date on July 15, 2008. File 080918, Copy: Each Supervisor.(15)

From Office of the Clerk of the Board, submitting notification that the Clerk of the Board of Supervisors did not receive any Watch Law Requests during FY 2007-2008.(16)

From SF Public Utilities Commission, regarding Appeal of Planning Commission Certification of the Proposed New Crystal Springs Bypass Tunnel Environmental Impact Report (EIR). Copy: Each Supervisor.(17)

From Dr. Ahimsa Porter Sumchai, regarding SFGH.(18)

From Dr. Ahimsa Porter Sumchai, regarding LENNAR Corporation.(19)

From concerned citizens, opposing the construction of new power plants in the Bay View and instead support the Community Choice Energy Plan. File 080523, Copy: Each Supervisor, 15 letters.(20)

From Nimer Anton Massis, submitting a public convenience and necessity determination for 701 O'Farrell Street.(21)

From Kimo Crossman, submitting concerns about the BOS Budget Committee minutes for 6/19/2008.(22)

From Library Users Association, submitting questions on apparent filing omissions and delays.(23)

From Department of Public Works, regarding status of removing graffiti from the phone switch boxes at various locations in District 5. (Reference 20080624-005)(24)

From Michael Benardo, commenting on Muni to replace their 7000 series coaches.(25)

From United Taxicab Workers, commenting on taxi surcharge or meter increase.(26)

From Christian Holmer, submitting a letter to Ethics Commission Director, John St. Croix, regarding SFSM Audit Non Response. (27)

From Department of Public Works, regarding the status of removing graffiti from public properties at various locations in District 5. (Reference 20080624-002)(28)

From Patrick Dotterweich, commenting on the modified motorcycle muffler noise.(29)

From Francisco Da Costa, submitting articles regarding Hunters Point Naval Shipyard, 2 letters.(30)

From Department of Emergency Management, submitting copy of a letter to Honorable David Ballati regarding response to Civil Grand Jury Report "Fits and Starts: The Response of SF Government to Past Grand Jury Recommendations". Copy: Each Supervisor.(31)

From John Jenkel, submitting Abuse News #3714.(32)

From Office of the Clerk of the Board, submitting Form 700 Statement of Economic Interests from John Avalos, Boris Delepine and Lena Gomes.(33)

From Office of the Treasurer, submitting investment activity of the portfolios under Treasurer's management from July 1, 2007 to June 30, 2008.(34)

From various City Departments, submitting list of sole of sole source contracts entered into during fiscal year 2007-2008.(35)

Board of Appeals
Human Services Agency

From Planning Department, submitting Central Subway Project Comments and Responses Document, Department File No. 96.281E. Copy: Each Supervisor.(36)

From Mental Health Board , submitting The Mental Health Board of San Francisco Annual Report for Fiscal Year 07/08.(37)

From Patrick Monette Shaw, commenting on the consolidated Budget and Annual Appropriation Ordinance and Civil Grand Jury Report 2007-08. File 080725, 080925. Copy: Each Supervisor.(38)

From Office of the Controller, regarding the proposed ordinance for Payroll Expense tax. File 080831, Copy: Each Supervisor.(39)

From Office of the Controller, regarding the proposed ordinance for Real Property Transfer Tax. File 080832, Copy: Each Supervisor.(40)

From Coalition for San Francisco Neighborhoods, supporting the proposed Charter Amendment creating the Office of Independent Ratepayer Advocate. File 080638, Copy: Each Supervisor.(41)

From Fire Department, supporting the renaming of the alleys behind the 2200 block of Fillmore Street. File 080873.(42)

From State of California Fish and Game Commission, submitting notice of proposed regulatory action relating to commercial hearing regulations.(43)

From San Francisco Preservation Consortium, supporting the creation of an independent Historic Preservation Commission. File 080650, Copy: Each Supervisor.(44)

From Office of the Controller, regarding the proposed ordinance to increase rates of Real Property Transfer Tax. File 080827, Copy: Each Supervisor.(45)

From Office of the Sheriff Administration, regarding medical and psychiatric treatment of City residents who have been taken custody of the US Immigration and Customs Enforcement. (Reference 20080520-005)(46)

From Morrison & Foerster LLP, submitting a letter to Supervisors Daly, Dufty & Ammiano's regarding Angela L. Padilla's application to Animal Control and Welfare Commission.(47)

From Hearst Corporation, submitting a letter to the SF Chronicle regarding proposal to increase Newsracks Fees on Publishers by 100%. File 080380.(48)

From San Francisco Green Party,. urging the reappointment of Christie Garcia to the Animal Control and Welfare Commission. File 080972, Copy: Each Supervisor.(49)

From Donna Sharee, supporting the Clean Energy Act. File 080648, Copy: Each Supervisor.(50)

From Diana Scott, opposing to the proposed PG&E SmartMeter Upgrade proposal. File 080849, Copy: Each Supervisor.(51)

From Deborah Henning, commenting on non-profit agency relating to eviction.(52)

From Ocean Beach Dog Owners Group, regarding HR 6305 Fallout.(53)

From a concerned citizen, opposing to name a sewage plant for President George Bush.(54)

From Glen Balzer, submitting a letter to Senator Barbara Boxer regarding oil and natural gas.(55)

From Planning Department, submitting a copy of comments and responses for the Central Subway Project (Phase 2 of the Third Street Light Rail Project).(56)

APPOINTMENTS BY THE MAYOR

Planning Commission
Michael Antonini
Ron Miguel

ADJOURNMENT

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

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

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

The agenda packet and legislative files (which contain documents submitted after the distribution of the agenda packet) are available at the Board of Supervisors, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102. Agendas are available on the Internet at www.sfgov.org/site/bos_meetings For information, call (415) 554-5184.

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

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

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



Disability access

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

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

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

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

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

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

Lobbyist Registration and Reporting Requirements

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