

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

## MEETING MINUTES - FINAL

Tuesday, May 18, 2010 - 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

MICHELA ALIOTO-PIER, JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, CHRIS DALY,  
BEVAN DUFTY, SEAN ELSBERND, ERIC MAR, SOPHIE MAXWELL, ROSS MIRKARIMI

*Angela Calvillo, Clerk of the Board*

### BOARD COMMITTEES

#### Committee Membership

#### Meeting Days

##### **Budget and Finance Committee**

Supervisors Avalos, Mirkarimi, Elsbernd, Maxwell, Campos

Wednesday

1:30 PM

##### **Budget and Finance Sub-Committee**

Supervisors Avalos, Mirkarimi, Elsbernd

Wednesday

11:00 AM

##### **City and School District Select Committee**

Supervisors Dufty, Alioto-Pier, Daly, Fewer, Kim, Mendoza

1st and 3rd Thursday

3:30 PM

##### **City Operations and Neighborhood Services Committee**

Supervisors Chu, Avalos, Elsbernd

2nd and 4th Monday

10:30 AM

##### **Government Audit and Oversight Committee**

Supervisors Mar, Chu, Maxwell

2nd and 4th Thursday

1:00 PM

##### **Land Use and Economic Development Committee**

Supervisors Maxwell, Mar, Chiu

Monday

1:00 PM

##### **Public Safety Committee**

Supervisors Chiu, Mirkarimi, Dufty

1st and 3rd Monday

10:00 AM

##### **Rules Committee**

Supervisors Campos, Alioto-Pier, Mar

1st and 3rd Thursday

10:00 AM

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

**Members Present:** Michela Alioto-Pier, John Avalos, David Campos, David Chiu, Carmen Chu, Chris Daly, Bevan Dufty, Sean Elsbernd, Eric Mar, Sophie Maxwell and Ross Mirkarimi

---

## **ROLL CALL AND PLEDGE OF ALLEGIANCE**

*The meeting was called to order at 2:10 p.m. On the call of the roll, Supervisor Alioto-Pier was noted absent.*

## **AGENDA CHANGES**

*There were none.*

## **APPROVAL OF MEETING MINUTES**

**Supervisor Dufty, seconded by Supervisor Avalos, moved to approve the Board Meeting Minutes of April 20, 2010. The motion carried by the following vote:**

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi  
Absent: 1 - Alioto-Pier

## **COMMUNICATIONS**

*Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that she was in receipt of correspondence from the Mayor on May 17, 2010, communicating the Mayor's notice to the Board of Supervisors, under Charter Section 4.132, of a transfer of function between departments within the executive branch. That such reorganization shall become effective 30 days after its issuance, unless disapproved by the Board of Supervisors.*

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

*President, David Chiu, inquired if the Mayor would make an appearance before the Board of Supervisors. Starr Terrell, the Mayor's Liaison to the Board of Supervisors, indicated the Mayor would not be present.*

*Supervisor Alioto-Pier was noted present at 2:12 p.m.*

## CONSENT AGENDA

### Recommendation of the Budget and Finance Sub-Committee

**100496 [Accept and Expend Grant - California Emergency Management Agency and Amendment to the Annual Salary Ordinance for FY2009-2010 - \$505,599]**

**Sponsor: Dufty**

Ordinance authorizing the Department of Adult Probation to retroactively accept and expend a grant in the amount of \$505,599 from the California Emergency Management Agency for a pilot program funded by Senate Bill 678 designed to improve outcomes for 18-25 year old probationers, and amending Ordinance No. 183-09 (Annual Salary Ordinance, FY 2009-2010) to reflect the addition of one (1) grant-funded position (0.25 FTE) in Class 8444 Deputy Probation Officer at the Department of Adult Probation.

**FINALLY PASSED**

### Recommendations of the City Operations and Neighborhood Services Committee

**100498 [Emergency Designation of the Director of Public Works, as Agent, to Apply for, Receive, and Expend Federal Disaster Relief Funds for the Great Highway]**

**Sponsor: Chu**

Resolution authorizing the Director of Public Works, to act as the agent of the City and County of San Francisco, as a non-state agency, to apply for, accept, and expend federal financial assistance under P.L. 93-288, as amended by the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, and/or state financial assistance under the California Disaster Assistance Act to address the emergency condition of the severe erosion along the Great Highway.

**ADOPTED**

**100499 [Accept and Expend Grant - Green Business Tracking and Measurement Tool - \$74,500]**

**Sponsor: Chu**

Resolution authorizing the Department of the Environment of the City and County of San Francisco to accept funding in the amount of \$74,500 from the California Department of Toxic Substances Control to continue to develop and operate the green business tracking and measurement tool.

**ADOPTED**

## **Recommendations of the Land Use and Economic Development Committee**

### **091251 [Development Fee Collection Procedure; Administrative Fee]**

**Sponsors: Mayor; Dufty, Daly, Mirkarimi and Chu**

Ordinance amending the San Francisco Building Code by adding Section 107A.13 to establish a procedure for the Department of Building Inspection (DBI) to collect development impact and in lieu fees, to provide that the fees are payable prior to issuance of the first building permit or, in the case where a site permit is issued, the first addendum authorizing construction of the project, with a temporary option for the project sponsor to defer payment of 85 percent of the total amount of fees due, or 80 percent of the total amount of fees due if the project is subject to payment of a neighborhood infrastructure impact development fee, to prior to issuance of the first certificate of occupancy upon agreeing to pay a deferral surcharge on the amount owed, to require that any in-kind public benefits required in lieu of payment of development fees are implemented prior to issuance of the first certificate of occupancy for the project, to require DBI to generate a Project Development Fee Report prior to issuance of the building or site permit for the project listing all fees due with the opportunity for an appeal of technical errors to the Board of Appeals, to establish a Development Fee Collection Unit within DBI and a fee for administering the program; providing that the ordinance's operative date is July 1, 2010; and adopting findings, including environmental findings.

(Economic Impact.)

*Supervisor Chu requested to be added as a co-sponsor.*

**FINALLY PASSED**

### **100048 [Amendment to Solar Energy Incentive Program]**

**Sponsors: Daly; Mirkarimi and Mar**

Ordinance amending the San Francisco Environment Code Sections 18.2, 18.4, 18.7-2, and 18.7-4, to: (1) require all systems receiving City incentives be installed by an individual, firm or organization qualified as a workforce development installer by the Office of Economic & Workforce Development, unless specified exceptions apply, and (2) eliminate increased incentives for residential properties in the case of systems installed by individuals trained under the City workforce development program.

**FINALLY PASSED**

### **100330 [Veterans Commons Special Use District - 150 Otis Street]**

**Sponsors: Chiu; Mirkarimi**

Ordinance adding Planning Code Section 249.46 to establish the Veterans Commons Special Use District for property located at 150 Otis Street, Block No. 3513, Lot No. 07; amending the City's Zoning Map, Sheet Nos. HT07 and SU07 to change the height district from 85 to 125 feet and reflect the boundaries of the Veterans Commons Special Use District; and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.

**FINALLY PASSED**

**Recommendations of the Rules Committee****100358 [Settlement of Lawsuit - Noah Booher - \$35,000]**

Ordinance authorizing settlement of the lawsuit filed by Noah Booher against the City and County of San Francisco for \$35,000; the lawsuit was filed on March 10, 2009, in the United States District Court for the Northern District of California, Case No. C08-1045 MHP, entitled Noah Booher v. City and County of San Francisco et al. (City Attorney)

**PASSED, ON FIRST READING**

**100359 [Settlement of Lawsuit - Betty C. Bullock - \$134,000]**

Ordinance authorizing settlement of the lawsuit filed by Betty C. Bullock against the City and County of San Francisco for \$134,000; the lawsuit was filed on December 1, 2008, in San Francisco Superior Court, Case No. 482347; entitled Betty C. Bullock v. City and County of San Francisco, et al. (City Attorney)

**PASSED, ON FIRST READING**

**100361 [Settlement of Lawsuit - Assimina Mavromatis - \$29,500]**

Ordinance authorizing settlement of the lawsuit filed by Assimina Mavromatis against the City and County of San Francisco for \$29,500; the lawsuit was filed on July 6, 2007, in San Francisco Superior Court, Case No. CGC 07-464948; entitled Assimina Mavromatis, et al., v. City and County of San Francisco, et al. (City Attorney)

**PASSED, ON FIRST READING**

**100515 [Settlement of Lawsuit - Blackhawk Parent, LLC - \$250,000]**

Ordinance authorizing settlement of tax refund lawsuit filed by Blackhawk Parent, LLC, against the City and County of San Francisco for \$250,000; the lawsuit entitled Blackhawk Parent, LLC, v. City and County of San Francisco, Case No. 478-160 filed August 1, 2008, in San Francisco Superior Court. (City Attorney)

**PASSED, ON FIRST READING**

**100422 [Appointments, Medical Cannabis Task Force - Stephanie Tucker, David Goldman, Shona Gochenhaur, Mary Schroeder, Raymond Gamley, Martin Olive, Kevin Reed, Sarah Shrader, Patrick Goggin, Albert Blais, Joseph Erich Pearson, Michelle Aldrich and Maureen Burns]**

Motion appointing Stephanie Tucker, David Goldman, Shona Gochenhaur, Mary Schroeder, Raymond Gamley, Martin Olive, Kevin Reed, Sarah Shrader, Patrick Goggin, Albert Blais, Joseph Erich Pearson, Michelle Aldrich and Maureen Burns, terms to be determined, to the Medical Cannabis Task Force. (Clerk of the Board)

**APPROVED**

**100523 [Appointment, Reentry Council - Ronald Sanders]**

Motion appointing Ronald Sanders, term ending July 17, 2011, to the Reentry Council. (Clerk of the Board)

**APPROVED**

**100524 [Appointments, Sunshine Ordinance Task Force - David Snyder, Richard Knee, Sue Cauthen, Allyson Washburn, Bruce Wolfe, Hanley Chan and Hope Johnson]**

Motion appointing David Snyder, Richard Knee, Sue Cauthen, Allyson Washburn, Bruce Wolfe, Hanley Chan and Hope Johnson, terms ending April 27, 2012, to the Sunshine Ordinance Task Force, residency requirement waived. (Clerk of the Board)

**APPROVED**

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

## REGULAR AGENDA

## UNFINISHED BUSINESS

### From the Board

**100587 [Adopting Findings to Reverse Certification of the 555 Washington Street Project Final Environmental Impact Report]**

**Sponsors: Chiu; Daly, Mirkarimi, Campos, Mar and Avalos**

Motion adopting findings reversing the certification by the Planning Commission of the Final Environmental Impact Report for the 555 Washington Street Project.

**APPROVED by the following vote:**

Ayes: 7 - Avalos, Campos, Chiu, Daly, Mar, Maxwell, Mirkarimi

Noes: 4 - Alioto-Pier, Chu, Dufty, Elsbernd

**100588 [Adopting Findings Related to the Conditional Use Appeal on Property Located at 1111 California Street]**

Motion adopting findings related to the appeal of a decision of the Planning Commission, Motion No. 18042, approving Conditional Use Application 2008.1072C on property located at 1111 California Street. (Clerk of the Board)

**Supervisor Mirkarimi, seconded by Supervisor Mar, moved that this Motion be AMENDED on page 2, Lines 14 and 15 by adding 'pre-' before 'holiday.' The motion carried by the following vote:**

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

**APPROVED AS AMENDED by the following vote:**

Ayes: 9 - Avalos, Campos, Chiu, Chu, Daly, Elsbernd, Mar, Maxwell, Mirkarimi

Noes: 2 - Alioto-Pier, Dufty

## Recommendation of the Land Use and Economic Development Committee

**091275 [Development Impact and In-Lieu Fees]****Sponsors: Mayor; Duffy and Chu**

Ordinance amending the San Francisco Planning Code to create Article 4 for development impact fees and requirements, move Planning Code Sections 135(j), 135.3(d), 135.3(e), 139, 143, 149, a portion of 249.33, 313-313.15, 314-314.8, 315-315.9, 318-318.9, 319-319.7, 326-326.8, 327-327.6, and 331-331.6 and Chapter 38 of the San Francisco Administrative Code (Transit Impact Development Fee) to Article 4, and renumber and amend the sections; to provide that the Department of Building Inspection will collect the development fees prior to issuance of the first building permit or other document authorizing project construction and verify that any in-kind public improvements required in-lieu of a development fee are implemented prior to issuance of the first certificate of occupancy; to allow a project sponsor to defer payment of a development fee upon agreeing to pay a deferral surcharge (Fee Deferral Program), which option shall expire after three years unless further extended; to require the Planning Commission to hold a hearing prior to expiration of the Fee Deferral Program to review its effectiveness and make recommendations to the Board of Supervisors; to add introductory sections to Article 4 for standard definitions and procedures, delete duplicative code provisions and use consistent definitions, language and organization throughout; to require annual Citywide development fee reports and fee adjustments, and development fee evaluations every five years; to provide that the ordinance's operative date is July 1, 2010; and to instruct the publisher to put a note at the original location of the renumbered sections stating that the text of those sections has been moved and providing the new section number; adopting findings, including Section 302, environmental findings, and findings of consistency with the General Plan and Planning Code Section 101.1.

*Supervisor Chu requested to be added as a co-sponsor.*

**FINALLY PASSED by the following vote:**

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Duffy, Elsbernd, Mar, Maxwell, Mirkarimi  
Noes: 1 - Daly

## NEW BUSINESS

### Recommendations of the Budget and Finance Sub-Committee

**100470 [Appropriating Surplus Revenues and Expenditures to Support Cost Overruns in the Department of Public Health for FY2009-2010 - \$20,807,609]**

**Sponsor: Mayor**

Ordinance appropriating \$20,807,609, including appropriating \$19,923,697 of surplus San Francisco General Hospital revenue and \$7,500 of Laguna Honda Hospital revenues, de-appropriating \$876,412 of Laguna Honda Hospital and non-hospital operations expenditures, to fund cost overruns in the Department of Public Health, including \$13,258,088 at San Francisco General Hospital, \$6,176,521 at Laguna Honda Hospital, and \$1,373,000 in non-hospital operations, for FY2009-2010.

(Fiscal Impact.)

**PASSED, ON FIRST READING by the following vote:**

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

**100436 [Amendment to the Design Agreement for the Laguna Honda Hospital Replacement Program - \$50,799,281]**

**Sponsor: Elsbernd**

Resolution authorizing the Director of Public Works to execute an amendment to the design agreement for the Laguna Honda Hospital Replacement Program increasing the contract amount from \$44,633,529 to \$50,799,281.

**ADOPTED by the following vote:**

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

**100527 [Accept and Expend Grant - Human Services Agency's Temporary Assistance to Needy Families Emergency Contingency Fund as Part of the American Recovery and Reinvestment Act of 2009 and Amendment to the Annual Salary Ordinance, FY2009-2010 - \$20,014,497]**

**Sponsor: Mayor**

Ordinance amending the FY2009-2010 Annual Salary Ordinance (Ordinance No. 183-09) to reflect the addition of temporary and permanent salaries of \$8,496,952 and authorizing the Human Services Agency to retroactively accept and expend a grant in the amount of \$20,014,497 from the United States Department of Health and Human Services, Temporary Assistance to Needy Families Emergency Contingency Fund, as part of the American Recovery and Reinvestment Act of 2009, to support the Mayor's Jobs NOW Program.

**PASSED, ON FIRST READING by the following vote:**

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi



**100442 [Contract Approval with Global Tel\*Link for Inmate Telephone Services]**

Resolution approving a contract for operating the Sheriff's Inmate Telephone Services, between Global Tel\*Link and the City and County of San Francisco, acting by and through the Sheriff's Department. (Sheriff)

**ADOPTED by the following vote:**

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

**100493 [Finding of Fiscal Feasibility of Runway Safety Area Project at San Francisco International Airport]**

Resolution finding the proposed Runway Safety Area project at San Francisco International Airport fiscally feasible pursuant to Administrative Code Chapter 29. (Airport Commission)

**ADOPTED by the following vote:**

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

**Recommendations of the Land Use and Economic Development Committee****100428 [Endorsement of Term Sheet with the Treasure Island Homeless Development Initiative]**

**Sponsors: Mayor; Daly, Chiu, Dufty and Chu**

Resolution endorsing the Term Sheet for the Amended and Restated Base Closure Homeless Assistance Agreement with the Treasure Island Homeless Development Initiative.

*Supervisor Chu requested to be added as a co-sponsor.*

**ADOPTED by the following vote:**

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

**100429 [Endorsement of Terms of Economic Development Conveyance Memorandum of Agreement for Treasure Island]**

**Sponsors: Mayor; Daly, Chiu, Dufty and Chu**

Resolution endorsing the Terms of 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.

*Supervisor Chu requested to be added as a co-sponsor.*

**ADOPTED by the following vote:**

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

**100432 [Endorsement of Update to Development Plan and Term Sheet for the Redevelopment of Treasure Island]**

**Sponsors: Mayor; Daly, Chiu, Dufty and Chu**

Resolution endorsing the Update to Development Plan and Term Sheet for the Redevelopment of Former Naval Station Treasure Island with Treasure Island Community Development, LLC.

*Supervisor Chu requested to be added as a co-sponsor.*

**ADOPTED by the following vote:**

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

## **Recommendations of the Public Safety Committee**

### **100006 [Authorizing the Director of Elections to Make Confidential Certain Voter Registration Information Pertaining to Public Safety Officers]**

**Sponsor: Chiu**

Resolution authorizing the Director of Elections to, upon proper application of a public safety officer, make confidential that officer's residential address, telephone number and e-mail address appearing on the affidavit of registration, in accordance with California Elections Code Section 2166.7.

*Supervisor Daly moved to divide the question relating to telephone number and e-mail address.*

*The question relating to telephone number and e-mail address was PASSED as divided by the following vote:*

*Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi*

*Noes: 1 - Daly*

**ADOPTED AS DIVIDED by the following vote:**

*Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi*

### **100497 [Authorizing the Emergency Medical Services Agency to Conduct Criminal Background Checks]**

**Sponsor: Alioto-Pier**

Resolution authorizing the San Francisco Emergency Medical Services Agency to conduct criminal background checks pursuant to state law for the purpose of certifying emergency medical technicians.

**ADOPTED by the following vote:**

*Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi*

*Supervisor Alioto-Pier was noted absent at 4:55 p.m.*

## SPECIAL ORDER 3:00 P.M.

### Board of Supervisors Sitting as a Committee of the Whole

**100221 [Public Hearing - Authorizing the Acquisition of Real Property by Eminent Domain - Water System Improvement Program-Funded Project CUW35901, New Irvington Tunnel Project]**

Hearing of persons interested in or objecting to proposed Resolution authorizing acquisition of the following interests in real property in Alameda County: (1) a temporary construction easement in a portion of Assessor's Parcel No. 13-0065-011-02 in Fremont, owned by Malik A. Alarab, Trustee, and Barbara E. Alarab, Trustee; (2) a temporary construction easement in a portion of Assessor's Parcel No. 096-0001-020-03 in Sunol, owned by Kenneth and Janice Mackin; and (3) a temporary construction easement and a permanent subsurface soil nail easement in portions of Assessor's Parcel No. 096-0080-004 in Sunol, owned by Carolyn Marie Garcia and Stanley A. Garcia, Trustees, by eminent domain, for the public purpose of constructing the San Francisco Public Utilities Commission Water System Improvement Program-Funded Project CUW35901, New Irvington Tunnel Project; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and under City Planning Code Section 101.1. (Clerk of the Board)

*The President inquired as to whether any member of the public wished to address the Board relating to the acquisition of real property as referenced in File No. 100222. Julie LaBonte (Public Utilities Commission) provided an overview of the project and distributed updated information clarifying Schedule 1. Michael Kyle (Property Owner) expressed concerns relating to the proposed acquisition. Kenneth Mackin (Property Owner) expressed concerns relating to the proposed acquisition. Julie LaBonte (Public Utilities Commission) provided a rebuttal, clarified concerns raised throughout the hearing, and further requested the Board to approve the acquisition. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.*

**HEARD AT PUBLIC HEARING**

### Committee of the Whole Adjourn and Report Without Recommendation

**100222 [Authorizing the Acquisition of Real Property by Eminent Domain - Water System Improvement Program-Funded Project CUW35901, New Irvington Tunnel Project]****Sponsor: Mayor**

Resolution authorizing acquisition of the following interests in real property in Alameda County: (1) a temporary construction easement in a portion of Assessor's Parcel No. 513-0065-011-02 in Fremont, owned by Malik A. Alarab, Trustee, and Barbara E. Alarab, Trustee; (2) a temporary construction easement in a portion of Assessor's Parcel No. 096-0001-020-03 in Sunol, owned by Kenneth and Janice Mackin; and (3) a temporary construction easement and a permanent subsurface soil nail easement in portions of Assessor's Parcel No. 096-0080-004 in Sunol, owned by Carolyn Marie Garcia and Stanley A. Garcia, Trustees, by eminent domain, for the public purpose of constructing the San Francisco Public Utilities Commission Water System Improvement Program-Funded Project CUW35901, New Irvington Tunnel Project; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and under City Planning Code Section 101.1.

*Supervisor Mirkarimi, seconded by Supervisor Campos, moved that this Resolution be AMENDED with additional information pertaining to Schedule 1 as submitted by the City Attorney's Office and the Public Utilities Commission. The motion carried by the following vote:*

*Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi*

*Absent: 1 - Alioto-Pier*

**Supervisor Maxwell, seconded by Supervisor Mirkarimi, moved that this Resolution be AMENDED on Page 7, Line 10, by adding 'gas line' after 'drainage.'** The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Absent: 1 - Alioto-Pier

**ADOPTED AS AMENDED by the following vote:**

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Absent: 1 - Alioto-Pier

*Supervisor Alioto-Pier was noted present at 5:50 p.m.*

## SPECIAL ORDER 3:00 P.M.

### Board of Supervisors Sitting as a Committee of the Whole

**100395 [Public Hearing - Approving the Issuance of Revenue Bonds by California Municipal Finance Authority to Acquire the Public Utilities Commission Building]**

Hearing of persons interested in or objecting to the proposed Resolution approving the issuance of revenue bonds by the California Municipal Finance Authority for the purposes of financing or refinancing the acquisition of the State office buildings known as the Public Utilities Commission Building and/or the San Francisco Civic Center and certain other matters pertaining thereto.

*The President inquired as to whether any member of the public wished to address the Board relating to the issuance of revenue bonds as referenced in File No. 100549. Supervisor Daly provided an overview of the issuance of revenue bonds. Nadia Sesay (Office of Public Finance) and Scott Sallers provided additional details of the issuance of revenue bonds. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.*

**HEARD AT PUBLIC HEARING**

### Committee of the Whole Adjourn and Report Without Recommendation

**100549 [Approving the Issuance of Revenue Bonds by California Municipal Finance Authority to Acquire the Public Utilities Commission Building]**

**Sponsor: Daly**

Resolution approving the issuance of revenue bonds by the California Municipal Finance Authority for the purposes of financing or refinancing the acquisition of the State office buildings known as the Public Utilities Commission Building and/or the San Francisco Civic Center and certain other matters pertaining thereto.

**ADOPTED by the following vote:**

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

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

### Privilege of the Floor

Supervisor Alioto-Pier, seconded by Supervisor Elsbernd, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

*Supervisor Chiu introduced, welcomed, and presented a Certificate of Honor to Ed Reiskin, Director of Public Works, in recognition of Public Works Week (May 15-22, 2010) and the work of the employees of the Department of Public Works.*

*Supervisor Alioto-Pier provided an overview of the Small Business Week (May 15-22, 2010) commendation proceedings. Introductions and Certificates of Honor, in recognition of Small Business Week were presented as follows:*

*Supervisor Alioto-Pier to Presidio Bowling Center;  
Supervisor Avalos to Mach III, Java on Ocean, and N-Hance;  
Supervisor Campos to Fat Beli Deli;  
Supervisor Chiu to Case + Abst Architects;  
Supervisor Chu to Tennessee Grill;  
Supervisor Daly to Rainbow Grocery;  
Supervisor Dufty to Frances Restaurant;  
Supervisor Elsbernd to Village Grill;  
Supervisor Mar to 4 Star Theatre;  
Supervisor Maxwell to Bay Wash;  
Supervisor Mirkarimi to Rooky Ricardo's Records and Uoki K. Sakai Company; and  
Starr Terrell, on behalf of Mayor Newsom, to Veritable Vegetable.*

## SPECIAL ORDER 4:00 P.M.

### **100382 [Public Hearing - Appeal of Conditional Use for 725 Taraval Street]**

Hearing of persons interested in or objecting to decision of the Planning Commission by its Motion No. 18037 dated February 25, 2010, relating to the approval, subject to certain conditions, of a conditional use authorization (Case No. 2009.0531C), under Planning Code Sections 303, 711.83, and 790.80, to install a wireless telecommunications facility consisting of eight new panel antennas located on the existing four-story mixed-use building's elevator penthouse structures, with related equipment cabinets located within the structure's subterranean garage, as part of T-Mobile's wireless telecommunications network within a NC-2 (Neighborhood Commercial, Small-Scale) Zoning District and a 40-X Height and Bulk District, on property located at 725 Taraval Street, Lot Nos. 052-058 in Assessor's Block No. 2408. (District 7) (Appellant: Robert Carson) (Clerk of the Board)

(Filed March 25, 2010 - Companion Measure to File Nos. 100383, 100384, 100385.)

*The President inquired as to whether any member of the public wished to address the Board. Supervisor Elsbernd requested clarification on the appeal procedures. Cheryl Adams (City Attorney's Office) provided clarification of the procedures of the appeal. Robert Carson (Appellant) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Male Speaker; Henry Tang; Espanola Jackson; Alan Mitchell; Lucy Mitchell; Victoria Martin; Li Hsueh Pi Ley; Male Speaker; Richard Deluse; Wendy Robinson; Male Speaker; Jerry Risk; Lee Gertler; Rob Geller; Female Speaker; Male Speaker; Steven Krolik; spoke in support of the appeal. Tara Sullivan and Liz Watty (Planning Department) provided an overview of the decision of the Planning Commission and responded to questions raised throughout the discussion. Rick Hirsch (Project Sponsor) provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Planning Commission. Robert Carson (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.*

**HEARD AT PUBLIC HEARING**

### **100383 [Affirming Planning Commission Decision Related to Conditional Use Appeal for 725 Taraval Street]**

Motion affirming the decision of the Planning Commission by its Motion No. 18037, approving Conditional Use Application No. 2009.0531C on property located at 725 Taraval Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

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

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

### **100384 [Reversing Planning Commission Decision Related to Conditional Use Appeal for 725 Taraval Street]**

Motion reversing the decision of the Planning Commission by its Motion No. 18037, approving Conditional Use Application No. 2009.0531C on property located at 725 Taraval Street. (Clerk of the Board)

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

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

**100385 [Preparation of Findings Related to the Conditional Use Appeal for 725 Taraval Street]**

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional use Application No. 2009.0531C on property located at 725 Taraval Street, for action by the Board at its next meeting. (Clerk of the Board)

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

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

## COMMITTEE REPORTS

### Recommendation of the Land Use and Economic Development Committee

**100535 [Authorization to Apply for a Grant for Strategic Growth Council Urban Greening]**  
**Sponsor: Campos**

Resolution authorizing the San Francisco Planning Department to apply for a grant from the State of California Sustainable Communities Planning Grant and Incentives Program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 to augment the greening and storm water features of the Cesar Chavez Street Redesign Project.

**ADOPTED by the following vote:**

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

### Recommendation of the Budget and Finance Sub-Committee

**100399 [Contract Modification with Acumen Fiscal Agent, LLC, for the Jobs Now Program - \$53,995,000]**

**Sponsor: Mayor**

Resolution approving the emergency declaration to modify the contract between the City and County of San Francisco and Acumen Fiscal Agent, LLC, to provide private employer based wage subsidy reimbursements under the City's Jobs Now Program for qualified Jobs Now participants during the period of March 25, 2010, to October 31, 2010, in the additional amount of \$44,000,000 for a total modified contract amount of \$53,995,000.

**ADOPTED by the following vote:**

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

## ROLL CALL FOR INTRODUCTIONS

*See Legislation Introduced below.*



## PUBLIC COMMENT

*Suzanne Dumont; spoke relating to proposed Charter Amendment regarding Recreation and Park.*  
*Richard McRee; expressed concerns relating to technology, inventions and patents.*  
*Walter Paulson; shared in song certain concerns with the Board.*  
*John Rizzo; expressed concerns relating to public representation.*  
*Robin Crumb; expressed concerns relating to lyme disease.*  
*David Eldridge; spoke relating to proposed Charter Amendment regarding Recreation and Park.*  
*Nancy Wuerefel; spoke relating to proposed Charter Amendment regarding Recreation and Park.*  
*Rose Hilton; spoke relating to proposed Charter Amendment regarding Recreation and Park.*  
*Ed Hoshikoto; spoke relating to proposed Charter Amendment regarding Recreation and Park.*  
*Jill Shenker; spoke relating to proposed resolution regarding domestic work.*  
*Juanita Flores; spoke relating to proposed resolution regarding domestic work.*  
*Emma Delgado; spoke relating to proposed resolution regarding domestic work.*  
*Bertha Villalobos; spoke relating to proposed resolution regarding domestic work.*  
*Maria Hernandez; spoke relating to proposed resolution regarding domestic work.*  
*Juliana Romero; spoke relating to proposed resolution regarding domestic work.*  
*Female Speaker; spoke relating to proposed resolution regarding domestic work.*  
*Oliva Tella; spoke relating to proposed resolution regarding domestic work.*  
*Peter Warfield; expressed concerns relating to the SF Public Library.*  
*Guadalupe Navarro; spoke relating to proposed resolution regarding domestic work.*  
*Maria Arroyo; spoke relating to proposed resolution regarding domestic work.*  
*Female Speaker; spoke relating to proposed resolution regarding domestic work.*  
*Gloria Martinez; spoke relating to proposed resolution regarding domestic work.*  
*Terry Mill; spoke relating to proposed Charter Amendment regarding Recreation and Park.*  
*Laura Hernandez; spoke relating to proposed resolution regarding domestic work.*  
*Male Speaker; expressed various concerns.*  
*Ace Washington; expressed various concerns.*  
*Dane Jonsen; expressed various concerns.*  
*James Chaffee; expressed concerns relating to the SF Public Library.*

## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

### **100538 [Supporting Outreach and Education Regarding Smart Meters to Prevent Power Service Disconnections]**

**Sponsor: Mar**

Resolution supporting outreach and education regarding Smart Meters to prevent power service disconnections.

**ADOPTED**

### **100589 [Grant Application - Mission Creek Park Corridor]**

**Sponsors: Mayor; Maxwell**

Resolution approving the application for grant funds for the Urban Greening Grant Program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84) for the Mission Creek Park Corridor.

**ADOPTED**

**100590 [Grant Application - Hillpoint Park Open Space Project]****Sponsors: Mayor; Maxwell**

Resolution approving the application for Grant Funds for the Urban Greening Grant Program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84) for Construction of the Hillpoint Park Open Space Project.

**ADOPTED****100591 [Grant Application - Boedekker Park]****Sponsors: Mayor; Daly**

Resolution approving the application for grant funds for the Urban Greening Grant Program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84) for Boedekker Park.

*Supervisor Daly requested to be added as a co-sponsor.*

**ADOPTED****100592 [Grant Application - Cayuga Playground]****Sponsors: Mayor; Avalos**

Resolution approving the application for grant funds for the Urban Greening Grant Program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84) for the Cayuga Playground.

**ADOPTED****100593 [Opposing the Proposed Resumption of Commercial Whaling and Ten-Year Quotas for Gray Whales as Proposed by the International Whaling Commission]****Sponsors: Mirkarimi; Dufty and Maxwell**

Resolution urging President Barack Obama to direct the United States delegation to the annual meeting of the International Whaling Commission on June 21-25, 2010, in Agadir, Morocco, to oppose any agreements that allow commercial whaling or set quotas for commercial whaling.

**ADOPTED****100594 [Proclaiming Martha Ryan Day - May 22, 2010]****Sponsor: Alioto-Pier**

Resolution honoring Martha Ryan, Executive Director of the Homeless Prenatal Program, on the 20th anniversary of the Homeless Prenatal Program and proclaiming May 22, 2010, as Martha Ryan Day in the City and County of San Francisco.

**ADOPTED****100596 [Proclaiming Harvey Milk Day - May 22, 2010]****Sponsors: Dufty; Campos, Mirkarimi and Chiu**

Resolution proclaiming May 22, 2010, as Harvey Milk Day in the City and County of San Francisco.

**ADOPTED**

**100597 [Proclaiming World Hepatitis Awareness Day - May 19, 2010]****Sponsors: Duffy; Chiu**

Resolution proclaiming May 19, 2010, as World Hepatitis Awareness Day in the City and County of San Francisco.

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

**ADOPTED****100599 [Accept and Expend Grant - To Hire up to Four Part-Time Upper Division Undergraduate or Graduate School Planning Interns - \$44,000]****Sponsor: Elsbernd**

Resolution authorizing the Airport Commission to accept and expend a grant in the amount of \$44,000 from the Federal Transit Administration through CalTrans and the Metropolitan Transportation Commission for hiring up to four part-time upper division undergraduate or graduate school planning interns for the FY2009-2011.

**ADOPTED****100601 [Commending Mary Kay Henry]****Sponsor: Alioto-Pier**

Resolution commending Mary Kay Henry on her election as the President of the Service Employees International Union.

**ADOPTED****100595 [Waiver Permitting City Employees to Assist the Department of Elections with the June 8, 2010, Consolidated Primary Election]****Sponsor: Chiu**

Motion granting a waiver from the prohibition imposed by Charter section 13.104.5, to permit City employees to assist the Department of Elections with the June 8, 2010, Consolidated Primary Election.

**APPROVED**

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Duffy, Elsbernd, Mar, Maxwell, Mirkarimi

**IMPERATIVE AGENDA**

*There were none.*

**LEGISLATION INTRODUCED AT ROLL CALL****Introduced by Supervisor or Mayor****Charter Amendments**

**100629 [San Francisco Affordable Housing Fund]****Sponsor: Daly**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 16.127 to: (1) establish baseline appropriation and make an annual appropriation of the equivalent of 33% of any available general fund budget surplus for the next fifteen (15) years to support affordable housing programs; (2) require the Mayor's Office of Housing, in cooperation with the Department of Public Health and Department of Human Services, to prepare an affordable housing plan every three (3) years and an annual affordable housing budget; (3) affirm City policy urging the Redevelopment Agency to use at least 50% of its tax increment funds for low and moderate income housing; and (4) set an expiration date of July 1, 2026.

05/18/10; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/27/2010. The 30 Day Rule does not begin until the Charter Amendment is approved as to form by the City Attorney's Office.

5/28/10 - Received the Charter Amendment approved as to form by the City Attorney's Office.

**100630 [Requiring the Mayor to Appear Personally at One Regularly-Scheduled Meeting of the Board of Supervisors Each Month to Engage in Formal Policy Discussions with Members of the Board]****Sponsor: Daly**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 2.103 and 3.100, to require the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of the Board and to authorize the Board to adopt rules and guidelines.

05/18/10; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/24/2010. The 30 Day Rule does not begin until the Charter Amendment is approved as to form by the City Attorney's Office.

5/25/10 - Received the Charter Amendment approved as to form by the City Attorney's Office.

**100631 [Equal Access Commission and Department of Equal Access]****Sponsor: Alioto-Pier**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding a new Section 4.136, to establish an Equal Access Commission and Office on Equal Access.

05/18/10; ASSIGNED UNDER 30 DAY RULE to Rules Committee.

**100632 [Public Education Enrichment Fund]****Sponsor: Alioto-Pier**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 16.23-10, to extend the automatic expiration of the Public Education Enrichment Fund from June 30, 2015, to June 30, 2016; amending Sections 16.123-2 and 16.123-8, to make conforming changes; amending Section 16.123-3, to use any surplus returned from the Library Preservation Fund Baseline to fund part of the City's required disbursements under the Public Education Enrichment Fund for, among other things, library programs; amending Section 16.123-5, to allow the City to use monies in the Fund to pay college tuition and fees for students attending City College or San Francisco State; amending Section 16.123-6, to authorize the Youth Commission to review expenditure plans submitted by the School District and the First Five Commission, amending Section 16.123-8, to require the City to recommend a Rainy Day Reserve policy for the San Francisco Unified School District covering local revenues and authorize the City to suspend disbursements from the Fund to the School District unless the District certifies that it has adopted and followed the policy; and, repealing Section 16.123-7 as obsolete.

05/18/10; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/24/2010. The 30 Day Rule does not begin until the Charter Amendment is approved as to form by the City Attorney's Office.

5/25/10 - Received the Charter Amendment approved as to form by the City Attorney's Office.

**100633 [Split Appointments to the Recreation and Park Commission; Recreation and Park Department and Commission Denials of Entertainment-Related Permits Appealable to the Board of Appeals]**

**Sponsors: Mirkarimi; Campos, Mar, Daly and Avalos**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 4.106 and 4.113, to split the power to make appointments to the Recreation and Park Commission between the Mayor and the Board of Supervisors, and to make Recreation and Park Department and Commission decisions regarding special event permits and licenses that significantly impact park property or the surrounding neighborhood appealable to the Board of Appeals.

**100634 [Health Service Board Terms and Elections]**

**Sponsor: Elsbernd**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 12.00, to shorten, on a one-time basis, the term of one Health Service Board member from five years to three years, and the term of another Health Service Board member from five years to two years, so that Board terms will expire in pairs in the future and can be filled during the same Board election.

**100635 [Non-Citizen Voting in School Board Elections]**

**Sponsors: Chiu; Campos, Mar, Avalos, Mirkarimi, Maxwell, Daly and Dufty**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 13.111, to authorize San Francisco residents 18 years of age or older who are the parents, legal guardians or caregivers of children in the San Francisco Unified School District to vote in elections for the Board of Education, regardless of whether the residents are United States citizens.

05/18/10; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/17/2010.

**100636 [Establishment of Rent Board in Charter; Appointment and Removal of Members and Alternate Members]**

**Sponsors: Campos; Avalos, Daly, Mar, Maxwell and Mirkarimi**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 4.136, to: (1) establish the Rent Board in the Charter; (2) authorize the Board of Supervisors to appoint three members, authorize the Mayor to appoint three members, and authorize the Board President and the Mayor together to appoint one member; and (3) provide that the Rent Board will consist of three tenants, two landlords, and two neutral members.

05/18/10; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/1/2010. The 30 Day Rule does not begin until the Legislative Digest has been received by the City Attorney's Office.

6/1/10 - Legislative Digest received from the City Attorney's Office.

**100637 [San Francisco Municipal Transportation Agency - Appointments Policy and Other Procedures]****Sponsors: Campos; Mirkarimi, Chiu and Mar**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section(s) 8A. 101, 8A.102, 8A.104, 8A.105, 8A.106, 8A.107, 8A.108, A8.409-1, A8.409-4 and A8.428, and deleting Section and A8.404, to provide for split appointments to the San Francisco Municipal Transportation Agency (MTA) Board of Directors, allocate a share of property tax revenues to the Transportation Fund, require the MTA to resubmit an Agency budget if its budget is rejected by the Board of Supervisors, establish an Office of the MTA Inspector General, and eliminate formulas governing operator wages and benefit payments and subject these matters instead to collective bargaining.

05/18/10; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/17/2010.

**Ordinances****100608 [Memorandum of Understanding - Multiple Unions (Crafts Coalition)]****Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Bricklayers and Allied Crafts, Local 3; Hod Carriers, Local 166; Building Inspectors' Association; The Northern California Carpenters Regional Council, Local 22; Carpet, Linoleum and Soft Tile Workers, Local 12; Plasterers and Cement Masons, Local 300; Glaziers, Architectural Metal and Glass Workers, Local Union No. 718; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artist and Allied Crafts of the United States, Its Territories and Canada, Local 16; International Association of Bridge, Structural, Ornamental, Reinforcing Iron Workers, Riggers and Machinery Movers, Local 377; Auto, Marine and Specialty Painters, Local Union No. 1176; Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local Union No. 34; Plasterers and Shophands, Local 66; United Union of Roofers, Waterproofers and Allied Workers, Local 40; Sheet Metal Workers International Union, Local 104; Teamsters, Local 853, to be effective July 1, 2010, through June 30, 2012.

05/14/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**100609 [Memorandum of Understanding - San Francisco Institutional Police Officers' Association]****Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Institutional Police Officers' Association, to be effective July 1, 2010, through June 30, 2012.

05/14/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**100610 [Memorandum of Understanding - San Francisco Deputy Probation Officers' Association]****Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Probation Officers' Association, to be effective July 1, 2010, through June 30, 2012.

05/14/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**100611 [Memorandum of Understanding - International Brotherhood of Electrical Workers, Local Union 6]**

**Sponsor: Mayor**

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the International Brotherhood of Electrical Workers Local Union 6, AFL-CIO, to be effective July 1, 2010, through June 30, 2012.

05/14/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**100612 [Memorandum of Understanding - Municipal Attorneys' Association]**

**Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys' Association, to be effective July 1, 2010, through June 30, 2012.

05/14/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**100613 [Memorandum of Understanding - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, Supervising Probation Officers]**

**Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, Supervising Probation Officers, to be effective July 1, 2010, through June 30, 2012.

05/14/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**100614 [Memorandum of Understanding - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38]**

**Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38 to be effective July 1, 2010, through June 30, 2012.

05/14/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**100615 [Memorandum of Understanding - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers]**

**Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO to be effective July 1, 2010, though June 30, 2012.

05/14/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**100616 [Memorandum of Understanding - Teamsters, Local 856 (Multi-Unit)]**

**Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 856 (Multi-Unit) to be effective July 1, 2010, through June 30, 2012.

05/14/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**100617 [Memorandum of Understanding - Transport Workers Union of America, Local 200]****Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 200, to be effective July 1, 2010, through June 30, 2012.

05/14/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**100618 [Memorandum of Understanding - Transport Workers Union of America, Local 250-A (Non-MTA 7410)]****Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Non-MTA 7410), to be effective July 1, 2010, through June 30, 2012.

05/14/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**100619 [Memorandum of Understanding - Transport Workers Union of America, Local 250-A (Multi-Unit)]****Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Multi-Unit), to be effective July 1, 2010, through June 30, 2012.

05/14/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**100620 [Memorandum of Understanding - Service Employees International Union, Local 1021]****Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021, to be effective July 1, 2010, through June 30, 2012.

05/14/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**100621 [Memorandum of Understanding, Amendment No. 4 – Municipal Executives' Association]****Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 4 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

05/14/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.



**100622 [Memorandum of Understanding, Amendment No. 3 - International Federation of Professional and Technical Engineers, Local 21]****Sponsor: Mayor**

Ordinance adopting and implementing the Amendment No. 3 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, AFL-CIO, Local 21, by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

05/14/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**100623 [Memorandum of Understanding, Amendment No. 2 – San Francisco District Attorney Investigators' Association]****Sponsor: Mayor**

Ordinance adopting and implementing the arbitration award that establishes Amendment No. 2 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the San Francisco District Attorney Investigators' Association, by implementing specified terms and conditions of employment for FY2010-2011.

05/14/10; ASSIGNED to Government Audit and Oversight Committee.

**100624 [Memorandum of Understanding, Amendment No. 4 - Union of American Physicians and Dentists (Unit 8-CC)]****Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 4 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 8-CC) by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

05/14/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**100625 [Memorandum of Understanding, Amendment No. 3 - Union of American Physicians and Dentists (Unit 11-AA)]****Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 3 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 11-AA) by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

05/14/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**100626 [Memorandum of Understanding, Amendment No. 1 - Laborers International Union, Local 261]****Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 1 to the 2009-2011 Memorandum of Understanding between the City and County of San Francisco and the Laborers, Local 261 by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

05/14/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**100627 [Memorandum of Understanding, Amendment No. 3 - Automotive Machinists Union, Local 1414]****Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 3 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the Automotive Machinists Union, Local 1414, Machinists Automotive Trades District 190, International Association of Machinists and Aerospace Workers by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

05/14/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**100628 [Compensation for Unrepresented Employees]****Sponsor: Mayor**

Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and methods of payment, effective July 1, 2010.

05/14/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**100639 [Permits for Commercial Parking Garages and Lots]****Sponsor: Alioto-Pier**

Ordinance amending sections of the San Francisco Police Code, Business and Tax Regulations Code and Fire Code to: (1) transfer responsibility for parking garage and parking lot permits from the Fire Department to the Police Department; (2) require a commercial parking permit to operate a garage or lot where members of the public can park for a charge; set fees; establish permit issuance, suspension and revocation procedures; establish requirements for permit holders and individuals working at parking garages and lots; and (3) limit the term of a commercial parking permit to one year and require annual application for a commercial parking permit.

05/18/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 6/17/2010.

**100640 [Waiver of Temporary Street Space Occupancy Fee for the Mission Community Market]****Sponsor: Campos**

Ordinance waiving the permit fee in Public Works Code Section 724.1(b) for temporary street space occupancy on certain blocks of 22nd Street on Saturday, June 19, 2010, as part of a fundraiser to launch the Mission Community Market.

05/18/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**100641 [Expend Grant - California Department of Toxic Substances Control and Amendment to the Annual Salary Ordinance, FY2009-2010 - \$74,500]****Sponsor: Chu**

Ordinance authorizing the Department of the Environment to expend a grant in the amount of \$74,500 from the California Department of Toxic Substances Control to coordinate the Green Business tracking and measurement tool and amending Ordinance No. 183-09 to reflect the addition of one (1) grant funded position at the Department of the Environment.

05/18/10; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**100642 [Appropriating \$727,265 of General Fund Reserve and De-Appropriating \$397,801 for Salaries, Disability, and Workers' Compensation in the Sheriff's Department - FY2009-2010]**

**Sponsor: Mayor**

Ordinance appropriating \$727,265 of General Fund Reserve and de-appropriating \$397,081 of expenditure contingency to fund salary expenditures due to State reductions in the Courts, disability pay, and workers' compensation claims in the Sheriff's Department for FY2009-2010. (Fiscal Impact.)

05/18/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**100643 [Accept and Expend Grant - Federal Department of Energy Appropriations and Amendment to the Annual Salary Ordinance, FY2009-2010 - \$1,000,000]**

**Sponsor: Mayor**

Ordinance authorizing the Department of the Environment to accept and expend a grant in the amount of \$1,000,000 from the Federal U. S. Department of Energy appropriations to support the San Francisco Electric Vehicle Initiative and amending Ordinance No. 183-09 to reflect the addition of two (2) grant funded positions at the Department of the Environment.

05/18/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**100658 [Bayview Hunters Point Redevelopment Project Area]**

**Sponsor: Mayor**

Ordinance approving and adopting an amendment to the Redevelopment Plan for the Bayview Hunters Point Redevelopment Project Area; approving and authorizing an Interagency Cooperation Agreement between the City and County of San Francisco and the Redevelopment Agency of the City and County of San Francisco, in furtherance of the adoption and implementation of the Redevelopment Plan Amendment; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Redevelopment Plan Amendment is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting other findings pursuant to California Community Redevelopment Law, including findings pursuant to Sections 33445 and 33445.1.

05/18/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

**100659 [Hunters Point Shipyard Redevelopment Project Area]**

**Sponsor: Mayor**

Ordinance approving and adopting an amendment to the Redevelopment Plan for the Hunters Point Shipyard Redevelopment Project Area; approving and authorizing an Interagency Cooperation Agreement between the City and County of San Francisco and the Redevelopment Agency of the City and County of San Francisco, in furtherance of the adoption and implementation of the Redevelopment Plan Amendment; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Redevelopment Plan Amendment is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting other findings pursuant to California Community Redevelopment Law, including findings pursuant to Sections 33445 and 33445.1.

05/18/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

**100661 [Subdivision Code - Candlestick Point and Hunters Point Shipyard]****Sponsor: Mayor**

Ordinance amending the Hunters Point Shipyard Subdivision Code to rename the Code's Division 3 title and make various amendments pertaining to the subdivision process in Phase 2 of the Hunters Point Shipyard Redevelopment Plan and Zone 1 of the Bayview Hunters Point Redevelopment Project Area, including the establishment of a procedure for reviewing and filing vesting tentative transfer maps; and making environmental findings.

05/18/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 6/17/2010.

**100427 [Integrated Pest Management]****Sponsor: Alioto-Pier**

Ordinance amending the San Francisco Environment Code by amending Section 304, to increase notice requirements for the use of pesticides on City property, and adding Section 310, to provide a process for residents to appeal the use of pesticides on City property to the Director of the Department of the Environment.

04/06/10; ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 5/5/2010.

04/09/10; ASSIGNED to City Operations and Neighborhood Services Committee.

04/13/10; REFERRED TO DEPARTMENT.

05/18/10; SUBSTITUTED.

05/18/10; ASSIGNED to City Operations and Neighborhood Services Committee.

**100104 [Retailers Duty to Disclose Specific Absorption Rate Values for Cell Phones]****Sponsors: Mayor; Maxwell**

Ordinance amending the San Francisco Environment Code by adding Chapter 11, Sections 1100 through 1105, to require retailers to disclose specific absorption rate values for cell phones, and making environmental findings.

(Supervisor Elsbernd dissented in Committee)

01/26/10; ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 2/25/2010.

02/04/10; REFERRED TO DEPARTMENT.

03/09/10; RESPONSE RECEIVED.

04/15/10; RESPONSE RECEIVED.

05/11/10; SUBSTITUTED.

05/11/10; ASSIGNED to City Operations and Neighborhood Services Committee.

05/17/10; REFERRED TO DEPARTMENT.

05/18/10; SUBSTITUTED.

05/18/10; ASSIGNED to City Operations and Neighborhood Services Committee.

## **Resolutions**

### **100644 [Contract Amendment - Serco, Inc., for Parking Meter Collection and Management Services - Not to Exceed \$77,300,000]**

**Sponsor: Chiu**

Resolution approving the ninth amendment to an agreement with Serco, Inc., for parking meter collection and management services, to extend the term by two years and increase the contract amount by \$16,800,000 for a total contract amount not to exceed \$77,300,000.  
(Fiscal Impact.)

05/18/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

### **100645 [Naming the 17th Street Pedestrian Plaza in the Castro as Jane Warner Plaza]**

**Sponsor: Dufty**

Resolution naming the 17th Street pedestrian plaza located at the intersection of 17th Street, Castro Street and Market Street as Jane Warner Plaza.

05/18/10; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

### **100646 [Issuance and Sale of Tax-Exempt Bonds - Children's Day School, Inc. - Not to Exceed \$10,000,000]**

**Sponsor: Dufty**

Resolution approving the issuance and sale of tax-exempt bonds by the California Municipal Finance Authority in an aggregate principal amount not to exceed \$10,000,000 to finance various capital facilities owned or leased by Children's Day School.

05/18/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

### **100647 [Contract Extension - Department of Public Health and Regents of the University of California San Francisco for the Positive Health Program for Chronic Care HIV/AIDS Multi-Disciplinary Program]**

**Sponsors: Mayor; Dufty**

Resolution authorizing the San Francisco Department of Public Health to extend the contract between the City and County of San Francisco and Regents of the University of California San Francisco for the Positive Health Program for Chronic Care HIV/AIDS Multi-Disciplinary Program to provide Center of Excellence delivery of service which includes HIV/AIDS case management, primary medical care, mental health services, substance use counseling, and coordination and planning services.

05/18/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

### **100648 [Accept and Expend Grant - Caltrans Community Design Process for Cesar Chavez Street - \$250,000]**

**Sponsors: Mayor; Maxwell, Campos and Dufty**

Resolution authorizing the San Francisco Planning Department to retroactively accept and expend a grant in the amount of \$250,000 from Caltrans for the period February 16, 2010, through February 28, 2012, in order to conduct a community design process for Cesar Chavez Street.

05/18/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**100649 [Lease of Bill Graham Civic Auditorium to BGCA Management, LLC - 99 Grove Street]****Sponsors: Mayor; Dufty**

Resolution approving and authorizing a lease of the Bill Graham Civic Auditorium located at 99 Grove Street to BGCA Management, LLC for a term of approximately 20 years, with two five-year extension options, under San Francisco Charter Section 9.118; and making findings that the lease is in conformance with the City's General Plan and is categorically exempt from environmental review under CEQA.

(Fiscal Impact.)

05/18/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**100650 [Urging to Opt-Out of "Secure Communities"]****Sponsors: Mar; Campos, Avalos, Maxwell, Daly, Mirkarimi, Chiu and Dufty**

Resolution urging the San Francisco Sheriff's Department, the Juvenile Probation Department and the San Francisco Police Department to opt-out of participating in the Police Immigration and Customs Enforcement collaboration program known as "Secure Communities."

05/18/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**100651 [Calling on State, Federal, and International Lawmakers to Ensure Fair and Just Treatment of Domestic Workers]****Sponsors: Mar; Campos, Avalos, Chiu, Mirkarimi, Maxwell, Dufty and Daly**

Resolution calling on State, Federal, and International Lawmakers to ensure fair and just treatment of domestic workers.

05/18/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**100652 [Opposing Assembly Bill 2650 - Regarding Unnecessary Regulations and Intrusion into the City and County's Authority]****Sponsor: Daly**

Resolution opposing Assembly Bill 2650, opposing unnecessary State intrusions on the City and County's land use and regulatory authority, and urging San Francisco's State Representatives to oppose this bill and any similar legislation to unnecessarily regulate the location of medical cannabis facilities in contravention of existing or future local ordinances.

05/18/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**100653 [Supporting the 2010 National Asian Pacific Islander American Historic Preservation Forum]****Sponsor: Chiu**

Resolution supporting the 2010 National Asian Pacific Islander American Historic Preservation Forum to protect and preserve the legacies of Asian and Pacific Islander cultures in America.

05/18/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**100654 [Gift for the Repair and Maintenance of the Crocker Amazon Football Field]****Sponsors: Avalos; Elsbernd**

Resolution authorizing and approving a Gift from Sacred Heart Cathedral Preparatory for up to \$30,000 for renovations of the Crocker Amazon football field; and \$39,884 for the salary of a half-time gardener for one year, to be made on a monthly basis.

05/18/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**100655 [Proclaiming Lyme Disease Awareness Month - May 2010]****Sponsors: Alioto-Pier; Dufty**

Resolution proclaiming May 2010, as Lyme Disease Awareness Month in the City and County of San Francisco.

05/18/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**100660 [Candlestick Point and Shipyard Phase 2 Redevelopment Project; Real Property Transfer and Public Trust Exchange]****Sponsor: Mayor**

Resolution approving and authorizing the execution, delivery and performance of: (1) a Real Property Transfer Agreement between the City and County of San Francisco and the Redevelopment Agency of the City and County of San Francisco for Certain City Property at Candlestick Point, and (2) a Title Settlement, Public Trust Exchange and Boundary Line Agreement between the City and County of San Francisco (acting by and through the Board of Supervisors and through the Port Commission), the Redevelopment Agency of the City and County of San Francisco, the California State Lands Commission and the California Department of Parks and Recreation, both agreements being in furtherance of the Candlestick Point and Phase 2 of the Hunters Point Shipyard Redevelopment Project.

05/18/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

**100662 [Tax Increment Allocation Pledge Agreement for the Candlestick Point and Phase 2 of the Hunters Point Shipyard Project]****Sponsor: Mayor**

Resolution approving a Tax Increment Allocation Pledge Agreement between the City and County of San Francisco and the Redevelopment Agency of the City and County of San Francisco for the pledge of net available tax increment to finance public improvements and affordable housing in furtherance of the Candlestick Point and Phase 2 of the Hunters Point Shipyard Redevelopment Project; adopting findings under the California Environmental Quality Act; and adopting findings that the agreement is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1.

05/18/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

**Requests for Hearing****100656 [Impact of Contracting Out Jail Health Services]****Sponsor: Campos**

Hearing on the negative impacts and hidden costs of contracting out jail health services.

05/18/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**100657 [Proposal to Contract Out City Functions]****Sponsor: Avalos**

Hearing to consider new proposals to contracting out city functions, such as security and janitorial services, that are currently performed by civil service employees.

05/18/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Introduced by President at Request for Department****PROPOSED ORDINANCES****100517 [Settlement of Lawsuit - Susan Garduno - \$47,500]**

Ordinance authorizing settlement of the portion of the lawsuit filed by Susan Garduno against the City and County of San Francisco for \$47,500; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

05/05/10; RECEIVED AND ASSIGNED to Rules Committee.

**100518 [Settlement of Lawsuit - Linda Ho - \$88,000]**

Ordinance authorizing settlement of the portion of the lawsuit filed by Linda Ho against the City and County of San Francisco for \$88,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

05/05/10; RECEIVED AND ASSIGNED to Rules Committee.

**100519 [Settlement of Lawsuit - Victoria Sanchez - \$66,500]**

Ordinance authorizing settlement of the portion of the lawsuit filed by Victoria Sanchez against the City and County of San Francisco for \$66,500; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

05/18/10; RECEIVED AND ASSIGNED to Rules Committee.

**100520 [Settlement of Lawsuit - Sally Seid - \$48,500]**

Ordinance authorizing settlement of the portion of the lawsuit filed by Sally Seid against the City and County of San Francisco for \$48,500; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

05/05/10; RECEIVED AND ASSIGNED to Rules Committee.

**100521 [Settlement of Lawsuit - Mary Anne Short and Robert Short - \$160,000]**

Ordinance authorizing settlement of the portion of the lawsuit filed by Mary Anne Short/Robert Short against the City and County of San Francisco for \$160,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

05/05/10; RECEIVED AND ASSIGNED to Rules Committee.



**100559 [Settlement of Lawsuit - SN Sands Corp. dba S&S Trucking - \$50,000]**

Ordinance authorizing settlement of the lawsuit filed by SN Sands Corp. dba S&S Trucking against the City and County of San Francisco for \$50,000; the lawsuit was filed on April 10, 2009, in San Francisco Superior Court, Case No. CGC-09-487156; entitled SN Sands Corporation dba S&S Trucking v. City and County of San Francisco; other material terms of said settlement are term of five-year contract to run from December 20, 2008, to December 19, 2013. (City Attorney)

05/05/10; RECEIVED AND ASSIGNED to Rules Committee.

**100560 [Settlement of Lawsuit - James A. Shotwell - \$167,500]**

Ordinance authorizing settlement of the lawsuit filed by James A. Shotwell against the City and County of San Francisco for \$167,500; the lawsuit was filed on September 26, 2008, in San Francisco Superior Court, Case No. CGC-08-480280; entitled James A. Shotwell v. City and County of San Francisco. (City Attorney)

05/05/10; RECEIVED AND ASSIGNED to Rules Committee.

**100561 [Settlement of Lawsuit - 609-611 Burnett Apartments, LLC - \$128,700]**

Ordinance authorizing settlement of the lawsuit filed by 609-611 Burnett Apartments, LLC, against the City and County of San Francisco for \$128,700; the lawsuit was filed on December 9, 2008, in San Francisco Superior Court, Case No. CGC-08-482803; entitled Burnett Apartments, LLC, v. City and County of San Francisco, et al. (City Attorney)

05/05/10; RECEIVED AND ASSIGNED to Rules Committee.

**100562 [Settlement of Lawsuit - Melanie Wood and Timothy Wood - \$151,000]**

Ordinance authorizing settlement of the lawsuit filed by Melanie Wood and Timothy Wood against the City and County of San Francisco for \$151,000; the lawsuit was filed on June 4, 2007, in San Francisco Superior Court, Case No. CGC-07-463943; entitled Melanie Wood, et al. v. City and County of San Francisco, et al. (City Attorney)

05/10/10; RECEIVED AND ASSIGNED to Rules Committee.

## PROPOSED RESOLUTIONS

**100456 [Agreement to Purchase Easements in Connection with the New Irvington Tunnel Project in Alameda County]**

Resolution approving and authorizing an Agreement for Purchase and Sale of Real Estate to acquire for \$57,500 a permanent well easement and a temporary construction easement in Alameda County for the public purpose of constructing the San Francisco Public Utilities Commission New Irvington Tunnel Project; adopting findings under the California Environmental Quality Act; adopting findings that the purchase is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department)

05/06/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**100567 [Official Advertising, FY2010-2011]**

Resolution designating the Examiner to be the official newspaper of the City and County of San Francisco for all official advertising (Type 1 and Type 2) for FY2010-2011. (Office of Contract Administration)

05/07/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**100568 [Outreach Advertising for FY2010-2011]**

Resolution designating El Reportero to be the outreach newspaper of the City and County for the Hispanic community, Bay Area Reporter to be the outreach newspaper of the City and County for the Lesbian, Gay, Bisexual community, and the West Portal Monthly to be the neighborhood outreach newspaper for the West Portal neighborhood, to provide outreach advertising for FY2010-2011. (Office of Contract Administration)

05/07/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

## **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 from newsstands at the following locations:*

*San Francisco Bay Guardian*

*Southeast corner of Fillmore and Post*

*Southwest corner of Divisadero and Sutter*

*9th Avenue and Judah (near bus stops)*

*7th Avenue and Irving (near bus stops)*

*Northwest corner of Hayes and Fillmore*

*Southeast corner of Fillmore and Haight*

*San Francisco Chronicle*

*Northwest corner of Fillmore and Hayes*

*Southeast corner of Haight and Fillmore*

*Irving and 9th Avenue*

*Irvine and 7th Avenue*

*Southwest corner of Haight and Clayton*

*Southeast corner of Haight and Masonic*

*Examiner*

*Northwest corner of Fillmore and Hayes*

*Southeast corner of Haight and Fillmore*

*SF Daily*

*Northwest corner of Hayes and Gough*

*City Star*

*Northwest corner of Hayes and Gough*

*Southeast corner of Fillmore and Haight*

*SF Weekly*

*Southeast corner of Masonic and Haight*

*Southeast corner of Haight 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 the following private property locations:*

*55 Laguna*

*295 Buchanan*

*222 Fillmore*

*1501 Haight*

*1605 Haight*

*909 Page*

*44 Webster, on side of building*

*546 Haight*

*507 Haight*

*525 Haight*

*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:*

*Wood Pole  
Southeast corner Haight & Fillmore*

*Metal Poles  
Southwest corner Divisadero & Haight  
In front of 345 Haight  
Northwest corner Laguna & Haight  
In front of 109 Fillmore  
Northwest corner Fulton & Laguna  
Northeast corner Fillmore & Haight  
Southwest corner McAllister & Laguna  
Southwest corner Haight & Buchanan*

*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  
Southwest corner Steiner & Waller  
Northeast corner Scott & Waller  
Northeast corner Hayes & Broderick*

*Bus Shelters  
Southeast corner Buchanan & Hayes  
Southwest corner Haight & Buchanan  
Southeast corner McAllister & Webster  
Northwest corner Laguna & Haight  
Southwest corner Hayes & Broderick  
Southwest corner Lyon & Hayes  
Fillmore and Haight (all 4 bus stops, graffiti & grime)*

*Fire Hydrant  
Southwest corner Laguna & Fulton*

*Emergency Boxes  
Southeast corner Laguna & Fulton*

*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  
Northwest corner Haight & Clayton  
Southwest corner Waller & Fillmore*

*Mailbox  
Southwest corner McAllister & Gough*

*From: Supervisor Mirkarimi  
To: Director, Department of Public Works  
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes and sidewalk issues at the following location: On Fulton, west of Clayton.*

*From: Supervisor Mirkarimi  
To: Director, Recreation and Parks Department  
Requesting/Inquiring: Requesting the Recreation and Parks Department to report on the 2010 Bay to Breakers race, including the number of department staff that were deployed, any incident reports from the Park Rangers, and any areas of concern related to the race.*

*From: Supervisor Mirkarimi  
To: Chief George Gascon, San Francisco Police Department  
Requesting/Inquiring: Requesting the Police Department to report on the 2010 Bay to Breakers race, including the number of officers that were deployed, a list of arrests that were made, and a list of emergency and non-emergency calls related to the race.*

*From: Supervisor Mirkarimi  
To: Director, Department of Public Works  
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of cleanup after the 2010 Bay to Breakers race, including a list of which streets were mechanically cleaned after the race, the amount of trash that was collected, and a description of any areas of particular concern with the race.*

## **ADJOURNMENT**

*There being no further business, the Board adjourned at the hour of 7:22 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 June 22, 2010.*

---

Angela Calvillo, Clerk of the Board