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Board of Supervisors

City and County of San Francisco

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



AGENDA

Tuesday, November 17, 2009
2:00 PM

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

ROLL CALL AND PLEDGE OF ALLEGIANCE

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, 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 19

Recommendations of the Budget and Finance Committee

Present: Supervisors Avalos, Chu, Campos

1. **[091260](#)** **[Payment of Award to John Doe - \$10,000]** **Supervisor Dufty**
Ordinance authorizing payment of a \$10,000 reward for supplying information leading to the arrest and conviction of the person(s) responsible for the death of Jaquain Williams.
(Fiscal Impact.)

11/10/2009, PASSED, ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?
2. **[091261](#)** **[Payment of Award to John Doe - \$10,000]** **Supervisor Dufty**
Ordinance authorizing payment of a \$10,000 reward for supplying information leading to the arrest and conviction of the person(s) responsible for the deaths of Jovanie Banks and Michael Hill.
(Fiscal Impact.)

11/10/2009, PASSED, ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?
3. **[091217](#)** **[Appropriation Ordinance to Reflect Mayor's State Budget Plan for FY 2009-2010]** **Mayor, Supervisor Avalos**

Present: Supervisors Avalos, Chu

Ordinance appropriating \$18,000,000 of an unallocated reduction to State revenues (State Budget Reserve), including \$9,589,000 for the Department of Public Health, \$9,600,000 for the Human Services Agency, \$350,000 for the Sheriff's Department, and \$150,000 for the General Fund Reserve; deappropriating \$3,448,652 of expenditures in the Department of Public Health consistent with the Mayor's Proposed State Budget Plan; and appropriating and placing \$1,759,652 of General City Responsibility General Fund on an appropriated reserve for FY 2009-2010.

(Fiscal Impact.)

11/10/2009, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors Dufty, Daly, Elsbernd

4. [091232](#) [Approval of the Ryan White HIV Emergency Relief Grant Program Application] Supervisor Dufty

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to submit an application to continue to receive funding for the "HIV Emergency Relief Programs (Ryan White Programs, Part A)" grant from the Health Resources Services Administration (HRSA), requesting \$36,118,233 in HIV emergency relief program funding for the San Francisco Eligible Metropolitan Area (EMA); from March 1, 2010, through February 28, 2011. (Public Health Department)

Question: Shall this Resolution be ADOPTED?

5. [091236](#) [Approval of Contract for Personal Assisted Employment Services Program for the Department of Public Health] Supervisor Mar

Resolution authorizing the San Francisco Department of Public Health to enter into a contract with Richmond Area Multi-Services, Inc., to provide mental health services through the Personally Assisted Employment Services program for the term of January 1, 2010, through June 30, 2016. (Public Health Department)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Campos, Daly, Alioto-Pier

6. [091013](#) [Application of City's Conflict of Interest Laws to City Officers] Supervisor Elsbernd

Ordinance amending the San Francisco Campaign and Governmental Conduct Code by amending sections 3.222 and 3.224 to clarify the application of prohibitions to City officers, and by adding sections 3.201 and 3.203 to name the Government Ethics Ordinance, to permit waiver of contracting prohibition, and to define "officer."

Question: Shall this Ordinance be PASSED ON FIRST READING?

7. [091075](#) [Settlement of Lawsuit - Bernard and Mildred Bolton - \$650,000]

Ordinance authorizing settlement of the lawsuit filed by Bernard and Mildred Bolton against the City and County of San Francisco for \$650,000; the lawsuit was filed on October 15, 2008, in San Francisco Superior Court, Case No. 480-896; entitled Bernard and Mildred Bolton, et al., v. City and County of San Francisco, et al. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

8. [091080](#) [Settlement of Lawsuit - Duncan Briggs - \$65,000]

Ordinance authorizing settlement of the lawsuit filed by Duncan Briggs against the City and County of San Francisco for \$65,000; the lawsuit was filed on August 19, 2008, in San Francisco Superior Court, Case No. 478-836; entitled Duncan Briggs, et al. v. City and County of San Francisco, et al. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

9. [091086](#) [Settlement of Lawsuit - Jeanne Schoenstein - \$225,000]

Ordinance authorizing settlement of the lawsuit filed by Jeanne Schoenstein against the City and County of San Francisco and Marcelo Samame for \$225,000 inclusive of attorneys' fees and costs; the lawsuit was filed on July 14, 2008, in San Francisco Superior Court, Case No. CGC-08-477472; entitled Schoenstein, et al., v. City and County of San Francisco, et al. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

10. [091186](#) [Settlement of Lawsuit - Gavin Smith - \$55,000]

Ordinance authorizing settlement of the lawsuit filed by Gavin Smith against the City and County of San Francisco for \$55,000; the lawsuit was filed on April 29, 2009, in San Francisco Superior Court, Case No. CGC-09-487887; entitled Gavin Smith v. City and County of San Francisco. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

11. [090998](#) [Settlement of Eminent Domain Lawsuit - Pacific Gas and Electric Company - \$112,000]

Ordinance authorizing settlement of the eminent domain lawsuit filed by Pacific Gas and Electric Company against the City and County of San Francisco et al., San Mateo Superior Court, Case No.449100; entitled Pacific Gas and Electric v. City and County of San Francisco, et al.; other material terms of said settlement are set forth in the Stipulation for Entry of Judgment in Condemnation contained in Board of Supervisors' File No. 090998. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

12. [091129](#) [Appointment, Entertainment Commission - Neal Cavellini]

Packet updated
on 11/15/09
@ 5:32 pm

Motion appointing Neal Cavellini, term ending July 1, 2013, to the Entertainment Commission.

Neal Cavellini, succeeding Erik Joseph Pred, seat 3, term expired, shall represent the interests of the public health community, for the unexpired portion of a four-year term ending July 1, 2013.

Question: Shall this Motion be APPROVED?

13. [091194](#) [Appointment, Entertainment Commission - Al Perez]
Motion approving the Mayor's nomination for appointment of Al Perez to the Entertainment Commission, for the unexpired portion of a four-year term ending July 1, 2013. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

14. [091223](#) [Appointment, Immigrant Rights Commission - Angus McCarthy]
Motion appointing Angus McCarthy, term ending June 6, 2011, to the Immigrant Rights Commission.

Question: Shall this Motion be APPROVED?

15. [091226](#) [Appointments, Pedestrian Safety Advisory Committee - Dahianna Lopez, Paul Supawanich, and Jay Lee]
Motion appointing Dahianna Lopez and Paul Supawanich, terms ending March 28, 2010, and Jay Lee, term ending March 28, 2011, to the Pedestrian Safety Advisory Committee.

Question: Shall this Motion be APPROVED?

16. [091227](#) [Appointment, Local Homeless Coordinating Board - Laura Guzman]
Motion appointing Laura Guzman, term ending October 21, 2011, to the Local Homeless Coordinating Board.

Question: Shall this Motion be APPROVED?

17. [091229](#) [Appointment, Sweatfree Procurement Advisory Group - Julianne Fisher]
Motion appointing Julianne Fisher, term ending December 17, 2011, to the Sweatfree Procurement Advisory Board.

Question: Shall this Motion be APPROVED?

18. [091234](#) [Appointment, Veterans Affairs Commission - Stephen Noetzel]
Motion appointing Stephen Noetzel, term ending January 31, 2011, to the Veterans Affairs Commission.

Question: Shall this Motion be APPROVED?

19. [091235](#) [Appointment, Child Care Planning and Advisory Council - Simon Lee]
Motion appointing Simon Lee, term ending December 31, 2011, to the Child Care Planning and Advisory Council.

Question: Shall this Motion be APPROVED?

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

REGULAR AGENDA

NEW BUSINESS

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors Dufty, Daly, Elsbernd

20. [091122](#) **[Liquor License Transfer - 1221 Polk Street]**
Resolution determining that the transfer of a Type 48 on-sale general public premises liquor license from 1092 Post Street to 1221 Polk Street (District 3), to Steven Black for Lush Lounge Inc., will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.
(Supervisor Daly dissented in committee.)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Mar, Avalos

21. [091242](#) **[Urging the Navy to Immediately Reinstate the Hunters Point Shipyard Restoration Advisory Board]** **Supervisors Avalos, Mar**
Resolution urging the United States Navy to immediately reinstate the Hunters Point Shipyard Restoration Advisory Board of the Hunters Point Shipyard.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Mar, Chiu

22. [081509](#) **[Summary Vacation of a Portion of Channel Street Between 7th Street and Carolina Street and Exchange of Property]** **Supervisor Maxwell**
Ordinance ordering the summary vacation of a portion of Channel Street between 7th Street and Carolina Street, subject to specified conditions; adopting findings pursuant to the California Streets and Highways Code Sections 8330 et seq.; authorizing the exchange of such vacated City property with a new lot created in Record of Survey No. 4778, owned by Recology Properties, Inc.; adopting environmental findings and findings that the vacation and exchange are consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing actions in furtherance of the ordinance.

Question: Shall this Ordinance be PASSED ON FIRST READING?

23. [090678](#) **[Bayview Hunters Point Area Plan, Technical Zoning Map Amendments]**
Ordinance amending Zoning Map Sheets ZN08, ZN10, and SU10 of the City and County of

San Francisco Planning Code with revised use districts within the Bayview Hunters Point Plan Area; and making various findings, including CEQA findings and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

24. [090388](#) [Zoning - Establishing the 1500 Page Street Residential Care Special Use District] Supervisor Mirkarimi

Ordinance amending the San Francisco Planning Code by adding Sections 249.41 and 263.22 to establish the 1500 Page Street Residential Care Special Use District (SUD), encompassing the real property located at 1500 Page Street (Assessor's Block 1223, Lot 004), to permit the expansion of a building used for residential care; and adopting General Plan, Planning Code and environmental findings. (Planning Commission)

Question: Shall this Ordinance be PASSED ON FIRST READING?

25. [091093](#) [Approving Zoning Map Amendments in Connection with the 1500 Page Street Residential Care Special Use District]

Ordinance amending Section Maps 6H and 6SU of the Zoning Maps of the City and County of San Francisco for the real property located at 1500 Page Street (Assessor's Block 1223, Lot 004) at the northwest corner of Masonic Avenue and Page Street, to reclassify the property from a 40-X Height and Bulk District to a 55-X Height and Bulk District, and to map the 1500 Page Street Residential Care Special Use District in order to permit the expansion of an existing building used for residential care and other considerations; and adopting General Plan, Planning Code and environmental findings. (Planning Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Rules Committee

Present: Supervisors Campos, Daly, Alioto-Pier

26. [091241](#) [Veterans Affairs Commission to Expand Membership and Establish Residency Requirement] Supervisor Alioto-Pier

Ordinance amending Administrative Code Section 5.102 to expand the number of members from 15 to 17 and establish a requirement that members reside in the City and County of San Francisco.

Question: Shall this Ordinance be PASSED ON FIRST READING?

27. [091128](#) [Appointment, Police Commission - James Hammer]

Packet updated
on 11/16/09 @
8:48 am

Motion confirming the Rules Committee's nomination of, and appointing, James Hammer, term ending April 30, 2011, to the San Francisco Police Commission.

Question: Shall this Motion be APPROVED?

28. [091262](#) [Appointments, California State Association of Counties - Supervisors Mar and Avalos (Alternate)]

Motion appointing Supervisors Eric Mar and John Avalos (as an alternate member), terms ending November 28, 2010, to the California State Association of Counties.

Question: Shall this Motion be APPROVED?

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

29. 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.

30. 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. Rules of Order Section 3.11 provides that a unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Items 31 through 36

31. [091292](#) [Commending Northern Station Police Captain Al Casciato] Supervisors Alioto-Pier, Mirkarimi, Avalos

Resolution Commending Captain Al Casciato for his contributions to the City and County of San Francisco, and his dedicated service as Captain of the Police Department's Northern Station.

11/9/2009, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

32. [091293](#) [Approval of a 30-Day Extension for Planning Commission Review] Supervisor Alioto-Pier

Resolution extending by 30-days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance that would amend Planning Code Section 303(i) to require new applicants of formula retail establishments to appoint a community liaison, and making findings of consistency with the priority policies of the Planning Code Section 101.1, and environmental findings.

11/9/2009, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

33. [091299](#) **[Extending the Single Room Occupancy Task Force to December 31, 2012]** **Supervisors Dufty, Campos, Chiu, Daly**

Resolution amending the Single Room Occupancy Task Force to extend it three (3) years beyond the current sunset date of December 31, 2009, to December 31, 2012, and increasing its membership by one (1) member to fourteen (14) to include one (1) additional tenant representative: nine (9) members appointed by the Board of Supervisors; four (4) appointed by designated department heads; and one (1) chair appointed by the Director of Health.

11/10/2009, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

34. [091301](#) **[Approval of a Three (3) Month Extension for Planning]** **Supervisor Elsbernd**

Resolution extending by three (3) months the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance that would amend Section 729 to add new Sub-section 729.52A and adding new Section 790.115 to require conditional use authorization in the West Portal Avenue Neighborhood Commercial District for certain personal service nail salons, as defined; and making findings of consistency with the General Plan, the priority policies of the Planning Code Section 101.1, and environmental findings.

11/10/2009, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

35. [091304](#) **[Endorsement of World March for Peace and Nonviolence]** **Supervisor Mar**

Resolution endorsing the first World March for Peace and Nonviolence, calling for the end of war and nuclear arms, and the elimination of violence of all kinds.

11/10/2009, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

36. [091319](#) **[Commending Linda Laws and Declaring November 20, 2009, "Linda Laws Day"]** **Supervisor Maxwell**

Resolution commending Linda Laws on the occasion of her retirement from the Office of the Clerk of the Board of Supervisors after 20 years of service to the City and County of San Francisco and declaring November 20, 2009, "Linda Laws Day."

11/10/2009, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING to Board of Supervisors.

Question: Shall this Resolution be ADOPTED?

Questions on the For Adoption Without Committee Reference Agenda: _____

37. **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. 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 November 3, 2009, to November 9, 2009, for reference by President to appropriate committee on November 17, 2009.

091284 [Mission Bay - Park P21 Improvements]

Ordinance designating a portion of State Trust Parcel 5 East of future Terry A. Francois Boulevard at future Mission Bay Boulevard for public open space and park purposes; naming the new park "Bayfront Park"; accepting and irrevocable offer for the acquisition facilities; designating said facilities to public open space and park purposes and accepting for maintenance responsibilities and liability purposes; adopting environmental findings and findings that such actions are consistent with the City's General Plan, priority policy findings of City Planning Code section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 178,379 and authorizing official acts in connection with this Ordinance. (Public Works Department)

11/5/2009, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

091289 [Settlement of Lawsuits - David Spears and Sabrina Wigfall - \$97,500]

Ordinance authorizing settlement of the lawsuits filed by David Spears and Sabrin Wigfall against the City and County of San Francisco and Kyle Adams against the City and County of San Francisco for \$97,500; the lawsuits were filed on February 6, 2004 and August 1, 2008, in the United States District Court for the Northern District of California, Case Nos. 06-cv-04968 VRW and 08-vc-03696 PJH; entitled David Spears and Sabrina Wigfall v. City and County of San Francisco, et al. and Kyle Adams v. City and County of San Francisco, et al. (City Attorney)

11/5/2009, RECEIVED AND ASSIGNED to Rules Committee.

091290 [Settlement of Lawsuit - Lisa Anne Haller - \$230,000]

Ordinance authorizing settlement of the lawsuit filed by Lisa Anne Haller against the City and County of San Francisco for \$230,000; the lawsuit was filed on March 20, 2007, in San Francisco Superior Court, Case No. 461-498; entitled Lisa Anne Haller, et al. v. City and County of San Francisco, et al. (City Attorney)

11/5/2009, RECEIVED AND ASSIGNED to Rules Committee.

091291 [Settlement of Lawsuit - City and County of San Francisco - \$1,260,000]

Ordinance authorizing settlement of the lawsuit filed by City and County of San Francisco against the Design Partnership and Del Campo and Maru, Joint Association of Architects, for (a) 1,260,000 payable to the City and County of San Francisco and (b) mutual releases; the lawsuit was filed on March 20, 2009, in San Francisco Superior Court, Case No. 09-486423; entitled City and County of San Francisco v. The Design Partnership and Del Campo and Maru, Joint Association of Architects. (City Attorney)

11/5/2009, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from November 3, 2009, to November 9, 2009, for reference by President to appropriate committee on November 17, 2009.

091285 [Amendment to Agreement with Owens Information Systems to Extend the Term]

Resolution authorizing the Department of Technology to enter into the Eighth Amendment of an agreement with Owens Information Systems to extend the term of the agreement to fifteen years. (Department of Technology)

11/9/2009, RECEIVED AND ASSIGNED to Budget and Finance Committee.

091286 [Approval of Second Amendment to the Redevelopment Agency's Ground Lease within Mission Bay North and South Redevelopment Plans]

Resolution approving the Second Amendment to the San Francisco Redevelopment Agency's Ground Lease to add certain additional real property within the Mission Bay South Redevelopment Plan Area to the leased premises and to clarify certain maintenance obligations. (Public Works Department)

11/5/2009, RECEIVED AND ASSIGNED to Budget and Finance Committee.

091287 [Tenderloin Housing Clinic Contract Approval - \$82,286,121]

Resolution approving the contract between the City and County of San Francisco and the Tenderloin Housing Clinic to provide master-leased housing for formerly homeless single adults to the Human Services Agency for the period of January 1, 2010, to June 30, 2015, in the amount of \$82,286,121. (Human Services Department)

11/9/2009, RECEIVED AND ASSIGNED to Budget and Finance Committee.

091288 [Approval of CEQA Findings for SFPUC Harding Park Recycled Water Project]

Resolution adopting findings under the California Environmental Quality Act, including the adoption of a mitigation and reporting program and a statement of overriding considerations related to the Harding Park Recycled Water Project, Water System Improvement Program funded Project No. CUW 30204; and directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission)

11/9/2009, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

091308 [Petitions and Communications]

Petitions and Communications received from November 3, 2009, through November 9 2009, for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on November 17, 2009.

From Office of Labor Standards Enforcement, submitting notice that the Office of Labor Standards Enforcement has joined the Sweatfree Purchasing Consortium effective November 3, 2009. Copy: Each Supervisor (1)

From Office of the Controller, submitting an audit report concerning Japan Airlines Company. Japan Airlines has an airline lease and use agreement from the Airport Commission to use the landing facilities at SF International Airport for its air transportation business. (2)

From Office of the Mayor, submitting notice that Mayor Newsom will be out of state from 8:49 a.m., November 3, 2009, until 11:59 p.m., November 8, 2009. Supervisor Carmen Chu will serve as Acting-Mayor. Copy: Each Supervisor, City Attorney (3)

From Department of Public Works, submitting quarterly report of the Department of Public Works Adopt-A-Tree account for the period July 1, 2009, through September 30, 2009. (4)

From Department of Public Works, submitting quarterly report of the Department of Public Works Defective Sidewalk Repair Revolving account for the period July 1, 2009, through September 30, 2009. (5)

From Department of Public Health, submitting the Charity Care Report for FY 2008. (6)

From the Sweatfree Procurement Advisory Group, submitting copy of letter sent to the Office of Contracts Administration regarding officially recommending to the Board of Supervisors that textiles and related items be the next category of goods to be covered under the Sweatfree Contracting ordinance. (7)

From Department of Elections, regarding emergency planning for the November 3, 2009, Municipal Election. (8)

From Office of the Controller, submitting an audit report concerning Southwest Airlines. Southwest Airlines has an airline lease and use agreement from the Airport Commission to use the landing facilities at SF International Airport for its air transportation business. (9)

From Department of Public Works, regarding the Bond Accountability Report and Second Bond Sale. (10)

From Department of Human Services, submitting resolution on behalf of the Long-Term Care Coordinating Council responding to the current crisis in home and community based long-term services and support in San Francisco. (11)

From T-Mobile, submitting notification letter regarding placement of three cellular site antennas at 1897-22nd Street. (12)

From State Fish and Game Commission, submitting notice of proposed emergency regulatory action relating to the incidental take of California tiger salamander. (13)

From Office of the Controller, submitting the annual report for the Whistleblower Program for FY 2008-2009. (14)

From Golden Gate University School of Law, Student Animal Legal Defense Fund, proposing a ban on shark products in San Francisco. (15)

From James Corrigan, regarding parking privileges for San Francisco Firefighters. (16)

From concerned citizens, submitting support for proposed solutions to avoid the lay-offs of City employees. 4 letters (17)

From students at San Francisco Community School, urging the Board of Supervisors to find money in the budget to keep their school secretary. 11 letters (18)

From Wayne Chubin, urging the Board of Supervisors to find money in the budget to keep their school secretary at Longfellow and other schools. (19)

From Darien Werfhorst, protesting the displacement of the Cantonese bilingual secretary at Monroe Elementary School. (20)

From concerned citizens, submitting support for the expansion of Redwood Park to 555 Washington Street. 14 letters (21)

From SF Public Golf Alliance, calling for an independent investigation of Nancy Wuerfel's allegations of irregularities in golf fund accounting. (22)

From Brian Lee, regarding the recent proposals to change the planning and permit process at the Planning Department. (23)

From Frankl Duhl, urging the Board of Supervisors not to lay-off any clerical staff at San Francisco City College or San Francisco Unified School District. (24)

From Chuck Fulton, submitting support for proposed legislation regarding banning smoking in more public areas. (25)

From Marilyn Russ, regarding Mayor Newsom. (26)

From Dr. Ahimsa Sumchai, regarding establishing West Portal Community Benefit Business District and the air quality at the Hunters Point Shipyard. (27)

From Neil Signo, regarding the hotel strike in San Francisco. (28)

From Bernard Marque, submitting opposition to expanding the days and hours for parking meters in San Francisco. (29)

From Ed Devine, regarding the proposed changes to the No. 18 Muni bus route. (30)

From Dr. Ahimsa Sumchai, regarding the Center of Disease Control seasonal influenza summary update report. (31)

From concerned citizens, regarding Sharp Park Golf Course. 2 letters (32)

From Jeff Miller, submitting letter on behalf of 25 Bay Area conservation organizations requesting an extension of the comment period for the Calvareras Dam Replacement Project . Copy: Each Supervisor (33)

From Jason Lunberg, submitting support for the appointment of David Waggoner as member to the Police Commission. (34)

From Michael Burlacu, regarding H1N1. (35)

From Charles J. Vella, Ph.D., regarding public health budget. (36)

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 5, 6, 7, 9, 21, 47, 49, 71, 71L, F, J, K, L, M, N, T (exit at Van Ness Station). For more information about MUNI accessible services, call (415) 701-4485.

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 by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.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 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site www.sfgov.org/ethics