



BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

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

Tuesday, April 6, 2010 - 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

Agendas of the Board of Supervisors are available on the internet at www.sfgov.org/bos

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee
Supervisors Avalos, Mirkarimi, Elsbernd, Maxwell, Campos

Budget and Finance Sub-Committee
Supervisors Avalos, Mirkarimi, Elsbernd

City and School District Select Committee
Supervisors Dufty, Alioto-Pier, Daly, Fewer, Kim, Mendoza

City Operations and Neighborhood Services Committee
Supervisors Chu, Avalos, Elsbernd

Government Audit and Oversight Committee
Supervisors Mar, Chu, Maxwell

Land Use and Economic Development Committee
Supervisors Maxwell, Mar, Chiu

Public Safety Committee
Supervisors Chiu, Mirkarimi, Dufty

Rules Committee
Supervisors Campos, Alioto-Pier, Mar

Meeting Days

Wednesday
1:30 PM

Wednesday
11:00 AM

1st and 3rd Thursday
3:30 PM

2nd and 4th Monday
10:30 AM

2nd and 4th Thursday
1:00 PM

Monday
1:00 PM

1st and 3rd Monday
10:00 AM

1st and 3rd Thursday
10:00 AM

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board has several standing Committees where ordinances and resolutions are the subject of hearings 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 at a Committee meeting 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; 3) signs to be brought into the meeting or displayed in the room; 4) standing in the meeting room.

Citizens are encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or 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.

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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.

**翻譯 必須在會議前最少四十八小時提出要求
請電 (415) 554-7719**

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 F, 5, 21, 47, 49, 71, 71L, J, K, L, M, N, T (exit at Van Ness Station). MUNI bus lines also serving the area are the 6, 7, and 9 San Bruno. 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

Agenda Item Information

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

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

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk on the Friday preceding a regularly scheduled Board meeting.

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

APPROVAL OF MEETING MINUTES

Approval of the March 9, 2010, Board Meeting Minutes.

COMMUNICATIONS

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 9

Recommendation of the Budget and Finance Committee

Present: Supervisors Avalos, Mirkarimi, Elsbernd

1. [100185](#) **[Airport Lease and Operating Agreement]**
Resolution approving the exercise of the fourth of five one-year options to extend the term of Smarte Carte, Inc.'s Luggage Cart Lease and Operating Agreement No. 01-0343. (Airport Commission)
Attachments: [Comm Packet 033110](#)
[Board Packet 040610](#)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Mar, Chiu

2. [091165](#) **[Zoning - Parking Requirements and Garage Installation in Existing Residential Buildings in Telegraph Hill, North Beach, and Chinatown]**

Sponsors: Chiu; Mar

Ordinance amending the San Francisco Planning Code by amending Sections 714.94, 722.94, 803.2, and Tables 810, 811, and 812, to require mandatory discretionary review by the Planning Commission to install a garage in an existing residential building of four or more units and Section 311 notice for a building of less than four units in the Broadway Neighborhood Commercial District (NCD), the North Beach NCD, and the Chinatown Mixed-Use Districts; adding Section 249.49 and amending Section SU01 of the Zoning Map to establish the Telegraph Hill - North Beach Residential Special Use District to include the residentially-zoned areas bounded by Bay Street to the North, Sansome Street and the Embarcadero to the East, Broadway to the South, and Columbus Avenue to the West, and require mandatory discretionary review by the Planning Commission to install a garage in an existing residential building of four or more units and Section 311 notice for a building of less than four units; amending Section 151 to reduce the minimum parking requirements in the Broadway and North Beach NCDs, the Telegraph Hill - North Beach Residential Special Use District, and the Chinatown Mixed-Use Districts; amending Section 155 to add Columbus Avenue between Washington and North Point Streets, Broadway from the Embarcadero on the east to Mason Street on the west, and all alleyways in the Chinatown Mixed-Use Districts to the list of streets where garage entries, driveways or other vehicular access to off-street parking or loading are prohibited; amending Section 161 to require mandatory discretionary review by the Planning Commission to install a garage in an existing residential building of four or more units and Section 311 notice for a building of less than four units; amending the Public Works Code by amending Section 723.2 to prohibit the issuance of minor sidewalk encroachment permit that would facilitate the installation of parking in a residential structure of four or more units without prior authorization by the Planning Commission; adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.

(Fiscal Impact.)

Attachments: [Legislation Ver1](#)

[Leg Digest Ver1](#)

[Response PLN 012110](#)

[Comm Packet 020110](#)

[Legislation Ver2](#)

[Leg Digest Ver2](#)

[Comm Packet 020810](#)

[Board Packet 020910](#)

[Legislation Ver3](#)

[Board Packet 031610](#)

[Comm Packet 032210](#)

[Legislation Ver4](#)

[Leg Digest Ver4](#)

[Comm Packet 032910](#)

02/09/2010; PASSED ON FIRST READING.

02/23/2010; CONTINUED ON FINAL PASSAGE.

03/09/2010; AMENDED.

03/09/2010; PASSED ON FIRST READING AS AMENDED.

03/16/2010; RE-REFERRED to the Land Use and Economic Development Committee.

03/30/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. [100231](#) **[Accept and Expend Grant - Buena Vista Park Project, Phase II - \$115,025]**

Sponsor: Dufty

Resolution authorizing the San Francisco Recreation and Park Department to accept and expend a grant for the Buena Vista Park Project, Phase II, in the amount of \$115,025 available under the Federal Land and Water Conservation Fund Program administered by the California Department of Parks and Recreation under the provisions of the Land and Water Conservation Fund Act of 1965.

Attachments: [Comm Packet 032910](#)

[Legislation Ver1](#)

[Board Packet 040610](#)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Campos, Mar

4. [091444](#) **[Creating an Energy Efficiency Steering Committee]**

Sponsors: Mar; Campos and Mirkarimi

Ordinance amending the San Francisco Administrative Code by adding Article II to Chapter 5, Sections 5.2-1 through 5.2-8, to: (1) create an Energy Efficiency Steering Committee to advise the Board of Supervisors on planning and decision-making regarding energy efficiency projects; (2) provide for the Committee's membership, organization, and duties; and (3) set a sunset date for the Committee.

Attachments: [Legislation Ver1](#)

[Comm Packet 031810](#)

[Legislation Ver2](#)

[Board Packet 033010](#)

03/30/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. [100178](#) **[Settlement of Lawsuit - F & I Management and D & J Parking, Inc. - \$25,750]**
Ordinance authorizing settlement of the lawsuit filed by F & I Management and D & J Parking, Inc., against the City and County of San Francisco for \$25,750; the lawsuit was filed on December 17, 2008, in San Francisco Superior Court, Case No. CGC08-483121; entitled F & I Management and D & J Parking, Inc., et al. v. City and County of San Francisco, et al. (City Attorney)

Attachments: [Legislation VER1](#)

[Comm Packet 031810](#)

[Board Packet 033010](#)

03/30/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

6. [100179](#) **[Settlement of Lawsuit - Vincente V. Vista - \$35,000]**
Ordinance authorizing settlement of the lawsuit filed by Vincente V. Vista against the City and County of San Francisco for \$35,000; the lawsuit was filed on July 29, 2008, in San Francisco Superior Court, Case No. 08-478001; entitled Vista v. City and County of San Francisco, et al. (City Attorney)

Attachments: [Legislation VER1](#)

[Comm Packet 031810](#)

[Board Packet 033010](#)

03/30/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

7. [100180](#) **[Settlement of Lawsuit - Thomas Barnes - \$135,000]**
Ordinance authorizing settlement of the lawsuit filed by Thomas Barnes against the City and County of San Francisco for \$135,000; the lawsuit was filed on June 13, 2008, in San Francisco Superior Court, Case No. 476-339; entitled Thomas Barnes, et al. v. City and County of San Francisco, et al. (City Attorney)

Attachments: [Legislation VER1](#)

[Comm Packet 031810](#)

[Board Packet 033010](#)

03/30/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

8. [100181](#) **[Settlement of Lawsuit - Elbert Harris - \$100,000]**
Ordinance authorizing settlement of the lawsuit filed by Elbert Harris, III against the City and County of San Francisco, Robert Thomas, and Larry Bevan for \$100,000 plus reinstatement of Harris as a Certified Nursing Assistant assigned to San Francisco General Hospital; the lawsuit was filed on May 7, 2008, in United States District Court, Case No. CV 08-2353 PJH; entitled Elbert Harris, III v. City and County of San Francisco, et al. (City Attorney)
Attachments: [Legislation VER1](#)
[Comm Packet 031810](#)
[Board Packet 033010](#)

03/30/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

9. [100182](#) **[Settlement of Class Action Lawsuit - Western Regional Advocacy Project, et al.]**
Ordinance authorizing settlement of the class action lawsuit entitled Western Regional Advocacy Project et al. v. Mayor Gavin Newsom et al., filed on August 27, 2008, in the United States District Court for the Northern District of California, Case No. CV 08-4087-MMC. Pursuant to the proposed settlement, the City will make revisions to current policies of its single adult emergency shelter system in order to improve services to homeless people with disabilities. (City Attorney)
Attachments: [Comm Packet 031810](#)
[Board Packet 033010](#)

03/30/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

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

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

Present: Supervisors Avalos, Mirkarimi, Elsbernd

10. [100206](#) **[Appropriating \$157,500 of General Fund Reserve for a Loan to the Community Center Project of San Francisco in the City Administrator's Budget for FY2009-2010]**
Sponsors: Dufty; Campos
Ordinance appropriating \$157,500 of General Fund Reserve for a loan to the Community Center Project of San Francisco, Inc., a California nonprofit public corporation, in the City Administrator's Budget for FY2009-2010.

(Fiscal Impact.)

(Supervisor Elsbernd dissented in Committee.)

Attachments: [Legislation_Ver1](#)

[Comm_Packet_031010](#)

[Comm_Packet_032410](#)

[Board_Packet_033010](#)

03/30/2010; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Avalos, Mirkarimi, Elsbernd

11. [100269](#) **[Approving Commercial Paper Reimbursement Agreement and Dealer Agreements]**
Sponsor: Mayor
Resolution of the City and County of San Francisco approving the form of Reimbursement Agreement or Reimbursement Agreements and the form of Dealer Agreement in connection with its Tax-Exempt and Taxable Lease Revenue Commercial Paper Certificates of Participation, authorizing the execution and delivery of one or more of such Reimbursement Agreement and the execution and delivery of one or more Dealer Agreements and authorizing other related actions.
- (Fiscal Impact.)
(Supervisor Mirkarimi dissented in Committee.)
Attachments: [Legislation Ver1](#)
[Comm Packet 033110](#)
[Board Packet 040610](#)
- Question: Shall this Resolution be ADOPTED?**
12. [100329](#) **[Off-Site Budget and Finance Committee Meeting on April 14, 2010, 4:00 p.m. at Horace Mann Middle School]**
Sponsor: Avalos
Motion ordering the April 14, 2010, meeting of the Budget and Finance Committee be held at Horace Mann Middle School, 3351 - 23rd Street, auditorium in the Mission district of San Francisco; and ordering a meeting of the full Board of Supervisors be convened for the same date, time, and place should a quorum of the full Board be present.
Attachments: [Legislation VER1](#)
[Comm Packet 033110](#)
[Board Packet 040610](#)
- Question: Shall this Motion be APPROVED?**
13. [100368](#) **[Off-Site Budget and Finance Committee Meeting on April 21, 2010, 4:00 p.m. at the Hall of Flowers]**
Sponsor: Avalos
Motion ordering the April 21, 2010, meeting of the Budget and Finance Committee be held at the Hall of Flowers, 9th Avenue at Lincoln Way, in the Inner Sunset district of San Francisco; and ordering a meeting of the full Board of Supervisors be convened for the same date, time, and place should a quorum of the full Board be present.
Attachments: [Legislation VER1](#)
[Comm Packet 033110](#)
[Board Packet 040610](#)
- Question: Shall this Motion be APPROVED?**

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Mar, Chiu

14. [091476](#) [Zoning Map Amendments - Market and Octavia Area Plan Historic Resource Survey Integration]

Ordinance amending the Zoning Map Sheets 7 and 7H of the City and County of San Francisco Planning Code to amend certain height and bulk districts within the Market and Octavia Area Plan to increase, decrease, or retain the heights of certain parcels, consistent with the findings of the Market and Octavia Area Plan Historic Resources Survey, specifically increasing or decreasing heights on some parcels in the Upper Market Street Historic District (an area generally described as Market Street between Church and Noe Streets) and decreasing heights on two parcels at the corner of Guerrero and Duboce Streets (also known as Assessors block and lot numbers 3501004 and 3501003); and adopting environmental findings and findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1. (Planning Department)

Attachments: [Legislation Ver1](#)

[Leg Digest Ver1](#)

[Response PLN 121509](#)

[Comm Packet 031510](#)

[Comm Packet 032910](#)

[Board Packet 040610](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

15. [100093](#) [Housing Code – Residential Hotel Notice Posting Requirement]

Sponsors: Campos; Chiu and Maxwell

Ordinance amending the San Francisco Housing Code by amending Section 1002 to add subsection (f) requiring residential hotel owners/operators to post a notice advising hotel occupants that they may telephone the City's Customer Service Center at 311 to report alleged violations of the Housing Code; adopting findings, including environmental findings.

Attachments: [Legislation Ver1](#)

[Response DBI 032410](#)

[Comm Packet 032910](#)

[Board Packet 040610](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

16. [100102](#) **[Requiring the Development and Maintenance of Stormwater Management Controls]**

Sponsors: Mayor; Maxwell, Mar and Chiu

Ordinance amending the San Francisco Public Works Code by repealing Article 4.2, Sections 140 - 149.4, and adding Article 4.2, Sections 147 - 147.6, requiring the development and maintenance of stormwater management controls for specified activities that disturb 5,000 square feet or more of the ground surface, and are subject to building, planning and subdivision approvals.

Attachments: [Legislation Ver1](#)

[Leg Digest Ver1](#)

[Response PLN 022510](#)

[Comm Packet 032910](#)

[Board Packet 040610](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

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

COMMITTEE REPORTS

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

The following items will be considered by the Rules Committee at a Regular Meeting on Thursday, April 1, 2010, at 10:00 a.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, April 6, 2010.

17. [100303](#) **[Reappointment, Small Business Commission – Luke O’Brien]**

Motion approving the Mayor’s reappointment of Luke O’Brien to the Small Business Commission, for the term ending January 6, 2014. (Clerk of the Board)

(Charter Section 3.100-17 provides that the Board of Supervisors has the authority to reject the reappointment by two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor’s Notice of Reappointment, and that failure of the Board to reject the reappointment by two-thirds vote within the thirty day period shall result in the reappointee continuing to serve as reappointed. Transmittal date - March 12, 2010.)

Attachments: [Legislation VER1](#)

[Comm Packet 040110](#)

Question: Shall this Motion be APPROVED?

18. [100305](#) **[Reappointment, Small Business Commission – Richard Ventura]**
Motion approving the Mayor's reappointment of Richard Ventura to the Small Business Commission, for the term ending January 6, 2014. (Clerk of the Board)

(Charter Section 3.100-17 provides that the Board of Supervisors has the authority to reject the reappointment by two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of Reappointment, and that failure of the Board to reject the reappointment by two-thirds vote within the thirty day period shall result in the reappointee continuing to serve as reappointed. Transmittal date - March 12, 2010.)

Attachments: [Legislation VER1](#)

[Comm Packet 040110](#)

Question: Shall this Motion be APPROVED?

(Only one of the following two motions should be approved.)

19. [100307](#) **[Reappointment, Juvenile Probation Commission – Dirk Beijen]**
Motion approving the Mayor's reappointment of Dirk Beijen to the Juvenile Probation Commission, for the term ending January 14, 2014. (Clerk of the Board)
- (Charter Section 3.100-17 provides that the Board of Supervisors has the authority to reject the reappointment by two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of Reappointment, and that failure of the Board to reject the reappointment by two-thirds vote within the thirty day period shall result in the reappointee continuing to serve as reappointed. Transmittal date - March 12, 2010.)
- Attachments:** [Legislation VER1](#)
[Comm Packet 040110](#)

Question: Shall this Motion be APPROVED?

20. [100308](#) **[Reappointment, Juvenile Probation Commission – Dirk Beijen]**
Motion rejecting the Mayor's reappointment of Dirk Beijen to the Juvenile Probation Commission, for the term ending January 14, 2014. (Clerk of the Board)
- (Charter Section 3.100-17 provides that the Board of Supervisors has the authority to reject the reappointment by two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of Reappointment, and that failure of the Board to reject the reappointment by two-thirds vote within the thirty day period shall result in the reappointee continuing to serve as reappointed. Transmittal date - March 12, 2010.)
- Attachments:** [100308.doc](#)
[Comm Packet 040110](#)

Question: Shall this Motion be APPROVED?

The following item will be considered by the Land Use and Economic Development Committee at a Regular Meeting on Monday, April 5, 2010, at 1:00 p.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, April 6, 2010.

21. [091453](#) **[Planning Code Amendment – Green Landscaping Ordinance]**

Sponsors: Mayor; Chu, Dufty, Mar and Maxwell

Ordinance amending various sections of the Planning Code to address screening, greening, street tree, and permeability requirements; creating definitions for “vehicle use area,” “ornamental fencing,” and “permeable surface;” amending the Public Works Code Sections 805, 806 and 807 to create requirements for the establishment of new street trees, replacement of dead street trees, and removal of street trees and adding Section 802.1 to define climate appropriate standards for plantings in the public right-of-way; and adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Attachments: [Legislation Ver1](#)

[Response PLN 030310](#)

[Comm Packet 032910](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

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.

PUBLIC COMMENT

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

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

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

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

Items 22 through 29

22. [100402](#) **[Accept and Expend Grant - China MSM Technical Assistance - \$52,803]**

Sponsor: Dufty

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$52,803 from the Public Health Foundation Enterprises, Inc., to assist with a project entitled "China MSM Technical Assistance" for the period of January 1, 2010, through December 31, 2010.

Attachments: [100402.doc](#)

[Board Packet 040610](#)

03/30/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

23. [100408](#) **[MUNI Youth Lifeline Discount Pass]**
Sponsors: Mirkarimi; Maxwell, Chiu and Dufty
Resolution requesting the San Francisco Municipal Transportation Agency to create a Youth Lifeline Discount Fast Pass for qualified low-income youth.
Attachments: [100408.doc](#)
[Board Packet 040610](#)

03/30/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

04/01/2010; REFERRED TO DEPARTMENT. Referred to the Youth Commission for Informational Purposes.

Question: Shall this Resolution be ADOPTED?

24. [100409](#) **[Intent to Install a Commemorative Plaque at 575 Castro Street Recognizing Harvey Milk]**
Sponsors: Dufty; Campos and Mirkarimi
Resolution to provide for the installation of a second plaque at 575 Castro Street, the location of Harvey Milk's former camera shop in the Castro Neighborhood, to identify his significant contributions to San Francisco and to the Lesbian, Gay, Bisexual, and Transgender Community.
Attachments: [100409.doc](#)
[Board Packet 040610](#)

03/30/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

25. [100410](#) **[Accept and Expend Grant - Pesticide Use Reporting - \$2,880]**
Sponsor: Chu
Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$2,880 from California Department of Pesticide Regulation to assist with a project entitled "Pesticide Use Reporting" for the period of July 1, 2010, through June 30, 2011.
Attachments: [100410.doc](#)
[Board Packet 040610](#)

03/30/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

26. [100411](#) **[Supporting Senate Bill 677 Regarding Human Trafficking]**
Sponsors: Chu; Chiu
Resolution supporting Senate Bill 677 regarding Human Trafficking, allowing courts to seize any property used in the commission of human trafficking and adding civil penalties.
Attachments: [100411.doc](#)
[Board Packet 040610](#)
- 03/30/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
27. [100412](#) **[Supporting Senate Bill 1108 Regarding Annual Small Business Participation Goal for State Funded Contracts]**
Sponsor: Chiu
Resolution supporting Senate Bill 1108 to codify Governor Schwarzenegger's Executive Order S-02-06 to ensure that the State continues to meet or exceed the 25 percent overall annual small business participation goal for state funded contracts.
Attachments: [100412.DOC](#)
[Board Packet 040610](#)
- 03/30/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
28. [100413](#) **[Meat-Free Mondays]**
Sponsor: Maxwell
Resolution declaring every Monday as "Vegetarian Day" to urge all restaurants, grocery stores, and schools to offer a variety of plant based options to improve the health of San Francisco residents.
Attachments: [100413.doc](#)
[Board Packet 040610](#)
- 03/30/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
29. [100414](#) **[Commending San Francisco Businesses that Use Only Cage-Free Eggs]**
Sponsor: Maxwell
Resolution commending businesses in San Francisco that use only cage-free eggs, and encouraging all businesses to join them in going cage-free.
Attachments: [100414.doc](#)
[Board Packet 040610](#)
- 03/30/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

Questions on the For Adoption Without Committee Reference
Agenda: _____

30. 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 eight (8) votes or a unanimous six (6) or seven (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.

LEGISLATION INTRODUCED AT ROLL CALL

PROPOSED RESOLUTIONS

Proposed resolutions received from March 23, 2010, to March 29, 2010, for reference by President to appropriate committee on April 6, 2010.

100351

[Airport 2011 Lease and Use Agreements with Various Airlines]

Resolution approving a term of twenty five (25) new Lease and Use Agreements between the City and County of San Francisco and various airlines, effective July 1, 2011, to allow such airlines to conduct domestic and international flight operations at the San Francisco International Airport. (Airport Commission)

Attachments: [Legislation Ver1](#)

03/31/2010; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

100352

[Airline and Airport Lease and Use Agreement Modifications and Lease and Operating Agreement Modifications with Various Airlines]

Resolution approving modifications to the terms of eight (8) Airline and Airport Lease and Use Agreements and eleven (11) Lease and Operating Agreements between the City and County of San Francisco and various airlines to allow such airlines to modify the rental of terminal space and modify the terms of one (1) Airline and Airport Lease and Use Agreement to allow for early termination of said Lease and Use Agreement. (Airport Commission)

Attachments: [Legislation Ver1](#)

03/26/2010; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

100386 [Approval to Award Restaurant Lease between the Port of San Francisco and D & G Company, LLC, Doing Business as Lou's Pier 47]

Resolution approving Port Commission Restaurant Lease No. L-14630 with D & G Company, LLC, doing business as Lou's Pier 47, for certain real property at 300 Jefferson Street located in Fisherman's Wharf in the City and County of San Francisco for a term of fifteen and one half (15 1/2) years, plus a five (5) year extension option. (Port)

02/23/2010; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

100387 [Contract Amendment with G4S Justice Services, LLC, for Electronic Monitoring Services - Not to Exceed \$1,425,000]

Resolution authorizing the Sheriff's Department to enter into a First Amendment to the Agreement between the City and County and G4S Justice Services, LLC, (formerly known as G4S Justice Services, Inc.) to increase the contract amount from \$750,000 to an amount not to exceed \$1,425,000. (Sheriff)

Attachments: [Legislation Ver1](#)

03/29/2010; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

100388 [Approving County Refugee Services Plan for FY2009-2010]

Resolution approving the City and County of San Francisco's Refugee Services Annual Plan for Federal FY2009-2010. (Human Services Department)

Attachments: [Legislation Ver1](#)

03/29/2010; RECEIVED AND ASSIGNED to the City Operations and Neighborhood Services Committee.

100389 [Professional Services Agreement for Energy Efficiency, Renewable Energy and Climate Change with ICF International]

Resolution approving a Professional Services Agreement with ICF International for Energy Efficiency, Renewable Energy, and Climate Professional Services at a total cost of \$19,000,000. (Environment)

03/29/2010; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

100396 [Petitions and Communications]

Petitions and Communications received from March 23, 2010, through March 29, 2010, for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on April 6, 2010.

From concerned citizens, submitting support for proposed legislation concerning the sit/lie law. File No. 100233, 4 letters (1)

From John Wyatt, submitting opposition to re-naming Third Street to "Willie Brown Boulevard" in San Francisco. File No. 090325 (2)

From Capital Planning Commission, regarding recommendations on the FY2010-2011 and FY2011-2012 capital budget requests for the Port, Airport, and Public Utilities Commission. Copy: Each Supervisor (3)

From Office of the Controller, submitting the January 2010 Economic Barometer Report. (4)

From Mike Boom, regarding the recology dump site at Ostrom Road in Wheatland, CA. (5)

From John, regarding the monthly critical mass bicycle ride in San Francisco. (6)

From Socialist Viewpoint, regarding the March 20, 2010, march and rally against the war. (7)

From Cheryl Arnold, submitting copy of letter sent to the Recreation and Park Commission regarding the proposal to install new soccer fields at the western end of Golden Gate Park. File No. 100053 (8)

From James Corrigan, regarding how the Fire Department can help solve the City and County deficit. (9)

From concerned citizens, submitting opposition to public power in San Francisco. 6 letters (10)

From Elisa Duggan, submitting support for public power in San Francisco. (11)

From Office of the Treasurer & Tax Collector, submitting the February 2010 Pooled Fund Report. (12)

From Clerk of the Board, the following individuals have submitted a Form 700 Statement of Economic Interest: (13)

- Harvey Rose - Annual
- Debra Newman - Annual
- Arthur Louie - Annual
- Severin Campbell - Annual
- Sean Elsbernd - Annual
- April Veneracion - Annual
- Tom Jackson - Annual
- Erasmio Vazquez - Annual
- Ohn Myint - Annual

From concerned citizens, submitting opposition to proposed ordinance increasing heights on some parcels in the Upper Market Street Historic District. File No. 091476, Copy: Each Supervisor, 2 letters (14)

From concerned citizens, submitting opposition to extending the hours of the parking meters in the Marina District. 16 letters (15)

From concerned citizens, submitting opposition to proposed new craft markets in Justin Herman Plaza. 2 letters (16)

From Liane Orlando, urging the Board of Supervisors to assist in stopping the closure of Children's Village at 250-10th Street. (17)

From Daniel Ki, requesting a proclamation for Hepatitis B Awareness Week. (18)

From Joel Chapman, regarding Police Chief George Gascon. (19)

From Emile Lawrence, submitting opposition to increasing fees at San Francisco International Airport for taxi drivers. (20)

From Denise D'Anne, submitting letter regarding non-taxable solutions for San Francisco's financial woes. (21)

From Kenton Louie, regarding using his Translink card on MUNI. (22)

From Office of the Controller, submitting the February 2010 Economic Barometer Report. (23)

ADJOURNMENT