

# Board of Supervisors

## City and County of San Francisco

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



### **AGENDA**

**Tuesday, August 15, 2006  
2:00 PM**

#### **Regular Meeting**

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**AARON PESKIN, PRESIDENT  
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,  
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,  
JAKE MCGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL**

*Gloria L. Young, Clerk of the Board*

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

## **APPROVAL OF MEETING MINUTES**

*Board to approve Board Meeting Minutes for July 25, 2006.*

## **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.

## 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 13

#### Recommendations of the Budget and Finance Committee

*Present: Supervisors Daly, Dufty, Peskin*

1.       **060965    [Accept-Expend U.S. Department of Homeland Security/UC Lawrence Livermore National Laboratory Grant]**

Resolution authorizing the Airport to accept and expend a grant in the amount of \$10,000,000.00 from the U.S. Department of Homeland Security, administered by UC Lawrence Livermore National Laboratory for an Air Cargo Explosive Detection System Pilot Program. (Airport Commission)

**Question: Shall this Resolution be ADOPTED?**

*Present: Supervisors Daly, Peskin*

2.       **060963    [Muni Thirty-foot Hybrid-Electric Bus Procurement]**

Resolution approving the award of a sole source contract (Procurement of Thirty-foot Low Floor Hybrid-Electric Diesel Coaches) between the City and County of San Francisco and Orion Bus Industries, in an amount not to exceed \$17,132,780.

**Question: Shall this Resolution be ADOPTED?**

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

*Present: Supervisors McGoldrick, Dufty, Ma*

3.       **060935    [STOP Intersections]**

Resolution designating certain intersections as "STOP" intersections.

**STOP SIGNS - ESTABLISH**

France Avenue at Madrid Street, making this intersection an All-Way STOP; and,

Paris Street at France Street, making this intersection an All-Way STOP. (Parking and Traffic Department)

(6/20/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3202.)

**Question: Shall this Resolution be ADOPTED?**

**4. 060934 [Parking Regulations]**

Resolution enacting and rescinding parking regulations at various locations.

RESIDENTIAL PERMIT PARKING AREA "G" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Geary Boulevard, north side, between Baker and Lyon Streets (2400 block).

TWO-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH

DeHaro Street, both sides, between 15th and 17th Streets.

TOW-AWAY, NO STOPPING, 3 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND

TOW-AWAY, NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - ESTABLISH

Sutter Street, north side, between Sansome and Montgomery Streets; and, Sutter Street, both sides, between Montgomery and Kearny Streets

TOW AWAY, NO STOPPING, 7 AM TO 9 AM AND 4 PM TO 7 PM, MONDAY THROUGH FRIDAY - RESCIND

3rd Street, east side, between King and Brannan Streets.

TOW AWAY, NO STOPPING, 3:00 PM - 6:30 PM, MONDAY THROUGH FRIDAY - RESCIND

TOW AWAY, NO STOPPING 3 PM - 6 PM, MONDAY THROUGH FRIDAY - ESTABLISH

Davis Street, west side, between Sacramento and California Streets.

TOW-AWAY, NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND

South Van Ness Avenue, west side, from 13th Street to 19th Street

NO PARKING ANYTIME - ESTABLISH

Marin Street, north side, between 3rd and Illinois Streets. (Parking and Traffic Department)

(6/20/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3202.)

**Question: Shall this Resolution be ADOPTED?**

**5. 060936 [Traffic Regulations]**

Resolution enacting and rescinding traffic regulations on various streets.

NO LEFT TURN, 4 PM TO 6 PM, EXCEPT SUNDAY - RESCIND  
South Van Ness Avenue, northbound and southbound, at 16th Street

NO LEFT TURN, 7 AM TO 9 AM, 4 PM TO 6 PM, EXCEPT SUNDAY - RESCIND  
South Van Ness Avenue, northbound and southbound, at 18th Street. (Parking and Traffic Department)

(6/20/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3202.)

**Question: Shall this Resolution be ADOPTED?**

**6. 061012 [Accept-Expend Blue Shield of California Foundation Grant] Supervisors Ma, Dufty**

Resolution authorizing the Department on the Status of Women (DOSW) to accept and expend a grant in the amount of \$200,000 from the Blue Shield of California Foundation for the design and implementation of a Domestic Violence Training Institute.

**Question: Shall this Resolution be ADOPTED?**

**7. 061031 [Approval of the Substance Abuse and Crime Prevention Act of 2000-Implementation Plan]**

Resolution authorizing adoption of the San Francisco County Plan for the Substance Abuse and Crime Prevention Act of 2000 for Fiscal Year 2006-2007. (Public Health Department)

**Question: Shall this Resolution be ADOPTED?**

**8. 061044 [Approve a carry-forward of grant funds from the first year of the three-year grant and change grant-funded positions]**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to approve a carry-forward of grant funds from the Center for Substance Abuse Treatment/Substance Abuse and Mental Health Services (CSAT/SAMHSA) in the amount of \$167,257 in funds left over from the first grant year (September 30, 2004 to September 29, 2005) to the second grant year (September 30, 2005 to September 29, 2006) and changing grant-funded positions.

**Question: Shall this Resolution be ADOPTED?**

**Recommendations of the Rules Committee**

*Present: Supervisors Mirkarimi, Ammiano*

**9. 060996 [Appointment - Bay Area Library and Information System Advisory Board]**

Resolution appointing Nora Dowley, term ending June 30, 2008, to the Bay Area Library and Information System Advisory Board.

Nora Dowley, succeeding herself, term expired, seat 1, must represent public at large and underserved residents, for a two-year term ending June 30, 2008.

**Question: Shall this Resolution be ADOPTED?**

*Present: Supervisors Mirkarimi, Elsbernd, Ammiano*

**10. 061144 [Appointment - Assessment Appeals Board No. 1]**

Resolution appointing Alec Lambie, Lawrence Lee, Hayes Miles and David Wilbur, terms ending September 4, 2009, to the Assessment Appeals Board #1.

Alec Lambie, succeeding himself, term expiring September 4, 2006, seat 2, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code as follows: a person shall not be eligible for nomination for membership on an assessment appeals board unless he or she has a minimum of five years' professional experience in this state as one of the following: certified public accountant or public accountant, licensed real estate broker, attorney, or property appraiser accredited by a nationally recognized professional organization; for a three year term ending September 4, 2009.

Lawrence Lee, succeeding Gordon Huseby, term expiring September 4, 2006, seat 5, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code as follows: a person shall not be eligible for nomination for membership on an assessment appeals board unless he or she has a minimum of five years' professional experience in this state as one of the following: certified public accountant or public accountant, licensed real estate broker, attorney, or property appraiser accredited by a nationally recognized professional organization; for a three year term ending September 4, 2009.

Hayes Miles, succeeding himself, term expiring September 4, 2006, seat 6, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code. ALTERNATE/HEARING OFFICER for a three year term ending September 4, 2009.

David Wilbur, succeeding himself, term expiring September 4, 2006, seat 8, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code. ALTERNATE/HEARING OFFICER for a three year term ending September 4, 2009.

**Question: Shall this Resolution be ADOPTED?**

**11. 061145 [Appointment - Assessment Appeals Board No. 2]**

Resolution appointing Louisa Mendoza, John McGary, Donna Crowder and Arthur Tom III, terms ending September 4, 2009, to the Assessment Appeals Board #2.

Louisa Mendoza, succeeding Adrienne Lacau, term expiring September 4, 2006, seat 1, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code for a three- year term ending September 4, 2009.

John McGary, succeeding himself, term expiring September 4, 2006, seat 5, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code for a three-year term ending September 4, 2009.

Donna Crowder, succeeding herself, term expiring September 4, 2006, seat 6, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code; ALTERNATE/HEARING OFFICER for a three year term ending September 4, 2009.

Arthur Tom III, succeeding Calvin Abe, term expiring September 4, 2006, seat 7, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code; ALTERNATE/HEARING OFFICER for a three year term ending September 4, 2009.

Question: Shall this Resolution be ADOPTED?

12.           **061146**    **[Appointment - Western SoMa Citizens' Planning Task Force]**

Resolution appointing Robert Rhine, term ending November 23, 2007, to the Western SoMa Citizens' Planning Task Force.

Robert Rhine, succeeding Nicholas Rosenberg, seat 2, must be a resident of western SoMa for less than three years, for the unexpired portion of a three-year term ending November 23, 2007.

Question: Shall this Resolution be ADOPTED?

13.           **061147**    **[Appointment - Lead Hazard Reduction Citizens Advisory Committee]**

Resolution appointing Myrna Melgar, term ending December 31, 2006, to the Lead Hazard Reduction Citizens Advisory Committee.

Myrna Melgar, succeeding Joe LaTorre, resigned, seat 6, must be a representative involved in housing and community development issues from the Mayor's office, for the unexpired portion of a term ending December 31, 2006.

Question: Shall this Resolution be ADOPTED?

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

## **REGULAR AGENDA**

## **UNFINISHED BUSINESS**

### **From the Clerk**

14.           **061153**    **[Adopting findings related to affirming the categorical exemption issued for the Burke School project at 229 32nd Avenue]**

Motion adopting findings related to affirming the determination by the Planning Department that the project at 229 32nd Avenue (aka 7070 California Street) is categorically exempt from environmental review under the California Environmental Quality Act.

8/3/2006, REFERRED to Board of Supervisors.

Question: Shall this Motion be ADOPTED?

### **Recommendation of the Budget and Finance Committee**

*Present: Supervisors Daly, Dufty, Peskin*

15. 061142 [Adding Section 702 to the Business and Tax Regulations Code and amending Sections 703 and 714 of the San Francisco Business and Tax Regulations Code] Supervisors Mirkarimi, Daly

Ordinance amending Article 10, Utility Users Tax, by adding Section 702 to the Business and Tax Regulations Code; amending Section 703 of the San Francisco Business and Tax Regulations Code making technical clarifications to the Utility Users Tax on telephone services to address change in interpretation of referenced federal law; and amending Section 714 of the San Francisco Business and Tax Regulations Code to conform with Article 6, Common Administrative Provisions.

8/8/2006, PASSED ON FIRST READING. Supervisor Daly requested to be added as a co-sponsor.

**Question: Shall this Ordinance be FINALLY PASSED?**

### **From the Government Audit and Oversight Committee Without Recommendation**

*Present: Supervisors Ammiano, Alioto-Pier, Peskin*

16. 060860 [Resolution of Intention to form the Central Market Community Benefit District] Mayor

Resolution (1) declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) to be known as the "Central Market Community Benefit District" and levy a multi-year assessment on identified parcels in the district, (2) approving the management district plan and engineer's report for the district, (3) ordering and setting a time and place for a public hearing thereon, (4) approving the form of the Notice of Public Hearing and Assessment Ballots, and (5) directing the Clerk of the Board of Supervisors to give notice of the public hearing as required by law.

(Economic Impact)

6/27/2006, AMENDED. Amended on page 5, line 18, Section 4, by replacing "August 15, 2006 at 3pm" with "October 17, 2006 at 3pm."

6/27/2006, CONTINUED AS AMENDED. Continued to August 15, 2006

**Question: Shall this Resolution be ADOPTED?**

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

*Present: Supervisors Maxwell, McGoldrick, Mirkarimi*

17. 060032 [Allowing certain medical cannabis dispensaries in Residential-House or Residential-Mixed districts to remain open during the 18-month application period and other amendments] Supervisor Mirkarimi

Ordinance amending the San Francisco Planning Code by amending Sections 209.3, 217, 790.141, and 890.133 to allow certain medical cannabis dispensaries in Residential-House or Residential-Mixed districts to remain open during the 18-month grace period provided for obtaining a permit, to define "community facility" and "recreation building" as those that

primarily serve persons under 18 years of age, and to provide certain notice to both owners and occupants within 300 feet of a proposed medical cannabis dispensary; amending the San Francisco Health Code by amending Sections 3303, 3304, 3305, 3306, 3307 and 3312 to amend the permitting process for medical cannabis dispensaries to conform to the California Fire Code, to eliminate the need for an employment background check, to provide for a provisional permit to be issued after a hearing but before construction work is performed, to provide for referral of permit applications to the Department of Building Inspection, and to require employees to wash hands and use sanitary utensils when handling cannabis; and making environmental findings and findings of consistency with the priority planning policies of Planning Code Section 101.1 and the General Plan.

8/8/2006, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

8/8/2006, PASSED ON FIRST READING AS AMENDED.

**Question: Shall this Ordinance be FINALLY PASSED?**

## **NEW BUSINESS**

### **Recommendations of the Budget and Finance Committee**

*Present: Supervisors Daly, Peskin*

- 18. 060991 [Planning Code - Fee Adjustments]**  
Ordinance amending the San Francisco Planning Code by amending Section 350 and 352 of Article 3.5 to adopt fees for Planning Department services related to appeals to the Board of Supervisors and provide for annual adjustments of said fees; and making environmental findings.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

*Present: Supervisors Daly, Dufty, Peskin*

- 19. 060852 [Requiring that the acceptance and expenditure of any grant that would result in the creation of new City positions be approved by an ordinance that includes an appropriate amendment to** **Supervisor Peskin**

Ordinance amending the San Francisco Administrative Code by amending Section 10.170-1, to require that the acceptance and expenditure of any grant that would result in the creation of new City positions be approved by an ordinance that includes an appropriate amendment to the annual salary ordinance.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

- 20. 061070 [Revenue Contract with Pacific Gas and Electric for Energy Conservation Programs] Mayor, Supervisor Mirkarimi**

Resolution authorizing the Department of the Environment to enter into a contract for up to \$10,709,302 with Pacific Gas and Electric Company ("PG&E") to implement an Energy Use and Demand Reduction Through Energy Efficiency Program in the City and County of San



Francisco.

(Fiscal impact.)

**Question: Shall this Resolution be ADOPTED?**

**21. 061009 [Multifamily Housing Revenue Bonds - Alabama Street Senior Apartments] Supervisor Daly**

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds (as defined herein) in an aggregate principal amount not to exceed \$5,000,000 for the purpose of providing financing for a multifamily rental housing project to be known as Alabama Street Senior Apartments; approving the form of and authorizing the execution of an indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to city officials to take actions necessary to implement this resolution; and related matters.

**Question: Shall this Resolution be ADOPTED?**

**22. 061010 [Multifamily Housing Revenue Bonds - Alabama Street Family Apartments] Supervisor Daly**

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds (as defined herein) in an aggregate principal amount not to exceed \$25,828,221 for the purpose of providing financing for a multifamily rental housing project to be known as Alabama Street Family Apartments; approving the form of and authorizing the execution of an indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to city officials to take actions necessary to implement this resolution; and related matters.

**Question: Shall this Resolution be ADOPTED?**

**23. 060945 [Authorizing the exercise of an option to purchase the property located at One South Van Ness Avenue, San Francisco and execution, delivery and performance of the purchase and sale] Supervisors Peskin, Daly, Mirkarimi, Duffy**

Resolution authorizing the exercise of an option to purchase (the "Purchase Option"), between the City and County of San Francisco (the "City"), as buyer, and the One South Associates, LLC. (the "Seller"), as seller (including certain indemnities contained therein), for the purchase of real property and improvements thereon consisting of an eight-story office building located at One South Van Ness Avenue, San Francisco (collectively, the "Property"); authorizing the execution, delivery and performance of a purchase and sale agreement for the Property; authorizing the assumption of certain leases and contracts per the terms of the purchase and sale agreement; adopting findings under the California Environmental Quality Act and findings pursuant to the City Planning Code Section 101.1; and ratifying previous actions taken in connection therewith.

(Fiscal impact.)

**Question: Shall this Resolution be ADOPTED?**

- 24. 061072 [TEFRA Approval - Alabama Street Family Apartments] Supervisor Daly**  
Resolution approving, for the purposes of the Internal Revenue Code, the issuance and sale of revenue bonds by the City and County of San Francisco in an aggregate principal amount not to exceed \$25,828,221 for a multifamily rental housing project to be known as Alabama Street Family Apartments.

**Question: Shall this Resolution be ADOPTED?**

- 25. 061073 [TEFRA Approval - Alabama Street Senior Apartments] Supervisor Daly**  
Resolution approving, for the purposes of the Internal Revenue Code, the issuance and sale of revenue bonds by the City and County of San Francisco in an aggregate principal amount not to exceed \$5,000,000 for a multifamily rental housing project to be known as Alabama Street Senior Apartments.

**Question: Shall this Resolution be ADOPTED?**

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

*Present: Supervisors Dufty, Ma*

- 26. 061141 [Sole source procurement of interior furniture/workstations and movable partitions for the San Francisco Main Library Renovation] Supervisor Ma**  
Ordinance waiving the competitive requirements of San Francisco Administrative Code section 21.1, and authorizing the Purchaser to negotiate and issue a purchase order for interior furniture/workstations and movable partitions for the San Francisco Main Library from One Workplace, a Steelcase distributor, as a sole source.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

*Present: Supervisors McGoldrick, Dufty, Ma*

- 27. 060845 [Extending existing restrictions on parking commercial vehicles in specified use districts to include vehicles with a gross combination weight rating in excess of 10,000 lbs.] Supervisor McGoldrick**  
Ordinance amending the San Francisco Traffic Code by amending Sections 63 and 63(A) to extend the restrictions on parking certain commercial vehicles in specified use districts to include vehicles with a gross combination weight rating in excess of 10,000 lbs. (Parking and Traffic Department)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

28. 060796 [Grant of Federal Funds - Municipal Transportation Agency] Supervisor Maxwell

Resolution authorizing the Municipal Transportation Agency, through its Director of Transportation (or his designee), to accept and expend \$22,570,000 in STIP funds from the State of California, or if transferred to the Federal Transit Administration, as part of FY 2007/2008 federal section 5307 or section 5309 fixed guideway funds, for construction of the Muni Metro East Maintenance and Operations Facility, excluding administrative overhead costs.

Question: Shall this Resolution be ADOPTED?

29. 060844 [Gift of Vacant Real Property - Kite Hill] Supervisor Dufty

Resolution accepting a gift of vacant real property adjacent to Kite Hill at 19th and Yukon Streets (Lot 023, Block 2701A) and placing such real property under the jurisdiction of the Recreation and Park Department; adopting findings pursuant to the California Environmental Quality Act; adopting findings that acceptance of this gift of real property 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 accept the Grant Deed and take certain actions in furtherance of this resolution.

Question: Shall this Resolution be ADOPTED?

30. 061035 [Approval of the HIV Prevention Projects Grant application] Supervisor Dufty

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to submit an interim progress report (IPR) in order to continue to receive funding for the HIV Prevention Projects grant from the Centers of Disease Control and Prevention (CDC). This amount of this annual recurring grant for the next grant year (January 1, 2007 to December 31, 2007) is expected to be approximately \$9 million. The due date of the IPR is September 15, 2006. (Public Health Department)

Question: Shall this Resolution be ADOPTED?

### **From the City Operations and Neighborhood Services Committee Without Recommendation**

*Present: Supervisors McGoldrick, Dufty, Ma*

31. 060589 [Liquor License Transfer, 845 Market Street, Space 010]

Resolution determining that the transfer of a Type 21 off-sale general license from 1001 South Van Ness Avenue to 845 Market Street, basement of the San Francisco Centre, Space 010 to Bristol Farms 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.

Question: Shall this Resolution be ADOPTED?

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

**32. 060533 [Chinatown Visitor Retail Zoning District: Other Entertainment] Supervisor Peskin**

Ordinance amending the San Francisco Planning Code by amending Section 811.47b of the Retail Sales and Services section of Table 811 to allow other entertainment as a principal use on the first and second stories in the Chinatown Visitor Retail Zoning District and by adding Section 811.47b to the Specific Provisions for Chinatown Visitor Retail District of Table 811 noting that the other entertainment use must be in conjunction with an existing full-service restaurant; adopting findings, including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b).

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

*Present: Supervisors Maxwell, McGoldrick*

**33. 060701 [Adopting disability access standards for the Sunday closure of JFK Drive] Supervisor McGoldrick**

Ordinance amending the Park Code by adding Section 6.12 to adopt disability access standards and authorized vehicular traffic use for the Sunday closure of John F. Kennedy Drive and related roads in Golden Gate Park and making environmental findings.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

*Present: Supervisors Maxwell, Sandoval*

**34. 060905 [Issuance and Sale of Revenue Bonds - All Hallows Apartments]**

Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$23,000,000 for the financing of the acquisition and rehabilitation of All Hallows Apartments.

6/27/2006, REFERRED to Land Use and Economic Development Committee.

**Question: Shall this Resolution be ADOPTED?**

**35. 060906 [Issuance and Sale of Revenue Bonds - Bayview Apartments] Supervisor Maxwell**

Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$21,000,000 for the financing of the acquisition and rehabilitation of the Bayview Apartments.

6/27/2006, REFERRED to Land Use and Economic Development Committee.

**Question: Shall this Resolution be ADOPTED?**

36. 060907 **[Issuance and Sale of Revenue Bonds - La Salle Apartments]** **Supervisor Maxwell**  
Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$20,000,000 for the financing of the acquisition and rehabilitation of the La Salle Apartments.  
6/27/2006, REFERRED to Land Use and Economic Development Committee.  
**Question: Shall this Resolution be ADOPTED?**

37. 060908 **[Issuance and Sale of Revenue Bonds - Shoreview Apartments]**  
Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$21,000,000 for the financing of the acquisition and rehabilitation of the Shoreview Apartments.  
6/27/2006, REFERRED to Land Use and Economic Development Committee.  
**Question: Shall this Resolution be ADOPTED?**

### **Recommendations of the Select Committee on Ending Gun and Gang Violence**

*Present: Supervisors Maxwell, Mirkarimi*

38. 060795 **[Boundaries of Police Department District Stations]** **Supervisor Mirkarimi**  
Ordinance adopting Section 2A.90 of the San Francisco Administrative Code to require that the boundaries of Police Department district stations be reviewed at least every ten years, to set factors for consideration, and to establish a process for adjusting station boundaries.  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**
39. 060700 **[Police Foot Patrols]** **Supervisor Mirkarimi**  
Ordinance adopting Section 10A.1 of the San Francisco Administrative Code to establish a one-year pilot program requiring foot patrols in crime-impacted areas within the boundaries of Northern and Park Police District Stations, and require reporting and review on the effectiveness of the foot patrols.  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**

### **SPECIAL ORDER 3:00 P.M.**

40. 061148 **[Hearing - Fillmore Jazz District Community Benefit District]**  
Hearing of persons interested in or objecting to proposed resolution establishing a property-based business improvement district to be known as the "Fillmore Jazz District Community Benefit District (CBD)," ordering the levy and collection of a multi-year assessment on identified parcels in the district, and making environmental findings. (Clerk of the Board)  
**Action:**\_\_\_\_\_

41. 061149 [Resolution to establish the Fillmore Jazz District Community Benefit District] Supervisor Mirkarimi

Resolution establishing a property-based business improvement district to be known as the "Fillmore Jazz District Community Benefit District," ordering the levy and collection of assessments against identified parcels of real property located in that district for five years, commencing with fiscal year 2006-2007, and making environmental findings.

(Economic Impact)

**Question: Shall this Resolution be ADOPTED?**

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

### **SPECIAL ORDER 4:00 P.M.**

42. 061125 [Hearing - Ground Lease of Redevelopment Agency Land for Kokoro Assisted Living Facility]

Hearing of persons interested in or objecting to proposed resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 674, Lot 33, commonly known as 1881 Bush Street, southeast corner of Bush and Laguna Streets, San Francisco, California (the "Site") in the Western Addition A-2 Redevelopment Project Area, to the JAPANESE AMERICAN RELIGIOUS FEDERATION ASSISTED LIVING FACILITY, INC., a California nonprofit corporation, for 69 years, with a 30 year option to extend, for the purpose of maintaining a fully licensed assisted living facility for low- and moderate-income senior households with some market rate housing. (Clerk of the Board)

**Action:** \_\_\_\_\_

43. 061124 [Ground Lease of Redevelopment Agency Land for Kokoro Assisted Living Facility]

Resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 674, Lot 33, commonly known as 1881 Bush Street, southeast corner of Bush and Laguna Streets, San Francisco, California (the "Site") in the Western Addition A-2 Redevelopment Project Area, to the JAPANESE AMERICAN RELIGIOUS FEDERATION ASSISTED LIVING FACILITY, INC., a California nonprofit corporation, for 69 years, with a 30 year option to extend, for the purpose of maintaining a fully licensed assisted living facility for low-and moderate-income senior households with some market rate housing.

(Fiscal impact.)

**Question: Shall this Resolution be ADOPTED?**

### **SPECIAL ORDER 4:00 P.M.**

#### *APPEAL PROCEDURES*

*Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public*

hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. Appeals where all parties have agreed to request a continuance or a tabling of the appeal.
2. Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).
3. Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.
4. Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.
5. Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.

## **From the Board**

### **(Only one of the following two motions should be adopted.)**

- 44. 060967 [Affirming certification of Wharf J-10 FEIR]**  
Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the Wharf J-10 Project.
- 8/1/2006, CONTINUED. Continued to August 8, 2006 at 4:30 p.m.  
8/8/2006, CONTINUED. Continued to August 15, 2006 Supervisor Alioto-Pier was previously excused from voting on this matter.
- Question: Shall this Motion be ADOPTED?**
- 45. 060968 [Disapproving certification of Wharf J-10 FEIR]**  
Motion disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the Wharf J-10 Project.
- 8/1/2006, CONTINUED. Continued to August 8, 2006 at 4:30 p.m.  
8/8/2006, CONTINUED. Continued to August 15, 2006 Supervisor Alioto-Pier was previously excused from voting on this matter.
- Question: Shall this Motion be ADOPTED?**
- 46. 060969 [Preparation of findings to disapprove certification of Wharf J-10 FEIR]**  
Motion directing the Clerk of the Board to prepare findings disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the Wharf J-10 FEIR.
- 8/1/2006, CONTINUED. Continued to August 8, 2006 at 4:30 p.m.  
8/8/2006, CONTINUED. Continued to August 15, 2006 Supervisor Alioto-Pier was previously excused from voting on this matter.
- Question: Shall this Motion be ADOPTED?**

## **SPECIAL ORDER 4:00 P.M.**

**47. 060984 [Public Hearing - Appeal of Categorical Exemption from Environmental Review for 70 Douglass Street]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated September 27, 2005 (Case No. 2005.0616E), exempting from environmental review under Categorical Exemption, Class 1 and Class 3 [State Guidelines, Section 15301(1)(1) and 15303(b)], the proposal would demolish an existing four-bedroom (BR) single-family dwelling of 2,196 square feet (sq ft) constructed pre-1900, and construct a new two-unit residential building of 7,351 gross sq ft. The site, on the western side of Douglass Street, located approximately mid-block (Assessor's Block 2625, Lot 007A), is an irregular shaped parcel of 3,693 sq ft within the city block bounded by Douglass Street to the east, Ord Street to the west, and 17th Street to the south (Douglass Street dead ends at the northerly end of the block). The project site, located in the Upper Market neighborhood, is zoned RH-2 (Residential, House-Two Family) and is within a 40-X height and bulk district. (Appellants: Susan Detwiler on behalf of the owners of 62-68 Douglass Street.)

(Filed June 27, 2006; companion measure to Files 060985, 060986, 060987, District 8.)

8/8/2006, CONTINUED. The President inquired as to whether or not any member of the public wished to address the Board members. Continued to August 15, 2006

**Action:** \_\_\_\_\_

*Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.*

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

**48. 060985 [Affirming the categorical exemption issued for the 70 Douglass Street project]**

Motion affirming the determination by the Planning Department that the project at 70 Douglass Street is categorically exempt from environmental review under the California Environmental Quality Act.

8/8/2006, CONTINUED. Continued to August 15, 2006

**Question: Shall this Motion be ADOPTED?**

**49. 060986 [Disapproving the categorical exemption issued for 70 Douglass Street]**

Motion disapproving the determination by the Planning Department that the 70 Douglass Street project is categorically exempt from environmental review under the California Environmental Quality Act.

8/8/2006, CONTINUED. Continued to August 15, 2006

**Question: Shall this Motion be ADOPTED?**

**50. 060987 [Preparation of findings related to the 70 Douglass**



**Street project]**

Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 70 Douglass Street is exempt from environmental review under the California Environmental Quality Act.

8/8/2006, CONTINUED. Continued to August 15, 2006

**Question: Shall this Motion be ADOPTED?**

## **SPECIAL ORDER 4:30 P.M.**

**51. 061099 [Public Hearing - Appeal of Categorical Exemption from Environmental Review for 368-370 Lombard Street/20-24A Julius Street]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated June 27, 2006 (Case No. 2006.0362E), exempting from environmental review under General Rule Exclusion [State Guidelines, Sections 15061(b)(3)] and Case File 1997.304E, the proposed project involving the subdivision of a single 3,250 square-foot (sf), L-shaped lot with frontages on Lombard and Julius Streets into two lots, one fronting each street. The proposed project lot with frontage on Julius Street would be 1,040 square-feet (sf) in size, and the proposed lot with frontage on Lombard Street would be 2,210 square-feet (sf) in size. The Lombard Street lot would contain an existing single-family residential building and existing two-unit building and the Julius Street lot would contain an existing two-unit residential building. No construction is proposed. The site is in RH-3 (Residential, House; Three-Family) zoning district, and the 40-X height and bulk district. The proposed lots at 1,040 square feet and 2,210 square feet in size would contain less than the minimum lot area required in the RH-3 zoning district, and would therefore, require a variance from the Planning Code's minimum lot area. Both of the proposed lots would also be deficient and require a variance for the minimum rear yard and usable open space requirements set forth in the Planning Code Sections 134(a)(2) and 135(d) respectively. The proposed lot division would require a subdivision permit from the Department of Public Works. (Appellant: Vedica Puri on behalf of Telegraph Hill Dwellers.)

(Filed July 20, 2006; companion measure to Files 061100, 061101, 061102, District 3.)

**Action:**\_\_\_\_\_

*Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.*

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

**52. 061100 [Affirming the categorical exemption issued for 368-370 Lombard Street/20-24A Julius Street]**

Motion affirming the determination by the Planning Department that the 368-370 Lombard Street/20-24A Julius Street project is categorically exempt from environmental review under the California Environmental Quality Act.



1.130, 1.135, 1.150, 1.161 and 1.170, adding sections 1.107, 1.113, 1.115, 1.118, 1.162.5, 1.163.5 and 1.172 and repealing section 1.132, Chapter 2 of Article I, section 1.200 and Chapter 4 of Article I, sections 1.400, 1.405, 1.410, 1.415, 1.420 and 1.425 of the Campaign and Governmental Conduct Code to move the False Endorsements Ordinance and the Prohibition on Multiple Campaign Accounts into the Campaign Finance Reform Ordinance ("CFRO"); subject School District and Community College District measures to CFRO; reenact contribution and voluntary expenditure limits at their existing levels; clarify sections of CFRO related to electronic filing requirements, candidate loan restrictions, permissible uses of campaign funds, pre-election reporting requirements, and the contractor contribution prohibition; prohibit candidates from accepting voluntary expenditure ceilings if the applicable ceiling was already lifted; create late filing fees for reports required by CFRO; create new penalties for candidates that receive public financing and exceed applicable expenditure ceilings; create new and clarify existing disclaimer requirements for campaign advertisements; create training requirements for candidates and treasurers; create new filing requirements during the signature gathering process for ballot measures; permit the return of contributions once campaign funds become surplus or a candidate withdraws only on a last in, first out basis; permit the Ethics Commission to extend filing deadlines that fall on weekends or holidays; require candidates to pay for accrued expenses within 180 days; and require expenditures that are coordinated with candidates to be treated as contributions.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**57. 060227 [Electronic Reports of Campaign Contributions] Mayor**

Ordinance adding section 1.112.5 to Article I, Chapter 1 of the Campaign and Governmental Conduct Code to require electronic disclosure of campaign contributions received by candidates for City Elective Office during the final forty-five days before an election at which the candidate's name will appear on the ballot.

(04/18/06 in Board: Mayor submitted a substitute ordinance bearing new title. No Fiscal impact.)

4/18/2006, SUBSTITUTED. Mayor submitted a substitute bearing same title.

4/18/2006, ASSIGNED to Rules Committee.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**58. 061008 [Mailing of Voter Information Pamphlets] Supervisors Elsbernd, Ammiano, Dufty, Ma, McGoldrick**

Ordinance amending Section 500 of the Municipal Elections Code to require the Department of Elections to mail a voter information pamphlet to each registered San Francisco voter at least 29 days before an election.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**59. 061126 [Settlement of Lawsuit - Gustavo A. Cubillo]**

Ordinance authorizing settlement of the lawsuit filed by Gustavo A. Cubillo against the City and County of San Francisco for \$50,000; the lawsuit was filed on May 17, 2004 in San Francisco Superior Court, Case No. 431-445; entitled Gustavo A. Cubillo, et al. v. City and County of San Francisco, et al. (City Attorney)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

60. 061127 **[Settlement of Lawsuit - CCSF v. Gregory P. O'Keeffe and Lydia Collins]**  
Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Gregory P. O'Keeffe and Lydia Collins, in the probate matter of The Estate of Dorothy Frances Boyesen, for \$40,000.00; the lawsuit was filed on August 20, 2004 in the San Francisco Superior Court, Case No. PES-04-285738; entitled The Estate of Dorothy Frances Boyesen; City and County of San Francisco v. Gregory P. O'Keeffe and Lydia Collins. (City Attorney)  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**
61. 061017 **[Urging Mexico's Federal Electoral Tribunal to Order a Ballot by Ballot Recount]** **Supervisor Daly**  
Resolution urging the Mexican Federal Electoral Tribunal to order a ballot by ballot recount of votes in the presidential race.  
7/18/2006, REFERRED to Rules Committee.  
**Question: Shall this Resolution be ADOPTED?**
62. 061086 **[Resisting the Federal Government's Intervention in a San Francisco Investigation]** **Supervisors Mirkarimi, Ammiano**  
Resolution resisting the federal government's intervention in the City and County of San Francisco's investigation of the July 8th, 2005 G-8 protest and expressing support for the California Shield Law.  
7/25/2006, CONTINUED. Continued to August 1, 2006  
8/1/2006, REFERRED to Rules Committee.  
**Question: Shall this Resolution be ADOPTED?**
63. 061177 **[Appointment to San Francisco LAFCO]**  
Motion appointing Supervisor Ross Mirkarimi, term ending February 4, 2010, to the San Francisco Local Agency Formation Commission.  
**Question: Shall this Motion be ADOPTED?**
64. 061178 **[Appointment - California State Association of Counties]**  
Resolution appointing Supervisor Jake McGoldrick, term ending November 28, 2006, to the California State Association of Counties Board of Directors.  
**Question: Shall this Resolution be ADOPTED?**
65. 061179 **[Appointment - California State Association of Counties]**  
Resolution appointing Supervisor Chris Daly, term ending November 28, 2006, as an alternate member to the California State Association of Counties Board of Directors.  
**Question: Shall this Resolution be ADOPTED?**

*The following item will be considered by the Rules Committee at a Special Meeting on Tuesday, August 15, 2006 at 10:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, August 15, 2006.*

- 66. 061152 [Appointment to Police Commission - Yvonne Lee] Mayor**  
Motion confirming the Mayor's nomination of, and appointing, Yvonne Lee to the San Francisco Police Commission for the unexpired portion of a four-year term ending April 30, 2010.

**Question: Shall this Motion be ADOPTED?**

## **67. 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.*

## **68. 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 are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.*

### **Items 69 through 84**

- 69. 061172 [Enterprise Zone Designation] Mayor, Supervisor Peskin**  
Resolution authorizing submission of an application to the California Housing and Community Development Department for an Enterprise Zone Designation for the City and County of San Francisco.

8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

- 70. 061173 [Grant to support the Hospital Preparedness Program through the San Francisco Department of Public Health] Supervisor Peskin**
- Resolution authorizing the San Francisco Department of Public Health (SFDPH), to retroactively accept and expend a grant in the amount of \$565,230.32 from the California Department of Health Services, Emergency Preparedness Office, for year 4 of the Hospital Preparedness Program, for the period of September 1, 2005, through August 31, 2006.
- 8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 71. 061174 [Calling for hearing on the Controller's determinations as to increases or decreases in taxi fares and the gate cap pursuant to Police Code Section 1137] Supervisor Elsbernd**
- Resolution calling for a hearing on the controller's determinations as to increases or decreases in taxi fares and the gate cap pursuant to Police Code Section 1137.
- 8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 72. 061175 [Urging boards and commissions to adopt policies regarding members' attendance at meetings] Supervisor Ammiano**
- Resolution urging each City board, commission or advisory body to adopt an internal policy regarding members' attendance at meetings of the body, and requesting each body to submit a copy of its policy to the Board of Supervisors by December 1, 2006.
- 8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 73. 061182 [Accept-expend State Grant Funds available under the State Urban Parks and Healthy Communities Program to fund the Potrero Del Sol Park Project] Supervisor Ammiano**
- Resolution authorizing the San Francisco Recreation and Park Department to accept and expend a grant in the amount of \$720,559 for the development of the Potrero Del Sol Playground Project, under the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 administered by the California Department of Parks and Recreation, Office of Grants and Local Services.
- 8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 74. 061184 [Urging the United States Department of State to Supervisor Mirkarimi**

**condemn the Islamic Republic of Iran's practice of execution by stoning]**

Resolution urging the United States Department of State to condemn the Islamic Republic or Iran's execution by stoning of Abbas Hajizadeh and Mahboubeh Mohammadi and the impending execution by stoning of Ashraf Kolhari and Malak Ghorbany.

8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

75.        **061185**        **[Application for Funds Under the Help America Vote Act]**        **Supervisor Mirkarimi**  
Resolution approving the application for funds under the federal Help America Vote Act of 2002, Section 301.  
8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
**Question: Shall this Resolution be ADOPTED?**
76.        **061186**        **[Urging the United States Department of State to investigate the revocation of valid visas for members of the Sharif University Technology Association]**        **Supervisor Mirkarimi**  
Resolution urging the United States Department of State to investigate the revocation of valid visas for members of the Sharif University Technology Association.  
8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
**Question: Shall this Resolution be ADOPTED?**
77.        **061187**        **[Accept-Expend grant from the Campaign to Save the Windmills for the Department of the Environment]**        **Supervisor Mirkarimi**  
Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$50,000 from the Campaign to save the Windmills to develop curriculum and interpretive panels on wind energy.  
8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
**Question: Shall this Resolution be ADOPTED?**
78.        **061188**        **[Accept-Expend Regional Grant]**        **Supervisor Mirkarimi**  
Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$17,250.00 from Altamont Education Advisory Board to expand recycling and lunchroom composting programs at schools in San Francisco.  
8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
**Question: Shall this Resolution be ADOPTED?**
79.        **061189**        **[Zoning - Extension of Planning Commission Review]**        **Supervisor Sandoval**

**Period]**

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the Zoning Map of the City and County of San Francisco to change the use designation of Lot 11C in Assessor's Block 6954 from RH-1 (One-Family) to NC-3 (Moderate-Scale Neighborhood Commercial District).

8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

- 80.            061190            [Supporting the Immigrant Workers Rights' march to be held over Labor Day Weekend in San Francisco]            Supervisor Sandoval**

Resolution supporting the Immigrant Workers Rights' March to be held over Labor Day Weekend in San Francisco.

8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

- 81.            061191            [Abraham Lincoln High School Class of 1956 Day]            Supervisor Ma**

Resolution declaring September 29, 2006 as "Abraham Lincoln High School Class of 1956 Day".

8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

- 82.            061192            [Commending Zephyr Real Estate on their new policy restricting their agents from representing property owners that have used the Ellis Act to evict protected tenants from their building]            Supervisor Duffy**

Resolution commending Zephyr Real Estate on their new policy restricting their agents from representing property owners that have used the Ellis Act to evict protected tenants from their building.

8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

- 83.            061193            [Opposing Proposition 85]            Supervisor Ma**

Resolution opposing Proposition 85 - Waiting period and parental notification before termination of minor's pregnancy.

8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

- 84.            061194            [Supporting AB 1632]            Supervisor Ammiano**

Resolution supporting California Assembly Bill 1632.



**Question: Shall this Resolution be ADOPTED?**

*Questions on the For Adoption Without Committee Reference  
Agenda: \_\_\_\_\_*

## 85. **IMPERATIVE AGENDA**

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

*[Serious Injury Finding]*

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

*[Purely Commendatory Finding]*

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

*[Brown Act Finding]*

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

## **OFF-AGENDA LEGISLATION**

### **PROPOSED ORDINANCES**

*Proposed ordinances received from August 1, 2006 through August 7, 2006, for reference by President to appropriate committee on August 15, 2006.*

**061154 [Settlement of Lawsuit - Stephen N. Farac v. City and County of San Francisco, et al.]**

Ordinance authorizing settlement of the matter of Stephen Farac v. City and County of San Francisco for \$50,000. The lawsuit was filed on April 28, 2005, in San Francisco Superior

Court, Case No. 440-820; entitled Stephen N. Farac v. City and County of San Francisco, and Does 1 Through 20, Inclusive. (City Attorney)

8/7/2006, RECEIVED AND ASSIGNED to Rules Committee.

**061155 [Liquor License Transfer, 300 Brazil Avenue]**

Hearing to consider the transfer of a Type 20 off-sale beer and wine license from 301 Brazil Avenue to 300 Brazil Avenue (District 11), to Adel Abdo Ghanem dba Frank's Grocery Store, #2 will serve the convenience of the people of the City and County of San Francisco.

8/7/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**061156 [Setting San Francisco's fiscal year 2006-2007 property tax rate and establishing pass-through rate for residential tenants]**

Ordinance providing revenue and levying property taxes for City and County purposes and establishing pass-through rate for residential tenants pursuant to Chapter 37 of the Administrative Code for the fiscal year ending June 30, 2007. (Controller)

8/7/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**061157 [Setting San Francisco Unified School District's fiscal year 2006-2007 property tax rate to be included in the City's overall property tax rate]**

Ordinance providing revenue and levying property taxes for San Francisco Unified School District purposes for the fiscal year ending June 30, 2007. (Controller)

8/7/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**061158 [Setting San Francisco Community College District's fiscal year 2006-2007 property tax rate to be included in the City's overall property tax rate]**

Ordinance providing revenue and levying property taxes for San Francisco Community College District purposes for the fiscal year ending June 30, 2007. (Controller)

8/7/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**061159 [Setting San Francisco Bay Area Rapid Transit District's fiscal year 2006-2007 property tax rate to be included in the City's overall property tax rate]**

Ordinance providing revenue and levying property taxes for San Francisco Bay Area Rapid Transit District purposes for the fiscal year ending June 30, 2007. (Controller)

8/7/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

## **PROPOSED RESOLUTIONS**

**061170 [Authorizing the Department of Telecommunications and Information Services to amend an agreement with International Business Machines Corporation to extend the term of the agreement to**

Resolution authorizing the Department of Telecommunications and Information Services to enter into the Second Amendment of an agreement between the City and County of San Francisco ("City") and International Business Machines Corporation ("IBM") to extend the term of the agreement to twelve years. (Telecommunications and Information Services)

8/8/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**061196 [Petitions and Communications]**

Petitions and Communications received from August 1, 2006 through August 7, 2006 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on August 15, 2006.

From Department of Human Resources, submitting list of sole source contracts entered into during fiscal year 2005-06.(1)

From Department of Elections, submitting list of sole source contracts entered into during fiscal year 2005-06.(2)

From Office of Clerk of the Board, submitting report of each City Department that provided the Board of Supervisors with a list of sole source contracts entered into during fiscal year 2005-06.(3)

From Kimo Crossman, concerning response to Laura Adleman, Mayor's Office, regarding e-mail of July 31, 2006, discussing two Sunshine requests still lacking adequate consideration.(4)

From Christian Holmer, submitting a public records request from the Mayor's Office of Community Development for their record retention and destruction schedule, and names of the City Attorneys or their staff who personally perform any redaction's of public records per Sunshine 67.26.(5)

From the Port, submitting request for release of reserved funds for Pier 70 Historic Preservation Consulting Services.(6)

From Office of the Clerk of the Board, submitting copy of memo sent to the Board of Supervisors Legislative Aides regarding submittal of ballot arguments and rebuttal arguments.Copy: Each Supervisor(7)

From Kim Malcheski, protesting excessive fines imposed against political groups in San Francisco by DPW under Public Works Code 184.65 for illegally posted leaflets.(8)

From Department of Human Resources, submitting notice that the first planned GASB committee meeting has been scheduled for Monday, September 11, 2006. At that meeting, the parties will agree on a monthly meeting schedule going forward.(9)

From Department of Parking and Traffic, regarding the feasibility of adding a left turn signal arrow at the intersection of Foerster Street and Monterey Boulevard. (Reference No. 20060606-007) Copy: Supervisor Elsbernd(10)

From Planning Department, submitting response to letter of appeal to the Board of Supervisors regarding the issuance of a categorical exemption for 70 Douglass Street. File 060984, Copy: Each Supervisor(11)

From San Francisco Tomorrow, urging the Mayor to appoint a member of the maritime labor community to fill the remaining open seat on the Port Commission.(12)

From Arts Commission, submitting annual report for fiscal year 2005-06. Copy: Each Supervisor(13)

From Department of Parking and Traffic, submitting a spreadsheet of closed out Board of Supervisors inquiries regarding graffiti.(14)

From Office of the Controller, submitting review of the Department of Public Health's two cash revolving funds held by the Central Office and Mental Health Services.(15)

From Office of the Clerk of the Board, submitting notice that the following City departments and agencies have submitted their conflict-of-interest code notice to the Office of the Clerk of the Board:(16)

Office of the Controller

Board of Appeals

SF Landmarks Preservation Advisory Board

Children and Families Commission

Citizens' General Obligation Bond Oversight Committee

Ethics Commission

Parking Authority

Law Library

Juvenile Probation Department

Human Rights Commission

From Municipal Transportation Agency, submitting request for waiver of Administrative Code Chapters 12B and 12C for Ramada Plaza International.(17)

From Office of the Controller, submitting response to the recommendations related to the San Francisco Civil Grand Jury Continuity Report.Copy: Each Supervisor(18)

From Department of Elections, regarding disclaimer requirements for local ballot measures: endorse, oppose or take no position on a measure. Copy: Each Supervisor(19)

From Christian Holmer, submitting a public records request from the Department of Human Services for their record retention and destruction schedule.(20)

From Department of Public Works, regarding graffiti removal at various locations in District 5. (Reference No. 20060718-003) Copy: Supervisor Mirkarimi(21)

From Marian Drake, submitting support for proposed legislation concerning resisting the federal government's intervention in the City and County of San Francisco's investigation of the July 8th, 2005 G-8 protest and expressing support for the California Shield Law. File 061086, Copy: Each Supervisor(22)

From Ammel Park Cooperative, Inc., urging the Board to rename Hayes Green Park to Patricia Walkup Park. Copy: Supervisor Mirkarimi, 3 letters(23)

From Lynn Jefferson, urging the Board of Supervisors to vote "No" on the certification by the Planning Commission of the Final Environmental Impact Report for the Wharf J-10 Project. File 060966, Copy: Each Supervisor(24)

From Department of Human Resources, regarding whether any State or City ordinance or law, prohibits the collection of demographic data such as race, age and gender for new city employees, recently promoted city employees or retired city employees. (Reference No. 20060627-005) Copy: Supervisor Sandoval(25)

From Department of Public Works, regarding repair of various potholes in District 5. (Reference No. 20060718-001) Copy: Supervisor Sandoval(26)

From Department of Public Works, regarding removal of graffiti at various locations in District 5. (Reference No. 20060725-008) Copy: Supervisor Mirkarimi(27)

From Department of Public Works, regarding removal of graffiti at various locations in District 5. (Reference No. 20060725-006) Copy: Supervisor Mirkarimi(28)

From Department of Public Works, regarding removal of graffiti at various locations in District 5. (Reference No. 20060718-004) Copy: Supervisor Mirkarimi(29)

From Department of Public Health, submitting report concerning changes to the admissions policy at Laguna Honda Hospital and Rehabilitation Center.(30)

From Office of the Controller, submitting the "Taxicab Industry Report" an update report on fares, gate fees and the taxicab industry. Copy: Each Supervisor(31)

From Adel Ghanem, submitting request to transfer a Type 20 (Off-Sale Beer and Wine License) from 300 Brazil Avenue to 301 Brazil Avenue to Adel Ghanem dba Frank's Grocery Store.(32)

From Robert Petras, urging the Board to urge the taxi companies to switch to more fuel-efficient vehicles. Copy: Supervisor Ammiano(33)

From Round the Diamond, urging the Port Commission and staff to work in collaboration with San Francisco Unified School District in order to initiate a model "Sports & Public Service Pathway", to assist in meeting the educational and career development needs of all San Francisco public high school students. Copy: Each Supervisor(34)

From Evan Matteo, submitting opposition to proposed legislation allowing certain medical cannabis dispensaries in Residential-House or Residential-Mixed districts to remain open during the 18-month application period provided for obtaining a permit. File 060032(35)

From Cheryl Brodie, regarding letter to the Editor of the Chronicle concerning community clean up and quality of life crimes in the Haight Ashbury neighborhood.(36)

From concerned citizens, commenting on the increase in crime in the area of O'Farrell & Jones and O'Farrell & Larkin Streets. Copy: Supervisor Daly, SFPD(37)

From Mike Zelinsky, regarding the selling of the murals in Coit Towers. Copy: Supervisor Peskin(38)

From Bruce Brugman, commenting on the federal judge who rejected a bid by Clint Reilly to block Dean Singleton's efforts to buy every daily newspaper in the Bay Area.(39)

From Rondall Smith, regarding removal of a street tree at 236 Ashbury Street. (40)

From Diana Oertel, regarding the extensive work being done by PG&E in revitalizing Third Street in the Bayview District.Copy: Supervisor Maxwell(41)

From Denise D'Anne, urging the Commission on the Environment to urge office buildings to use recycle bins provided by Sunset Scavenger and Golden Gate Disposal.(42)

From Office of the Controller, submitting report concerning the cost and revenue accounting practices at Water Quality Bureau Laboratories.(43)

From Department of Public Health, submitting the hazardous waste release report dated May 17, 2006.(44)

From Office of the Treasurer, submitting correspondence and its attachments showing the investment activity (for fiscal year to date) of the portfolios under the Treasurer's management.(45)

From concerned citizens, submitting support for Josh Wolf in his efforts to protect his right to free speech and privacy.(46)

From concerned citizens, submitting comments against the recently passed resolution urging Cardinal Levada to withdraw his directive to Catholic Charities forbidding the placement of children in need of adoption with same-sex couples. File 060356, 2 letters(47)

From Kira Eldemir, submitting opposition to the Board of Supervisors advising the Sheriff's Department not to evict Ellis Act tenants. Copy: Each Supervisor(48)

From Fredric Ferguson, submitting a client grievance against the Ozanam Center.(49)

## **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 IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK.** Agendas are available on the internet at [www.sfgov.org/site/bdsupvrs\\_index.asp?id=4383](http://www.sfgov.org/site/bdsupvrs_index.asp?id=4383)

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

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 (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

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

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street. In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

### **Know Your Rights Under the Sunshine Ordinance**

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

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

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

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