

**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*

City Seal



**AGENDA**

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

**Regular Meeting**

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**AARON PESKIN, PRESIDENT**

**MICHELA ALIOTO-PIER, TOM AMMIANO, CARMEN CHU, CHRIS DALY, BEVAN DUFTY, SEAN  
ELSBERND, SOPHIE MAXWELL, JAKE MCGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL**

**Angela Calvillo, Clerk of the Board**

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**ROLL CALL AND PLEDGE OF ALLEGIANCE**

**APPROVAL OF MEETING MINUTES**

*Approval of the April 1, 2008 Board Meeting Minutes.*

**AGENDA CHANGES**

**COMMUNICATIONS**

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

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

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

**REGULAR AGENDA**

**UNFINISHED BUSINESS**

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

*Present: Supervisors Maxwell, Sandoval, Peskin*

- 1. 071157 [Planning Code Amendments to implement the Market and Octavia Area Plan] Supervisors Mirkarimi, McGoldrick**
- Ordinance amending the San Francisco Planning Code to implement the Market and Octavia Area Plan of the General Plan by amending Section 102.5 (District); Section 121.1 (Development on Large Lots, Neighborhood Commercial Districts); Section 121.2 (Use Size Limits (Non-Residential), Neighborhood Commercial Districts); Section 124 (Basic Floor Area Ratio); Section 132 (Front Setback); Section 134 (Rear Yards); Section 135 (Usable Open Space For Dwelling Units and Group Housing); Section 144 (Treatment of Ground Story On Street Frontages); Section 145.1 (Street Frontages, Neighborhood Commercial Districts); Section 145.4 (Street Frontages Downtown and Mixed-Use Districts); Section 151.1 (Schedule of Required Off-Street Parking Spaces); Section 152. (Schedule of Required Off-Street Freight Loading Spaces in Districts Other Than C-3 or South of Market); Section 153 (Rules for Calculation of Required Spaces); Section 154 (Minimum dimensions for required off-street parking, freight loading and service vehicle spaces); Section 155 (General Standards as to Location and Arrangement of Off-Street Parking, Freight Loading and Service Vehicle Facilities); Section 156 (Parking Lots); Section 166 (Requirements for Provision of Car-Share Parking Spaces); Section 167 (Parking Costs Separated from Housing Costs in New Residential Buildings); Section 201 (Classes of Use Districts); Section 207.1. (Rules For Calculation Of Dwelling Unit Densities); Section 207.4 (Density of Dwelling Units in Neighborhood Commercial Districts); Section 208 (Density Limitations for Group Housing); Section 209.1-209.9 (Uses Permitted in RTO Districts); Section 234.2 (Requiring CU Authorization for specified uses in P Districts within the Market and Octavia Neighborhood Area); Section 253 (Review of Proposed Buildings and Structures Exceeding a Height of 40 Feet in R Districts); Section 270 (Bulk Limits: Measurement); Section 303 (Conditional Uses: Determination); Section 304 (Planned Unit Developments: Criteria and Limitations); Section 311 (Residential Permit Review Procedures for RH and RM Districts: Applicability); Section 315 (Inclusionary Housing requirements) including adding a fee on new residential development in the Plan Area in addition to the existing inclusionary housing requirements in a per square foot amount of \$8 in the Van Ness Market Special Use District, \$4 in the Neighborhood Commercial Transit (NCT) district, and \$0 in the Transit-Oriented Residential (RTO) district; Section 316 (Procedures for Conditional Use Authorization in Neighborhood Commercial and South of Market Districts and for Live/Work Units in RH, RM, and RTO Districts); Section 603 (Exempted Signs); Section 606 (Residential Districts); Section 702.1 (Neighborhood Commercial Use Districts); Section 720.1 (Hayes-Gough Neighborhood Commercial Transit District) to conform these sections with the new VNMDR-SUD, NCT and RTO district controls; and adding new zoning districts and a new special use district including Section 121.5 to establish controls for Development on Large Lots in Residential Districts; Section 121.6 to restrict lot mergers in residential districts and on pedestrian-oriented streets; Section 158.1 related to Non-accessory Parking Garages in NCT and RTO Districts and the Van Ness and Market Downtown Residential Special Use District; Section 206.4 to establish the Transit-Oriented Residential District (RTO); Section 207.6 related to Required Minimum Dwelling Unit Mix and Unit Subdivision Restrictions in RTO and NCT Districts; Section 207.7 relating to Restrictions on Demolition, Conversion, and Merger of Existing Dwelling Units in RTO and NCT Districts; Section 230 establishing Limited Corner Commercial Uses in RTO Districts; Section 249.33 to establish the Van Ness and Market Downtown Residential Special Use District (VNMDR-SUD) including providing that projects in the VNMDR-SUD may exceed allowable Floor Area Ratio (FAR) up to a certain ratio by paying \$30 per gross square foot into the Citywide Affordable Housing Fund

but not by acquiring Transferable Development Rights (TDRs); and providing that projects may further exceed FAR limits above a site FAR of 9:1 by paying \$15 per additional gross square foot into the Van Ness and Market Neighborhood Infrastructure Fund; Section 249.34 to establish the Fulton Street Grocery Store Special Use District; Section 261.1 related to Additional Height Limits for Narrow Streets and Alleys in RTO and NCT Districts; Section 263.18 creating a Special Height Exception: Additional Five Feet Height for Ground Floor uses in NCT 40-X and 50-X Height and Bulk Districts; Section 263.20 Special Height Exceptions: Fulton Street Grocery Store Special Use District 40-X/50-X Height District; Sections 326-326.8 establishing the Market and Octavia Community Improvements Fee and Fund including community improvement fees of \$10 per square foot for certain new residential and \$4 per square foot for certain new commercial developments, and a springing fee for transit and parking impacts with a maximum fee of \$9 per square foot for transit impacts from residential development and \$5 per square foot for impacts from new parking spaces; Sections 341-341.4 establishing a Better Neighborhoods Area Plan Monitoring Program; Sections 731 and 731.1 creating an NCT-3 Moderate-Scale Neighborhood Commercial Transit District; Sections 732 and 732.1 creating the Upper Market Street Neighborhood Commercial Transit District; adding an uncodified Section 4 adopting procedures for treatment of historic resources in the Plan Area; and adopting environmental findings and findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1.

3/4/2008, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

3/4/2008, RE-REFERRED to Land Use and Economic Development Committee. Re-referred as amended to the Land Use and Economic Development Committee.

4/8/2008, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

4/8/2008, PASSED ON FIRST READING AS AMENDED.

4/15/2008, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

4/15/2008, PASSED ON FIRST READING AS AMENDED.

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

**Recommendations of the Rules Committee**

*Present: Supervisors Daly, Dufty, Ammiano*

- |    |               |   |   |
|----|---------------|---|---|
| 2. | <b>071596</b> | <b>[Audio or video recording of public meetings held in City Hall hearing rooms]</b>  | <b>Supervisors Mirkarimi,<br/>Ammiano, Daly</b> |
|    |               | Ordinance amending Section 67.14 of the Administrative Code to require that any public meeting held in a City Hall hearing room that is equipped with audio or video recording facilities be audio or video recorded and to further require that such audio or video recording be made available for review on the City's web site. |   |
|    |               | 4/15/2008, PASSED ON FIRST READING.   |   |
|    |               | <b>Question: Shall this Ordinance be FINALLY PASSED?</b>  |   |
| 3. | <b>080278</b> | <b>[Clarifying when the Ethics Commission must raise the individual expenditure ceiling in the partial public financing program for candidates for Mayor and the Board of Supervisors, and correcting minor drafting errors]</b>  | <b>Supervisor Daly</b>                          |

Ordinance amending Sections 1.108, 1.134.5, and 1.144 of the Campaign and Governmental Conduct Code, to clarify when the Executive Director of the Ethics Commission shall raise the Individual Expenditure Ceiling for a candidate for Mayor or the Board of Supervisors and to make technical corrections.

4/15/2008, PASSED ON FIRST READING.

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

**From the Rules Committee Without Recommendation**

*Present: Supervisors Daly, Dufty*

4.        **071670**        **[Administrative fines for violation of City ordinances]**        **Supervisor Mirkarimi**  
Ordinance amending the San Francisco Administrative Code by adding Chapter 100, entitled "Procedures Governing the Imposition of Administrative Fines" and encompassing Section 100.1 through 100.16, to establish a procedure for the enforcement, collection, and administrative review administrative fines imposed for violation of City ordinances.

4/15/2008, PASSED ON FIRST READING.

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

**NEW BUSINESS**

**Recommendations of the Budget and Finance Committee**

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

5.        **080332**        **[Security Services Contract Approval - Guardsmark LLC- \$21,100,370]**  
Resolution approving the contract between the City and County of San Francisco and the Guardsmark LLC to provide security services to the Human Services Agency for the period from May 1, 2008 to April 30, 2013, in the amount of \$21,100,370. (Human Services Department)

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

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

6.        **080444**        **[Appropriating \$275,237 of Beginning Fund Balance for Grievance Arbitration Expenses and Workers' Compensation Settlement Costs in the War Memorial for Fiscal Year 2007-2008]**        **Mayor**  
Ordinance appropriating \$275,237 of Beginning Fund Balance for Grievance Arbitration Expenses and Workers' Compensation Settlement Costs in the War Memorial for Fiscal Year 2007-2008.

(Fiscal Impact.)

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



11. 080395 **[Apply For-Accept-Expend Federal Funding - Emergency Shelter Grants Program]**  
Resolution approving the 2008/09 Emergency Shelter Grant (ESG) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's 2008/09 Emergency Shelter Grant Program entitlement from the U.S. Department of Housing and Urban Development (HUD) in the amount of \$944,908. (Mayor)

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

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

*Present: Supervisors Maxwell, Sandoval, Peskin*

12. 071531 **[Amending the Planning Code to include properties in the proposed Excelsior Alcohol Restricted Use District in the Fringe Financial Service Restricted Use District and making related Zoning Map Amendments]** **Supervisor Sandoval**

Ordinance amending San Francisco Planning Code Sections 249.35, 711, and 712 to include properties in the proposed Excelsior Alcohol Restricted Use District in the Fringe Financial Service Restricted Use District prohibiting new fringe financial services, as defined, with certain exceptions, including properties in the Assessor's Blocks fronting on both sides of Mission Street from Silver Avenue to the Daly City border; amending Special Use District Maps Numbers SU11 and SU12 of the Zoning Map of the City and County of San Francisco to define the boundaries of the Fringe Financial Service Restricted Use District; and making findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

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

13. 080279 **[Landmark Designation of 900 Innes Avenue (Shipwright's Cottage)]** **Supervisor Maxwell**

Ordinance designating 900 Innes Avenue (Shipwright's Cottage) as a Landmark under Planning Code Article 10; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings.

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

14. 080393 **[Street Artist Winter Holiday Spaces]**  
Resolution approving continuous designation of temporary selling spaces in the Downtown area and at Harvey Milk Plaza for street artists certified by the Arts Commission, City and County of San Francisco, for each year's winter holiday season, beginning on November 15 and ending on January 15. (Arts Commission)

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

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

**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.*

**15.           070910   [Public Hearing - Appeal of Determination of  
Exemption from Environmental Review for 3424  
Jackson Street]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated May 31, 2007 (Case No. 2005.1134E), exempting from environmental review under Categorical Exemption Class 1, [State Guidelines, Section 15301(e)(1)]. The proposal would construct an addition of approximately 780 square feet (sq ft) of new space, room repartitions, removal of a rear fire escape, and addition of a new rear egress staircase and three decks to a 6,510-sq ft, 35-foot-high, four-story, single-family dwelling constructed circa 1921. The proposed alterations would result in a building approximately 7,289 sq ft and 35 feet high with enlarged ground, first, second, and third floors to the rear (about 487 sq ft of additional space), and enlarged fourth floor toward the front of the building (an expansion of 292 sq ft). The site is a rectangular 4,469-sq ft parcel (Assessor's Block 0971; Lot 003B). The project site, located in the Presidio Heights neighborhood is zoned RH-1 (Residential, House - One Family) and is within a 40-X height and bulk district.

(Appellant: Howard N. Ellman on behalf of Mr. and Mrs. Karkar)

(Filed June 14, 2007; companion measure to 070911, 070912, 070913; District 2.)

7/24/2007, CONTINUED. The President inquired as to whether any member of the public wished to address the Board Members. Continued to September 18, 2007

9/18/2007, CONTINUED. The President inquired as to whether any member of the public wished to address the Board members. Continued to October 2, 2007

10/2/2007, CONTINUED. The President inquired as to whether any member of the public wished to address the Board members. Continued to October 30, 2007

10/30/2007, CONTINUED. The President inquired as to whether any member of the public wished to address the Board members. Continued to November 13, 2007

11/13/2007, CONTINUED. The President inquired as to whether any member of the public wished to address the Board members. Continued to December 4, 2007

12/4/2007, CONTINUED. The President inquired as to whether any member of the public wished to address the Board members. Continued to January 8, 2008

1/8/2008, CONTINUED. Continued to January 29, 2008

1/29/2008, CONTINUED. The President inquired as to whether any member of the public

wished to address the Board members. There were none. Continued to February 26, 2008  
2/26/2008, CONTINUED. The President inquired as to whether any member of the public  
wished to address the Board members. Continued to March 11, 2008

3/11/2008, CONTINUED. The President inquired as to whether any member of the public  
wished to address the Board members. Continued to March 25, 2008

3/25/2008, CONTINUED. The President inquired as to whether any member of the public  
wished to address the Board members. Continued to April 22, 2008

**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.)**

16.       **070911     [Affirming the Categorical Exemption issued for the  
3424 Jackson Street project]**  
Motion affirming the determination by the Planning Department that the 3424 Jackson Street project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)
- 7/24/2007, CONTINUED. Continued to September 18, 2007  
9/18/2007, CONTINUED. Continued to October 2, 2007  
10/2/2007, CONTINUED. Continued to October 30, 2007  
10/30/2007, CONTINUED. Continued to November 13, 2007  
11/13/2007, CONTINUED. Continued to December 4, 2007  
12/4/2007, CONTINUED. Continued to January 8, 2008  
1/8/2008, CONTINUED. Continued to January 29, 2008  
1/29/2008, CONTINUED. Continued to February 26, 2008  
2/26/2008, CONTINUED. Continued to March 11, 2008  
3/11/2008, CONTINUED. Continued to March 25, 2008  
3/25/2008, CONTINUED. Continued to April 22, 2008
- Question: Shall this Motion be APPROVED?**
17.       **070912     [Disapproving the Categorical Exemption issued for  
the 3424 Jackson Street project]**  
Motion disapproving the determination by the Planning Department that the 3424 Jackson Street project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)
- 7/24/2007, CONTINUED. Continued to September 18, 2007  
9/18/2007, CONTINUED. Continued to October 2, 2007



10/2/2007, CONTINUED. Continued to October 30, 2007  
10/30/2007, CONTINUED. Continued to November 13, 2007  
11/13/2007, CONTINUED. Continued to December 4, 2007  
12/4/2007, CONTINUED. Continued to January 8, 2008  
1/8/2008, CONTINUED. Continued to January 29, 2008  
1/29/2008, CONTINUED. Continued to February 26, 2008  
2/26/2008, CONTINUED. Continued to March 11, 2008  
3/11/2008, CONTINUED. Continued to March 25, 2008  
3/25/2008, CONTINUED. Continued to April 22, 2008

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

**18. 070913 [Preparation of findings related to the 3424 Jackson 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 3424 Jackson Street is exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

7/24/2007, CONTINUED. Continued to September 18, 2007  
9/18/2007, CONTINUED. Continued to October 2, 2007  
10/2/2007, CONTINUED. Continued to October 30, 2007  
10/30/2007, CONTINUED. Continued to November 13, 2007  
11/13/2007, CONTINUED. Continued to December 4, 2007  
12/4/2007, CONTINUED. Continued to January 8, 2008  
1/8/2008, CONTINUED. Continued to January 29, 2008  
1/29/2008, CONTINUED. Continued to February 26, 2008  
2/26/2008, CONTINUED. Continued to March 11, 2008  
3/11/2008, CONTINUED. Continued to March 25, 2008  
3/25/2008, CONTINUED. Continued to April 22, 2008

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

**COMMITTEE REPORTS**

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

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

**19. 080481 [Settlement of Lawsuits - M-J SF Investments, LLC - \$5,163]**

**Supervisor Peskin**

Ordinance authorizing settlement of two lawsuits filed by M-J SF Investments, LLC, against

the City and County of San Francisco for \$5,163 in costs to the City and County of San Francisco; the first lawsuit was filed on April 6, 2006, in San Francisco Superior Court, Case No. CGC-06-451001; entitled M-J SF Investments, LLC, et al., v. City and County of San Francisco, et al; the second lawsuit was filed on September 21, 2007, in San Francisco Superior Court, Case No. CPF-07-507496; entitled M-J SF Investments, LLC, et al., v. City and County of San Francisco, et al; other material terms of said settlement are set forth in the Settlement Agreement and Release of Claims contained in Board of Supervisors File No. 080481.

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

**20. 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.*

**21. 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*

**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 35**

- 22. 080530 [Commending the Neighborhood Arts Program and proclaiming May 3, 2008 Neighborhood Arts Day in San Francisco] Supervisors Mirkarimi, Dufty**

Resolution commending the Neighborhood Arts Program on the occasion of its 40th anniversary and proclaiming May 3, 2008 Neighborhood Arts Day in San Francisco.

4/15/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE  
AGENDA AT THE NEXT BOARD MEETING.

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

- 23. 080531 [Supporting the Arts in California State Assembly Bill AB 2728] Supervisor Ammiano**

Resolution supporting the Arts in California State Assembly Bill AB 2728 to fully fund the California Arts Council.

4/15/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE

AGENDA AT THE NEXT BOARD MEETING.

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

24. 080532 [Proclaiming May 1, 2008 to be International Workers' Supervisors Sandoval, Ammiano Day, affirming San Francisco as a Sanctuary City, and urging the Congress of the United States to repeal the REAL ID Act of 2005]

Resolution proclaiming May 1, 2008 to be International Workers' Day, affirming San Francisco as a Sanctuary City, and urging the Congress of the United States to repeal the REAL ID Act of 2005.

4/15/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE  
AGENDA AT THE NEXT BOARD MEETING.

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

25. 080533 [Requesting the Mayor, Chief of Police and the Mayor's Office of Criminal Justice to offer a reward for information leading to the arrest and conviction of the person(s) responsible for the homicide of Luis Salari on April 9, 2008] Supervisors Sandoval, Dufty

Resolution requesting the Mayor, Chief of Police and the Mayor's Office of Criminal Justice to offer a reward for information leading to the arrest and conviction of the person(s) responsible for the homicide of Luis Salari on April 9, 2008.

4/15/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE  
AGENDA AT THE NEXT BOARD MEETING.

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

26. 080534 [Armenian Genocide Commemoration Day - April 24, 2008] Supervisors Peskin, Maxwell, McGoldrick, Ammiano, Elsbernd, Alioto-Pier, Mirkarimi, Daly, Dufty, Sandoval, Chu

Resolution declaring April 24, 2008 as Armenian Genocide Commemoration Day in San Francisco.

4/15/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE  
AGENDA AT THE NEXT BOARD MEETING.

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

27. 080535 [San Francisco Symphony "Adventures in Music Day" - April 18, 2008] Supervisor Dufty

Resolution declaring April 18, 2008 "Adventures in Music Day" in San Francisco.

4/15/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE  
AGENDA AT THE NEXT BOARD MEETING.

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



in Assessors Block No. 2381 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 177,491; District 4.)

4/10/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**33. 080498 [Final Map - 3620 19th Street]**

Motion approving Final Map 4269, a 39 Residential Unit and 2 Commercial Unit Mixed-Use Condominium Project, located at 3620 19th Street being a subdivision of Lot 018, 068, and 070 in Assessors Block No. 3587 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 177,492; District 8.)

4/10/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**34. 080499 [Final Map - 8 McLea Court]**

Motion approving Final Map 3594, a 29 Unit Residential Condominium Project, located at 8 McLea Court being a subdivision of Lot 142 in Assessors Block No. 3757 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 177,490; District 6.)

4/10/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**35. 080500 [Final Map - 1350 - 1354 Stevenson Street]**

Motion approving Final Map 4270, a Six Unit Residential Condominium Project, located at 1350 - 1354 Stevenson Street being a subdivision of Lot 037A in Assessors Block No. 3513 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 177,489; District 6.)

4/10/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

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

**36. IMPERATIVE AGENDA**

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

*[Serious Injury Finding]*

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

*[Purely Commendatory Finding]*

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

*[Brown Act Finding]*

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

## **OFF-AGENDA LEGISLATION**

### **PROPOSED ORDINANCES**

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

#### **080509 [Settlement of Lawsuit - Debra Denise Reed- \$65,000]**

Ordinance authorizing settlement of the lawsuit filed by Debra Denise Reed against the City and County of San Francisco for \$65,000; the lawsuit was filed on November 22, 2006 in San Francisco Superior Court, Case No. 458-146; entitled Debra Denise Reed, et al., v. City and County of San Francisco, et al (City Attorney)

4/9/2008, RECEIVED AND ASSIGNED to Rules Committee.

#### **080510 [Settlement of Lawsuit - Jail No. 3 Replacement Project Cases, San Mateo County, JCCP Case No: 4422]**

Ordinance authorizing settlement of the coordinated lawsuits, entitled Jail No. 3 Replacement Project Cases, San Mateo County, JCCP Case No: 4422, filed by AMEC Construction Management, Inc. ("ACMI") against the City and County of San Francisco, and filed by the City and County of San Francisco and the People of the State of California ("San Francisco") against ACMI, its parent and sister companies, its Surety companies, and its bond broker. (City Attorney)

4/9/2008, RECEIVED AND ASSIGNED to Rules Committee.

#### **080512 [Hunters Point Shipyard - Street Vacation Order]**

Ordinance ordering the vacation of portions of Innes Avenue, Galvez Avenue and Donahue Street in Hunters Point Shipyard Parcel "A1" and all of Navy Road in Hunters Point Shipyard Parcel "A2" along with public service easements that may exist in Parcels A1 and A2; making environmental findings and findings of consistency with the City's General Plan, Planning Code Section 101.1, and the Hunters Point Redevelopment Plan; quitclaiming the City's interest in the vacation areas; reserving easement rights for a City combined sewer line and facilities; accepting Department of Public Works Order No. 177,478; and authorizing official acts in connection with this Ordinance. (Public Works Department)

4/10/2008, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

## **PROPOSED RESOLUTIONS**

*Proposed resolutions received from April 8, 2008 through April 14, 2008, for reference by President to appropriate committee on April 22, 2008.*

### **080511 [Hunters Point Shipyard - Resolution of Intent for Street Vacation]**

Resolution declaring the intention of the Board of Supervisors to vacate portions of Innes Avenue, Galvez Avenue and Donahue Street, in Hunters Point Shipyard Parcel "A1" along with public service easements that may exist in Parcel A1, all of Navy Road on Hunters Point Shipyard Parcel "A2" along with public service easements that may exist in Parcel A2; vacate any easements that may exist between the vacated areas in Parcel "A1" and "A2" as described in Ordinance No. 24-05; reserve a non-exclusive easement for the City combined sewer pipeline and appurtenant facilities within Navy Road; setting a hearing date of for all persons interested in the proposed vacation of said street areas and public service easements. (Public Works Department)

4/10/2008, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### **080540 [Authorizing the Committee on Information Technology to amend its contract with Central Computer Systems to increase its contract amount to \$36 million]**

Resolution authorizing the Office of Contract Administration to enter into the Seventh Amendment to the Agreement between the City and Central Computer Systems (part of the Computer Store procurement vehicle), in which the amendment shall increase the contract amount from \$25 million to \$36 million. (Office of Contract Administration)

4/11/2008, RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **080541 [Authorizing the Office of Contract Administration to amend its contract with En Pointe to raise the contract amount to exceed \$49 million]**

Resolution authorizing the Office of Contract Administration to enter into the Eighth amendment between the City and En Pointe (part of the Computer Store procurement vehicle), in which the amendment shall increase the contract amount from \$35 million to \$49 million. (Office of Contract Administration)

4/11/2008, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**080542 [Authorizing the Office of Contract Administration to amend its contract with**

Resolution authorizing the Office of Contract Administration to enter into the Sixth amendment between the City and Micromenders/GC Micro (part of the Computer Store procurement vehicle), in which the amendment shall increase the contract's amount to \$25 million. (Office of Contract Administration)

4/11/2008, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**080543 [Authorizing the Office of Contract Administration to amend its contract with Xtech to increase the contract amount to \$70 million]**

Resolution authorizing the Office of Contract Administration to enter into the Tenth Amendment between the City and Xtech (part of the Computer Store procurement vehicle), in which the amendment shall increase the contract amount from \$51 million to \$70 million. (Office of Contract Administration)

4/11/2008, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**080544 [Approve SOMA Community Stabilization Fund Strategic Plan]**

Resolution approving the SOMA Community Stabilization Fund 2008 Strategic Plan. (Mayor)

4/14/2008, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**080547 [Petitions and Communications]**

Petitions and Communications received from April 8, 2008 through April 14, 2008 for reference by the President to April 22, 2008.

From Fire Department, submitting a waiver request to the Human Rights Commission to rent meeting space at the Cathedral Hill Hotel for the H-20 Lieutenant examination. (1)

From Mayor's Office of Criminal Justice, submitting a notice of Grant Budget Revision of Project Gun Stop Program.(2)

From Mid-Town Terrace Home Owners Association, urging the Board not to agree on the Chambers v. City and County of San Francisco settlement. File 080300(3)

From Office of the Controller, submitting the San Francisco Police Department's Foot Patrol Program Evaluation Report. Copy: Each Supervisor(4)

From Office of the Clerk of the Board, submitting Form 700 Statement of Economic Interests from:(5)

Aaron Peskin, Member, Board of Supervisors  
Bevan Dufty, Member, Board of Supervisors  
Carmen Chu, Member, Board of Supervisors  
Chris Daly, Member, Board of Supervisors  
Gerardo Sandoval, Member, Board of Supervisors  
Jake McGoldrick, Member, Board of Supervisors



Ross Mirkarimi, Member, Board of Supervisors  
Sean Elsbernd, Member, Board of Supervisors  
Sophenia Maxwell, Member, Board of Supervisors  
Tom Ammiano, Member, Board of Supervisors  
Angela Calvillo, Clerk of the Board

Andrew Hayward, Legislative Aide to Supervisor Dufty  
Boris Delepine, Legislative Aide to Supervisor Mirkarimi  
Camelin Blackstone, Legislative Aide to Supervisor Elsbernd  
Catherine McManus, Legislative Aide to Supervisor Dufty  
Catherine Stefani, Legislative Aide to Supervisor Alioto-Pier  
Colleen Crowley, Legislative Aide to Supervisor Chu  
David Noyola, Legislative Aide to Supervisor Peskin  
Emily Rogers, Legislative Aide to Supervisor Maxwell  
Eric Alvarez, Legislative Aide to Supervisor Alioto-Pier  
John Avalos, Legislative Aide to Supervisor Daly  
Jonathan Lau, Legislative Aide to Supervisor Maxwell  
Nicolas King, Legislative Aide to Supervisor Dufty  
Nicolas Kinsey, Legislative Aide to Supervisor Sandoval  
Pilar Schiavo, Legislative Aide to Supervisor Ammiano  
Pooja Jhunjhunwala, Legislative Aide to Supervisor McGoldrick  
Rachel Redondiez, Legislative Aide to Supervisor Daly  
Rebekah Krell, Legislative Aide to Supervisor Elsbernd  
Regina Dick-Endrizzi, Legislative Aide to Supervisor Mirkarimi  
Rose Chung, Legislative Aide to Supervisor Peskin  
Sarah Ballard, Legislative Aide to Supervisor Alioto-Pier  
Stephanie Tucker, Legislative Aide to Supervisor McGoldrick  
Zachary Tuller, Legislative Aide to Supervisor Ammiano

Gabriel Cabrera, Legislative Analyst  
Rachel Force, Legislative Analyst

Arthur Louie, Budget Analyst  
Debra Newman, Budget Analyst  
Harvey Rose, Budget Analyst  
Pedro Rodriguez, Budget Analyst  
Stanton Jones, Budget Analyst

Dawn Duran, Administrator, Assessment Appeals Board  
Erasmio Vazquez, IT Administrator III  
Frank Darby, Records & Information Manager  
Kathleen Gulbengay, Deputy Director II  
Madeleine Licavoli, Deputy Director II  
Michael Stover, Special Assistant XII  
Nilka Julio, Deputy Director II  
Ohn Myint, Senior Accountant, Board of Supervisors

Erica Craven, Member, Sunshine Ordinance Task Force  
Hanley Chan, Member, Sunshine Ordinance Task Force  
Harrison Sheppard, Member, Sunshine Ordinance Task Force  
Nicholas Goldman, Member, Sunshine Ordinance Task Force  
Richard Knee, Member, Sunshine Ordinance Task Force

Jennifer Gore, Attorney, LAFCo

Madeline Miller, Attorney, LAFCo  
Nancy Miller, Attorney/Interim Executive Officer, LAFCo

Alec Lambie, Member, Assessment Appeals Board  
Arthur Tome, Member, Assessment Appeals Board  
David Wilbur, Member, Assessment Appeals Board  
Diane Robinson, Member, Assessment Appeals Board  
Donna Crowder, Member, Assessment Appeals Board  
Hayes Miles, Member, Assessment Appeals Board  
Jeffrey Morris, Member, Assessment Appeals Board  
John McGary, Member, Assessment Appeals Board  
Joseph Tham, Member, Assessment Appeals Board  
Lawrence Lee, Member, Assessment Appeals Board  
Louisa Mendoza, Member, Assessment Appeals Board  
Margaret Ruxton, Member, Assessment Appeals Board  
Mervin Conlan, Member, Assessment Appeals Board  
Stephen Wasserman, Member, Assessment Appeals Board

From concerned citizens, submitting letters to Mayor Newsom commenting on the Tibetan Freedom Torch and the Global Human Rights Torch Relay. File 080391, Copy: Each Supervisor, 16 letters.(6)

From concerned citizens, urging the Board to implement the Animal Control and Welfare Commission's recommendation to transition the San Francisco Zoo into a rescue facility. File 080031, Copy: Each Supervisor, 4 letters.(7)

From concerned citizens, urging the Board to support the proposed amendment of the "Scene in San Francisco" Rebate Program. File 071659, Copy: Each Supervisor, 9 letters.(8)

From Pat Marriott, commenting on the San Francisco Zoo. File 080031, Copy: Each Supervisor.(9)

From Department of Public Works, responding to an inquiry related to residential garbage and recycling bins.(10)

From concerned citizens, submitting comments regarding the Olympic Torch Relay, 18 letters.(11)

From concerned citizens, urging the Board to vote no on the Chambers v. City and County of San Francisco settlement. File 080300, 2 letters.(12)

From San Francisco Development Agency, submitting financial and performance reports for the year ended June 30, 2007.(13)

From Lavon Taback, submitting objection to the 55 Laguna Street Mixed Use Project. File 080211, Copy: Each Supervisor.(14)

From Robin Levitt, urging the Board to adopt the Market and Octavia Neighborhood Plan. File 07560, Copy: Each Supervisor.(15)

From Planning Department, submitting a Certificate of Determination for Exemption from Environmental Review. File 080095.(16)

From Cynthia Servetnick, commenting on the Market and Octavia Neighborhood Plan. File

07560, Copy: Each Supervisor.(17)

From Alvin Johnson, commenting on concerns about various subjects related to City employment discrimination, 2 letters.(18)

From Michael Scally, commenting on Proposition H.(19)

From Office of the Clerk of the Board, submitting sole source contracts for FY 2006-2007.(20)

From Office of the Treasurer, submitting portfolios on investment activities under the Treasurer's management for FY July 1, 2007 to March 31, 2008.(21)

From Mark Adcock, commenting on Wi-Fi services.(22)

From Steve Bentley, commenting on light pollution.(23)

From Kimo Crossman, urging the Board to eliminate City employment positions with salaries exceeding \$150,000.(24)

From Lost and Found Tenant Assn., commenting on various issues and concerns, 2 letters.(25)

From McAllister Tower Tenants' Association, commenting on exhaust ventilation at 1750 McAllister.(26)

From concerned citizens, submitting concerns and comments on earthquake safety and preparations, Copy: Each Supervisor, 2 letters.(27)

From concerned citizens, commenting on 2008 Beijing Olympics, 2 letters.(28)

From Port of San Francisco, submitting CEQA Administrative Record - Trans Bay Cable Project.(29)

From Department of Public Works, submitting a Quarterly Report of the Department of Public Works-Defective Sidewalk Repair Revolving Account.(30)

From Francisco Da Costa, submitting articles from [www.indybay.org](http://www.indybay.org), 2 letters(31)

From Mercury Starcruiser, commenting on concerns regarding immigration.(32)

From Linda Hennessey, submitting a letter to Supervisor Mirkarimi regarding the little brown apple moth, File 080409, Copy: Each Supervisor.(33)

From Dr. Ahimsa Porter Sumchai, submitting concerns about the proposed power plants in southeast San Francisco.(34)

From Kimo Crossman, submitting a Sunshine Complaint against Angela Calvillo, Clerk of the Board and staff for alleged refusal to provide for paper document requested electronically or fax format. 2 letters(35)

From Diane Rivera, urging the Board not to close Clarendon Hall and not to discharge current Laguna Honda residents. File 080185, Copy: Each Supervisor.(36)

## ADJOURNMENT

### Meeting Procedures

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

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

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

**USING LAPTOP COMPUTERS FOR PRESENTATIONS:** Please contact City Hall Media Services at (415) 554-4188 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.

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>

### **Lobbyist Registration and Reporting Requirements**

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