

**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, September 11, 2007
2:00 PM

Regular Meeting

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

Angela Calvillo, Clerk of the Board

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for July 31, 2007, August 7, 2007 and August 14, 2007.

AGENDA CHANGES

COMMUNICATIONS

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

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

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

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

(This item will be read at the third regularly scheduled Board meeting of every month)

The following is a time dedicated for the Mayor to discuss with the Board of Supervisors issues pertaining to the governance of the City and County of San Francisco. The Board of Supervisors offers this time for dialogue on the third regularly scheduled Board meeting of every month pursuant to the will of the voters as expressed in Proposition I in November of 2006.

Should the Mayor fail to appear after five minutes of the item being called, the Clerk shall remove the

item from the Board's agenda, and the item shall not be considered by the Board. Should the Mayor appear and the Board therefore consider this item, general public comment for this item will take place during public comment.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 11

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Alioto-Pier, Jew

- 1. 071066 [Approval of the HIV Prevention Projects Grant application] Supervisor Dufty**

Resolution authorizing the San Francisco Department of Public Health (DPH) 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). The amount of this annual recurring grant for the next grant year (January 1, 2008 to December 31, 2008) is expected to be approximately \$9 million. The due date of the IPR is September 4, 2007. (Public Health Department)

Question: Shall this Resolution be ADOPTED?
- 2. 071119 [Accept and Expend FEMA Hazard Mitigation Grant Program Funds] Supervisor Alioto-Pier**

Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a grant in the amount of \$660,000 in Hazard Mitigation Grant Program funds through the Federal Emergency Management Agency to seismically retrofit the Millbrae Water Supply & Treatment Headquarters.

Question: Shall this Resolution be ADOPTED?
- 3. 071120 [Accept-Expend State Grant - Board of Supervisors] Supervisor Alioto-Pier**

Resolution authorizing the San Francisco Board of Supervisors to accept and expend \$275,000 in AB 471 funds from the California Resources Agency, Environmental Enhancement and Mitigation Program to fund Americans with Disabilities Act (ADA) and other improvements to Tulare Park.

Question: Shall this Resolution be ADOPTED?
- 4. 071130 [Provide SSI application assistance to the chronically homeless and mentally ill] Supervisor McGoldrick**

Resolution authorizing the San Francisco Department of Public Health (DPH) to retroactively accept and expend a grant in the amount of \$97,660 from the Social Security Administration (SSA) to provide SSI application assistance to the chronically homeless and mentally ill in San Francisco and to enter into an agreement for the use of these funds; for the period of May

indicated: _____

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

12. **071264** **[Findings - Disapproval of 3150 Geary Boulevard Tentative Map]**
Motion adopting findings related to the Board of Supervisors disapproval of the decision of the Director of Public Works concerning an 8-unit Tentative Map located at 3150 Geary Boulevard, Lot 028 in Assessor's Block 1066 and disapproval of said Tentative Map.
8/16/2007, REFERRED to Board of Supervisors.
Question: Shall this Motion be APPROVED?
13. [071082](#) **[Landmark Designation of Richardson Hall, Woods Hall, and Woods Hall Annex, Located at 55 Laguna Street formerly known as the San Francisco State Teacher's College]**
Ordinance designating Richardson Hall (a.k.a. Burke Hall), Woods Hall (a.k.a. Anderson Hall), and Woods Hall Annex (a.k.a. Anderson Hall Annex), located at 55 Laguna Street (U.C. Extension Center, formerly known as the San Francisco State Teacher's College), as individual Landmarks under Planning Code Article 10; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings. (City Attorney)
7/2/2007, RECEIVED AND ASSIGNED to Board of Supervisors.
7/31/2007, CONTINUED. Continued to August 14, 2007 at 3:00 p.m.
8/14/2007, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.
8/14/2007, PASSED ON FIRST READING AS AMENDED.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Budget and Finance Committee

Present: Supervisors Peskin, Ammiano, Dufty

14. **070921** **[Amendments to Minimum Compensation Ordinance]** **Supervisors Ammiano, Peskin, McGoldrick, Mirkarimi**
Ordinance amending the San Francisco Administrative Code by amending Sections 12P.2, 12P.3, 12P.4, 12P.5, 12P.6, 12P.7, 12P.8 and, 12P.9 and by adding Sections 12P.5.1, 12P.6.1 and 12P.6.2, to amend the Minimum Compensation Ordinance by making both substantive and clarifying changes with respect to: the obligations imposed on Contractors; notification, investigation, auditing, inspection, enforcement and settlement procedures; the withholding of contract payments; provisions relating to waivers; certain definitions, including the definition of Covered Employees; procedures for automatic increases to the hourly wage rate; the assessment of liquidated damages; and the process for determining whether a Contractor has violated the Ordinance and for the administrative appeal of such determinations.

8/14/2007, PASSED ON FIRST READING. Supervisor Mirkarimi requested to be added as a co-sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Elsbernd, Alioto-Pier, Daly

15. **070680** **[Administrative Penalties and Fees for Fare Evasion or Passenger Misconduct Offenses]** **Supervisor Peskin**

Ordinance amending San Francisco Traffic Code Sections 127, 128, 128.1, 128.1-A, 128.2, and 128.3 to clarify the definition of "Proof of Payment" and impose administrative penalties and fees for certain types of fare evasion or passenger misconduct offenses instead of criminal penalties where authorized by state law, and authorizing the Municipal Transportation Agency's Board of Directors to set the specific penalty and fee amounts.

7/31/2007, PASSED ON FIRST READING.

8/7/2007, CONTINUED. Continued to September 11, 2007

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

16. **070829** **[Parking Regulations]**

Resolution enacting and rescinding parking regulations.

TOW AWAY, NO PARKING ANYTIME ESTABLISH
Raccoon Drive, both sides, between Twin Peaks Boulevard and Crown Court. (Parking and Traffic Department)

8/7/2007, CONTINUED. Continued to September 11, 2007

Question: Shall this Resolution be ADOPTED?

Recommendation of the Rules Committee

Present: Supervisors Ammiano, Elsbernd, Peskin

17. **070590** **[Requiring that individuals be provided access to Residential Hotels as visitors of guests and occupants to assist in "get out the vote" activities]** **Supervisor Mirkarimi**

Ordinance amending the San Francisco Administrative Code by amending Section 41D.4, to require that individuals engaged in "get out the vote" activities be provided access to Residential Hotels as visitors of guests and occupants, on the same basis as any other visitor under the Uniform Visitor Policy.

(Supervisor Elsbernd Dissenting in Committee)

8/14/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Called from the City Operations and Neighborhood Services Committee

18. **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.
- 8/15/2006, CONTINUED. Continued to September 12, 2006
9/12/2006, CONTINUED. Continued to September 19, 2006
9/19/2006, RE-REFERRED to City Operations and Neighborhood Services Committee.
3/20/2007, CALLED FROM COMMITTEE. Pursuant to Rule 5.31, Supervisor Dufty called this measure from City Operations and Neighborhood Services Committee.
3/27/2007, CONTINUED. Continued to April 10, 2007.
4/10/2007, CONTINUED. Continued to April 17, 2007.
4/17/2007, CONTINUED. Continued to June 5, 2007.
6/5/2007, CONTINUED. Continued to July 31, 2007.
7/31/2007, CONTINUED. Continued to August 14, 2007
8/14/2007, CONTINUED. Continued to September 11, 2007
- Question: Shall this Resolution be ADOPTED?**

Board of Supervisors Sitting as a Committee of the Whole

19. **071269** [Hearing - Medical Cannabis Dispensary Permits]
Hearing of persons interested in or objecting to proposed ordinance amending Sections 3301, 3304, 3305, 3307, and 3308 of the San Francisco Health Code and Sections 209.3, 217, 790.141 and 890.133 of the San Francisco Planning Code to (a) require the Director of Public Health to certify that applicants for Medical Cannabis Dispensary permits have not been convicted of certain felony offenses, (b) require Dispensaries to provide security measures, including lighting and alarms, (c) establish minimum disability access standards; (d) extend the time period for Dispensaries to obtain a Medical Cannabis Dispensary permit to March 1, 2008; (e) authorize the sale and delivery of medical cannabis to qualified patients with a verifiable, written recommendation from a physician for medical cannabis; and (f) clarify the definition of "medical cannabis dispensary."
- Action:** _____

Committee of the Whole Adjourn and Report Without Recommendation

20. **070667** [Medical Cannabis Dispensary Permits] **Supervisor Alioto-Pier**
Ordinance amending Sections 3301, 3304, 3305, 3307, and 3308 of the San Francisco Health Code and Sections 209.3, 217, 790.141 and 890.133 of the San Francisco Planning Code to (a) require the Director of Public Health to certify that applicants for Medical Cannabis Dispensary permits have not been convicted of certain felony offenses, (b) require

Dispensaries to provide security measures, including lighting and alarms, (c) establish minimum disability access standards; (d) extend the time period for Dispensaries to obtain a Medical Cannabis Dispensary permit to March 1, 2008; (e) authorize the sale and delivery of medical cannabis to qualified patients with a verifiable, written recommendation from a physician for medical cannabis; and (f) clarify the definition of "medical cannabis dispensary."

8/14/2007, CONTINUED AS AMENDED.

8/14/2007, CONTINUED AS AMENDED. Continued to September 11, 2007 with the Board Sitting as a Committee of the Whole

Question: Shall this Ordinance be PASSED ON FIRST READING?

Board of Supervisors Sitting as a Committee of the Whole

21. 061379 [Hearing - Acquisition of Property By Eminent Domain-Islais Creek MUNI Maintenance Facility]

Hearing of persons interested in or objecting to proposed resolution authorizing the acquisition of 2.8 acres of property adjacent to City property at Indiana and Cesar Chavez Streets, consisting of portions of Assessor's Lots 2, 2A and 13 in Block 4349 and a portion of Assessor's Lot 3 in Block 4382, in the City and County of San Francisco, for construction of the Municipal Railway's new Islais Creek Motor Coach Operations and Maintenance Facility; adopting environmental findings under the California Environmental Quality Act ("CEQA"), CEQA Guidelines, and Administrative Code Chapter 31, and adopting findings under the General Plan and City Planning Code Section 101.1.

12/5/2006, CONTINUED. Continued to January 9, 2007 at 3:00 p.m.

1/9/2007, CONTINUED. The President inquired as to whether or not any member of the public wished to address the Board. Continued to January 23, 2007

1/23/2007, CONTINUED. The President inquired as to whether any member of the public wished to address the Board. Continued to February 6, 2007.

2/6/2007, CONTINUED. Continued to September 11, 2007.

Action:_____

Committee of the Whole Adjourn and Report Without Recommendation

22. 061377 [To acquire property by Eminent Domain-Islais Creek MUNI Maintenance Facility] Supervisor Maxwell

Resolution authorizing acquisition of 2.8 acres of property adjacent to City property at Indiana and Cesar Chavez Streets, consisting of portions of Assessor's Lots 2, 2A and 13 in Block 4349 and a portion of Assessor's Lot 3 in Block 4382, in the City and County of San Francisco, for construction of the Municipal Railway's new Islais Creek Motor Coach Operations and Maintenance Facility; adopting environmental findings under the California Environmental Quality Act ("CEQA"), CEQA Guidelines, and Administrative Code Chapter 31, and adopting findings under the General Plan and City Planning Code Section 101.1.

(Fiscal impact.)

11/14/2006, SUBSTITUTED. Supervisor Maxwell submitted a substitute resolution bearing the same title.

12/5/2006, CONTINUED. Continued to January 9, 2007 at 3:00 p.m.

1/9/2007, CONTINUED. Continued to January 23, 2007

1/23/2007, CONTINUED. Continued to February 6, 2007.

2/6/2007, CONTINUED. Continued to September 11, 2007.

Question: Shall this Resolution be ADOPTED?

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

SPECIAL ORDER 3:30 P.M.

23. 070967 [Public Hearing - Appeal of Minor Sidewalk Encroachment for 1166 Haight Street]

Hearing of persons interested in or objecting to the decision of the Department of Public Works, by its letter dated June 13, 2007, approving a request of Minor Sidewalk Encroachment Permit to construct a warped driveway ramp and two (2) planter boxes to encroach 3'-0" into the public sidewalk right-of-way (25% of the sidewalk width as allowed by Article 15, Section 723.2 of the Public Works Code) fronting the property at 1166 Haight Street to provide access to a proposed garage below grade. (Appellant: Raquel Fox.)

(Filed June 28, 2007; companion measure to Files 070968, 070969; District 5.)

7/24/2007, CONTINUED. The President inquired as to whether any member of public wished to address the Board Members. Continued to September 11, 2007

Action: _____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the minor sidewalk encroachment permit appeal 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 approved.)

24. 070968 [Minor Sidewalk Encroachment Permit Appeal]

Motion disapproving the decision of the Director of Public Works' approval of a Minor Sidewalk Encroachment Permit at 1166 Haight Street and denying the Encroachment Permit.

7/24/2007, CONTINUED. Continued to September 11, 2007

Question: Shall this Motion be APPROVED?

25. 070969 [Minor Sidewalk Encroachment Permit Appeal]

Motion approving the decision of the Director of Public Works' approval of a Minor Sidewalk Encroachment Permit at 1166 Haight Street and denying the appeal.

7/24/2007, CONTINUED. Continued to September 11, 2007

Question: Shall this Motion be APPROVED?

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.*

**26. 070800 [Public Hearing - Appeal of Categorical Exemption
from Environmental Review - Citywide Wireless
Broadband Internet Access Network Ordinance]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated April 20, 2007, Case No. 2007.0097E, exempting from environmental review under Categorical Exemption [State CEQA Guidelines, Sections 15301(b), 15303(d), & 15303(e); Class Numbers 1 and 3], the proposed project is an ordinance proposed by the Mayor (Board File No. 070077) that would approve one or more agreements (hereafter "the Agreement") between EarthLink, Inc. and the City and County of San Francisco. The Agreement would permit EarthLink to manage, operate, and install within the City rights-of-way a citywide wireless broadband internet access network that would provide free or affordable internet access for San Francisco residents, workers, and visitors. The project would involve installation within the City rights-of-way of a communications system consisting of two types of above-ground equipment: transmitters and backhaul devices. The Agreement does not specify proposed locations for the communications equipment, and EarthLink has not yet selected such locations. (Appellant: Jeff Hoffman, on behalf of the San Francisco Neighborhood Antenna Free Union (SNAFU).)

(Filed May 30, 2007; companion measure to Files 070801, 070802, 070803.)

7/10/2007, CONTINUED. Continued to July 24, 2007

7/24/2007, CONTINUED. The President inquired as to whether any member of the public wished to address the Board Members. There were none. Continued to July 31, 2007

7/31/2007, CONTINUED. The President inquired as to whether any member of the public wished to address the Board members. Continued to September 11, 2007

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 approved.)

27. **070801** **[Affirming the categorical exemption issued for the Citywide Wireless Broadband Internet Access Network Ordinance]**
Motion affirming the determination by the Planning Department that the Citywide Wireless Broadband Internet Access Network Ordinance is categorically exempt from environmental review under the California Environmental Quality Act.

7/10/2007, CONTINUED. Continued to July 24, 2007
7/24/2007, CONTINUED. Continued to July 31, 2007
7/31/2007, CONTINUED. Continued to September 11, 2007

Question: Shall this Motion be APPROVED?
28. **070802** **[Disapproving the categorical exemption issued for the Citywide Wireless Broadband Internet Access Network Ordinance]**
Motion disapproving the determination by the Planning Department that the Citywide Wireless Broadband Internet Access Network Ordinance is categorically exempt from environmental review under the California Environmental Quality Act.

7/10/2007, CONTINUED. Continued to July 24, 2007
7/24/2007, CONTINUED. Continued to July 31, 2007
7/31/2007, CONTINUED. Continued to September 11, 2007

Question: Shall this Motion be APPROVED?
29. **070803** **[Preparation of findings related to the appeal of the categorical exemption for the Citywide Wireless Broadband Internet Access Network Ordinance]**
Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the Citywide Wireless Broadband Internet Access Network Ordinance is exempt from environmental review under the California Environmental Quality Act.

7/10/2007, CONTINUED. Continued to July 24, 2007
7/24/2007, CONTINUED. Continued to July 31, 2007
7/31/2007, CONTINUED. Continued to September 11, 2007

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 4:00 P.M.

30. **071070** **[Public Hearing - Appeal of Determination of Exemption from Environmental Review for 317 Cortland Avenue]**
Hearing of persons interested in or objecting to the decision of the Planning Department dated June 21, 2007, Case No. 2006.0056E, exempting from environmental review under

Categorical Exemption, Class 1 (State CEQA Guidelines Sections 15301(l)(4) and Categorical Exemption Class 3 (State CEQA Guidelines Sections 15303(b) and 15303(c). The project would demolish the existing two-car parking structure and construct a 35-foot-tall, 3,820-square foot, three-story mixed-use building with two dwelling units over approximately 1,590-square-feet of commercial space open to Cortland Avenue and with the 130-square foot walk-up access to the residential floors above. The two dwelling units would each be about 1,115 square feet. Each unit would have access to private usable open space on either a rear deck, balcony or a courtyard. The subject property (Assessor Block 5667, Lot 014) is within an NC-2 (Small Scale Neighborhood Commercial) Use District and a 40-X Height and Bulk District. (Appellants: Gordon Thrupp, Robin Mackey, Suzanne Landucci, Donna Roberts, Caroline Peel and Bloum Cardenas.)

(Filed July 18, 2007; companion measure to 071071, 071072, 071073; District 9.)

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 approved.)

- 31. 071071 [Affirming the categorical exemption issued for the 317 Cortland Street Project]**
Motion affirming the determination by the Planning Department that the 317 Cortland Street Project is categorically exempt from environmental review under the California Environmental Quality Act.
Question: Shall this Motion be APPROVED?
- 32. 071072 [Disapproving the categorical exemption issued for the 317 Cortland Street Project]**
Motion disapproving the determination by the Planning Department that the 317 Cortland Street Project is categorically exempt from environmental review under the California Environmental Quality Act.
Question: Shall this Motion be APPROVED?
- 33. 071073 [Preparation of findings related to the 317 Cortland 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 317 Cortland Street is exempt from environmental review under the California Environmental Quality Act.
Question: Shall this Motion be APPROVED?

SPECIAL ORDER 4:30 P.M.

- 34. [071031](#) [Public Hearing - Conditional Use Appeal for 4041]**

Geary Boulevard]

Hearing of persons interested in or objecting to the decision of the Planning Commission by its Motion No. 17448 dated June 14, 2007, approving Conditional Use Application No. 2007.0286C, subject to certain conditions, to allow the establishment of a Formula Retail Use (dba Starbucks, retail coffee store), with approximately 750 square feet in floor area in a vacant commercial space located in a recently approved auto service and repair shop (dba "Service Center for San Francisco Toyota"), a one-story commercial building. The project site is located in an NC-3 (Moderate Scale) Neighborhood Commercial District and a 40-X Height and Bulk District on property located at 4041 Geary Boulevard, Lot 050 on Assessor's Block 1540. (Appellant: Jesse Fink, Clement Street Merchant Association.)

(Filed 7/11/07; companion measure to Files 071032, 071033, 071034; District 1.)

8/7/2007, CONTINUED. The President inquired as to whether any member of the public wished to address the Board members. Continued to September 11, 2007 at 4:30 p.m.

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the conditional use application decision 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 approved.)

- 35. 071032 [Approving Planning Commission decision related to Conditional Use Appeal for 4041 Geary Boulevard]**
Motion approving decision of the Planning Commission by its Motion No. 17448, approving Conditional Use Application No. 2007.0286C on a property located at 4041 Geary Boulevard, and adopting findings pursuant to Planning Code Section 101.1.
8/7/2007, CONTINUED. Continued to September 11, 2007 at 4:30 p.m.
Question: Shall this Motion be APPROVED?
- 36. 071033 [Disapproving Planning Commission decision related to Conditional Use Appeal for 4041 Geary Boulevard]**
Motion disapproving decision of the Planning Commission by its Motion No. 17448, approving Conditional Use Application No. 2007.0286C on a property located at 4041 Geary Boulevard, and adopting findings pursuant to Planning Code Section 101.1.
8/7/2007, CONTINUED. Continued to September 11, 2007 at 4:30 p.m.
Question: Shall this Motion be APPROVED?
- 37. 071034 [Preparation of findings related to the Conditional Use Appeal for 4041 Geary Boulevard]**
Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 2007.0286C on a property located at 4041 Geary Boulevard, for action by the Board at its next meeting.
8/7/2007, CONTINUED. Continued to September 11, 2007 at 4:30 p.m.

Question: Shall this Motion be APPROVED?

38. 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.

39. 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.

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

40. 071213 [Legislative Analyst Request - Office of Special Events] Supervisor Dufty

Motion requesting the Legislative Analyst to conduct research into the need for and feasibility of a dedicated and separately funded Office of Special Events in San Francisco. Specifically, whether the activities currently engaged in by such City departments as the Entertainment Commission, Office of Protocol, Mayor's Special Events Staff, San Francisco Police Department, Recreation and Parks Department, Port of San Francisco, and others might be effectively consolidated into and/or overseen by an office comparable to the Special Events Offices in Chicago, Boston, New York City, Houston, and others.

Question: Shall this Motion be APPROVED?

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 40 through 43

41. [071198](#) [Grant to support Laguna Honda Hospital's Activity Therapy Department] Supervisor Maxwell

Resolution authorizing the San Francisco Department of Public Health (DPH), Laguna Honda Hospital (LHH) to retroactively accept and expend a grant for \$35,000, from the James Irvine Foundation, the Walter and Elise Haas Fund, and the Flora Hewlett Foundation, through the Creative Work Fund, and to enter into a subcontract with artist Helena Keffe; for the period of September 1, 2007 through August 31, 2008.

8/14/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

42. [071199](#) **[Grant of State Funds - Municipal Transportation Agency]** **Supervisor Maxwell**

Resolution authorizing the Municipal Transportation Agency to accept and expend \$217,970 in State grant funds from the California Air Resources Board for the purchase of low-polluting construction equipment.

8/14/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

43. [071232](#) **[Seeking a permanent halt to the Blue Angels air show over San Francisco]** **Supervisor Daly**

Resolution seeking a permanent halt to the annual Blue Angels air show over the City of San Francisco.

8/14/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

*Questions on the For Adoption Without Committee Reference
Agenda: _____*

44. **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 7, 2007 through August 31, 2007, for reference by President to appropriate committee on September 11, 2007.

071233 [Penalty for Removing Chalk Marks]

Ordinance amending San Francisco Traffic Code Sections 21 and 132 to impose a penalty for removing chalk marks of one hundred (\$100) dollars for any violation and to make minor changes to clarify the parking restriction. (Municipal Transportation Agency)

8/20/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071237 [Settlement of Lawsuit - Pacific Bell Telephone Company]

Ordinance authorizing settlement of the lawsuit filed by Pacific Bell Telephone Company against the City and County of San Francisco for \$94,000.00; the lawsuit was filed on October 25, 2006 in San Francisco County Superior Court, Case No. 457-327; entitled Pacific Bell Telephone Company v. City and County of San Francisco. (City Attorney)

8/14/2007, RECEIVED AND ASSIGNED to Rules Committee.

071238 [Settlement of Lawsuit - Jane Martin, et al. (Order Sons of Italy) v. CCSF]

Ordinance authorizing settlement of the portion of the lawsuit filed by Order Sons of Italy in America Grand Lodge of the Golden West Corporation against the City and County of San Francisco for \$75,000; the lawsuit was filed on January 31, 2005 in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

8/14/2007, RECEIVED AND ASSIGNED to Rules Committee.

071239 [San Francisco Traffic Code Revisions]

Ordinance repealing San Francisco Traffic Code Sections 3.1, 3.4, 3.5, 3.7, 3.14, 3.14.1, 7, 109, and 200, in their entirety, to eliminate definitions that conflict with or duplicate state law, and amending Section 3.16 to substitute the "Municipal Transportation Agency" for the "Department of Public Works." (Municipal Transportation Agency)

8/14/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

071246 [Settlement of Lawsuit - Theodore Tarver, Jr. (Kathryn Cox) v. CCSF]

Ordinance authorizing settlement of an award of attorney's fees to attorney Kathryn Cox for \$162,941 against the City and County of San Francisco; the underlying lawsuit was filed on

July 19, 2002 in San Francisco Superior Court, Case No. 410499 entitled Theodore Tarver, Jr. v. City and County of San Francisco. (City Attorney)

8/27/2007, RECEIVED AND ASSIGNED to Rules Committee.

071252 [Settlement of City's Lawsuit Against Aquila, Inc. and Aquila Merchant Services, Inc.]

Ordinance authorizing partial settlement of the lawsuit filed by the City and County of San Francisco against defendant Sempra Energy and other companies; the lawsuit entitled City and County of San Francisco v. Sempra Energy, et al. (JCCP No. 4221-00023) was filed on June 8, 2004, and has been coordinated as Natural Gas Anti-Trust Cases I, II, III & IV in the Superior Court of the State of California for the County of San Diego (JCCP Nos. 4221, 4224, 4226, and 4228); the settlement provides \$1,500,000 from defendants Aquila, Inc. and Aquila Merchant Services, Inc. to the City and County of San Francisco and the other plaintiffs, which will be used to prosecute the cases against the remaining defendants. (City Attorney)

8/29/2007, RECEIVED AND ASSIGNED to Rules Committee.

071253 [Settlement of City's Lawsuit Against Enserco Energy, Inc.]

Ordinance authorizing partial settlement of the lawsuit filed by the City and County of San Francisco against defendant Sempra Energy and other companies; the lawsuit entitled City and County of San Francisco v. Sempra Energy, et al. (JCCP No. 4221-00023) was filed on June 8, 2004, and has been coordinated as Natural Gas Anti-Trust Cases I, II, III & IV in the Superior Court of the State of California for the County of San Diego (JCCP Nos. 4221, 4224, 4226, and 4228); the settlement provides \$750,000 from defendant Enserco Energy, Inc. to the City and County of San Francisco and the other plaintiffs, which will be used to prosecute the cases against the remaining defendants. (City Attorney)

8/29/2007, RECEIVED AND ASSIGNED to Rules Committee.

071256 [Settlement of City Claim Against PG&E]

Ordinance approving the settlement of a claim asserted by the City and County of San Francisco against Pacific Gas & Electric Company in the bankruptcy proceeding entitled In Re Pacific Gas & Electric Company, United States Bankruptcy Court, Northern District of California, Case No. 01-30923-DM. (City Attorney)

8/31/2007, RECEIVED AND ASSIGNED to Rules Committee.

071257 [San Francisco Fire Code]

Ordinance repealing the San Francisco Fire Code in its entirety and replacing that code with a new 2007 San Francisco Fire Code consisting of the 2007 California Fire Code and portions of the 2006 International Fire Code together with San Francisco amendments; adopting findings of local conditions pursuant to California Health and Safety Code Section 17958.7 and directing the Clerk of the Board to forward San Francisco's amendments to the California Building Standards Commission and State Fire Marshal; and making environmental findings. (Fire Department)

8/31/2007, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 10/1/2007.

PROPOSED RESOLUTIONS

Proposed resolutions received from August 7, 2007 through August 31, 2007, for reference by President to appropriate committee on September 11, 2007.

**071197 [Department of Public Works - Bayview
Transportation Improvement Project Fiscal
Feasibility]**

Resolution adopting findings that the Bayview Transportation Improvement Project is fiscally feasible and responsible under Administrative Code Chapter 29. (Public Works Department)

8/10/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071234 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

25th Street and Minnesota Street, stopping Minnesota Street, making this uncontrolled intersection a two-way STOP;

Hampshire at 17th Street, stopping Hampshire Street, the stem of this T-intersection;

Cesar Chavez Street at Castro Street, stopping Cesar Chavez Street, making this uncontrolled intersection a two-way STOP;

Edna Street at Joost Avenue, stopping Edna Street, the stem of this T-intersection;

Ankeny Street and Ordway Way, stopping Ankeny Street, making this intersection an All-Way STOP; and,

Hudson Avenue at Cashmere Street, stopping Hudson Avenue, making this intersection an All-Way STOP. (Parking and Traffic Department)

(8/8/07 - 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; DPT Order No. 3399.)

8/13/2007, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

071235 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

NO LEFT TURN, 4 PM TO 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Masonic Avenue, northbound and southbound, at Turk Street (extending turn restriction time from 6 PM to 7 PM).

NO LEFT TURN - ESTABLISH

13th Street at Harrison Street, eastbound (Parking and Traffic Department)

(8/8/07 - 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; DPT Order No. 3399.)

8/13/2007, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

071236 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

2-HOUR PARKING TIME LIMIT, 7 AM TO 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH

10th Street, west side, between Bryant Street and Division Street.

PARKING METER AREA NO. 2 (1-HOUR PARKING TIME LIMIT, 7 AM TO 6 PM, MONDAY

THROUGH SATURDAY) - RESCIND

PARKING METER AREA NO. 2 (2-HOUR PARKING TIME LIMIT, 7 AM TO 6 PM, MONDAY

THROUGH SATURDAY) - ESTABLISH

11th Street, both sides, between Market and Mission Streets

PARKING METERS (AREA 3, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Clay Street, south side, from 106 feet west of Webster Street to 73 feet east of Fillmore Street.

ANGLE (45-DEGREE) PARKING - RESCIND

20th Avenue, east side, from Ortega Street to 144 feet southerly

RESIDENTIAL PERMIT PARKING AREA "Y" (2-HOUR TIME LIMIT, 8 AM TO 10 PM, EVERYDAY) - ESTABLISH

Colin P. Kelly Jr. Street, east side, between Brannan Street and Townsend Street, adding 2 Townsend Street to Residential Permit Parking Area Y.

2 HOUR SIGNED PARKING TIME LIMIT - RESCIND

PARKING METERS (AREA 1, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Brannan and Townsend Streets, between 2nd Street and Colin P. Kelly Jr. Street.

NO PARKING ANYTIME - RESCIND

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Leavenworth Street, west side, between Lombard Street and Greenwich Street

Lombard Street, south side, between Leavenworth and Jones Streets

PARKING METER AREA NO. 2 (1-HOUR PARKING TIME LIMIT, 7 AM TO 6 PM, MONDAY

THROUGH SATURDAY) - ESTABLISH

Stevenson Street, north side, from 7th Street to western terminus

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

7th Street, west side, from Stevenson Street to 62 feet southerly

7th Street, west side, from 128 feet south of Stevenson to Mission Street (248-foot zone)

Mission Street, north side, from 308 feet west of 7th Street to 38 feet westerly

PASSENGER LOADING ZONE, 6 AM TO 7 PM, MONDAY THROUGH FRIDAY, TOW-

AWAY NO STOPPING ALL OTHER TIMES -- ESTABLISH
7th Street, west side, from 62 feet south of Stevenson to 128 feet southerly (66-foot zone

YELLOW LOADING ZONE, 7 AM TO 4 PM, MONDAY THROUGH SATURDAY, TOW
AWAY NO STOPPING ALL OTHER TIMES -- ESTABLISH
Mission Street, north side, from 111 feet west of 7th Street to 197 feet westerly (4 meters)
(Parking and Traffic Department)

(8/8/07 - 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; DPT Order No. 3399.)

8/13/2007, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

071245 [Authorizing the Office of Contract Administration to amend its contract with En Pointe to exceed \$31 million and its contract with Xtech to exceed \$37 million]

Resolution authorizing the Office of Contract Administration to enter into the Sixth Amendment between the City and En Pointe (part of the Computer Store procurement vehicles), to increase the contract amount to \$35 million, and to enter into the Eighth Amendment between the City and Xtech (also part of the Computer Store procurement vehicle), to increase the contract amount to \$51 million. (Office of Contract Administration)

8/23/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071254 [Endorsing tree for landmark tree status at 4124 - 23rd Street]

Resolution endorsing landmark tree designation of the coast live oak (*Quercus agrifolia*) located at 4124 - 23rd Street. (Environment)

8/29/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

071255 [Authorizing the Teeter Tax Losses Reserve Fund to be governed by Revenue and Taxation Code Section 4703 for fiscal year 2006-2007 and thereafter]

Resolution authorizing the Teeter Tax Losses Reserve Fund to be governed by Revenue and Taxation Code Section 4703 for fiscal year ending June 30, 2007 and thereafter. (Controller)

8/30/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071262 [Study of HIV transmission behavior in HIV-positive men]

Resolution authorizing the San Francisco Department of Public Health (DPH), to enter retroactively into an agreement in the amount of \$37,906 with the University of California, San Francisco (UCSF), the primary contractor, to participate in a study to examine decisions to have high transmission-risk sex; study the efficacy of a prevention counseling intervention; and determine whether future episodes of unprotected sex are reduced, for the period of September 1, 2006 to August 31, 2007. (Public Health Department)

8/31/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

071259 [Petitions and Communications]

Petitions and Communications received from August 7, 2007 through August 31, 2007 for reference by the President to September 11, 2007.(Items 1 - 60)

From Clerk of the Board, submitting Form 700 Statement of Economic Interests for: (1)
Angela Calvillo, Clerk of the Board
Alice Guidry, Legislative Assistant to Supervisor Sophie Maxwell
Connie Chan, Legislative Assistant to Supervisor Sophie Maxwell
Bree Mawhorter, Legislative Assistant to Michela Alioto-Pier
Calvin Abe, Assessment Appeals Board Member

From Office of the Controller, regarding status on examining the shortfall in budgeting for the MCO (Minimum Compensation Ordinance) and formulation of an action plan going forward that would address the necessary but unaccounted for CPI increase assumed in the latest draft of the MCO legislation. (Reference 20070724-001) Copy: Supervisor Ammiano(2)

From Public Utilities Commission, regarding status on removing graffiti at various locations in District 5. (Reference 20070731-003) Copy: Supervisor Mirkarimi(3)

From Department of Public Works, regarding status on removing graffiti from public property at the Southeast corner of Cole and Frederick and the Northeast corner of Hayes and Broderick (Emergency Boxes). (Reference 20070612-008) Copy: Supervisor Mirkarimi(4)

From Department of Public Works, regarding status on removing graffiti from public property at the Southwest corner of Hayes and Cole and the Southwest corner of Broderick and McAllister (Phone Switch Boxes). (Reference 20070612-008) Copy: Supervisor Mirkarimi(5)

From various City departments, certifying that the funding provided in the budget for fiscal year 2007-08 is adequate for the department to meet service levels as proposed to the Board of Supervisors: (6)

Academy of Sciences
Arts Commission
Asian Art Museum
Economic and Workforce Development
Ethics Commission
Civil Service Commission
Clerk of the Board of Supervisors
Department of Building Inspection
Department of Child Support Services
Department of Children, Youth and Their Families
Department of Emergency Management
Department of Human Resources
Department of Telecommunications & Information Services
Department of the Environment
Department of Public Health
Department of Public Works
Fine Arts Museums of San Francisco / de Young / Legion of Honor
Fire Department
First 5 Children and Families Commission

Health Service System
Human Rights Commission
Human Services Agency
Juvenile Probation Department
Law Library
Mayor's Office of Housing
Municipal Transportation Agency
Office of Citizens Complaints
Office of the City Administrator
Office of the City Attorney
Office of the Controller
Office of the District Attorney
Office of the Mayor
Office of the Public Defender
Office of the Sheriff
Office of the Treasurer and Tax Collector
Planning Department
Police Department
Port of San Francisco
Public Library
Public Utilities Commission
Recreation and Park Department
Residential Rent Stabilization and Arbitration Board
San Francisco International Airport
SFCC Employees' Retirement System/Office of the Executive Director
Taxi Commission
War Memorial and Performing Arts Center

From concerned citizens, submitting support for the proposed permanent halt to the annual Blue Angels air show over the City of San Francisco. File 070931, Copy: Each Supervisor, 21 letters(7)

From Port of San Francisco, regarding the Trans Bay Cable project. File 070315, Copy: Supervisor Alioto-Pier(8)

From concerned citizens, submitting support for the proposed Wi-Fi agreement with Google and Earthlink. File 070077, Copy: Each Supervisor, 10 letters(9)

From concerned citizens, urging the Board to vote against the mitigated negative declaration appeal for 3400 Cesar Chavez . File 070708, 3 letters(10)

From concerned citizens, submitting opposition to building a new Starbucks at 4041 Geary Boulevard. File 071071, 4 letters(11)

From concerned citizens, submitting support for the Davies Neuroscience Project at the Davies Medical Center Campus located at 601 Duboce Avenue. File 071024, Copy: Each Supervisor, 9 letters(12)

From Coblenz, Patch, Duffy & Bass LLP, regarding the conditional use appeal for 601 Duboce Avenue. File 071024 / 070905, Copy: Each Supervisor(13)

From Redevelopment Agency, submitting report on certain sales subject to California Health and Safety Code, Section 33433.(14)

From concerned citizens, commenting on the Pelli architectural design for the Transbay terminal.(15)

From Department of Aging and Adult Services Commission, submitting 6-month report, January through June 2007 for the Community Living Fund.(16)

From Weinberg, Roger & Rosefeld, submitting copy of letter regarding review of air quality treatment in environmental documents for the proposed Noe Street office building expansion mitigated negative declaration. (17)

From John Kao, regarding the tentative map appeal for 3150 Geary Boulevard. File 070985, Copy: Each Supervisor(18)

From Gloria Love, commenting on various concerns regarding Supervisor Jew.(19)

From Norm Wheatley, commenting on skyscrapers being built in San Francisco.(20)

From Dr. Ahimsa Porter Sumchai, submitting candidate statement.(21)

From concerned citizens, submitting opposition to the proposed creation of a Golf Course Task Force. File 070961, 071128, 071057, 2 letters(22)

From Department of Public Works, regarding status removing graffiti from Tower Valet Parking's banner signs located at the Northwest and Southwest corners of Gough and Grove Streets. (Reference 20070731-004) Copy: Supervisor Mirkarimi(23)

From Department of Public Works, regarding status removing graffiti from light switch boxes and phone switch boxes on public property in various locations in District 5. (Reference 20070717-003) Copy: Supervisor Mirkarimi(24)

From Department of Elections, regarding alternative transportation and security plan for November 6, 2007 election.(25)

From Department of Elections, regarding waiver allowing City employees to assist the Department of Elections with the November 6, 2007 Municipal Election. 2 letters(26)

From Southeast Community Facility Commission, regarding submission of annual State of Purpose and annual report for fiscal year 2006/07.(27)

From Deborah Kearns, submitting support for the proposed ban on the annual Blue Angels air show over the City of San Francisco. File 070931(28)

From concerned citizens, commenting on the proposed resolution condemning radio talk show host Michael Savage. File 071185, Copy: Each Supervisor, Over 200 letters(29)

From Francisco Da Costa, commenting on the Aloha festival held August 2007.(30)

From Francisco Da Costa, commenting on Parcel A at Bay View Hunters Point Naval Shipyard. 7 letters(31)

From Mitchell Laurio, commenting on the need for a skatepark in San Francisco.Copy: Each Supervisor(32)

From Didi Boring, commenting on the proposed creation of bike lanes on outer Broadway

near schools. Copy: Supervisor Alioto-Pier(33)

From Patrick J. Flanagan IV, commenting on a group called "Youth With a Mission (YWAM). Copy: Supervisor Daly(34)

From concerned citizens, commenting on the 55 Laguna Street University of California extension landmark designation. File 071028, 2 letters(35)

From J.D. Keser, submitting opposition to the extension permit of the Panhandle band shell. Copy: Each Supervisor(36)

From Ralph P. Mango, commenting on the naming of Bill Walsh field. Copy: Each Supervisor(37)

From Joe O'Reilly, commenting on a 1942 message from President Franklin D. Roosevelt.(38)

From concerned citizen, commenting on the Western Addition housing projects. Copy: Supervisor Daly(39)

From Paul Klees, submitting copy of letter to Mayor Newson regarding General Assistance.(40)

From Ted Strawser, commenting on the Mayor canceling Halloween.(41)

From Kimo Crossman, commenting on Sunshine lawsuit against San Francisco Public Library.(42)

From concerned citizens, commenting on the proposal to subsidize fees for those applying for citizenship.(43)

From Animal and Care Control, submitting request for waiver of Administrative Code 12B and 14B for Idexx Distribution Corp.(44)

From Sierra Club, submitting support for the proposed creation of a Golf Course Task Force.(45)

From Department of Public Works, regarding status on removing graffiti from light switch boxes and phone switch boxes at various locations in District 5. (Reference 20070717-003) Copy: Supervisor Mirkarimi(46)

From Department of Public Works, regarding status on removing graffiti from mailboxes at various locations in District 5. (Reference 20070313-004)(47)

From Department of Public Works, regarding status on removing graffiti from the Clear Channel Billboards at various locations in District 5. (Reference 20070313-009) Copy: Supervisor Mirkarimi(48)

From Department of Public Works, regarding status on removing graffiti from mailboxes and garbage cans at various locations in District 5. (Reference 20070731-006) Copy: Supervisor Mirkarimi(49)

From Department of Public Works, regarding status on removing graffiti from mailboxes at various locations in District 5. (Reference 20070717-005) Copy: Supervisor Mirkarimi(50)

From Department of Public Works, regarding status on removing graffiti at 1056 Divisadero and 1750 Divisadero (1750C Wells Fargo Signage). (Reference 20070717-007) Copy: Supervisor Mirkarimi(51)

From Police Department, regarding status on request for information regarding homicides in the Tenderloin; aggravated assaults in the Tenderloin; vandalism in the Tenderloin; robberies in the Tenderloin; and drug and narcotic arrests in the Tenderloin. (Reference 20070710-003) Copy: Supervisor Daly(52)

From Public Utilities Commission, reporting on status of inquiry regarding the PUC's per unit cost of water to San Francisco. (Reference 20070522-002) Copy: Supervisor Alioto-Pier(53)

From Office of the Treasurer, submitting portfolio statistics from July 1, 2007 to July 31, 2007.(54)

From Francisco Da Costa, submitting copy of letter addressed to Governor Schwarzenegger regarding radioactive and toxic contaminates located at the Hunters Point Naval Shipyard.(55)

From California Department of Social Services, submitting copy of letter written to the Department of Human Services. (56)

From Francisco Da Costa, commenting on Lennar Corporation.6 letters(57)

From concerned citizens, commenting on the CEQA appeal for 445 Wawona Street. File 071037, Copy: Each Supervisor, 3 letters(58)

From Captain Susan L. Muza, submitting copy of email to constituent regarding Parcel A related issues on Hunters Point Naval Shipyard.(59)

From concerned citizens, commenting on the proposed permanent halt to the Blue Angels air show in San Francisco. File 070931, Copy: Each Supervisor, 29 letters(60)

071260 [Petitions and Communications, Part 2]

Petitions and Communications received from August 7, 2007 through August 31, 2007 for reference by the President to September 11, 2007.(Items 61 - 120)

From Michael J. Benardo, commenting on improving Muni's on-time performance. Copy: Municipal Railway(61)

From concerned citizens, commenting on the commendation of President Hugo Chavez by the Board of Supervisors. Copy: Each Supervisor, 15 letters(62)

From Small Business Commission, regarding 2007 San Francisco Fleet Week. Copy: Each Supervisor(63)

From Library Citizens Advisory Committee, submitting annual report for July 2007.(64)

From George A Caarazo, commenting on San Francisco's golf courses. File 070961, Copy: Each Supervisor(65)

From Duboce Triangle Neighborhood Association, commenting on the landmark appeal for

55 Laguna Street. File 071028(66)

From Christian Holmer, regarding immediate disclosure request from various City Departments. 8 letters(67)

From Deputy City Attorney, responding to immediate disclosure request.(68)

From T Mobile, submitting notification letter to the California Public Utilities Commission regarding the cellular base site at San Francisco State.(69)

From Recreation and Park Department, regarding status on removing graffiti from various locations in District 5. (Reference 20070724-012) Copy: Supervisor Mirkarimi(70)

From Office of the Mayor, pursuant to Charter Section 4.112, on August 10, 2007, the Clerk's Office has received the Mayor's Notice of Appointment, and the appointee's qualifications of Mr. David Hochschild to the Public Utilities Commission for a four-year term. Copy: Each Supervisor(71)

From Department of Elections, regarding deadline for disclaimer requirements for local ballot measures: endorse, oppose or take no position on a measure.(72)

From KGO AM Radio, Inc., thanking the Board for the honor bestowed on the memory of the late Pete Wilson. Copy: Each Supervisor(73)

From Department of Elections, pursuant to Charter section 13.104.5. submitting the alternative transportation and security plan for the upcoming November election. Copy: Supervisor Peskin(74)

From Building Inspection Commission, submitting notice that the appeal of the Director's determination to grant an extension to file for an extension has been rescheduled for September 19, 2007.(75)

From Terry Rrolleri, commenting on the HANC Recycling Center located in the Richmond district. 2 letters(76)

From San Francisco Housing Authority, providing status update to the Supervisor's office and the tenants of Plaza East Apartments on the installation of gates on Larch Way; the installation of gates on individual units; the removal of the lease clause that penalizes tenants for placing bars on their windows; the installation of lights on gates located in the rear area near the trash door and the installation of a secure door at that location; the release of shooting/criminal activity footage from security cameras; and increased security personnel at the property. (Reference 20070724-013) Copy: Supervisor Mirkarimi(77)

From concerned citizens, urging the Board to support the Planning Commission's decision regarding the Conditional Use Appeal for 4041 Geary Boulevard. File 071031, Copy: Each Supervisor, Over 50 letters(78)

From concerned citizens, submitting support for the Conditional Use Appeal for 601 Duboce Avenue. File 071024, Copy: Each Supervisor, approx. 20 post cards received(79)

From S.F. Unified School District, submitting response to the 2006-07 Grand Jury Report entitled "Can San Francisco Keep Its Promise to Reduce Greenhouse Gas Emissions?"(80)

From Francisco Da Costa, regarding the high count of pollution and the adverse impact in

Hunters Point; fire at the Hunters Point Naval Shipyard; at the S.F. Grand Jury Report and the current mess on Parcel A; The Nation of Islam.(81)

From Department of Public Health, submitting a complete set of the 2007 Title XV evaluation reports for each of the San Francisco detention facilities, as required by section 459 of the California Health and Safety Code.(82)

From John Kasper, commenting on article written by Professor Walter Williams regarding liberal views on black victims.(83)

From Monique Zmuda, requesting a one-month extension to the deadline of September 15, 2007 to present an analysis regarding a separately funded Office of Special Events in San Francisco. (Reference No. 20070814-009) Copy: Supervisor Dufty(84)

From Rochelle Satter, urging the Board to have a stop light installed at Lake Merced Boulevard and John Muir Drive.Copy: Each Supervisor(85)

From Joe, urging the Board to do something about the bicyclist on the sidewalks that either come close to hitting pedestrians or hitting pedestrians. Copy: Each Supervisor(86)

From Rita Sohlich, regarding the alarming increase in crime, graffiti, homelessness and issues of public safety in the South Beach neighborhood.(87)

From Arts Commission, submitting annual financial reports for fiscal year 2006-07 pursuant to Charter Section 4.103 and Sunshine Ordinance 67.24(e).(88)

From concerned citizens, commenting on the proposed designation of 194 Church Street as a landmark. File 071126, Copy: Each Supervisor, 36 petitions/letters(89)

From concerned citizens, commenting on illegal immigration. 6 letters(90)

From Civil Service Commission, submitting notice of Civil Service Commission action regarding survey of monthly rates paid to police officers and firefighters in all cities of 350,000 or more in the State of California(91)

From American Bach Soloists, submitting thanks to the Board for their continued support of Grants for the Arts/Hotel Tax Fund. Copy: Each Supervisor(92)

From Shannon Seaberg, commenting on the discontinuance of the camera surveillance pilot programs throughout the City. Copy: Each Supervisor(93)

From Rana Jackman, commenting that there should be a park named in tribute to Mama Cass who personifies the spirit, tempo and tolerance that San Francisco has come to be. Copy: Each Supervisor(94)

From Michael Sierra, commenting on home improvements for earthquake preparedness resulting in increased yearly property taxes. Supervisor Dufty(95)

From Francisco Da Costa, commenting on Lennar BVHP LLC and the Environmental Protection Agency.(96)

From Jeff Fleckenstein, commenting on Supervisor Ed Jew.(97)

From Green Guerillas Against Greenwash, regarding the Green Guerillas' response to the

Civil Grand Jury report, "Can San Francisco keep its promise to reduce greenhouse gas emissions?"(98)

From concerned citizen, commenting on gun control initiatives.(99)

From Sandy Kappelmann, submitting copy of letter written to the Department of Parking and Traffic regarding erroneous parking violation citations received on her vehicle.(100)

From Linda Post, submitting a note of thanks to the Board and staff for their hard work.(101)

From concerned citizen, commenting on Supervisor Daly. Copy: Supervisor Daly(102)

From Supervisor Alioto-Pier, submitting copies of letter distributed to all Board members asking each Supervisor to comment on Supervisor Alioto-Pier's code of conduct legislation.(103)

From Javon-Demetrius D. Cogmon, submitting copy of open letter to school board president of San Francisco.(104)

From Barbara Tombaugh, commenting on traffic congestion during the "Battle of the Bay" games held in Monster Park.(105)

From Howard Johnston, commenting on MUNI service issues.(106)

From Barry Leonardini, commenting on various City issues. Copy: Supervisor Alioto-Pier(107)

From Skip Gould, commenting on the naming of Bill Walsh Field at Monster Park. File 071204, Copy: Each Supervisor(108)

From Michael Regain, commenting on the proposed plan to convert Doyle Drive into a toll road.(109)

From John Kasper, submitting opposition to the proposed park, recreation and open space general obligation bonds. File 071229, Copy: Each Supervisor(110)

From Phoebe Williams, submitting copy of letter received from Speaker of the House Nancy Pelosi regarding housing matters.(111)

From Department of Elections, submitting copy of letter regarding certification for adopting a policy calling for the acquisition of Alcatraz Island and the conversion of the island into a global peace center.(112)

From James Chaffee, commenting on the San Francisco Public Library.(113)

From Dr. Ahimsa Porter Sumchai, commenting on filed mayoral candidates rights' to peaceful assembly.(114)

From Dr. Ahimsa Porter Sumchai, commenting on the SFUSD facing liability for children exposed to toxic dust.(115)

From Robin Jacobson, urging the Board to introduce a measure banning cigarette smoking from cars where children under the age of 18 are riding.(116)

From Howard Johnston, commenting on the Nation of Islam school located in Bayview Hunters Point. Copy: Supervisor Maxwell(117)

From Jonathan Romano, commenting on the Bay Bridge closure during the Labor Day weekend.(118)

From Patty Riek, urging the Board to ban smoking at the Alemany Farmers' Market. Copy: Each Supervisor(119)

From Richard Forst, commenting on an article published in the SF Chronicle regarding a rent increase for the Java House Café at Pier 40 imposed by the City. Copy: Each Supervisor, 2 letters(120)

071261 [Petitions and Communications, Part 3]

Petitions and Communications received from August 7, 2007 through August 31, 2007 for reference by the President to September 11, 2007.(Items 121 - 147)

From Erik M. Schneider PhD, commenting on increased police enforcement of non-violent, victimless crimes in the Mission district. Copy Each Supervisor(121)

From Dr. Ahimsa Porter Sumchai, commenting on the Department of Public Health issuing a 4th Notice of Violation to Lennar BVHP LLC.(122)

From Irja Tannlund, commenting on the increase in homeless individuals sleeping on Sumner Street located in the SoMa district. Copy: Each Supervisor(123)

From concerned citizen, commenting on an article published in the SF Chronicle regarding the increase in pedestrian fatalities in 2007. Copy: Each Supervisor(124)

From Dr. Ahimsa Porter Sumchai, regarding mayoral campaign contributions.(125)

From Patrick Morris, commenting on excessive noise from chopper-style motorcycles in the Inner Sunset district.(126)

From Francisco Da Costa, commenting on Oakdale Public Housing.(127)

From Francisco Da Costa, commenting on Lennar Corporation and the Bayview Hunters Point Naval Shipyard. 8 letters(128)

From concerned citizen, regarding various issues.(129)

From Shannon L. Guerrero, commenting on the commercialization of the Golden Gate. Copy: Each Supervisor(130)

From Department of Public Health, submitting request for waiver of Administrative Code 14B for ARUP Laboratories, Inc.(131)

From Jody A. Gorran, submitting proposed legislation on climate change (Hybrid Swimming Pool Heating Act). Copy: Each Supervisor(132)

From James Chaffee, commenting on the Library Commission.(133)

From Christian Holmer, regarding an immediate disclosure request from the District Attorney. 2 letters(134)

From Christian Holmer, regarding an immediate disclosure request from the District Attorney regarding the Blue Angels. 5 letters(135)

From Bay Area Quality Management District, submitting the Bay Area Quality Management District's 2006 Annual Report.(136)

From Office of the Controller, regarding status on research into the need for, feasibility of, and fiscal impact of a dedicated and separately funded Office of Special Events in San Francisco. (Reference 20070814-009) Copy: Supervisor Dufty(137)

From Municipal Transportation Agency, submitting copy of letter to constituent regarding vehicle citations.(138)

From Election Commission, regarding the permanent appointment of Hans A. von Spakovsky to the Federal Elections Commission. Copy: Board of Supervisors(139)

From Marty Cepkaukas, commenting on the potential long term health concerns caused by WiFi electromagnetic fields. File 070077, Copy: Each Supervisor(140)

From John Polanskek, commenting on free speech. Copy: Each Supervisor(141)

From Kevin Montreuil, commenting on a recent homicide at United Nations Plaza. Copy: Supervisor Daly(142)

From James Chaffee, commenting on Proposition D, the Replacement of the Library Preservation Fund.(143)

From Christian Holmer, regarding an immediate disclosure request from various City departments. 2 letters(144)

From Designing Accessible Communities, commenting on an article published in the SF Chronicle regarding a new bus system.(145)

From Department of Elections, regarding purchase and use of uncertified ES&S AutoMARK machines. Copy: Each Supervisor(146)

From concerned citizens, commenting on San Francisco's golf courses. Copy: Each Supervisor, 2 letters(147)

APPOINTMENTS BY THE MAYOR

Sunshine Ordinance Taskforce
Harrison Sheppard
Conrad MacKerron

Relocation Appeals Board
Essie Webb
Carlos Borromeo
Albert Seto
Steven Lee
Harry Kim

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 For information, call (415) 554-5184.

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 554-4188.

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 and the Committee Room in City Hall are wheelchair accessible.

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

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, N and T (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 sof@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