

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

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

MEETING MINUTES

Tuesday, September 11, 2007 2:00 PM

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

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*

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee

Supervisors Peskin, Ammiano, Dufty

City and School District Select Committee

Supervisors Dufty, Mirkarimi, Maxwell, Commissioners Kim, Mendoza, Wynns

City Operations and Neighborhood Services Committee

Supervisors McGoldrick, Alioto-Pier, Jew

Government Audit and Oversight Committee

Supervisors Elsbernd, Alioto-Pier, Daly

Land Use and Economic Development Committee

Supervisors Maxwell, Sandoval, McGoldrick

Public Safety Committee

Supervisors Mirkarimi, Maxwell, Dufty

Rules Committee

Supervisors Ammiano, Elsbernd, Peskin

Meeting Days

Wednesday
1:00 PM

1st and 3rd Thursday
3:30 PM

2nd and 4th Thursday
1:00 PM

1st and 3rd Mondays
10:00 AM

Monday
1:00 PM

2nd and 4th Monday
10:00 AM

1st and 3rd Thursday
10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Volume 102 Number 30

Members Present: Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Ed Jew, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:04 p.m. On the call of the roll Supervisor Sandoval was noted absent.

There was a quorum.

Supervisor Sandoval was excused from today's meeting. (See Below)

Supervisor Sandoval Excused From Attendance

Supervisor Jew, seconded by Supervisor Ammiano, moved to excuse Supervisor Sandoval from attending today's meeting. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

APPROVAL OF MEETING MINUTES

Supervisor Dufty, seconded by Supervisor Mirkarimi, moved to approve the meeting Minutes for July 31, 2007, August 7, 2007 and August 14, 2007. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

CONSENT AGENDA

Recommendations of the City Operations and Neighborhood Services Committee

**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)

Resolution No. 497

ADOPTED

**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.

Resolution No. 494-07

ADOPTED

**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.

Resolution No. 493-07

ADOPTED

**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 1, 2007 to April 30, 2008, which includes a sub-contract with the San Francisco Bar Association's Homeless Advocacy Project (HAP) in the amount of \$59,620 for the same time period.

Resolution No. 499-07

ADOPTED

**071145 [Accept and Expend Regional Grant - Department of the Environment]
Mayor**

Resolution authorizing the Department of the Environment (SF Environment) to accept and expend grant funds, in the amount of \$44,000 from the Bay Area Air Quality Management District (BAAQMD) to convert one Prius hybrid vehicle into a Plug-In Hybrid Electric Vehicle for the purpose of public outreach and demonstration.

Resolution No. 500-07

ADOPTED

**071146 [Accept-Expend Regional Grant - Department of the Environment]
Mayor**

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$14,000.00 from Altamont Education Advisory Board to expand recycling and lunchroom composting programs at schools in San Francisco.

Resolution No. 501-07

ADOPTED

Recommendations of the Land Use and Economic Development Committee

**070213 [Planning - public review process for wireless telecommunications services facilities as accessory uses]
Supervisor Peskin**

Ordinance amending the Planning Code Section 311 and 312 to apply the public review processes for building permit applications in R and NC Districts to wireless telecommunications services facilities permitted as accessory uses under Article 2 of the Planning Code, making environmental findings, and making findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.

Ordinance No. 215-07

FINALLY PASSED

**070904 [Permits for communications companies and equipment]
Supervisor McGoldrick**

Ordinance amending Chapter 11, Article 1 of the San Francisco Administrative Code by amending Sections 11.1 and 11.9 to authorize state video franchise holders and personal wireless service carriers to obtain utility conditions permits, requiring persons installing personal wireless service facilities in the public rights-of-way to obtain personal wireless service facilities site permits, imposing fees for personal wireless service facilities site permits, and making environmental findings. (Public Works Department)

Supervisor McGoldrick requested to be added as sponsor.

Ordinance No. 214-07

FINALLY PASSED

Recommendation of the Public Safety Committee

**071134 [Accept-Expend Grant - Public Defender]
Supervisors Maxwell, Dufty**

Ordinance authorizing the Office of the Public Defender to accept and expend a grant in the amount of \$70,000 from the Zellerbach Family Foundation for a court alternative specialist position dedicated to working with the children of incarcerated parents (CIP).

PASSED, ON FIRST READING

Recommendations of the Rules Committee

**070505 [Expanding Post-Employment Restrictions For Senior Mayoral Staff and Board Aides]
Supervisor Peskin**

Ordinance amending section 3.234 of the San Francisco Campaign and Governmental Conduct Code to prohibit individuals who have served as senior staff members to either the Mayor or a member of the Board of Supervisors from communicating with any representative of the City with the intent to influence a government decision for one year after they terminate employment with the City.

Ordinance No. 218-07
FINALLY PASSED

**070884 [Reorganization of the Family Violence Council to concentrate on child abuse and elder abuse in addition to domestic violence]
Mayor, Supervisors Maxwell, Alioto-Pier**

Ordinance amending Article XIX of the San Francisco Administrative Code to change the focus of the Family Violence Council to include child abuse and senior/adult dependent abuse in addition to domestic violence; reducing the membership of the Council's steering committee from ten members to three members (the three co-chairs of the Council); reducing the membership of the Council from 45 members (35 of whom are selected by the Steering Committee and 10 of whom are specified public officials or directors of nonprofit agencies, or their designees) to 19 members (17 required members who are specified public officials or directors of nonprofit agencies, or their designees, and 2 of whom are optional, at-large members appointed by the Steering Committee); eliminating the advisory committee to the Council and assigning the duties currently performed by the advisory committee to the Council as a whole; and deleting that portion of the Ordinance that allows the Council to establish an Interagency Domestic Violence Death Review Team.

(No Economic Impact)

Ordinance No. 217-07
FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

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.

Motion No. M07-114

APPROVED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

**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]
Supervisor Mirkarimi**

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)

Supervisor Mirkarimi, seconded by Supervisor Ammiano, moved that this Ordinance be **AMENDED**. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 2 - Dufty, Sandoval

Supervisor Dufty was previously excused from voting on this matter.

Ordinance No. 216-07

FINALLY PASSED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 2 - Dufty, Sandoval

Recommendation of the Budget and Finance Committee**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.

Ordinance No. 212-07

FINALLY PASSED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin
Noes: 1 - Jew
Excused: 1 - Sandoval

Recommendation of the Government Audit and Oversight Committee

**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.

Supervisor McGoldrick, seconded by Supervisor Jew, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

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 for offenders over the age of eighteen where authorized by state law, and authorizing the Municipal Transportation Agency's Board of Directors to set the specific penalty and fee amounts.

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

Recommendation of the Land Use and Economic Development Committee

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)

Resolution No. 492-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

Recommendation of the Rules Committee

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)

Ordinance No. 213-07

FINALLY PASSED by the following vote:

Ayes: 7 - Ammiano, Daly, Dufty, Maxwell, McGoldrick, Mirkarimi, Peskin
Noes: 3 - Alioto-Pier, Elsbernd, Jew
Excused: 1 - Sandoval

Called from the City Operations and Neighborhood Services Committee

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.

Continued to September 18, 2007

Supervisor Dufty, seconded by Supervisor Ammiano, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Maxwell, McGoldrick, Mirkarimi, Peskin

Noes: 2 - Elsbernd, Jew

Excused: 1 - Sandoval

Board of Supervisors Sitting as a Committee of the Whole

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."

Supervisor Jew was previously excused from voting on this matter.

The President inquired as to whether any member of the public wished to address the Board members.

Mira Ingram

Sherry Grover

Rosaurai Kenyon

David Cohen

Male speaker

Karen Kircher

Michele Aldrich

Silvia Johnson

Denise Dorey

Toni Brock

Albert Blais

Pat Buskavich

Kevin Reid

Male speaker

Wayne Kiloff

Jon Martinell

Female speaker

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

Committee of the Whole Adjourn and Report Without Recommendation

**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."

Supervisor Alioto-Pier, seconded by Supervisor Daly, moved technical amendments and the addition of CEQA language.

Motion to amend passed without objection.

Supervisor Daly, seconded by Supervisor Ammiano, moved to amend on page 15, (3) by deleting "to the public" and adding "except where the Access Appeals Commission grants an unreasonable hardship."

Motion to amend passed without objection.

Supervisor Alioto-Pier, seconded by Supervisor Elsbernd, moved to amend on page 15, (2) by deleting "any ground floor service area must be."

To be considered on September 18, 2007

Supervisor McGoldrick, seconded by Supervisor Mirkarimi, moved various amendments.

To be considered on September 18, 2007

Supervisor Alioto-Pier, seconded by Supervisor Daly, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

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; (f) clarify the definition of "medical cannabis dispensary; and (g) adopting General Plan, Planning Code Section 101.1(b) and environmental findings."

Continued to September 18, 2007

Supervisor Alioto-Pier, seconded by Supervisor McGoldrick, moved that this Ordinance be CONTINUED AS AMENDED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

Board of Supervisors Sitting as a Committee of the Whole

- 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.

The President inquired as to whether any member of the public wished to address the Board members. There were none.

Continued to January 15, 2008

Supervisor Elsbernd, seconded by Supervisor McGoldrick, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Duffy, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

Committee of the Whole Adjourn and Report Without Recommendation

- 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.)

Continued to January 15, 2008

Supervisor Elsbernd, seconded by Supervisor McGoldrick, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Duffy, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

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

Privilege of the Floor

Supervisor McGoldrick, seconded by Supervisor Alioto-Pier, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Duffy, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

Supervisor McGoldrick introduced, welcomed and presented a Certificate of Honor to Sisters of Mercy, Sr. Barbara Henry, RSM, in recognition of the celebration of St. Mary's Hospital 100th Anniversary.

Supervisor McGoldrick introduced, welcomed, and presented a Certificate of Honor to the "Mayor of 4th Avenue."

SPECIAL ORDER 3:30 P.M.

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.)

The President inquired as to whether any member of the public wished to address the Board members.

Continued to October 16, 2007

Supervisor Mirkarimi, seconded by Supervisor McGoldrick, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Duffy, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

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.)

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.

Continued to October 16, 2007

Supervisor Mirkarimi, seconded by Supervisor McGoldrick, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Duffy, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

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.

Continued to October 16, 2007

Supervisor Mirkarimi, seconded by Supervisor McGoldrick, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

SPECIAL ORDER 4:00 P.M.

Supervisor Dufty was noted absent at 4:07 p.m.

Supervisor Dufty was noted present at 4:25 p.m.

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.)

The President inquired as to whether any member of the public wished to address the Board members.

Silvia Johnson

The President declared the public hearing closed.

Supervisor Elsbernd, seconded by Supervisor Jew, moved that this Hearing be TABLED. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Dufty
Excused: 1 - Sandoval

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.)

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.

Supervisor Elsbernd, seconded by Supervisor Jew, moved that this Motion be TABLED. The motion carried by the following vote:

- Ayes: 9 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
- Absent: 1 - Duffy
- Excused: 1 - Sandoval

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.

Supervisor Elsbernd, seconded by Supervisor Jew, moved that this Motion be TABLED. The motion carried by the following vote:

- Ayes: 9 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
- Absent: 1 - Duffy
- Excused: 1 - Sandoval

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.

Supervisor Elsbernd, seconded by Supervisor Jew, moved that this Motion be TABLED. The motion carried by the following vote:

- Ayes: 9 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
- Absent: 1 - Duffy
- Excused: 1 - Sandoval

SPECIAL ORDER 4:00 P.M.

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.)

The President inquired as to whether any member of the public wished to address the Board members.

Continued to September 25, 2007

Supervisor Elsbernd, seconded by Supervisor Ammiano, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

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.)**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.

Continued to September 25, 2007

Supervisor Elsbernd, seconded by Supervisor Ammiano, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

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.

Continued to September 25, 2007

Supervisor Elsbernd, seconded by Supervisor Ammiano, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

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.

Continued to September 25, 2007

Supervisor Elsbernd, seconded by Supervisor Ammiano, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

SPECIAL ORDER 4:30 P.M.

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.)

The President inquired as to whether any member of the public wished to address the Board members.

Jesse Fink and Brian McCann; Appellants

Male speaker; support of the appellant

Jack Charis; support of the appellant

Max; support of the appellant

Emir Sparrow; support of the appellant

Kristin Chu; support of the appellant

Megan Lynch; support of the appellant

Gail Sabin; support of the appellant

Marilyn Hoffman; support of the appellant

Lolita S.; support of the appellant

Anna Dorian; support of the appellant

Andrea Little; support of the appellant

David Grey; support of the appellant

Female speaker; support of the appellant

Marita; support of the appellant

Micki May; support of the appellant

Diana Maris; support of the appellant

Mr. Rothstein; support of the appellant

Female speaker, Representative of the Industrial Workers Union; support of the appellant

Female speaker; support of the appellant

Tosh Chang; support of the appellant

Randy Berkevits; support of the appellant

Michael Bean; support of the appellant

Mayor of 4th Avenue; support of the appellant

Catherine Roberts; support of the appellant

Silvia Johnson; support of the appellant

David Tornhower; support of the appellant

Ron Miguel; support of the appellant

Tara Sullivan-Lehane, Representative of the Planning Department reviewed with the Board the Planning Commission's recommendation.

Leon Abrams; Starbucks Coffee; project sponsor

David Hellar; support of the project sponsor

Female speaker; support of the project sponsor

Colin Schmidt, Bay Area Scores; support of the project sponsor

Nancy Healy; support of the project sponsor

Katie McCann; support of the project sponsor

Joseph Norris; support of the project sponsor

Female speaker; support of the project sponsor

Mary Jane Cordova; support of the project sponsor

Female speaker; support of the project sponsor

Amos Brian; support of the project sponsor

Lisa Durs Disola; support of the project sponsor

Erica Mapes; support of the project sponsor
 Male speaker; support of the project sponsor
 Dean Tirchee; support of the project sponsor
 Dan Wall; support of the project sponsor
 Tracy Wilhelm; support of the project sponsor
 Doug Donalon, SF Toyota; support of the project sponsor
 Jack Shaw; support of the project sponsor
 Ken Cleveland; support of the project sponsor
 John Horton, President of SF Toyota; support of the project sponsor
 Scott Bates; support of the project sponsor
 Steven Lee; support of the project sponsor
 Karen Vance; support of the project sponsor
 Ben Grams; support of the project sponsor
 Richard Gondianggo; support of the project sponsor
 Liz Cappurro; support of the project sponsor
 Steven Gard; support of the project sponsor
 Female speaker; support of the project sponsor
 Jane Moyer; support of the project sponsor
 Tina Essijian; support of the project sponsor
 Ron Rage; support of the project sponsor
 Liz McFarland; support of the project sponsor
 Leslie; support of the project sponsor
 Kim Witson, Starbucks Executive; support of the project sponsor
 Paul Epstein, PAR; support of the project sponsor
 Edmond Edmond; support of the project sponsor

Rebuttal Period: Jesse Fink and Brian McCann, Appellants

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

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

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.

Supervisor McGoldrick, seconded by Supervisor Ammiano, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin
 Noes: 1 - Jew
 Excused: 1 - Sandoval

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.

Motion No. M07-115

Supervisor McGoldrick, seconded by Supervisor Ammiano, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin
 Noes: 1 - Jew
 Excused: 1 - Sandoval

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.

Motion No. M07-116

Supervisor McGoldrick, seconded by Supervisor Ammiano, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

ROLL CALL FOR INTRODUCTIONS

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.

*Abdullah Megaheed; expressed concern with issues relating to homeless shelters
James Chaffee; expressed concern with issues relating to the SF Public Library
Ray Hatrz; expressed concern with issues relating to the City Attorney's Office
Female speaker; expressed concern with issues relating to the Trans Bay tower
Stephen Woosly; expressed concern with issues relating to Coit Tower
Eugene Gordon, Jr.; expressed concern with issues relating to violations of human rights
Walter; shared with the Board in song certain issues
John di Donna; expressed concern with issues relating to the Middle East War
Ellen Egberg; expressed support for the SF Public Library
Male speaker; expressed concern with issues relating to blood testing for toxic chemicals
Viki Lightner; support of Item 43 a Resolution to halt the annual Blue Angels air show in San Francisco
Male speaker; support of Item 43 a Resolution to halt the annual Blue Angels air show in San Francisco
Mike; support of Item 43 a Resolution to halt the annual Blue Angels air show in San Francisco
Mike Ryan; support of Item 43 a Resolution to halt the annual Blue Angels air show in San Francisco
Silvia Johnson; expressed concern with general issues in San Francisco
Male speaker; support of Item 43 a Resolution to halt the annual Blue Angels air show in San Francisco
Female speaker; support of Item 43 a Resolution to halt the annual Blue Angels air show in San Francisco
Buck Shaw; support of Item 43 a Resolution to halt the annual Blue Angels air show in San Francisco*

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.

**071213 [Legislative Analyst Request - Office of Special Events]
Supervisors Dufty, Alioto-Pier**

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.

Supervisor Alioto-Pier requested to be added as a co-sponsor.

Motion No. M07-113

APPROVED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

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.

**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 Keefe; for the period of September 1, 2007 through August 31, 2008.

Resolution No. 496-07

ADOPTED

**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.

Resolution No. 498-07

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

Severed From the Without Committee Reference Agenda

Supervisor Daly requested that this matter be severed so that it might be considered separately.

Supervisor McGoldrick Excused From Voting

Supervisor Elsbernd, seconded by Supervisor Alioto-Pier, moved to excuse Supervisor McGoldrick, at his request, because of possible conflict of interest, from voting. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, Mirkarimi, Peskin
Excused: 2 - McGoldrick, Sandoval

**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.

Supervisor Daly, seconded by Supervisor Mirkarimi, moved to continue this matter to September 18, 2007.

Supervisor Elsbernd moved to refer this matter to Committee.

REFERRED to the Government Audit and Oversight Committee.

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). For such resolutions to be considered, the Board must first adopt the following two motions.

[Purely Commendatory Finding]

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

Supervisor Maxwell, seconded by Supervisor Mirkarimi, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

[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.

Supervisor Maxwell, seconded by Supervisor Mirkarimi, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

**071279 [Commending Teodoro C. Ildefonso]
Supervisor Maxwell**

Resolution commending Teodoro C. Ildefonso on his 100th birthday and declaring September 11, 2007 "Teodoro C. Ildefonso" day in San Francisco.

Resolution No. 495-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

**071290 [Filing of Mass Mailings Paid for with Independent Expenditures]
Supervisor Daly**

Ordinance amending the Campaign and Governmental Conduct Code by amending section 1.161 and repealing section 1.162 to require persons making independent expenditures to pay for mass mailings that support or oppose candidates for City elective office to file those mailings and itemizations of costs with the Ethics Commission.

9/11/07, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 10/12/2007.

**071291 [Height Limits: Exemption in C-3-G Zoning District]
Supervisor Daly**

Ordinance amending the San Francisco Planning Code by amending subsection 260(b) by adding subsection 260(b)(1)(A)(i) to allow mechanical equipment and screening changes that do not exceed three additional feet in height and do not contain new occupiable floor space in any C-3-G Zoning District; and adopting findings.

9/11/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 10/12/2007.

**071292 [Downtown Residential Zoning Districts]
Supervisor Daly**

Ordinance amending the Planning Code by repealing Section 825.1 and amending Planning Code Sections 135, 309.1, 318.3, 809, 825 and 827 to apply many of the provisions of Rincon Hill Downtown Mixed Use Zoning District to all Downtown Residential Districts and to add design requirements to enhance the pedestrian environment.

9/11/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 10/12/2007.

**071293 [Delegate authority to execute Solar Plant Generating Facility Interconnection Agreements]
Supervisor Mirkarimi**

Ordinance authorizing the General Manager of the San Francisco Public Utilities Commission to execute a Generating Facility Interconnection Agreement (GFIA), and Export Addendum, with Pacific Gas and Electric Company for solar projects on City property without seeking prior Board of Supervisors' authorization pursuant to Charter Section 9.118 for each GFIA, subject to limitations on the terms of the GFIA.
9/11/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**071294 [Climate Change Goals and Action Plan]
Supervisor Mirkarimi**

Ordinance amending the San Francisco Environment Code by adding Chapter 9, Sections 900 through 908, to establish City greenhouse gas emissions targets and departmental action plans, to authorize the Department of the Environment to coordinate efforts to meet these targets, and to make environmental findings.
9/11/07, ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 10/12/2007.

**071296 [Appropriating \$200,000 of General Fund Reserve to General City Responsibility for Hurricane Relief in Nicaragua]
Supervisors Daly, Ammiano**

Ordinance appropriating \$200,000 from the General Fund Reserve to General City Responsibility for hurricane relief in Nicaragua for Fiscal Year 2007-2008.

(Fiscal Impact.)

9/11/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**071299 [Updating a statutory reference in provision regarding settlement of minors' claims]
Supervisor Peskin**

Ordinance amending the San Francisco Administrative Code by amending Section 10.22-1, to update a statutory reference in a Code provision regarding the settlement of claims made against the City by minors.
9/11/07, RECEIVED AND ASSIGNED to Rules Committee.

**071300 [Approving Agreement with Northern California Joint Pole Association]
Supervisor Peskin**

Ordinance approving an agreement between the City and County of San Francisco and the Northern California Joint Pole Association for a term potentially in excess of ten years and indemnifying the Northern California Joint Pole Association and its members from certain third-party claims for personal injury or property damage, and waiving certain requirements of the San Francisco Administrative Code with respect to the agreement.
9/11/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**071301 [Changing local building standards related to elevators for specified high-rise structures]
Supervisor Peskin**

Ordinance amending the San Francisco Fire Code by amending Section 9001.1.4 to exempt certain high-rise structures having a fire-safe elevator from requirements for a self-contained breathing air replenishment system; amending the San Francisco Fire Code by adding Section 9001.15 to change local building standards to require that certain high-rise structures include an elevator safe for Fire Department use under fire conditions; making findings as to local conditions pursuant to California Health and Safety Code Section 17958.7; and making environmental findings.

9/11/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 10/12/2007.

Resolutions

**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. 8/14/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

9/11/07, REFERRED to Government Audit and Oversight Committee. Supervisor Daly, seconded by Supervisor Mirkarimi, moved to continue this matter to September 18, 2007.

Supervisor Elsbernd moved to refer this matter to Committee.

**071258 [Urging the Golden Gate Bridge, Highway and Transportation District to Oppose the Golden Gate Bridge Partnership Program]
Supervisors McGoldrick, Maxwell, Mirkarimi**

Resolution urging the Golden Gate Bridge, Highway and Transportation District Board of Directors to Oppose the Golden Gate Bridge Partnership Program which would allow for the continued degradation of our public spaces by sanctioning, among other things, the placement of corporate logos on way-finding signage, posters, kiosks, and displays on Golden Gate Bridge property.

9/11/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee. Sponsor requests that the item be scheduled at the City Operations and Neighborhood Services Committee on September 13, 2007.

**071279 [Commending Teodoro C. Ildefonso]
Supervisor Maxwell**

Resolution commending Teodoro C. Ildefonso on his 100th birthday and declaring September 11, 2007 "Teodoro C. Ildefonso" day in San Francisco.

9/11/07, ADOPTED.

**071289 [STOP Intersections]
Supervisor Alioto-Pier**

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Alhambra Street and Mallorca Way, stopping Alhambra Street, making this intersection an all-way STOP.
9/11/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

**071295 [Solar Power Projects Long Term Interconnection Agreements]
Supervisor Mirkarimi**

Resolution authorizing the San Francisco Public Utilities Commission General Manager to enter into long term interconnection agreements for photovoltaic power plants projects on City buildings, pursuant to San Francisco Charter Section 9.118.

9/11/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**071297 [Grant funds to support comprehensive drug court implementation]
Supervisor Dufty**

Resolution authorizing the San Francisco Department of Public Health (DPH) to retroactively accept and expend a grant in the amount of \$287,177 from the California Department of Alcohol and Drug Programs (DADP) to plan and implement a dependency drug court that works across city departments; for the period of July 1, 2007 to December 31, 2007.

9/11/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**071298 [Approval of Modification No. 6 to Lease and Use Agreement L-82-0134 with Alaska Airlines, Inc. at San Francisco International Airport]
Supervisor Dufty**

Resolution approving and authorizing the execution of Modification No. 6 to the Lease and Use Agreement L-82-0134 with Alaska Airlines, Inc., to realign terminal space in Terminal 1 of San Francisco International Airport.

9/11/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**071303 [CalHome Application]
Mayor**

Resolution authorizing the Mayor's Office of Housing to accept and expend \$1,000,000 from the California Department of Housing and Community Development and to execute any related documents necessary to participate in the CalHome Program.

9/11/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

**071304 [Accept-Expend Federal/State Pass Through Grant - Department of Public Library]
Mayor**

Resolution authorizing the Department of Public Library to accept and expend a grant in the amount of \$13,398 from the California State Library as part of the Federal Library Services and Technology Act (LSTA) for reimbursing tuition expenses of library employees pursuing a degree or certificate in library science at an institution of higher education.

9/11/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**071305 [Declaring October 11, 2007 as Eleanor Roosevelt Day]
Supervisors Ammiano, Mirkarimi, Maxwell, Daly, McGoldrick, Alioto-Pier, Peskin, Dufty**

Resolution declaring October 11, 2007 as Eleanor Roosevelt Day and commending her for her contributions to women's and human rights.

9/11/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**071306 [Supporting the medical practice of acupuncture and Oriental Medicine Study programs]
Supervisor Ammiano**

Resolution supporting the medical practice of acupuncture and the National Oriental Medicine Accreditation Agency and the creation of Doctor of Oriental Medicine Study programs in the California State university System and University of California medical System.

9/11/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**071307 [Iraq Moratorium]
Supervisors Ammiano, Daly**

Resolution endorsing the Iraq Moratorium's demands to stop the war and bring the troops home.

9/11/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**071308 [Declaring September 2007 as Reentry Month]
Supervisor Mirkarimi**

Resolution declaring the month of September 2007 as Reentry month in the City and County of San Francisco.

9/11/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**071309 [Commending the Brotherhood Way Interfaith and Residential Community]
Supervisor Elsbernd**

Resolution commending the Brotherhood Way Interfaith and Residential Community for their annual Vigil Service of Remembrance for Victims of War and Terrorism.

9/11/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**071310 [Approval of Addendum to Port Lease for Living Classroom at Heron's Head Park]
Supervisor Maxwell**

Resolution approving an Addendum to Lease No. 13816 with Literacy for Environmental Justice for Construction, Maintenance, and Operation of a Living Classroom Building at Heron's Head Park.
9/11/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**071311 [Java House Café, LLC Lease]
Mayor**

Resolution approving Port Commission Lease No. 14100 with Java House, LLC, a lease with a fifteen (15) year term for certain real property located at Pier 40½ in the City and County of San Francisco at rents starting at the higher of \$2,045.00 per month or 7.5% of tenant's gross revenues.
9/11/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**071313 [Lights Out San Francisco]
Supervisors McGoldrick, Alioto-Pier, Peskin**

Resolution to support extinguishing all non-essential lighting in all city government buildings, public schools and public landmarks for the hour between 8:00 PM and 9:00 PM on October 20, 2007 to conserve energy as part of the city-wide energy conservation event: Lights Out San Francisco, and establishing October 20, 2007 as Lights Out San Francisco Day.
9/11/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

**071282 [St. Luke's Hospital]
Supervisor Alioto-Pier**

Hearing to seek information regarding St. Luke's Hospital and the California Pacific Medical Center's plans regarding same and the impact of those plans on San Francisco's health care infrastructure. The hearing will also explore in detail the future of St. Luke's and any plans to eliminate or reorganize services either prior to or upon the completion of the proposed Cathedral Hill location. In addition, the hearing will examine how potential changes to the services provided at St. Luke's will impact the residents of south of Market Street and whether there are any plans to ensure that St. Luke's is in compliance with the California Seismic Safety Act.
9/11/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**071283 [Tax on Transient Occupancy of Hotel Rooms - "Permanent Resident Exemption" - Regulation No. 1.504.2]
Supervisor Alioto-Pier**

Hearing on the Tax on Transient Occupancy of Hotel Rooms - "Permanent Resident Exemption" - Regulation No. 1.504.2. The hearing will explore the unintended consequences of this decision, including the loss of revenue to the City when the airlines inevitably move their crews to another location in the Bay Area where room rates are more competitive.
9/11/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**071284 [Implementation of AB 2745]
Supervisor Ammiano**

Hearing on the implementation of AB 2745.
9/11/07, RECEIVED AND ASSIGNED to Rules Committee.

**071285 [Implementation and Enforcement of Gang Injunctions]
Supervisor Daly**

Hearing on changes to San Francisco Police Department policy related to the implementation and enforcement of the gang injunction. How has deployment changed as a result of the injunction? How did individuals get placed on the gang injunction list? How many adult individuals with only juvenile convictions have been placed on the gang injunction list? How do individuals get off the injunction list?
9/11/07, RECEIVED AND ASSIGNED to Public Safety Committee.

**071286 [Status of the November 2007 election]
Supervisor Elsbernd**

Hearing on the status of the November 2007 election.
9/11/07, RECEIVED AND ASSIGNED to Rules Committee.

**071287 [Police District Station Boundaries and Foot Patrols]
Supervisor Mirkarimi**

Hearing to gather initial public input regarding the review of police district station boundaries and the foot patrol pilot program evaluation.
9/11/07, RECEIVED AND ASSIGNED to Public Safety Committee.

**071288 [Oceanview Recreation Center]
Supervisor Sandoval**

Hearing to discuss the construction delays for the new Oceanview Recreation Center with the Recreation and Park Department. The Department shall provide the following information: 1) The status of the project including the causes of construction delays. 2) A breakdown of all additional costs the department has incurred as a result of these delays. 3) The amount of liquidated damages that can be charged against the contractor pursuant to the construction contract. 4) How the Department plans on using the funds collected from the contractor. Also requesting that the Controller's Office investigate this issue and report back on the liquidated damages which the City can charge the developer and whether there are any legal restraints on the use of those funds.
9/11/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Motions

- 071302 [Amending the Board's Rules to require a Supervisor request an item be heard at committee prior to calling it to be heard at the Full Board]**
Supervisor Peskin

Motion amending Rule 5.31 to the Board of Supervisors' Rules of Order, to require a Supervisor request a hearing at a Committee of the Board before calling an item to be heard before the full Board of Supervisors. 9/11/07, RECEIVED AND ASSIGNED to Rules Committee.

- 071312 [Confirmation of Human Resources Director]**
Mayor

Motion confirming appointment of Micki Callahan as Human Resources Director. 9/11/07, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED ORDINANCES

- 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)

8/14/07, RECEIVED AND ASSIGNED to Rules Committee.

- 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)

8/20/07, RECEIVED AND ASSIGNED to Budget and Finance 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)

8/14/07, 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)

8/14/07, 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)
8/27/07, 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)
8/29/07, 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)
8/29/07, 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)
8/31/07, 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)
8/31/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 10/1/2007.

PROPOSED RESOLUTIONS

- 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)
8/10/07, 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.)
8/13/07, 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.)
8/13/07, 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.)

8/13/07, 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)

(Fiscal Impact.)

8/23/07, 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)

8/29/07, 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)

8/30/07, 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)

8/31/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the public property located at the following locations:

Emergency Boxes:

·Southwest corner of Cole and Waller

·Northeast corner Divisadero and Fell

·Southwest corner of Gough and Oak

Fire Hydrant

·Northeast corner of Haight and Ashbury

·Southwest corner of Haight and Ashbury

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting that the Department of Parking and Traffic report on the status of removing graffiti or repairing signs on the DPT property at the following locations:

Graffiti

·"STOP SIGN" at Southeast Central and Haight

·"STOP SIGN" at Southeast Waller and Ashbury

·"STOP SIGN" at Southeast Waller and Clayton

·"STOP SIGN" at Southeast Grove and Laguna

·No Parking Sign in front of 1485 Haight Street

·"No Pedestrian Crossing" sign at the southwest corner of Geary and Steiner

·"No Pedestrian Crossing" sign at the northwest corner of Hayes and Gough

Repair

·Street Cleaning sign needs replacement (not readable) in front of 1449 Page

·Residential Permit Parking sign falling at 2685 California

MUNI Signs and Poles

·Southbound Stop to Haight and Hayes

·MUNI poles at Central and Stanyan

·MUNI poles at Buena Vista East and Buena Vista West

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting that the Department of Parking and Traffic report on the status of removing graffiti on the parking signs located on both sides of the street (unless otherwise noted), at the following locations:

·Oak between Webster and Gough

·Laguna between Geary and Ellis

·Page between Masonic and Ashbury

·Masonic between Haight and Hayes

·Waller between Clayton and Cole

·Fredreick between Cole and Stanyan

·Stanyan between Haight and Oak (including poles)

·Fillmore between Fulton and Oak

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of cleaning the median along:

·Geary between Divisadero and Steiner

·Webster between Geary and Grove

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the sidewalk corners of Haight and Broderick.

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting that the Department of Public Works report on the status of trimming the vegetation and cleaning the debris along the tunnel dividers along Geary street between Webster and Steiner.

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting that the Department of Public Works report on the status of replacing the removed garbage cans at the following locations:
·Corner of Belvedere and Waller
·Southeast corner of Haight and Clayton
·Southwest corner of Haight and Ashbury

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti at the following property locations:

- 254 Divisadero
- 901 Haight
- 2106 Bush
- ARCO sign post - ARCO at the Southeast corner of Divisadero and Fell

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing the graffiti from mailboxes and garbage cans at the following locations:

Mailboxes

- Southwest corner of Haight and Belvedere
- Northeast corner of Haight and Stanyan
- Northwest corner of Turk and Divisadero

Garbage Cans

- Northwest corner of Oak and Baker
- Northwest corner of Hayes and Masonic
- Near 1350 Haight in front of DeVila School
- Southeast corner of Central and Haight
- Southeast corner of Divisadero and Oak
- Southwest corner of Divisadero and Ellis
- Buchanan and Page in the Koshland Park Playground

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from news stands at the following locations:

Advertiser

- Southeast corner of Buena Vista West
- Chronicle
- Southeast corner Fell and Buchanan
 - Northeast corner of Haight and Ashbury
 - In front of 1429 Haight
 - Southeast corner of Haight and Masonic

- Southeast corner of Haight and Divisadero
- Southwest corner of Ashbury and Hayes
- Guardian
- Southeast corner of Fillmore and Geary
- Southeast corner of Ashbury and Hayes
- Southeast corner of Haight and Ashbury
- SF Weekly
- Southeast corner Haight and Stanyan
- The Record
- Southeast corner of Haight and Cole

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the public property located at the following locations:

Phone Booths

- PacBell booth at the Southwest corner of Divisadero and Haight.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing the graffiti from phone switch boxes at the following locations:

Phone Switch Box

- Southeast corner of Shrader and Hayes
- Southwest corner of Hayes and Cole

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of repairing multiple potholes at the following locations:

Potholes

- 719 Fillmore
- Northeast corner of Ellis and Buchanan
- Turk and Fillmore in the crosswalk at south end of intersection
- 242 Divisadero

From: Supervisor Mirkarimi

To: Director, Public Utilities Commission

Requesting/Inquiring: Requesting requests that the Public Utilities Commission report on the status of removing graffiti at the following locations:

Metal Poles

- Haight Street between Octavia and Buchanan
- All corners of Haight and Ashbury
- All corners of Masonic and Ashbury
- 950 Haight
- Both sides of the street on Haight Street Buena Vista East and Buena Vista West
- Bottom of poles between Central and Clayton
- Northeast corner of Stanyan and Hayes
- Both sides of the 1900 and 2000 block of Hayes
- All corners of Haight and Fulton

Wooden Poles

- Northwest corner of Gough and Ivy
- 1800 Hayes

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of repairing curbs

and sidewalks at the following locations:

Curbs

- 1436 Haight in front of tree well
- Southeast Webster and Ellis

Sidewalk

- Southwest corner of Webster and Turk the sidewalk is buckling due to trees. One tree on Webster and one tree on Turk
- 510 Filmore

From: Supervisor Ammiano

To: Director, Planning Department

Requesting/Inquiring: There is marked decrease in confidence in mine and other districts that the Planning Department is not addressing the concerns of the community with respect to the Eastern Neighborhoods plan. Many groups who have been parties to the process from the beginning are nearly ready to jump ship in protest. Before all these years of planning and community input go down the drain, what will the department do to ensure that public faith is restored to this process?

From: Supervisor Ammiano

To: Director, San Francisco Police Department

To: Director, Controller's Office

Requesting/Inquiring: The SFPD is currently undergoing a Performance Evaluation Review (PER) through the good offices of the Controller and their consultant. The review sets out to evaluate the organization, the structure, and perhaps most importantly: the culture of our Police department. In conjunction with this study, I recommend and request that the Department and the Controller's Office re-examine the current strategic approach of rotating Captains every 2 years on the basis of whether or not such a policy is conducive to the best practices of community policing.

From: Supervisor Ammiano

To: Director, Municipal Transportation Agency

To: Director, Department of Telecommunications and Information Services

Requesting/Inquiring: MUNI was recently awarded \$50M in UPA funds to expand SF-GO's fiber network. How will the City's fiber network be expanded in a way that meets the grant requirements, BUT most importantly, which concretely furthers the citywide recommendations from Columbia Telecom's (CTC) report?

From: Supervisor Elsbernd

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to investigate the possibility of installing a traffic mirror at the foot of the alley at Kensington and Ulloa.

From: Supervisor McGoldrick

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft legislation to convene an interdepartmental working group to coordinate the installation of fiber optic cable, electrical cable, and other underground infrastructure. (See attached)

From: Supervisor McGoldrick

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft a Charter Amendment for the June ballot that would change the nature of membership to the San Francisco Municipal Transportation Agency Board of Directors from an appointed basis to an elected basis. The positions could be structured any number of ways, but will ensure a Board in charge of an annual budget of millions of dollars is accountable to the citizens of San Francisco.

From: Supervisor Dusty

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to answer questions about the recently approved Memorandum of Understanding (MOU) between the City and the San Francisco Police Department, adopted

by the Board of Supervisors on July 10, 2007. (See letter attached).

In Memoriams

Olga Rose - Entire Board

Bill Sorro - Entire Board

Peter Gilmore Gray - Supervisor Elsbernd

Daniel Patrick Murphy - Supervisor Elsbernd

Tony Cassidy - Supervisor Elsbernd

George John Landis - Supervisor Peskin

Judge Lawrence S. Mana - Supervisor Peskin

ADJOURNMENT

There being no further business, the Board, adjourned at the hour of 7:59 p.m.

Angela Calvillo, Clerk of the Board

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on October 2, 2007.



Angela Calvillo
Clerk of the Board