

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, December 12, 2006 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
Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee

Supervisors Daly, Dufty, Peskin

City and School District Select Committee

Supervisors Ammiano, Maxwell, Commissioners Chin, Kelly, Wynns

City Operations and Neighborhood Services Committee

Supervisors McGoldrick, Dufty, Jew

Government Audit and Oversight Committee

Supervisors Ammiano, Alioto-Pier, Peskin

Land Use and Economic Development Committee

Supervisors Maxwell, Sandoval, McGoldrick

Rules Committee

Supervisors Mirkarimi, Elsbernd, Ammiano

Select Committee on Ending Gun and Gang Violence

Supervisors Maxwell, Mirkarimi, Ammiano

Meeting Days

Wednesday
1:00 PM

2nd Monday (Bi-monthly)
4:00 PM

1st and 3rd Monday
1:00 PM

2nd and 4th Monday
1:00 PM

Wednesday
1:00 PM

Thursday
10:00 AM

1st and 3rd Monday
10:00 AM

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

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

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:05 p.m. On the call of the roll all Supervisors were noted present.

There was a quorum.

APPROVAL OF MEETING MINUTES

Supervisor Ammiano, seconded by Supervisor Mirkarimi, moved to approve the November 7, 2006 and November 14, 2006 Board Meeting Minutes. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Duffy, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

061581 [Accept-Expend Federal Pass Through Grant - Department of Emergency Management]
Mayor

Ordinance authorizing the Department of Emergency Management to accept and expend a federal pass through grant in the amount of \$1,667,904 from the United States Department of Homeland Security through the Governor's Office of Homeland Security under three grant programs: the State Homeland Security Program (SHSP), the Law Enforcement Terrorism Prevention Program (LETPP), and the Metropolitan Medical Response System (MMRS), and incorporating an amendment to the Annual Salary Ordinance to provide for the extension of certain grant-funded positions.

Ordinance No. 303-06
FINALLY PASSED

**061582 [Grant of Federal Homeland Security Funds]
Mayor**

Ordinance authorizing the Department of Emergency Management to accept and expend a grant of \$22,656,000 in funds from the United States Department of Homeland Security through the California Office of Homeland Security under the Urban Area Security Initiatives Program, and incorporating an amendment to the Annual Salary Ordinance to provide for the extension of certain grant-funded positions.

**Ordinance No. 304-06
FINALLY PASSED**

**061427 [Departmental Efficiency Plans]
Mayor, Supervisor Peskin**

Ordinance amending San Francisco Administrative Code by amending Section 88.4 and repealing Sections 88.5, 88.6, 88.7 and 88.8, to streamline the requirements for departmental efficiency plans.

**Ordinance No. 307-06
FINALLY PASSED**

061479 [Airport Concession Lease]

Resolution approving Amendment No. 6 to the Post-Security Master Retail/Duty Free Concession in the New International Terminal Building Lease No. 99-0035 between DFS Group, L.P. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

**Resolution No. 703-06
ADOPTED**

**061531 [Appropriating \$162,000,000 of Certificates of Participation revenue to purchase and make improvements to three buildings for the City Administrator's Office for Fiscal Year 2006-2007]
Mayor, Supervisor Peskin**

Ordinance appropriating \$162,000,000 of Certificates of Participation (COPs) revenue to purchase two buildings, including \$96,355,000 for 1 South Van Ness and \$51,160,000 for 1650 Mission, \$6,130,000 for improvements to 30 Van Ness, and \$8,355,000 for contingency changes in market conditions for the Office of City Administrator for Fiscal Year 2006-2007. Additionally, authorizing the advance of \$2,721,727 from the Reserve for Rainy Day – One-Time Account to the City Administrator for improvements to these buildings in advance of the COPs sale, which shall be reimbursed upon receipt of the COPs proceeds.

(Fiscal Impact.)

**Ordinance No. 310-06
FINALLY PASSED**

**061562 [Amending the Working Families Credit Program and the Working Families Credit Fund]
Mayor**

Ordinance amending the San Francisco Administrative Code by renumbering section 10.100-347 to 10.100-79 and amending Sections 12S.1 and 10.100-79 to establish that: 1) the Working Families Credit Program and the Working Families Credit Fund are administered by the Human Services Agency (HSA); 2) incentive payments may be calculated based on a flat rate; and 3) HSA may enter into agreements with private industries to provide other discounted services or products to program participants.

**Ordinance No. 308-06
FINALLY PASSED**

**061569 [Sole Source Designation of Professional Services Contracts for Health and Behavioral Health Services and Support]
Supervisor Peskin**

Ordinance amending the San Francisco Administrative Code to add Section 21.42, approving the sole source designation of professional services contracts for health and behavioral services and support by the San Francisco Health Commission, where such services are provided by non-profits.

**Ordinance No. 309-06
FINALLY PASSED**

**061607 [Public Employment - Children and Families Commission, First 5 San Francisco Commission]
Supervisor Mirkarimi**

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of a 9774, Senior Community Development Specialist I, in the Children and Families Commission, First 5 San Francisco Commission.

**Ordinance No. 306-06
FINALLY PASSED**

**061568 [Ratification of prior professional service contracts for health and behavioral health services and approval of three year extensions]
Supervisor Peskin**

Resolution ratifying prior professional service contracts for the San Francisco Department of Public Health for health and behavioral health services and approving three year extensions.

(Fiscal Impact.)

**Resolution No. 702-06
ADOPTED**

**061597 [Accept and Expend State Water Resources Control Board Grant Funds]
Supervisor Elsbernd**

Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a State Water Resources Control Board Grant in the amount of \$202,500 for the development of a Pilarcitos Creek Integrated Watershed Management Plan.

Resolution No. 704-06

ADOPTED

**061561 [Recreation and Park-Golden Gate Park AB 716 Grant Funds]
Mayor**

Resolution authorizing the Recreation and Park Department to re-appropriate \$527,221 of Proposition 40, AB 716 Grant Program funds from the Urban Forestry Yard project to the South Murphy Windmill Project.

(Fiscal Impact.)

Resolution No. 705-06

ADOPTED

**061598 [Accept-expend State Grant Funds available under the California Cultural and Historical Endowment to fund the South Murphy Windmill Restoration Project]
Supervisor McGoldrick**

Resolution authorizing the San Francisco Recreation and Parks Department to accept and expend a grant in the amount of \$488,411 for the restoration of the South Murphy Windmill, under Proposition 40 California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 administered by the California State Library, California Cultural and Historical Endowment.

Resolution No. 706-06

ADOPTED

**061604 [Reprogram and Expend Federal Community Development Block Grant and Emergency Shelter Grant Funds]
Supervisor Dufty**

Resolution approving the reprogramming and expenditure of One Hundred Twenty-One Thousand Two Hundred and Fifty Dollars (\$121,250.00) of Community Development Block Grant funds and Fifty Thousand Dollars (\$50,000.00) of Emergency Shelter Grant funds.

Resolution No. 707-06

ADOPTED

Recommendations of the City Operations and Neighborhood Services Committee

**061433 [Accept-Expend Bayview Hunters Point Farmers' Market Grant]
Supervisor Maxwell**

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$19,250 from Clear Focus Coaching, Inc., for the purpose of operating a farmers' market in the Bayview Hunters Point (BVHP) community.

Resolution No. 708-06

ADOPTED

**061435 [Accept-Expend Grant - Juvenile Probation Department]
Supervisor Maxwell**

Resolution authorizing the Juvenile Probation Department to accept and expend a grant in the amount of \$125,000 from the Annie E. Casey Foundation to support juvenile justice reform activities at the Juvenile Probation Department.

Resolution No. 697-06

ADOPTED

**061436 [Authorizing Corrections Standards Authority Grant Application]
Supervisor Maxwell**

Resolution authorizing the application to Department Of Corrections And Rehabilitation Corrections Standards Authority by the San Francisco Juvenile Probation Department to support the Department's efforts to address Disproportionate Minority Contact (DMC).

Resolution No. 700-06

ADOPTED

**061492 [Accept U.S. EPA Grant Funds]
Supervisor Ammiano**

Resolution authorizing the San Francisco Public Utilities Commission to accept a grant in the amount of \$477,900 from the U.S. Environmental Protection Agency through the Department of the Interior, Environment, and Related Agencies Appropriation Act of 2006.

Resolution No. 711-06

ADOPTED

**061495 [Accept-Expend Grant - Juvenile Probation Department]
Supervisor Maxwell**

Resolution authorizing the Juvenile Probation Department to accept and expend a grant in the amount of \$600,000 from the Zellerbach Family Foundation for supplemental support of organizational change activities within the Juvenile Probation Department.

Resolution No. 722-06

ADOPTED

**061500 [Accept-Expend State Grant - Department of the Environment]
Supervisor Maxwell**

Resolution authorizing the San Francisco Department of the Environment to accept and expend a grant in the amount of \$129,600 from the California Department of Transportation to conduct an inventory of diesel emissions sources and develop a long-term plan to reduce diesel air pollution in the Bayview Hunters Point community of San Francisco.

**Resolution No. 695-06
ADOPTED**

Recommendations of the Rules Committee

**061333 [Prohibiting Gifts From Restricted Sources]
Supervisor Mirkarimi**

Ordinance amending section 3.216 of the Campaign and Governmental Conduct Code to prohibit City officers and employees from receiving any gifts from restricted sources other than nominal gifts exempted by the Ethics Commission and to clarify that exemptions to gift limits under state law also apply to limits imposed by local law. (Ethics Commission)

**Ordinance No. 301-06
FINALLY PASSED**

061520 [Settlement of Lawsuit - Cynthia Fitzgerald]

Ordinance authorizing settlement of the lawsuit filed by Cynthia Fitzgerald against the City and County of San Francisco for \$140,000; the lawsuit was filed on November 8, 2004 in San Francisco Superior Court, Case No. 436-152; entitled Cynthia Fitzgerald, et al., v. City and County of San Francisco, et al. (City Attorney)

**Ordinance No. 305-06
FINALLY PASSED**

061521 [Settlement of Lawsuit - Bradford Wilson]

Ordinance authorizing settlement of the lawsuit filed by Bradford Wilson against the City and County of San Francisco for \$70,000.00; the lawsuit was filed on October 27, 2005 in the San Francisco Superior Court, Case No. 446116; entitled Bradford Wilson v. City and County of San Francisco, et al. (City Attorney)

**Ordinance No. 302-06
FINALLY PASSED**

061627 [Appointment - Western SoMa Citizens' Planning Task Force]

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

Henry Karnilowicz, succeeding Bonnie D'Amico, resigned, seat 7, must operate a local business in western SoMa, for the unexpired portion of a three-year term ending November 23, 2007.

**Resolution No. 709-06
ADOPTED**

061628 [Appointment - Sweatfree Procurement Advisory Group]

Resolution appointing Sarah Leiber Church and Virginia Villegas, terms ending December 17, 2007, to the Sweatfree Procurement Advisory Group, residency requirement waived.

Sarah Leiber Church, succeeding Abigail Levine, resigned, seat 3, must have significant experience as an advocate for human rights or the poor, for the unexpired portion of a two-year term ending December 17, 2007. Virginia Villegas, succeeding Dale Jiajun Wen, resigned, seat 5, must be a member of the public, for the unexpired portion of a two-year term ending December 17, 2007.

Resolution No. 710-06

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Severed From the Consent Agenda

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

061585 [Public Employment - Emergency Management Department, Emergency Services Division, Police, Fire, Public Health and Sheriff]

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance 2006/2007) reflecting the extension of thirty-nine positions at the following departments: Emergency Management Department, Emergency Services Division, Police, Fire, Public Health and Sheriff.

Ordinance No. 312-06

FINALLY PASSED by the following vote:

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

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

- 061494 [Appropriating \$75,000 of General Fund Reserve to support Working Families Credit Program Outreach in the Human Services Agency for Fiscal Year 2006-2007]
Supervisor Daly

Ordinance appropriating \$75,000 of General Fund Reserve to support outreach for the Working Families Credit Program in the Human Services Agency for Fiscal Year 2006-2007.

Ordinance No. 311-06

FINALLY PASSED by the following vote:

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

NEW BUSINESS

Recommendations of the Budget and Finance Committee

- 061478 [Appropriating \$2,006,473 for Violence Prevention Programming in the Juvenile Probation Department and the Department of Children, Youth and Their Families for Fiscal Year 2006-2007]
Supervisor Daly

Ordinance appropriating \$1,000,000 from the Children's Fund, \$779,370 of General Fund Reserve and \$227,103 in Juvenile Probation Title IV-E (Foster Care) funds for violence prevention programs, including \$423,021 in the Juvenile Probation Department for six additional Deputy Probation Officers and two Juvenile Counselors, and \$1,583,452 in the Department of Children, Youth and Their Families for violence prevention contracts for Fiscal Year 2006-2007.

Supervisor Daly requested to be added as sponsor.

PASSED ON FIRST READING by the following vote:

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

**061497 [Public Employment - Department of Elections]
Supervisor Sandoval**

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of a 9770, Community Development Assistant, and a 9772, Community Development Specialist in the Department of Elections, REG.

PASSED ON FIRST READING by the following vote:

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

**061584 [Defining material collected for recycling to be solid waste under prevailing wage/displaced worker ordinance pertaining to City Contracts for hauling of solid waste.]
Supervisors Peskin, Daly, Dufty, Mirkarimi, Ammiano**

Ordinance amending Administrative Code Section 21.25-5 - requiring payment of prevailing wages to workers engaged in the hauling of solid waste generated by the City in the course of City operations, and retention of such workers upon a change in contractor - to include material collected for recycling in the definition of solid waste.

Supervisor Ammiano requested to be added as a co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

**061583 [Authorization for City to enter into Memorandum of Understanding with other Bay Area cities and counties to govern expenditure of fiscal year 2006 federal and state homeland security funds and to make San Francisco primary grantee and fiscal agent]
Mayor**

Resolution authorizing City and County officials to enter into a Memorandum of Understanding that would create a Urban Area Working Group with other Bay Area governmental entities to govern expenditure of federal and state fiscal year 2006 Urban Area Security Initiatives Program funds and that would make San Francisco the primary grantee and fiscal agent for those funds; further authorizing designated City and County officials to execute and file on behalf of the City and County of San Francisco any and all documentation necessary to apply for and receive federal and state financial assistance under the Urban Area Security Initiatives Program and other federal and state homeland security programs.

Resolution No. 718-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

061602 [Authorizing the Office of Contract Administration to amend its contract with En Pointe to exceed \$20 million]

Resolution authorizing the Office of Contract Administration to enter into the Fourth amendment between the City and En Pointe (part of the Computer Store procurement vehicle), in which the amendment shall increase the contract amount from \$20 million to \$31 million.

(Fiscal Impact.)

Resolution No. 712-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

061603 [Authorizing the Office of Contract Administration to amend its contract with Xtech to exceed \$25 million]

Resolution authorizing the Office of Contract Administration to enter into the Fifth amendment between the City and Xtech (part of the Computer Store procurement vehicle), in which the amendment shall increase the contract amount from \$25 million to \$37 million.

(Fiscal Impact.)

Resolution No. 713-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendation of the Joint Budget and Finance/Land Use and Economic Development Committees**061498 [Endorsement of Development Plan and Term Sheet for the Redevelopment of Naval Station Treasure Island]**

Mayor

Resolution endorsing the Development Plan and Term Sheet for the Redevelopment of Former Naval Station Treasure Island between Treasure Island Community Development, LLC and the Treasure Island Development Authority.

(Fiscal Impact.)

Supervisor Daly, seconded by Supervisor McGoldrick, moved that this Resolution be **AMENDED**. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Resolution No. 699-06

ADOPTED AS AMENDED by the following vote:

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

Recommendations of the Land Use and Economic Development Committee**Supervisors Mirkarimi and Dufty Excused From Voting**

Supervisor McGoldrick, seconded by Supervisor Daly, moved to excuse Supervisors Mirkarimi and Dufty at their request, because of possible conflict of interest, from voting. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

**061519 [Condominium conversion lottery extension to 2008]
Supervisor McGoldrick**

Ordinance amending Subdivision Code Section 1396 to extend the annual 200-unit condominium conversion lottery until 2008; repealing Section 1396.1 to delete condominium conversion lottery provisions that are void by their own terms; adding Section 1396.1 to reenact the condominium conversion lottery process from 2005 and to establish provisions concerning the standby list selection process; and making environmental findings. (Public Works Department)

PASSED ON FIRST READING by the following vote:

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

**061538 [Exemption of housing for victims of domestic violence from compliance with the Uniform Visitor Policy for Residential Hotels]
Supervisor Peskin**

Ordinance amending Section 41D.1 those of the San Francisco Administrative Code to exempt from the requirements of Chapter 41D residential hotels that are operated by non-profit agencies to provide housing and supportive services to victims of domestic violence.

Amended on page 1, line 18, after "survivor" by inserting "domestic".

AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Duffy, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

PASSED ON FIRST READING AS AMENDED by the following vote:

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

**061493 [Interim Zoning Requiring Conditional Use Authorization for Change in Use or Reduction of 15,000 square feet or more of Recreational Space]
Supervisors Daly, Sandoval, McGoldrick, Mirkarimi**

Resolution imposing interim zoning controls establishing a requirement for conditional use authorization for a change in use or reduction in size of any recreational space of 15,000 square feet or more including indoor or outdoor facilities, for an eighteen (18) month period and making a determination of consistency with the priority policies of Planning Code Section 101.1.

Supervisor Mirkarimi requested to be added as a co-sponsor.

Resolution No. 723-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Duffy, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

061342 [Establishing City and County of San Francisco Policy for the Eastern Neighborhoods Rezoning and Community Plans Area]
Supervisors Maxwell, Ammiano, Peskin, McGoldrick

Resolution establishing City and County of San Francisco policy for the Eastern Neighborhoods Rezoning and Community Plans Area.

Continued to January 9, 2007

Supervisor **Duffy**, seconded by Supervisor **Jew**, moved that this Resolution be **CONTINUED**. The motion carried by the following vote:

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

Recommendation of the Rules Committee

061567 [Board of Supervisors - Meeting Schedule]

Resolution revising the regular meeting schedule of the Board of Supervisors by canceling the January 16, 2007, February 20, 2007, May 29, 2007, July 3, 2007, October 9, 2007, November 27, 2007, December 18, 2007, December 25, 2007 and January 1, 2008 meetings and by canceling all Board and Committee meetings from August 15 through September 4, 2007. (Clerk of the Board)

Resolution No. 714-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Duffy, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

SPECIAL ORDER 3:00 P.M.

061659 [Hearing - Fisherman's Wharf Portside Community Benefit District]
Supervisor Peskin

Hearing of persons interested in or objecting to proposed Resolution of Formation: Establishing a business-based business improvement district to be known as the "Fisherman's Wharf Portside Community Benefit District (CBD)," ordering the levy and collection of assessments against businesses located in that district for fourteen (14) years commencing with fiscal year 2006-2007, subject to conditions as specified, and making environmental findings. (Clerk of the Board)

The President inquired as to whether or not any member of the public wished to address the Board.

*Speakers in support of a Fisherman's Wharf Portside Business-Based Community Benefit District:
Ms. Bell; Fisherman's Wharf and Bob Macintosh; Pier 39*

*Speakers Opposed to a Fisherman's Wharf Portside Business-Based Community Benefit District:
There were none.*

The President requested the Clerk of the Board to contact the Department of Elections and ask if the processing of the submitted ballots had been completed.

The President declared the Public Hearing closed.

Tabulation of the ballots cast began by the Department of Elections.

HEARD AT PUBLIC HEARING.

Supervisor McGoldrick Excused From Voting

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

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

**061660 [Resolution to Establish the Fisherman's Wharf Portside Community Benefit District]
Supervisor Peskin**

Resolution of Formation: Establishing a business-based business improvement district to be known as the "Fisherman's Wharf Portside Community Benefit District (CBD)," ordering the levy and collection of assessments against businesses located in that district for fourteen (14) years commencing with fiscal year 2006-2007, subject to conditions as specified, and making environmental findings.

12/11/2006 - Economic Impact

The Clerk of the Board announced the tabulations of the Fisherman's Wharfside Portside Business Based District Community Benefit District:

Voting For 94.12%

Voting Against 5.88%

Resolution No. 696-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

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

Supervisor Ammiano, seconded by Supervisor Daly, 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: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Supervisor Ammiano welcomed, introduced and presented Certificates of Honor to Dave Lupo, Jay Bradshaw, Gary Woody Woodworth from Service West; Mark Vignols and Julio Lara, from Citizens' Housing; Scott Falcone and from the San Francisco International Airport; Martin Slater on behalf of Peter Acton, Linda Perry & Ernie Eavis, and the to the Director of Awakening Dream.

Supervisor Alioto-Pier welcomed, introduced and presented a Certificate of Honor to Charles Huggins.

Supervisor Daly welcomed, introduced and presented a Certificate of Honor to Bill Barnes.

SPECIAL ORDER 3:30 PM**061414 [Public Hearing - Sidewalk Assessment Costs]**

Hearing of persons interested in or objecting to report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Clerk of the Board)

The President inquired as to whether or not any member of the public wished to address the Board.

Harry Gulbengay, Department of Public Works

Property Owner 701 Scott Street

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

061415 [Report of assessment costs for sidewalk and curb repairs]

Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund.

Continued to January 23, 2007

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

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

SPECIAL ORDER 4:00 P.M.**061417 [Hearing - Tentative Parcel Map, 455 Buena Vista East]**

Hearing of persons interested in or objecting to the decision of the Department of Public Works dated October 3, 2006, approving a proposed Tentative Parcel Map to create a 2-Lot Subdivision project located at 455 Buena Vista Avenue, Lot 270 in Assessor's Block 2607. (Appellant: Peter Yedidia).

(Filed October 13, 2006; companion measure to Files 061487, 061488, 061489; District 8.)

Continued to January 9, 2007

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

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

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

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

- 061487 [Approving decision of the Director of Public Works and approving the Tentative Parcel Map for 455 Buena Vista East]**
Motion approving decision of the Director of Public Works and approving the Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in Assessor's Block 2607, and making environmental and General Plan findings.
Continued to January 9, 2007
Supervisor Ammiano, seconded by Supervisor Dufty, moved that this Motion be CONTINUED. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
- 061488 [Disapproving decision of the Director of Public Works and disapproving the Tentative Parcel Map for 455 Buena Vista East]**
Motion disapproving decision of the Director of Public Works and disapproving the Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in Assessor's Block 2607, and making environmental and General Plan findings.
Continued to January 9, 2007
Supervisor Ammiano, seconded by Supervisor Dufty, moved that this Motion be CONTINUED. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
- 061489 [Preparation of findings related to the Tentative Parcel Map appeal for 455 Buena Vista East]**
Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision concerning a Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in Assessor's Block 2607, and making environmental and General Plan findings.
Continued to January 9, 2007
Supervisor Ammiano, seconded by Supervisor Dufty, moved that this Motion be CONTINUED. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

SPECIAL ORDER 4:30 P.M.

- 061591 [Public Hearing - Appeal of Categorical Exemption from Environmental Review for 538 Laidley Street]**
Hearing of persons interested in or objecting to the decision of the Planning Department dated May 31, 2006, (Building Permit Application No. 2005.01.14.3283), exempting from environmental review under the California Environmental Quality Act ("CEQA") the proposed project at 538 Laidley Street, Lot 012 in Assessor's Block 6728. The proposal would construct a three-story over garage single-family residence on a vacant lot zoned RH-1 (Residential, House, One-Family) District in a 40-X Height and Bulk District. (Appellant: Ian Haddow)

(Filed November 15, 2006; Companion measure to Files 061591, 061592, 061593, 061594, District 8.)
The President inquired as to whether or not any member of the public wished to address the Board.
There were none.

The President declared the public hearing closed.
HEARD AT PUBLIC HEARING.

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

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

061592 [Affirming the categorical exemption issued for 538 Laidley Street project]

Motion affirming the determination by the Planning Department that the 538 Laidley Street project is categorically exempt from environmental review under the California Environmental Quality Act.

Motion No. M06-137

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

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

061593 [Disapproving the categorical exemption issued for 538 Laidley Street project]

Motion disapproving the determination by the Planning Department that the 538 Laidley Street project is categorically exempt from environmental review under the California Environmental Quality Act.

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

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

061594 [Preparation of findings related to the 538 Laidley 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 538 Laidley Street is exempt from environmental review under the California Environmental Quality Act.

Motion No. M06-138

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

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

COMMITTEE REPORTS

Supervisor Elsbernd Excused From Voting

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

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

061545 [Settlement of Lawsuit - Peter P. Naughton and Bernadette A. Naughton as Trustees of the 2004 Peter P. Naughton and Bernadette A. Naughton Revocable Trust v. CCSF, et al.]

Ordinance approving settlement of litigation brought by Peter P. Naughton and Bernadette A. Naughton as Trustees of the 2004 Peter P. Naughton and Bernadette A. Naughton Revocable Trust to quiet title as to the City and County of San Francisco in certain utility easements, in the action entitled Peter P. Naughton and Bernadette A. Naughton as Trustees of the 2004 Peter P. Naughton and Bernadette A. Naughton Revocable Trust v. City and County of San Francisco, et al. (San Francisco Superior Court No. CGC-05-440100, filed April 5, 2005), for a total value of \$136,000.00. (Real Estate Department)

PASSED ON FIRST READING by the following vote:

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

**061611 [Extending term of Back Streets Business Advisory Board]
Supervisor Maxwell**

Ordinance extending for an additional nine months the term of the Back Streets Business Advisory Board.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

**061615 [Extending the Select Committee on Ending Gun and Gang Violence]
Supervisor Maxwell**

Motion extending the Select Committee on Ending Gun and Gang Violence.

Motion No. M06-136

APPROVED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, 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 homelessness
Eulla Walters; expressed concern with issues relating to the renaming of the Ferry Park to Sue Bierman Park
James Chaffee; expressed concern with issues relating to the SF Public Library
Sylvia Johnson; expressed concern with general issues
John di Donna; shared a poem with the Board relating to the Ugly American
Peter Warfield; expressed concern with the money which was designated for the opening of SF Public Libraries on Sundays
Larry Edmond; showed interest with issues relating to medical marijuana
Ms. Jones; expressed concern with issues relating to Police violence*

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.

**061648 [San Francisco Unified School District General Obligation Bonds]
Supervisor Ammiano**

Resolution authorizing the San Francisco Unified School District to issue and sell on its own behalf its general obligation bonds approved by the voters at the November 7, 2006 election without further action by this Board of Supervisors or any other officer of the City and County of San Francisco; ratifying certain actions previously taken; and granting general authority to City and County of San Francisco officials to take necessary actions in connection with the issuance of the general obligation bonds by the San Francisco Unified School District; and providing prior notice to the City and County of San Francisco for the anticipated sale and issuance of any future series of bonds.

Resolution No. 717-06

ADOPTED

**061649 [Grant for HIV/AIDS prevention in the San Francisco County Jail]
Supervisors Ammiano, Dufty, Mirkarimi**

Resolution authorizing the San Francisco Department of Public Health (DPH), Jail Health Services, Forensic AIDS Project to accept and expend retroactively a new grant in the amount of \$28,449, from the United States Conference of Mayors Research and Education Foundation (COMREF) in support of a program entitled Reaching Inward for Self-Empowerment (RISE) Project HIV/AIDS Prevention Program Grant, for the period of September 1, 2006 through August 31, 2007 with continuation for one additional year, which includes a sub-contract with the San Francisco State University Center for Research on Gender and Sexuality in the amount of \$12,000 for the same time period.

Supervisor Mirkarimi requested to be added as a co-sponsor.

Resolution No. 715-06

ADOPTED

**061650 [Apply for State Grant - Sheriff's Department project to address the needs of mentally ill offenders in the jails]
Supervisors Dufty, Mirkarimi**

Resolution authorizing the Sheriff's Department to apply for a 18-month grant in an amount not to exceed \$1,000,000 from the Corrections Standards Authority for the Mentally Ill Offenders Crime Reduction (MIOCR) Grant Program.

(Fiscal impact.)

Supervisor Mirkarimi requested to be added as a co-sponsor.

Resolution No. 716-06

ADOPTED

**061651 [Urging the Planning Director to monitor the development of San Francisco State University's Master Plan]
Supervisor Elsbernd**

Resolution urging the Planning Director to monitor the development of San Francisco State University's Master Plan.

Resolution No. 721-06

ADOPTED

**061652 [DPW Notification Process for Sidewalk Repair]
Supervisors Elsbernd, Jew, Mirkarimi**

Resolution urging the Department of Public Works to improve its notification process to responsible property owners for the construction, repair, and replacement of sidewalks.

Resolution No. 724-06

ADOPTED

**061653 [Grant for Pandemic Influenza Preparedness]
Supervisors Maxwell, Dufty**

Resolution authorizing the San Francisco Department of Public Health (DPH), Communicable Disease Control and Prevention Section to accept and expend retroactively a new grant in the amount of \$88,582, from the California Department of Health Services (CDHS), to undertake pandemic influenza emergency preparedness and response planning and to enter into an agreement for the use of these funds; for the period of May 22, 2006 to April 30, 2008.

Resolution No. 698-06

ADOPTED

**061655 [Urging the San Francisco Unified School District and the Recreation and Park Department to alleviate traffic impacts on the 1300 block of 6th Avenue]
Supervisors Mirkarimi, Elsbernd**

Resolution urging the San Francisco Unified School District and the Recreation and Parks Department to help alleviate the traffic impact created by the loss of the parking at the lot on the 1300 block of 6th Avenue.

Resolution No. 720-06

ADOPTED

**061656 [Lee Mallory Day]
Supervisor Peskin**

Resolution declaring January 10, 2007 as Lee Mallory Day in San Francisco.

Resolution No. 725-06

ADOPTED

**061657 [Center for Elderly Suicide Prevention and Grief Related Services (CESP) Day]
Supervisor Peskin**

Resolution proclaiming December 10th, 2006, as CESP Day in San Francisco.

Resolution No. 719-06

ADOPTED

**061658 [Declaration of Election Results - November 7, 2006]
Supervisor Peskin**

Resolution declaring the results of the November 7, 2006 Consolidated General Election.

Resolution No. 701-06

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Severed from the Without Reference to Committee Agenda

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

061654 [Monster Cable Products, Inc]

Supervisors McGoldrick, Ammiano, Daly, Maxwell, Mirkarimi, Peskin, Sandoval, Alioto-Pier

Resolution urging Monster Cable Inc. to provide a fair severance package to the over 120 laid-off workers at the Brisbane facility and to support these workers and the local community in dealing with the long-term detrimental impacts of Monster Cable Product's outsourcing of production jobs.

Supervisor Jew requested that this matter be referred to Committee.

REFERRED to the City Operations and Neighborhood Services Committee.

OFF-AGENDA LEGISLATION**Introduced by Supervisors or Mayor****Ordinances**

061683 [Amending the Open Video System Franchise Granted to RCN Telecom Services, Inc.]
Mayor

Ordinance amending the Open Video System Franchise Granted to RCN Telecom Services, Inc. in Ordinance No. 210-04 as a condition of the transfer of the franchise to Astound Broadband, LLC by amending Sections 1, 34, 46, and 92.

12/12/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061686 [Deappropriating \$45,991 of Salaries and Fringe Benefits in the Human Services Agency for Fiscal Year 2006-2007]
Supervisor Daly

Ordinance deappropriating \$45,991 of Salaries and Fringe Benefits funding a Deputy Director IV position in the Human Services Agency for Fiscal Year 2006-2007.

12/12/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061688 [Zoning-Use of Transferable Development Rights (TDRs)]
Supervisor Daly

Ordinance amending the San Francisco Planning Code by amending Sections 123, 124, and 128 to address use of Transferable Development Rights (TDRs) under specified circumstances; and adopting findings including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b).

12/12/06, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 1/11/2007.

**061695 [Assessment Appeals Boards: expanding Board Two jurisdiction]
Supervisor Peskin**

Ordinance amending Administrative Code Chapter 2B "Assessment Appeals Boards" by amending Section 2B.6 and Section 2B.13 to expand the jurisdiction of Board Two (1) from less than \$20,000,000 to less than \$50,000,000 maximum assessed roll value, and (2) to include jurisdiction over residential property of four units or less in the downtown and south of Market areas that are currently excluded from Board Two jurisdiction. 12/12/06, RECEIVED AND ASSIGNED to Rules Committee.

**061432 [Clean Construction Ordinance]
Supervisor Maxwell**

Ordinance amending the Administrative Code to add Section 6.25 to require City Contractors to adopt clean construction practices including biodiesel fuel and emissions controls within one year; amending the Administrative Code to add Section 6.67 to allow City departments that are authorized to award public works contracts to compare bids on the basis of clean construction practices; and amending the Environment Code to add Section 411 to authorize the Department of the Environment to assist local businesses with off-road construction equipment in applying for funding to retrofit or replace such equipment and to require annual reporting, and making findings, including environmental findings.

(Fiscal impact.)

10/17/06, ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 11/16/2006.

10/26/06, REFERRED TO DEPARTMENT. Referred to Small Business Commission for review and recommendation.

12/12/06, SUBSTITUTED. Supervisor Maxwell submitted a substitute ordinance bearing new title.

12/12/06, ASSIGNED to City Operations and Neighborhood Services Committee.

061109 [Building Code - Northwest Mt. Sutro Slope Protection Area.]
Supervisor Elsbernd

Ordinance amending the San Francisco Building Code by adding Section 106.4.1.3 to create a Northwest Mt. Sutro Slope Protection Area and require the Structural Advisory Committee to review and make recommendations on specified permit applications within that area, which is generally bounded on the east by Crestmont Drive and its undeveloped northern extension, on the south along Oak Park to its intersection with Christopher Boulevard, west to Warren Drive, north along Warren Drive to the 6th Avenue and Kirkham Street intersection, and Kirkham Street in an easterly direction to its end at the undeveloped extension of Crestmont Drive, and to require mandatory denial of the permit by the Director of Building Inspector under specified circumstances; amending Section 105.6.2 to specify the composition of the Structural Advisory Committee for permit applications located within the Northwest Mt. Sutro Slope Protection Area; amending Building Code Section 106.3.2 to require that the applicant for certain permit applications located within the Northwest Mt. Sutro Slope Protection Area provide substantial documentation that there exists sufficient infrastructure to support the proposed residential development and that the proposed emergency access routes meet standards in effect at the time of the application; amending Building Code Section 1701.5 to require special inspections throughout the construction process for sites located within the Northwest Mt. Sutro Slope Protection Area; and amending Section 106.4.1.2.4 to amend the mandatory denial of the permit by the Director of Building Inspector requirements in the Edgehill Mountain Slope Protection Area.

7/25/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

7/28/06, REFERRED TO DEPARTMENT. Referred to Building Inspection Commission for review and comment.

12/12/06, SUBSTITUTED. Supervisor Elsbernd submitted a substitute ordinance bearing new title.

12/12/06, ASSIGNED to Land Use and Economic Development Committee.

Resolutions

061684 [Transfer of Open Video System Franchise]
Mayor

Resolution approving with certain conditions the transfer to Astound Broadband, LLC. of the open video system franchise granted to RCN Telecom Services, Inc.

12/12/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061685 [Mortgage Revenue Bonds]
Mayor

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (the "Director") to submit an application and related documents to the California Debt Limit Allocations Committee ("CDLAC") to permit the issuance of qualified mortgage revenue bonds in an aggregate principal amount not to exceed \$55,000,000 for Mason Street Affordable Housing Development; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$275,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the qualified mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$55,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein).

12/12/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**061687 [Public Employment - Human Services Agency]
Supervisor Daly**

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) reflecting the reduction of 0.25 of a Deputy Director IV position in the Human Services Agency.
12/12/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**061689 [Endorsing tree for landmark tree status - 2830 25th Street]
Supervisor Ammiano**

Resolution endorsing landmark tree designation of the valley oak (*Quercus lobata*) located at 2830 25th Street.
12/12/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**061691 [Grant of Federal Funds - Municipal Transportation Agency]
Supervisor Maxwell**

Resolution authorizing the Municipal Transportation Agency to accept and expend \$25 million of State Transit Assistance funding for construction and construction support of Muni's Third Street Initial Operating Segment and Metro East facility.
12/12/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**061692 [Accept-Expend Federal Grant - Department of Public Works]
Supervisor Maxwell**

Resolution authorizing the Department of Public Works to accept and expend a grant in the amount of \$342,000 from the California Department of Transportation to construct a new bus pad at Ingerson Avenue and Griffith Street.
12/12/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**061693 [Landmark Designation nomination for tree located at 730 28th Avenue]
Supervisor McGoldrick**

Resolution of intent initiating the nomination of the California Buckeye located at 730 28th Avenue (Assessor's Block 1617 Lot 030) for landmark tree status pursuant to Public Works Code Section 810(b), acknowledging the temporary designation of such tree pursuant to Public Works Section 810(d), and authorizing other official acts in furtherance of the Resolution.
12/12/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**061694 [Traffic Regulation]
Supervisor Mirkarimi**

Resolution rescinding traffic regulation on Oak Street.

TOW-AWAY NO STOPPING 7 - 9 AM - RESCIND
North side of Oak Street, from Buchanan to Divisadero Street

TOW-AWAY LANE MUST TURN LEFT - ESTABLISH
Oak Street, Eastbound at Divisadero Street

TOW-AWAY NO STOPPING 7 - 9 AM - ESTABLISH
North side of Oak Street, from Laguna Street to Octavia Street
12/12/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**061696 [Assessment Appeals Board Local Procedural Rule Modification: Time period for Applicants to request reconsideration after denial of application due to failure to appear at hearing]
Supervisor Peskin**

Resolution approving modification of Assessment Appeals Board local Procedural Rule 21 as approved by a joint meeting of AAB members, to improve hearing calendar management by providing that an Applicant will have thirty (30) days (instead of the current sixty (60) days) to file a request for reconsideration whenever the AAB has denied an application due to the Applicant's failure to appear at the scheduled hearing.
12/12/06, RECEIVED AND ASSIGNED to Rules Committee.

**061697 [Accept-Expend State Grant - San Francisco Port Commission]
Supervisor Peskin**

Resolution authorizing the San Francisco Port Commission to accept and expend \$1,800,000 in Proposition 40, Clean Beaches Initiative grant funds from the State Water Resources Control Board to fund utility infrastructure improvements at the Pier 45 fish processing facility.
12/12/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**061698 [Modifying provisions of resolution 10,435]
Supervisor Elsbernd**

Resolution urging the San Francisco Public Utilities Commission to work with the San Francisco Recreation and Parks Commission to modify provisions of resolution 10,435.
12/12/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**061699 [Urging the Recreation and Park Department to install a new bathroom at Alamo Square Park]
Supervisor Mirkarimi**

Resolution urging the Recreation and Parks Department to install a new bathroom at Alamo Square Park.
12/12/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**061700 [Establishing the Peak Oil Awareness Task Force]
Supervisor Mirkarimi**

Resolution establishing the Peak Oil Preparedness Task Force in order to coordinate the assessment of the City of San Francisco's vulnerability to energy price shocks and to determine appropriate measures to mitigate municipal vulnerability, and to draft a comprehensive response plan for recommendation to the Board of Supervisors.

12/12/06, RECEIVED AND ASSIGNED to Rules Committee.

**061701 [Accept-Expend Foundation Grant - Department of the Environment]
Supervisor Mirkarimi**

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$50,000 from the Aryshire Foundation to redesign the San Francisco EcoCenter at 11 Grove Street to make it an interactive space that educates and informs residents about Climate Change and its potential effects on the City and County of San Francisco and provides information on solutions to the challenge of Climate Change.

12/12/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**061702 [Accept and Expend State Grant - Department of the Environment]
Supervisor Mirkarimi**

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$49,980.00 from the California Integrated Waste Management Board for the purpose of increasing the Re-Use of Construction and Demolition materials in the City and County of San Francisco.

12/12/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**061703 [Expressing concern about the decline in minority enrollment over the last decade at University of California campuses and urging the UC Regents to take proactive steps to increase diversity]
Supervisor Sandoval**

Resolution expressing concern about the decline in minority enrollment over the last decade at University of California campuses and urging the UC Regents to take proactive steps to increase diversity.

12/12/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Request for Hearing

**061679 [Recommendation 8.01 in the Recreation & Park Management Audit]
Supervisor Ammiano**

Hearing on the possibility of amending the Annual Appropriation Ordinance, that requires Board of Supervisors approval for all leases and management agreements entered into by any City department, which makes the City responsible for any debt incurred under the lease or management agreement.

12/12/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**061680 [Paid Sick Leave Ordinance (Measure F)]
Supervisor Elsbernd**

Hearing to review the Office of Labor Standards Enforcement (OLSE) plans to implement and administer the Paid Sick Leave Ordinance (Measure F), passed by the voters in November 2006.
12/12/06, RECEIVED AND ASSIGNED to Rules Committee.

**061681 [Hearing on the Goals and Objectives of the SF Economic Strategy]
Supervisor Maxwell**

Hearing before the meeting of Land Use and Economic Development Committee on the following topics: 1) Goals and Objectives of the San Francisco Economic Strategy; 2) Economic and Job Impacts of San Francisco Industries; 3) How San Francisco Works: The Structure of our Economy; 4) Understanding Economic Viability of San Francisco Businesses and Industries; 5) Recommended Target Industries and Strategic Priorities.
12/12/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

**061682 [Redevelopment Agency]
Supervisor Mirkarimi**

Hearing on the A2 Redevelopment Project Area as it pertains to the status of the remaining developments yet to be assigned, contracted or built; request a report at said hearing on the certificate of preference system applied by the Redevelopment Agency.
12/12/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Motion

**061661 [Motion calling a special meeting of the full Board of Supervisors on January 13th, 2007]
Supervisor Peskin**

Motion calling a special meeting of the full Board of Supervisors on Saturday, January 13th, 2007, at the Richmond Recreation Center, 251 - 18th Avenue.
12/7/06, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED ORDINANCES

061674 [Restricting parking on Turk and Larkin Streets and Golden Gate Avenue adjacent to the Federal Building at 450 Golden Gate Avenue to law enforcement vehicles authorized by the Federal Protective Service of the Department of Homeland Security]

Ordinance amending the Traffic Code to restrict parking or standing by vehicles on Turk and Larkin Streets and on Golden Gate Avenue adjacent to the Phillip Burton Federal Building at 450 Golden Gate Avenue to law enforcement vehicles authorized by the Federal Protective Service of the Department of Homeland Security. (Parking and Traffic Department)
12/4/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

- 061675 [Amending the Traffic Code to replace obsolete references to the Public Utilities Commission with references to the Municipal Transportation Agency]**
Ordinance (1) amending the San Francisco Traffic Code by amending Sections 13 and 32.1.10 and (2) amending the San Francisco Public Works Code by amending Section 250.242 to replace obsolete references to the Public Utilities Commission with references to the Municipal Transportation Agency ("MTA") to reflect the MTA's assumption of authority over functions previously under the jurisdiction of the Commission. (Parking and Traffic Department)
12/4/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

PROPOSED RESOLUTIONS

- 061670 [Gift - Private - Department of Public Health, Laguna Honda Hospital & Rehabilitation Center]**
Supervisor Elsbernd
Resolution authorizing the Department of Public Health, Laguna Honda Hospital & Rehabilitation Center to accept a gift of van valued in the amount of \$39,889.16 from the Laguna Honda Hospital Volunteers Inc., for use in the transportation of LHH residents off campus. (Public Health Department)
11/29/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
Supervisor Elsbernd requested to be added as co-sponsor.

061671 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

ONE-HOUR PARKING METER TIME LIMIT - RESCIND

TWO-HOUR PARKING METER TIME LIMIT - ESTABLISH

Haight Street, between Masonic Avenue and Stanyan Street (Note: Does not change time limits of green and yellow meters).

ONE-HOUR PARKING METER TIME LIMIT - RESCIND

TWO-HOUR PARKING METER TIME LIMIT - ESTABLISH

Masonic Avenue, Ashbury Street, Clayton Street, Belvedere Street, Cole Street and Shrader Street, approximately 100 feet north and south of Haight Street (Note: does not change time limits of green and yellow meters).

RESIDENTIAL PERMIT PARKING AREA "Y" (2-HOUR TIME LIMIT, 9 AM - 4 PM, EVERYDAY) - ESTABLISH

Harrison Street, north side, between east property line of Beale Street and west property line of 388 Beale Street.

TOW-AWAY, NO STOPPING ANYTIME - RESCIND

PARKING METER AREA NO. 1 (2-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Harrison Street, north side, between the west property line of 388 Beale Street and Fremont Street (currently unregulated).

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Potrero Avenue, west side, from 24th Street to 16 feet northerly; and, Potrero Avenue, east side, from 24th Street to 16 feet southerly.

NO PARKING ANYTIME - ESTABLISH

Edgehill Way both sides, between 16 Edgehill Way and 40 Edgehill Way (for fire engine vehicle clearance).

UNMETERED MOTORCYCLE PARKING - ESTABLISH

Oak Street, south side, between the driveways of 1165-69 and 1171 Oak Street (9.5 foot space, accommodating 2 unmetered motorcycle spaces).

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

McCoppin Street, south side, from Valencia Street to the western terminus of street.

UNMETERED MOTORCYCLE PARKING - ESTABLISH

7th Street, west side, from 93 to 112 feet north of Townsend Street (adds 5 more motorcycle spaces).

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

Ulloa Street, both sides, between 21st and 22nd Avenues (2000 block).

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Mission Street, north side, from Farragut Avenue to 40 feet easterly.

NO PARKING ANYTIME - RESCIND

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Whittier Street, east side, from Mission Street to 76 feet southerly. (Parking and Traffic Department)

(11/30/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase

in the use of the street;
DPT Order No. 3274.)

12/4/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061672 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Avalon Avenue at Moscow Street, stopping westbound Avalon Avenue, making this Y-intersection an All-Way STOP;

Sierra and Texas Streets, stopping Sierra Street, the stem of this T-intersection;

Persia Avenue at Prague Street, stopping Persia Avenue, making this intersection an All-Way STOP;

Devonshire Way and Oak Park Drive, stopping Devonshire Way, making this intersection an All-Way STOP;

and,

Kenwood Way and Keystone Way, stopping all approaches to this T-Intersection, making this intersection an All-Way STOP. (Parking and Traffic Department)

(11/30/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3274.)

12/4/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061673 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

ONE-WAY STREET (EASTBOUND ONLY) - ESTABLISH

BICYCLE LANES (EASTBOUND) - ESTABLISH

14th Street, from Market Street to Dolores Streets.

TOW-AWAY LANE MUST TURN RIGHT - ESTABLISH

Broadway, south side, between Grant Avenue and Columbus Avenue. (Parking and Traffic Department)

(11/30/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3274.)

12/4/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

From: Supervisor Alioto-Pier

To: City Attorney

Requesting/Inquiring: To draft legislation refining the process for defining and assessing minor sidewalk encroachment fees.

From: Supervisor Daly

To: Director, Planning Department

Requesting/Inquiring: To identify the contradictions in the San Francisco General Plan that require the department to "balance" competing interests and to make a recommendation on how to eliminate those contradictions.

From: Supervisor Mirkarimi

To: General Manager, Public Utilities Commission

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti from:

- Southwest corner of Fulton and Webster*
- 831 Fulton*
- Southwest corner of McAllister and Central*

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the status of removing graffiti from stop signs at the following locations:

- Northeast corner of Clayton and Grove*
- Northeast corner of Grove and Cole*
- All four corners of Grove and Ashbury*

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the status of replacing the parking signs on the south side of Oak Street between Clayton and Belvedere.

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the status of removing graffiti on the parking signs located at the following locations:

- 1110 Fulton*
- 19 Clayton*
- 142 Shrader*
- 1943 Grove*
- 2179 Grove*
- 2137 Grove*
- 115 Cole*
- 146 Central*
- 1715 McAllister*
- 1609 McAllister*
- 502 Broderick*
- Near northwest corner of Scott and Eddy*
- Near southeast corner of Scott and Turk*
- All signs south side of Golden Gate Avenue between Gough and Laguna*

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing the graffiti from the following locations:

SBC Phone boxes

- Northwest corner of Irving and 8th Avenue
 - Northeast corner of Irving and Funston
- Emergency Phone boxes
- Southwest corner of Laguna and Cleary
 - Southwest corner of Grove and Ashbury
- Parking Meters on both sides of Fulton Street east of Divisadero

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing the graffiti from garbage cans at the following locations:

- Northwest corner of Baker and Grove
- Northwest corner of Divisadero and Golden Gate

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti from light switchboxes at the following locations:

- Northeast corner of Fulton and Divisadero
- Northeast corner of Gough and Fulton
- Northeast corner of Gough and McAllister

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti from the phone switchboxes located at 7-9 Clayton Street.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of trimming trees to increase lighting for safety on Eddy Street between Buchanan and Webster from the Plaza East Housing.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti at 1592 McAllister.

In Memoriams

James Kim (The Entire Board)

Sam D. Freeman (Supervisor Peskin)

Norman Banks Livermore, Jr. (Supervisor Peskin)

Mayor Yvonne Scarlett-Golden (Supervisors Ammiano, Mirkarimi, Maxwell)

Jewel De Bellis (Supervisor Elsbernd)

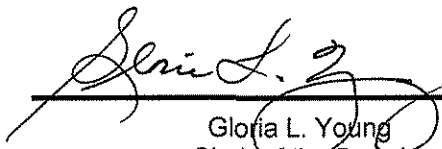
ADJOURNMENT

There being no further business the Board adjourned at the hour of 5:27 p.m.

Gloria L. Young, 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 January 9, 2007.



Gloria L. Young
Clerk of the Board