

# 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, May 13, 2008 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, CARMEN CHU, CHRIS DALY,  
BEVAN DUFTY, SEAN ELSBERND, SOPHIE MAXWELL, JAKE MCGOLDRICK,  
ROSS MIRKARIMI, GERARDO SANDOVAL*

*Angela Calvillo, Clerk of the Board*

### BOARD COMMITTEES

#### Committee Membership

##### **Budget and Finance Committee**

Supervisors McGoldrick, Elsbernd, Mirkarimi, Daly, Chu

##### **City and School District Select Committee**

Supervisors Dufty, Mirkarimi, Alioto-Pier, Commissioners Kim, Mendoza, Mar

##### **City Operations and Neighborhood Services Committee**

Supervisors Chu, McGoldrick, Elsbernd

##### **Government Audit and Oversight Committee**

Supervisors Peskin, Ammiano, Maxwell

##### **Land Use and Economic Development Committee**

Supervisors Maxwell, Sandoval, Peskin

##### **Public Safety Committee**

Supervisors Mirkarimi, Maxwell, Dufty

##### **Rules Committee**

Supervisors Daly, Dufty, Ammiano

#### Meeting Days

Wednesday  
1:00 PM

1st and 3rd Thursday  
3:30 PM

1st and 3rd Thursday  
1:00 PM

1st and 3rd Monday  
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 103 Number 17

**Members Present:** Michela Alioto-Pier, Tom Ammiano, Carmen Chu, Chris Daly, Bevan Dufty, Sean Elsbernd, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.

## ROLL CALL AND PLEDGE OF ALLEGIANCE

*The meeting was called to order at 2:03 p.m. On the call of the roll all Supervisors were noted present.*

*There was a quorum present.*

## APPROVAL OF MEETING MINUTES

Supervisor Elsbernd, seconded by Supervisor Maxwell, moved to approve the April 8, 2008 and April 15, 2008 Board Meeting Minutes.. The motion carried by the following vote:

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

## CONSENT AGENDA

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

080477 [Waiver of temporary street space occupancy fee on May 17, 2008 for Small Business Week Sidewalk Sale]  
Supervisor Dufty

Ordinance waiving the fee in Public Works Code Section 724.1(b) for temporary street space occupancy in certain sections of the City on Saturday, May 17, 2008 as part of Small Business Week.

Ordinance No. 89-08  
FINALLY PASSED

080560 [Grant to support the International Mobility of HIV study - \$119,181]  
Supervisor Dufty

Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of \$119,181 from the University of California, San Francisco (UCSF), to support a study entitled "International Mobility of HIV," for the period of September 30, 2007 through August 31, 2008.

Resolution No. 222-08  
ADOPTED

**080561 [Funds to support HIV vaccine research - \$139,432]  
Supervisor Dufty**

Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of \$139,432 from the Public Health Foundation Enterprises (PHFE); for the period of January 1, 2008 through December 31, 2008.

**Resolution No.** 223-08

**ADOPTED**

**080562 [Grant to support the Safe Routes to School Project - \$500,000]  
Supervisors Elsbernd, Chu**

Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend funds from the California Department of Transportation (CalTrans) in the amount of \$500,000 to support the Safe Routes to School Project, including one educational services consultant contract in the total amount of \$135,541 for the period of September 1, 2008 through August 31, 2010; and to delegate authorization to execute these agreements and any amendments thereto to the Director of Public Health.

**Resolution No.** 224-08

**ADOPTED**

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

**071669 [Planning - Haight Street Neighborhood Commercial District - Full-Service Restaurants]  
Supervisor Mirkarimi**

Ordinance amending Planning Code Sections 719.1 and 781.9 concerning the Haight Street Neighborhood Commercial District to provide for up to four new full-service restaurant uses that satisfy specific requirements and obtain conditional use authorization, making environmental findings, and making findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.

**Ordinance No.** 88-08

**FINALLY PASSED**

**Recommendations of the Rules Committee**

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

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

**PASSED, ON FIRST READING**

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

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

**PASSED, ON FIRST READING**

**080546 [Appointment - Western SOMA Citizens Planning Task Force - John Thomas Braun and Robert Knigge]**

Motion appointing John Thomas Braun and Robert Knigge, terms ending June 30, 2010, to the Western SOMA Citizens Planning Task Force.

John Thomas Braun, new appointment, seat 4, must be a youth residing in Western SOMA, for term ending June 30, 2010.

Robert Knigge, succeeding Matthew Furey, seat 5, term expired, must be raising a family in Western SOMA, for term ending June 30, 2010.

**Motion No.** M08-84

**APPROVED**

**080554 [Appointment - Sunshine Ordinance Task Force - Erica Craven, Richard Knee, Sue Cauthen, Ketaki Gokhale, Allyson Washburn, Kristin Chu, Hanley Chan and Nicholas Goldman]**

Motion appointing Ketaki Gokhale, term ending April 27, 2009, Erica Craven, Richard Knee, Sue Cauthen, Allyson Washburn, Kristin Chu, Hanley Chan and Nicholas Goldman, terms ending April 27, 2010, to the Sunshine Ordinance Task Force, residency requirement waived.

Erica Craven, succeeding herself, term expired, seat 1, must be appointed from names submitted by the local chapter of the Society of Professional Journalists and be an Attorney, for a two-year term ending April 27, 2010.

Richard Knee, succeeding himself, term expired, seat 2, must be appointed from names submitted by the local chapter of the Society of Professional Journalists and be a Journalist, for a two-year term ending April 27, 2010.

Sue Cauthen, succeeding herself, term expired, seat 3, must be a member of the press or electronic media with an interest in citizen access, for a two-year term ending April 27, 2010.

Ketaki Gokhale, succeeding Pueng Vongs, resigned, seat 4, must be appointed from names submitted by New California Media and be a journalist from a racial/ethnic-minority-owned news organization. Task Force reorganized under Proposition G and seat number changed from 15 to 4, for an unexpired portion of a two-year term ending April 27, 2009.

Allyson Washburn, succeeding Kristin R. M. Chu, term expired, seat 5, must be appointed from names submitted by the League of Women Voters, for a two-year term ending April 27, 2010.

Kristin Chu, succeeding Bruce Wolfe, term expired, seat 8, must be a member of the public who has demonstrated interest in or has experience in the issues of citizen access and participation in local government, for a two-year term ending April 27, 2010.

Hanley Chan, succeeding himself, term expired, seat 9, must be a member of the public who has demonstrated interest in or has experience in the issues of citizen access and participation in local government, for a two-year term ending April 27, 2010 (residency requirement waived).

Nicholas Goldman, succeeding himself, term expired, seat 10, must be a member of the public who has demonstrated interest in or has experience in the issues of citizen access and participation in local government, for a two-year term ending April 27, 2010.

**Motion No.** M08-82

**APPROVED**

**080555 [Appointment - Peak Oil Preparedness Task Force - Cal Simone]**

Motion appointing Cal Simone, term ending October 5, 2008, to the Peak Oil Preparedness Task Force, residency requirement waived.

Cal Simone, succeeding Franz Cheng, resigned, seat 6, must represent the public at large, for the unexpired portion of a one-year term ending October 5, 2008 (residency requirement waived).

**Motion No.** M08-83

**APPROVED**

The foregoing items were acted upon by the following vote:

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

## REGULAR AGENDA

## UNFINISHED BUSINESS

### Vetoed by the Mayor

071596 [Audio or video recording of public meetings held in City Hall hearing rooms]  
Supervisors Mirkarimi, Ammiano, Daly

Ordinance amending Section 67.14 of the Administrative Code to require that any public meeting held in a City Hall hearing room that is equipped with audio or video recording facilities be audio or video recorded and to further require that such audio or video recording be made available for review on the City's web site.

*Motion to override the Mayor's Veto passed by the following vote:*

*Ayes: 8 - Ammiano, Daly, Dufty, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval*

*Noes: 3 - Alioto-Pier, Chu, Elsbernd*

**Ordinance No.** 80-08

**FINALLY PASSED.**

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

080232 [Planning Code - Deadline Extension for Medical Cannabis Dispensary Permitting]  
Supervisor Daly

Ordinance amending the San Francisco Planning Code by amending Sections 209.3, 217, 790.141, and 890.133 to extend the time period for certain Medical Cannabis Dispensaries to obtain a permit from March 1, 2008 to January 21, 2009; and making findings, including General Plan, Planning Code Section 101.1(b) and environmental findings.

**Ordinance No.** 90-08

**FINALLY PASSED by the following vote:**

Ayes: 10 - Alioto-Pier, Ammiano, Chu, Daly, Dufty, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Noes: 1 - Elsbernd

## NEW BUSINESS

**Recommendations of the Budget and Finance Committee**

- 080464 [Implementing a Deferred Retirement Option Program for certain members of the Police Department]**  
Ordinance adding Sections 16.63 through 16.63-10 to the Administrative Code to implement the Deferred Retirement Option Program approved by the San Francisco voters. (Retirement System)

(Supervisor Daly dissented in Committee.)

**PASSED ON FIRST READING** by the following vote:

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

- 080565 [Accept-Expend Federal Grant and Amend Annual Salary Ordinance, FY 2007-2008 - \$307,375]**  
**Supervisor Mirkarimi**

Ordinance authorizing the Department of Economic and Workforce Development to retroactively accept and expend a grant in the amount of \$307,375 from the California Employment Development Department for workforce development activities, and amending the Annual Salary Ordinance to provide for the creation of certain grant-funded positions.

**PASSED ON FIRST READING** by the following vote:

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

- 080519 [Accept-Expend Sidney E. Frank Foundation Grant and Amendment to the Annual Salary Ordinance, FY 2007-2008 - \$200,000]**  
**Supervisor Alioto-Pier**

Ordinance authorizing the Department of the Environment to accept and expend a grant in the amount of \$200,000 from the Sidney E. Frank Foundation to carry out the critical task of engaging key stakeholders and interest groups to solicit input for a wave energy project and amending Ordinance Number 175-07 to reflect the addition of one (1) grant-funded position at the Department of the Environment.

**PASSED ON FIRST READING** by the following vote:

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

**Recommendations of the Government Audit and Oversight Committee**

- 080404 [Appropriating \$593,490,962 of proceeds from the sale of bonds for capital improvement projects at the San Francisco International Airport for Fiscal Year 2007-2008]  
Mayor, Supervisor Chu**

Ordinance appropriating \$593,490,962 of proceeds from the sale of bonds for capital improvement projects at the San Francisco International Airport for Fiscal Year 2007-2008. Place total appropriation of \$593,490,962 on Controller's Reserve pending sale of the bonds.

(Fiscal Impact.)

**PASSED ON FIRST READING by the following vote:**

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

- 080590 [Airport Capital Plan Bonds - not to exceed \$718,000,000]  
Supervisor Chu**

Resolution approving the issuance of not to exceed \$718,000,000 aggregate principal amount of San Francisco International Airport Second Series Revenue Bonds for the purpose of financing and refinancing the construction, acquisition, equipping and development of capital projects undertaken by the Airport constituting part of the Airport's capital plan.

(Fiscal Impact.)

**Resolution No. 229-08**

**ADOPTED by the following vote:**

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

- 080569 [Memorandum of Agreement between the Treasure Island Development Authority and the San Francisco County Transportation Authority relating to Yerba Buena Island Ramps - not to exceed \$3,000,000]  
Mayor**

Resolution authorizing a Memorandum of Agreement between the Treasure Island Development Authority and the San Francisco County Transportation Authority for project management services and consultant services for the preparation of a Project Report and Environmental Document for the Yerba Buena Island Ramps in an amount not to exceed \$3,000,000.

**Resolution No. 228-08**

**ADOPTED by the following vote:**

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

- 080325 [Contract between the Department of Health and the California Department of Health Care Services for the Health Care Coverage Initiative in the amount of \$73.1 million over a three-year period in support of the Healthy San Francisco program]**

**Mayor**

Resolution authorizing the Director of Health to enter into a contract with the California Department of Health Care Services to provide reimbursement for health services costs incurred in providing services to specified Healthy San Francisco participants under the Health Care Coverage Initiative in the amount of \$73.1 million.

**Resolution No.** 225-08

**ADOPTED by the following vote:**

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

- 080592 [Appropriating \$273,015,000 of COP Revenue for the San Francisco Public Utilities Commission Electrical Reliability Power Project for Fiscal Year 2007-2008]**

**Supervisors Maxwell, Peskin**

Ordinance appropriating \$273,015,000 of San Francisco Certificates of Participation 2008 Series B and 2008 Series C to fund the San Francisco Electrical Reliability Project also referred to as the Combustion Turbine projects in the Public Utilities Commission for FY 2007-2008.

(Fiscal Impact.)

(Supervisor Alioto-Pier dissented in committee.)

*Continued to May 20, 2008*

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

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

- 080523 [Approving agreements for the development of the City Combustion Turbine Projects at San Francisco International Airport and at 25th and Maryland Streets]**

**Supervisors Maxwell, Dufty, McGoldrick, Peskin**

Ordinance approving agreements necessary for the development of the City Combustion Turbine Projects to be located at North Access Road and Clearwater Drive, San Francisco International Airport, and at Property Adjacent to the MTA Metro East Facility at 25th and Maryland Streets in San Francisco including a turbine upgrade agreement and electric and gas interconnection agreements and granting specified exceptions to the Administrative Code.

(Fiscal Impact.)

(Supervisor Alioto-Pier dissented in committee.)

*Continued to May 20, 2008*

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

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



**080577 [Approving agreements for the development of the City Combustion Turbine Projects at San Francisco International Airport and at 25th and Maryland Streets and adopting environmental findings]  
Supervisors Maxwell, Dufty, McGoldrick, Peskin**

Resolution approving agreements necessary for the development of the City Combustion Turbine Projects to be located at North Access Road and Clearwater Drive, San Francisco International Airport, and at Property Adjacent to the MTA Metro East Facility at 25th and Maryland Streets in San Francisco, including a design-build agreement and a power purchase agreement; and approving property agreements, including a jurisdictional transfer of property to accommodate the proposed projects, subject to further agreements among the affected City departments; and making environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

*Continued to May 20, 2008*

Supervisor Maxwell, seconded by Supervisor Alioto-Pier, moved that this Resolution be CONTINUED. The motion carried by the following vote:

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

**080524 [Authorizing the execution and delivery of certificates of participation to finance the San Francisco Combustion Turbine Projects and approving property leases, project leases and a trust agreement in connection therewith]  
Supervisors Maxwell, Dufty, McGoldrick, Peskin**

Resolution authorizing the execution and delivery of certificates of participation to finance the acquisition, construction, installation and equipping of natural gas-fired combustion turbine generation facilities on City-owned property located at 25th and Maryland Street in the Potrero neighborhood and at the San Francisco International Airport at the corner of North Access Road and Clearwater Drive; approving the form of a trust agreement between the City and County of San Francisco and a trustee (including certain indemnities contained therein); authorizing the selection of a trustee; approving the forms of property leases between the City and the trustee relating to the Potrero site and to the San Francisco International Airport site; approving the forms of project leases between the trustee and the City (including certain indemnities contained therein) relating to each of the two Projects; approving the form of a Memorandum of Understanding between the San Francisco Public Utilities Commission and the City; approving the form of an official notice of sale and notice of intention to sell for the certificates of participation; approving the form of an official statement in preliminary and final form; approving the form of a continuing disclosure certificate; and ratifying previous actions taken in connection therewith.

(Supervisor Alioto-Pier dissented in committee.)

*Continued to May 20, 2008*

Supervisor Maxwell, seconded by Supervisor Alioto-Pier, moved that this Resolution be CONTINUED. The motion carried by the following vote:

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

**080447 [Adopting the State of California's Energy Priorities]  
Supervisor Alioto-Pier**

Resolution adopting the State of California's Energy Priorities as stated in the Energy Action Plan of 2003 and Energy Action Plan II of 2005 which are, in the following order, energy efficiency and demand response, renewable energy and lastly, clean fossil generation.

(5/5/08 - Amendment of the Whole.)

**Resolution No.** 227-08

**ADOPTED by the following vote:**

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

## COMMITTEE REPORTS

**080601 [Waiver of temporary street space occupancy fee on May 17, 2008 for Small Business Week Sidewalk Sale]  
Supervisors Elsbernd, Chu**

Ordinance waiving the fee in Public Works Code Section 724.1(b) for temporary street space occupancy in certain sections of the City on Saturday, May 17, 2008 as part of Small Business Week.

**PASSED ON FIRST READING by the following vote:**

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

**080515 [Lease of Real Property at 1 Dr. Carlton B. Goodlett Place, North Light Court]**

Resolution authorizing the lease of 2,400 square feet of space to Juma Ventures, Inc., a California non-profit corporation, in City Hall located at 1 Dr. Carlton B. Goodlett Place. (Real Estate Department)

**Resolution No.** 221-08

**ADOPTED by the following vote:**

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

## 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.*

*James Chaffee; expressed concern with issues relating to the SF Public Library*

*Richard Macree; expressed concern with issues relating to a patent for his design for the Sigmund Stern Grove*

*Walter; shared with the Board City memorabilia*

*Eugene Gordon, Jr.; expressed concern with issues relating to the violation of human rights*

*Peter Warfield; expressed concern with issues relating to the SF Public Library and fees*

*Michelle Miller; expressed concern with Congresswoman Pelosi and a cease fire to war*

*Candace Griffin; expressed concern with Congresswoman Pelosi and a cease fire to war*

*John Jenkel; expressed concern with Congresswoman Pelosi and a cease fire to war*

*John Di Donna; expressed concern with issues relating to the violation of human rights and decency*

*Neal Malleck; shared interest in issues relating to anniversary dates which have taken place in San Francisco*

*Colleen Renault; expressed concern with Congresswoman Pelosi and a cease fire to war*

*John Paul Carless; expressed concern with issues relating to victims of war, both the soldiers and families*

## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

*These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.*

**080622 [Multifamily Housing Revenue Bonds - 149 Mason Street Apartments - not to exceed \$15,275,000]  
Mayor**

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds (as defined herein) in an aggregate principal amount not to exceed \$15,275,000 for the purpose of providing financing for a multifamily rental housing project to be known as 149 Mason Street Apartments; approving the form of and authorizing the execution of a trust indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to City officials to take actions necessary to implement this resolution; and related matters.

**Resolution No. 230-08**

**ADOPTED**

**080623 [Grant funds to support the Aboveground Petroleum Storage Act program - \$63,567.48]  
Supervisor Alioto-Pier**

Resolution authorizing the San Francisco Department of Public Health's Environmental Health Section (DPH-EHS) to enter into an agreement with the California Environmental Protection Agency (Cal/EPA) and to designate a representative to sign the agreement and any amendments thereto for implementation of the Aboveground Petroleum Storage Act (APSA) and to accept and expend retroactively a new grant in the amount of \$63,567.48 from CEPA to support the "Aboveground Petroleum Storage Act Program" for the period of January 1, 2008 through March 1, 2010.

**Resolution No.** 231-08

**ADOPTED**

**080624 [Proclaiming June, July and August of 2008 as "Soda Free Summer"]  
Supervisor Dufty**

Resolution proclaiming June, July and August of 2008 as "Soda Free Summer" in the City and County of San Francisco, and urging all San Franciscans to join Shape Up SF to "Rethink Your Drink" and go Soda Free this summer.

**Resolution No.** 232-08

**ADOPTED**

**080625 [Commending Mimi Silbert and declaring May 15, 2008 to be Mimi Silbert Day]  
Supervisor Sandoval**

Resolution commending Mimi Silbert for more than 36 years of leadership as the President and CEO of Delancey Street and her steadfast commitment to the rehabilitation and reintegration of more than 14,000 people nationwide, and declaring May 15, 2008 to be Mimi Silbert Day, on the occasion of her recognition by the Women Defenders at their 2008 Spring Event.

**Resolution No.** 235-08

**ADOPTED**

**080626 [Public Works Week - May 18 - 24, 2008]  
Supervisor McGoldrick**

Resolution declaring May 18 through May 24, 2008 as Public Works Week.

**Resolution No.** 233-08

**ADOPTED**

**080627 [Commending AcroSports]  
Supervisor McGoldrick**

Resolution commending AcroSports on their 15 years of service to the community.

**Resolution No.** 234-08

**ADOPTED**

**The foregoing items were acted upon by the following vote:**

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

**Severed from the Without Reference to Committee Agenda**

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

- 080598 [Urging the California State Assembly to support the passage of Assembly Bill 2153]  
Supervisor Ammiano**

Resolution urging the California State Assembly to support the passage of Assembly Bill 2153 and directing the City's lobbyist to work towards this end.

**Resolution No. 226-08**

**ADOPTED by the following vote:**

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

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

- 080630 [Solar Energy Incentive Pilot Program]  
Supervisor Mirkarimi**

Ordinance creating a Solar Energy Incentive Pilot Program; establishing limits on the incentive payments; providing eligibility criteria for the incentive payments; establishing limits on the amount of assistance available; allocating program funding among types of buildings; and imposing duties and responsibilities on the program administrator.

5/13/08, RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 080652 [Rental Subsidy Program for Low-Income Families]  
Supervisor Daly**

Ordinance adding Sections 48.1 through 48.7 to the San Francisco Administrative Code creating the Rental Subsidy Program for Low-Income Families that establishes a need-based local housing subsidy for homeless families subject to the fiscal and budgetary provisions of the Charter.

5/13/08, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 6/12/2008.

**080656 [Public Employment and Accept-Expend Federal Grant - Amendment to the Annual Salary Ordinance, FY 2007-2008. Mayor's Summer Food Service Program and After School Snack Program - 2008 - \$950,710]**

**Supervisor Maxwell**

Ordinance amending Ordinance No. 175-07 (Annual Salary Ordinance 2007-2008) to reflect the addition of one position (0.40 FTE) 9774 Sr. Community Development Specialist, one position (0.40 FTE) 1840 Jr. Management Assistant, and thirteen positions (1.04 FTE) 9910 Public Service Trainee in the Department of Children, Youth and Families (CHF), and authorizing the department to accept and expend a grant in the amount of \$950,710, currently and retroactively, if necessary, from the United States Department of Agriculture to sponsor the 2008 Mayor's Summer Food Program and the After School Snack Program. 5/13/08, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**080657 [Priorities for Public Utilities Commission's expenditures from Sustainable Energy Account Funds]**  
**Supervisor McGoldrick**

Ordinance establishing priorities for expenditures by the Public Utilities Commission from the Mayor's Energy Conservation Account.  
5/13/08, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**080658 [General Advertising on City Buildings and Street Furniture]**  
**Supervisor McGoldrick**

Ordinance amending the San Francisco Administrative Code by adding Section 4.20-1 to make it City policy that there should not be any new general advertising signs on street furniture and to prohibit new general advertising signs visible to the public on the exterior of City-owned buildings.  
5/13/08, ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 6/12/2008.

**080660 [Zoning - Urgency Ordinance Extending An Interim Zoning Moratorium On Enterprises That Sell Tobacco Paraphernalia]**  
**Supervisor Sandoval**

Urgency Ordinance extending an interim zoning moratorium for six (6) months, to temporarily prohibit the establishment of new enterprises, subject to specified exceptions, that sell Tobacco Paraphernalia, as defined, in all Commercial, Mixed Use and Industrial districts, and making findings, including findings of consistency with the Priority Policies of Planning Code Section 101.1 and environmental findings.  
5/13/08, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee. 6/5/08 - Submitted ten-day notice for publication on 6/7/08.

**080661 [Waiver process for garbage receptacle enclosure requirements on residential property]**  
**Supervisor Sandoval**

Ordinance amending San Francisco Public Works Code Section 170 concerning garbage receptacles to authorize a waiver process to the enclosure requirements for residential properties.  
5/13/08, ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 6/12/2008. (Referred to Planning Department for environmental review.)

**080662 [Fees for Processing a Redemption of Tax Defaulted Property or a Secured Property Tax Second Installment Delinquency Notice]  
Mayor, Supervisor McGoldrick**

Ordinance amending the San Francisco Administrative Code by amending Section 8.34.1, to authorize the Tax Collector to charge a fee of \$55.00 to cover the cost of processing a redemption of property that is in default due to the failure to pay property tax and a fee of \$45.00 to cover the cost of processing a delinquency notice on the second installment of each separate valuation on the secured property tax roll, and to provide for an automatic adjustment of the fees for inflation.

5/13/08, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 6/12/2008. 05/19/08-Referred to Planning for determination of environmental impact. 05/19/08-Referred to the Tax Collector for review and comment. 05/22/08 - Response received from Planning, exempt from CEQA.

**080663 [San Francisco General Hospital and Trauma Center General Obligation Bond Election]  
Mayor, Supervisors Ammiano, Maxwell, Alioto-Pier, Chu, Daly, Dufty, McGoldrick, Mirkarimi, Sandoval**

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 4th 2008, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded debt of the City and County: \$887,400,000 for the building and/or rebuilding and improving of the earthquake safety of the San Francisco General Hospital and Trauma Center and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Chapter 37 of the San Francisco Administrative Code; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; adopting findings under the California Environmental Quality Act, ("CEQA"), CEQA Guidelines and San Francisco Administrative Code Chapter 31, including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations; finding that the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; consolidating the special election with the general election; establishing the election precincts, voting places and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with the restrictions on the use of bond proceeds specified in Section 53410 of the California Government Code; incorporating the provisions of the San Francisco Administrative Code, Sections 5.30 – 5.36; and waiving the time requirements specified in Section 2.34 of the San Francisco Administrative Code.

(Fiscal Impact.)

5/13/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee. 5/20/08 - Transmitted letter via email to Planning Commission, Planning Director, Environmental Review Officer, Zoning Administrator, Environmental Analysis, Katy Stacy, Deputy City Attorney.

## Resolutions

**080653 [Accept-Expend Ryan White HIV/AIDS Treatment Modernization Act Grant - \$4,758,228]  
Supervisor Dufty**

Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a one-time funding award of Ryan White Part A (RWPA) funds for the San Francisco Eligible Metropolitan Area (SF EMA) in the amount of \$4,758,228 from the Health Resources and Services Administration (HRSA) to support HIV Health Services; for the period of July 1, 2007 through February 29, 2008.

5/13/08, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**080654 [Grant funds to support HIV/AIDS treatment and prevention services - \$1,244,866]  
Supervisor Dufty**

Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend a new grant in the amount of \$1,244,866 from the Department of Health & Human Services - Centers for Medicare & Medicaid Services (DHHS-CMS) to support a project entitled "Improving HIV/AIDS Treatment and Prevention Services," for the period of July 1, 2008 through June 30, 2009.

5/13/08, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**080667 [90 day extension for Planning Commission review - Liquor Stores]  
Supervisor Sandoval**

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance that would amend the Planning Code by adding Section 226.5 to impose a distance requirement of 500 feet or more between new off-sale liquor stores and existing liquor stores, schools, public libraries, and recreation centers and establishing conditions for operation of liquor stores.

5/13/08, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**080664 [San Francisco General Hospital and Trauma Center General Obligation Bonds]  
Mayor, Supervisors Ammiano, Maxwell, Alioto-Pier, Chu, Daly, Dufty, McGoldrick, Mirkarimi, Sandoval**

Resolution determining and declaring that the public interest and necessity demand the building and/or rebuilding and improving of the earthquake safety of the San Francisco General Hospital and Trauma Center and related costs necessary or convenient for the foregoing purposes; finding that the estimated cost of \$887,400,000 for such improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require incurring bonded indebtedness; adopting findings under the California Environmental Quality Act, ("CEQA"), CEQA Guidelines and San Francisco Administrative Code Chapter 31, including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations; finding the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; and waiving the time limits set forth in Administrative Code section 2.34.

(Fiscal Impact.)

5/13/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee. 5/20/08 - Transmitted letter via email to Planning Commission, Planning Director, Environmental Review Officer, Zoning Administrator, Environmental Analysis, Katy Stacy, Deputy City Attorney.



- 080668 [Commending Theresa Sparks, Joan Benoit, Joey Cain, Julius Turman, Marvin Burrows, Erick Arguello, Evan Low, and the Gay Asian Pacific Alliance on their selection as grand marshals for the 38th Annual San Francisco LGBT Pride Celebration and Parade]**  
**Supervisors Sandoval, Ammiano**

Resolution commending Theresa Sparks, Joan Benoit, Joey Cain, Julius Turman, Marvin Burrows, Erick Arguello, Evan Low, and the Gay Asian Pacific Alliance on their selection as grand marshals for the 38th Annual San Francisco LGBT Pride Celebration and Parade.

5/13/08, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 080669 [Commending Kelly McMenimen, Elizabeth Rutzick, and Ian Tuller for their efforts to stop the proposed spraying for the Light Brown Apple Moth]**  
**Supervisors Sandoval, Mirkarimi**

Resolution commending Kelly McMenimen, Elizabeth Rutzick, and Ian Tuller for their efforts to stop the proposed spraying to eradicate the Light Brown Apple Moth and for their Stop the Spray Town Hall Meeting, which took place on Thursday, May 8, 2008.

5/13/08, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 080670 [Urging Governor Schwarzenegger and the State Legislature to restore funding for public higher education]**  
**Supervisors Ammiano, Elsbernd, Dufty**

Resolution expressing deep concern over the proposed budget cuts to the CSU and CCC systems and urging our Governor and Legislature to restore and reinvigorate funding for public higher education in California.

5/13/08, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 080671 [Peace Officers' Memorial Day and National Police Week]**  
**Supervisor Alioto-Pier**

Resolution declaring May 15 Peace Officers' Memorial Day and the week in which May 15 falls as National Police week.

5/13/08, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 080672 [Funds to support HIV rapid testing and counseling in drug abuse treatment programs - \$18,676]**  
**Supervisor Dufty**

Resolution authorizing the San Francisco Department of Public Health (DPH), to accept and expend retroactively a grant in the amount of \$18,676 from the University of California, San Francisco (UCSF), the primary contractor, with funds from the National Institutes of Health, to support a study of HIV rapid testing and counseling in drug abuse treatment programs, for the period of September 1, 2007 through August 31, 2008.

5/13/08, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Motions**

- 080655 [Directing the Budget Analyst to identify funding sources and funding milestones in connection with the implementation of the San Francisco Police Department Information Technology Strategic Plan]  
Supervisor Dufty**

Motion directing the Budget Analyst to identify funding sources and funding milestones in connection with the implementation of the San Francisco Police Department Information Technology (IT) Strategic Plan.  
5/13/08, RECEIVED AND ASSIGNED to Public Safety Committee.

- 080659 [Appointment, Board of Appeals - Kendall Goh]  
Supervisor Peskin**

Motion approving the Board of Supervisors President Peskin's appointment of Kendall Goh to the Board of Appeals for the term ending July 1, 2008.  
5/13/08, RECEIVED AND ASSIGNED to Rules Committee.

- 080665 [Waiver permitting City employees to assist the Department of Elections with the June 3, 2008 election]  
Supervisor Peskin**

Motion granting a waiver from the prohibition imposed by Charter Section 13.104.5, to permit City employees to assist the Department of Elections with the June 3, 2008 election.  
5/13/08, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 080666 [Adopting the Planning Department's report on the Interim Moratorium on Tobacco Paraphernalia Retail Stores]  
Supervisor Sandoval**

Motion adopting the Planning Department's report on the interim zoning moratorium to prohibit the establishment of new Tobacco Paraphernalia Retail Stores for 45 days.  
5/13/08, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Charter Amendments**

- 080618 [Board of Supervisors Aides]  
Supervisor McGoldrick**

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Section 2.117, to authorize a third aide for members of the Board of Supervisors.  
5/6/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/5/2008. 5/9/08, Referred to departments for review and comments (see file for dept. list).  
5/13/08, RESPONSE RECEIVED. Planning CEQA determination.  
5/13/08, SUBSTITUTED. Supervisor McGoldrick submitted a substitute charter amendment bearing new title.  
5/16/08, Referred (2nd Draft) to departments for review and comments (see file for dept. list)

**080638 [Creating an Independent Ratepayer Advocate to review and recommend utility service rates proposed by the San Francisco Public Utilities Commission]  
Supervisor Alioto-Pier**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 8B.128, to require the City Administrator to appoint an Independent Rate Payer Advocate, and prescribing the duties and responsibilities of the Independent Rate Payer Advocate.

5/13/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/12/2008.

5/16/08, Referred (1st Draft) to departments for review and comments (see file for dept. list)

**080639 [Retirement system credit for unpaid parental leave]  
Supervisor Alioto-Pier**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by: adding Sections A8.523 through A8.523-7, to allow retirement system credit for eligible safety members who have taken unpaid parental leave while employed with the City and County; amending Sections A8.559-10, A8.585-10, A8.586-10, A8.588-10, A8.595-10, A8.596-10, A8.597-10, and A8.598-10, relating to computation of service credit for a period of unpaid parental leave; and amending Sections A8.559-11, A8.585-11, A8.586-11, A8.588-11, A8.595-11, A8.596-11, A8.597-11, and A8.598-11, relating to the source of funds for eligible safety members who elect to purchase service credit for a period of unpaid parental leave.

5/13/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/12/2008.

5/16/08, Referred to departments for review and comments (see file for dept. list).

**080640 [Ordinances and Resolutions adopted by the Board of Supervisors under the Community Redevelopment Law]  
Supervisor Daly**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 2.15 and 3.103, to modify the procedures for adoption of ordinances and resolutions when the Board of Supervisors acts as the local legislative body under the Community Redevelopment Law.

5/13/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/12/2008.

**080641 [Pier 70 plan and lease approvals; General Fund financing for Pier 70 waterfront improvements; transfer of funds according to agreements between the Port Commission and other departments; priorities for use of Port funds]  
Supervisor Maxwell**

Draft Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by: amending Section B6.406 to update the priorities for use of Port funds; adding Section B7.310 to authorize the Board of Supervisors to approve a financial and land use plan for a Pier 70 Maritime District submitted by the Port, which may include financing or incentives for Pier 70 waterfront improvements; and adding Section B7.320 to require appropriations for certain agreements between the Port and other City departments submitted by the Mayor to the Board of Supervisors and approved by the Board of Supervisors.

5/13/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/20/2008.

**080642 [Number of signatures required to qualify a recall petition.]**  
**Supervisor McGoldrick**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 14.103, to raise the number of signatures required to qualify a recall petition for member of the Board of Supervisors from 10 percent of the registered voters of the district to 20 percent.

5/13/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/12/2008.

5/16/08, Referred to departments for review and comments (see file for dept. list).

**080643 [City Elections In Even-Numbered Years]**  
**Supervisor McGoldrick**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 2.101 and 13.101 and Article XVII to change the election cycle for the offices of Mayor, Sheriff, District Attorney, City Attorney and Treasurer so that these offices will be elected in even-numbered years; and to amend the definition of general municipal election so that such elections occur only in even-numbered years.

5/13/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/12/2008.

5/19/08, Referred to departments for review and comments (see file for dept. list)

**080644 [Municipal Transportation Agency Board of Directors; Parking Authority Commission]**  
**Supervisor McGoldrick**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 8A.102, 8A.112, and 15.105 to divide the power to nominate members of the Municipal Transportation Agency's Board of Directors between the Mayor, the President of the Board of Supervisors, and the Controller, subject to confirmation of all nominations by the Board of Supervisors, setting the compensation of members of the Board of Directors at \$1,000 per month, and fixing the status of the Board of Directors as members of the Parking Authority Commission.

5/13/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/12/2008.

5/19/08, Referred to departments for review and comments (see file for dept. list).

**080645 [Prohibition on City employees serving as members of Charter boards and commissions]**  
**Supervisor McGoldrick**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 4.101, to prohibit City employees from serving as members of boards and commissions created in the Charter.

5/13/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/12/2008.

5/19/08, Referred to departments for review and comments (see file for dept. list).

**080646 [Eliminating the Police Department minimum staffing requirement]**  
**Supervisor McGoldrick**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 4.127 and 16.123, to eliminate the Police Department minimum staffing requirement.

5/13/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/12/2008.

5/19/08, Referred to departments for review and comments (see file for dept. list).

**080647 [Commission on the Environment]  
Supervisor Mirkarimi**

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Section 4.118, to clarify the authority of the Commission on the Environment to consider environmental justice issues and to review City building and land use policies for environmental sustainability; and allowing the Commission to investigate and make recommendations to City agencies regarding climate change.

5/13/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/20/2008.

**080648 [Energy Security, Cost Reduction and Environmental Protection]  
Supervisor Mirkarimi**

Charter Amendment (First Draft) to amend the Charter of the City and County by amending Sections 8B.120, 8B.123, and 9.107 to address the need to change electricity production, delivery, and use to ensure environmentally sustainable and affordable electric supplies for residents, businesses, and City departments and to require the Public Utilities Commission to comprehensively study and determine the most effective means of providing clean, sustainable, reliable and reasonably-priced electric service to San Francisco residents, businesses and City departments.

5/13/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/12/2008.

**080649 [Promoting and Sustaining Music and Culture in San Francisco]  
Supervisors Mirkarimi, Ammiano, Sandoval**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 16.128, which is designed to promote music and culture in San Francisco by establishing a music and culture sustainability policy and incorporating those principles into the General Plan of the City and County; and amending Section 4.106 to provide that the Board of Appeals shall have jurisdiction to hear appeals involving entertainment-related permits and events under the jurisdiction of the Recreation and Park Commission or Department.

5/13/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/12/2008.

5/19/08, Referred to departments for review and comments (see file for list).

**080650 [Creating a Landmarks Preservation Board]  
Supervisor Peskin**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 4.105 and adding Section 4.135 to establish an independent Landmarks Preservation Board with authority to: recommend approval, disapproval or modification to the Board of Supervisors of landmark, historic district, and conservation district designations under the Planning Code and historical property contracts under Chapter 71 of the Administrative Code without referral to the Planning Commission; approve, disapprove, or modify certificates of appropriateness as set forth in Article 10 of the Planning Code; approve, disapprove, or modify permits for major alterations as set forth in Article 11 of the Planning Code; and take such other actions on matters as may be prescribed by ordinance.

5/13/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/12/2008.

5/19/08, Referred to departments for review and comments (see file for dept. list).

**080651 [Policy regarding budget set-asides]  
Mayor**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 9.119 to: (1) establish as official City policy that the voters will not approve new set-asides or other mandated levels of spending without identifying a new funding source for the program, and that the duration and any annual growth in the set-aside or mandated level of spending be limited; and (2) require that the voter information pamphlet include a specific Controller's analysis of the fiscal impact of a proposed new set-aside. 5/13/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/12/2008.

**PROPOSED ORDINANCES**

**PROPOSED RESOLUTIONS**

- 080570 [Accepting gift to the Fire Department - \$27,551]**  
Resolution accepting a gift to the Fire Department from the Fireman's Fund Insurance Company Heritage Program of equipment and materials for the Department's Division of Training Resource Library valued at \$27,551. (Fire Department)  
5/1/08, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**Requests Granted***Requests Granted*

*From: Supervisor Sandoval*

*To: Director, Department of Parking and Traffic*

*Requesting/Inquiring: Requesting that the Department of Parking and Traffic study the appropriateness of installing a crosswalk in front of the Mission YMCA at 4080 Mission Street. Further requesting that the Department of Parking and Traffic send a copy of their response to:*

*Tanya Bluford*

*Wendy Ayala*

*Executive Director*

*Senior Programs Director*

*Mission YMCA*

*Mission YMCA*

*4080 Mission Street*

*4080 Mission Street*

*San Francisco, CA 94112*

*San Francisco, CA 94112*

*From: Supervisor Sandoval*

*To: Director, Department of Parking and Traffic*

*Requesting/Inquiring: Requesting that the Department of Parking and Traffic study the appropriateness of installing an ALL-WAY stop sign at the intersection of Plymouth Avenue and Montana Street. Further requesting that the Department of Parking and Traffic send a copy of their response to:*

*Francisco Casco*

*739 Plymouth Avenue*

*San Francisco, CA 94112*

*From: Supervisor Sandoval*

*To: Director, Department of Parking and Traffic*

*Requesting/Inquiring: Requesting that the Department of Parking and Traffic study the appropriateness of installing speed humps on the 100 block of Seville Street. Further requesting that the Department of Parking and Traffic send a copy of their response to:*

*Francisco Casco*

*130 Seville Street*

*San Francisco, CA 94112*

*From: Supervisor Sandoval*

*To: Director, Department of Public Health*

*Requesting/Inquiring: Requesting that the Department of Public Health (Dr. Rajiv Bhatia) respond to the following:*

*(a) Any and all additional efforts being undertaken by the State of California to study the effects on people resulting from the proposed spray treatments for the Light Brown Apple Moth;*

*(b) Any independent review the City has conducted to understand the effects of the proposed spray treatments for the Light Brown Apple Moth.*

*Also requesting that Dr. Bhatia's response is received within 30 days of delivery of this inquiry. Also requesting that a copy of this inquiry be sent to:*

*Elizabeth Rutzick and Ian Tuller*

*San Franciscans concerned about the spray*

*1247 42nd Avenue*

*San Francisco, CA 94122*

*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 following locations:*

*Phone Switch Boxes*

*Northwest corner of Haight and Steiner*

*Northeast corner of Octavia and Ivy*

Southeast corner of Scott and Haight  
Southeast corner of Buchanan and Fell  
City Trash Cans  
Southwest corner of Buchanan and Hayes  
Buchanan and Haight Street  
Mailboxes  
Hayes and Laguna  
Eddy and Steiner  
Haight and Octavia  
Southwest corner of Fe and Buchanan

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 following public property located at the following locations:  
Emergency Call Boxes  
Southeast corner of Cole and 17th Avenue  
Southeast corner of Funston and Lincoln  
Southeast corner of 5th Avenue and Lincoln

From: Supervisor Mirkarimi  
To: Director, Department of Human Resources  
Requesting/Inquiring: Requesting that the Director of the Department of Human Resources send a survey letter to all qualified City Employees retiring under Proposition B asking when and if they plan to retire during Fiscal year 2008/2009.

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 newsstands at the following locations:  
San Francisco Bay Guardian  
Southeast corner of Laguna and Page  
Northwest corner of Fillmore and Geary  
Southeast corner of Fillmore and Haight  
San Francisco Chronicle  
Southeast corner of Laguna and Page  
Northwest corner of Fillmore and Hayes  
Southeast corner of Haight and Fillmore  
San Francisco Examiner  
Northwest corner of Fillmore and Hayes  
Northwest corner of Hayes and Gough  
Southeast corner of Haight and Fillmore

From: Supervisor Dusty  
To: Office of the Mayor  
Requesting/Inquiring: Requesting that the Office of the Mayor direct its representative(s) and advocate(s) responsible for intergovernmental relations between San Francisco and the State, and San Francisco and the Federal Government to ascertain whether there may be state and/or federal funding for implementation of the San Francisco Police Department Information Technology Strategic Plan (aka The Gartner Report). This advocacy should use the Five-Year Road Map outlined in the Information Technology Strategic Plan to identify appropriate requests from the State and Federal Government, particularly for costly one-time technological investments.

From: Supervisor Dusty, Supervisor Ammiano



To: City Purchaser

Requesting/Inquiring: Requesting that the City Purchaser communicate to vendors that the City Purchaser will no longer accept Styrofoam packing and packaging in purchases. Instead, the City Purchaser will encourage vendors to use the numerous biodegradable packing and packaging materials that can be substituted for Styrofoam.

**In Memoriams**

Claude N. Rosenberg, Jr.- Supervisor Dufty

Victims of the earthquake in China - Supervisor Chu

*Special Board of Supervisors Meeting  
Budget and Finance Committee  
May 14, 2008*

*At the hour of 1:20 p.m. Supervisor Dufty was noted present at the Budget and Finance meeting creating a quorum of the Board of Supervisors for the following items. A Special Board of Supervisors meeting was convened.*

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

*File No. 080568 Refunding or Conversion of Laguna Honda Variable Rate Demand General Obligation Bonds, Series 2005B, Series 2005C and Series 2005D-\$120,000,000  
Ordinance approving the form and authorizing the execution of refunding bonds to refinance, in whole and/or in part, the \$120,000,000 City and County of San Francisco Variable Rate Demand General Obligation Bonds (Laguna Honda Hospital, 1999) Series 2005B, Series 2005C and 2005D (the "Prior Variable Rate Bonds") or approving the conversion of said bonds; approving the form and authorizing the execution of a Declaration of Trust relating to the refunding bonds; approving the tax levy for repayment of the refunding bonds; authorizing the appointment of the Treasurer as paying agent and the appointment of agents for the refunding bonds; authorizing the form of an Official Notice of Sale and Notice of Intention to Sell, and authorizing the City's compliance with a Continuing Disclosure Agreement relating to the refunding bonds; directing the publication of the Notice of Intention to Sell Bonds; approving the form of an Official Statement in preliminary and final form and authorizing the execution and delivery of a final Official Statement relating to the refunding bonds; approving the execution of a Bond Purchase Contract and authorizing the appointment of underwriters relating to the converted bonds; approving the form of an Official Statement Supplement in final form and authorizing the execution and delivery of a final Official Statement Supplement relating to the converted bonds; approving modifications to documents; ratifying certain actions previously taken; and granting general authority to City officials to take all necessary action in connection with the authorization, issuance, sale and delivery of said bonds or the conversion of said bonds.*

*Recommended*

*Ayes: 4 - McGoldrick, Elsbernd, Mirkarimi, Chu*

*Absent: 1 - Daly*

*File No. 080001 Reserved Funds, Mayor's Office of Criminal Justice  
Hearing to consider release of reserved funds, Mayor's Office of Criminal Justice fiscal year 2007-08 Budget, in the amount of \$500,000 for the Community Justice Center, a newly proposed collaborative court of the Superior Court of California.*

*Tabled*

*Ayes: 3 - McGoldrick, Mirkarimi, Daly*

*Noes: 2 - Elsbernd, Chu*

*File No. 080484 Sublease of Real Property at 555 Polk Street  
Resolution authorizing the sublease of 9,000 square feet of office space in the building located at 555 Polk Street for the Community Justice Center through the Department of Public Health.*

*Continued to the Call of the Chair*

*Ayes: 3 - McGoldrick, Mirkarimi, Daly*

*Noes: 2 - Elsbernd, Chu*

*At the hour of 5:00 p.m. Supervisor Dufty was noted absent and there was no longer a quorum of the Board of Supervisors.*

*The Special Board of Supervisors meeting adjourned at 5:00 p.m.*

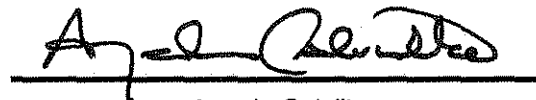
## ADJOURNMENT

*There being no further business the Board adjourned at the hour of 3:52 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 June 24, 2008.*

A handwritten signature in black ink, appearing to read "Angela Calvillo", is written over a horizontal line.

Angela Calvillo  
Clerk of the Board