



BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, April 26, 2011 - 2:00 PM

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND,
MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee
Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu

Budget and Finance Sub-Committee
Supervisors Chu, Mirkarimi, Kim

City and School District Select Committee
Supervisors Cohen, Avalos, Chu, Fewer, Maufas, Norton

City Operations and Neighborhood Services Committee
Supervisors Avalos, Mar, Elsbernd

Government Audit and Oversight Committee
Supervisors Campos, Farrell, Chiu

Land Use and Economic Development Committee
Supervisors Mar, Cohen, Wiener

Public Safety Committee
Supervisors Mirkarimi, Cohen, Campos

Rules Committee
Supervisors Kim, Elsbernd, Farrell

Meeting Days

Wednesday
1:00 PM

Wednesday
10:00 AM

2nd and 4th Thursday
3:30 PM

2nd and 4th Monday
10:00 AM

2nd and 4th Thursday
10:00 AM

Monday
1:00 PM

1st and 3rd Thursday
10:30 AM

1st and 3rd Thursday
1:30 PM

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

Meeting Procedures

Board procedures do not permit: 1) persons in the audience at a Board meeting to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; 4) standing in the meeting room. The public is encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or to its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, and on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

**翻譯 必須在會議前最少四十八小時提出要求
請電 (415) 554-7719**

Disability Access

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

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, 5, 21, 47, 49, 71, 71L, J, K, L, M, N, T (exit at Van Ness Station). MUNI bus lines also serving the area are the 6, 7, and 9 San Bruno. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfbos.org/sunshine>

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site www.sfgov.org/ethics

Agenda Item Information

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

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

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk on the Friday preceding a regularly scheduled Board meeting.

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

APPROVAL OF MEETING MINUTES

Approval of the March 22, 2011, Board Meeting Minutes.

COMMUNICATIONS

CONSENT AGENDA

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

Items 1 and 2

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

1. [110409](#) **[Accept and Expend Grant - GreenFinanceSF - \$372,600]**
Sponsor: Mar
Resolution authorizing the Department of the Environment to retroactively accept and expend a grant in the amount of \$372,600 from the California Energy Commission's State Energy Program through Ecology Action to support GreenFinanceSF.
Attachments: [Legislation Ver1](#)
[Comm Packet 041811](#)
[Board Packet 042611](#)

Question: Shall this Resolution be ADOPTED?

2. [110153](#) **[Administrative Code - Residential Rent Ordinance - Temporary Good Samaritan Occupancy/Reduced Rent After Emergency Tenant Dislocation, Just Cause Eviction or Higher Rent at End of Period]**

Sponsors: Wiener; Farrell and Chiu

Ordinance amending Administrative Code Chapter 37 Residential Rent Arbitration and Stabilization Ordinance, by amending Sections 37.2(a) and 37.9 to provide for temporary Good Samaritan occupancy with reduced rent rate and, upon expiration of the temporary Good Samaritan Status, to provide that the landlord may either evict the tenant for just cause or increase the rent to a previously agreed base rent rate; Section 37.2 by adding Subsection 37.2(a)(1)(D) to permit creation of temporary Good Samaritan Status when a landlord and new tenant agree in writing for the tenant to commence occupancy following an emergency such as fire, earthquake, landslide or similar emergency situation that required unexpected vacation of the tenant's previous unit, and the agreement includes a reduced rent rate for a specified period of time up to twelve (12) months, which may be extended for a combined total of no more than twenty-four (24) months; Good Samaritan Status may be utilized only upon written certification by a specified City Official, that identifies the emergency and the resulting unit vacation on grounds of public health, safety, and habitability; and Section 37.9 by adding Subsection 37.9(a)(16) to permit eviction for just cause upon expiration of the Original Good Samaritan Status period plus any Extended Good Samaritan Status Period.

Attachments: [Legislation Ver1](#)

[Comm Packet 041111](#)

[Legislation Ver2](#)

[Leg Digest Ver2](#)

[Board Packet 041911](#)

[Board Packet 042611](#)

04/19/2011; PASSED, ON FIRST READING. Supervisor Chiu requested to be added as a co-sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Cohen, Wiener

3. [110410](#) **[Opposing the Golden Gate National Recreation Area's Draft Off-Leash Policy]**

Sponsor: Wiener

Resolution putting the San Francisco Board of Supervisors on record as opposing the Golden Gate National Recreation Area's preferred alternatives for dog management.

Attachments: [Legislation Ver1](#)

[Comm Packet 041111](#)

[Board Packet 041211](#)

[Board Packet 042611](#)

04/12/2011; CONTINUED.

Question: Shall this Resolution be ADOPTED?

NEW BUSINESS

Recommendation of the Budget and Finance Sub-Committee

Present: Supervisors Chu, Mirkarimi, Kim

4. [110339](#) **[Lease Renewal - 1449 Webster Street]**
Sponsor: Mirkarimi
Resolution authorizing the exercise of an option to extend the lease of 3,900 sq. ft. at 1449 Webster Street for three years for the Office of Economic and Workforce Development Employment Assistance Programs.

Attachments: [Legislation Ver1](#)
[Comm Packet 042011](#)
[Budget Analyst 042011](#)
[Legislation Ver2](#)
[Board Packet 042611](#)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

5. [110222](#) **[Public Works Code - Declaring Illegal Dumping on Public Property a Nuisance, and Providing a Mechanism for Abating and Enforcing that Nuisance]**
Sponsor: Cohen
Ordinance amending the San Francisco Public Works Code by adding Article 25, Sections 1500 through 1505 to: 1) declare the illegal dumping of debris and waste construction materials or industrial materials, or of more than 100 pounds of any other waste, refuse, or debris, on public property to be a public nuisance; 2) authorize enforcement by the City Attorney in a civil action; and 3) permit the City and County of San Francisco to collect civil penalties, costs of abatement, investigation, and attorneys' fees against the individuals or entities responsible for the dumping; and making environmental findings.

Attachments: [Legislation Ver1](#)
[Leg Digest Ver1](#)
[Comm Packet 041811](#)
[Board Packet 042611](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

6. [110280](#) **[Public Works Code, Police Code - Posting of Signs on City Property, Increasing Penalty, and Enforcement]**
Sponsors: Mirkarimi; Wiener
Ordinance amending the San Francisco Public Works Code by amending Sections 184.62, 184.63, and 184.65 thereof, to: 1) increase the minimum criminal penalty for violations of Article 5.6 of the Public Works Code from \$50 to \$100; 2) amend the procedures for administrative enforcement of Article 5.6 of the Public Works Code and specify the amounts of administrative penalties; 3) provide that in any civil action or administrative proceeding to enforce Article 5.6 the City shall have the burden of proof; 4) provide that where an unlawfully posted sign proposes a commercial transaction, the fact that the sign identifies a person or entity may give rise to an inference that person or entity posted or caused the posting of the sign; and 5) amending the Police Code by amending Section 39-1 thereof, to provide that that Section shall not apply to administrative citations issued under Public Works Code Section 184.63.
- Attachments:** [Legislation Ver1](#)
[Leg Digest Ver1](#)
[Comm Packet 041811](#)
[Board Packet 042611](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Pursuant to File No. 110403, approved April 19, 2011, and Health and Safety Code Section 33445.)

7. [110404](#) **[Public Hearing - Redevelopment Right-of-Way Improvements - Arelious Walker Drive Stairway]**
Sponsor: Cohen
Hearing of persons interested in or objecting to proposed Resolution making certain findings pursuant to Health and Safety Code Section 33445 and consenting to the Redevelopment Agency of the City and County of San Francisco's use of tax increment funds in an amount not to exceed \$61,500 for contract administration, construction bid management, and project closeout for City owned public right-of-way improvements for the Arelious Walker Drive Stairway in the Bayview Hunters Point Redevelopment Project Area.
- Attachments:** [Board Packet 042611](#)

Question: Shall this Hearing be HEAR AT PUBLIC HEARING?

Committee of the Whole Adjourn and Report

8. [110405](#) **[Arelious Walker Drive Stairway Improvements]**

Sponsor: Cohen

Resolution making certain findings pursuant to Health and Safety Code Section 33445 and consenting to the Redevelopment Agency of the City and County of San Francisco's use of tax increment funds in an amount not to exceed \$61,500 for contract administration, construction bid management, and project closeout for City owned public right-of-way improvements for the Arelious Walker Drive Stairway in the Bayview Hunters Point Redevelopment Project Area.

Attachments: [Legislation Ver1](#)

[Board Packet 042611](#)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Pursuant to File No. 110406, approved April 19, 2011, and Health and Safety Code Section 33445.)

9. [110407](#) **[Public Hearing - Redevelopment Improvements - Bayview Opera House and Plaza]**

Sponsor: Cohen

Hearing of persons interested in or objecting to proposed Resolution making certain findings pursuant to Health and Safety Code Section 33445 and consenting to the Redevelopment Agency of the City and County of San Francisco's use of tax increment funds to provide: 1) a \$400,000 grant to the San Francisco Arts Commission for structural, seismic and disabled-accessibility renovations to the Bayview Opera House; and 2) a \$785,000 grant to the San Francisco Municipal Transportation Agency for Plaza improvements to the Bayview Opera House; in the Bayview Hunters Point Redevelopment Project Area.

Attachments: [Board Packet 042611](#)

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Committee of the Whole Adjourn and Report

10. [110408](#) **[Redevelopment Improvements to the Bayview Opera House and Plaza]**

Sponsor: Cohen

Resolution making certain findings pursuant to Health and Safety Code Section 33445 and consenting to the Redevelopment Agency of the City and County of San Francisco's use of tax increment funds to provide: 1) a \$400,000 grant to the San Francisco Arts Commission for structural, seismic and disabled-accessibility renovations to the Bayview Opera House; and 2) a \$785,000 grant to the San Francisco Municipal Transportation Agency for Plaza improvements to the Bayview Opera House; in the Bayview Hunters Point Redevelopment Project Area.

Attachments: [110408.docx](#)

[Board Packet 042611](#)

Question: Shall this Resolution be ADOPTED?

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

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES

Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. Appeals where all parties have agreed to request a continuance or a tabling of the appeal.
2. Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).
3. Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.
4. Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.
5. Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.

11. **110344** **[Public Hearing - Appeal of Determination of Exemption from Environmental Review - AT&T Network "Lightspeed" Upgrade]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated February 22, 2011, Case No. 2010.0944E, that a project located on La Playa Street between Cabrillo and Fulton Streets, is exempt from environmental review under Categorical Exemption, Class 3 (State CEQA Guidelines Section 1503). The proposed project involves placing additional fiber through AT&T's existing copper conduit currently used for telephone lines, and the installation of metal, either tan or light green, 51.7-inches-wide by 26-inches-deep by 48-inches-high communications cabinets in the public right-of-way to house the Lightspeed electronics. (Appellant: Milo Hanke, on behalf of San Francisco Beautiful and the Planning Association for the Richmond)

(Filed March 14, 2011; Companion Measure to File Nos. 110345, 110346, and 110347.)

Attachments: [Board Packet 042611](#)

Question: Shall this Hearing be 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 approved.)

12. **110345** **[Affirming the Exemption Determination - AT&T Network "Lightspeed" Upgrade]**

Motion affirming the determination by the Planning Department that the AT&T Network "Lightspeed" Upgrade project is exempt from environmental review.

Attachments: [Legislation_Ver1](#)

[Board Packet 042611](#)

Question: Shall this Motion be APPROVED?

13. [110346](#) **[Reversing the Exemption Determination - AT&T Network "Lightspeed" Upgrade]**
Motion reversing the determination by the Planning Department that the AT&T Network "Lightspeed" Upgrade project is exempt from environmental review.

Attachments: [Board Packet 042611](#)

Question: Shall this Motion be APPROVED?

14. [110347](#) **[Preparation of Findings to Reverse the Exemption Determination - AT&T Network "Lightspeed" Upgrade]**
Motion directing the Clerk of the Board to prepare findings reversing the exemption determination by the Planning Department that the AT&T Network "Lightspeed" Upgrade project is exempt from environmental review.

Attachments: [Legislation Ver1](#)

[Board Packet 042611](#)

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

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

The following items will be considered by the Rules Committee at a Regular Meeting on Thursday, April 21, 2011, at 1:30 p.m. The Chair intend to request the Committee to send the following items to the Board as a Committee Report on Tuesday, April 26, 2011.

15. [110276](#) **[Appointment, Metropolitan Transportation Commission - Supervisor David Campos]**
Motion appointing Supervisor David Campos, term ending February 10, 2015, to the Metropolitan Transportation Commission. (Clerk of the Board)

Attachments: [Legislation Ver1](#)

[Comm Packet 031711](#)

[Legislation Ver2](#)

[Comm Packet 040711](#)

[Comm Packet 042111](#)

[Legislation Ver3](#)

[Board Packet 042611](#)

Question: Shall this Motion be APPROVED?

16. [110394](#) **[Confirming Reappointment, Municipal Transportation Agency Board of Directors - Jerry Lee]**

Sponsor: Mayor

Motion confirming the reappointment of Jerry Lee, term ending March 1, 2015, to the Municipal Transportation Agency Board of Directors.

Attachments: [Legislation Ver1](#)

[Comm Packet 042111](#)

[Board Packet 042611](#)

Question: Shall this Motion be APPROVED?

Recommendation of the City Operations and Neighborhood Services Committee

The following item will be considered by the City Operations and Neighborhood Services Committee at a Regular Meeting on Monday, April 25, 2011, at 10:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a Committee Report on Tuesday, April 26, 2011.

17. [110434](#) **[Public Works Code - Waiver of Certain Temporary Street Space Occupancy Fees]**

Sponsor: Avalos

Ordinance waiving San Francisco Public Works Code Section 724.1(b), which imposes temporary street space occupancy fees, on Saturday, May 7, 2011, and Saturday, May 21, 2011, for certain streets in San Francisco, as part of Small Business Week Sidewalk Sales.

Attachments: [Legislation Ver1](#)

[Comm Packet 042511](#)

[Board Packet 042611](#)

Question: Shall this Ordinance be FINALLY PASSED?

ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

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.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

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

Items 18 through 21

18. [110466](#) **[Supporting the Creation of the Health Information Exchange]**
Sponsor: Chiu
Resolution supporting the creation of the Health Information Exchange in the City and County of San Francisco.
Attachments: [Legislation Ver1](#)
[Board Packet 042611](#)

04/19/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

19. [110467](#) **[Accept and Expend Grant - Jefferson Street Redesign - \$65,000]**
Sponsor: Chiu
Resolution authorizing the San Francisco Planning Department to retroactively accept and expend a grant in the amount of \$65,000 from the Association of Bay Area Governments for the period April 1, 2011, through January 1, 2012, in order to complete 30% design documents for the redesign of Jefferson Street from Powell Street to Hyde Street.
- Attachments:** [Legislation Ver1](#)
[Board Packet 042611](#)

04/19/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

20. [110468](#) **[Supporting SB 729 - California Homeowner Protection Act]**
Sponsors: Mirkarimi; Cohen
Resolution supporting Senate Bill 729, "The California Homeowner Protection Act."
- Attachments:** [Legislation Ver1](#)
[Board Packet 042611](#)

04/19/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

21. [110469](#) **[Building Safety Month - May 2011]**
Sponsor: Wiener
Resolution proclaiming May 2011 as "Building Safety Month" in the City and County of San Francisco.
- Attachments:** [Legislation Ver1](#)
[Board Packet 042611](#)

04/19/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

22. IMPERATIVE AGENDA

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

[Serious Injury Finding]

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

[Purely Commendatory Finding]

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

[Brown Act Finding]

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

LEGISLATION INTRODUCED AT ROLL CALL

PROPOSED ORDINANCE

- 110481** **[Settlement of Lawsuit - Da Ren Kuang, et al. - \$1,556,000]**
Ordinance authorizing settlement of the lawsuit filed by Da Ren Kuang; Angel Su Ting Wong; Sophia Zi Ying Kuang; Lori Shuang Jie Kuang; Estate Of Xiu Fang Huang against the City and County of San Francisco for \$1,556,000; the lawsuit was filed on July 30, 2010, in San Francisco Superior Court, Case No. CGC 10-502052; entitled Da Ren Kuang; Angel Su Ting Wong; Sophia Zi Ying Kuang; Lori Shuang Jie Kuang; Estate Of Xiu Fang Huang v. City and County of San Francisco, et al. (City Attorney)

Attachments: [Legislation Ver1](#)

04/12/2011; RECEIVED AND ASSIGNED to the Rules Committee.

PROPOSED RESOLUTIONS

- 110478** **[Approval of FY2011-2012 Expenditure Plan for the Human Services Care Fund]**
Resolution approving the FY2011-2012 Expenditure Plan for the Human Services Care Fund. (Human Services Department)

04/20/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

- 110479** **[Approval of Modification No. 1 of Lease and Use Agreement L-10-0084 with Emirates at San Francisco International Airport]**
Resolution approving and authorizing the execution of Modification No. 1 of Lease and Use Agreement L-10-0084 with Emirates for lounge space in the International Terminal, Boarding Area A, of San Francisco International Airport. (Airport Commission)

Attachments: [Legislation Ver1](#)

04/11/2011; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

- 110480** **[Settlement of Unlitigated Claim - Alain Jimenez - \$105,000]**
Resolution approving the settlement of the unlitigated claim filed by, Alain Jimenez against the City and County of San Francisco for \$105,000; claim was filed on June 11, 2010. (City Attorney)

Attachments: [Legislation Ver1](#)

04/12/2011; RECEIVED AND ASSIGNED to the Rules Committee.

110461 [Petitions and Communications]

Petitions and Communications received from April 12, 2011, through April 18, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on April 26, 2011.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted.

From concerned citizens, submitting letters of support for the final environmental impact report, Parkmerced project. File No. 110206, 2 letters (1)

From Panhandler Boycott, submitting letters concerning panhandling on Taylor, Sutter, and Haight Streets, and the Tenderloin District. 3 letters (2)

From concerned citizens, submitting a letter in support for keeping the Arboretum free to everyone. 3 letters (3)

From Tom Ecker, submitting a letter to announce his boycotting of travel to San Francisco. (4)

From concerned citizens, submitting letters of support for the microcell antenna proposal for T-Mobile at 1653 Grant Street. File No. 110307, 2 letters (5)

From concerned citizens, submitting letters in opposition of the microcell antenna proposal for T-Mobile at 1653 Grant Street. File No. 110307, 2 letters (6)

*From concerned citizens, submitting letters in opposition of the appeal of determination of exemption from environmental review, AT&T "Lightspeed" network upgrade. File No.110344, 92 letters (7)

From concerned citizens, submitting letters of support to restore wetlands at Sharp Park Golf Course. 7 letters (8)

From Richard Magary, submitting a letter in opposition of keeping the Arboretum free to everyone. (9)

From concerned citizens, submitting a letter of support for the Yellow Pages distribution pilot program. File No. 110114, 6 letters (10)

From Jona Keller, submitting a letter in opposition of the Yellow Pages distribution pilot program. File No. 110114 (11)

From United Global Environmental News Agency, urging the Board of Supervisors to save sharks, and ban shark fin soup. (12)

From Office of the Controller, submitting the Public Utilities Commission Water Enterprise Warehouse and Inventory Controls Report. (13)

From Michael Russom, submitting a letter of concerning the City going to the dogs and not children. (14)

From the Office of Historic Preservation, submitting notice of the Julian Waybur House as a property placed on the National Register of Historic Places. (15)

From concerned citizens, submitting letters of support in reducing the botanical garden fee revenue for FY2010-2011. File No. 110113 (16)

From Ethics Commission, submitting the Public Financing Report for Election Year 2010. (17)

From Sweatfree Procurement Advisory Group, submitting the Advisory Group Progress Report (18)

From Toby Morris, Kerman/Morris Architects, LLP, submitting a response to the conditional use appeal of 1268 Lombard Street. File No. 110373 (19)

From Neighborhood Parks Council, submitting a letter of support for the parks and open space in the Treasure Island/Yerba Buena Island Project Area. File No. 110226 (20)

From Aaron Goodman, submitting an article regarding Parkmerced project developers and the environment. File No. 110206 (21)

From Tim Giangioffe, regarding the connectivity of the central subway plans. (22)

From Stephen McCoy, submitting a letter concerning the impending closure of the San Francisco Eagle Tavern. (23)

From Abadalla Megahed, submitting a letter concerning in-home care workers located at 990 Polk Street. (24)

From Sierra Club, submitting a letter in opposition of the Recology contract. File No. 110225 (25)

From Gateway Tenants, submitting a letter in opposition of renaming Ferry Park. (26)

From Aaron Goodman, submitting a letter concerning the North Beach Library Project. (27)

From Aaron Goodman, submitting a letter in opposition of the Parkmerced project. File No. 110298 (28)

From Office of the Controller, submitting the March Monthly Overtime Report. (29)

From Office of the Controller, submitting the analysis of the deferred retirement option program's cost neutrality and achievement of the program's goals. (30)

From Hector Cardenas-Alvarez, submitting a letter requesting reinstatement of funds for mental health services. (31)

(An asterisked item represents the cover sheet to a document that exceeds 25 pages. The complete document is available at the Clerk's Office Room 24, City Hall.)

ADJOURNMENT