

Board of Supervisors

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



AGENDA

**Tuesday, July 8, 2008
2:00 PM**

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**

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Approval of the May 20, 2008 and June 3, 2008 Board Meeting Minutes.

AGENDA CHANGES

COMMUNICATIONS

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

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

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

CONSENT AGENDA

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

Items 1 through 4

Recommendation of the Budget and Finance Committee

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

- 1. 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.
- 6/24/2008, PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Peskin, Ammiano, Chu

- 2. 080277 [Administrative Code Chapter 6 - technical amendments and Supervisor Chu**

amendments to contracting procedures]

Ordinance amending San Francisco Administrative Code Chapter 6 to correct typographical errors in Subsections 6.22(B) and 6.22(H)(2)(d), to clarify and revise Subsection 6.22(J) concerning retention of progressive payments, to clarify and revise Subsection 6.23(C) concerning the rejection or failure of bids, to revise Section 6.61 concerning design-build contracting procedures, and to add a new Section 6.28 authorizing the use of integrated project delivery.

6/24/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. 080697 [Unrepresented Employees] Mayor

Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and, methods of payment, effective July 1, 2008.

6/24/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Rules Committee

Present: Supervisors Daly, Dufty, McGoldrick

4. 080613 [Local Business Enterprise and Non-Discrimination in Contracting Ordinance shall terminate 120 days after the injunction in Coral v. Construction, Inc. (S.F. Sup. Ct. No. 421249) is lifted or stayed] Mayor, Supervisor Alioto-Pier

Ordinance amending the Administrative Code 14B.18 to suspend enforcement of 14.B and reinstate Chapter 12D.A. 120 days after the injunction in Coral Construction, Inc. v. City and County of San Francisco (S.F. Sup. Ct. No. 421249) is lifted or stayed.

6/24/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated: _____

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Rules Committee

Present: Supervisors Daly, Dufty, McGoldrick

5. 080614 [Extending the Expiration date of the MBE/WBE/LBE Ordinance] Mayor, Supervisor Alioto-Pier

Ordinance extending the expiration date of Chapter 12D.A, the City's Minority/Women/Local Business Utilization program until one year after the injunction in Coral Construction, Inc. v. City and County of San Francisco (S.F. Sup. Ct. No. 421249) is lifted or stayed.

6/24/2008, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

6/24/2008, PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Dufty, McGoldrick

6. 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.

6/24/2008, CONTINUED. Continued to July 8, 2008

Question: Shall this Charter Amendment be SUBMITTED?

From the Rules Committee Without Recommendation

Present: Supervisors Daly, Dufty, Ammiano

7. **080619** **[Providing for appointment rather than election of the City Treasurer]** **Supervisor McGoldrick**
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 3.106, amending Sections 6.100, 13.101, 13.101.5, 13.102, and 14.103, and repealing Section 6.106, to provide for appointment rather than election of the City Treasurer, and set qualifications for the office of Treasurer.

6/17/2008, CONTINUED. Continued to June 24, 2008

6/24/2008, CONTINUED. Continued to July 8, 2008

Question: Shall this Charter Amendment be SUBMITTED?

8. **080620** **[Creating a Public Works Commission, setting its powers and duties; authorizing the Mayor to appoint the Director of Public Works]** **Supervisor McGoldrick**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding a new Section 4.121.5 and amending Sections 3.104, 4.130 and D3.750-4, to create a Public Works Commission and establish its powers and duties, and authorize the Mayor to appoint the Director of Public Works.

6/17/2008, CONTINUED. Continued to June 24, 2008

6/24/2008, CONTINUED. Continued to July 8, 2008

Question: Shall this Charter Amendment be SUBMITTED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors McGoldrick, Elsbernd, Mirkarimi, Chu

9. **080718** **[Approval of FY08-09 Expenditure Plan for the Human Services Care Fund]**
Resolution approving the FY08-09 Expenditure Plan for the Human Services Care Fund. (Human Services Department)

Question: Shall this Resolution be ADOPTED?

10. **080764** **[Ratification of increases to prior professional service contracts for health and behavioral health services - \$51,433,291]**
Resolution approving amendment to Resolution No. 702-06, which ratified prior professional service contracts for the San Francisco Department of Public Health for health and behavioral health services and approved three year extensions, to increase the amounts of five of those contracts. (Public Health Department)
(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors McGoldrick, Elsbernd, Chu

11. **080768** **[Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved]** **Mayor**
Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: convention facilities management, central shops security, janitorial and security services (Administrative Services); body removal services (Medical Examiner); budget analyst (Board of Supervisors); security services (Public Works); community services (District Attorney); absentee voter ballot distribution (Department of Elections); security services (Human Services Agency); shelter and intake for status offenders (Juvenile Probation); Project S.A.F.E. (Police); jail food services (Sheriff); and mainframe system support (Telecommunications and Information Services).

Question: Shall this Resolution be ADOPTED?

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

12. **080736** **[Planning Code- Modifying the fee refund provisions for inclusionary housing projects]** **Mayor**
Ordinance amending Planning Code Section 315.4 to limit refunds for environmental review, conditional use applications and fees covered in Planning Code Section 352 to only that portion of the housing project which is affordable and to clarify that the refund provision is only available to projects that filed on or after June 18, 2001; and making environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.

Question: Shall this Ordinance be PASSED ON FIRST READING?

13. 080828 [Public Education Enrichment Fund - First Five Commission] **Supervisor McGoldrick**
Resolution approving the San Francisco First Five Commission expenditure plan for the Public Education Enrichment Fund for Fiscal Year 2008-09.

Question: Shall this Resolution be ADOPTED?

14. 080719 [Building Code - fee adjustment]
Ordinance amending the Building Code to amend various sections and fee schedule tables to adjust fees or permits, inspections, and other actions. (Building Inspection Department)
5/30/2008, SUBSTITUTED. Department of Building Inspection submitted substitute ordinance bearing same title.

Question: Shall this Ordinance be PASSED ON FIRST READING?

15. 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.

Question: Shall this Resolution be ADOPTED?

16. 080674 [IHSS Contract Approval - \$51,433,291]
Resolution to amend Resolution # 644-05 approved on August 18, 2005 approving the contract between the City and County of San Francisco and the IHSS Consortium of San Francisco for the provision of In-Home Supportive Services for the period from July 1, 2005 to June 30, 2008, in the amount of \$51,433,291. (Human Services Department)
(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

17. 080734 [Proposition J Contract/Janitorial Services for 875 Stevenson Street] **Mayor**
Resolution concurring with the Controller's certification that the janitorial services at 875 Stevenson Street can be performed by private contractor for a lower cost than similar work performed by City and County employees.
(Supervisors Daly and Mirkarimi dissented in committee.)

Question: Shall this Resolution be ADOPTED?

18. 080762 [Proposition J Contract/Security Services for San Francisco General Hospital, Laguna Honda Hospital and Various Clinics] **Mayor**
Resolution concurring with the Controller's certification that security services for San Francisco General Hospital, Laguna Honda Hospital and various clinics can be performed by private contractor for a lower cost than similar work performed by City and County employees.
(Supervisors Daly and Mirkarimi dissented in committee.)

Question: Shall this Resolution be ADOPTED?

19. 080829 [Public Education Enrichment Fund - Unified School District Fiscal Year 2008-2009] **Supervisor McGoldrick**
Resolution approving the San Francisco Unified School District expenditure plan for the Public Education Enrichment Fund for Fiscal Year 2008-2009.

Question: Shall this Resolution be ADOPTED?

20. 080522 [Authorizing the Office of the Clerk of the Board of Supervisors to provide clerical, administrative, and logistical assistance to the San Francisco Local Agency Formation Commission] **Supervisor Mirkarimi**
Motion authorizing the Office of the Clerk of the Board of Supervisors, consistent with past practice, to provide clerical, administrative, and logistical assistance to the San Francisco Local Agency Formation Commission for the purpose of instituting its Advice and Monitoring Project with respect to CCA Program Implementation as requested by the San Francisco Board of Supervisors and for the Clerk of the Board of Supervisors to seek reimbursement from San Francisco Local Agency Formation Commission.

31. 080513 [Hearing - Street Vacation Order of Hunters Point Shipyard]
Hearing of persons interested in or objecting to proposed ordinance ordering the vacation of portions of Innes Avenue, Galvez Avenue and Donahue Street in Hunters Point Shipyard Parcel "A1" and all of Navy Road in Hunters Point Shipyard Parcel "A2" along with public service easements that may exist in Parcels A1 and A2; making environmental findings and findings of consistency with the City's General Plan, Planning Code Section 101.1, and the Hunters Point Redevelopment Plan; quitclaiming the City's interest in the vacation areas; reserving easement rights for a City combined sewer line and facilities; accepting Department of Public Works Order No. 177,478; and authorizing official acts in connection with this Ordinance.

Action: _____

From the Land Use and Economic Development Committee Without Recommendation

Present: Supervisors Maxwell, Peskin

32. 080512 [Hunters Point Shipyard - Street Vacation Order]
Ordinance ordering the vacation of portions of Innes Avenue, Galvez Avenue and Donahue Street in Hunters Point Shipyard Parcel "A1" and all of Navy Road in Hunters Point Shipyard Parcel "A2" along with public service easements that may exist in Parcels A1 and A2; making environmental findings and findings of consistency with the City's General Plan, Planning Code Section 101.1, and the Hunters Point Redevelopment Plan; quitclaiming the City's interest in the vacation areas; reserving easement rights for a City combined sewer line and facilities; accepting Department of Public Works Order No. 177,478; and authorizing official acts in connection with this Ordinance. (Public Works Department)

6/3/2008, CONTINUED. Continued to a public hearing on July 8, 2008 at 4:00 p.m

Question: Shall this Ordinance be PASSED ON FIRST READING?

COMMITTEE REPORTS

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

The following items will be considered by the Government Audit and Oversight Committee at a Regular Meeting on Monday, July 7, 2008 at 10:00 a.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, July 8, 2008.

33. 080566 [Approving an agreement with Cochran, Inc. to install shoreside power equipment at Piers 27 and 29 of the Port of San Francisco and waiving the contracting requirements of the Administrative Code and Environment Code] **Supervisors Peskin, Dufty**
Ordinance authorizing the Executive Director of the Port to execute an agreement with Cochran, Inc. to install shoreside power equipment at Piers 27 and 29 of the Port of San Francisco for an amount not to exceed \$1,700,000 from the City and an additional \$1,900,000 to be separately provided by Princess Cruise Lines from the Bay Area Air Management District Carl Moyer Program grant and exempting the agreement from the contracting requirements of the Administrative Code and Environment Code.
(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

34. 080800 [MOU, Amendment No. 1 - San Francisco Fire Fighters Union, Local 798 (Unit 1)] **Mayor**
Ordinance adopting and implementing Amendment #1 to the 2007-2011 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 1) by implementing specified terms and conditions of employment for fiscal years 2008-2009, 2009-2010 and 2010-2011.

Question: Shall this Ordinance be PASSED ON FIRST READING?

35. 080801 [MOU, Amendment No. 1 - San Francisco Fire Fighters Union, Local 798 (Unit 2)] **Mayor**
Ordinance adopting and implementing Amendment #1 to the 2007-2011 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 2) by implementing specified terms and conditions of employment for fiscal years 2008-2009, 2009-2010 and 2010-2011.

Question: Shall this Ordinance be PASSED ON FIRST READING?

36. 080802 [MOU, Amendment No. 2 - Service Employees International Union, Local 1021] **Mayor**
Ordinance adopting and implementing Amendment #2 to the 2006-2009 Memorandum of Understanding between the City

and County of San Francisco and the Service Employees International Union, Local 1021 by extending the terms of the parties' Agreement through June 30, 2010.

Question: Shall this Ordinance be PASSED ON FIRST READING?

37. **080803** **[MOU, Amendment No. 1 - Automotive Machinists Union, Local 1414]** **Mayor**
Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Automotive Machinists Union, Local 1414, Machinists Automotive Trades District 190, International Association of Machinists and Aerospace Workers by extending the terms of the parties' Agreement through June 30, 2010.

Question: Shall this Ordinance be PASSED ON FIRST READING?

38. **080804** **[MOU, Amendment No. 1 - International Federation of Professional and Technical Engineers, Local 21]** **Mayor**
Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO by extending the terms of the parties' Agreement through June 30, 2010.

Question: Shall this Ordinance be PASSED ON FIRST READING?

39. **080805** **[MOU, Amendment No. 1 - Municipal Attorneys' Association]** **Mayor**
Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys' Association by extending the terms of the parties' Agreement through June 30, 2010.

Question: Shall this Ordinance be PASSED ON FIRST READING?

40. **080806** **[MOU, Amendment No. 1 - Operating Engineers Local Union No. 3]** **Mayor**
Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO by extending the terms of the parties' Agreement through June 30, 2010.

Question: Shall this Ordinance be PASSED ON FIRST READING?

41. **080807** **[MOU, Amendment No. 1 - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38]** **Mayor**
Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38 by extending the terms of the parties' Agreement through June 30, 2010.

Question: Shall this Ordinance be PASSED ON FIRST READING?

42. **080808** **[MOU, Amendment No. 1 - Teamsters, Local 350]** **Mayor**
Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 350 by extending the terms of the parties' Agreement through June 30, 2010.

Question: Shall this Ordinance be PASSED ON FIRST READING?

43. **080809** **[MOU, Amendment No. 1 - Teamsters, Local 856 (Multi-Unit)]** **Mayor**
Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 856 (Multi-Unit) by extending the terms of the parties' Agreement through June 30, 2010.

Question: Shall this Ordinance be PASSED ON FIRST READING?

44. **080810** **[MOU, Amendment No. 2 - Union of American Physicians and Dentists (Unit 8CC)]** **Mayor**
Ordinance adopting and implementing Amendment #2 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 8CC) by extending the terms of the parties' Agreement through June 30, 2010 and by implementing specified terms and conditions of employment for fiscal years 2008-2009 and 2009-2010.

Question: Shall this Ordinance be PASSED ON FIRST READING?

45. **080811** **[MOU, Amendment No. 1 - Union of American Physicians and Dentists]** **Mayor**

(Unit 11AA)]

Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 11AA) by extending the terms of the parties' Agreement through June 30, 2010 and by implementing specified terms and conditions of employment for fiscal years 2008-2009 and 2009-2010.

Question: Shall this Ordinance be PASSED ON FIRST READING?

46. **080812** **[MOU, Amendment No. 2 - Municipal Executives' Association]** **Mayor**
Ordinance adopting and implementing Amendment #2 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association by extending the terms of the parties' Agreement through June 30, 2010 and by implementing specified terms and conditions of employment for fiscal years 2008-2009 and 2009-2010.

Question: Shall this Ordinance be PASSED ON FIRST READING?

47. **080813** **[MOU, Municipal Executives' Association - Fire]** **Mayor**
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association Fire, to be effective July 1, 2007 through June 30, 2011.

Question: Shall this Ordinance be PASSED ON FIRST READING?

48. **080814** **[MOU, Municipal Executives' Association - Police]** **Mayor**
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association Police, to be effective July 1, 2007 through June 30, 2011.

Question: Shall this Ordinance be PASSED ON FIRST READING?

49. **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.

50. **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 51 through 53

51. **080910** **[State grant to support environmental health pest exclusion activities - \$47,694.36]** **Supervisor Dufty**
Resolution authorizing the San Francisco Department of Public Health (DPH) to retroactively accept and expend a grant in the amount of \$47,694.36 from the California Department of Food and Agriculture (CDFA) to support the Light Brown Apple Moth Program; for the period of July 1, 2007 through June 30, 2008.

6/24/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

52. **080911** **[Grant to support HIV research study - \$31,724]** **Supervisor Dufty**
Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of \$31,724 from the Public Health Foundation Enterprises (PHFE), to support a research project entitled "Chemoprophylaxis for HIV Prevention in Men;" for the period of February 1, 2008 through January 31, 2009.

6/24/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

53. 080912 [Urging a Federal Employment Non-Discrimination Act that includes gender identity protections] Supervisors Dufty, Ammiano

Resolution urging a Federal Employment Non-Discrimination Act that includes gender identity protections.

6/24/2008, 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: _____

54. IMPERATIVE AGENDA

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

[Serious Injury Finding]

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

[Purely Commendatory Finding]

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

[Brown Act Finding]

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

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from June 17, 2008 to June 30, 2008, for reference by President to appropriate committee on July 8, 2008.

080796 [Amending Ordinance 202-07, authorizing award of contract for CM/GC services for the San Francisco General Hospital Rebuild Program, and making findings under CEQA]

Ordinance amending Ordinance 202-07 to add Drywall Subcontractor to the list of authorized Core Subcontractors for the San Francisco General Hospital Rebuild Program; authorizing the award of a contract for Construction Manager/General Contractor services for the San Francisco Hospital Rebuild Program; 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; and 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. (Public Works Department)

(Fiscal Impact.)

6/2/2008, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

6/24/2008, ASSIGNED to Government Audit and Oversight Committee.

6/24/2008, SUBSTITUTED. Public Works Department submitted a substitute ordinance bearing new title.

080845 [Changing the official sidewalk width - Golden Gate Avenue]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1580 to change the official sidewalk width on the southerly side of Golden Gate Avenue between Larkin and Hyde Streets; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; requiring relocation, modification, or both of facilities affected by the sidewalk width change. (Public Works Department)

6/23/2008, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

080896 [Settlement of Lawsuit - City and County of San Francisco, et al., v. Pravin Dahy Abhai Patel, et al.]

Ordinance authorizing settlement of a lawsuit filed by the City and County of San Francisco and the People of the State of California, by and through Dennis J. Herrera, City Attorney for the City and County of San Francisco, against Pravin Dahy Abhai Patel, George Patel, and Sanjay Patel in exchange for an agreement to rescind the notice of withdrawal submitted pursuant to Government Code section 7060(a); the lawsuit was filed on July 12, 2006, in San Francisco Superior Court, Case No. CGC- 06-454092; entitled City and County of San Francisco, et al., v. Pravin Dahy Abhai Patel, et al; other material terms of said settlement are set forth in the Settlement Agreement contained in Board of Supervisors File No. 080896. (City Attorney)

6/20/2008, RECEIVED AND ASSIGNED to Rules Committee.

080897 [Settlement of Lawsuit - Schram Construction, Inc. - \$722,104.09]

Ordinance authorizing settlement of the lawsuit filed by Schram Construction, Inc. ("Schram") against the City and County of San Francisco (the "City") seeking \$1,000,000; the lawsuit was filed on June 23, 2006 in the Superior Court of the City and County of San Francisco, Case No.CGC-06-453479, entitled Schram Construction, Inc., v. City and County of San Francisco; other material terms of said settlement are: 1) The City will pay a total of \$722,104.09 to Schram; 2) Schram will indemnify the City against potential legal claims and/or lawsuits from subcontractors and suppliers; 3) All warranties not yet expired will remain in full force and effect; and 4) The City reserves all rights relating to latent defects. (City Attorney)

6/25/2008, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from June 17, 2008 to June 30, 2008, for reference by President to appropriate committee on July 8, 2008.

080797 [Authorizing award of architectural and engineering design services contract for the San Francisco General Hospital Replacement Program and adopting findings under CEQA]

Resolution authorizing the award of an architectural and engineering design services contract for the San Francisco General Hospital Seismic Compliance Hospital Replacement Program; 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; and 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. (Public Works Department)

(Fiscal Impact.)

6/2/2008, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

6/24/2008, ASSIGNED to Government Audit and Oversight Committee.

6/24/2008, SUBSTITUTED. Department of Public Works submitted a substitute resolution bearing new title.

080550 [Petitions and Communications #1]

Petitions and Communications received from June 17, 2008 through June 30, 2008 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on July 8, 2008, Part 1 (Item 1 -60).

From Office of the Treasurer & Tax Collector, submitting appointment notification of Rosabella Safont to the Elections Commission. Copy: Each Supervisor.(1)

From Office of the Clerk of the Board, submitting information regarding the Diversity Tracking System for fiscal year 2007-2008, in accordance with Administrative Code Section 12D.A.18(D).(2)

From various City Departments, submitting list of sole source contracts entered into during fiscal year 2007-2008:(6)

Civil Service Commission
Office of the Clerk of the Board
Department of Human Resources
Employees' Retirement System
Recreation & Park Department
Department of Telecommunications and Information Services

From Police Department - Administration Bureau, responding to the Office of the Clerk of the Board's inquiry regarding current limitations to GIS crime mapping system and future expectations. (Reference 20080506-004)(4)

From Department of Human Resources, responding to Supervisor Mirkarimi's inquiry requesting a survey letter to all

qualifying City Employees retiring under Proposition B. (Reference 20080513-007)(5)

From Supervisor Peskin, submitting notification of nomination of Rafael Mandelman to serve on the Board of Appeals.(6)

From Police Department - Administration Bureau, responding to Supervisor Ammiano's inquiry request for information regarding Immigration and Customs Enforcement (ICE) activities possibly related to San Francisco. (Reference 20080520-004)(7)

From Office of the Controller - City Services Auditor, submitting report on Airport Commission: Concession Audit of Luna Azul Corporation, dba Jalapeno Mexican Grill.(8)

From Office of the Controller - City Services Auditor, submitting report on Airport Commission: Concession Audit of The Hertz Corporation.(9)

From various City Departments, submitting Human Rights Commission - Waiver Request form:(10)

Department of Public Health (1 form)
Human Services Agency (1 form)
Office of the Public Defender (1 form)
Airport Commission (3 forms)
Recreation and Park Department (1 form)

From concerned citizens, commenting on San Francisco Zoo policies and oversight. File 080818, Copy: Each Supervisor, 8 letters.(11)

From Office of the Controller - City Services Auditor, submitting report on Airport Commission: Compliance Audit of American Eagle Airlines, Inc.(12)

From various organizations, urging the Board to reconsider the Department of Public Health's proposed budget eliminating or reducing medical services. File 080722, Copy: Each Supervisor, 2 letters.(13)

From Office of the Controller, submitting two presentations on the Department of Public Health Revenue Maximization Project and a final report on the implementation of select recommendations based on that assessment.(14)

From U.S. Army Corps. of Engineers, submitting public notice regarding trial implementation period for Western Mountains & Valleys Interim Regional Supplement.(15)

From U.S. Army Corps. of Engineers, submitting public notice regarding notice of intent and notice of preparation for a Joint Supplemental Impact Statement and Subsequent Environmental Impact Report for Sacramento River Deep Water Ship Channel.(16)

From Office of the Controller, responding to Supervisor McGoldrick's request to survey the salary paid to executive directors working for non-profit agencies that contract with the City. (Reference 20080415-001)(17)

From concerned citizens, opposing to the proposed ordinance adjusting existing Library fees. File 080749, Copy: Each Supervisor, 2 letters.(18)

From concerned citizens, urging the Board to reconsider the Department of Public Health's proposed budget eliminating or reducing medical services. File 080722, Copy: Each Supervisor, approximately 200 letters.(19)

From concerned citizens, submitting support to the proposed Charter Amendment regarding establishing an independent Landmarks Preservation Board. File 080650, Copy: Each Supervisor, 9 letters.(20)

From Medium Femme, commenting on the proposed ordinance regarding Below Market Rate Condominium Conversion Program. File 080520, Copy: Each Supervisor.(21)

From Office of the Controller, submitting a memorandum regarding the Center for Academic Re-entry and Empowerment (CARE) program analysis.(22)

From Donna Sharee, opposing to the revocation of permit for U.N. Plaza Farmer's Market. File 080732, Copy: Each Supervisor.(23)

From concerned citizen, submitting a copy of a notification regarding filing of Pacific Gas & Electric Company (PG&E) application for approval of its 2009-2011 demand response programs and budget.(24)

From Janette Barroca, commenting on same sex marriage.(25)

From Paul H. Carlisle, MPT, GCS, urging the Health Commission to recommend the Mayor's Office withdraw its request to cut additional positions at Laguna Honda Hospital and Rehabilitation Center. Copy: Each Supervisor.(26)

From U.S. Department of the Interior - Bureau of Land Management, regarding public comment period on a Draft Programmatic Environmental Impact Statement (PEIS) for leasing Federal geothermal resources in the Western States and Alaska.(27)

From John Jenkel, submitting Abuse News #3892 regarding United States military forces in Iraq.(28)

From Office of the Controller, submitting Public Education Enrichment Fund Annual Report 2008-2009.(29)

From L. Espana, urging the Board to create a fast, free and publicly owned fiber optic and wireless communications network for the City.(30)

From Department of Public Health - Mission Mental Health Services, submitting petition urging the Board to reconsider the elimination of the County Sheriff's contract with the Department of Public Health. File 080768, Copy: Each Supervisor.(31)

From Coalition on Homelessness San Francisco, commenting on homeless issues and concerns with the proposed budget for Department of Public Health and Human Service Agency.(32)

From Susan S. Bronstein, commenting on budget issues and concerns relating to health care services. Copy: Supervisor McGoldrick.(33)

From Mayor Newsom, designating various Supervisors as Acting-Mayor from 10:45a.m. on Friday, June 20, 2008 until 5:10p.m. on Monday, June 23, 2008. Copy: Each Supervisor.(34)

From Joseph Latimore, submitting a request for Type 42 liquor license for Gallery Sensei, at 251 Rhode Island Street.(35)

From Colleen Fernald, regarding the impact of tax dollars for the Iraq war on the City's budget.(36)

From U.S. Army Corps of Engineers, submitting public notice regarding Notice of Intent and Notice of Preparation for a Joint Supplemental Environment Impact Statement and Subsequent Environmental Impact Report for the Sacramento River Deep Water Ship Cannel, CA.(37)

From Planning Department, regarding Transmittal of Planning Department Case Number 2007.0168TZ. Files 080691, 080692 and 080693, Copy: Each Supervisor.(38)

From Office of the Sheriff Administration, responding to Supervisor Elsbernd's inquiry regarding the issue of expanding jail alternative programs.(Reference 20080603-005, 20080603-006)(39)

From Office of the Mayor, responding to Supervisors' inquiry regarding the possible creation of a green and sustainable home improvement district along Bayshore Boulevard. (Reference 20080429-005)(40)

From Department of Public Works, responding to Supervisor Ammiano's inquiry regarding monitoring of street construction sites, specifically related to the requirement that steel plates being coated with a "non-skid" product. (Reference 20071018-044)(41)

From California Legislature - Senate Rules Committee submitting notice of Governor Schwarzenegger's reappointment of Rosalie Mule as a member of the California Integrated Waste Management Board. Copy: Each Supervisor.(42)

From Office of the Controller - City Services Auditor, submitting Performance and Efficiency Review for the Department of Public Health.(43)

From Mirna Escobar, regarding Woodside Gardens Senior and Disabled Development, 3 letters(44)
From Recreation and Park Department, regarding Roofing Shop/Structural Maintenance. File 080310(45)

From San Francisco Local Agency Formation Commission, submitting SF LAFCo Work Program for the 2008/09 Fiscal Year. File 080522.(46)

From Roger Kat, commenting on budget restorations to Caduceus Outreach Services. File 080722, Copy: Each Supervisor, 2 letters.(47)

From Santa Clara University, submitting copy of letter to Fire Department regarding Inspector Patrick C. Stranahan.(48)

From Capital Planning Committee, regarding the issuance of Clean Renewable Energy Bonds by the SF PUC, the issuance of Certificate of Participation for the Laguna Honda Hospital Replacement Program, and the FY 2008-2009 Capital Budget Request for the Laguna Honda Hospital Replacement Program. Copy: Each Supervisor(49)

From United Way of the Bay Area, submitting the Memorandum of Understanding for the 2008 Combined Charities Annual Joint Fundraising Drive.(50)

From John Jenkel, submitting Abuse News #3699 regarding United States military forces in Iraq.(51)

From Professional Property Management Association of San Francisco, regarding proposed changes throughout the Department of Building Inspection.(52)

From John Rus, commenting on crime issues.(53)

From SF Homeless Yahoo Group, submitting public comments for the June 19th, 2008 Budget & Finance Committee meeting regarding budget cuts and UN Plaza Farmers Market. File 080733, Copy: Each Supervisor(54)

From Rudy Lara, commenting on the Mayor's Proposed Budget 2008 - 2009. File 080602, Copy: Each Supervisor.(55)

From Malinda Kent-Corson, expressing support for the creation of new bike lanes in the city.(56)

From John Barry, commenting on tree planting.(57)

From Chris Sherrard, submitting opposition to the combustion turbine speaker project. File 080523, Copy: Each Supervisor.(58)

From Office of the Controller, responding to Supervisors' inquiry requesting the Controller quantify direct tax revenue and fees that would be associated with the increase of marriages as a result of the State Supreme Court's ruling on same-sex marriages for both the current and next fiscal years. (Reference 20080610-001) Copy: Each Supervisor.(59)

From United Brotherhood of Carpenters and Joiners of America, submitting a letter to the Director of Contract Administration requesting a response in writing.(60)

080943

[Petitions and Communications #2]

Petitions and Communications received from June 17, 2008 through June 30, 2008 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on July 8, 2008, Part 2 (Item 61 - 98).

From Parkmerced Residents Association, submitting support regarding requiring Assessor to report reductions of real property assessments. File 080527, Copy: Each Supervisor.(61)

From KS Graddy, commenting on restoring safety in San Francisco communities.(62)

From Police Department, responding to Supervisor Ammiano's inquiry regarding search and data limitations of the San Francisco Police Department's GIS-based crime mapping system.(63)

From Stephen Hamber, submitting suggestion to reward for crime information. Copy: Supervisor Ammiano.(64)

From Office of the Controller, regarding Charter Amendment on promoting and sustaining music and culture to San Francisco. File 080649(65)

From Office of the Controller, regarding Charter Amendment addressing ordinances and resolutions adopted by the Board of supervisors under the Community Redevelopment Law. File 080640.(66)

From Office of the Treasurer, submitting the investment activity of the portfolios under Treasurer's management from July 1, 2007 to May 31, 2008.(67)

From concerned citizen, submitting notification of applications by Pacific Gas and Electric Company to recover increased procurement costs for the remainder of 2008 and forecast 2009.(68)

From Municipal Transportation Agency, responding to Supervisor Elsbernd's inquiry requesting study the feasibility of reducing the speed limit on Lake Merced Boulevard, between Winston Avenue and Higuera Street from 45 mph to 35 mph.(69)

From Maryam Mohit, expressing support of the NERT training.(70)

From Municipal Transportation Agency, submitting a Short Range Transit Plan FY 2008 - 2027, Moving People Forward, adopted January 19, 2008.(71)

From Cal Tilden, commenting on earthquake retrofitting.(72)

From Jason Jungreis, submitting modification proposal to the garbage receptacle ordinance. File 080661.(73)

From Department of Public Works, responding to inquiry regarding garbage receptacle ordinance modifications proposal. File 080661.(74)

From Department of Public Health, responding to Supervisor Sandoval's inquiry regarding Light Brown Apple Moth.

(Reference 20080512-004)(75)

From Department of the Environment, submitting status update on Civil Grand Jury report "Can San Francisco Keep its Promise to Reduce Greenhouse Gas Emissions." Copy: Each Supervisor.(76)

From Kimo Crossman, submitting sample text for June 14, 2008 Board of Supervisors' Meeting, 2 letters.(77)

From Planning Department, regarding reschedule of the NCSBT EIR appeal hearing on July 22, 2008. File 080918, Copy: Each Supervisor.(78)

From concerned citizens, commenting on various issues regarding the murder of the Bologna family, 3 letters.(79)

From concerned citizens, supporting San Francisco Clean Energy Act. File 080648, Copy: Each Supervisor, 11 letters.(80)

From California Family Resource Association, supporting the reinstatement of \$200,000 funding from the Health and Human Services Agency to the community based APA Family Support Services organization in City. File 080718, Copy: Each Supervisor.(81)

From Charles Warren, commenting on the rebuilding of Camp Mather.(82)

From concerned citizens opposing the library's LINK+ program. File 080749, Copy: Each Supervisor, 2 letters.(83)

From Coalition on Homelessness, commenting on major budget cuts increasing homelessness in San Francisco. File 080722, Copy: Each Supervisor.(84)

From Kimo Crossman, supporting the efforts to stop the increase or new fees and fines at the library. File 080749: Each Supervisor.(85)

From Kimo Crossman, regarding Board of Supervisors' historical posting on-line of full board and committee agendas, 2 letters.(86)

From Supervisor Chris Daly, submitting a letter to Supervisor Alioto-Pier regarding calendaring File 080651 for hearing at the Rules Committee. Copy: Each Supervisor. (87)

From A. Alberto Castillio Abello, urging the Board to restore the budget cuts for mental health services. File 080866.(88)

From Coalition on Homelessness San Francisco, submitting proposal on sources for general revenue savings. File 080602, Copy: Each Supervisor.(89)

From Mayor's Office of Economic & Workforce Development, responding to the Board's inquiry requesting an outline of information and potential options on creating a Home Improvement District along Bayshore Boulevard. (Reference 20080429-003)(90)

From San Francisco Bicycle Advisory Committee, submitting a copy of a letter to Nathaniel Ford, MTA Executive Director requesting a clarification of facts regarding quotations attributed to the SFPD. Copy: Each Supervisor.(91)

From Cem Cakiroglu, commenting on various issues and concerns.(92)

From Municipal Transportation Agency, submitting a letter to Supervisor McGoldrick regarding the importance of 311 Call Center services. Copy: Each Supervisor.(93)

From concerned citizens, opposing the renaming of their sewage treatment plant after President George Bush, 5 letters.(94)

From McCracken & Byers LLP, submitting notice of appeal of Planning Commission's Certification of FEIR regarding Case File No. 2003.0655E - SFPUC New Crystal Springs Bypass Tunnel.(95)

From Ellen Wall, commenting on the Alemany Farmers Market. File 080733, Copy: Each Supervisor.(96)

From Brian Murphy, commenting on a pothole at Market and Van Ness Streets.(97)

From Gwen O'Neill, commenting on the Pedestal Program. File 080765, Copy: Each Supervisor.(98)

ADJOURNMENT

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop

computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

The agenda packet and legislative files (which contain documents submitted after the distribution of the agenda packet) are available at the Board of Supervisors, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102. Agendas are available on the Internet at www.sfgov.org/site/bos_meetings For information, call (415) 554-5184.

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

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

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



Disability access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.

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

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, N and T (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

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

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

Know Your Rights Under the Sunshine Ordinance

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

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

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

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics