



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, December 7, 2010 - 2:00 PM

Regular Meeting

DAVID CHIU, PRESIDENT
MICHELA ALIOTO-PIER, JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ERIC MAR, SOPHIE MAXWELL, ROSS MIRKARIMI

Angela Calvillo, Clerk of the Board

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

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee
Supervisors Avalos, Mirkarimi, Elsbernd

City and School District Select Committee
Supervisors Dufty, Alioto-Pier, Daly, Fewer, Kim, Mendoza

City Operations and Neighborhood Services Committee
Supervisors Chu, Avalos, Dufty

Government Audit and Oversight Committee
Supervisors Mar, Chu, Maxwell

Land Use and Economic Development Committee
Supervisors Maxwell, Mar, Chiu

Public Safety Committee
Supervisors Chiu, Mirkarimi, Elsbernd

Rules Committee
Supervisors Campos, Alioto-Pier, Mar

Meeting Days

Wednesday
11:00 AM

2nd and 4th Thursday
3:30 PM

2nd and 4th Monday
10:30 AM

2nd and 4th Thursday
10:30 AM

Monday
1:00 PM

1st and 3rd Monday
10:00 AM

1st and 3rd Thursday
10:00 AM

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.

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

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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

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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 October 26, 2010, and November 2, 2010, 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 through 8

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors Chu, Avalos, Dufty

1. [101299](#) **[Accept and Expend Grant - Installation of Art at the Civic Center Plaza - \$70,000]**
Sponsor: Mayor
Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of \$70,000 from the National Endowment for the Arts for the installation of Zhang Huan's Three Heads, Six Arms at the Civic Center Plaza.
Attachments: [Legislation_VER1](#)
[Comm Packet 112210](#)
[Board Packet120710](#)

Question: Shall this Resolution be ADOPTED?

2. [101329](#) **[Liquor License Transfer - 163 Jessie Street]**
Resolution determining that the transfer of a Type 48 on-sale general public premises liquor license from 730-732 Broadway Street to 163 Jessie Street (District 6), to Jon Gasparini for the Jessie Street Cafe, will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Attachments: [Comm Packet 112210](#)
[Board Packet120710](#)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Mar, Chiu

3. [101194](#) **[Administrative Code, Public Works Code and Subdivision Code - Better Streets Plan Implementation]**
Sponsors: Mayor; Mar and Campos
Ordinance adopting the Better Streets Plan; amending Chapter 98.1 of the Administrative Code to require street improvements to conform with the policies and guidance of the San Francisco Better Streets Plan (Better Streets Plan); amending various sections of the Planning Code to consolidate requirements for street improvements; to require street improvements to follow the policies and guidance of the Better Streets Plan; to expand and modify existing requirements for provision of street trees; to require specified projects to submit a streetscape plan with application submission; and to describe additional requirements for certain areas of the City subject to neighborhood streetscape plans, including Downtown and Rincon Hill; amending various sections of the Public Works Code to be consistent with the Better Streets Plan, including waiving public right-of-way occupancy fees for Better Streets Plan elements; amending Sections 1335, 1336, and 1337 of the Subdivision Code to require streetscape, pedestrian, and stormwater improvements consistent with the Better Streets Plan as part of subdivision approvals; and making findings, including environmental findings and findings that the Planning Code amendments and General Plan amendments are consistent, on balance, with the General Plan and Planning Code Section 101.1.

Attachments: [Board Packet 112310](#)
[Leg Digest Ver1](#)
[Response PLN 100410](#)
[Comm Packet 111510](#)
[Board Packet 112310](#)

11/23/2010; PASSED, ON FIRST READING. Supervisor Campos requested to be added as a co-sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

4. [101075](#) **[Building Code - Development Fee Collection Procedure and Administrative Fee]**

Sponsor: Mayor

Ordinance amending the San Francisco Building Code by amending Section 107A.13 to modify the method of calculating the development fee deferral surcharge rate and to clarify when a project sponsor may elect to defer the payment of development impact and in-lieu fees, adopting environmental finding.

Attachments: [Legislation Ver1](#)
[Comm Packet 111510](#)
[Board Packet 112310](#)

11/23/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. [101219](#) **[Relocation Impact Study and Last Resort Housing Plan for Central Subway Project]**

Ordinance approving the San Francisco Municipal Transportation Agency's Relocation Impact Study and Last Resort Housing Plan for the Central Subway Project. (Municipal Transportation Agency)

Attachments: [Legislation Ver1](#)
[Comm Packet 111510](#)
[Board Packet 112310](#)

11/23/2010; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

6. [101450](#) **[Temporary Preservation Easement - Bayview Opera House - 4705 Third Street]**

Sponsor: Maxwell

Resolution approving a temporary preservation easement affecting a City building located at 4705 Third Street, commonly known as the Bayview Opera House.

Attachments: [Legislation VER1](#)
[Comm Packet 112210](#)
[Board Packet120710](#)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Campos, Alioto-Pier

7. [101348](#) **[Appointments, Food Security Task Force - Karen Gruneisen, Zetta Reicker, and Deloris McGee]**

Motion appointing Karen Gruneisen, Zetta Reicker, and Deloris McGee, for indefinite terms, to the Food Security Task Force. (Clerk of the Board)

Karen Gruneisen, seat 7, new appointment, must be a representative of a community-based organization that provide nutritional support and increase the food security of San Francisco residents, for a term indefinite. The community member shall be nominated by the Task Force and may include but are limited to representatives from organizations serving food in the following program types: home-delivered meals; congregate meals for seniors; food bank; free dining room; multi-service agency serving families and youth; shelter meals; and faith-based organization. No organization shall have more than one representative on the Task Force.

Zetta Reicker, seat 15, new appointment, must be from the San Francisco Unified School District, for a term indefinite.

Attachments: [Comm Packet111810](#)

[Legislation Ver1](#)

[Board Packet120710](#)

Question: Shall this Motion be APPROVED?

8. [101397](#) **[Appointment, Bicycle Advisory Committee - Edward Nicolson]**

Motion appointing Edward Nicolson, term ending November 19, 2012, to the Bicycle Advisory Committee. (Clerk of the Board)

Edward Nicolson, seat 4, succeeding Jared Washkowitz, resigned, must be a nominee of District 4 Supervisor. The member shall serve a two-year term ending November 19, 2012 or for the tenure of the supervisor who nominated the member, whichever is shorter in duration.

Attachments: [Comm Packet111810](#)

[Legislation Ver1](#)

[Board Packet120710](#)

Question: Shall this Motion be APPROVED?

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 Maxwell, Mar, Chiu

9. [101193](#) **[Approving General Plan Amendments in Connection with the Better Streets Plan]**

Sponsors: Mayor; Mar and Campos

Ordinance amending the Urban Design and Transportation Elements of the San Francisco General Plan to incorporate the San Francisco Better Streets Plan by reference, and to make objectives and policies relating to pedestrian transportation consistent with the Better Streets Plan; making environmental findings that the proposed amendments are consistent with the General Plan and the eight priority policies of the Planning Code Section 101.1.

Attachments: [Legislation_Ver1](#)

[Leg_Digest_Ver1](#)

[Response_PLN_100410](#)

[Comm_Packet_111510](#)

[Board_Packet_112310](#)

[Legislation_Ver2](#)

[Board_Packet120710](#)

11/23/2010; AMENDED. Supervisor Campos requested to be added as a co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Maxwell, seconded by Supervisor Dufty, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

11/23/2010; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Public Safety Committee

Present: Supervisors Chiu, Mirkarimi, Elsbernd

10. [100455](#) **[Environment Code - San Francisco Safe Drug Disposal Ordinance]**

Sponsor: Mirkarimi

Ordinance amending the San Francisco Environment Code by adding Chapter 22, Sections 2201 through 2211, to: require any person who produces a drug offered for sale in San Francisco to participate in an approved drug stewardship program for the collection and disposal of unwanted drugs from residential sources; provide for implementation, enforcement, fees, and penalties; and phase-in the application of the Chapter to non-prescription drugs and controlled substances; and making environmental findings.

(Supervisor Elsbernd dissented in Committee.)

Attachments: [Legislation_VER1](#)

[Response_PLN_051710](#)

[Response_PLN_051710B](#)

[Comm_Packet_101810](#)

[Board_Packet_102610](#)

[Legislation_VER2](#)

[Legislation_VER3](#)

[Board_Packet_112310](#)

[Legislation_VER4](#)

[Board_Packet120710](#)

10/26/2010; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

10/26/2010; CONTINUED AS AMENDED ON FIRST READING.

11/23/2010; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

11/23/2010; CONTINUED AS AMENDED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Avalos, Mirkarimi, Elsbernd

11. [101121](#) **[Accept and Expend Grant - FY2010 Regional Catastrophic Preparedness Grant Program and Amend Annual Salary Ordinance, FY2010-2011 - \$3,570,000]**

Sponsors: Mayor; Alioto-Pier

Ordinance authorizing the Department of Emergency Management, on behalf of the City and County San Francisco, serving as the primary grantee for the Regional Catastrophic Preparedness Grant Program Bay Area Site and as fiscal agent for the Urban Area Security Initiative Approval Authority, to retroactively accept and expend Regional Catastrophic Preparedness Grant Program grant funds in the amount of \$3,570,000 from the United States Department of Homeland Security, through the California Emergency Management Agency, and to provide \$181,478 as San Francisco's portion of required matching funds; and amending Ordinance No. 191-10 (Annual Salary Ordinance, FY2010-2011) to reflect the addition of one grant-funded position (.75 FTE) in Class 5293 Planner IV in the Department of Emergency Management.

Attachments: [Legislation Ver1](#)

[Comm Packet 120110](#)

[Board Packet120710](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

12. [101122](#) **[Accept and Expend Grant - FY2010 Urban Areas Security Initiative Grant and Amend Annual Salary Ordinance, FY2010-2011 - \$34,262,131]**

Sponsors: Mayor; Alioto-Pier

Ordinance authorizing the Department of Emergency Management, on behalf of the City and County San Francisco, as the primary grantee for the combined Bay Area Urban Area and as the fiscal agent for the UASI Approval Authority, to retroactively accept and expend an Urban Areas Security Initiative grant in the amount of \$34,262,131 from the United States Department of Homeland Security, through the California Emergency Management Agency; and amending Ordinance No. 191-10 (Annual Salary Ordinance, FY2010-2011) to reflect the addition of two grant-funded positions in the Department of Emergency Management, as follows: one position (.75 FTE) in Class 1823 Senior Administrative Analyst and one position (.75 FTE) in Class 1824 Principal Administrative Analyst.

Attachments: [Legislation VER1](#)

[Comm Packet 120110](#)

[Board Packet120710](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

13. [100927](#) **[Contract Approval - 18 Non-Profit Organizations and the University of California of San Francisco - Behavioral Health Services - \$674,388,406]**
Sponsor: Mayor
Resolution retroactively approving \$674,388,406 in contracts between the Department of Public Health and 18 non-profit organizations and the University of California at San Francisco, to provide behavioral health services for the period of July 1, 2010, through December 31, 2015.

(Fiscal Impact.)

Attachments: [Legislation_VER1](#)
[Comm_Packet_120110](#)
[Legislation_Ver2](#)
[Board_Packet120710](#)

Question: Shall this Resolution be ADOPTED?

14. [101125](#) **[Golden Gate Park Music Concourse Garage Refinance]**
Sponsor: Mar
Resolution concurring in the recommendation of the Controller and the Director of the Office of Public Finance that the issuance of not to exceed \$30,000,000 Tax Exempt Bank Qualified Bonds ("Bonds") with First Republic Bank for and on behalf of the Music Concourse Community Partnership, a California nonprofit public benefit corporation, is reasonably prudent; directing the Controller and the Director of the Office of Public Finance to do everything necessary and desirable to provide for the issuance of such Bonds; and providing public approval for the Bonds and the project financed and refinanced thereby for the purposes of Section 147(f) of the internal Revenue Code.

Attachments: [Legislation_Ver1](#)
[Comm_Packet_120110](#)
[Legislation_Ver2](#)
[Board_Packet120710](#)

Question: Shall this Resolution be ADOPTED?

15. [101265](#) **[Accept and Expend Grant - CalHome - Not to Exceed \$1,500,000]**
Sponsor: Mayor
Resolution authorizing the Mayor of the City and County of San Francisco to accept and expend a grant from the California Department of Housing and Community Development in a total amount not to exceed \$1,500,000 to assist low-income first time homebuyers and low-income homeowners.

Attachments: [Legislation_Ver1](#)
[Comm_Packet_120110](#)
[Board_Packet120710](#)

Question: Shall this Resolution be ADOPTED?

16. [101387](#) **[Design Agreement - Public Safety Building, Earthquake Safety, and Emergency Response Bond Program - Not to Exceed \$17,205,152]**
Sponsor: Mayor
Resolution authorizing the Director of Public Works to execute an amendment to the professional services agreement for the design of a new public safety building under the Earthquake Safety and Emergency Response Bond Program to increase the not to exceed amount from \$3,947,600 to \$17,205,152.
- Attachments:** [Legislation Ver1](#)
[Comm Packet 120110](#)
[Board Packet120710](#)

Question: Shall this Resolution be ADOPTED?

From the Budget and Finance Committee Without Recommendation

Present: Supervisors Avalos, Elsbernd

17. [101311](#) **[Administrative Code - San Francisco Local Hiring Policy for Construction]**
Sponsors: Avalos; Mirkarimi and Campos
Ordinance amending the San Francisco Administrative Code Chapter 6, Public Works Contracting Policies and Procedures, Subsection 6.22(G) to: 1) establish a local hiring policy for City public work or improvement projects requiring contractors and their subcontractors to perform certain percentages of project work hours using San Francisco residents and disadvantaged San Francisco residents; 2) making findings in support of the policy; 3) authorizing incentives for contractors and subcontractors who exceed local hiring requirements; 4) mandating assessment of liquidated damages against contractors and subcontractors who fail to meet minimum local hiring requirements; and 5) establishing monitoring, enforcement, and administrative procedures in support of the policy.
- (Economic Impact; Fiscal impact.)
- Attachments:** [Legislation ver1](#)
[Leg Digest Ver1](#)
[Comm Packet 120110](#)
[Legislation Ver2](#)
[Leg Digest Ver2](#)
[Board Packet120710](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendation of the City Operations Committee

Present: Supervisors Chu, Avalos, Dufty

18. [101310](#) **[Public Works Code - Regulation of Freestanding Newsracks and Fixed Pedestal Newsracks]**

Sponsor: Alioto-Pier

Ordinance amending the San Francisco Public Works Code by amending Sections 184.2, 184.6, 184.8, and 184.12 thereof, relating to newsracks, to provide for: (1) the use of electronic mail for notices of violations; (2) removal of abandoned newsracks or newsracks maintained in violation of the Public Works Code within 7 calendar days of notice of violation sent by electronic mail; (3) imposition of administrative fines for violations resulting in newsrack seizures; (4) consolidation and/or reduction in size of fixed pedestal newsracks at under-used locations; (5) allocation of space in newsrack boxes on a first-come-first-served basis under certain circumstances; and (6) reduction of the fixed pedestal permit fee from \$60 to \$50.

Attachments: [Legislation VER1](#)

[Legislation VER2](#)

[Comm Packet 112210](#)

[Board Packet120710](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Mar, Chiu

19. [100046](#) [Planning Code, Administrative Code - Amending Inclusionary Housing Ordinance]**Sponsors: Mayor; Chiu**

Ordinance amending the Planning Code and Administrative Code by amending the Residential Inclusionary Affordable Housing Program, Planning Code Section 415 et seq. (formerly Code Section 315 et seq.) (the "Program") to change the name of the Program to the Affordable Inclusionary Affordable Housing Program and to require all project applicants to pay the Affordable Housing Fee unless they are eligible for an alternative; making other amendments to the Program including expanding the uses of the Citywide Affordable Housing Fund, deleting provisions relating to certain requirements for off-site units, and deleting provisions requiring a refund of fees after issuance of certificate of occupancy; amending Sections 416 and 417 to make conforming amendments to the Inclusionary Affordable Housing Program; amending the Van Ness Market Special Use District, Section 249.33, to delete the provision that a project sponsor may only meet up to 50% of the Program's requirements through payment of the fee; amending Section 827 to delete the requirement that 50% of on- or off-site affordable housing units provided under Section 415 et seq. in the Rincon Hill Area Plan be provided as rental; amending the Administrative Code by amending Chapter 56 related to Development Agreements to create certain exceptions from its requirements for rental housing developments with on-site inclusionary units; and making findings including findings under the California Environmental Quality Act.

Attachments: [Legislation_Ver1](#)[Leg_Digest_Ver1](#)[Response_PLN_012010](#)[Legislation_Ver2](#)[Leg_Digest_Ver2](#)[Response_PLN_040210](#)[Comm_Packet_100410](#)[Comm_Packet_101810](#)[Legislation_Ver3](#)[Legislation_Ver4](#)[Leg_Digest_Ver4](#)[Comm_Packet_102510](#)[Legislation_Ver5](#)[Leg_Digest_Ver5](#)[Board_Packet_110210](#)[Legislation_Ver6](#)[Leg_Digest_Ver6](#)[Comm_Packet_112210](#)[Legislation_Ver7](#)[Board_Packet120710](#)[Legislation_Ver8](#)

11/02/2010; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

11/02/2010; RE-REFERRED AS AMENDED to the Land Use and Economic Development Committee.

Question: Shall this Ordinance be FINALLY PASSED?

20. [101094](#) [Administrative Code - Child Care Centers for City Projects and City-Funded Private Projects]

Sponsors: Dufty; Alioto-Pier, Chiu, Mar and Maxwell

Ordinance amending the San Francisco Administrative Code by adding Chapter 29B to require a City agency, or a private developer that receives City funds for a development project, as defined, to prepare a feasibility study for providing an on-site child care center whenever it plans to construct or purchase a building, lease more than 50 percent of space in a private building for an initial term of more than one year, or alter more than 50 percent of the space in an existing building; adopting findings, including environmental findings.

Attachments: [Legislation Ver1](#)

[Leg Digest Ver1](#)

[Response PLN 092010](#)

[Response SBC 092910](#)

[Response PLN 110510](#)

[Comm Packet 112210](#)

[Response Youth 112910](#)

[Legislation Ver2](#)

[Leg Digest Ver2](#)

[Board Packet120710](#)

Question: Shall this Ordinance be FINALLY PASSED?

21. [101095](#) [Planning Code - Affordable Housing Program Exemption for Qualified Student Housing]

Sponsor: Dufty

Ordinance amending the Residential Inclusionary Affordable Housing Program, Planning Code Sections 415 et seq. to exempt certain Qualified Student Housing Projects, as defined, if the project meets certain requirements; adding corresponding definitions to Section 401; and making findings including environmental findings.

(Economic Impact.)

Attachments: [Legislation Ver1](#)

[Leg Digest Ver1](#)

[Response PLN 092010](#)

[Comm Packet 112210](#)

[Legislation Ver2](#)

[Leg Digest Ver2](#)

[Board Packet120710](#)

[Legislation Ver3](#)

[Econ Impact 120610](#)

Question: Shall this Ordinance be FINALLY PASSED?

22. [101313](#) [Planning Code, Zoning Map - Bayshore Boulevard Home Improvement Special Use District]

Sponsors: Maxwell; Campos and Dufty

Ordinance amending the San Francisco Planning Code by adding Section 249.65 to establish the Bayshore Boulevard Home Improvement Special Use District for the properties on lots fronting Bayshore Boulevard from Jerrold Avenue south to the 1-280 Freeway, the west side of Loomis Street from Jerrold Avenue south to the 1-280 Freeway, Oakdale Avenue from Loomis Street to Bayshore Boulevard, Marengo Street from Bayshore Boulevard to Waterloo Street and the west side of Boutwell Street from Industrial Street south to the 1-280 Freeway, and also including some lots on Cortland Avenue; amending the Zoning Map of the City and County of San Francisco to rezone the designated blocks and lots from the current M-1 and P/M-1 zoning to PDR-2, P/PDR-2 and the Bayshore Boulevard Home Improvement Special Use District; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.

Attachments: [Legislation_Ver1](#)

[Leg_Digest_Ver1](#)

[Comm_Packet_112210](#)

[Legislation_Ver2](#)

[Board_Packet120710](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Rules Committee

Present: Supervisors Campos, Alioto-Pier

23. [101235](#) [Confirming Appointment, San Francisco Redevelopment Agency - Agnes Briones Ubalde]

Sponsor: Mayor

Motion confirming the appointment of Agnes Briones Ubalde to the San Francisco Redevelopment Agency for a four-year term ending September 3, 2014.

Attachments: [Legislation Ver1](#)

[Comm Packet111810](#)

[Board Packet120710](#)

Question: Shall this Motion be APPROVED?

24. [101236](#) [Confirming Appointment, Port Commission - F.X. Crowley]

Sponsor: Mayor

Motion confirming the appointment of F.X. Crowley to the Port Commission, term ending May 1, 2014.

Attachments: [Legislation Ver1](#)

[Comm Packet111810](#)

[Board Packet120710](#)

Question: Shall this Motion be APPROVED?

25. [101285](#) [Confirming Reappointment, Edwin Lee as City Administrator]

Sponsor: Mayor

Motion confirming the reappointment of Edwin Lee to a five-year term as City Administrator under Charter Section 3.104.

Attachments: [Legislation VER1](#)

[Comm Packet111810](#)

[Board Packet120710](#)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M

Board of Supervisors Sitting as a Committee of the Whole

(Pending approval of File No. 101465, Item No. 52.)

26. [101466](#) **[Public Hearing - Appointment of a Successor Mayor]**
Sponsor: Daly
Hearing to discuss the proposed Motion to take nominations and appoint a successor Mayor in the event of a vacancy in the Office of the Mayor.

Attachments: [Board Packet 112310](#)
[Board Packet120710](#)

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Committee of the Whole Adjourn and Report

27. [101467](#) **[Appointment of a Successor Mayor]**
Sponsor: Daly
Motion to take nominations and appoint a successor Mayor in the event of a vacancy in the Office of the Mayor.

Attachments: [Legislation VER1](#)
[Board Packet 112310](#)
[Board Packet120710](#)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.**Board of Supervisors Sitting as a Committee of the Whole**

(Pursuant to File No. 101407, approved November 23, 2010.)

28. [101500](#) **[Public Hearing to Acquire Various Real Properties by Eminent Domain for Transbay Transit Center Program]**
Sponsor: Daly
Hearing of persons interested in or objecting to proposed Resolutions authorizing the acquisition of real property commonly known as 85 Natoma Street #1 (File Nos. 101408 and 101409), (Block No. 3721, Lot No. 109); 85 Natoma Street #2 (File Nos. 101411 and 101412), (Block No. 3721, Lot No. 110); 85 Natoma Street #3 (File Nos. 101414 and 101415), (Block No. 3721, Lot No. 111); 85 Natoma Street #4 (File Nos. 101417 and 101418), (Block No. 3721, Lot No. 112); 85 Natoma Street #5 (File Nos. 101420 and 101421), (Block No. 3721, Lot No. 113); 85 Natoma Street #7 (File Nos. 101423 and 101424), (Block No. 3721, Lot No. 115); 85 Natoma Street #9 (File Nos. 101426 and 101427), (Block No. 3721, Lot No. 117); 85 Natoma Street #C1 (File Nos. 101429 and 101430), (Block No. 3721, Lot No. 118); 60 Tehama Street (File Nos. 101432 and 101433), (Block No. 3736, Lot No. 088); 564 Howard Street (File Nos. 101435 and 101436), (Block No. 3721, Lot No. 019); 568 Howard Street (File Nos. 101438 and 101439), (Block No. 3721, Lot No. 020); and 13 parking easement interests across and through 85 Natoma Street (File Nos. 101441 and 101442), (Benefitted parcels Block No. 3721, Lot Nos. 093-105; burdened parcels Block 3721, Lot Nos. 109-118) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1.

Attachments: [Board Packet120710](#)

AQuestion: Shall this Hearing be HEARD AT PUBLIC HEARING?

Committee of the Whole Adjourn and Report

29. [101409](#) **[Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 85 Natoma Street No. 1]**
Sponsor: Daly
Resolution authorizing the acquisition of real property commonly known as 85 Natoma Street No. 1, San Francisco, California (Assessor's Block No. 3721, Lot No. 109) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1.

Attachments: [Legislation_VER1](#)

[Board Packet120710](#)

Question: Shall this Resolution be ADOPTED?

- 30. [101412](#) [Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 85 Natoma Street No. 2]**
Sponsor: Daly
Resolution authorizing the acquisition of real property commonly known as 85 Natoma Street No. 2, San Francisco, California (Assessor's Block No. 3721, Lot No. 110) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1.

Attachments: [Legislation VER1](#)
[Board Packet120710](#)

Question: Shall this Resolution be ADOPTED?

- 31. [101415](#) [Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 85 Natoma Street No. 3]**
Sponsor: Daly
Resolution authorizing the acquisition of real property commonly known as 85 Natoma Street No. 3, San Francisco, California (Assessor's Block No. 3721, Lot No. 111) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1.

Attachments: [Legislation VER1](#)
[Board Packet120710](#)

Question: Shall this Resolution be ADOPTED?

- 32. [101418](#) [Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 85 Natoma Street No. 4]**
Sponsor: Daly
Resolution authorizing the acquisition of real property commonly known as 85 Natoma Street No. 4, San Francisco, California (Assessor's Block No. 3721, Lot No. 112) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1.

Attachments: [Legislation VER1](#)
[Board Packet120710](#)

Question: Shall this Resolution be ADOPTED?

33. [101421](#) **[Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 85 Natoma Street No. 5]**
Sponsor: Daly
Resolution authorizing the acquisition of real property commonly known as 85 Natoma Street No. 5, San Francisco, California (Assessor's Block No. 3721, Lot No. 113) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1.

Attachments: [Legislation VER1](#)
[Board Packet120710](#)

Question: Shall this Resolution be ADOPTED?

34. [101424](#) **[Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 85 Natoma Street No. 7]**
Sponsor: Daly
Resolution authorizing the acquisition of real property commonly known as 85 Natoma Street No. 7, San Francisco, California (Assessor's Block No. 3721, Lot No. 115) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1.

Attachments: [Legislation VER1](#)
[Board Packet120710](#)

Question: Shall this Resolution be ADOPTED?

35. [101427](#) **[Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 85 Natoma Street No. 9]**
Sponsor: Daly
Resolution authorizing the acquisition of real property commonly known as 85 Natoma Street No. 9, San Francisco, California (Assessor's Block No. 3721, Lot No. 117) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1.

Attachments: [Legislation VER1](#)
[Board Packet120710](#)

Question: Shall this Resolution be ADOPTED?

- 36. [101430](#) [Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 85 Natoma Street No. C1]**
Sponsor: Daly
Resolution authorizing the acquisition of real property commonly known as 85 Natoma Street No. C1, San Francisco, California (Assessor's Block No. 3721, Lot No. 118) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1.

Attachments: [Legislation VER1](#)
[Board Packet120710](#)

Question: Shall this Resolution be ADOPTED?

- 37. [101433](#) [Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 60 Tehama Street]**
Sponsor: Daly
Resolution authorizing the acquisition of real property commonly known as 60 Tehama Street, San Francisco, California (Assessor's Block No. 3736, Lot No. 088) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1.

Attachments: [Legislation VER1](#)
[Board Packet120710](#)

Question: Shall this Resolution be ADOPTED?

- 38. [101436](#) [Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 564 Howard Street]**
Sponsor: Daly
Resolution authorizing the acquisition of real property commonly known as 564 Howard Street, San Francisco, California (Assessor's Block No. 3721, Lot No. 019) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1.

Attachments: [Legislation VER1](#)
[Board Packet120710](#)

Question: Shall this Resolution be ADOPTED?

39. [101439](#) [Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 568 Howard Street]

Sponsor: Daly

Resolution authorizing the acquisition of real property commonly known as 568 Howard Street, San Francisco, California (Assessor's Block No. 3721, Lot No. 020) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1.

Attachments: [Legislation VER1](#)

[Board Packet120710](#)

Question: Shall this Resolution be ADOPTED?

40. [101442](#) [Authorizing the Acquisition of Real Property by Eminent Domain for Transbay Transit Center Program - 13 Easement Interests Across and Through 85 Natoma Street]

Sponsor: Daly

Resolution authorizing the acquisition of 13 easement interests across and through the real property commonly known as 85 Natoma Street, San Francisco, California (Assessor's Block No. 3721, Lot Nos. 109-118) (recorded in the official records of the City and County of San Francisco as Doc 2000-G860199-00, November 6, 2000) by eminent domain for the public purpose of constructing the Transbay Transit Center Program; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1.

Attachments: [Legislation VER1](#)

[Board Packet120710](#)

Question: Shall this Resolution be ADOPTED?

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

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, December 2, 2010, 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, December 7, 2010.

41. [101098](#) **[Administrative Code - Electronic Distribution of Multi-Page Documents]**
Sponsors: Mirkarimi; Chiu, Campos and Mar
Ordinance amending the San Francisco Administrative Code by amending Sections 1.56 and 8.12.4, adding Section 8.12.5, and re-numbering Section 8.12-1 as 8.13, to provide for the electronic distribution of documents more than 10 pages long prepared by City departments.
- Attachments:** [Legislation_VER1](#)
[Legislation_VER2](#)
[Legislation_VER3](#)
[Comm_Packet120210](#)
[Legislation_VER4](#)
[Board_Packet120710](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

42. [101191](#) **[Administrative Code - Publication Requirements]**
Sponsors: Mirkarimi; Campos and Mar
Ordinance amending Chapter 2 of the San Francisco Administrative Code by adding Article XII, Sections 2.96 through 2.100, to define "published" as required by San Francisco Charter Article XVII to: (1) establish requirements for publishing notices; (2) establish standards for and define the "City's Official Website Homepage;" (3) establish procedures for standardizing and defining notice and publication requirements for future proposed ordinances; and (4) authorize the Clerk of the Board of Supervisors to adopt regulations to implement this Article.
- Attachments:** [Legislation_VER1](#)
[Comm_Packet110410](#)
[Comm_Packet120210](#)
[Legislation_VER2](#)
[Board_Packet120710](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

- 43. [101272](#) [Conflict of Interest Code Amendments]**
Ordinance amending Chapter 1 of Article III of the Campaign and Governmental Conduct Code by (1) amending Section 3.1-103 to list the officials who must file statements of economic interests and ethics-related forms with the Ethics Commission; (2) amending Section 3.1-107 to clarify the scope of disclosure category 1; (3) amending Sections 3.1-140, 3.1-150, 3.1-155, 3.1-175, 3.1-190, 3.1-195, 3.1-205, 3.1-207, 3.1-218, 3.1-230, 3.1-240, 3.1-245, 3.1-250, 3.1-251, 3.1-253, 3.1-267, 3.1-275, 3.1-280, 3.1-312, 3.1-315, 3.1-320, 3.1-335, 3.1-362, 3.1-365, 3.1-390, 3.1-422, 3.1-445, 3.1-450 to update the list of designated employees who must file statements of economic interests; (4) deleting Sections 3.1-210 and 3.1-235 to reflect the current composition of City departments; and (5) adding Section 3.1-510 to identify the local officials who manage public investments. (Clerk of the Board)

Attachments: [Legislation VER1](#)
[Legislation VER2](#)
[Comm Packet111810](#)
[Comm Packet120210](#)
[Board Packet120710](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

- 44. [101381](#) [Settlement of Lawsuit - Allison Ayer - \$30,000]**
Ordinance authorizing settlement of the lawsuit filed by Allison Ayer against the City and County of San Francisco for \$30,000; the lawsuit was filed on January 28, 2010, in San Francisco Superior Court, Case No. CGC-10-496373; entitled Allison Ayer v. City and County of San Francisco, et al. (City Attorney)

Attachments: [Legislation VER1](#)
[Comm Packet120210](#)
[Board Packet120710](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

- 45. [101382](#) [Settlement of Lawsuit - Charles Haynes - \$50,000]**
Ordinance authorizing settlement of the lawsuit filed by Charles Haynes against the City and County of San Francisco for \$50,000; the lawsuit was filed on January 23, 2009, in the United States District Court, Northern District of California, Case No. C09-00174 PJH; entitled Charles Haynes, et al. v. City and County of San Francisco, et al. (City Attorney)

Attachments: [Legislation VER1](#)
[Comm Packet120210](#)
[Board Packet120710](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

46. [101383](#) **[Settlement of Lawsuit - Guillermo Chavez - \$30,000]**
Ordinance authorizing settlement of the lawsuit filed by Guillermo Chavez against the City and County of San Francisco for \$30,000; the lawsuit was filed on October 2, 2009, in San Francisco Superior Court, Case No. 439-130; entitled Guillermo Chavez v. City and County of San Francisco, et al.; other material terms of said settlement are: 1) \$10,000 to be paid to the San Francisco Tax Collector's Bureau of Delinquent Revenue to satisfy the medical lien for treatment in this case; 2) \$11,555 to be allocated to attorney's fees and litigation costs; 3) the balance of \$8,445 is to be paid to the Bureau of Delinquent Revenue to pay down money owed by plaintiff to the City for medical treatment unrelated to the injuries in the lawsuit. (City Attorney)

Attachments: [Legislation VER1](#)

[Comm Packet120210](#)

[Board Packet120710](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

47. [101458](#) **[Administrative Code - Extending Operation of Voting Systems Task Force]**
Sponsor: Campos
Ordinance amending the San Francisco Administrative Code by amending Sections 5.400 and 5.410 and adding Section 5.415 to extend the operation of the Voting Systems Task Force to June 30, 2011.

Attachments: [Legislation VER1](#)

[Comm Packet120210](#)

[Board Packet120710](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

48. [101384](#) **[Settlement of Unlitigated Claim - Motorist Insurance Group and Ellis Brooks Chevrolet - \$48,969.70]**
Resolution approving the settlement of the unlitigated claim filed by Motorist Insurance Group and Ellis Brooks Chevrolet against the City and County of San Francisco for \$48,969.70; claim was filed on May 4, 2010. (City Attorney)

Attachments: [Legislation VER1](#)

[Comm Packet120210](#)

[Board Packet120710](#)

Question: Shall this Resolution be ADOPTED?

The following items will be considered by the Public Safety Committee at a Regular Meeting on Monday, December 6, 2010 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, December 7, 2010.

49. [101190](#) [Police Code - Registration and Other Requirements for Event Promoters]
Sponsors: Chiu; Maxwell

Ordinance adding Article 15.7 to the San Francisco Police Code, requiring event promoters to register with the Entertainment Commission; prohibiting holders of certain entertainment-related permits, and registered promoters, from retaining an unregistered promoter to hold an event; and authorizing under certain circumstances for certain promoters reporting requirements, increased security plan requirements for events they promote, general liability insurance requirements, a criminal background check requirement, and other requirements.

Attachments: [Legislation_VER1](#)
[Legislation_VER2](#)
[Comm_Packet_111510](#)
[Board_Packet_112310](#)
[Legislation_VER3](#)
[Legislative_Digest_Ver3.pdf](#)
[Comm_Packet_120610](#)
[Board_Packet_120710](#)

11/23/2010; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

11/23/2010; RE-REFERRED to the Public Safety Committee.

Question: Shall this Ordinance be PASSED ON FIRST READING?

50. [101349](#) [Administrative Code - DNA Testing in Sexual Assault Cases]
Sponsor: Alioto-Pier

Ordinance implementing the California "Sexual Assault Victims' Bill of Rights" by amending the San Francisco Administrative Code to: (1) add Section 2A.89 to require the Police Department to develop and implement procedures to collect and test DNA samples in sexual assault cases and provide information and notices to victims, require the Mayor to report on DNA collection and testing performance as part of the budget submission, and make it the policy of the City and County of San Francisco to appropriate sufficient funds each fiscal year to ensure timely testing of DNA evidence in sexual assault cases; and (2) add Section 10.100-172 to establish the Police DNA Testing in Sexual Assault Cases Account.

Attachments: [Legislation_VER1](#)
[Legislation_VER2](#)
[Comm_Packet_120610](#)
[Board_Packet_120710](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

51. [101443](#) **[Accept and Expend Grant - Three Part-Time Q4 Police Officer III Positions - \$424,107]**

Sponsor: Alioto-Pier

Ordinance authorizing the San Francisco Police Department, on behalf of the City and County of San Francisco, to retroactively accept and expend grant funds in the amount of \$424,107 from the United States Department of Justice/National Institute of Justice "Solving Cold Cases with DNA" Grant Program; and amending Ordinance No. 191-10 (Annual Salary Ordinance, FY2010-2011) to reflect the addition of three (3) part-time positions (1.50 FTE total) in job classification Q4 Police Officer III in the San Francisco Police Department.

Attachments: [Legislation VER1](#)

[Comm Packet 120610](#)

[Board Packet 120710](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

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 52 through 57

52. [101465](#) [Committee of the Whole - Public Hearing to Take Nominations and Appoint a Successor Mayor in the Event of a Vacancy in the Office of the Mayor]

Sponsor: Daly

Motion that the Board of Supervisors convene as a Committee of the Whole on December 7, 2010, at 3:00 p.m., to discuss the proposed Motion to take nominations and appoint a successor Mayor in the event of a vacancy in the Office of the Mayor.

Attachments: [Legislation_Ver1](#)

[Board_Packet_112310](#)

[Legislation_Ver2](#)

[Board_Packet120710](#)

11/16/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

11/23/2010; AMENDED.

11/23/2010; CONTINUED AS AMENDED.

Question: Shall this Motion be APPROVED?

53. [101425](#) [Protecting and Preserving the Palace of Fine Arts Swans]

Sponsor: Alioto-Pier

Resolution endorsing the presence of swans at the Palace of Fine Arts lagoon, and urging the Recreation and Park Department, Animal Care and Control, and the San Francisco Police Department to develop a plan for the protection and preservation of swans in the Palace of Fine Arts lagoon.

Attachments: [Legislation_Ver1](#)

[Board_Packet120710](#)

11/23/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

54. [101487](#) [Single Room Occupancy Task Force]

Sponsors: Dufty; Campos

Resolution amending the Single Room Occupancy Task Force to accurately reflect the administration of the program and to alter the membership of the task force to accurately reflect this change.

Attachments: [Legislation_Ver1](#)

[Board_Packet120710](#)

11/23/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

55. [101489](#) [Authorizing Use of General Fund Dollars as Matching Funds for Federal Medicaid Funding]

Sponsor: Mayor

Resolution authorizing the Department of Public Health to use General Fund dollars as matching funds to receive federal Medicaid funding for services provided through the Community-Living Support Benefit Waiver (AB 2968).

Attachments: [Legislation_Ver1](#)

[Board_Packet120710](#)

11/23/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

56. [101494](#) [Declaration of the November 2, 2010, Election Results]

Sponsor: Chiu

Resolution declaring the results of the November 2, 2010, Consolidated General Election. (Elections Department)

Attachments: [Legislation_Ver1](#)

[Board_Packet120710](#)

12/01/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

57. [101434](#) [Committee of the Whole - Public Hearing on Ground Lease of Redevelopment Agency Land at 701 Golden Gate Avenue to Mary Helen Rogers Senior Community, LP]

Sponsor: Daly

Motion scheduling the Board to sit as a Committee of the Whole on December 14, 2010, at 3:00 p.m., to hold a public hearing on the Resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block No. 768, Lot No. 14, commonly known as 701 Golden Gate Avenue, southwest corner of Golden Gate Avenue and Franklin Street, San Francisco, California in San Francisco's Western Addition neighborhood, to Mary Helen Rogers Senior Community, LP, a California limited liability corporation, for 70 years for the purpose of developing housing for very low-income senior households.

Attachments: [Legislation_Ver1](#)

[Board_Packet120710](#)

11/23/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

Questions on the For Adoption Without Committee Reference Agenda: _____

58. 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 ORDINANCES

Proposed ordinances received from November 16, 2010, to November 29, 2010, for reference by President to appropriate committee on December 7, 2010.

101483

[Park Code - Kezar Parking Fees]

Ordinance amending the San Francisco Park Code, Article 12, by amending Section 12.08, to increase the parking fees at the Kezar Parking lot, and making environmental findings. (Recreation and Park Department)

Attachments: [Legislation VER1](#)

11/29/2010; ASSIGNED UNDER 30 DAY RULE to the Budget and Finance Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from November 16, 2010, to November 29, 2010, for reference by President to appropriate committee on December 7, 2010.

101479

[Sale of Surplus Property - 909 Tennessee Street - \$1,310,000]

Resolution approving the sale of an improved surplus property located at 909 Tennessee Street, within Lot No. 001, Block No. 4108, City and County of San Francisco, for a purchase price of \$1,310,000; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this Resolution. (Real Estate Department)

Attachments: [Legislation VER1](#)

11/29/2010; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

101481

[Contract Amendment - Ambulance Billing - \$20,000,000]

Resolution authorizing the San Francisco Fire Department to amend the Department's ambulance billing contract with ADPI West, Inc., that anticipates approximately \$20,000,000 per year in revenues, authorize the first two-year contract extension; retroactively approve the first contract extension to July 1, 2010, and at the Department's discretion authorize the Department to exercise the second two-year extension for the contract. (Fire Department)

Attachments: [Legislation VER1](#)

11/22/2010; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

101495

[License with UnitedLayer to Use Property - 200 Paul Street]

Resolution authorizing the license of space and services with UnitedLayer at 200 Paul Street for the Department of Technology. (Real Estate Department)

Attachments: [Legislation VER1](#)

11/22/2010; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

101496

[License with Telx to Use Property - 200 Paul Street]

Resolution authorizing the license of space and services with Telx at 200 Paul Street for the Department of Technology.

Attachments: [Legislation VER1](#)

11/22/2010; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

101498 [Petitions and Communications]

Petitions and Communications received from November 16, 2010, through November 29, 2010, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on December 7, 2010.

From Office of the Mayor, submitting notice that Mayor Newsom will be out of state from November 20, 2010, until November 27, 2010. Supervisor Carmen Chu and Supervisor Sean Elsbernd will serve as Acting-Mayor. Copy: Each Supervisor, City Attorney (1)

From Health Commission, submitting resolution regarding transfer of its outpatient dialysis services to DaVita will have a detrimental impact on the health of the community. Copy: Each Supervisor (2)

From Health Commission, submitting resolution approving the relocation of Laguna Honda Hospital and Rehabilitation Center to the new site at 375 Laguna Honda Boulevard. (3)

From Department of Public Health, submitting the quarterly report for Laguna Honda Rehabilitation Center's compliance with the reversal of the admission policy priorities that took place February 22, 2005. Copy: Each Supervisor (4)

From Aaron Goodman, regarding the Parkmerced project. 2 letters (5)

From Kimo Crossman, commenting that it's no longer legal to "clean up an inbox for space." (6)

From Aaron Goodman, regarding Crown Heights subsidized apartments. (7)

From Mackenzie & Albritton, regarding the appeal of 10 Bernal Heights Boulevard. File No. 101045, Copy: Each Supervisor (8)

From T-Mobile, submitting notification of two cellular antennas to be installed at 77 Beale Street. (9)

From Phyllis & Tom Hunt, regarding the Master Plan for hospitals in San Francisco. (10)

From The Animal Company, submitting support for the recology plan to transport San Francisco's landfill by rail to the Ostrom Road facility in Yuba County. File No. 101225, Copy: Budget and Finance Committee Members and Clerk (11)

From Office of the Controller, submitting the quarterly review of the Office of the Treasurer and Tax Collector's Schedule of Cash, Investments, and Accrued Interest Receivable as of September 30, 2009, December 31, 2009, and March 31, 2010. (12)

From concerned citizens, submitting opposition to proposed legislation regarding setting nutritional standards for restaurant food sold accompanied by toys or other youth focused incentive items. File No. 101096, 4 letters (13)

From San Francisco Convention and Visitors Bureau, regarding the Board of Directors decision to change the name of this organization to San Francisco Travel Association, effective January 11, 2011. (14)

From concerned citizens, submitting support for the Safe Drug Disposal Ordinance. File No. 100455, Copy: Each Supervisor, Approximately 70 letters. (15)

From Department of Elections, submitting certification that the petition for the San Francisco Unified School District Student Assignment System Initiative Petition did have sufficient valid signatures to qualify for the November 8, 2011 Election. Copy: Each Supervisor (16)

From concerned citizens, urging the Board of Supervisors to take action to overturn the sidewalk sitting ban. 2 letters (17)

From State Department of Finance, regarding the Redevelopment Agency's Supplemental Educational Revenue Augmentation Funds for FY2010-2011. Copy: Each Supervisor (18)

From Department of Public Health, submitting the quarterly HIV/AIDS Surveillance Report. (19)

From Espanola Jackson, regarding the San Francisco local hiring policy for construction. File No. 101311, Copy: Budget and Finance Committee (20)

From Municipal Transportation Agency, responding to inquiry regarding the frequency and number of times the MTA has "short-turned" their LRV lines over the last two years. (Reference No. 20100928-001) (21)

From San Francisco Unified School District, submitting the Williams Annual Report. Copy: Each Supervisor (22)

From concerned citizens, submitting support for closing the recycling center next to Kezar Stadium. File No. 101491, 19 letters (23)

From concerned citizens, submitting support for the appointment of Rodney Fong to the Planning Commission. File No. 101237, Copy: Each Supervisor, 8 letters (24)

From James Chaffee, regarding the misuse of the democratic process. Copy: Each Supervisor (25)

From Jerry Cauthen, regarding the Municipal Transportation Agency and the proposed Central Subway. (26)

From Office of the Controller, submitting its audit report on the Public Utilities Commission leases with Hanson Aggregates Mid-Pacific, Inc. (27)

From Office of the Controller, submitting its audit report on whether Laguna Honda Hospital and Rehabilitation Center has administered the Laguna Honda Hospital Gift Fund in accordance with the Administrative Code. (28)

Number not used. (29)

From State Fish and Game Commission, regarding changes that were made to the south coast marine protected areas. Copy: Each Supervisor (30)

From Police Commission, submitting resolution appointing Thomas Mazzucco as President and Joe Marshall as Vice President of the San Francisco Police Commission. Copy: Each Supervisor (31)

From concerned citizens, submitting opposition to an "out of state" contractor/operators entering into an agreement/lease with Stow Lake Boathouse, LLC, for the operation of the Stow Lake Boathouse Concession Management of the Harding Park Golf Course. File No. 101416, 2 letters (32)

From Patrick, regarding Laguna Honda Hospital patient gift fund scandal. (33)

From Vicki Leidner, regarding proposed process by the Board of Supervisors to nominate an Interim Mayor. File Nos. 101456, 101457 (34)

From Terrie Frye, submitting support for the current Board of Supervisor's selection of an Interim Mayor. (35)

From Paul Barnett, submitting opposition to expanding parking meter hours to Sunday. (36)

From concerned citizens, submitting support for proposed legislation regarding setting nutritional standards for restaurant food sold accompanied by toys or other youth focused incentive items. File No. 101096, 2 letters (37)

From State Fish and Game Commission, submitting notice of proposed regulatory action relating to Stewarts Point State Marine Reserve and Conservation Area. (38)

From Office of the Budget and Legislative Analyst, submitting a report on the Performance Audit of San Francisco's Early Care and Education Programs. (39)

ADJOURNMENT