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, January 30, 2007 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY, BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL, JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for January 9, 2007.

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.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(This item will be read at the third regularly scheduled Board meeting of every month)

The following is a time dedicated for the Mayor to discuss with the Board of Supervisors issues pertaining to the governance of the City and County of San Francisco. The Board of Supervisors offers this time for dialogue on the third regularly scheduled Board meeting of every month pursuant to the will of the voters as expressed in Proposition I in November of 2006.

Should the Mayor fail to appear after five minutes of the item being called, the Clerk shall remove the item from the Board's agenda, and the item shall not be considered by the Board. Should the Mayor appear and the Board therefore consider this item, public comment

January 23, 2007 - Consideration Continued to January 30, 2007.

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 9

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Dufty, Jew

1. 061675 [Amending the Traffic Code to replace obsolete references to the Public Utilities Commission with references to the Municipal Transportation Agency]

Supervisor McGoldrick

Ordinance (1) amending the San Francisco Traffic Code by amending Sections 13 and 32.1.10 and (2) amending the San Francisco Public Works Code by amending Section 250.242 to replace obsolete references to the Public Utilities Commission with references to the Municipal Transportation Agency ("MTA") to reflect the MTA's assumption of authority over functions previously under the jurisdiction of the Commission. (Parking and Traffic Department)

1/23/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

2. 061068 [Time limits for Landmarks Board and Planning Super Commission review of proposed landmarks and historic districts]

Supervisors Maxwell, Peskin

Ordinance amending Planning Code Sections 1004.2 and 1004.3 to provide for specific time limits for Landmarks Board and Planning Commission review of proposed landmark and historic district designations; and making General Plan and Planning Code Section 101(b) findings.

7/25/2006, SUBSTITUTED. Supervisor Maxwell submitted a substitute ordinance bearing new title.

1/23/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. 061109 [Building Code - Northwest Mt. Sutro Slope Protection Area.]

Supervisor Elsbernd

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

12/12/2006, SUBSTITUTED. Supervisor Elsbernd submitted a substitute ordinance bearing new title.

1/23/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. 061623 [Landmark Designation of 3750 18th Street (Mission High School)]

Supervisors Peskin, Dufty

Ordinance Designating 3750 18th Street, Mission High School, as a Landmark under Planning Code Article 10; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings. (Planning Department)

1/23/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. 061663 [Public Works - Encroachment under Halleck Street between Battery and Front Streets]

Supervisor McGoldrick

Ordinance granting revocable permission pursuant to Public Works Code Section 786 to Steven M. David to occupy a portion of the public right-of-way to install an underground encroachment under Halleck Street between Battery and Front Streets to provide electrical service to 212 California Street (Assessor's Block 0237, Lot 007) conditioned upon the payment of an annual assessment fee as set forth in Public Works Code Section 2.1.1(h)(iii) for underground vaults and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1. (Public Works Department)

1/23/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

6. 061666 [Settlement of Lawsuit - Omari McGee]

Ordinance authorizing settlement of the lawsuit filed by Omari McGee against the City and County of San Francisco for \$75,000.00; the lawsuit was filed on March 10, 2006 in United States District Court, Case No. C06-1621 CRB; entitled Omari McGee v. City and County of San Francisco, et al. (City Attorney)

1/23/2007, PASSED, ON FIRST READING.

Ouestion: Shall this Ordinance be FINALLY PASSED?

7. 061667 [Settlement of Lawsuit - John Curran]

Ordinance authorizing settlement of the lawsuit filed by John Curran against the City and County of San Francisco for \$32,186; the lawsuit was filed on April 4, 2006 in San Francisco Superior Court, Case No. 450-899; entitled John Curran v. City and County of San Francisco, et al; other material terms of said settlement are that Curran will receive the equivalent of six (6) working days of sick leave with pay credits and eight (8) working days of vacation allowance credits. (City Attorney)

1/23/2007, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

8. 060344 [Corrective amendment to Administrative Code Section 6.61]

Supervisor Peskin

Ordinance approving a corrective amendment to Administrative Code Chapter 6, Section 6.61, to conform to amendment approved April 1, 2005, under Ordinance 58-05, File No. 041571, relating to the award procedure for design-build contracts.

1/23/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

9. 061647 [Graffiti Advisory Board - Membership]

Supervisors Peskin, Jew

Ordinance amending the San Francisco Administrative Code by amending Section 5.170 to reconstitute the membership of the Graffiti Advisory Board, to provide all members with the right to vote, and to correct the reference to Charter Section 4.101.

1/23/2007, 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

From the Clerk

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

10. 061487 [Approving decision of the Director of Public Works and approving the Tentative Parcel Map for 455 Buena Vista East]

Motion approving decision of the Director of Public Works and approving the Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in Assessor's Block 2607, and making environmental and General Plan findings.

11/7/2006, CONTINUED. Continued to December 12, 2006.

12/12/2006, CONTINUED. Continued to January 9, 2007

1/9/2007, CONTINUED. Continued to January 23, 2007

1/23/2007, CONTINUED. Continued to January 30, 2007.

Question: Shall this Motion be APPROVED?

11. 061488 [Disapproving decision of the Director of Public Works and disapproving the Tentative Parcel Map for 455 Buena Vista East]

Motion disapproving decision of the Director of Public Works and disapproving the Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in Assessor's Block 2607, and making environmental and General Plan findings.

11/7/2006, CONTINUED. Continued to December 12, 2006.

12/12/2006, CONTINUED. Continued to January 9, 2007

1/9/2007, CONTINUED. Continued to January 23, 2007

1/23/2007, CONTINUED. Continued to January 30, 2007.

Question: Shall this Motion be APPROVED?

12. 061489 [Preparation of findings related to the Tentative Parcel Map appeal for 455 Buena Vista East]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision concerning a Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in Assessor's Block 2607, and making environmental and General Plan findings.

11/7/2006, CONTINUED. Continued to December 12, 2006.

12/12/2006, CONTINUED. Continued to January 9, 2007

1/9/2007, CONTINUED. Continued to January 23, 2007

1/23/2007, CONTINUED. Continued to January 30, 2007.

Question: Shall this Motion be APPROVED?

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

13. 061526 [Setting a May 1 cutoff for the annual renewal of taxi driver permits]

Supervisor Elsbernd

Ordinance amending the San Francisco Business and Tax Regulations Code by adding Section 76.5, to set a May 1 cutoff for the annual renewal of taxi driver permits.

1/23/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

14. 061527

[Synchronizing the cycle for the Controller's biennial review of taxi fares and the gate cap with the City's budget cycle]

Supervisor Elsbernd

Ordinance amending the San Francisco Police Code by amending Section 1137, to synchronize the cycle for the Controller's biennial review of taxi fares and the gate cap with the City's budget cycle.

1/23/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

15. 070001

[Appropriating \$217,736,000 of San Francisco Water Revenue Bonds for the San Francisco Public Utilities Commission Water System Improvement Program for Fiscal Year 2006-2007]

Mayor

Ordinance appropriating \$217,736,000 of San Francisco Water Revenue Bonds, 2006 Series A, to support various projects under the Water System Improvement Program (WSIP) in the Public Utilities Commission for FY 2006-07.

1/23/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

16. 070002 [Public Employment]

Mayor

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of 19 positions (4.75 FTE) at the Public Utilities Commission (PUC) and 4 Positions (1.6 FTE) at the City Attorney (CAT).

1/23/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

From the Budget and Finance Committee Without Recommendation

Present: Supervisors Daly, Dufty, Peskin

17. 061605

[Appropriating \$1,277,584 of estimated direct payment revenue for the Sidewalk Inspection and Repair Program in the Department of Public Works for Fiscal Year 2006-2007]

Mayor

Ordinance appropriating \$1,277,584 from estimated revenues to fund the Sidewalk Inspection and Repair Program for the Department of Public Works for Fiscal Year 2006-2007.

(Fiscal Impact.)

1/23/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

18. 061606 [Sidewalk revitalization program]

Mayor

Ordinance amending Public Works Code Section 706 to deem unsafe sidewalk conditions a public nuisance and establish a permit and inspection fee waiver for participation in the City's sidewalk revitalization program and amending section 707.1 to clarify provisions that treat the abatement costs for sidewalk remediation as a special tax assessment.

1/23/2007. PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Dufty, Jew

19. 061674 [Restricting parking on Turk and Larkin Streets and Golden Gate Avenue adjacent to the Federal Building at 450 Golden Gate Avenue to law enforcement

Supervisor McGoldrick

vehicles authorized by the Federal

Ordinance amending the Traffic Code to restrict parking or standing by vehicles on Turk and Larkin Streets and on Golden Gate Avenue adjacent to the Phillip Burton Federal Building at 450 Golden Gate Avenue to law enforcement vehicles authorized by the Federal Protective Service of the Department of Homeland Security. (Parking and Traffic Department)

1/23/2007. PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, McGoldrick

20. 061536 [Extending the Tourist Hotel Conversion Ordinance for an additional 6 months]

Supervisors Peskin, McGoldrick, Maxwell

Ordinance amending Administrative Code Section 41F.5 to extend the moratorium on conversion of tourist hotel rooms to condominiums for an additional 6 months and making environmental findings.

11/14/06 - Economic Impact

1/23/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

From the Land Use and Economic Development Committee Without Recommendation

Preswent: Supervisors Maxwell, Sandoval, McGoldrick

21. 061517 [Vacation and immediate quitclaim of a sewer easement and vacation and delayed quitclaim of a

Supervisor McGoldrick

water line easement in former Hubbell Street (a portion of Assessor's Block 8709, Lot 11]

Ordinance ordering the vacation of a 10-foot wide water line easement and a 20-foot wide sewer easement in former Hubbell street, within the Mission Bay South Redevelopment Project Area; authorizing an immediate quitclaim of the sewer easement and a delayed quitclaim of the water line easement of the City and County of San Francisco's rights and interest in the vacated areas; adopting findings that such actions are consistent with the City's General Plan, the eight priority policies of City's Planning Code Section 101.1 and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 176,502; and authorizing other official acts in connection with this ordinance. (Public Works Department)

1/23/2007, PASSED ON FIRST READING. Supervisor McGoldrick added as a co-sponsor.

Board President to continue this item to February 27, 2007.

Question: Shall this Ordinance be FINALLY PASSED?

22. 061563 [Condominium conversion lottery based on seniority Supervisor McGoldrick of participation]

Ordinance amending the Subdivision Code by adding Section 1396.3 to prioritize the condominium conversion lottery based on seniority of participation in prior lotteries and to continue this lottery selection process for two years; and making environmental findings.

1/23/2007, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. 01/23/07-Amendment of the whole bearing a new title.

1/23/2007, PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

23. 061540 [Designating a sole source design engineer for the Opera House chiller replacement project] Supervisor Peskin

Ordinance authorizing the Director of Public Works to enter into a sole source agreement with SJ Engineers for professional design services relating to the Opera House chiller replacement project.

Question: Shall this Ordinance be PASSED ON FIRST READING?

24. 061499 [Lease of Real Property at 1 Newhall Street] Supervisor Ammiano

Resolution authorizing a new lease of 33,000 sq. ft. of industrial space at 1 Newhall Street for the Department of Public Health.

(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

25. 061547 [Amendment to Contract with Geomatrix Consultants,

Inc.]

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute an amendment to the contract with Geomatrix Consultants, Inc. to extend the term retroactively through June 30, 2007, to modify the scope of services, and to increase the contract by an amount not to exceed \$180,000 for a new total amount not to exceed \$1,097,000 for environmental consulting services.

Question: Shall this Resolution be ADOPTED?

26. 061608 [Approval of Amendment to Design Agreement for the Laguna Honda Hospital Replacement Program] Supervisor Elsbernd

Resolution authorizing the Director of Public Works to execute Amendment to a Design Agreement for the Laguna Honda Hospital Replacement Program from \$33,706,892 to \$39,155,175.

(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

27. 061705 [Public Auction]

Resolution authorizing Tax Collector to sell at public auction certain parcels of tax-defaulted real property. (Treasurer-Tax Collector)

Question: Shall this Resolution be ADOPTED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Dufty, Jew

28. 061112 [Recreation and Park - Farmers' Markets]

Supervisor Mirkarimi

Ordinance amending the San Francisco Park Code by adding Section 7.21, to authorize Farmers' Markets, as certified by the Agricultural Commissioner, to be located on property under the jurisdiction of the Recreation and Park Commission upon the making of certain findings by the Commission; amending San Francisco Administrative Code Section 9A.3 to authorize the Agricultural Commissioner to work with the Recreation and Park Department to identify suitable sites on property under the jurisdiction of the Recreation and Park Commission upon which to locate Farmers' Markets; and amending San Francisco Administrative Code Section 9A.15 to require Farmers' Market vendors to accept forms of payment provided by participants of federal, state or local food assistance programs, and adding Section 9A.20 to require the Agriculture Commissioner to conduct a needs assessment of neighborhoods that can support farmers' markets.

Question: Shall this Ordinance be PASSED ON FIRST READING?

29. 061645 [Camp Mather-Private Public]

Supervisors McGoldrick, Mirkarimi

Resolution opposing privatization of Camp Mather operations and any further franchising out of services or concessions at Camp Mather.

Question: Shall this Resolution be ADOPTED?

From the City Operations and Neighborhood Services Committee with Recommendation "Do Not Pass"

Present: Supervisors McGoldrick, Dufty, Jew

30. 061437 [Landmark Designation nomination for tree located at 619 19th Avenue] Supervisor McGoldrick

Resolution of intent initiating the nomination of the Palm tree located at 619 19th Avenue (Assessor's Block 1625, Lot 005) for landmark tree status pursuant to Public Works Code Section 810(b), acknowledging the temporary designation of such tree pursuant to Public Works Section 810(d), and authorizing other official acts in furtherance of the Resolution.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M

31. 070049 [Public Hearing - 1170-80 Green Street]

Hearing of persons interested in or objecting to the decision of the Department of Public Works dated December 28, 2006, approving a proposed tentative parcel map for 6 unit condominum located at 1170-80 Green Street, Lot 012, Assesor's Block 0122. (Appellant: Russian Hill Community Association)

Filed January 8, 2007; companion measure to Files 070050, 070051 and 070052; District 3.)

Action:	

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

32. 070050 [Approving decision of the Director of Public Works and approving the Tentative Map- 1170-80 Green Street]

Motion approving the decision of the Director of Public Works, approving the Tentative Map for a 6 unit new construction condominium located at 1170-80 Green Street, Lot 012, Assessor's Block 0122, and making environmental and General Plan findings.

1/8/2007, REFERRED. Scheduled for public hearing on January 30, 2007.

Question: Shall this Motion be APPROVED?

33. 070051 [Disapproving appeal tentative map 1170-80 Green Street]

Motion disapproving the decision of the Director of Public Works and disapproving the Tentative Parcel Map for a new 6 unit construction condominium project located at 1170-80 Green Street, Lot 012, in Assessor's Block 0122, and making environmental and General Plan findings.

1/8/2007, REFERRED. Scheduled for public hearing on January 30, 2007.

Question: Shall this Motion be APPROVED?

34. 070052 [Preparation of Findings - 1170-80 Green Street]

Motion directing the Clerk of the Board to prepare findings relating to the Board of

Supervisors' decision concerning a Tentative Parcel Map for a 6 unit condominium project located at 1170-80 Green Street, Lot 012, Assessor's Block 0122.

1/8/2007, REFERRED. Scheduled for public hearing on January 30, 2007.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:30 P.M

35. 061414 [Public Hearing - Sidewalk Assessment Costs]

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

12/12/2006, HEARD AT PUBLIC HEARING. The President inquired as to whether or not any member of the public wished to address the Board. Harry Gulbengay, Department of Public Works Property Owner 701 Scott Street The President declared the public hearing closed.

1/23/2007, CONTINUED. Continued to January 30, 2007.

Action:	

36. 061415 [Report of assessment costs for sidewalk and curb repairs]

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

12/12/2006, CONTINUED. Continued to January 23, 2007

1/23/2007, CONTINUED. Continued to January 30, 2007.

Question: Shall this Resolution be ADOPTED?

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

37. 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.

38. 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 are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 39 through 46

39. 070092 [Add Sunday hours at neighborhood branch libraries] Supervisor Mirkarimi

Resolution urging the Library Commission to add Sunday hours at neighborhood branch libraries.

1/23/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

40. 070093 [Reinstatement of City issued Medical Cannabis Identification Cards]

Supervisor Mirkarimi

Resolution urging the Department of Public Health to abandon the State of California Medical Marijuana Identification Card (MMIC) program and to reinstate the local medical cannabis program that had been in existence prior to the State mandated program in 2006.

1/23/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

41. 070094 [Urging the United States Congress to pass Comprehensive Immigration Reform]

Supervisor Elsbernd

Resolution urging the United States Congress to pass Comprehensive Immigration Reform.

1/23/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

42. 070095

[Urging the Department of Public Works to reconsider its decision to drastically increase the frequency of street cleaning patrols in District 9] **Supervisor Ammiano**

Resolution urging the Department of Public Works to reconsider its decision to drastically increase the frequency of street cleaning patrols in District 9.

1/23/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

43. 070096 [Urging Closure of Potrero Power Plant]

Supervisors Maxwell, Mirkarimi

Resolution urging Mirant Corporation to commit to the City now that it will permanently close the Potrero Power Plant when the Reliability Must Run contract for the facility is removed, and urging Mirant to divest itself of ownership of the site, and reaffirming the City's commitment to closing the Potrero Power Plant as soon as feasible, and urging all interested State and Federal agencies to facilitate the closure of the Potrero Power Plant, so that the site may be developed in a manner more in harmony with surrounding neighborhoods and sound public and environmental health.

1/23/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

44. 070097 [Declaring July 14, 2007 as Pets Unlimited Day]

Supervisor Alioto-Pier

Resolution declaring Saturday, July 14, 2007 as Pets Unlimited Day.

1/23/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

45. 070098

[Grants to support the agriculture program in San Francisco]

Supervisor Alioto-Pier

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to retroactively accept and expend two grants from the California Department of Food and Agriculture in the amounts of \$63,888 and \$42,076 (for a total of \$105,964) in support of the Pierce's Disease Control Program and the High Risk (Pest Exclusion) Program for the period of July 1, 2006 to June 30, 2007.

1/23/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

46. 070099

[Redevelopment of Candlestick Point and the Hunters Point Shipyard for an integrated mixed-use project, including possibly a new 49ers stadium.]

Supervisors Peskin, Maxwell, Dufty, Ammiano

Resolution endorsing that efforts of the City, the Redevelopment Agency and Lennar Corporation to generate a conceptual proposal for a mixed-use development on Candlestick Point and Hunters Point Shipyard that includes the possibility of a new state-of-the-art stadium and associated parking for the San Francisco 49ers and that will provide parks and open space, jobs, affordable housing and other tangible economic and other public benefits for the Bayview Hunters Point community a soon as possible, and urging the Redevelopment Agency to work with the City to amend its exclusive negotiations agreement with Lennar/BVHP Partners for the Hunters Point Shipyard to provide for an integrated redevelopment project on Candlestick Point and the Shipyard.

1/23/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

Questions of	n the For Ad	option Withou	t Committee	Reference
Agenda:				

47. 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 resolutions 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 January 16, 2007 through January 22, 2007, for reference by President to appropriate committee on January 30, 2007. None.

PROPOSED RESOLUTIONS

Proposed resolutions received from January 16, 2007 through January 22, 2007, for reference by President to appropriate committee on January 30, 2007.

070066 [Prevailing rate of wages for City contracts for hauling of solid waste generated by City operations]

Resolution fixing prevailing wage rates for workers engaged in the hauling of solid waste generated by the City in the course of City operations, pursuant to a contract with the City. (Civil Service Commission)

1/17/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070100 [State grant funds for mosquito control]

Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of \$30,000 from the California Department of Health Services to mitigate the threat of West Nile virus transmission through mosquito control activities, for the period of July 1, 2006 to June 30, 2007. (Public Health Department)

1/23/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070102 [Traffic regulations - vehicular closure of Jessie Street between Mint and 5th Streets]

Resolution approving closing Jessie Street between 5th and Mint Streets to vehicular traffic and making environmental findings and findings of consistency with the City's General Plan and priority policies of Planning Code Section 101.1. (Parking and Traffic Department)

1/22/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070103 [Airport Concession Lease]

Resolution approving Amendment No. 4 to the Travelex America Inc. Lease Agreement for Foreign Currency Exchange in the New International Terminal Building and Existing Terminal Buildings at San Francisco International Airport Lease No. 99-0449 between Travelex America Inc. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

1/22/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070104 [Petitions and Communications]

Petitions and Communications received from January 13, 2007 through January 22, 2007 for reference by the President to January 30, 2007.

From Monroe Personnel Service, LLC, urging the Board of Supervisors to postpone implementation of the "Sick Leave" ordinance.(1)

From Office of the Mayor, submitting notice that Supervisor Elsbernd will be Acting Mayor from January 20, 2007 until January 27, 2007. Copy: Each Supervisor, City Attorney(2)

From Office of the Clerk of the Board, submitting notice that the San Francisco Unified School District has submitted its conflict-of-interest code notice to the Office of the Board of Supervisors.(3)

From Office of the Clerk of the Board, submitting notice that Kathleen Gulbengay, Deputy Director II has submitted a Form 700 Statement of Economic Interests to the Office of the Clerk of the Board.(4)

From New Airport Shuttle, submitting notice that an application was filed with the California Public Utilities Commission requesting a "Passenger Stage Corporation" certificate to perform on-call transportation of passengers in the Bay Area.(5)

From Planning Department, submitting notice that the Planning Commission recommends passage of proposed ordinance regarding enforcement provisions for General Advertising Sign Violations. File 051844, Copy: Land Use Committee members(6)

From Planning Department, submitting notice that the Planning Commission recommends passage of proposed ordinance regarding penalties for violations of Planning Code Section 176 of not less than \$200 per day. File 061539, Copy: Land Use Committee members(7)

From Office of the Controller, submitting report concerning the review of Fung Lum

Restaurant Group.(8)

From Whistleblower Program, submitting the 2006-07 Mid-Year Whistleblower Program Report.(9)

From Public Library, submitting the Branch Library Improvement Program's 2000 Branch Library Improvement Bond Quarterly Report for the Third Quarter of 2006.(10)

From Construction Employers' Association, urging the Board to address their concerns and provide thorough guidelines for Proposition F, San Francisco Paid Sick Leave Ordinance before implementation and enforcement of this new law. File 061680, Rules Committee(11)

From Office of the Treasurer/Tax Collector, submitting the Cash difference and Overage Fund balance for the Office of the Treasurer.(12)

From Office of the Treasurer/Tax Collector, submitting the Bureau of Delinquent Revenue quarterly report for the period October 1, 2006 through December 31, 2006.(13)

From Planning Association for the Richmond, urging the Board to add additional staff and additional hours for the Park Rangers in the 2006-07 budget.(14)

From Mayor's Office of Housing, notifying the Board of Supervisors of emergency work repairs at the Midtown Park Apartments related to the residents' health and safety. Copy: Each Supervisor(15)

From concerned citizens, submitting support for amending the Condominium Conversion law by providing for seniority in Pool A, including tenant protections. File 061563, 2 letters(16)

From CA. School of Professional Psychology, submitting response to the proposal to located additional Department of Public Health staff in the new OMI facility. Copy: Each Supervisor(17)

From Office of the Controller, submitting report regarding concession review of SkyWest Airlines, Inc.(18)

From Arts Commission, submitting the attendance policy for members of the Arts Commission.(19)

From Christian Holmer, regarding immediate disclosure request from various City departments. 2 letters(20)

From concerned citizens, urging the Board to stop spending so much time on political and ideological matters and more on basic quality of life issues. 25 letters(21)

From Susan Smith, submitting copy of letter sent to the Mayor of Portland, Maine regarding opening a women's shelter.(22)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 565 South Van Ness Avenue.(23)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 3101 Vicente.(24)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities

Commission regarding the cellular base site at 1801 Fulton Street.(25)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 510 Fredrick Street.(26)

From Public Utilities Commission, regarding status of removing graffiti from utility poles at various locations in District 5. (Reference No. 20061107-006) Copy: Supervisor Mirkarimi(27)

From Betty Chopoff, regarding Josh Cooper and his mother's apartment on Jones Street. (28)

From Civil Service Commission, submitting amendments to Civil Service Commission Rule Series 020 to implement Administrative Code Chapter 12W, Sick Leave (Proposition F/November 2006).(29)

From State Public Utilities Commission, submitting copy of application from the Blue and Gold Fleet requesting authorization for passenger fare increases on its vessel common carrier service on San Francisco Bay between Sausalito and authorized points in San Francisco.(30)

From US Army Corps of Engineers, submitting notice that BAE Systems San Francisco Ship Repair has applied for a ten-year Department of the Army permit to maintenance dredge Pier 3 and Pier 4.(31)

From Ronald Melton, urging the Mayor and Board of Supervisors to use the City's existing fiber optic lines as the backbone to build a free, publicly owned internet system by 2008.Copy: Each Supervisor(32)

From Department of the Environment, submitting report on improved business practices to advance environmental programs.(33)

MAYOR'S APPOINTMENT Juvenile Probation Commission Rebecca Woodson

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 IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs index.asp?id=4383For information, call (415) 554-5184.

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

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 ESPA¥OL: 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, and N (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