

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, September 9, 2008
2:00 PM**

Regular Meeting

AARON PESKIN, PRESIDENT

**MICHELA ALIOTO-PIER, TOM AMMIANO, CARMEN CHU, CHRIS DALY, BEVAN DUFTY, SEAN
ELSBERND, SOPHIE MAXWELL, JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL**

Angela Calvillo, Clerk of the Board

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Approval of the July 29, 2008 and the August 5, 2008 Board Meeting Minutes.

AGENDA CHANGES

COMMUNICATIONS

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

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

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

CONSENT AGENDA

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

Items 1 through 6

Recommendation of the Budget and Finance Committee

Present: Supervisors McGoldrick, Elsbernd, Mirkarimi

- | | | | |
|-----------|---------------|---|---------------------------|
| 1. | 080656 | [Public Employment and Accept-Expend Federal Grant - Amendment to the Annual Salary Ordinance, FY 2008-2009. Mayor's Summer Food Service Program and After School Snack Program - 2008 - \$950,710] | Supervisor Maxwell |
| | | <p>Ordinance amending Ordinance No. 141-08 (Annual Salary Ordinance 2008-2009) to reflect the addition of one position (0.40 FTE) 9774 Sr. Community Development Specialist, one position (0.40 FTE) 1840 Jr. Management Assistant, and thirteen positions (1.04 FTE) 9910 Public Service Trainee in the Department of Children, Youth and Families (CHF), and authorizing the department to accept and expend a grant in the amount of \$950,710, currently and retroactively, if necessary, from the United States Department of Agriculture to sponsor the 2008 Mayor's Summer Food Program and the After School Snack Program.</p> <p>8/12/2008, PASSED ON FIRST READING.</p> <p>Question: Shall this Ordinance be FINALLY PASSED?</p> | |

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Peskin

**2. 080856 [Mission Bay South-Acceptance of Land and
Improvements on Third Street for Blocks 17, 20 and
23]**

Ordinance accepting the Mission Bay Blocks 17, 20, 23 Public Improvements-Phase 1; approving the dedication of the strip of land 5.00 feet in width, along the west side of Third Street for right-of-way purposes; designating street grades and sidewalk widths; accepting the irrevocable offer for the acquisition facilities for public use and maintenance purposes; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of City's Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 177,603; and authorizing official acts in connection with this ordinance. (Public Works Department)

8/12/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

**3. 080857 [Mission Bay South-Acceptance of Land and
Improvements for the 7th and 16th Street
Intersection]**

Ordinance accepting the dedication for public street and roadway purposes of the two (2) portions of properties adjacent to 16th Street and accepting the irrevocable offer for the 7th and 16th Street Intersection Infrastructure Improvements; designating street grades and accepting the irrevocable offer for the acquisition facilities for public use and maintenance purposes; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of City's Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 177,604; and authorizing official acts in connection with this ordinance. (Public Works Department)

8/12/2008, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Daly, Dufty, Ammiano

UNFINISHED BUSINESS

From the Clerk

- 7. 081146 [Findings - Disapproval of the Tentative Map for 1345 Fillmore Street]**

Motion adopting findings concerning the disapproval of a Tentative Map for a 330-unit condominium subdivision located at 1345 Fillmore Street, Assessor's Block 0731, Lots 018 and 20 through 67.

8/25/2008, REFERRED to Board of Supervisors.

Question: Shall this Motion be APPROVED?

- 8. 081147 [Findings - Disapproval of the Tentative Map for 1420 Turk Street and 1535 Eddy Street]**

Motion adopting findings concerning the disapproval of a Tentative Map for a 325-unit condominium subdivision located at 1420 Turk Street and 1535 Eddy Street, Assessor's Block 0750, Lot 019.

8/25/2008, REFERRED to Board of Supervisors.

Question: Shall this Motion be APPROVED?

- 9. 081148 [Findings - Approval of the Tentative Parcel Map for 628-632 Steiner Street]**

Motion adopting findings concerning the approval with conditions of a Tentative Parcel Map for a 3-unit condominium conversion subdivision located at 628-632 Steiner Street, Assessor's Block 0822, Lot 024.

8/25/2008, REFERRED to Board of Supervisors.

Question: Shall this Motion be APPROVED?

NEW BUSINESS

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors Chu, Elsbernd

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|--|---|--------------------------------------|
| 10. | <p>080686 [Landmark tree designation of Monterey Cypress at 2626 Vallejo Street]</p> <p>Ordinance designating the Monterey Cypress at 2626 Vallejo Street (Assessor's Block 0953, Lot 006) as a landmark tree pursuant to Public Works Code Section 810, making findings supporting the designation, and requesting official acts in furtherance of the landmark tree designation.</p> | <p>Supervisor Alioto-Pier</p> |
| <p>Question: Shall this Ordinance be PASSED ON FIRST READING?</p> | | |

Present: Supervisors Chu, McGoldrick, Elsbernd

- | | | |
|---|---|------------------------|
| 11. | 080687 [Landmark designation of Manzanita at 115 Parker Avenue] | Supervisor Alioto-Pier |
| <p>Ordinance designating the Manzanita at 115 Parker Street (Assessor's Block 1064, Lot 002) as a landmark notwithstanding the provisions contained in the Public Works Code Section 810, making findings supporting the designation, and requesting official acts in furtherance of the landmark designation.</p> <p>Question: Shall this Ordinance be PASSED ON FIRST READING?</p> | | |

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|-----|--------|---|------------------------------|
| 12. | 080935 | <p>[Urging SFUSD to reconsider current school assignment system]</p> <p>Resolution urging the San Francisco Unified School District (SFUSD) to reconsider the current school assignment system for K-12 admissions and place greater emphasis on geographic considerations for school assignments.</p> <p>(Supervisor McGoldrick dissenting in Committee.)</p> | <p>Supervisor Chu</p> |
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Question: Shall this Resolution be ADOPTED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Peskin, Maxwell

- | | | | |
|------------|---------------|--|------------------------------|
| 13. | 080233 | [Urban Forestry Council - Membership] | Supervisor McGoldrick |
| | | Ordinance amending the San Francisco Environment Code by amending Section 1202 to reconstitute the membership of the Urban Forestry Council to eleven members. | |

Question: Shall this Ordinance be PASSED ON FIRST READING?

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|------------|---------------|--|--------------------------|
| 14. | 081014 | [In-Home Supportive Services - Public Authority] | Supervisor Peskin |
| | | Ordinance amending Administrative Code Chapter 70, regarding the In-Home Supportive Services Public Authority, to eliminate obsolete terms and amending Section 70.2 to provide compensation for members of the governing body for attending meetings. | |

Question: Shall this Ordinance be PASSED ON FIRST READING?

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|-----|---|------------------|
| 15. | 081056 [Issuance and Sale of Revenue Bonds - Schools of the Sacred Heart - Not to exceed \$35,000,000] | Supervisor Dufty |
| | <p>Resolution approving in accordance with Section 147(f) of the Internal Revenue Code and requirements of Section 91530(f) of the Government Code the issuance and sale of revenue bonds by the ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed \$35,000,000 to finance educational projects owned and operated by the Schools of Sacred Heart - San Francisco.</p> | |

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, Peskin

- | | | | |
|-----|--------|--|----------------------|
| 16. | 080235 | <p>[First Source Hiring Ordinance - expanding scope of covered permits in Market and Octavia Plan]</p> <p>Ordinance amending the San Francisco Administrative Code by amending Sections 83.2,</p> | Supervisor Mirkarimi |
|-----|--------|--|----------------------|

Question: Shall this Ordinance be PASSED ON FIRST READING?

- Question: Shall this Ordinance be PASSED ON FIRST READING?**

Present: Supervisors Daly, Dufty, Ammiano

- Question: Shall this Ordinance be PASSED ON FIRST READING?**

Called from the City Operations and Neighborhood Services Committee

19.	080438	[Prohibiting smoking in enclosed areas, certain unenclosed areas, and sports stadiums]	Supervisors Daly, Mirkarimi, Ammiano, Sandoval
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Ordinance updating findings based on recent studies; amending San Francisco Health Code Sections 1009.20, 1009.21, 1009.22, 1009.23, 1009.25, and 1009.81, and adding Sections 1009.26, 1009.27, 1009.28, and 1009.29, to prohibit smoking in 1) business establishments and bars regardless of whether owner-operated, 2) common areas of multi-unit housing complexes, 3) tourist lodging facilities, 4) tobacco shops, 5) charity bingo games, 6) taxicabs and other motor vehicles for hire, 7) unenclosed dining areas of restaurants, 8) service waiting areas, 9) areas within twenty feet of entrances to private, nonresidential buildings, 10) farmers markets, and 11) vehicles owned by the City and County of San Francisco; establishing obligations for property owners and managers to prevent smoking in prohibited areas, defining secondhand smoke from a business establishment located in a mixed-use residential and commercial building as a nuisance; adding administrative procedures and penalties; deleting criminal penalties; adding provisions for cost recovery and liens; adding provisions for private enforcement of the ordinance, and making conforming changes in the Police Code by repealing Sections 53, 53.1, and 1098, and in the Health Code by repealing Section 1009.24.

8/12/2008, CALLED FROM COMMITTEE.

Question: Shall this Ordinance be PASSED ON FIRST READING?

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

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES

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

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

at 4pm.

5. Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.

20. 081133 **[Public Hearing - Appeal of Final Environmental Impact Report for the Eastern Neighborhoods Rezoning and Area Plans Project]**

Hearing of persons interested in or objecting to the Planning Commission's August 7, 2008, certification of a Final Environmental Impact Report identified as Planning No. 2004.0160E, through it's Motion No. 17659, for a proposed Eastern Neighborhoods Rezoning and Area Plans project, amendments to the San Francisco Planning Code and Zoning Maps, amendments to the San Francisco General Plan, and adoption of interim historic preservation procedures. The Plan Area generally includes the eastern portion of the South of Market Area ("East SOMA"), The Mission, Showplace Square/Potrero Hill, and the Central Waterfront Neighborhoods of San Francisco and making other related findings. (Appellants: Chris Durazo, Filed 8/8/08; and Gary Noguera, Filed 8/27/08)

(Filed 8/8/08 and 8/27/08; companion measure to Files 081134, 081135, 081136.)

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Final Environmental Impact Report described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

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

21. 081134 **[Affirming certification of the Eastern Neighborhoods Rezoning and Area Plans FEIR]**

Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the Eastern Neighborhoods Rezoning and Area Plans Project. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

22. 081135 **[Disapproving certification of the Eastern**

Neighborhoods Rezoning and Area Plans FEIR]

Motion disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the Eastern Neighborhoods Rezoning and Area Plans Project. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

23. 081136 [Preparation of findings to disapprove certification of the Eastern Neighborhoods Rezoning and Area Plans FEIR]

Motion directing the Clerk of the Board to prepare findings disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the Eastern Neighborhoods Rezoning and Area Plans FEIR. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

24. 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.

25. 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 26 to 30

- [illegible]

Question: Shall this Resolution be ADOPTED?

- | | | | |
|------------|---------------|---|-------------------------------|
| 29. | 081132 | [Accept-Expend State grants for food and agricultural projects - \$6,808.90] | Supervisor Alioto-Pier |
|------------|---------------|---|-------------------------------|

Resolution authorizing the San Francisco Department of Public Health (DPH) to retroactively accept and expend three grants totaling \$6,808.90, two from the California Department of Food and Agriculture (CDFA) and one from the California Department of Pesticide Regulation (CDPR); for the period of July 1, 2008 through June 30, 2009.

8/12/2008, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

- 30. 081126 [Final Map - 146-148 South Van Ness Avenue]**

Motion approving Final Map 2781, a 2 Lot Airspace Project, located at 146 - 148 South Van Ness Avenue being a subdivision of Lot 046 in Assessors Block No. 3514 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order 177,718; District 6.)

8/19/2008, 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:*_____

- ## 31. IMPERATIVE AGENDA

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

[Serious Injury Finding]

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

[Purely Commendatory Finding]

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

[Brown Act Finding]

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

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from August 5, 2008 to August 29, 2008, for reference by President to appropriate committee on September 9, 2008.

081152 [Approving General Plan Amendments Related to the Eastern Neighborhoods Area Plans - the Mission, East SoMa, Showplace Square/Potrero Hill and Central Waterfront Area Plans]

Ordinance amending the San Francisco General Plan by adding four new area plans, entitled the Mission Area Plan, the East South of Market (East SoMa) Area Plan, the Showplace Square/Potrero Hill Area Plan and the Central Waterfront Area Plan and approving General Plan amendments to implement the four aforementioned Eastern Neighborhoods Area Plans by amending the Commerce and Industry and Recreation and Open Space Elements, the Land Use Index, and the South of Market, Northeastern Waterfront, and Central Waterfront Area Plans; making environmental findings and findings that the proposed amendments are consistent with the General Plan and the eight priority policies of the Planning Code Section 101.1. (Planning Department)

8/22/2008, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 10/9/2008.

081153 [Planning Code amendments for the Eastern Neighborhoods Area Plans]

Ordinance amending the San Francisco Planning Code by adding and amending various sections to implement the four Eastern Neighborhood Area Plans comprised of the East SoMa, the Mission, the Showplace Square/Potrero Hill, and the Central Waterfront Area Plans; adopting in-lieu fees for on-site open space, trees, and affordable housing; adopting the Eastern Neighborhoods impact fee subject to certain restrictions; and making various findings, including environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1. (Planning Department)

8/22/2008, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 10/9/2008.

081154 [Zoning Map Amendments in connection with the Eastern Neighborhoods Area Plans]

Ordinance amending Zoning Map Sheets ZN01, ZN07, ZN08, HT01, HT07, HT08 and SU08 of the City and County of San Francisco Planning Code with revised use districts and height and bulk districts within the four Eastern Neighborhoods Planning Areas comprised of the East South of Market, Mission, Showplace Square/Potrero Hill and Central Waterfront Area Plans; and creating three special use districts for Life Science and Medical Special Use District bounded generally by Mariposa Street to the north, Illinois Street to the West, Iowa Street to the East, and 23rd Street to the South, for Innovative Industries Incubator Special Use District bounded generally by 3rd Street to the West, Illinois Street to the east, 20th Street to the north and 23rd Street to the South, for 16th Street Retail Special Use District bounded generally by Capp Street to the East, San Bruno Avenue to the West, 15th Street to the North and 17th Street to the South; and making various findings, including CEQA findings and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Department)

8/22/2008, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 10/9/2008.

081155 [Eastern Neighborhoods Area Plans - monitoring program]

Ordinance amending the Administrative Code Chapter 10E to establish the Eastern Neighborhoods Monitoring Program for purposes of reviewing the effectiveness of the Eastern Neighborhoods Area Plans and implementation of specified improvements; and adopting environmental findings. (Planning Department)

8/22/2008, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 10/9/2008.

081160 [Appropriating \$86,367,000 of Bond revenue and adopting environmental findings for Crystal Springs Bypass Tunnel at the Public Utilities Commission for Fiscal Year 2008-2009]

Ordinance appropriating \$86,367,000 of Proceeds from Sale of Bonds for the Water System Improvement Program's (WSIP) construction of the Crystal Springs Bypass Tunnel Project at the San Francisco Public Utilities Commission for Fiscal Year 2008-2009, placing the entire appropriation on Controller's reserve pending the sale of bonds, and adopting environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Mayor)

8/28/2008, RECEIVED AND ASSIGNED to Budget and Finance Committee.

081161 [Mission Bay North-Acceptance of Land and Improvements for Block N2]

Ordinance accepting the Mission Bay Block N2 Public Improvements on Third, Fourth, Berry, and King Streets; approving the dedication of the strips of land along the west side of Third Street, East Side of Fourth Street, North side of Berry Street and South Side of King Street for right-of-way purposes; designating street grades and sidewalk widths; accepting the irrevocable offer for the acquisition facilities for public use and maintenance purposes; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of City's Planning Code section 101.1, and the Mission Bay North Redevelopment Plan; accepting Department of Public Works Order No. 177,778; and authorizing official acts in connection with this ordinance. (Public Works Department)

8/28/2008, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from August 5, 2008 to August 29, 2008, for reference by President to appropriate committee on September 9, 2008.

081109 [Emergency contract to design, furnish, and install microwave system communication equipment along Hetch Hetchy]

Resolution approving an emergency public work contract under San Francisco Administrative Code section 6.60, to design, furnish, and install a new microwave radio system for Hetch

Hetchy. (Public Utilities Commission)

8/8/2008, RECEIVED AND ASSIGNED to Budget and Finance Committee.

081110 [Authorizing the Sheriff's Department to amend its contract with ARAMARK Correctional Services, LLC, for Jail Food Services]

Resolution authorizing the Sheriff's Department to enter into a second amendment to the agreement between the City and County and ARAMARK Correctional Services, LLC, to increase the contract amount from \$15.2 million to an amount not to exceed \$27.0 million and to extend the contract term to June 30, 2010. (Sheriff)

8/5/2008, RECEIVED AND ASSIGNED to Budget and Finance Committee.

081111 [Approval of the Ryan White HIV/AIDS Treatment Modernization Act grant application]

Resolution authorizing the San Francisco Department of Public Health (DPH) to submit an application for the San Francisco Eligible Metropolitan Area (EMA) by the deadline of September 29, 2008, requesting a total amount of \$36,118,233, to the Health Resources Services Administration (HRSA) to continue to receive funding for the Ryan White HIV/AIDS Treatment Modernization Act Grant (Ryan White Programs, Part A); for the next grant year, March 1, 2009 through February 28, 2010. (Public Health Department)

8/8/2008, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

081141 [Contract between the Department of Public Health and Accordis, Inc. to provide retroactive claiming of aged accounts services]

Resolution authorizing the Director of Public Health and the Director of the Office of Contract Administration/Purchaser to execute a contract between the City and County of San Francisco and Accordis, Inc. to provide retroactive claiming of aged accounts services for the period of July 1, 2008 through June 30, 2012.

8/6/2008, RECEIVED AND ASSIGNED to Budget and Finance Committee.

081142 [Contract between the Department of Public Health and Triage Consulting Group to provide retroactive claiming of aged accounts services]

Resolution authorizing the Director of Public Health and the Director of the Office of Contract Administration/Purchaser to execute a contract between the City and County of San Francisco and Triage Consulting Group to provide retroactive claiming of aged accounts services for the period of July 1, 2008 through June 30, 2012.

8/15/2008, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**081151 [Easement Deed and findings related to the SFPUC's
New Crystal Springs Bypass Tunnel water
infrastructure project]**

Resolution adopting findings under the California Environmental Quality Act ("CEQA"), CEQA Guidelines and San Francisco Administrative Code Chapter 31, including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations related to the New Crystal Springs Bypass Tunnel Project; making findings of consistency with the General Plan and priority policies of Planning Code Section 101.1; and authorizing and approving the execution, delivery and acceptance of an Easement Deed from the County of San Mateo granting to City certain easement rights in real property located beneath and adjacent to portions of Polhemus Road in San Mateo County. (Public Utilities Commission)

8/22/2008, RECEIVED AND ASSIGNED to Budget and Finance Committee.

081158 [Petitions and Communications]

Petitions and Communications received from August 5, 2008 through August 29, 2008 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on September 9, 2008. Part 1 (Items 1 to 60)

From Office of the Clerk of the Board, submitting Form 700 Statement of Economic Interests from:(1)

Max Siegel, Legislative Assistant for Supervisor Gerardo Sandoval

From Department of Elections, regarding disclaimer requirements for local ballot measures: endorse, oppose or take no position on a measure. Copy: Each Supervisor.(2)

From Municipal Transportation Agency, responding to Supervisor Sandoval's inquiry requesting the feasibility of establishing an ALL-WAY STOP at the intersection of Ottawa Avenue at Ellington Avenue. (Reference 20080708-001)(3)

From concerned citizens, commenting on the Below Market Rate Condominium Conversion Program. File 080520, Copy: Each Supervisor, 2 letters.(4)

From concerned citizens, commenting on prohibiting pharmacies from selling tobacco products. File 080594, Copy: Each Supervisor, 7 letters.(5)

From Mayor Newsom, designating various Supervisors as Acting-Mayor from 4:30pm on

Thursday, August 7, 2008 until 1:50pm on Thursday, August 21, 2008. Copy: Each Supervisor.(6)

From Department of Public Works, regarding status on removing graffiti from various location in District 5. (Reference 20080610-004)(7)

From concerned citizens, commenting on the City's Sanctuary Ordinance. 3 letters.(8)

From Jeanette Berger, commenting on the AT&T "Lightspeed" Telecommunications Network Upgrade.(9)

From Office of the Clerk of the Board, submitting notification of the following City Departments and Agencies who submitted their conflict-of-interest code notice:(10)

Ethics Commission
Film Commission
Rent Board

From Annabella Jimenez, commenting on City's rental and childcare assistance.(11)

From Department of Public Works, regarding status on removing graffiti from various utility poles in District 5. (Reference 20080610-003)(12)

From Department of Public Works, regarding status on removing graffiti from various location in District 5. (Reference 20080610-004)(13)

From Josephine, commenting on mandatory recycling.(14)

From Brenda Hansen, submitting a property listing of Shell service stations that can be purchased for continue use or for redevelopment.(15)

From Department of Public Works, submitting Defective Sidewalk Repair Revolving Account Quarterly Report for the period of April 1, 2008 through June 30, 2008.(16)

From various City Departments, submitting Human Rights Commission - Waiver Request Form:(17)

Department of Human Resources
Fire Department
Human Services Agency
Municipal Transportation Agency
San Francisco Water Department

From Human Rights Commission, regarding Final Annual Appropriation Ordinances, budget turnaround reports, and budget certification letter for fiscal year 2008-2009.(18)

From Department of Telecommunications and Information Services, regarding funding for assessment and remediation relating to the breach of the administration of the City's Fiber Network and potentially other departmental networks.(19)

From various City Departments, submitting notification that the adopted budget for fiscal year 2008-2009 is adequate for the department to meet service levels as proposed by the Board:(20)

Adult Probation
Airport Commission
Clerk of the Board
Department of Building Inspection
Department of Child Support Services
Department of Elections
Department of Emergency Management
Department of Human Resources
Department of Public Works
Department on the Status of Women
Economic and Workforce Development
Employees' Retirement System
Ethics Commission
Fine Arts Museums of San Francisco
Human Rights Commission
Human Services Agency
Juvenile Probation Department
Law Library
Mayor's Office of Housing
Mayor's Office of Community Investment
Medical Examiners
Municipal Transportation Agency
Office of Citizen Complaints
Office of the Assessor-Recorder
Office of the City Attorney
Office of the Controller
Office of the District Attorney
Office of the Public Defender
Office of the Sheriff
Office of the Treasurer and Tax Collector
Planning Department
Police Department
Port of San Francisco
Public Library
Recreation and Park Department
Residential Rent Stabilization and Arbitration Board
San Francisco Children and Families Commission
Superior Court of California, County of San Francisco
War Memorial Department

From Timothy Johnston, commenting on the closure of Marian Residence. Copy: Each Supervisor.(21)

From various City Departments, submitting list of sole source contracts entered into during Fiscal Year 2007-2008:(22)

Arts Commission
Department of Building Inspection

From San Francisco Bay View, submitting a copy of a letter regarding helicopter landing at Hunters Point Shipyard.(23)

From Andy Cummings, urging the Board to vote against the proposed ordinance regarding condominium conversion lottery based on seniority of participation. File 081087, Copy: Each

Supervisor.(24)

From Poonam Whabi, commenting on the Chinese government relating to the Tibetan.(25)

From Recreation and Park Department, submitting Childhood Lead Poisoning Prevention Program 4th Quarter Status Report for Fiscal Year 2007-2008.(26)

From Norma Hernandez, submitting copy of letter sent to the Mayor describing her unfortunate experience at the Alice Griffith Projects and suggesting having a police unit at the Alice Griffith Projects 24 hours a day. (27)

From Giordano Bros., commenting on the on-going constructions on Columbus Avenue and Broadway Street.(28)

From Department of Elections, submitting a reminder to the Board regarding the deadline for the disclaimer requirements for local ballot measures. Copy: Each Supervisor.(29)

From Cliff Davis, submitting a complaint letter regarding unfair practices at Monster Park. Copy: Supervisor Daly.(30)

From Michael Crandell, submitting concern regarding severe over-assignment in the City's Workers Compensation Division. Copy: Each Supervisor.(31)

From Mark Glomski, opposing to the proposed ordinance on prohibiting smoking in enclosed areas, certain unenclosed areas, and sports stadiums. File 080438, Copy: Each Supervisor.(32)

From Neil Signo, commenting on menu labeling at chain restaurants. File 080826.(33)

From Department of Public Works, responding to Supervisor Mirkarimi's request for a report on the status of repaving basketball and tennis courts at Grattan Park at Stanyan/Rivoli/Alma and Shrader Streets. (Reference 20080805-004)(34)

From Department of Public Works, regarding status of removing graffiti from various locations in District 5. (Reference 20080722-004)(35)

From Department of Public Works, regarding status of removing graffiti from various phone switch boxes in District 5.(Reference 20080626-005)(36)

From concerned citizens, commenting on mandatory recycling and composting. Copy: Each Supervisor, 2 letters.(37)

From Lauren E. Goldberg, commenting on various issues relating to public safety. Copy: Each Supervisor.(38)

From Janette Barroca, submitting a copy of a letter to Presidio Historical Association regarding Presidio Walk.(39)

From Dr. Ahimsa Porter Sumchai, submitting an article regarding toxic dust threat in Hunters Point.(40)

From Kimo Crossman, commenting on public comment limited to one minute at the recent Rules Committee meeting. Copy: Each Supervisor.(41)

From Dr. Ahimsa Porter Sumchai, submitting copy of a letter regarding Lennar Corp. (42)

From Port of San Francisco, Annual Contracting Activity Quarterly Report - Fiscal year 2007/08; 4th Quarter Period April 1, 2008 through June 30, 2008.(43)

From John H. Super, commenting on prohibition of selling cigarettes at Rite Aid and Walgreens. Copy: Each Supervisor.(44)

From California Department of Transportation, Proposed Yerba Buena Community Benefit District Assessments Against State Property.(45)

From Department of Elections, Ranked Choice Voting Update: November 4, 2008 Election.(46)

From El Dorado LAFCO, nomination of Ted Long for City Member position on CALAFCO Board.(47)

From Civil Service Commission, Survey of Monthly Rates Paid to Police Officers and Firefighters in All Cities of 350,000 or more in the State of California.(48)

From LAFCO, nomination of Roger Anderson for a Public Member position on CALAFCO Board.(49)

From Lenore Sivulich, requesting that the zoo redefine its mission and focus on rescue and rehabilitation and not exploitation and entertainment. Copy: Each Supervisor. (50)

From SFPD, submitting response to Supervisor Ammiano's inquiry related to the concept of a "Violent Crime Task Force".(51)

From concerned citizens, expressing support for the Community Choice Energy Proposals.Approximately 100 letters(52)

From the Planning Department, draft of Planning Department Action Plan for improving the efficiency of the Department.(53)

From the Public Utilities Commission, "Contract Compliance Analysis of La Grand Tank Replacement Project". Copy: Each Supervisor.(54)

From Member of Public, opposition to cigarette ban in pharmacies.(55)

From Dorothy Hove, opposing naming sewage plant after the President Bush.(56)

From Tom Cooke, opposing health proposals by the Board. Copy: Each Supervisor. (57)

From John Hamlin, commenting on death of Bologna family members.(58)

From Department of Public Works, report on use of funds appropriated from the Local Street and Road Improvement, Congestion Relief, and Traffic Safety Account of 2006.(59)

From concerned citizens, urging Board support for Supervisor Daly's zoo reform ordinance. File 080818; email (70), letters (2)(60)

081159 [Petitions and Communications, Part 2]

Petitions and Communications received from August 5, 2008 through August 29, 2008 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on September 9, 2008. Part 2 (Items 61 to 120)

From Department of Public Works, regarding status of removing graffiti from phone switch boxes at various locations in District 5. (Reference No. 20080805-005)(61)

From Department of Public Works, regarding status of removing graffiti from utility poles at various locations in District 5. (Reference No. 20080722-007)(62)

From Nancy Wuerfel, submitting copy of letter sent to the General Manager of the Recreation and Park Department requesting the immediate release of the unedited and unredacted "Recreational Opportunities Study - Summer Report, July 2008." Copy: Each Supervisor(63)

From James Keyes, regarding the constant closure of Boedekker Park in the Tenderloin. (64)

From concerned citizens, commenting on San Francisco Recreation and Park Department leadership issues. 10 letters(65)

From Ahimsa Sumchai, commenting on the redacting policy from all communications sent to the supervisors by members of the public.(66)

From Municipal Transportation Agency, regarding the status of safety improvements at the intersection of Fell Street and Masonic Avenue. File 080186(67)

From Human Services Agency, submitting request for release of funding reserved in the fiscal year 2008-09 Budget.(68)

From S.F. Redevelopment Agency, regarding the "Martini Park" nightclub proposal for the former Chalkers Billiard space in the Rincon Annex at 1 Spear Street.Copy: Supervisor Daly, City Operations and Neighborhood Services Committee Clerk(69)

From concerned citizens, submitting opposition to the "Sanctuary City" Ordinance. 2 letters(70)

From Nick Hansen, urging the City to register San Francisco County Vietnam War memorials with the California Department of Veterans Affairs.(71)

From Douglas Saum, submitting support for adding Chet Helms name to "Speedway Meadows" making it "Chet Helm's Speedway Meadows" in Golden Gate Park.(72)

From Department of Public Works, regarding status of removing graffiti from utility poles at various locations in District 5. (Reference No. 20080805-008)(73)

From Department of Public Works, regarding status of removing graffiti from emergency boxes and fire hydrants at various locations in District 5. (Reference No. 20080805-007)(74)

From Alvin John, regarding the basis of a discrimination appeal and deposition of Denise Merlo.(75)

From Kimo Crossman, regarding an article about red light cameras. Copy: Each Supervisor.(76)

From Nancy Wuerfel, regarding an immediate release of an original golf report from the Recreation and Park Department.(77)

From SFUSD, information copy of the School District's response to the 2007-2008 Grand Jury Report entitled "San Francisco Kindergarten Admission: Back to the Drawing Board".(78)

From Mayor Newsom, response to the 2007-2008 Civil Grand Jury Report, "Accountability in San Francisco Government."(79)

From Adam Romero, Jr., regarding termination of employment from the Sheriff's Department.(80)

From concerned citizens, opposing the Outside Lands concert in Golden Gate Park. 4 letters.(81)

From Sue Cauthen, forwarding a letter from the Library Citizens Advisory Committee regarding the North Beach Library.(82)

From Police Department, regarding status on the concept of a "Violent Crime Task Force" and whether the Department has considered implementation of such a task force. (Reference 20080716-002)(83)

From Department of Public Works, regarding status on removing graffiti from private property in various locations in District 5. Copy: Supervisor Mirkarimi (Reference 20080722-003)(84)

From Clerk of the Board, submitting notice to the Board members of the Mayor's appointments to various Boards and Commissions.(85)

From Mayor Newsom, responding to the 2007-2008 Civil Grand Jury Report, "A Year of Five Elections for the City/County of San Francisco."(86)

From Mayor Newsom, responding to the 2007-2008 Civil Grand Jury Report, "San Francisco Kindergarten Admissions: Back to the Drawing Board."(87)

From Office of the Controller, responding to the 2007-2008 Civil Grand Jury Report, "Accountability in San Francisco Government." 2 letters(88)

From Mayor Newsom, responding to the 2007-2008 Civil Grand Jury Report, "Fits and Starts: The Response of San Francisco Government to Past Civil Grant Jury Recommendations."(89)

From Department of Telecommunications and Information Services, responding to the 2007-2008 Civil Grand Jury Report, "Accountability in San Francisco Government."(90)

From Mayor Newsom, submitting notice of designation of Supervisor Sean Elsbernd as Acting-Mayor during the Mayor's absence August 24, 2008 to August 29, 2008.(91)

From Office of the Treasurer, submitting portfolio statistics from July 1,2008 to July 31, 2008.(92)

From San Francisco Public Library, responding to the 2007-2008 Civil Grand Jury Report,

"Accountability in San Francisco Government."(93)

From SF Public Utilities Commission, regarding a Request for Supplemental Appropriation (\$86,367,000) to fund construction of the Crystal Springs Bypass Tunnel project.(94)

From State of California Fish and Game Commission, submitting copy of notice of proposed regulatory action relating to Morro Bay State Marine Recreational Management Area, Elkhorn Slough State Marine Reserve and Dana Point State Marine Park.(95)

From Cole Thomason-Redus, commenting on the welfare of San Francisco's parks system.(96)

From Port of San Francisco, regarding authorization request to increase the amount of Contract Service Orders to Weiss Associates for as-needed environmental consulting services.(97)

From San Francisco Environment, regarding PG&E Smart Meter Upgrade Proposal. File 080849(98)

From Andrea O'Leary, commenting on Sunnyside Playground and Park.(99)

From Jonathan Bonato, commenting on being homeless in San Francisco.(100)

From Jennifer Bruce, commenting on tour buses stopping in the Castro.(101)

From SF Redevelopment Agency, submitting status on certain sales subject to California Health and Safety Code, Section 33433.(102)

From August Zajonc, commenting on the Below Market Rate program. File 080520, Copy: Each Supervisor (103)

From James Wald, commenting on the Immigrant Rights Commission.(104)

From Marianne Bennett Budin, submitting opposition to any new taxes or fees to be considered for proposal. Copy: Each Supervisor(105)

From concerned citizens, submitting opposition to the proposed ban prohibiting pharmacies from selling tobacco products. 2 letters(106)

From Patrick Monette-Shaw, commenting on an article published in the Chronicle regarding the City's proposed involvement in a lawsuit filed in State court to prevent cuts to Medi-Cal.(107)

From Kerry Fischer, commenting on young immigrant offenders being permitted to remain in the City and being assisted with housing.(108)

From Todd Clobes, commenting on illegal activity in San Francisco.(109)

From Southeast Community Facility Commission, submitting Annual Statement of Purpose and Annual Report July 1, 2007 - June 30, 2008.(110)

From Clerk of the Board, submitting notice to the Board members which City departments and agencies have submitted their conflict-of-interest code notice to the Clerk of the Board.(111)

From Alvin Johnson, regarding his appeal of the discrimination and retaliatory actions pursued by DHR, DTIS and ECD. 9 letters(112)

From Alvin Johnson, regarding a network security violation and CSI-technology. 2 letters(113)

From Richard Skaff, commenting on a recent email he received from the Mayor's Office on Disability.(114)

From Department of Elections, regarding the revised Controller's statement for Proposition H.Copy: Each Supervisor(115)

From Department of Elections, submitting its response to the findings and recommendations from the 2007/08 Civil Grand Jury.(116)

From Department of Telecommunications and Information Services, submitting its response to the findings and recommendations from the 2007/08 Civil Grand Jury.(117)

From the State Department of Transportation, regarding the proposed Yerba Buena Community Benefit District assessment that includes the State highway operating right of way designated at Parcel 3761-063.File 080816, Copy: Each Supervisor(118)

From Sue Kirkham, submitting support for the N.E.R.T. program sponsored by the San Francisco Fire Department.(119)

From Kathryn Hyde, submitting opposition to the proposed Presidio expansion and development plans. File 081116, Copy: Each Supervisor(120)

APPOINTMENTS BY THE MAYOR

Arts Commission
Lorraine Garcia-Nakata
John Calloway
Cass Calder Smith

Commission on Aging
Raymond Del Portillo
Rosario Carrion-Di Ricco
Gustavo Serina

Fire Commission
Andrea Evans

Recreation and Park Commission
Tom Harrison
Gloria Bonilla
Meagan Levitan

ADJOURNMENT

Meeting Procedures

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

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

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

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer. The agenda packet and legislative files (which contain documents submitted after the distribution of the agenda packet) are available at the Board of Supervisors, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102. Agendas are available on the Internet at www.sfgov.org/site/bos_meetings For information, call (415) 554-5184.

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

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

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



Disability access

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

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

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

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street. In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

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

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

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

Lobbyist Registration and Reporting Requirements

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