BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, May 17, 2011 - 2:00 PM

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

Regular Meeting

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

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee	Wednesday
Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu	1:00 PM
Budget and Finance Sub-Committee	Wednesday
Supervisors Chu, Mirkarimi, Kim	10:00 AM
City and School District Select Committee	2nd and 4th Thursday
Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	3:30 PM
City Operations and Neighborhood Services Committee	2nd and 4th Monday
Supervisors Avalos, Mar, Elsbernd	10:00 AM
Government Audit and Oversight Committee	2nd and 4th Thursday
Supervisors Campos, Farrell, Chiu	10:00 AM
Land Use and Economic Development Committee	Monday
Supervisors Mar, Cohen, Wiener	1:00 PM
Public Safety Committee	1st and 3rd Thursday
Supervisors Mirkarimi, Cohen, Campos	10:30 AM
Rules Committee	1st and 3rd Thursday
Supervisors Kim, Elsbernd, Farrell	1:30 PM

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

Members Present: John Avalos, David Chiu, Carmen Chu, Malia Cohen, Sean Elsbernd, Mark Farrell, Jane Kim, Eric Mar, Ross Mirkarimi, and Scott Wiener

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:15 p.m. On the call of the roll, Supervisor Campos was noted absent. There was a quorum.

Supervisor Campos Excused from Voting

Supervisor Mar, seconded by Supervisor Farrell, moved that Supervisor Campos be excused from voting. The motion carried by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener Excused: 1 - Campos

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Mirkarimi, seconded by Supervisor Mar, moved to approve the Board Meeting Minutes of April 12, 2011. The motion carried by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener Excused: 1 - Campos

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

110437 [Appropriating \$6,209,064 of General Fund Reserve and Re-Appropriating \$2,821,843 for Salaries, Disability, and Workers' Compensation - Sheriff's Department for FY2010-2011]

Sponsor: Mayor

Ordinance appropriating \$6,209,064 of General Fund Reserve and re-appropriating \$2,821,843 of expenditure contingency and debt service savings to fund salary expenditures due to fewer retirements than anticipated, disability pay, and workers' compensation claims in the Sheriff's Department for Fiscal Year 2010-2011.

(Fiscal Impact.)

Ordinance No. 81-11 FINALLY PASSED

Recommendation of the Budget and Finance Sub-Committee

110436 [Public Employment - Office of the Public Defender]

Sponsor: Mirkarimi

Ordinance amending Ordinance No. 191-10 (Annual Salary Ordinance FY2010-2011) to reflect the addition of 0.25 Social Worker in the Office of the Public Defender.

Ordinance No. 80-11 FINALLY PASSED

Recommendations of the City Operations and Neighborhood Services Committee

110518 [Accept and Expend Grant - Cesar Chavez Sewer System Improvement - \$669,000] Sponsor: Cohen

Resolution authorizing the Public Utilities Commission to accept and expend a grant administered by the U.S. Environmental Protection Agency in the amount of \$669,000 for the Cesar Chavez Sewer System Improvement Project.

Resolution No. 209-11

ADOPTED

110519 [Accept and Expend Grant - Brown Grease Recovery and Biofuel Demonstration Project - \$951,500]

Sponsor: Mar

Resolution authorizing the Public Utilities Commission to retroactively accept and expend a grant administered by the U.S. Department of Energy in the amount of \$951,500 to conduct a brown grease recovery and biofuel demonstration project.

Resolution No. 210-11

ADOPTED

Recommendations of the Public Safety Committee

110508 [Accept and Expend Grant - Homeland Security Grant Program - \$2,094,667] Sponsor: Chiu

Resolution authorizing the Department of Emergency Management to retroactively accept and expend a Homeland Security Grant Program Grant in the amount of \$2,094,667 from the United States Department of Homeland Security, through the California Emergency Management Agency, for disaster planning.

Resolution No. 205-11

ADOPTED

110509 [Accept and Expend Grant - Medical Examiner Accreditation Support - \$116,589] Sponsor: Chu

Resolution authorizing the Office of the Chief Medical Examiner to accept and expend a grant in the amount of \$116,589 from the Paul Coverdell Forensic Science Improvement Grants Program of the California Emergency Management Association for accreditation support.

Resolution No. 206-11

ADOPTED

Recommendations of the Rules Committee

110333 [Settlement of Lawsuit - Michael Pinkston - \$30,000]

Ordinance authorizing the settlement of lawsuit filed by Michael Pinkston against the City and County of San Francisco for \$30,000; the lawsuit was filed on March 24, 2010, in San Francisco Superior Court, Case No. CGC-10-498074, entitled Michael Pinkston v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

110481 [Settlement of Lawsuit - Da Ren Kuang, et al. - \$1,556,000]

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

PASSED, ON FIRST READING

110480 [Settlement of Unlitigated Claim - Alain Jimenez - \$105,000]

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

Resolution No. 204-11

ADOPTED

110492 [Appointment, Eastern Neighborhood Citizens Advisory Committee - Oscar Grande]

Motion appointing Oscar Grande, term ending October 19, 2011, to the Eastern Neighborhood Citizens Advisory Committee. (Clerk of the Board)

Oscar Grande, seat 9, succeeding Matthias Mormino, resigned, must be nominated by District 9 Supervisor and confirmed by the full Board, for the unexpired portion of a two-year term ending October 19, 2011.

Motion No. M11-75

APPROVED

110493 [Appointment, Commission on the Aging Advisory Council - Vera Haile]

Motion appointing Vera Haile, term ending March 31, 2013, to the Commission on the Aging Advisory Council. (Clerk of the Board)

Vera Haile, seat 8, succeeding herself, term expired, must be nominee of District 1 Supervisor, for the unexpired portion of a two-year term ending March 31, 2013.

Motion No. M11-76

APPROVED

110498 [Appointments, Local Homeless Coordinating Board - Wendy Phillips, Kim Armbruster and Erick Brown]

Motion appointing Wendy Phillips, Kim Armbruster, and Erick Brown, terms ending October 21, 2014, to the Local Homeless Coordinating Board. (Clerk of the Board)

Wendy Phillips, seat 2, succeeding herself, term expired, must be a representative of homeless or formerly homeless, community and advocacy organizations, service-provider agencies, business and corporate sectors or the foundation community, for the unexpired portion of a four-year term ending October 21, 2014.

Kim Armbruster, seat 3, succeeding Barbara Blong, resigned, must be a representative of homeless or formerly homeless, community and advocacy organizations, service-provider agencies, business and corporate sectors or the foundation community, for the unexpired portion of a four-year term ending October 21, 2014.

Erick Brown, seat 4, succeeding himself, term expired, must be a representative of homeless or formerly homeless, community and advocacy organizations, service-provider agencies, business and corporate sectors or the foundation community, for the unexpired portion of a four-year term ending October 21, 2014.

Motion No. M11-77

APPROVED

110500 [Appointment, Pedestrian Safety Advisory Committee - Kenneth Frausto]

Motion appointing Kenneth Frausto, term ending March 28, 2012, to the Pedestrian Safety Advisory Committee. (Clerk of the Board)

Kenneth Frausto, seat 1, succeeding Catherine Liddell, resigned, must be a representative from a pedestrian safety organization, for the unexpired portion of a two-year term ending March 28, 2012.

Motion No. M11-78

APPROVED

110535 [Appointments, Western SoMa Citizens Planning Task Force - Jim Tatarazuk and Michael Ferara]

Motion appointing Jim Tatarazuk and Michael Ferara, terms ending December 31, 2011, to the Western SoMa Citizens Planning Task Force. (Clerk of the Board)

Jim Tatarazuk, seat 15, succeeding Tom Radulovich, resigned, must be a transportation advocate, for the unexpired portion of a three-year term ending December 31, 2011.

Michael Ferara, seat 22, succeeding Lynn Valente, resigned, must be a resident of the area defined as "SoMa West" by the Planning Department, for the unexpired portion of a three-year term ending December 31, 2011.

Motion No. M11-79

APPROVED

The foregoing items were acted upon by the following vote:

Aves: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

110505 [Adopting Findings Related to the Conditional Use Appeal - 1268 Lombard Street]

Motion adopting findings related to the appeal of a decision of the Planning Commission, Motion No. 18279, approving Conditional Use Application 2009.1029C on property located at 1268 Lombard Street. (Clerk of the Board)

Motion No. M11-80

APPROVED by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Excused: 1 - Campos

Recommendation of the Budget and Finance Sub-Committee

110330 [Administrative Code - Public Work Construction Contractor/Subcontractor Appeal Hearing Procedures for Non-Compliance with Prevailing Wage Requirements] Sponsor: Chiu

Ordinance amending the San Francisco Administrative Code, Section 6.22, Public Work Construction Contract Terms and Working Conditions, by amending Subsection 6.22(E)(8) to further delineate due process procedures for administrative hearings on appeals by public work contractors and/or subcontractors from a Certification of Forfeiture made by the City's Labor Standards Enforcement Officer or responsible department head for non-compliance with prevailing wage requirements; and to additionally conform distribution of forfeiture provisions to State law.

Ordinance No. 79-11

FINALLY PASSED by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendation of the Land Use and Economic Development Committee

110114 [Environment Code - Yellow Pages Distribution Pilot Program]

Sponsors: Chiu; Mar, Mirkarimi, Wiener and Cohen

Ordinance adding Chapter 20 to the Environment Code to establish a three-year pilot program to reduce waste in the distribution of Yellow Pages phone directories to private residences and businesses in San Francisco, and to reduce neighborhood blight, by restricting distribution to circumstances where: 1) there is personal delivery of the directory to a human being, 2) there has been a request for delivery of the directory to the residence or business, or 3) directories are maintained for pick-up at a distribution center or business open to the public; mandating a public outreach program to educate the public about the environmental harms associated with excessive distribution of Yellow Pages phone directories, develop and publicize alternatives to private possession of such directories, and inform the public of the option and means of obtaining such directories; and making environmental findings. (Economic Impact.)

Ordinance No. 78-11

FINALLY PASSED by the following vote:

Ayes: 9 - Avalos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Mirkarimi, Wiener

Noes: 1 - Elsbernd Excused: 1 - Campos

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

110553 [Appropriating \$1,925,000 of General Fund Reserve and \$360,000 of Public Library Preservation Fund Balance to Various Departments for Kirola Litigation Expenses in FY2010-2011]

Sponsor: Mayor

Ordinance appropriating \$1,925,000 from the General Fund Reserve and \$360,000 from the Public Library Preservation Fund available fund balance to the Department of Public Works, the Recreation and Park Department, the Library Department, and the Mayor's Office of Disability for litigation expenses related to the United States District Court case between Ivana Kirola et. al. v. City and County of San Francisco for alleged American with Disabilities Act violations in FY2010-2011.

(Fiscal Impact.)

PASSED ON FIRST READING by the following vote:

110464 [Construction Management Services Agreement Amendment - Laguna Honda Hospital Replacement Program - \$16,196,764]

Sponsor: Elsbernd

Resolution authorizing the Director of Public Works to execute an amendment to the Construction Management Services Agreement with Cooper Pugeda Management, Inc., for the Laguna Honda Hospital Replacement Program changing the amount from \$15,303,429 to \$16,196,764.

Resolution No. 202-11

ADOPTED by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Excused: 1 - Campos

110479 [Approval of Modification No. 1 of Lease and Use Agreement - Emirates at San Francisco International Airport]

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

Resolution No. 203-11

ADOPTED by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Excused: 1 - Campos

110557 [Multifamily Housing Revenue Bonds - Fell Street Apartments - Not to Exceed \$8,100,000]

Sponsor: Mirkarimi

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$8,100,000 for Fell Street Apartments; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$40,500 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$8,100,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

Resolution No. 201-11

ADOPTED by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110561 [Accept and Expend - Emergency Shelter Grants Program - \$1,026,169]

Sponsors: Mayor; Cohen

Resolution approving the FY2011-2012 Emergency Shelter Grants (ESG) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2011-2012 Emergency Shelter Grants Program entitlement from the U.S. Department of Housing and Urban Development (HUD) in the amount of \$1,253,445 and to expend Reprogrammed Funds in the amount of \$124,000.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Excused: 1 - Campos

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

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Excused: 1 - Campos

Supervisor Chu, seconded by Supervisor Mirkarimi, moved that this Resolution be CONTINUED to June 14, 2011. The motion carried by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener Excused: 1 - Campos

110562 [Accept and Expend - Community Development Block Grant - \$20,620,744] Sponsors: Mayor; Cohen

Resolution approving the FY2011-2012 Community Development Block Grant (CDBG) Program; authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2011-2012 Community Development Block Grant Program entitlement from the U.S. Department of Housing and Urban Development (HUD) in the amount of \$18,583,517 and to expend Program Income and Reprogrammed Funds in the amount of \$1,966,471.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener Excused: 1 - Campos

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

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Excused: 1 - Campos

Supervisor Chu, seconded by Supervisor Mirkarimi, moved that this Resolution be CONTINUED to June 14, 2011. The motion carried by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110563 [Accept and Expend Grant - HOME Program - \$8,006,360]

Sponsors: Mayor; Cohen

Resolution approving the FY2011-2012 HOME Investment Partnership (HOME) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2011-2012 HOME Program entitlement from the U.S. Department of Housing and Urban Development (HUD) in the amount of \$7,576,727, and to expend Program Income in the amount of \$430,000.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Excused: 1 - Campos

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

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Excused: 1 - Campos

Supervisor Chu, seconded by Supervisor Mirkarimi, moved that this Resolution be CONTINUED to June 14, 2011. The motion carried by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Excused: 1 - Campos

From the Budget and Finance Committee Without Recommendation

110337 [Business and Tax Regulations Code - Excluding Stock-Based Compensation from Payroll Expense, Tax Years 2011 through 2017]

Sponsors: Mirkarimi; Campos, Mar and Chiu

Ordinance amending the San Francisco Business and Tax Regulations Code Article 12-A, by adding Section 906.4 to establish a payroll expense tax exclusion for that portion of an eligible person's payroll expense that is attributable to Stock-Based Compensation.

Supervisor Chiu requested to be added as a co-sponsor.

Supervisor Mirkarimi, seconded by Supervisor Chiu, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Excused: 1 - Campos

(Fiscal Impact, Economic Impact.)

Supervisor Farrell, seconded by Supervisor Elsbernd, moved that this Ordinance be CONTINUED AS AMENDED ON FIRST READING to June 14, 2011. The motion FAILED by the following vote:

Ayes: 4 - Chu, Cohen, Elsbernd, Farrell

Noes: 6 - Avalos, Chiu, Kim, Mar, Mirkarimi, Wiener

Excused: 1 - Campos

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 7 - Avalos, Chiu, Cohen, Kim, Mar, Mirkarimi, Wiener

Noes: 3 - Chu, Elsbernd, Farrell

Recommendations of the Land Use and Economic Development Committee

110328 [CEQA Findings - Treasure Island/Yerba Buena Island Development Project] Sponsor: Mayor

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 in connection with the development of Treasure Island/Yerba Buena Island, as envisioned in the Development Agreement for the Treasure Island/Yerba Buena Island Project Area.

Supervisor Kim, seconded by Supervisor Mirkarimi, moved that this Resolution be CONTINUED to June 7, 2011. The motion carried by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener Excused: 1 - Campos

110228 [General Plan Amendments - Treasure Island/Yerba Buena Island Development Project]

Sponsor: Mayor

Ordinance amending the San Francisco General Plan by amending the Commerce and Industry Element, Community Facilities Element, Housing Element, Recreation and Open Space Element, Transportation Element, Urban Design Element, and Land Use Index, maps and figures in various elements, and by adopting and adding the Treasure Island/Yerba Buena Island Area Plan, in order to facilitate the development of Treasure Island/Yerba Buena Island as endorsed by the Board of Supervisors and the Mayor in 2006 and updated in 2010, and envisioned in the Treasure Island/Yerba Buena Island Development Agreement, adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1. (Economic Impact.)

Supervisor Kim, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED ON FIRST READING to June 7, 2011. The motion carried by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener Excused: 1 - Campos

110229 [Planning Code - Zoning - Treasure Island/Yerba Buena Island - Special Use District]

Sponsor: Mayor

Ordinance amending the San Francisco Planning Code by amending Sections 102.5 and 201 to include the Treasure Island/Yerba Buena Island districts; amending Section 105 relating to height and bulk limits for Treasure Island/Yerba Buena Island; adding Section 249.52 to establish the Treasure Island/Yerba Buena Island Special Use District; adding Section 263.26 to establish the Treasure Island/Yerba Buena Island Height and Bulk District; amending the bulk limits table associated with Section 270 to refer to the Treasure Island/Yerba Buena Island Height and Bulk District; and adopting findings, including environmental findings, and findings of consistency with the General Plan and Planning Code Section 101.1.

Supervisor Kim, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED ON FIRST READING to June 7, 2011. The motion carried by the following vote:

110227 [Zoning Map Amendment - Treasure Island/Yerba Buena Island Development Project]

Sponsor: Mayor

Ordinance amending the Zoning Map of the City and County of San Francisco by adding new Sectional Map ZN14 to show the zoning designations of Treasure Island/Yerba Buena Island; adding new Sectional Map HT14 to establish the Height and Bulk District for Treasure Island/Yerba Buena Island; adding new Sectional Map SU14 to establish the Treasure Island/Yerba Buena Island Special Use District; and adopting findings, including environmental findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Economic Impact.)

Supervisor Kim, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED ON FIRST READING to June 7, 2011. The motion carried by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener Excused: 1 - Campos

110230 [Subdivision Code - Treasure Island/Yerba Buena Island]

Sponsor: Mayor

Ordinance amending the San Francisco Subdivision Code to add Division 4 pertaining to the subdivision process applicable to development within the Treasure Island/Yerba Buena Island Project Site described in the Development Agreement between the City and County of San Francisco and Treasure Island Community Development, LLC, relative to Naval Station Treasure Island, including the establishment of a procedure for reviewing and filing vesting tentative transfer maps; and making environmental findings.

Supervisor Kim, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED ON FIRST READING to June 7, 2011. The motion carried by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener Excused: 1 - Campos

110517 [Treasure Island Transportation Implementation Plan]

Sponsor: Mayor

Resolution approving the Treasure Island Transportation Implementation Plan; and adopting findings under the California Environmental Quality Act.

Supervisor Kim, seconded by Supervisor Mirkarimi, moved that this Resolution be CONTINUED to June 7, 2011. The motion carried by the following vote:

From the Land Use and Economic Development Committee and the Budget and Finance Sub-Committee Without Recommendation

110226 [Development Agreement - Treasure Island/Yerba Buena Island] Sponsor: Mayor

Ordinance approving a Development Agreement between the City and County of San Francisco and Treasure Island Community Development, LLC, for certain real property located within Treasure Island/Yerba Buena Island; exempting certain sections of Administrative Code Chapter 6, Chapter 14B and Chapter 56; and adopting findings, including findings under the California Environmental Quality Act, findings of consistency with the City's General Plan and with the Eight Priority Policies of Planning Code Section 101.1(b), and findings relating to the formation of infrastructure financing districts.

(Fiscal Impact, Economic Impact.)

Supervisor Kim, seconded by Supervisor Mirkarimi, moved that this Ordinance be RE-REFERRED to the Land Use and Economic Development Committee. The motion carried by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener Excused: 1 - Campos

110291 [Disposition and Development Agreement and Interagency Cooperation Agreement - Treasure Island/Yerba Buena Island]

Sponsor: Mayor

Resolution approving a Disposition and Development Agreement between the Treasure Island Development Authority and Treasure Island Community Development, LLC, for certain real property located on Treasure Island/Yerba Buena Island; approving an Interagency Cooperation Agreement between the City and the Treasure Island Development Authority; and adopting findings, including findings that the agreements are consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1, and findings under the California Environmental Quality Act.

(Economic Impact, Fiscal Impact.)

Supervisor Kim, seconded by Supervisor Mirkarimi, moved that this Resolution be CONTINUED to June 7, 2011. The motion carried by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener Excused: 1 - Campos

110290 [Economic Development Conveyance Memorandum of Agreement - Treasure Island/Yerba Buena Island]

Sponsor: Mayor

Resolution approving the Economic Development Conveyance Memorandum of Agreement for the transfer of former Naval Station Treasure Island from the United States Government to the Treasure Island Development Authority; adopting findings under the California Environmental Quality Act.

(Fiscal Impact, Economic Impact.)

Supervisor Kim, seconded by Supervisor Mirkarimi, moved that this Resolution be CONTINUED to June 7, 2011. The motion carried by the following vote:

110289 [Homeless Development Initiative Agreement - Treasure Island/Yerba Buena Island] Sponsor: Mayor

Resolution approving the Amended and Restated Base Closure Homeless Assistance Agreement with the Treasure Island Homeless Development Initiative; adopting findings, including findings that the agreement is consistent with the City's General Plan and the Eight Priority Policies of City Planning Code Section 101.1 and findings under the California Environmental Quality Act.

Supervisor Kim, seconded by Supervisor Mirkarimi, moved that this Resolution be CONTINUED to June 7, 2011. The motion carried by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener Excused: 1 - Campos

Recommendation of the Land Use and Economic Development Committee

110340 [Public Trust Exchange Agreement - Treasure Island/Yerba Buena Island] Sponsor: Mayor

Resolution approving the Public Trust Exchange Agreement between the Treasure Island Development Authority and the California State Lands Commission in furtherance of the Treasure Island/Yerba Buena Island Project; adopting findings under the California Environmental Quality Act.

Supervisor Kim, seconded by Supervisor Mirkarimi, moved that this Resolution be CONTINUED to June 7, 2011. The motion carried by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener Excused: 1 - Campos

Recommendation of the Public Safety Committee

110025 [Environment Code - Safe Drug Disposal Information]

Sponsors: Mirkarimi; Campos

Ordinance amending the San Francisco Environment Code by adding Sections 2250 through 2254, to require any business selling prescription drugs to the public to post display materials explaining how to safely and lawfully dispose of unused prescription drugs; and making environmental findings.

PASSED ON FIRST READING by the following vote:

Recommendations of the Rules Committee

110023 [Campaign and Governmental Conduct Code - Allowing a Former Appointed Mayor to Obtain City Employment]

Sponsors: Chiu; Elsbernd, Mar, Chu, Cohen, Kim, Wiener and Farrell

Ordinance amending the San Francisco Campaign and Governmental Conduct Code Section 3.234 to allow an appointed former Mayor to obtain full-time City employment within one year after leaving office.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Excused: 1 - Campos

110294 [Confirming Appointment, Municipal Transportation Agency Board of Directors - Joél Ramos]

Sponsor: Mayor

Motion confirming the Mayor's appointment of Joél Ramos to the Municipal Transportation Agency Board of Directors, term ending March 1, 2015.

Motion No. M11-81

APPROVED by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Excused: 1 - Campos

110395 [Confirming Appointment, Port Commission - Doreen Woo Ho]

Sponsor: Mayor

Motion confirming the Mayor's appointment of Doreen Woo Ho to the Port Commission, term ending May 1, 2014.

Motion No. M11-82

APPROVED by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

110511 [Public Hearing - Purchase/Sale Agreement and Ground Lease - East Side of Arelious Walker Drive, at Gilman, and 5800 Third Street]

Public hearing to consider the proposed Purchase and Sale Agreement between the Redevelopment Agency of the City and County of San Francisco (San Francisco Redevelopment Agency) and McCormack Baron Salazar, Inc., a Missouri corporation (MBS), for the sale to MBS of Assessor's Parcel No. 4884, Lot No. 27, located at the east side of Arelious Walker Drive, at Gilman Avenue, conditioned upon MBS's receipt of a Choice Neighborhoods Initiative Grant Award from the U.S. Department of Housing and Urban Development for the revitalization of Alice Griffith Public Housing and to consider the proposal of the San Francisco Redevelopment Agency to enter into a Ground Lease Agreement and lease the land located at 5800 Third Street, Assessor's Parcel No. 5431A-042, to Bayview Supportive Housing, LLC., a California limited liability company, pursuant to the provisions of the California Community Redevelopment Law Section 33433.

The President inquired as to whether any member of the public wished to address the Committee of the Whole. Supervisor Cohen provided an overview and introduced Olson Lee (Redevelopment Agency) who provided additional details on the proposed resolutions. Lorelei King; Gerald Brown; spoke in support of the resolutions. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

110512 [Purchase and Sale Agreement - Redevelopment Agency for the Revitalization of the Alice Griffith Public Housing Site - East Side of Arelious Walker Drive at Gilman Avenue]

Sponsor: Cohen

Resolution approving and authorizing the Redevelopment Agency of the City and County of San Francisco to sell land on the east side of Arelious Walker Drive, at Gilman Avenue, adjacent to the Alice Griffith Public Housing Site, Assessor's Block No. 4884, Lot No. 27, to McCormack Baron Salazar, Inc., a Missouri corporation, for the sole purpose of performing predevelopment and development work at the property for the revitalization of the Alice Griffith Public Housing Site, a HOPE SF development program that will provide one-for-one replacement of all Alice Griffith public housing units within a larger mixed-income community.

Resolution No. 207-11

ADOPTED by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110513 [Ground Lease - Redevelopment Agency - Carroll Street Senior Community - 5800 Third Street]

Sponsor: Cohen

Resolution approving and authorizing the Redevelopment Agency of the City and County of San Francisco to execute a lease of land at 5800 Third Street, Lot No. 3, northwest corner of the larger 5800 Third Street site, Assessor's Block No. 5431A, Lot No. 042 with Bayview Supportive Housing, LLC, a California limited liability company, for a term of 55 years for the purpose of developing housing for very low-income senior households.

Supervisor Cohen, seconded by Supervisor Kim, moved that this Resolution be TABLED. The motion carried by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener Excused: 1 - Campos

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

110515 [Public Hearing - Ground Lease Agreement - 1075 LeConte Avenue, Commonly Known as 6600 Third Street]

Sponsor: Cohen

Public hearing to consider the proposal of the San Francisco Redevelopment Agency to enter into a Ground Lease Agreement and lease the land located at 1075 Le Conte Avenue, Assessor's Parcel No. 009-5476, commonly known as 6600 Third Street (Property), to Third & LeConte Associates, LP, pursuant to the provisions of the California Community Redevelopment Law Section 33433.

The President inquired as to whether any member of the public wished to address the Committee of the Whole. Supervisor Cohen provided an overview and introduced Olson Lee (Redevelopment Agency) who provided additional details on the proposed resolutions. Ace Washington; Edmond Juicye; Walter Paulson; Douglas Yep; expressed various concerns. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

110516 [Ground Lease - Redevelopment Agency Land - 1075 LeConte Avenue, Commonly Known as 6600 Third Street]

Sponsor: Cohen

Resolution approving and authorizing the Redevelopment Agency of the City and County of San Francisco to execute a lease of land at 1075 Le Conte Avenue, Assessor's Block No. 009, Lot No. 5476, commonly known as 6600 Third Street with Third and LeConte Associates, LP, a California limited partnership, for a term of 70 years for the purpose of developing housing for formerly homeless individuals and families.

Resolution No. 208-11

ADOPTED by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Excused: 1 - Campos

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

Privilege of the Floor

Supervisor Chiu, seconded by Supervisor Mar, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener Excused: 1 - Campos

Supervisor Chiu introduced, welcomed, and presented a Certificate of Honor to Ed Reiskin, Department of Public Works Director, in recognition of Public Works Week.

SMALL BUSINESS MONTH

Supervisors introduced and welcomed Luke O'Brian, President, Small Business Commission, and presented Certificates of Honor to individuals in recognition of Small Business Month, their accomplishments, and their continued community support as referenced below:

Supervisor Cohen recognized Everest Waterproofing;

Supervisor Chu recognized Ocean Park Motel;

Supervisor Chiu recognized Liguria Bakery;

Supervisor Avalos recognized Caffe D'Melanio;

Supervisor Avalos, representing on behalf of Supervisor Campos, recognized El Rio;

Supervisor Wiener recognized Orphan Andy's;

Supervisor Mirkarimi recognized Café Hana;

Supervisor Mar recognized Cinderella Bakery;

Supervisor Kim recognized Passion Café and Moya;

Supervisor Farrell recognized Patxi's Pizza;

Supervisor Elsbernd recognized Zanze's Cheesecake; and

Jason Elliott, representing on behalf of Mayor Lee, recognized La Gallinita.

Supervisor Chiu introduced, welcomed, and presented Certificates of Honor to Martha Yanez and Jane Gong (Small Business Administration) in recognition of their continued community support.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns.

James Chaffee; expressed concerns relating to the SF Public Library.

Edmond Juicye: expressed various concerns.

Peter Wood; expressed concerns relating to taxi cab meter increase.

Barbara Arnold; spoke in support of Lyme Awareness Month.

Female Speaker; spoke in support of Lyme Awareness Month.

Robin Cropp; spoke in support of Lyme Awareness Month.

Walter Paulson; shared in song certain concerns with the Board.

Summer Shields; expressed support for House Resolution 1489.

Joel Wright; expressed support for House Resolution 1489.

Michael Molberg; expressed support for House Resolution 1489.

Male Speaker; expressed support for House Resolution 1489.

Douglas Yep; expressed various concerns.

Male Speaker; expressed concerns relating to taxi cab meter increase.

John Caldera; expressed support for the Filipino Veterans Fairness Act.

Steve Nosell; expressed support for the Filipino Veterans Fairness Act.

Reginald Maldanado; expressed support for the Filipino Veterans Fairness Act.

Ace Washington; expressed various concerns.

Male Speaker; expressed various religious concerns.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

110602 [Public Works Week - May 15-21, 2011]

Sponsor: Chiu

Resolution proclaiming May 15 through May 21, 2011, as Public Works Week in the City and County of San Francisco, commending the women and men of the Department of Public Works, and calling upon all of its residents, businesses, and neighborhood and merchant organizations to work in collaboration with the department as it enhances the quality of life in San Francisco.

Resolution No. 212-11

ADOPTED

110604 [Apply for Grant - Installation of Rubber Sidewalks - Not to Exceed \$12,600] Sponsor: Cohen

Resolution authorizing the City and County of San Francisco to apply for grant funds in the amount up to, but not to exceed, \$12,600 from the California Department of Resources Recycling and Recovery, Tire-Derived Product Grant Program for the purpose of installing rubber sidewalks and preserving mature trees.

Resolution No. 213-11

ADOPTED

110605 [National Safe Boating Week - May 20-29, 2011]

Sponsor: Elsbernd

Resolution proclaiming May 20-29, 2011, as "National Safe Boating Week" in the City and County of San Francisco.

Resolution No. 214-11

ADOPTED

110606 [Accept and Expend Grant - Pesticide Use Reporting - \$2,528]

Sponsor: Mar

Resolution authorizing the Department of Public Health to accept and expend a grant (Agreements #11-C0035) in the amount of \$2,528 from the California Department of Pesticide Regulation to fund the program entitled "Pesticide Use Reporting" for the period of July 1, 2011, through June 30, 2012, and waiving indirect costs.

Resolution No. 215-11

ADOPTED

110607 [Accept and Expend Grant - Weed Management - \$16,757]

Sponsor: Mar

Resolution authorizing the Department of Public Health to retroactively accept and expend a state grant (Agreement #10-0794) in the amount of \$16,757 from the California Department of Food and Agriculture to fund the program entitled "Weed Management" for the period of January 1, 2011, through December 31, 2011, and waiving indirect costs.

Resolution No. 216-11

ADOPTED

110608 [Accept and Expend Grant - Petroleum Products Compliances and Weighmaster Enforcement Program - \$8,250]

Sponsor: Mar

Resolution authorizing the Department of Public Health to accept and expend a grant (Agreements #11-0036-SA) in the amount of \$8,250 from the California Department of Food and Agriculture to fund the program entitled "Petroleum Products Compliances and Weighmaster Enforcement Program" for the period of July 1, 2011, through June 30, 2012, and waiving indirect costs.

Resolution No. 217-11

ADOPTED

110609 [St. Paul's Centennial Celebration Day - May 29, 2011]

Sponsors: Wiener: Elsbernd

Resolution honoring the centennial of St. Paul's Catholic Church and proclaiming May 29, 2011, to be "St. Paul's Centennial Celebration Day" in the City and County of San Francisco.

Supervisor Elsbernd requested to be added as a co-sponsor.

Resolution No. 218-11

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Chiu requested that File No. 110601 be severed so that it may be considered separately.

110601 [Supporting Filipino Veterans Fairness Act]

Sponsors: Chiu; Mar, Cohen, Kim, Mirkarimi and Avalos

Resolution supporting the Filipino Veterans Fairness Act of 2011, House of Representative Bill 210.

Supervisors Mar, Cohen, Kim, Mirkarimi, and Avalos requested to be added as co-sponsors.

Resolution No. 211-11

ADOPTED by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Excused: 1 - Campos

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Ordinances

110629 [Memorandum of Understanding, Amendment No. 1 - Multiple Unions (Crafts Coalition)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Bricklayers and Allied Crafts, Local 3; Hod Carriers, Local 166; Building Inspectors' Association; The Northern California Carpenters Regional Council, Local 22; Carpet, Linoleum and Soft Tile Workers, Local 12; Plasterers and Cement Masons, Local 300; Glaziers, Architectural Metal and Glass Workers, Local Union No. 718; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artist and Allied Crafts of the United States, Its Territories and Canada, Local 16; International Association of Bridge, Structural, Ornamental, Reinforcing Iron Workers, Riggers and Machinery Movers, Local 377; Auto, Marine and Specialty Painters, Local Union No. 1176; Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local Union No. 34; Plasterers and Shophands, Local 66; United Union of Roofers, Waterproofers and Allied Workers, Local 40; Sheet Metal Workers International Union, Local 104; Teamsters, Local 853, by implementing specified terms and conditions of employment for FY2011-2012.

110630 [Memorandum of Understanding, Amendment No. 1 - San Francisco Deputy Probation Officers' Association]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Probation Officers' Association, implementing specified terms and conditions of employment for FY2011-2012.

05/17/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110631 [Memorandum of Understanding, Amendment No. 4 - San Francisco Firefighters, Local 798, (Unit 1)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Firefighters, Local 798, Unit 1, by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

05/17/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110632 [Memorandum of Understanding, Amendment No. 4 - San Francisco Firefighters, Local 798, (Unit 2)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Firefighters, Local 798, Unit 2, by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

05/17/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110633 [Memorandum of Understanding, Amendment No. 3 - Service Employees International Union, Local 1021 (H-1 Fire Rescue Paramedics)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021, H-1 Fire Rescue Paramedics, by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

05/17/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110634 [Memorandum of Understanding, Amendment No. 4 - International Federation of Professional and Technical Engineers, Local 21]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 4 to the 2006-2012 Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, AFL-CIO, Local 21, implementing specified terms and conditions of employment for FY2011-2012.

110635 [Memorandum of Understanding, Amendment No. 1 - San Francisco Institutional Police Officers' Association]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Institutional Police Officers' Association, implementing specified terms and conditions of employment for FY2011-2012.

05/17/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110636 [Memorandum of Understanding, Amendment No. 1 - Municipal Attorneys' Association]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys' Association by implementing specified terms and conditions of employment for FY2011-2012.

05/17/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110637 [Memorandum of Understanding, Amendment No. 5 - Municipal Executives' Association]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 5 to the 2006-2012 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association by implementing specified terms and conditions of employment for FY2011-2012.

05/17/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110638 [Memorandum of Understanding, Amendment No. 3 - Municipal Executives' Association, Fire]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association, Fire, by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

05/17/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110639 [Memorandum of Understanding, Amendment No. 3 - Municipal Executives' Association, Police]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association, Police, by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

110640 [Memorandum of Understanding, Amendment No. 1 - Operating Engineers, Local 3] Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers, Local 3, by implementing specified terms and conditions of employment for FY2011-2012.

05/17/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110641 [Memorandum of Understanding, Amendment No. 1 - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38] Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38, by implementing specified terms and conditions of employment for FY2011-2012.

05/17/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110642 [Memorandum of Understanding, Amendment No. 3 - San Francisco Police Officers' Association (Units P-1 and P-2A)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Units P-1 and P-2A), by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

05/17/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110643 [Memorandum of Understanding, Amendment No. 3 - San Francisco Police Officers' Association (Unit P-2B)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Unit P-2B), by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

 $05/17/11; \, RECEIVED \, AND \, ASSIGNED \, to \, Government \, Audit \, and \, Oversight \, Committee.$

110644 [Memorandum of Understanding, Amendment 1 - Service Employees International Union, Local 1021]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021, by implementing specified terms and conditions of employment for FY2011-2012.

110645 [Memorandum of Understanding, Amendment No. 1 - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, Supervising Probation Officers]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, Supervising Probation Officers, by implementing specified terms and conditions of employment for FY2011-2012.

05/17/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110646 [Memorandum of Understanding, Amendment No. 1 - Teamsters, Local 856 (Multi-Unit)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and Teamsters, Local 856 (Multi-Unit), by implementing specified terms and conditions of employment for FY2011-2012.

05/17/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110647 [Memorandum of Understanding, Amendment No. 1 - Transport Workers Union of America, Local 2001

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 200, by implementing specified terms and conditions of employment for FY2011-2012.

05/17/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110648 [Memorandum of Understanding, Amendment No. 1 - Transport Workers Union of America, Local 250-A (Non-MTA 7410)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Non-MTA 7410), by implementing specified terms and conditions of employment for FY2011-2012.

05/17/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110649 [Memorandum of Understanding, Amendment No. 1 - Transport Workers Union of America, Local 250-A (Multi-Unit)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Multi-Unit), by implementing specified terms and conditions of employment for FY2011-2012.

110650 [Memorandum of Understanding, Amendment No. 5 - Union of American Physicians and Dentists (Unit 8-CC)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 5 to the 2006-2012 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 8-CC), by implementing specified terms and conditions of employment for FY2011-2012.

05/17/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110651 [Memorandum of Understanding, Amendment No. 5 - Union of American Physicians and Dentists (Unit 11-AA)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 5 to the 2006-2012 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 11-AA), by implementing specified terms and conditions of employment for FY2011-2012.

05/17/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110652 [Memorandum of Understanding, Amendment No. 3 - San Francisco District Attorney Investigators' Association]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the San Francisco District Attorney Investigators' Association, by extending the term of the Memorandum of Understanding through June 30, 2012, and implementing specified terms and conditions of employment for FY2011-2012.

05/17/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110653 [Compensation for Unrepresented Employees]

Sponsor: Mayor

Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and methods of payment effective July 1, 2011.

110654 [General Obligation Bond Election - Road Repaving and Street Safety - \$248,000,000]

Sponsors: Mayor; Chiu, Wiener, Avalos, Campos, Cohen, Kim, Mar and Mirkarimi Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 8, 2011, for the purpose of submitting to the voters a proposition to incur the following bonded debt of the City and County: \$248,000,000 to finance the repaving and reconstruction of roads, the rehabilitation and seismic improvement of street structures, the replacement of sidewalks, the installation and renovation of curb ramps, the redesign of streetscapes to include pedestrian and bicycle safety improvements, and the construction, rehabilitation and renovation of traffic infrastructure and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Chapter 37 of the San Francisco Administrative Code; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; finding that the proposed bond is not a project under the California Environmental Quality Act (CEQA); finding that the proposed bond is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; consolidating the special election with the general election; establishing the election precincts, voting places, and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code Section 53410; incorporating the provisions of San Francisco Administrative Code Sections 5.30 - 5.36; and waiving the time requirements specified in San Francisco Administrative Code Section 2.34. (Fiscal Impact)

05/17/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110656 [Environment Code - Cell Phone Disclosure Requirements] Sponsor: Avalos

Ordinance amending the San Francisco Environment Code Sections 1101 through 1105 to require cell phone retailers to provide their customers with information regarding how to limit exposure to the radiofrequency energy emitted by cell phones in place of the mandatory disclosure of Specific Absorption Rate Values for cell phone models.

05/17/11; ASSIGNED UNDER 30 DAY RULE to Public Safety Committee, expires on 6/16/2011. (Referred to Planning Department for environmental review and to the Small Business Commission for comment and recommendation.)

110657 [Building Code - Permit Exemption for Cartouches]

Sponsor: Wiener

Ordinance amending the San Francisco Building Code of the City and County of San Francisco Section 106A.2 to exempt cartouches from permit requirements; and adopting environmental findings.

05/17/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 6/16/2011.

110658 [Planning Code - Zoning Map - Presidio-Sutter Special Use District - 800 Presidio Avenue]

Sponsors: Mirkarimi; Mar and Avalos

Ordinance amending the San Francisco Planning Code by adding Section 259.53 to establish the Presidio-Sutter Special Use District for property located at 800 Presidio Avenue (Assessor's Block No. 1073, Lot No. 13); amending Sheet HT03 of the Zoning Map to change the Height and Bulk District from 40-X to 55-X; and amending Sheet SU-03 of the Zoning Map to reflect the boundaries of the Presidio-Sutter Special Use District; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

05/17/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Resolutions

110655 [General Obligation Bonds - Road Repaving and Street Safety - \$248,000,000] Sponsors: Mayor; Chiu, Wiener, Avalos, Campos, Cohen, Kim, Mar and Mirkarimi

Resolution determining and declaring that the public interest and necessity demand the repaving and reconstruction of roads, the rehabilitation and seismic improvement of street structures, the replacement of sidewalks, the installation and renovation of curb ramps, the redesign of streetscapes to include pedestrian and bicycle safety improvements, and the construction, rehabilitation, and renovation of traffic infrastructure and the payment of related costs necessary or convenient for the foregoing purposes; finding that the estimated cost of \$248,000,000 for such improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County of San Francisco and will require incurring bonded indebtedness; finding that the proposed bond is not a project under the California Environmental Quality Act (CEQA); finding the proposed bond is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; providing for the City and County of San Francisco to declare its official intent to reimburse prior expenditures; and waiving the time limits set forth in Administrative Code Section 2.34.

(Fiscal Impact.)

05/17/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110659 [Accept and Expend Grant - Port Security Grant Program - \$155,370] Sponsor: Cohen

Resolution authorizing the Police Department to retroactively accept and expend \$155,370 of FY2007 Supplemental Port Security Grant Program Funds (Grant No. 2007-T7-K274) from the Federal Emergency Management Agency.

05/17/11; RECEIVED AND ASSIGNED to Public Safety Committee.

110660 [Accept and Expend Grant - Port Security Grant Program - \$1,863,920] Sponsor: Cohen

Resolution authorizing the Police Department to retroactively accept and expend \$1,863,920 of FY2010 Port Security Grant Program Funds (Grant No. 2010-PU-K050) from the Federal Emergency Management Agency.

05/17/11; RECEIVED AND ASSIGNED to Public Safety Committee.

110661 [Accept and Expend Grant - Port Security Grant Program - \$458,000] Sponsor: Cohen

Resolution authorizing the Police Department to retroactively accept and expend \$458,000 of FY2008 Port Security Grant Program Funds (Grant No. 2008-GB-T8-K063) from the Federal Emergency Management Agency.

05/17/11; RECEIVED AND ASSIGNED to Public Safety Committee.

110662 [Multifamily Housing Revenue Note in an Amount Not to Exceed \$41,000,000 and Various Agreements - Hunters View]

Sponsor: Cohen

Resolution authorizing the execution and delivery of a multifamily housing revenue note, as defined herein, in an aggregate principal amount not to exceed \$41,000,000 for the purpose of providing financing for a multifamily rental housing project; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a borrower loan agreement; ratifying and approving any action heretofore taken in connection with the note and the project; granting general authority to City officials to take actions necessary to implement this resolution; and related matters.

05/17/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110663 [Accept and Expend Grant - 17th and Folsom Street Park Project - \$2,700,000] Sponsor: Kim

Resolution authorizing the Recreation and Park Department to retroactively accept and expend a grant administered by the California State Parks and Recreation Department in the amount of \$2,700,000 for the 17th and Folsom Street Park Project.

05/17/11; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

110664 [Contract - San Francisco AIDS Foundation - Housing and Urban Rent Subsidies Services]

Sponsor: Mayor

Resolution approving a contract between the Department of Public Health and the San Francisco AIDS Foundation for rent subsidies services for people living with HIV/AIDS. (Fiscal Impact)

05/17/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110667 [Authorizing the Use of Real Property Located at 701 Lombard Street - Joe DiMaggio Playground Master Plan Project]

Sponsor: Chiu

Resolution authorizing the use of real property located at 701 Lombard Street (Assessor's Block No. 0074, Lot No. 001) for purposes consistent with the Joe DiMaggio Playground/North Beach Library Master Plan Project; adopting environmental findings and findings of consistency with the General Plan and City Planning Code Section 101.1.

05/17/11; ASSIGNED to Board of Supervisors.

110668 [Lyme Disease Awareness Month - May 2011]

Sponsors: Kim; Campos

Resolution proclaiming May 2011 as Lyme Disease Awareness Month in the City and County of San Francisco.

05/17/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110669 [Opposing Taxi Fare Increase Without Improved Taxi Service]

Sponsors: Wiener; Farrell and Cohen

Resolution opposing proposed taxi fare increase under consideration by the Municipal Transportation Agency in the absence of improved taxi service.

05/17/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

110425 [Committee of the Whole - Report of Assessment Costs for Blighted Properties]

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 7, 2011, at 3:00 p.m., to hold a public hearing on a resolution approving a report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Chapter 80 of the Administrative Code, the costs thereof having been paid for out of a blight abatement fund.

05/17/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110665 [Committee of the Whole - Authorizing the Use of Real Property Located at 701 Lombard Street - Joe DiMaggio Playground Master Plan Project]

Sponsor: Chiu

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 7, 2011, at 3:00 p.m., to hold a public hearing on a resolution authorizing the use of real property located at 701 Lombard Street (Assessor's Block No. 0074, Lot No. 001) for purposes consistent with the Joe DiMaggio Playground/North Beach Library Master Plan Project; adopting environmental findings and findings of consistency with the General Plan and City Planning Code Section 101.1.

05/17/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110670 [Suspending Board Rule 4.29 - Time of Public Hearing(s) on Appeal(s) on June 7, 20111

Sponsor: Chiu

Motion suspending Board Rule 4.29 of the Rules of Order of the Board of Supervisors to provide that public hearing(s) on appeal(s) may be scheduled at any time during the Board meeting of June 7, 2011.

05/17/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110671 [Extension of Deferred Retirement Option Program]

Motion extending the Deferred Retirement Option Program. (Clerk of the Board) (Fiscal Impact.)

110672 [Committee of the Whole - Amending Zoning Designation for 701 Lombard Street (Assessor's Block No. 74, Lot No. 01)]

Sponsor: Chiu

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 7, 2011, at 3:00 p.m., to hold a public hearing on an ordinance amending the San Francisco Zoning Map by amending the zoning designation for 701 Lombard Street (Assessor's Block No. 74, Lot No. 01) from North Beach Neighborhood Commercial District and 40-X Height and Bulk District to "P" (Public) and "OS" (Open Space) Height and Bulk District for the new North Beach Public Library or other public use and for purposes of consistency with the adjacent Public and Open Space zoning designation of the Joe DiMaggio Playground; amending the Zoning Map to remove 701 Lombard Street from the Telegraph Hill - North Beach Residential Special Use District and the North Beach Special Use District; and making various findings, including environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.

05/17/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MFFTING

Requests for Hearing

110426 [Public Hearing - Report of Assessment Costs for Blighted Properties]

Public hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for inspection and/or abatement of blighted conditions ordered to be performed by said Director pursuant to Chapter 80 of the Administrative Code, the costs thereof having been paid for out of a blight abatement fund.

110666 [Public Hearing - Authorizing the Use of Real Property Located at 701 Lombard Street - Joe DiMaggio Playground Master Plan Project]

Sponsor: Chiu

Public hearing to consider the proposed Resolution authorizing the use of real property located at 701 Lombard Street (Assessor's Block No. 0074, Lot No. 001) for purposes consistent with the Joe DiMaggio Playground/North Beach Library Master Plan Project; adopting environmental findings and findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board)

05/17/11; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

110673 [Public Hearing - Zoning Map Amendment - 701 Lombard Street] Sponsor: Chiu

Public hearing to consider the proposed Ordinance amending the San Francisco Zoning Map, by amending the zoning designation for 701 Lombard Street (Assessor's Block No. 74, Lot No. 01) from North Beach Neighborhood Commercial District and 40-X Height and Bulk District to "P" (Public) and "OS" (Open Space) Height and Bulk District for the new North Beach Public Library or other public use and for purposes of consistency with the adjacent Public and Open Space zoning designation of the Joe DiMaggio Playground; amending the Zoning Map to remove 701 Lombard Street from the Telegraph Hill - North Beach Residential Special Use District and the North Beach Special Use District; and making various findings, including environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.

05/17/11; ASSIGNED to Board of Supervisors.

110674 [Hearing - Interagency Plan Implementation Committee Annual Progress and Planning Code Development Impact Fee Reports]

Sponsor: Mar

Hearing on the Interagency Plan Implementation Committee Annual Progress Report pursuant to the San Francisco Administrative Code Article 36 and the Development Impact Fee Report pursuant to the San Francisco Planning Code Section 409.

05/17/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Introduced by the President at the Request of a Department

PROPOSED ORDINANCES

110530 [Changing the Official Sidewalk Width - Harrison Street]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1589 to change the official sidewalk width on south side of Harrison Street between Fremont and Beale Streets; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; requiring relocation, modification, or both of facilities affected by the sidewalk width change. (Public Works Department)

05/04/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

110427 [Report of Assessment Costs for Blighted Properties]

Resolution approving a report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Chapter 80 of the Administrative Code, the costs thereof having been paid for out of a blight abatement fund.

05/02/11; ASSIGNED to Board of Supervisors.

110528 [Feeder Agreement - BART]

Resolution approving the Feeder Agreement between the City and County of San Francisco and the Bay Area Rapid Transit District for payment for transfer trips, with a term from July 1, 2009, to June 30, 2010. (Municipal Transportation Agency)

05/02/11; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

110529 [Outreach Advertising and Neighborhood Outreach Advertising - FY2011-2012]

Resolution designating El Reportero to be the outreach newspaper of the City and County for the Hispanic community, Bay Area Reporter to be the outreach newspaper of the City and County for the Lesbian, Gay, Bisexual community, and the West Portal Monthly to be the neighborhood outreach newspaper for the West Portal neighborhood, to provide outreach advertising for FY2011-2012. (Office of Contract Administration)

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:44 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 12, 2011.

Angela Calvillo, Clerk of the Board