

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

*City Hall, 1 Dr. Carlton B.
Goodlett Place
San Francisco, CA 94102-4689*

MEETING MINUTES

Tuesday, May 5, 2009 2:00 PM

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

Regular Meeting

DAVID CHIU, PRESIDENT

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

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee

Supervisors Avalos, Mirkarimi, Chu, Campos, Dufty

Budget and Finance Subcommittee

Supervisors Avalos, Mirkarimi, Chu

City and School District Select Committee

Supervisors Elsbernd, Dufty, Avalos, Commissioners Yee, Fewer, Maufas

City Operations and Neighborhood Services Committee

Supervisors Dufty, Daly, Alioto-Pier

Government Audit and Oversight Committee

Supervisors Mirkarimi, Mar, Maxwell

Land Use and Economic Development Committee

Supervisors Maxwell, Mar, Chiu

Public Safety Committee

Supervisors Campos, Mirkarimi, Alioto-Pier

Rules Committee

Supervisors Daly, Chu, Campos

Meeting Days

Wednesday

1:30 PM

Wednesday

11:00 AM

1st and 3rd Thursday

3:30 PM

2nd and 4th Monday

10:30 AM

2nd and 4th Thursday

1:00 PM

Monday

1:00 PM

1st and 3rd Monday

11:00 AM

1st and 3rd Thursday

10:00 AM

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

Volume 104 Number 16

Members Present: Michela Alioto-Pier, John Avalos, David Campos, David Chiu, Carmen Chu, Chris Daly, Bevan Dufty, Sean Elsbernd, Eric Mar, Sophie Maxwell, Ross Mirkarimi.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:10 p.m. On the call of the roll, all Supervisors were noted present.

APPROVAL OF MEETING MINUTES

Supervisor Elsbernd, seconded by Supervisor Maxwell, moved to approve the Board Meeting Minutes of April 7, 2009. The motion carried by the following vote:

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

CONSENT AGENDA

Recommendations of the Budget and Finance Subcommittee

090418 [Waiver of fee for temporary farmers' market in Noe Valley from April 14, 2009, through September 29, 2009]

Supervisor Dufty

Ordinance waiving the fees in San Francisco Business and Tax Regulations Code Sections 35 and 248 and in San Francisco Administrative Code Section 1.10-1 for a farmers' market to be held at 3950 24th Street from April 14, 2009, through September 29, 2009.

Ordinance No. 75-09

FINALLY PASSED

**090404 [Certificates of Participation for Street Improvements - \$42,000,000]
Mayor**

Ordinance authorizing the execution and delivery of Certificates of Participation in an aggregate principal amount not to exceed \$42,000,000 to finance the acquisition, construction, improvement and installation of certain street improvements; approving the form of a First Supplement to Trust Agreement between the City and County of San Francisco and the Trustee named therein (including certain indemnities contained therein); approving the form of a First Supplement to Project Lease between the City and the Trustee relating to the real property and improvements located at 375 Laguna Honda Boulevard; approving the form of an Official Notice of Sale and Notice of Intention to Sell for the Certificates of Participation, if sold by competitive sale; authorizing certain actions relating to the Certificates of Participation, if sold by negotiated sale; approving the form of an official statement in preliminary and final form; approving the form of a Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of the Certificates of Participation; approving modifications to documents; and ratifying previous actions taken in connection therewith.

(Fiscal Impact.)

Ordinance No. 74-09
FINALLY PASSED

Recommendation of the City Operations and Neighborhood Services Committee

**090323 [Approval of Software License and Software Maintenance contracts between the Department of Public Health and Philips Healthcare]
Supervisor Duffy**

Resolution authorizing the Department of Public Health to enter into a Software License and Software Maintenance contract with Philips Healthcare.

Resolution No. 179-09
ADOPTED

Recommendations of the Land Use and Economic Development Committee

090211 [Planning Code-Amending Appendix C to Article 11 Regarding 608 Folsom Street]

Ordinance amending the designation of 608 Folsom Street (Assessor's Block 3735, Lot 009) from Category V (Unrated) to Category III (Contributory) under Planning Code Article 11; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings. (Planning Commission)

Ordinance No. 80-09
FINALLY PASSED

090225 [Residential Water Conservation Ordinance Amendments]
Mayor, Supervisor Maxwell

Ordinance amending Chapter 12A of the San Francisco Housing Code to achieve water conservation by improving the water efficiency of residential buildings by amending the standards for water closets, showerheads, and faucet aerators and requiring leak repair in all residential buildings, except for tourist hotels and motels, required upon the occurrence of specific events, amending Chapter 12A to allow an exemption to preserve historical integrity, amending Chapter 12 and 12A to allow paper and/or electronic forms for compliance and providing that compliance records may be available via the internet, amending Section 1211 to clarify that domestic partners are entitled to the same exemptions from the definition of transfers as spouses, amending the Section 1216 fee provision for energy conservation compliance to include water conservation compliance, and providing that this ordinance shall be effective no earlier than July 1, 2009.

Ordinance No. 76-09
FINALLY PASSED

090226 [Commercial Water Conservation Ordinance Amendments]
Mayor, Supervisor Maxwell

Ordinance amending Chapter 13A of the San Francisco Building Code to achieve water conservation by improving the water efficiency of commercial buildings by changing the standards for water closets, urinals, showerheads and faucet aerators and requiring leak repair, required upon the occurrence of major additions or improvements, and in all defined commercial buildings no later than January 1, 2017, authorizing an exemption to preserve historical integrity of the building, authorizing paper and/or electronic forms for compliance and providing that compliance records may be available via the internet, providing that reasonable fees may be required to pay for the cost of implementing this Chapter, to be established by subsequent Board action, and providing that this ordinance shall be effective no earlier than July 1, 2009.

Ordinance No. 77-09
FINALLY PASSED

Recommendations of the Rules Committee

090354 [Settlement of Lawsuit - State of California, Department of Alcohol and Drug Programs - \$604,354]
Ordinance authorizing settlement of the administrative action filed by the State of California, Department of Alcohol and Drug Programs against the City and County of San Francisco for \$604,354; the administrative action was initiated on March 20, 2008, in the California Office of Administrative Hearings, Case Nos. SACPA 02/03-38 and 03/04-38, OAH No. 2008070346 entitled In the Matter of the Audit of the City and County of San Francisco, Substance Abuse and Crime Prevention Act. (City Attorney)

Ordinance No. 79-09
FINALLY PASSED

090385 [Settlement of Lawsuit - Robert Cruz and Darwin Dias - \$92,000]
Ordinance authorizing settlement of the lawsuit filed by Robert Cruz and Darwin Dias against the City and County of San Francisco for \$92,000; the lawsuit was filed on January 14, 2008, in the United States District Court, Northern District of California, Case No. 08-0244; entitled Robert Cruz, et al. v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 78-09
FINALLY PASSED

The foregoing items were acted upon by the following vote:

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

REGULAR AGENDA

UNFINISHED BUSINESS

From the Budget and Finance Subcommittee Without Recommendation

090093 [Solar Energy Agreements with Recurrent Energy]
Mayor, Supervisors Chu, Dufty, Alioto-Pier, Mar

Ordinance approving a 25-Year Power Purchase Agreement and Site Lease Agreement with RE-SFCITY1, LP (Recurrent), a wholly owned subsidiary of Recurrent Energy, to finance, construct, own, operate, and maintain a solar photovoltaic power plant on the rooftop of the North Storage Basin Reservoir and certain adjacent land on the Sunset Reservoir property located at the intersection of 24th Avenue and Ortega Street, San Francisco, and to sell all electricity generated by the project to the City acting through its Public Utilities Commission.

(Fiscal Impact.)

(Supervisor Campos dissented in Committee.)

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

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

Amended, Page 4, Lines 2-9, by adding "The guaranteed maximum PPA cost is \$60,218,619. The PUC shall not less than annually provide to the Board of Supervisors a report on the administration of the PPA and the lease. The report shall include, without limitation, the following information: (i) the progress of construction of the solar facility; (ii) the amount of energy produced by the facility; (iii) funds expended under the lease and PPA; (iv) material disputes under the lease and/or PPA; (v) other matters deemed relevant by PUC."

Supervisor Mirkarimi, seconded by Supervisor Daly, moved that this Ordinance be AMENDED. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Noes: 1 - Alioto-Pier

Amending, Page 4, Line 21 through Page 5, Line 3.

Supervisor Mirkarimi, seconded by Supervisor Daly, moved that this Ordinance be AMENDED. The motion FAILED by the following vote:

Ayes: 5 - Avalos, Campos, Chiu, Daly, Mirkarimi

Noes: 6 - Alioto-Pier, Chu, Dufty, Elsbernd, Mar, Maxwell

Amending, Page 6, Line 10.

Supervisor Mirkarimi, seconded by Supervisor Daly, moved that this Ordinance be AMENDED. The motion FAILED by the following vote:

Ayes: 4 - Campos, Chiu, Daly, Mirkarimi

Noes: 7 - Alioto-Pier, Avalos, Chu, Dufty, Elsbernd, Mar, Maxwell

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 7 - Alioto-Pier, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell

Noes: 4 - Avalos, Campos, Daly, Mirkarimi

NEW BUSINESS

Recommendations of the Budget and Finance Subcommittee

**090076 [Administrative Code - Establishing Fees under the Community Preservation and Blight Reduction Act]
Supervisor Avalos**

Ordinance amending the San Francisco Administrative Code Chapter 80, Section 80.4, to authorize the Department of Public Works to charge a fee of \$250 to cover the cost of inspecting blighted properties and to charge an increased fee to recover additional inspection costs incurred in enforcement of the Community Preservation and Blight Reduction Act; amending Section 80.8 to clarify that the Blight Abatement Fund is a Category Six special fund within the meaning of Administrative Code Title XIII, Section 10.100-1; and making environmental findings. (Public Works Department)

PASSED ON FIRST READING by the following vote:

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

**090287 [State Video Franchise Holders]
Supervisors Mirkarimi, Daly, Avalos**

Ordinance amending the San Francisco Administrative Code by: (1) amending Section 11.1 and adding Section 11.28-A, to establish a fee for state video franchise holders offering services in San Francisco to support public, educational, and government channel facilities and activities; and (2) amending Section 11.1 and adding Section 11.83-A, to establish penalties for violation of customer service and consumer protection standards by state video franchise holders.

(Supervisor Chu dissented in Committee.)

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

Continued to May 19, 2009.

Supervisor Dufty, seconded by Supervisor Alioto-Pier, moved that this Ordinance be CONTINUED ON FIRST READING. The motion carried by the following vote:

Ayes: 7 - Alioto-Pier, Avalos, Chiu, Chu, Dufty, Elsbernd, Maxwell

Noes: 4 - Campos, Daly, Mar, Mirkarimi

**090356 [Agreement to Sell the Dolores Hotel Located at 35-37 Woodward Street]
Supervisor Daly**

Resolution approving and authorizing the execution and performance of an Agreement For Sale of Real Estate relating to the property commonly known as the Dolores Hotel and located at 35-37 Woodward Street; adopting findings that the sale is exempt from Environmental Review and is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property and the Director of the Mayor's Office of Housing to execute documents, make certain modifications and take certain actions in furtherance of this Resolution. (Real Estate Department)

(Fiscal Impact.)

Supervisor Daly requested to be added as sponsor.

Resolution No. 178-09

ADOPTED by the following vote:

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

Recommendation of the City Operations and Neighborhood Services Committee

**080322 [Prohibition on loitering outside nightclubs]
Mayor, Supervisor Maxwell**

Ordinance amending the San Francisco Police Code by adding Section 121, to prohibit loitering outside nightclubs.

Amended, Page 2, Line 20, deleting "misdemeanor."

Supervisor Dufty, seconded by Supervisor Maxwell, moved that this Ordinance be AMENDED. The motion carried by the following vote:

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

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 9 - Alioto-Pier, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Noes: 2 - Avalos, Daly

Recommendations of the Government Audit and Oversight Committee

Supervisor Chu Excused from Voting

Supervisor Elsbernd, seconded by Supervisor Maxwell, moved to excuse Supervisor Chu from voting. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Excused: 1 - Chu

- 090286 [Amending provisions of Chapter 18 of the Administrative Code to specify enforcement and consolidate reporting requirements]
Supervisor Mirkarimi**

Ordinance adopting and implementing amendments to Secs. 18.13-1 and 18.13-5 of the San Francisco Administrative Code.

Supervisor Chu moved to divide the question relating to "uniformed Fire Department employees" located on Page 1, Lines 21-23.

The question relating to the "uniformed Fire Department employees" was passed by the following vote:

Ayes: 9 - Alioto-Pier, Avalos, Chiu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Absent: 1 - Campos

Excused: 1 - Chu

PASSED ON FIRST READING AS DIVIDED by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Absent: 1 - Campos

- 081095 [Board of Supervisors response to the 2007-2008 Civil Grand Jury Report entitled "The homeless have homes, but they are still on the street"]
Supervisor Mirkarimi**

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2007-2008 Civil Grand Jury Report entitled "The homeless have homes, but they are still on the street."

Resolution No. 181-09

ADOPTED by the following vote:

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

Recommendations of the Land Use and Economic Development Committee

- 090210 [Zoning Map Amendment - 2400 Irving Street]**

Ordinance amending the San Francisco Planning Code by amending the Zoning Map of the City and County of San Francisco by amending Sheet ZN05 and Sheet SU05 to change the zoning classification of the northern portion of the property located at 2400 Irving Street, Block 1725, Assessor's Lot No. 053, from RH-2 (Residential House, Two-Family) to NC-2 (Small-Scale Neighborhood Commercial District) and include it within the Irving Street Restaurant & Fast Food Restricted Use SUD; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and Priorities of Planning Code Section 101.1(b). (Planning Department)

PASSED ON FIRST READING by the following vote:

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

**090469 [Green Building Ordinance - Finding of Cost Effectiveness and Energy Savings]
Mayor**

Resolution adopting a finding by the Board of Supervisors, required by State law, that the City's Green Building Ordinance (Chapter 13C of the San Francisco Building Code) is cost effective and will save more energy than the 2008 California Building Efficiency Standards that will go into effect throughout the State of California on August 1, 2009, and directing the Department of Building Inspection or other appropriate City staff to cause the Green Building Ordinance, this resolution, and the supporting study to be transmitted to the California Energy Commission for its review and re-approval.

Resolution No. 172-09

ADOPTED by the following vote:

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

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

Privilege of the Floor

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

Supervisor Campos introduced, welcomed, and presented Certificates of Honor to Amanda Narvaez, Blanca Velasquez, and Beatriz Yepez in recognition of their contributions at the Mission Neighborhood Center.

COMMITTEE REPORTS

**090329 [Recreation and Park Department - Sharp Park]
Supervisors Mirkarimi, Daly, Campos, Avalos**

Ordinance amending San Francisco Park Code Article 3 by adding Section 3.20, to require the Recreation and Park Department to develop a plan, schedule and budget for restoring Sharp Park habitat for the California red-legged frog and the San Francisco garter snake in conformance with the requirements of the Endangered Species Act, and transferring Sharp Park to, or developing a joint management agreement with, the Golden Gate National Recreation Area and making environmental findings.

(Fiscal Impact.)

Amended, page 1, Line 21, changing date to "July 31." Amended, Page 2, Lines 5-7, adding "(b) No later than August 31, 2009, the Department shall provide to the Clerk of the Board of Supervisors a report detailing the steps taken, and the progress made, to achieve the goals set forth in subsection (a), above."

Supervisor Maxwell, seconded by Supervisor Mar, moved that this Ordinance be AMENDED. The motion carried by the following vote:

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

Amended, Page 2, Line 1, adding "and the City of Pacifica and/or County of San Mateo."

Supervisor Elsbernd, seconded by Supervisor Maxwell, moved that this Ordinance be AMENDED. The motion carried by the following vote:

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

Supervisors Daly and Campos requested to be added as co-sponsors.

PASSED ON FIRST READING AS AMENDED by the following vote:

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

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

Abdullah Megaheed; expressed concerns with various issues.

James Chaffee; expressed concern with issues relating to the SF Public Library.

Walter; shared in song certain issues with the Board.

Female Speaker; expressed concern with issues relating to public process.

Mandy Webster; Male Speaker; Sharam Clark; Jonathon Frewert; Male Speaker; Gilbert; Denise Dorie;

Albert Blaze; John Martinelli; and Cathleen; all expressed concern with issues relating to raids on medical cannabis dispensaries.

Shawna Goker; expressed concern with issues relating drug policy reform.

Jackie Sacks; expressed concern with issues relating to bus rapid transit.

Jean Biggins; expressed support for John Ross Day.

Francisco Da Costa; expressed concerns with issues relating to radiological waste.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

090528 [Declaring May 12, 2009, as John Ross Day]

Supervisors Avalos, Daly, Campos

Resolution commending John Ross for his service to San Francisco over the past 45 years as a writer, poet, journalist, speaker, teacher, and community organizer, and declaring May 12, 2009, to be John Ross Day.

Supervisors Daly and Campos requested to be added as co-sponsors.

Resolution No. 183-09

ADOPTED

090530 [Municipal Clerks Week - May 3-9, 2009]**Supervisors Chiu, Alioto-Pier, Avalos, Campos, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi**

Resolution declaring May 3-9, 2009, as Municipal Clerks Week in the City and County of San Francisco, hereby recognizing the vital services performed by Municipal Clerks and especially by the City and County of San Francisco Board of Supervisors Clerk of the Board, Angela Calvillo, and her staff.

Resolution No. 173-09**ADOPTED****090531 [Declaring May 2009 as Hepatitis B Awareness Month]****Supervisors Chiu, Alioto-Pier, Chu, Maxwell, Campos**

Resolution declaring May 2009 as Hepatitis B awareness month in San Francisco, with the goal of holding at least one Hepatitis B awareness or prevention event every day of the month; build on continuing efforts by the San Francisco community to make San Francisco the first city in America to be free of Hepatitis B disease; encouraging all San Francisco residents to know their own Hepatitis B status.

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

Resolution No. 177-09**ADOPTED****090532 [Supporting Senate Bill 782, Residential tenancies: domestic violence]****Supervisors Chu, Campos, Chiu**

Resolution supporting Senate Bill 782 to provide stable, safe housing for victims of domestic violence, sexual assault or stalking.

Supervisors Campos and Chiu requested to be added as co-sponsors.

Resolution No. 175-09**ADOPTED****090533 [Urging Golden Gate National Recreation Area (GGNRA) to consider needs of Ocean Beach]****Supervisors Chu, Mar, Elsbernd, Campos**

Resolution urging the Golden Gate National Recreation Area (GGNRA) to consider needs of Ocean Beach when allocating \$16.1 million it has received in American Recovery and Reinvestment Act funds as well as future allotments of Federal funding.

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

Resolution No. 184-09**ADOPTED**

**090534 [Mortgage Revenue Bonds]
Supervisors Daly, Campos**

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (the "Director") to submit an application and related documents to the California Debt Limit Allocations Committee ("CDLAC") to permit the issuance of qualified mortgage revenue bonds in an aggregate principal amount not to exceed \$12,000,000 for Arlington Residence; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$60,000 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 qualified mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$12,000,000; 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).

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

Resolution No. 174-09

ADOPTED

**090536 [Commending Chris Ellen Montgomery on her 25 years of service to the City and County of San Francisco]
Supervisors Duffy, Campos**

Resolution commending Chris Ellen Montgomery for her 25 years of exceptional service to the City and County of San Francisco and the Department of Public Works.

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

Resolution No. 180-09

ADOPTED

**090537 [Endorsing San Francisco's inclusion in the "Healthy Purchase Pilot Program"]
Supervisors Maxwell, Campos**

Resolution endorsing and supporting San Francisco's inclusion in the California Department of Public Health's "Healthy Purchase Pilot Program."

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

Resolution No. 176-09

ADOPTED

**090529 [Waiver permitting City Employees to Assist the Department of Elections with the May 19, 2009, special statewide election]
Supervisor Chiu**

Motion granting a waiver from the prohibition imposed by Charter section 13.104.5, to permit City employees to assist the Department of Elections with the May 19, 2009, special statewide election.

Motion No. M09-84

APPROVED

090255 [Final Map - 274 6th Avenue]

Motion approving Final Map 5370, a 2 Lot Subdivision and 3 Residential Unit Condominium Project, located at 274 6th Avenue being a subdivision of Lot 027 in Assessors Block No. 1428 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order 178,149; District 1.)

Motion No. M09-85

APPROVED

090437 [Final Map - 1500 Sutter Street]

Motion approving Final Map 4156, a 65 Commercial Unit Condominium Project, located at 1500 Sutter Street being a subdivision of Lot 005 in Assessors Block No. 0673 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order 178,141; District 5.)

Motion No. M09-86

APPROVED

090438 [Final Map - 2235 Mission Street]

Motion approving Final Map 4706, a 6 Residential Unit and 1 Commercial Unit Mixed-Use Condominium Project, located at 2235 Mission Street being a subdivision of Lot 031 in Assessors Block No. 3590 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order 178,142; District 9.)

Motion No. M09-87

APPROVED

090494 [Final Map - 335 Berry Street]

Motion approving Final Map 4328, a one-lot subdivision for condominium purposes, being a 67-unit residential condominium project of Lot 4 in Assessors Block No. 8707, located at 335 Berry Street, and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order 178,112; District 6.)

Motion No. M09-88

APPROVED

090495 [Final Map - 330 Berry Street]

Motion approving Final Map 4329, a one-lot subdivision for condominium purposes, being a 64-unit residential condominium project of Lot 5 in Assessors Block No. 8704, located at 330 Berry Street, and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order 178,113; District 6.)

Motion No. M09-89

APPROVED

The foregoing items were acted upon by the following vote:

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

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Elsbernd requested that these matters be severed so that they might be considered separately.

**090482 [Opposing Proposition 1D on the May 19, 2009, Statewide Special Election]
Supervisors Avalos, Mar, Campos, Daly**

Resolution opposing Proposition 1D on the May 19, 2009, Statewide Special Election.

Supervisor Elsbernd, seconded by Supervisor Avalos, moved to waive Board of Supervisors Rules of Order 2.11 (Committee Reference). The motion passed without objection.

Supervisors Campos and Daly requested to be added as co-sponsors.

Resolution No. 171-09

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Mar, Maxwell, Mirkarimi

Noes: 1 - Elsbernd

**090486 [Drug Enforcement Administration (DEA) raids on medical cannabis dispensaries]
Supervisors Campos, Mirkarimi, Mar, Avalos, Daly**

Resolution urging a cessation of recent Drug Enforcement Administration raids on medical cannabis dispensaries.

Supervisor Elsbernd, seconded by Supervisor Avalos, moved to waive Board of Supervisors Rules of Order 2.11 (Committee Reference). The motion passed without objection.

Supervisors Campos and Daly requested to be added as co-sponsors.

Resolution No. 182-09

ADOPTED by the following vote:

Ayes: 9 - Alioto-Pier, Avalos, Campos, Chiu, Daly, Dufty, Mar, Maxwell, Mirkarimi

Noes: 2 - Chu, Elsbernd

Supervisor Dufty requested that this matter be severed so that it may be considered separately.

**090535 [Declaring Van Ness Avenue and Geary Boulevard Bus Rapid Transits as San Francisco's Top Federal Small Starts Funding Priority]
Supervisors Dufty, Mar, Mirkarimi, Daly**

Resolution declaring Van Ness Avenue Bus Rapid Transit and Geary Boulevard Bus Rapid Transit as San Francisco's top and sole priorities for Federal Small Starts Funding.

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

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

Resolution declaring Van Ness Avenue Bus Rapid Transit and Geary Boulevard Bus Rapid Transit as San Francisco's top priority for Federal Small Starts Funding.

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

Continued to May 12, 2009.

Supervisor Dufty, seconded by Supervisor Alioto-Pier, moved that this Resolution be CONTINUED AS AMENDED. The motion carried by the following vote:

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

IMPERATIVE AGENDA

[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."

Supervisor Mar, seconded by Supervisor Campos, moved ADOPTION of the Serious Injury finding. The motion carried by the following vote:

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

[Brown Act Finding]

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

Supervisor Mar, seconded by Supervisor Campos, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

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

090545 [Concurring in Declaration of Emergency] Mayor, Supervisor Chiu

Motion concurring in the April 30, 2009, declaration of local emergency by the Mayor, and in the actions the declaration of emergency authorizes the City and its officers and employees to take to meet the emergency.

Motion No. M09-83

APPROVED by the following vote:

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

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

- 090538 [Appropriating \$818,844 of available fund balance for code enforcement activities in the Department of Building Inspection for Fiscal Year 2008-2009]**
Supervisors Chiu, Avalos, Campos, Daly

Ordinance appropriating \$738,240 of Code Enforcement Rehabilitation Fund unappropriated fund balance and deappropriating \$80,604 of prior year appropriations to support code enforcement activities in the Building Inspection Operating Fund and Repair and Demolition fund in the Department of Building Inspection for Fiscal Year 2008-2009.

(Fiscal Impact.)

5/5/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 090540 [Annual Appropriation Ordinance for Selected Departments, as of May 1, 2009, Fiscal Year ending June 30, 2010]**

Ordinance appropriating all estimated receipts and all estimated expenditures for Selected Departments of the City and County of San Francisco as of May 1, 2009, for the Fiscal Year ending June 30, 2010. (Mayor)

(Fiscal Impact.)

5/1/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 090541 [Proposed Annual Salary Ordinance for Selected Departments, Fiscal Year ending June 30, 2010]**

Proposed Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for Selected Departments of the City and County of San Francisco for the Fiscal Year ending June 30, 2010. (Mayor)

(Fiscal Impact.)

5/1/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 090543 [Revising Board of Appeals Filing Fees]**

Ordinance amending Article 1, Section 8, of the San Francisco Business and Tax Regulations Code, to increase specified Board of Appeals filing fees, to make technical corrections, and making environmental findings. (Mayor)

5/1/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

090544 [Revising Board of Appeals Surcharges]

Ordinance amending Section 10G.1 of the San Francisco Administrative Code to adjust the surcharges on permit fees, license fees, permit review fees and permit and license renewal fees imposed by the Department of Building Inspection, the Planning Commission, the San Francisco Municipal Transportation Agency Board of Directors, the Police Department, the Department of Public Works, the Entertainment Commission, the Department of Public Health and the Arts Commission for permits and licenses that may be appealed to the Board of Appeals, and making environmental findings. (Mayor)

5/1/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

090546 [Appropriating \$119,800,000 of proceeds from debt for wastewater system improvements at the Public Utilities Commission for Fiscal Year 2008-2009]

Mayor

Ordinance appropriating \$119,800,000 of proceeds from debt revenue for the Wastewater Enterprises' Interim Capital Improvement Program and the Sewer System Master Plan Biosolids/Digester and Channel Tunnel Projects at the San Francisco Public Utilities Commission for Fiscal Year 2008-2009 and placing \$78,800,000 on Controller's reserve pending of the sale of bonds.

(Fiscal Impact.)

5/5/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

090548 [Appropriating \$58,747,600 of capital lease revenue for the Advanced Meter Infrastructure Project at the Public Utilities Commission for Fiscal Year 2008-2009]

Mayor, Supervisor Dufty

Ordinance appropriating \$58,747,600 of capital lease revenue for the Water Enterprises' Advanced Meter Infrastructure Project and the reimbursement of previously appropriated Water Enterprise Revenues for the same project at the San Francisco Public Utilities Commission for Fiscal Year 2008-2009 and placing the entire appropriation on Controller's reserve pending receipt of the funds.

(Fiscal Impact)

5/5/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

090554 [Building Code - Registration of Vacant/Abandoned Buildings; Annual Fee and Penalties for Violation]
Supervisors Chiu, Dufty

Ordinance amending the San Francisco Building Code by adding Section 103A.4 to require the owner of a vacant or abandoned building to register the building with the Department of Building Inspection, require the owner to maintain the grounds and the exterior and interior of the building in good condition, and provide that a property in violation of the requirements is a public nuisance; and by amending Section 110, Table 1A-J to establish an annual registration fee; adopting environmental and other findings.

5/5/09, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 6/4/2009.

**090555 [Amendments to the Police Code by adding Section 1.1 designating Clipper Cove as a Special Use Area]
Supervisor Daly**

Ordinance amending the San Francisco Police Code by adding Section 1.1 designating Clipper Cove as a Special Use Area, making it a misdemeanor to moor or anchor a vessel in Clipper Cove without a valid permit issued by the Treasure Island Development Authority ("TIDA"), or its designee, and allowing TIDA to remove and store vessels moored in violation of this Ordinance.

5/5/09, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 6/4/2009.

**090026 [Requiring Amended Certificates of Final Completion and Occupancy for Changes of Occupancy of Existing Buildings]
Supervisor Mirkarimi**

Ordinance amending the San Francisco Building Code by amending Section 109A to provide that an Amended Certificate of Final Completion and Occupancy shall be issued for an existing building where there is an increase in the number of legal dwelling units resulting in a change of occupancy, and to require the Amended Certificate of Final Completion and Occupancy to include a reference to the date of the first certificate of occupancy and any subsequent certificates of occupancy that have been issued for the building; amending the Planning Code by adding Section 359 to provide that a requirement to pay a development impact fee prior to issuance of a certificate of occupancy shall include payment of the fee prior to issuance of an amended certificate of occupancy.

1/13/09, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 2/12/2009.

1/15/09, REFERRED TO DEPARTMENT. Referred to Building Inspection Commission for review and comment; referred to Planning Department for environmental review.

1/26/09, RESPONSE RECEIVED. Non-physical per CEQA Guidelines Section 15060(c)(2).

5/5/09, SUBSTITUTED. Supervisor Mirkarimi submitted a substitute ordinance bearing new title.

5/5/09, ASSIGNED to Land Use and Economic Development Committee.

Resolutions

090542 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved for Enterprise Departments]

Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: employee and public parking management services, information booth services, security services, and shuttle bus services (Airport); paratransit services, security services, parking citation and collection, janitorial - various facilities, meter collection and coin counting, towing services, and transit shelter maintenance services (MTA); janitorial and security services (Port): (Mayor)

5/1/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**090549 [Accept and Expend - State of California CalHome Grant - Fiscal Year 2009]
Mayor**

Resolution authorizing the Mayor of the City and County of San Francisco to accept and expend a grant from the California Department of Housing and Community Development (HCD) in a total amount not to exceed \$1,500,000 to assist low income first time homebuyers and low income homeowners.

5/5/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**090550 [Authorizing submittal of application for Transit Oriented Development (TOD) Funds]
Mayor, Supervisor Dufty**

Resolution authorizing the submittal of an application by the Mayor's Office of Housing to the California State Department of Housing and Community Development for funding under the Transit Oriented Development (TOD) housing program; the execution of a standard agreement if selected for such funding and any amendments thereto; and any related documents necessary to participate in the Transit Oriented Development (TOD) housing program.

5/5/09, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**090556 [Amendment to the City's contract with Office Depot to increase the dollar amount by more than \$500,000]
Supervisor Dufty**

Resolution approving the Seventh Amendment to the Agreement between the City and Office Depot (Contractor) for office supplies, increasing the contract's dollar amount to \$20,035,000 pursuant to Charter Section 9.118(b).

(Fiscal Impact.)

5/5/09, RECEIVED AND ASSIGNED to Budget and Finance Subcommittee.

**090557 [Multi-year permit for the use of certain portions of Golden Gate Park for a three-day music festival]
Supervisor Mar**

Resolution authorizing and approving the execution, delivery and performance of a Permit to Another Planet Entertainment for the use of certain portions of Golden Gate Park for an annual three-day music festival for a term of three (3) years plus an additional two (2) year option; and adopting environmental findings and findings that the Permit is consistent with the City's General Plan and the eight priority policies of Planning Code Section 101.1.

5/5/09, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

**090559 [Authorization for designated City and County officials to obtain federal financial assistance provided by the Department of Homeland Security]
Supervisor Alioto-Pier**

Resolution authorizing designated City and County officials to execute and file on behalf of the City and County of San Francisco, a public entity established under the law of the State of California, any applications or agreements and to take any actions necessary to obtain federal financial assistance provided by the federal Department of Homeland Security and sub-granted through the State of California, including the following grants: Emergency Management Performance Grant, Hazard Mitigation Grant, Pre-Disaster Mitigation Grant, and Emergency Operations Center Grant.

5/5/09, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**090560 [Proclaiming May 17-23, 2009, as Public Works Week in San Francisco]
Supervisors Chiu, Dufty**

Resolution declaring May 17-23, 2009, as Public Works Week in San Francisco; acknowledging that the San Francisco Department of Public Works is an integral part of the community and has produced significant achievements; encouraging all San Francisco residents and businesses to work in collaboration with the department.

5/5/09, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**090561 [Issuance and Sale of Revenue Bonds - 178 Townsend Street Housing Project]
Supervisor Daly**

Resolution approving the issuance and sale of tax-exempt bonds by the Association of Bay Area Governments for Nonprofit Corporations in an aggregate principal amount not to exceed \$30,000,000 for financing the rehabilitation of a housing project located at 178 Townsend Street, subject to the policies for such approvals adopted by the Board of Supervisors in Ordinance No. 36-07.

5/5/09, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**090562 [Richmond/Senator Milton Marks Branch Library grand re-opening]
Supervisors Mar, Campos, Elsbernd**

Resolution recognizing the grand re-opening of the Richmond/Senator Milton Marks Branch Library and commending the San Francisco Public Library and its team for their hard work and commitment to San Francisco and its residents.

5/5/09, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**090563 [Commending Superior Court Judge John Dearman for his 31 years of distinguished service to the City and County of San Francisco]
Supervisors Dufty, Maxwell, Campos**

Resolution commending Superior Court Judge John Dearman for his 31 years of distinguished service to the City and County of San Francisco.

5/5/09, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**090564 [Urging the Controller's Office to undertake a performance audit of the J Church Metro line]
Supervisors Dufty, Avalos**

Resolution urging the Controller's Office to undertake a performance audit of the J Church Metro line.

5/5/09, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

090405 [Accept and Expend - Emergency Shelter Grants Program - \$979,606]
Mayor

Resolution approving the fiscal year 2009/2010 Emergency Shelter Grant (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 fiscal year 2009/2010 Emergency Shelter Grant Program entitlement from the U.S. Department of Housing and Urban Development (HUD) in the amount of \$938,867 and to expend Reprogrammed Funds in the amount of \$40,739.

(Fiscal Impact.)

3/31/09, RECEIVED AND ASSIGNED to Budget and Finance Committee. 05/26/09 - Ethics Form 126 filed with the Ethics Commission.

5/5/09, SUBSTITUTED. Mayor Newsom submitted a substitute resolution bearing new title.

5/5/09, ASSIGNED to Budget and Finance Committee.

090406 [Accept and Expend - HOME Program - \$8,602,628]
Mayor

Resolution approving the fiscal year 2009/2010 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 fiscal year 2009/2010 HOME Program entitlement from the U.S. Department of Housing and Urban Development (HUD) in the amount of \$8,602,628.

(Fiscal Impact.)

3/31/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

5/5/09, SUBSTITUTED. Mayor Newsom submitted a substitute resolution bearing new title.

5/5/09, ASSIGNED to Budget and Finance Committee.

090407 [Accept and Expend - Community Development Block Grant (CDBG) - \$23,072,426]
Mayor

Resolution approving the fiscal year 2009/2010 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 fiscal year 2009/2010 Community Development Block Grant Program entitlement from the U.S. Department of Housing and Urban Development (HUD) in the amount of \$21,092,426 and to expend Program Income and Reprogrammed Funds in the amount of \$1,980,000.

(Fiscal Impact.)

3/31/09, RECEIVED AND ASSIGNED to Budget and Finance Committee. 05/26/09 - Ethics Form 126 filed with the Ethics Commission.

5/5/09, SUBSTITUTED. Mayor Newsom submitted a substitute resolution bearing new title.

5/5/09, ASSIGNED to Budget and Finance Committee.

Requests for Hearing

090539 [Mayor's Proposed May Budget 2009-2010]

Hearing to review the Mayor's Proposed May Budget 2009-2010. (Mayor)

(Fiscal Impact.)

5/1/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**090551 [April 2009 report by the Community Based Organizations (CBO) Task Force "Partnering with Nonprofits in Tough Times"]
Supervisor Avalos**

Hearing on the April 2009 report produced by the Community Based Organizations (CBO) Task Force "Partnering with Nonprofits in Tough Times," which reviews, analyzes and outlines reform of Department of Public Health's (DPH) nonprofit relationships.

5/5/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**090552 [Public Utilities Commission Proposed Rates, Fees and Charges]
Supervisor Avalos**

Hearing on the proposed water rate package, including proposed increases set to take effect on July 1, 2009.

5/5/09, RECEIVED AND ASSIGNED to Budget and Finance Subcommittee.

**090553 [Status of unsolved homicides in the City and County of San Francisco]
Supervisor Campos**

Hearing and general discussion on the status of unsolved homicides in the City and County of San Francisco. The hearing shall include a presentation by the San Francisco Police Department (SFPD) on the number of unsolved homicides for at least the last five years. Without discussing the specifics of individual cases, the hearing shall include a general discussion and presentation on the SFPD's protocols and procedures regarding unsolved homicides, including, without limitation, SFPD's protocols and procedures when interacting with the families and loved ones of homicide victims.

5/5/09, RECEIVED AND ASSIGNED to Public Safety Committee.

Motions**090545 [Concurring in Declaration of Emergency]
Mayor, Supervisor Chiu**

Motion concurring in the April 30, 2009, declaration of local emergency by the Mayor, and in the actions the declaration of emergency authorizes the City and its officers and employees to take to meet the emergency.

5/5/09, APPROVED.

**090565 [Update on labor negotiations concerning City workers from the Mayor's Office and the Department of Human Resources]
Supervisor Chiu**

Motion that the Board of Supervisors convene in closed session on May 12, 2009, with the Mayor's Office and the Department of Human Resources concerning negotiations with labor unions representing City workers.

5/5/09, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by the President at the Request of Departments**PROPOSED RESOLUTIONS****090479 [Accept and Expend - U.S. Department of Housing and Urban Development Grant - \$3,000,000]
Mayor, Supervisor Dufty**

Resolution authorizing the Mayor of the City and County of San Francisco to accept and expend a grant from the U.S. Department of Housing and Urban Development for lead-based paint hazard reduction in a total amount not to exceed \$3,000,000.

4/21/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

4/30/09, TRANSFERRED to Budget and Finance Subcommittee.

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

090497 [Appointments - Treasury Oversight Committee]

Motion appointing Dr. Don Griffin, Ben Rosenfield, Joseph Grazioli, Todd Rydstrom, and Richard Sullivan, terms ending June 5, 2013, to the Treasury Oversight Committee, residency requirement waived. (Treasurer-Tax Collector)

4/22/09, RECEIVED AND ASSIGNED to Rules Committee.

090498 [Approval of a contract amendment with the University of the Pacific School of Dentistry in order to exercise a five year contract option to continue to provide dental services for residents of Laguna Honda Hospital]

Resolution authorizing the San Francisco Department of Public Health (DPH), to amend a contract in order to exercise a five year contract option with The University of the Pacific School of Dentistry for continued dental services at Laguna Honda Hospital for a new term of July 1, 2004, through June 30, 2014. (Public Health Department)

(Fiscal Impact.)

4/27/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

090499 [Ratification of increases to prior professional service contracts for health and behavioral health services]

Resolution approving amendment to Resolution No. 702-06, which ratified prior professional service contracts for the San Francisco Department of Public Health for health and behavioral health services and approved three year extensions, to increase the total contract amounts and extend the terms of those contracts through December 31, 2010. (Public Health Department)

(Fiscal Impact.)

4/27/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

Requests Granted

From: Supervisor Daly

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft an amendment to the Administrative Code that would prohibit City employees who affect governmental decisions from raising funds on behalf of organizations that make grants to City departments.

From: Supervisor Alioto-Pier

To: City Attorney

Requesting/Inquiring: Requesting a memo from the City Attorney's Office on whether the Board of Supervisors can transfer the Francisco Reservoir out of the jurisdiction of the Public Utilities Commission to another City department. The City and County of San Francisco acquired approximately 4 acres of land known as the Francisco Reservoir in 1930 from Spring Valley Water Company, which land is bordered by Hyde, Larkin and Bay Street and homes on Chestnut Street. The property under the jurisdiction of the Public Utilities Commission was transferred to its predecessor, the San Francisco Water Department for use as a reservoir without any payment to the City.

From: Supervisor Alioto-Pier

To: Director, Public Utilities Commission

Requesting/Inquiring: Inquiring to the PUC regarding the costs of removing the Francisco Reservoir so that it can be developed into a public recreation site, including any information on environmental concerns and possible toxins at the site and the cost of demolishing and removing the current Reservoir.

From: Supervisors Avalos, Campos, and Maxwell

To: Director, Public Utilities Commission

Requesting/Inquiring: Supervisors Avalos, Campos, and Maxwell are jointly requesting a report from the SFPUC on the criteria they use to prioritize neighborhood scale capital projects, including any point system that may be used to determine priority for infrastructure improvements on PUC and City property within the City and County of San Francisco such as requests for additional lighting installations and/or upgrades.

This inquiry is in connection to implementation of a framework for health impact mitigation efforts between DPH, SFMTA, and the local community as urged through BOS resolution #081397 "Health Protective Truck Route Planning in Southeast Neighborhoods" and the desire to develop health impact criteria within other targeted city agencies.

Please send your response attention to all three requesting Supervisors.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian

Southeast corner of Fillmore and Post

Southwest corner of Divisadero and Sutter

9th Avenue and Judah (near bus stops)

7th Avenue and Irving (near bus stops)

Northwest corner of Hayes and Fillmore

Southeast corner of Fillmore and Haight

San Francisco Chronicle

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

Irving and 9th Avenue
Irving and 7th Avenue
Southwest corner of Haight and Clayton
Southeast corner of Haight and Masonic

Examiner
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore

SF Daily
Northwest corner of Hayes and Gough

City Star
Northwest corner of Hayes and Gough
Southeast corner of Fillmore and Haight

SF Weekly
Southeast corner of Masonic and Haight and Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following public property locations:

Utility Boxes
Southeast corner Golden Gate & Scott
Southwest corner Stanyan and Haight
Northeast corner McAllister and Scott

Bus Shelters
Southwest corner Pierce & Haight
Southside of street at Haight & Buena Vista West
Fillmore and Haight (all 4 bus stops, graffiti and grime)

Emergency Boxes
Southwest corner Golden Gate and Gough

In Memoriams

Michael Miller - Supervisor Campos
Edward F. McHugh - Supervisor Dufty
Michael Patrick O'Donnell - Supervisor Dufty
Dorothy Kays - Supervisor Elsbernd
Al Robles - Supervisors Mar, Chiu, Daly, Avalos

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:25 p.m.

Angela Calvillo, Clerk of the Board

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 June 2, 2009.



Angela Calvillo
Clerk of the Board