



# BOARD OF SUPERVISORS

## CITY AND COUNTY OF SAN FRANCISCO

### AGENDA

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

Tuesday, May 17, 2011 - 2:00 PM

#### Regular Meeting

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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

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#### BOARD COMMITTEES

##### Committee Membership

**Budget and Finance Committee**  
Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu

**Budget and Finance Sub-Committee**  
Supervisors Chu, Mirkarimi, Kim

**City and School District Select Committee**  
Supervisors Cohen, Avalos, Chu, Fewer, Maufas, Norton

**City Operations and Neighborhood Services Committee**  
Supervisors Avalos, Mar, Elsbernd

**Government Audit and Oversight Committee**  
Supervisors Campos, Farrell, Chiu

**Land Use and Economic Development Committee**  
Supervisors Mar, Cohen, Wiener

**Public Safety Committee**  
Supervisors Mirkarimi, Cohen, Campos

**Rules Committee**  
Supervisors Kim, Elsbernd, Farrell

##### Meeting Days

Wednesday  
1:00 PM

Wednesday  
10:00 AM

2nd and 4th Thursday  
3:30 PM

2nd and 4th Monday  
10:00 AM

2nd and 4th Thursday  
10:00 AM

Monday  
1:00 PM

1st and 3rd Thursday  
10:30 AM

1st and 3rd Thursday  
1:30 PM

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

## Meeting Procedures

Board procedures do not permit: 1) persons in the audience at a Board meeting to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; 4) standing in the meeting room. The public is encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or to its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

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LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

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

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

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## **Know Your Rights Under The Sunshine Ordinance**

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

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

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

## **Lobbyist Registration and Reporting Requirements**

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site [www.sfgov.org/ethics](http://www.sfgov.org/ethics)

## **Agenda Item Information**

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

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

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk on the Friday preceding a regularly scheduled Board meeting.

## ROLL CALL AND PLEDGE OF ALLEGIANCE

## AGENDA CHANGES

## APPROVAL OF MEETING MINUTES

*Approval of the April 12, 2011, Board Meeting Minutes.*

## COMMUNICATIONS

## CONSENT AGENDA

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

*Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.*

### Items 1 through 14

### Recommendation of the Budget and Finance Committee

*Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu*

- 1. **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.)

05/10/2011; PASSED, ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

**Recommendation of the Budget and Finance Sub-Committee**

*Present: Supervisors Chu, Mirkarimi, Kim*

- 2.    **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.  
  
      05/10/2011; PASSED, ON FIRST READING.  
  
      **Question: Shall this Ordinance be FINALLY PASSED?**

**Recommendations of the City Operations and Neighborhood Services Committee**

*Present: Supervisors Avalos, Mar, Elsbernd*

- 3.    **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.  
  
      **Question: Shall this Resolution be ADOPTED?**
  
- 4.    **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.  
  
      **Question: Shall this Resolution be ADOPTED?**

**Recommendations of the Public Safety Committee**

*Present: Supervisors Mirkarimi, Campos*

5.     **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.

**Question: Shall this Resolution be ADOPTED?**

6.     **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.

**Question: Shall this Resolution be ADOPTED?**

**Recommendations of the Rules Committee**

*Present: Supervisors Kim, Elsbernd*

7.     **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)

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

8.     **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)

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

9.     **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)

**Question: Shall this Resolution be ADOPTED?**

Present: Supervisors Kim, Elsbernd, Farrell

- 10. 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)  
**Question: Shall this Motion be APPROVED?**
  
- 11. 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)  
**Question: Shall this Motion be APPROVED?**
  
- 12. 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)  
**Question: Shall this Motion be APPROVED?**
  
- 13. 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)  
**Question: Shall this Motion be APPROVED?**
  
- 14. 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)  
**Question: Shall this Motion be APPROVED?**

## REGULAR AGENDA

### UNFINISHED BUSINESS

#### From the Board

15. 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)
- Question: Shall this Motion be APPROVED?**

#### Recommendation of the Budget and Finance Sub-Committee

*Present: Supervisors Chu, Mirkarimi, Kim*

16. 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.
- 05/10/2011; AMENDED.  
05/10/2011; PASSED ON FIRST READING AS AMENDED.
- Question: Shall this Ordinance be FINALLY PASSED?**

**Recommendation of the Land Use and Economic Development Committee**

*Present: Supervisors Mar, Cohen, Wiener*

**17. 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.)

03/29/2011; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

03/29/2011; CONTINUED AS AMENDED ON FIRST READING.

05/10/2011; PASSED ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

**NEW BUSINESS**

**Recommendations of the Budget and Finance Sub-Committee**

*Present: Supervisors Chu, Mirkarimi, Kim*

**18. 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.

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

19. 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.  
  
(Fiscal Impact.)  
  
**Question: Shall this Resolution be ADOPTED?**
20. 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)  
  
**Question: Shall this Resolution be ADOPTED?**
21. 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.  
  
**Question: Shall this Resolution be ADOPTED?**
22. 110561 **[Accept and Expend - Emergency Shelter Grants Program - \$1,377,445]**  
**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.  
  
**Question: Shall this Resolution be ADOPTED?**

**23. 110562 [Accept and Expend - Community Development Block Grant - \$20,549,988]  
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.

**Question: Shall this Resolution be ADOPTED?**

**24. 110563 [Accept and Expend Grant - HOME Program - \$8,006,727]**

**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.

**Question: Shall this Resolution be ADOPTED?**

**From the Budget and Finance Committee Without Recommendation**

*Present: Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu*

**25. 110337 [Business and Tax Regulations Code - Excluding Stock-Based Compensation from Payroll Expense, Tax Years 2011 through 2017]**

**Sponsors: Mirkarimi; Campos and Mar**

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.

(Fiscal Impact, Economic Impact.)  
(Supervisor Chu dissented in Committee.)

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

**Recommendations of the Land Use and Economic Development Committee**

*Present: Supervisors Mar, Cohen, Wiener*

**26. 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.

**Question: Shall this Resolution be ADOPTED?**

**27. 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.)

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

**28. 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.

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

**29. 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.)

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

**30. 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.

(Economic Impact.)

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

**31. 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.

**Question: Shall this Resolution be ADOPTED?**

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

*Present: Supervisors Mar, Cohen, Wiener*

*Present: Supervisors Chu, Mirkarimi, Kim*

**32. 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.)

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

- 33. 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.)

**Question: Shall this Resolution be ADOPTED?**

- 34. 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.)

**Question: Shall this Resolution be ADOPTED?**

- 35. 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.

(Fiscal Impact, Economic Impact.)

**Question: Shall this Resolution be ADOPTED?**

**Recommendation of the Land Use and Economic Development Committee**

*Present: Supervisors Mar, Cohen, Wiener*

- 36. 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.

**Question: Shall this Resolution be ADOPTED?**

**Recommendation of the Public Safety Committee**

*Present: Supervisors Mirkarimi, Cohen, Campos*

37. 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.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

**Recommendations of the Rules Committee**

*Present: Supervisors Kim, Elsbernd, Farrell*

38. 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.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
39. 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.
- Question: Shall this Motion be APPROVED?**
40. 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.
- Question: Shall this Motion be APPROVED?**

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

*(Pursuant to File No. 110510, approved May 10, 2011.)*

**41. 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.

**Question: Shall this Hearing be HEARD AT PUBLIC HEARING?**

**Committee of the Whole Adjourn and Report****42. 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.

**Question: Shall this Resolution be ADOPTED?**

**43. 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.

**Question: Shall this Resolution be ADOPTED?**

## **SPECIAL ORDER 3:00 P.M.**

### **Board of Supervisors Sitting as a Committee of the Whole**

*(Pursuant to File No. 110514, approved May 10, 2011.)*

- 44. 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.
- Question: Shall this Hearing be HEARD AT PUBLIC HEARING?**

### **Committee of the Whole Adjourn and Report**

- 45. 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.
- Question: Shall this Resolution be ADOPTED?**

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

### **ROLL CALL FOR INTRODUCTIONS**

*Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.*

## PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

### Items 46 through 53

- 46. 110601 [Supporting Filipino Veterans Fairness Act]**  
**Sponsor: Chiu**  
 Resolution supporting the Filipino Veterans Fairness Act of 2011, House of Representative Bill 210.
- 05/10/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 47. 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.
- 05/10/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

**48. 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.

05/10/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

**49. 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.

05/10/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

**50. 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.

05/10/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

**51. 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.

05/10/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

**52. 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, waiving indirect costs.

05/10/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

**53. 110609 [St. Paul's Centennial Celebration Day - May 29, 2011]**

**Sponsor: Wiener**

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.

05/10/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

**54. IMPERATIVE AGENDA**

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

*[Serious Injury Finding]*

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

*[Purely Commendatory Finding]*

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

*[Brown Act Finding]*

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

## LEGISLATION INTRODUCED AT ROLL CALL

### PROPOSED ORDINANCES

*Proposed ordinances received from May 3, 2011, to May 9, 2011, for reference by President to appropriate committee on May 17, 2011.*

- 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)

05/04/2011; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.

### PROPOSED RESOLUTIONS

*Proposed resolutions received from May 3, 2011, to May 9, 2011, for reference by President to appropriate committee on May 17, 2011.*

- 110427 [Report of Assessment Costs for Blighted Properties]**  
Resolution approving 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.

05/02/2011; ASSIGNED to the 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)

05/02/2011; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

- 110529 [Outreach Advertising and Neighborhood Outreach Advertising for 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)

05/09/2011; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**110580 [Petitions and Communications]**

Petitions and Communications received from May 3, 2011, through May 9, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on May 17, 2011.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted.

\*From concerned citizens, regarding shark fin soup. 30 postcards (1)

From Human Services Agency, submitting the FY2010-2011 Third Quarter Human Services Care Fund Report. Copy: Each Supervisor (2)

From Department of Emergency Management, regarding the Federal Court Order to produce video from community safety cameras. Copy: Each Supervisor (3)

From concerned citizens, urging the Board of Supervisors to take action to restore the wetlands at Sharp Park Golf Course. 10 letters (4)

From concerned citizens, urging the Mayor and Board of Supervisors to eliminate the \$2,000,000 in service fees charged to City College. 2 letters (5)

From Summer Hararah, regarding alleged racial bias in the District Attorney's Office. (6)

From concerned citizens, submitting opposition to the sidewalk sitting ban. 7 letters (7)

From Richard Cardello, regarding the proposed project at 1268 Lombard Street. File No. 110373 (8)

From Department of Technology, regarding the expansion of their program to host audio recordings of meetings on the internet. Copy: Each Supervisor, Sunshine Ordinance Task Force, Assessment Appeals Board (9)

From Howard Wong, regarding the proposed Resolution of Intent for the Joe DiMaggio Playground Master Plan. File No. 110314 (10)

From Office of the Controller, submitting an audit report concerning the indirect rates submitted by eight Central Subway Partners' (CSP) contractors under the CSP agreement. (11)

From Office of the Controller, submitting the Five Year Financial Plan for FY2011-2012 through FY2015-2016. (12)

From Office of the Mayor, submitting the proposed Annual Salary Ordinance for FY2011-2012 and FY2012-2013. (13)

From Office of the Mayor, submitting the proposed Budget and the Annual Appropriation Ordinance as of May 2, 2011. (14)

From concerned citizen, regarding the same panhandlers sitting and lying on Market Street near the Embarcadero. (15)

From Ronald Kardon, regarding the proposed Booker T. Washington Community Services Center. File No. 110116 (16)

From Youth Commission, submitting support for resolution adopted by the City College Board of Trustees requesting the City and County of San Francisco suspend fees to the Community College District and to actively support and provide aid to City College of San Francisco. (17)

From concerned citizens, regarding the Parkmerced Project. 5 letters (18)

From concerned citizens, regarding the effects of historic preservation policies on other major public policy. File No. 110097, 3 letters (19)

From Emil Lawrence, regarding additional fees for San Francisco taxi drivers. Copy: Each Supervisor (20)

From Candice Combs, regarding the bureaucracy and alleged anti-business rhetoric that is thriving in San Francisco. (21)

From Planning Department, submitting the 2009 Housing Inventory Report. Copy: Each Supervisor (22)

From City of Vallejo, Department of Public Works, submitting a resolution regarding reduction of the Bayline Ferry and Route 200 bus service. (23)

From Office of the Controller, regarding the Yellow Pages Distribution Pilot Program Economic Impact Report. (24)

From the Port, regarding the proposed Pier 27 Cruise Terminal Project. File No. 100920, Copy: Each Supervisor (25)

From Howard Wong, submitting a media information sheet regarding the North Beach Library and Joe Dimaggio Playground Master Plan. File No. 110314 (26)

From Children's Council of San Francisco, regarding the Office of Economic and Workforce Development's decision not to fund the Children's Council Economic Development and Microenterprise Assistance Program. File No. 110562, Copy: Budget and Finance Committee (27)

From Office of Economic & Workforce Development, regarding the Children's Council CDBG Application. (28)

From Susan Vaughan, regarding the democratic process at the Land Use Committee Meeting. (29)

From concerned citizens, submitting support for proposed motion affirming the determination by the Planning Department that the AT&T Network "Lightspeed" Upgrade Project is exempt from environmental review. File No. 110344, Copy: Each Supervisor, 3 letters (30)

From Tes Welborn, urging the Board of Supervisors to enforce existing regulations requiring AT&T to place new utility boxes underground or on private property. (31)

From concerned citizens, submitting support for reversing the certification by the Planning Commission of the Final Environmental Impact Report for the 2004 and 2009 Housing Elements. File No. 110454, 2 letters (32)

\*From concerned citizens, submitting support for proposed ordinance amending the San Francisco Business and Tax Regulations Code, by adding Section 906.5 to establish a payroll expense tax exclusion for stock-based compensation. File No. 110462, Approximately 200 letters (33)

From Bernie Choden, submitting three major issues challenging the Planning Commission's approval of the Environmental Impact Report for Treasure Island. File No. 110618 (34)

## **ADJOURNMENT**