

Petitions and Communications received from December 7, 2010, through December 27, 2010, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on January 4, 2011.

From James Chaffee, regarding the Civic Center Community Benefit District. File No. 101201, Copy: Each Supervisor (1)

From concerned citizens, regarding the Parkmerced project. File No. 100979, Copy: Supervisor Elsbernd, Land Use Committee Members and Clerk, 2 letters (2)

From Municipal Transportation Agency, submitting request for waiver of Administrative Code Chapters 12B and 12C for Merchant Warehouse.com. (3)

From the Stow Lake Corporation, filing an official protest of the award for a new contract to operate the concession at the Stow Lake Boathouse to Stow Lake Boathouse, LLC. File No. 101416, Copy: Budget and Finance Committee Members and Clerk (4)

From San Francisco Beautiful, regarding proposed amendment to the Planning Code that provides options for project sponsors to meet public art requirements for private development projects. (5)

From United Brotherhood of Carpenters and Joiners of America, submitting support for proposed legislation regarding San Francisco's local hiring policy. File No. 101311, Copy: Each Supervisor (6)

From Calvin Tilden, submitting opposition to the Recreation and Park Department General Manager entering into a lease with Stow Lake Boathouse, LLC, for the operation of the Stow Lake Boathouse Concession in Golden Gate Park. File No. 101416, Copy: Budget and Finance Committee (7)

From UCSF Medical Center, submitting notification that their General Medicine Clinic is moving to 1545 Divisadero Street. (8)

From Office of the Mayor, submitting appointment of James Michael Myatt to the War Memorial Board of Trustees. (9)

From Jerry Cauthen and Howard Wong, regarding the Transbay and Central Subway projects. 2 letters (10)

From concerned citizens, urging the Board of Supervisors not to take a position on proposed resolution concerning the KPFA Morning Show. File No. 101529, 5 letters (11)

From concerned citizens, submitting support for the Safe Drug Disposal Ordinance. File No. 100455, Copy: Each Supervisor, 3 letters (12)

From San Francisco Preservation Consortium, submitting opposition to proposed legislation that allows permanent signage to be affixed to the historic Path of Gold Lamp Posts. File No. 101445, Copy: City Operations and Neighborhood Services Committee (13)

From concerned citizens, submitting opposition to spending any more money studying the proposal to levy a toll or tax on those driving in certain areas of San Francisco. Copy: Each Supervisor, 11 letters (14)

From concerned citizens, submitting support for bringing the America's Cup to San Francisco. File No. 101259, Copy: Each Supervisor, Budget and Finance Committee Clerk, 11 letters (15)

From concerned citizens, urging the Board of Supervisors to take action to overturn the sidewalk sitting ban. 12 letters (16)

From Edward Van Egri, regarding energy wattage and going green. (17)

From concerned citizens, submitting support for the re-use of Kezar recycling center as a community garden and resource center. File No. 101491, 2 letters (18)

From James Corrigan, regarding the Fire Department budget. (19)

From concerned citizens, submitting support for proposed resolution calling for Pacifica Radio's Board, its management, and station's Local Advisory Board to fully reinstate KPFA's Morning Show staff. File No. 101529, Copy: Each Supervisor, Approximately 25 letters (20)

From James Chaffee, submitting his concerns with statements of some library commissioners. Copy: Each Supervisor, 2 letters (21)

From Office of the Controller, submitting the Government Barometer Report for October 2010. (22)

From Office of the Controller, submitting report concerning the concession audit of Bank of America, National Association, covering the period from January 1, 2007, through December 31, 2009. (23)

From Office of the Controller, submitting report concerning Administrative Code Chapter 12G, Political Activity Compliance Review. (24)

From Office of the Chief Medical Examiner, submitting their Annual Report for FY2007-2008. (25)

From Planning Department, submitting the 2010 Commerce and Industry Inventory Report. Copy: Each Supervisor (26)

From concerned citizens, submitting request for continuance of proposed legislation concerning electronic distribution of multi-page documents. File No. 101098, Copy: Each Supervisor, 3 letters (27)

From concerned citizens, submitting request for continuance of proposed legislation concerning proposed amendments to Chapter 31 of the Administrative Code on CEQA appeals to the elected decision making body from decisions of unelected city agencies. File No. 100495, Copy: Each Supervisor, 4 letters (28)

From concerned citizens, submitting opposition to proposed legislation concerning proposed amendments to Chapter 31 of the Administrative Code on CEQA appeals to the elected decision making body from decisions of unelected city agencies. File No. 100495, Copy: Each Supervisor, 6 letters (29)

From Public Utilities Commission, submitting request for wavier of Administrative Code Chapter 12B for Moody's. (30)

From Public Utilities Commission, submitting request for wavier of Administrative Code Chapter 12B for Standard & Poor's. (31)

From T-Mobile, submitting notification of three cellular antennas to be installed at 601 Market Street. (32)

From Jesse Waters, regarding the Ocean Avenue Community Benefits District. File No. 101354, Copy: Each Supervisor (33)

From Office of the Treasurer & Tax Collector, submitting their investment activity for fiscal year-to-date of the portfolios under the Treasurer's management. (34)

From Mayor of San Bruno, submitting opposition to proposed legislation regarding local hiring policy for City projects. File No. 101311 (35)

From Mayor of Redwood City, submitting opposition to proposed legislation regarding local hiring policy for City projects. File No. 101311, Copy: Each Supervisor (36)

From Voy Wiederhold, submitting petition from the Opera Plaza Homeowners' requesting to be excluded from the Civic Center Community Benefit District. File No. 101526, Copy: Each Supervisor (37)

From SF Labor Council, submitting support for the appointment of Vince Courtney to the Public Utilities Commission. File No. 101507, Copy: Rules Committee (38)

From Francisco Da Costa, regarding the amount of airborne asbestos at Parcel A Phase 1 Development Project at Hunters Point Shipyard as of December 7, 2010. (39)

From the Great War Society, submitting support for the recology plan to transport San Francisco's landfill by rail to the Ostrom Road facility in Yuba County. File No. 101225, Copy: Each Supervisor (40)

From Recreation and Parks Department, submitting the 1<sup>st</sup> quarter status report of FY2010-2011 for the Childhood Lead Poisoning Prevention Program. (41)

From Susanna Sedgwick, submitting opposition to extending parking meters to Sundays. (42)

From SF Municipal Transportation Agency, submitting report on the frequency and number of times the SF Municipal Transportation Agency has "short-turned" light rail lines over the last two years. (Reference No. 20100928-001) (43)

From Andrew Zollman, regarding alleged legal violations at the Heart of the City Farmers' Market at U.N. Plaza. (44)

From Office of the Controller, submitting updated projections of the City's retiree (or post employment) medical benefits funding and liabilities. (45)

From Ivan Pratt, regarding Senator Bernie Sanders speech on December 7, 2010. (46)

From Allen Jones, urging the Board of Supervisors to honor a gay American hero who saved the life of President Ford in San Francisco on September 22, 1975. (47)

From Supervisor Dufty, submitting his resignation from the City Operations and Neighborhood Services Committee. Copy: City Operations and Neighborhood Services Committee Members and Clerk (48)

From Planning Department, submitting a Certificate of Determination that T-Mobile Wireless Telecommunications Facilities is Exempt from Environmental Review. Copy: Each Supervisor (49)

From Chamber of Commerce, urging the Board of Supervisors to refrain from acting on proposed legislation regarding personal wireless service facility site permits and associated fees until it is referred to the Police and Fire Commission, and the Office of Emergency Services. File No. 100041 (50)

From Pam Verenz, submitting opposition to proposed legislation regarding setting nutritional standards for restaurant food sold accompanied by toys or other youth focused incentive items. File No. 101096 (51)

From Public Utilities Commission, submitting request for release of reserved funds for the San Joaquin Pipeline Water System Improvement Program Project. Copy: Budget and Finance Committee Members and Clerk (52)

From James Corrigan, regarding fire fighters from across town shopping at COSTCO. (53)

From Department of Public Works, responding to request from the Rules Committee to provide information regarding the City's actions with regard to a lawsuit filed by Guillermo Chavez. File No. 101383 (54)

From Office of the Controller, submitting report from the Office of Economic Analysis regarding the America's Cup Northern Waterfront Alternative. File No. 101259 (55)

From Office of the Controller, submitting the November 2010 Monthly Overtime Report. (56)

From Office of the Controller, regarding the fiscal and organizational assessment of San Francisco Pride. (57)

From Office of the Controller, submitting memo summarizing and analyzing the management of infraction-level offenses from ticket issuance by the Police Department through processing and adjudication in the Traffic Court. (58)

From Mission Dolores Neighborhood Association, submitting their updated position letter for long-term banners on the Path of Gold, Landmark #200. (59)

From Office of the Mayor, submitting notice that Mayor Newsom will be out of state from December 28, 2010 through December 30, 2010. Supervisor Elsbernd and Supervisor Alioto-Pier will serve as Acting Mayor. Copy: Each Supervisor (60)

From Office of the Mayor, returning pending legislation regarding the local hiring policy for construction in San Francisco unsigned. File No. 101311, Copy: Each Supervisor (61)

From Department of the Environment, submitting notice of public hearing to be held on January 18, 2011 regarding pesticide use in San Francisco. (62)

From Brightline, submitting support for the appointment of Vince Courtney to the Public Utilities Commission. File No. 101507 (63)

From Michael Crandell, regarding alleged administrative deception and retaliation. (64)

From Michael Crandell, submitting his application for the position of Interim Mayor. (65)

From Michael Crandell, regarding impeachment of Mayor Newsom. (66)

From Michael Crandell, regarding protection for political candidates and their families. (67)

From Michael Crandell, regarding reconsideration of endorsement for Mayor Newsom.  
(68)

From Office of the Mayor, submitting the appointments of Stephen Adams to the Small Business Commission, Dorka Keehn to the Arts Commission, and Stephen Revetria to the Golden Gate Concourse Authority. Copy: Rules Clerk (69)

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Chaffee -- Craven Business Domain is Back, Budget and Finance Committee, File No. 101488.

James Chaffee

to:

Bevan.Dufty, board.of.supervisors, Carmen.Chu, Chris.Daly, David Campos, David Chiu, Eric L. Mar, John.Avalos, Michela.Alioto-Pier, Ross.Mirkarimi, Sean.Elsbernd, Sophie.Maxwell

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Show Details

Dear Friends,

You can't go to sleep for a minute.

Do you remember this idea to create a "Community Benefit District" in Civic Center with a private board of directors, a private security force and private funding with the contribution of tax dollars. It came up October 19, before the full Board and was file No. 101201.

Now it is back on the Budget and Finance Committee agenda for tomorrow Monday, December 13, 2010, at 1:00 p.m., as File No. 101488. This is the authorization for the Mayor to vote for it on behalf of the City-owned parcels. I think that is what the other resolution was too. Are all of our objections in the other file? Presumably the Supervisors have to endorse the plan itself but it will be that much more if a fait accompli if the City is endorsing it as a property owner.

The actual text of the resolution is:

"Resolution authorizing the Mayor to cast ballots in the affirmative on behalf of the City and County of San Francisco as owner of eleven (11) parcels of real property over which the Board of Supervisors has jurisdiction, where those parcels would be subject to assessment in the proposed property and business improvement district to be named the Civic Center Community Benefit District."

I hope all my readers remember what a bad idea this is. Hey, the Library is for it. You remember that the primary selling point of this "CBD," according to its promoters, is a roving band of employees without legal credentials or accountability to be called "ambassadors" who would be charged with clearing out the socially undesirable individuals from the designated area. Of course, by the "socially undesirable individuals" they mean you and me. This is the implementation of the "Life Boat" ethic in City government, also known as social entropy. As the economy - i.e. society - continues to disintegrate the number of people that the life boat can hold without capsizing gets fewer, and the barriers to keep "others" out of the life boat gets more vicious.

These "ambassadors" would use methods that are unknown and their only responsibility would be to the "board of directors" of the CBD, who it was clear, would not question the means and only wanted results.

Maybe it is inevitable but we need to fight it as long as we can. It is humanity that is at stake after all.

If you can go to the meeting, it is at 1:00 p.m., Room 250, and it is the first item on the agenda.

James Chaffee

Cc: Interested citizens and media

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Edward and Carol Reidy  
585 Magellan Drive  
San Francisco, Ca

December 6th, 2010

San Francisco Board of Supervisors  
C/o Angela Calvillo (Clerk of the Board of Supervisors)  
1 Dr. Carlton B. Goodlett Place  
City Hall, Room 244  
San Francisco, CA 94102-4689

Dear San Francisco Board of Supervisors:

My wife Carol and I are life-long residents of San Francisco and the Greater West Portal neighborhood here in District Seven. We are also concerned about the future of the environment. I hope you'll join us in supporting the Parkmerced Vision plan. I am impressed by the improvements that a project of this scale can create.

Parkmerced's owners have made an active effort to involve residents and neighbors throughout the planning process. Parkmerced representatives have gone out of their way to meet with community groups and residents to hear our concerns. They then incorporated suggestions into the plans and I'm happy to stand by their efforts.

The Parkmerced Vision will reduce water and energy usage by creating environmentally conscious housing units. This will promote San Francisco's goals of green, healthy living and reduce our city's impact on our local environment.

Having been around Parkmerced our entire lives, we know it is also lacking amenities similar to other neighborhoods: community gathering places, shops and stores. The Vision plan recognizes this by creating a community center, fitness center, community gardens, "pocket parks" and more accessible green space that is genuinely inviting. Moreover, the plans for new retail stores like cafes, a bank, dry cleaner, day care, salon and restaurants will help fulfill the community's basic modern needs. With these amenities, life in and around Parkmerced will be more enjoyable and more convenient.

We support Parkmerced's plan and urge you to approve it.

Sincerely,

  
Edward and Carol Reidy

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Ed Reidy  
38 Ardenwood Way  
San Francisco, Ca  
94132

December 4th, 2010

San Francisco Board of Supervisors  
c/o Angela Calvillo (Clerk of the Board of Supervisors)  
1 Dr. Carlton B. Goodlett Place  
City Hall, Room 244  
San Francisco, CA 94102-4689

Dear San Francisco Board of Supervisors:

As a resident of the Greater West Portal neighborhood of San Francisco and a life long resident of District Seven, I am concerned about the future of the environment, I hope you'll join me in supporting the Parkmerced Vision plan. I am impressed by the improvements that a project of this scale can create.

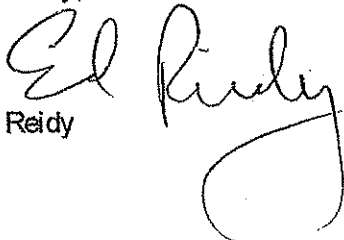
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Having been around in Parkmerced my entire life I know it is also lacking amenities similar to other neighborhoods: community gathering places, shops and stores. The Vision plan recognizes this by creating a community center, fitness center, community gardens, "pocket parks" and more accessible green space that is genuinely inviting. Moreover, the plans for new retail stores like cafes, a bank, dry cleaner, day care, salon and restaurants will help fulfill the community's basic modern needs. With these amenities, life in and around Parkmerced will be more enjoyable and more convenient.

I support Parkmerced's plan and urge you to approve it.

Sincerely,

  
Ed Reidy

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BY: AK

Gavin Newsom | Mayor

Tom Nolan | Chairman

Jerry Lee | Vice-Chairman

Cameron Beach | Director

Cheryl Brinkman | Director

Malcolm Heinicke | Director

Bruce Oka | Director

Nathaniel P. Ford Sr. | Executive Director/CEO

DATE: December 1, 2010

TO: Cynthia Goldstein, Contract Compliance Officer  
Human Rights Commission

FROM: Diana Hammons, Senior Revenue Manager  
San Francisco Municipal Transportation Agency *DH*

SUBJECT: 12B compliance waiver for Merchant Warehouse.com vendor# 80738

Enclosed is a 12B compliance waiver request for Merchant Warehouse.com (Vendor# 80738).

The SFMTA is installing a point-of-sale system at the Powell and Hyde Cable Car Turnarounds. This system will bring the SFMTA into compliance with the Controller's cash handling policies and guidelines. In order to complete the installation of this system, the SFMTA must enter into a professional services contract with a vendor that provides credit card processing and gateway services.

The SFMTA performed a thorough search of Adpics and found that Merchant Warehouse.com is the only vendor that provides credit card processing and gateway services. Although Merchant Warehouse.com has submitted all 12B compliance paperwork to the Human Rights Commission (HRC), the Commission has not yet made a determination regarding compliance due to documentation challenges.

Merchant Warehouse has provided documentation which demonstrates that the vendor provides equal health benefits to all married couples, regardless of sexual orientation. However, 12B compliance requires that vendors provide equal health benefits to registered domestic partners. Merchant Warehouse is unable to provide this documentation because they are located in Massachusetts, a state which has legalized gay marriage and therefore, does not have the domestic partner legal classification.

The SFMTA always seeks first to do business with vendors who are in compliance with Chapters 12B, prior to requesting an exception. However, in this case, there are no other vendors in Adpics that offer the required service. Therefore, the SFMTA is requesting a 12B compliance waiver. Without this waiver, the Agency cannot offer the public the option of credit card payment for fare media.



# CITY AND COUNTY OF SAN FRANCISCO HUMAN RIGHTS COMMISSION

## S.F. ADMINISTRATIVE CODE CHAPTERS 12B, 12C and 14A WAIVER REQUEST FORM (HRC Form 201)

FOR HRC USE ONLY
Request Number: _____

### Section 1. Department Information

Department Head Signature: [Signature]  
 Name of Department: Municipal Transportation Agency - Revenue Section  
 Department Address: 1 South Van Ness  
 Contact Person: Bree Mawhorter  
 Phone Number: 415.701.5251 Fax Number: 415.701.4734

### Section 2. Contractor Information

Contractor Name: Merchant Warehouse.com. Contact Person: Patrick Lee  
 Contractor Address: 2 International Place, 4th Floor Boston, MA 02110  
 Vendor Number (if known): 80738 Contact Phone No.: 800.498.0823 x2290

### Section 3. Transaction Information

Date Waiver Request Submitted: December 19, 2010 Type of Contract: Professional Services  
 Contract Start Date: TBD End Date: TBD Dollar Amount of Contract: \$10,000  
 ADPICS Document Number: Finance will generate req.# when wavier is approved.

### Section 4. Administrative Code Chapter to be Waived (please check all that apply)

- Chapters 12B and 12C
- Chapter 14A Note: Employment and DBE subcontracting requirements may still be in force even when a 14A waiver (type A or B) is granted.

### Section 5. Waiver Type (Letter of Justification must be attached, see Check List on back of page.)

- A. Sole Source
- B. Emergency (pursuant to Admin. Code §6.60 or 21.15)
- C. Disadvantaged Business Enterprise (DBE) (for contracts in excess of \$5 million; see Admin. Code §14A.12b)
- D. Subcontracting Goals
- E. Public Entity
- F. No Potential Contractors Comply – Copy of waiver request sent to Board of Supervisors on: 12/19/2010
- G. Gov't Bulk Purchasing Arrangement – Copy of waiver request sent to Board of Supervisors on: \_\_\_\_\_
- H. Sham/Shell Entity – Copy of waiver request sent to Board of Supervisors on: \_\_\_\_\_

HRC ACTION	
<input type="checkbox"/> 12B & 12C Waiver Granted	<input type="checkbox"/> 14A Waiver Granted.
<input type="checkbox"/> 12B & 12C Waiver Denied	<input type="checkbox"/> 14A Waiver Denied
Reason for Action: _____	
HRC Staff: _____	Date: _____
HRC Staff: _____	Date: _____
HRC Director: _____	Date: _____

DEPARTMENT ACTION – This section must be completed and returned to HRC for waiver types F, G& H.	
Date Waiver Granted: _____	Contract Dollar Amount: _____

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Sup. Avalos, Mikiarumi  
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# STOW LAKE CORPORATION

Post Office Box 29565  
San Francisco, CA 94129-0565  
(415) 393-9920

December 8, 2010

File # 101416

Recreation and Park Commission  
c/o Virginia Dario Elizondo, City Attorney  
#1 Carlton B. Goodlett Place  
San Francisco, CA 94102

Re: Protest of Contract Award for the Stow Lake Concession

To Whom It May Concern:

As per the terms and conditions contained in section N (Protests) on pages 23 and 24 of the RFQ issued by the Recreation and Park Department dated December 7, 2009, we hereby file this official protest of the award for a new contract to operate the concession at the Stow Lake Boathouse to Stow Lake Boathouse, LLC. Following are the RFP provisions which protest is based and the facts and evidence sufficient to determine validity of the protest.

Section IV (RFQ Schedule and Selection Process) C (Submittal Contents) 1 (Cover Letter) of the RFQ states, "A cover letter should be provided describing the respondent, the name and address of the entity submitting the proposal, the date the entity was established, and the name, address, and telephone number of the person or persons who will serve as the entity's principal contact...". Furthermore, Staff's original write up to the Recreation and Park Commission indicated that Ortega Family Enterprises had 22 years of management experience managing Carlsbad Cruise Lines. This was exposed as a gross misrepresentation and four days later the "Friendly" Balzano Family who had actually owned and been managing Carlsbad Cruise Lines became a "legal" partner in Cloudless Skies Park Company LLC.

**SUBSTITUTION OF ENTITY THAT SUBMITTED BID:** The response to the Stow Lake RFQ was from Ortega Family Enterprises, (does not appear to be a legal entity) DBA Cloudless Skies Park Company-LLC. (which appears to be a stand alone LLC, not a DBA). Now a new entity which was not part of the response to the RFQ or evaluated by the evaluation committee named Stow Lake Boathouse, LLC has become the lessee. The Commission approval on August 19, 2010 was for Cloudless Skies Park Company LLC. No authority was given to negotiate with Stow Lake Boathouse, LLC. In fact, Stow Lake Boathouse LLC did not exist when the proposals were due in April, when the

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responses to the RFQ were submitted. Therefore, how could the evaluators evaluate an entity that did not exist? There was no indication in the evaluation sheets that the evaluators ever checked on the boating experience of Ortega Family Enterprises, DBA Cloudless Skies Park Company LLC which was a key prerequisite of the RFQ specifications.

The RFQ required as part of the response to the RFQ due April 5, 2010 proof of experience, the date responding entity was established, financial capacity, identification of potential partners together with various other requirements. It went on to say that no revisions are allowed after the deadline for submission. Stow Lake Boathouse LLC, the new proposed lessee, does not meet any of these requirements. They were not a respondent to the RFQ in April.

**Section V (Evaluation of Proposals and Award) B (Selection Criteria) states, each respondent must have "Adequate experience in fully managing a business of the nature of this opportunity, with a background in food and beverage management, and operation of boating facilities, either directly or through a partnership with a qualified operator" and it goes on to state, "Any proposal that does not demonstrate that the proposer meets these minimum requirements by the deadline for submittal of proposals will be considered non-responsive and will not be eligible for award of the contract".**

Cloudless Skies Park Company LLC is a California Corporation formed on 4/3/08 so it could not have had the experience listed in their response to the RFQ and relied on by the evaluation committee. Ortega/Cloudless Skies also claimed to have..."22 years of accident and incident free experience managing Carlsbad Cruise Lines, a boat rental and charter operation". When it was pointed out that this was false information and neither Ortega nor Cloudless had any boat rental experience, Ortega then said the Balzano Family (who did in fact operate Carlsbad Cruise Lines) would manage the Stow Lake boats and be a "legal" partner in Cloudless Skies Park Company, LLC. Ortega Family Enterprises DBA Cloudless Skies Park Company LLC, Carlsbad Cruise Lines and/or the Balzano Family are not part of this lease.

**The rent proposed is less than the minimum as called for at the pre-bid conference. Section IV (RFQ Schedule and Selection Process) B (Pre-Submittal Conference and Questions) addresses the handling of any new information that comes up at the pre-submittal conference. It states "...Only written responses will be deemed final". In Staffs undated written response(s) to questions submitted at the pre-submittal conference as well as submitted in writing, a question was asked, "Can you provide any rental rate or minimum rental guidelines for bidders to follow?" The written answer from the Recreation and Park Department was "As we are not requesting financial proposals at this point, bidders need not submit proposed rents. In general**

**the Department does not want the rent received pursuant to this contract to decrease from the \$192,000 received last year”.**

These were the instructions that bidders received. The bidders were expected to put cash projections together based on a rental rate. The lease that the Recreation and Park Commission has approved includes guaranteed annual minimum rent of \$140,000. Therefore, this lease is non-responsive to the terms and conditions as outlined in the RFQ as modified in writing by the Recreation and Park Department. The lease and economic terms do not meet the minimum terms as called for in the RFQ as officially modified and are cause for and part of this protest.

**Section III (Key Lease Terms) of the RFQ describes “key lease terms required by the Recreation and Park Department. In the submittal, Respondents will be required to indicate acceptance of these key lease terms, and to make a lease proposal that is consistent with these terms”. In Paragraph A (Term) of this section the RFQ states, “The City will agree to a lease term appropriate to the proposed capital improvement investment, rental schedule and structure, not to exceed 10 years in length. The City will also consider two option periods of five (5) years.”**

**TERM OF LEASE EXCEEDS APPROVED LEASE TERM:** The lease before you is for 15 years with a 5 year option, thus deviating from the specific provision as stipulated in the RFQ. If bidders knew that the Recreation and Park Department would consider a 15-year lease rather than a 10-year term the bids would have been different.

**Throughout the RFQ the stated objective of the Recreation and Park Department was to find a concessionaire with experience dealing with the historical preservation of historical buildings such as the Stow Lake Boathouse. Bidders were instructed that the intent was to preserve this heritage. Now, it appears this original intent has been changed after the bids were submitted.**

The change in the main function of the boathouse from a boat repair facility to a café/gift shop is clearly a departure from the historical character that the RFQ and Recreation and Park Department said was critical to the bid. As the Stow Lake Boathouse LLC Plan deviates from the historic preservation of the boathouse, the Historic Preservation Commission is reviewing this matter. The Commission requested in writing that the Recreation and Park Commission delay its vote on the lease to allow time for their review of the issues relating to the boathouse. In defiance of this request, the Recreation and Park Commission ignored their wishes and voted to approve the lease.

**Section V (RFO Evaluation of Proposals and Award) C (Selection Committee) states that "A selection committee consisting of City staff and other appropriate parties will evaluate the submittals of each respondent based on the minimum qualifications and selection criteria outlined above". This was later modified and clarified by the Staff of the Recreation and Park Department at numerous public forums that there would be "a community representative" on the panel. At the Recreation and Park Commission meeting on December 17, 2009 Phil Ginsburg made comments regarding the selection panel "and there will be lots of community input. We volunteer to actually have community participation on the selection panel..."**

Despite these assurances, all of the evaluators had direct ties to the Recreation and Park Department. There was no independence and all evaluators had conflicts. This was not an independent body as called for and promised by RPD. This perpetuated the flawed process. Many of the evaluators had questions and the bidders were not called to clarify these questions. How could final decisions be made when there was a lack of information available? This is being protested at this time because (as you will see below) new information has just come to our attention regarding the biased (and lack of community representation) make-up of this panel.

Following is the evaluation panel:

Jim Wheeler: Jim is described as "the boating expert" due to his experience at Lake Merritt. He has been on the staff of RPD since December 24, 2008, was recently promoted into a new position heading RPD's new Leisure Program, so is not community based. **He cannot be considered objective because his income/job security is directly based on his employment with RPD.**

Tara Sullivan: Tara is a member of the planning staff & Historic Planning Commission liason. As a city employee, she works with RPD on a variety of projects. **She cannot be considered objective because her income/job security is directly based on her relationship to RPD and other city agencies/government officials and staff.**

Commissioner Levitan: The Save the Stow Lake Boathouse Coalition expressly called for her removal from the panel due to conflict of interest. She is not considered a representative of the community, due to her 5-years of commission work, working closely with RPD management on this issue and many others, and has too much influence approving the selection at the commission level. **At the time she became an evaluator she and the commission decided that she would be conflicted out from casting a vote on the selection of the next concession operator. When it came time for the vote, she cast her vote anyway in direct conflict with the earlier commission discussion.**

Andrea Jadwin: She is a founder of SFGRO, an organization managing community gardens in conjunction with RPD. She was picked by RPD management, not by the Stow Lake Community to be an evaluator. **She was present at the December 2, 2010 RPD**

Commission meeting in which the Stow Lake Concession was to be voted on and was wearing an Ortega support badge on her coat. When this lack of impartiality was pointed out, she immediately conferred with members of RPD Staff and quickly left the meeting.

Gary Rulli: Gary is a current RPD tenant with a current restaurant contract with RPD at Union Square. He cannot be objective when his business and income are directly based upon his relationship with RPD.

**Failure of the Recreation and Park Department to produce and distribute a copy of the response to the RFQ by Ortega Family Enterprises DBA Cloudless Skies Park Company within 48 hours per emergency request under Sunshine Ordinance. Section VI (Terms and Conditions for Receipt of RFQ) Section J (Sunshine Ordinance) the RFQ states, "In accordance with S.F. Administrative Code Section 67.24(e), contractors' bids, responses to RFQs and all other records of communications between the City and persons or firms seeking contracts shall be open to inspection immediately after a contract has been awarded".**

As the lease was awarded by the Recreation and Park Commission on December 2, 2010, the Ortega Family Enterprises, DBA Cloudless Skies Park Company LLC response to the RFQ is needed for background information regarding this protest. This protest cannot be complete without an ability to review the original bid as submitted April 5, 2010. Therefore, until we have had a chance to fully review the original bid, we reserve the right to expand upon the items identified in this bid protest. We are also protesting this bid on the grounds that the Recreation and Park Department is in violation of its own rules and the rules covering governmental agencies in the City.

**Section IV (RFQ Schedule and Selection Process) D (Submittal Deadline) states that all submittals must be submitted electronically to [nicholas.kinsey@sfgov.org](mailto:nicholas.kinsey@sfgov.org).**

Under a Sunshine Ordinance Request, we have been provided with a schedule of all emails related to the Stow Lake Concession Lease. A review of this schedule indicates that no response to the RFQ was submitted by Stow Lake Boathouse LLC. Therefore, they did not submit a bid and cannot become the lessee.

**Section IV (RFQ Schedule and Selection Process) E (Lease Negotiations) states, the exclusive negotiation period will be 60 days and further states after the Commission authorizes negotiations, the selected bidder was to submit a \$10,000 bond.**

It needs to be determined if the \$10,000 bond was posted in a timely manner. If not, this is a violation of the RFQ terms. If the bond was not in place prior to the commencement of negotiations, we protest this award.



**Protest based on general terms and conditions in the lease that are at odds with instructions given at pre-bid conference. Section IV (RFQ Schedule and Selection Process) B (Pre-Submittal Conference and Questions) of the RFQ states "...only written responses will be deemed final".**

Staff indicated that there was no additional ADA bathroom needed in the boathouse. Paragraph II B on page 10 of the RFQ lists several capital projects at Stow Lake. One of these recent capital projects at Stow Lake was "Building a new restroom facility". At the pre-bid conference, Staff indicated that these new facilities would be sufficient for this venue and Staff would work with the concessionaire to gain the necessary approvals to forgo an additional ADA bathroom requirement. Ortega Family Enterprises, DBA Cloudless Skies Park Company LLC was given credit by the evaluators in the capital improvement portion of the bid for adding a new ADA restroom which we were all told was unnecessary.

Bidders were also told that no funds were available from Recreation and Park Department for improvements and in this lease has now obligated the Recreation and Park Department to pay for an ADA bathroom in the boathouse and other ADA related requirements triggered by the extensive conversion of the boathouse by Stow Lake Boathouse LLC. Paragraph I on page 8 of the RFQ states, "...Secure a Lessee with sufficient resources, capital, and operating experience to implement and operate a self-sustaining program (including building upgrades and maintenance) **without any City investment**". Paragraph II C on page 11 of the RFQ states, "The Recreation and Park Department has no capital funds available for this facility. The City is only seeking respondents that are able to fully fund the capital improvements, as well as the operating costs of the proposed project". If the bidders knew all of these references were not applicable and the City actually had money to invest, that would have impacted the bids. We are protesting this change.

It was absolutely clear that this was not to be a restaurant. Nick Kinsey used the word restaurant two times in his testimony before the Recreation and Park Commission on December 2, 2010. Bidders were not told that this could be a restaurant which might have influenced the bid process.

**Staff has made misrepresentations to the Park Commission regarding the comparisons between the proposals as submitted by the respondents to the RFQ to solicit a specific outcome. Competing bids must be presented in a fair/unbiased manner.**

Staff's power-point presentation compared pictures of incumbent's work boat (it was identified as part of the current rental fleet) with a new boat offered by Stow Lake Boathouse LLC to create the perception that Stow Lake Boathouse LLC would be offering far superior equipment than the other bidder(s). Staff had pictures of the new

fleet being offered by all respondents and made the decision not to include these. This did not portray an accurate side by side comparison of the bids. We would like to verify that this was not the case when the evaluators looked at the proposals.

Rather than comparing/evaluating the competing bids in their presentation, Staff compared the 20-year-old Stow Lake lease terms (rather than new terms proposed by Stow Lake Corporation) with new terms as proposed by Stow Lake Boathouse LLC. We are protesting that the members of the Recreation and Park Commission (the ultimate decision-makers) were not presented with all of the terms and conditions included in our response to the RFQ. Therefore, they were not able to make an informed decision regarding the award.

In view of this protest, the lease award to Stow Lake Boathouse LLC needs to be vacated.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Bruce McLellan", with a long horizontal line extending to the right.

Bruce McLellan  
President Stow Lake Corporation

C: San Francisco Board of Supervisors (File # 101416)  
Budget & Legislative Analyst

*Creating, Enhancing and Protecting  
the Unique Beauty and Livability of San Francisco*



December 6, 2010

Board of Supervisors  
City Hall  
1 Dr. Carleton B. Goodlett Place  
San Francisco, CA 94102

RE: Proposed Amendment to Section 149 of the San Francisco Planning Code,  
"Providing Options for Project Sponsors to Meet Public Art Requirement for Private  
Development Projects; Establishment and Administration of Public Artwork Fund"

Dear Supervisors,

San Francisco Beautiful is a 63 year-old membership organization whose mission is to create, enhance, and protect the unique beauty and livability of San Francisco. As such, we support the placement of the highest quality art in public places.

By vote of the San Francisco Beautiful Executive Committee, upon recommendation of the San Francisco Beautiful Public Affairs Committee, San Francisco Beautiful supports the amendment to Section 149 of the San Francisco Planning Code proposed by the Arts Commission. These changes will provide much needed aesthetic and curatorial oversight of the program, ensure greater public accessibility to the artwork, and give developers more options to consider in terms of their 1% for Art requirement. San Francisco Beautiful also supports and endorses the establishment of a Public Art Trust to be overseen by the Arts Commission and is eager to participate in the public meetings that will lead to the development of a framework or vision for the use of those funds by the Arts Commission to enhance public spaces within the C-3 district.

Sincerely,

Milo Hanke,  
President, Board of Directors

Cc: Arts Commission  
Planning Commission

Mrs Friedel Klusmann  
*Founder*

Jim Chappell  
*Interim Executive Director*

BOARD OF DIRECTORS

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Richard Munzinger  
Scott Preston  
Sharon Seto

[www.sfbeautiful.org](http://www.sfbeautiful.org)

5

BOS-11  
C-PAGES



# United Brotherhood of Carpenters and Joiners of America

LOCAL UNION NO. 22

# 101311

December 13, 2010

President David Chiu and  
Members of the San Francisco Board of Supervisors  
City Hall, Room 244  
1 Dr. Carlton B. Goodlett  
San Francisco, CA 94102-4689

**RE: San Francisco Hiring Policy for Construction**

President Chiu and Members of the Board of Supervisors:

Carpenters Local 22 wishes to express our support for the San Francisco Hiring Policy for Construction.

Please feel free to contact us if we can be of any assistance.

Respectfully,

Manuel Flores, Jr.  
Market Representatives

sko/opeiu-3-all-cio

BY

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BOARD OF SUPERVISORS  
SAN FRANCISCO  
2010 DEC 13 PM 1:12

6

**CALVIN B. TILDEN**  
Post Office Box 29545  
San Francisco, CA 94129  
Phone: (415) 221-7773  
Email: [cibtmail@earthlink.net](mailto:cbtmail@earthlink.net)

- B & T  
C-Page  
C-BA  
# 101416

December 7, 2010

San Francisco Board of Supervisors  
San Francisco City Hall  
#1 Carlton B. Goodlett Place  
San Francisco, CA 94102

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2010 DEC - 7 PM 1:45  
BY PC

RE: Legislative File # 101416 (STOW LAKE CONCESSION LEASE)

Dear Supervisors:

This letter is to request that you vote NO when item #101416 comes before you. There are many serious problems with the lease you are being asked to approve.

In my capacity as a taxpayer in the City and County of San Francisco, I have filed a protest with the Recreation and Park Commission relating to their decision at their meeting on December 2, 2010 to award a 15 year lease with a 5 year option for the Stow Lake Concession in Golden Gate Park to Stow Lake Boathouse LLC (Boathouse LLC). As I protested as a taxpayer, I had to restrict my points to matters relating to fiscal issues.

As a native of San Francisco, let me express to you that not only are you leaving significant sums of rent revenue on the table, you are embracing an out-of-town (New Mexico) multi state chain operator to replace a local family run business that has paid the City without fail rent each and every month for 67 years.

My formal protest contained the following:

The lease only requires Boathouse LLC to pay \$140,000 guaranteed minimum annual rent. The Stow Lake Corporation (Stow Inc.), the present Lessee, offered in their response to the RFQ to pay a minimum \$215,000 annual guaranteed rent. Boathouse LLC projects they will pay rent exceeding the \$140,000 but unwilling to increase the \$140,000 guaranteed annual minimum to back up their projections. See the bottom of the next page for a twist on this guarantee.

The lease only requires Boathouse LLC to pay 10% of gross food sales. Stow Inc. offered 27%

The lease only requires Boathouse LLC to pay 33% of gross boat rentals. Stow Inc. Inc. offered 36%

The lease only requires Boathouse LLC to pay 7.5% of merchandise sales. Stow Inc. offered 27%

The lease requires the City to pay for the new ADA bathroom as proposed by Boathouse LLC and any other ADA upgrades that will be triggered by Boathouse LLC's extensive interior remodeling of the main floor. This is a waste of San Francisco taxpayer funds considering the City recently built ADA bathrooms adjacent to the boathouse in the parking lot.

The lease only requires Boathouse LLC to have 50 boats which can be used if "attractively kept"; a term not included in the Definition section of the lease. Stow Inc. offered 85 new boats thus generating more revenue.

Please note that as provide for in the RFQ, the term of the lease would be set to allow for the recovery of capital expenses. Accordingly, there was no reduction in rent allowed to recover capital improvements. Rent revenue stands on its own and is independent of any capital considerations.

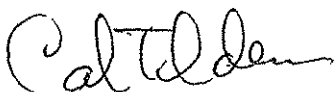
As Boathouse LLC is a new company without any credit history, the lease requirement to allow City audits is insufficient. The City does not have the resources to audit every year. The Boathouse LLC lease should require a certified audit in any year the City does not audit. Taxpayers need to know they are getting all the rent due them.

As the boathouse is owned by the Citizens of San Francisco, you should know that Stow Inc. was ready, willing and able to fully refurbish the building five years ago. Being on month to month lease, such expenditure of significant funds was not feasible. Both Boathouse LLC and Stow Inc. in their current bids for the new lease agreed to refurbish the boathouse and upgrade the kitchen.

Finally, at the December 2, 2010 Commission meeting, Mr. Ortega, speaking on behalf of Stow Lake Boathouse LLC, said he would increase his guaranteed annual minimum to \$315,000 and would meet all the terms contained in the response to the RFQ by the Stow Lake Corporation. This is of such overwhelming superior economic benefit to the City clearly the Commission did not exercise their fiduciary responsibility when voting approval of the lease I am protesting. Such vote of approval took place after Mr. Ortega made the \$315,000 guaranteed annual rent offer.

Considering the difficult economic times the City is now facing, the approval of the lease to Stow Lake Boathouse LLC is unsupportable.

Sincerely,



Cal Tilden

# UCSF Medical Center

BOS-11  
cpage

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SAN FRANCISCO

2010 DEC 16 PM 3:59

BY \_\_\_\_\_  
AK

## Department of Regulatory Affairs

**Mailing Address:**  
505 Parnassus Avenue, Box 0208  
San Francisco, CA 94143-0208

**Physical Address:**  
3330 Geary Boulevard, Suite 100  
San Francisco, CA 94143-1818

Tel: 415.353.8497  
Fax: 415.353.8645

University of California  
San Francisco

December 13, 2010

Angela Calvillo  
Clerk of the Board  
1 Dr. Carlton B. Goodlett Place  
City Hall, Room 244  
San Francisco, Ca. 94102-4689

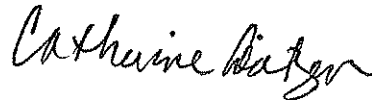
### RE: Relocation of the UCSF Medical Center General Medicine Clinic

Dear Ms. Calvillo:

UCSF Medical Center would like to provide notification to the San Francisco Board of Supervisors that the General Medicine Clinic, currently located at 400 Parnassus Avenue in San Francisco will be relocating to a new office space at 1545 Divisadero Street. The move will be effective December 20, 2010. Patients were notified of the expected change beginning October 22, 2010. The clinic is relocating to the new OSHER Building where it will enjoy a larger space to accommodate its growing patient population. The OSHER Institute, currently located at 1700 Divisadero will move to the building effective January 10, 2011.

At your convenience, we would like to request that this notification be distributed to each of the Board of Supervisors. If you have any questions or would like any additional information, please feel free to contact me at (415) 353-9162.

Sincerely,



Catherine Dietzen,  
Licensure & Certification Coordinator  
UCSF Medical Center

8

BOARD of SUPERVISORS



City Hall  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco 94102-4689  
Tel. No. 554-5184  
Fax No. 554-5163  
TDD/TTY No. 554-5227

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MEMORANDUM

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Date: December 9, 2010  
To: Honorable Members, Board of Supervisors  
From: Angela Calvillo, Clerk of the Board *Angela Calvillo*  
Subject: APPOINTMENT BY THE MAYOR

---

The Mayor has submitted an appointment to the following Board:

- James Michael Myatt, War Memorial Board of Trustees, term ending January 2, 1015

Under the Board's Rules of Order, a Supervisor can request a hearing on an appointment by notifying the Clerk in writing.

Upon receipt of such notice, the Clerk shall refer the appointment to the Rules Committee so that the Board may consider the appointment and act within thirty days of the appointment as provided in Section 3.100(17) of the Charter.

Please notify me in writing by **5:00 p.m., Tuesday, December 14, 2010**, if you wish this appointment to be scheduled.

Attachment

9



OFFICE OF THE MAYOR  
SAN FRANCISCO



Orig: Rules Clerk  
C: COB, Leg Dep  
GAVIN NEWSOM

December 8, 2010

Angela Calvillo  
Clerk of the Board  
San Francisco Board of Supervisors  
City Hall, Room 244  
1 Carlton B. Goodlett Place  
San Francisco, California 94102

Dear Ms. Calvillo:

Pursuant to the Charter Section 3.100 (17), I hereby reappoint James Michael Myatt to serve as member of the War Memorial Board of Trustees for a four-year term ending January 2, 2015, in accordance with the 1996 Charter, Section 3.100, (17).

Mr. Myatt is reappointed to his same seat.

Please see the attached resume which will illustrate that Mr. Myatt's qualifications allow him to represent the communities of interest, neighborhoods and diverse populations of the City and County.

Should you have any questions, please contact my Director of Appointments, Matthew Goudeau at 415-554-6674.

Sincerely,

Gavin Newsom  
Mayor

BY                     

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2010 DEC - 8 PM 2:20



**Notice of Appointment**

December 8, 2010

Honorable Board of Supervisors:

I hereby reappoint James Michael Myatt to serve as member of the War Memorial Board of Trustees for a four-year term ending January 2, 2015, in accordance with the 1996 Charter, Section 3.100, (17).

I am confident that Mr. Myatt will serve our community well. Attached are his qualifications to serve, which demonstrate how the appointment represents the communities of interest, neighborhoods and diverse populations of the City and County of San Francisco.

I encourage your support and am pleased to advise you of this appointment.

  
Gavin Newsom  
Mayor

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BY RL

MAJOR GENERAL JAMES M. ('Mike') MYATT, USMC (Ret)

Major General Myatt was born in San Francisco, California. Educated in Houston, Texas, he enlisted in the Marine Corps Reserve and was commissioned a Marine Corps second lieutenant after graduating with a Bachelor of Science degree in Physics from Sam Houston State University in Huntsville, Texas. He holds a Masters Degree in Engineering Electronics from the Naval Post Graduate School.

General Myatt served 33 years of active duty in the Marine Corps, including two combat tours in the Republic of Vietnam. His first tour was as an infantry platoon and company commander with the 1<sup>st</sup> Bn, 4<sup>th</sup> Marines. During his second tour, he was assigned as infantry battalion advisor to the 5<sup>th</sup> Battalion, Vietnamese Marine Corps. He commanded the 1st Marine Division during Operation Desert Shield and Desert Storm in 1990-91. His Division defeated seven Iraqi Army divisions in zone, seized Kuwait International Airport and liberated Kuwait City.

General Myatt retired from the U.S. Marine Corps in 1995 to work for Bechtel Corporation. While working for Bechtel, he managed the \$22 billion construction project to build the Korean High Speed Rail from Seoul to Pusan.

In September 2001, General Myatt was selected to be President and CEO of the Marines' Memorial Association. He assumed that posting on 10 September, 2001.

Since leaving active military service, General Myatt has continued to serve in a variety of public positions. He was appointed by San Francisco Mayor Willie Brown to be a Commissioner in the Telecommunications Commission in April 2002, serving as President of that Commission in 2003 and 2004. He was responsible for a Mayoral Conference on Public Security and Safety in July 2003, held in San Francisco, with over 25 Mayors and their offices of emergency services in attendance. He sponsored a Table Top Exercise with DOD Office of Homeland Defense and the City and County of San Francisco in August 2003. He piloted a conference on Biometric Technologies for Homeland Security with the US Naval Institute in October 2004. He was appointed by Governor Arnold Schwarzenegger to the Base Closure and Relocation Commission Council in October 2004, completing the report in April 2005. In January 2007, he organized and sponsored a conference on Communications Interoperability for the greater Bay Area. In May 2007, he was appointed as a Trustee to the San Francisco War Memorial Board of Trustees. Mayor Gavin Newsom asked him to become the Chairman of the San Francisco Fleet Week Committee which he assumed in January 2010.

**CENTRAL SUBWAY: URBAN DESIGN & TRANSIT DISASTER**

WongAIA

to:

bevan.dufty, Ross.Mirkarimi, Michela.Alioto-Pier, carmen.chu, chris.daly, sean.elsbernd, sophie.maxwell, Eric.L.Mar, john.avalos, david.campos, David.Chiu, Board.of.Supervisors

12/06/2010 04:11 PM

Show Details

**TO: TA BOARD & BOARD OF SUPERVISORS  
ATTACHED: SAVEMUNI.COM WHITE PAPER  
CENTRAL SUBWAY: URBAN DESIGN AND TRANSIT DISASTER**

The Central Subway Project is not a certainty, in terms of funding, urban design and transit benefits---as inherent deficiencies are scrutinized by the Federal Transit Administration (FTA) and the Republican Congress. An imminent certainty is Muni's collapsing infrastructure and service cuts, while massive funding is poured into the short 1.7 mile Central Subway. Never mind Muni's projected \$24 million deficit in the current fiscal year. Or the city's \$400 million budget deficit in fiscal year 2011-12. Or the multi-year budget deficits to follow. Maybe Muni riders won't notice the system meltdowns, due to \$2 billion in deferred investments. Or the \$663 million structural deficit in fleet needs. Muni riders don't mind if \$636 million of state and local funds are taken from higher priority needs. After all, in eight years, a Central Subway ribbon-cutting would decrease transit levels of service for tens of thousands of riders, disconnect the Market Street corridor and cut existing bus service. Even worse, the FTA requires that San Francisco cover any Central Subway cost overruns. A reckless gamble! **Inherently, the Central Subway will decrease transit levels of service---in contradiction of FTA requirements to enhance, not diminish, public transit systems:**

**PART 1****CENTRAL SUBWAY'S IMPACT ON CHINATOWN**

On Tuesday, November 23, 2010, at the Transportation Authority's Plans & Program Committee, SaveMuni.com and members of the public spoke about the Central Subway's economic and gentrification impacts on Chinatown and historic northeastern neighborhoods. The character, uniqueness, historicism and Mediterranean-scale of these world-class neighborhoods underlie San Francisco's \$8 billion tourist industry, attracting 16 million visitors annually.

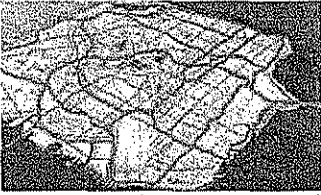
Many Chinatowns in the US face development pressures, because of their proximity to central business districts. See "A Land Squeeze in America's Chinatowns":

<http://www.csmonitor.com/2007/0710/p03s03-ussc.html>

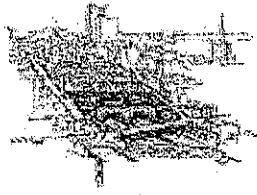
*"If they build the Subway, it will ensure major, major new development at the stops in Chinatown and North Beach, and in terms of scale, these neighborhoods will never be the same again." Allan B. Jacobs, former SF Planning Director and former Dean of UC Berkeley's College of Environmental Design.*

On October 9, 2008, 6-8 PM, the Chinese American Democratic Club hosted a forum titled "Rezoning Chinatown"---at which Planning Director John Rahaim and then Planning Commissioner Bill Lee discussed a possible rezoning study and higher density. One attendee (an architect) commented "Tear down Chinatown; I don't care"---ostensibly because of more work. Others in the construction fields echoed this sentiment. When asked why this study was being posed, Mr. Rahaim said that groups had requested rezoning. Fortunately, he also noted that densification would eradicate the character that attracted visitors and tourists. The study may have been delayed due to funding issues.

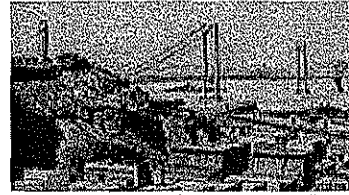
(10)



San Francisco Planning Department's 1948 proposed Freeway Plan.



Proposed tunnel and freeway under Russian Hill.



Proposed bridge from Telegraph Hill to Angel Island and Tiburon.

### NEAR-MISSES AND LESSONS FROM THE PAST:

Prior to 1906 and after the Great Earthquake, city officials and the business community planned the relocation of the Chinese to the Bay View District.

Freeways were once planned throughout North Beach, circling the waterfront, on Columbus Avenue.....

A bridge was planned from Telegraph Hill to Angel Island and Tiburon.

Twin tunnels were planned under Russian Hill.

Large developments were planned to encircle Telegraph Hill.

An underground garage was planned at Washington Square, lifting the park.

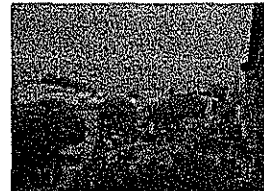
**Fortunately, a variety of stalwart activists and brave public officials said "No".**



Chinatown threatened by economic pressures.



Washington Square, threatened by an underground garage.



Open space at Lombard & Columbus Ave., threatened by development.

Unbridled large transit projects and development have diminished minority communities. By example, the T-Line hastened the decline of San Francisco's once thriving Afro-American middle-class population, which has declined precipitously from 13.4% in 1970 to 6.5% today---leaving no supervisorial district with a black majority. Gentrification and weakening of existing social fabric displace diverse lower-income residents and businesses.

The Central Subway is an unnecessary environmental disaster, a form of "On-Shore Drilling", through densely-populated urban housing and fragile low-income commercial cores.

Yes, at this point in time, with like-minded community and political leadership, Chinatown may well be insulated from rampant development and the erosion of low-income, diverse immigrant populations. But over time, the Subway's impact will be inexorable.

## **PART 2**

### **CENTRAL SUBWAY FUNDING HURTS CITYWIDE MUNI SYSTEM**

**SaveMuni.com has warned of the diversion of new funding away from citywide Muni priorities, but the magnitude of the slight of hand is outrageous. The MTA has discovered \$137 million of new state and local funding for the Central Subway project--amassing \$636 million total in such funding. The draining of massive dollars, for a short 1.7 mile subway project, damages existing, near-term and long-term Muni services---a contradiction of FTA requirements to enhance, not diminish, public transit systems.**

- In December 2009, the Municipal Transportation Agency (MTA) claimed that budget deficits required service cuts and increased fares, which affected half of Muni's 76 lines with 6 discontinued routes, 16 shortened routes and reduced operating hours on 22 routes.
- In May 2010, the MTA claimed a mid-year \$17 million deficit required another 10 percent service cut, which has not been restored because funds are "unavailable".
- For **this** fiscal year, the MTA faces an alarming **mid-year \$24 million deficit**---as revenues decline.
- Combined with state cutbacks in transportation funds, the city's \$400 million budget deficit in fiscal year 2011-12 and subsequent multi-year city deficits will hammer Muni services and affordability.

- Meanwhile, Muni meltdowns are escalating, with an aging fleet and \$2 billion in deferred investments—of which \$663 million is a structural deficit in fleet needs, including \$102 million for historic streetcar rehabilitation, \$12 million for cable car upkeep and \$116 million for the replacement of 105 old trolleys and motorbuses.
- Moreover, the FTA states that the Central Subway is “a high risk project” and requires that the MTA cover any cost overruns. From its original \$647 million estimate, the Central Subway’s cost has ballooned to \$1.2 billion and now \$1.58 billion. Local officials are gambling with taxpayers dollars, while the Muni system spirals downward.

**In eight years hence, even if built, the Central Subway will decrease transit levels of service---in contradiction of FTA requirements to enhance, not diminish, public transit systems:**

- The Central Subway disconnects the Market Street corridor by eliminating the T-Line’s stops at Embarcadero/ Montgomery/ Powell and the entire Market Street corridor---rerouting tens of thousands of riders to a Union Square Station, which is 1,000 feet from the Powell Station.
- The Central Subway cuts bus service on Stockton Street, Columbus Avenue and beyond. Tens of thousands of riders, north of the Washington Street Station, will have reduced service. Few riders will benefit from the one-half mile subway ride from Washington Street to Union Square.

In the Central Subway Final SEIS/SEIR, Volume II, Page 3-187:

*“The operational analysis and cost estimates that were conducted for the Central Subway financial feasibility take into account cost savings associated with the reduction in frequency of service on the surface lines operating in the Central Subway Corridor.”*

In the Central Subway Final SEIS/SEIR, Executive Summary, Table S-2, page S-12:

Table S-2 shows the Subway Alternative as including 76,400 hours fewer bus hours a year than the TSM/No Project Alternative. Contained within Table S-2 for “Annual Operating Statistics”, “Total Annual Diesel/Trolley Bus Hours (System wide): subtracting (2,622,030 – 2,545,630) = 76,400 hours of reduced Annual Diesel/ Trolley Bus Hours.

- Far worse, from Stockton & Pacific Ave., the Total Travel Time by **Bus** to Market St. is **faster than** the Total Travel Time by **Subway**.

**As for the newly discovered \$137 million in state and local funding for the Central Subway:**

- Use of \$21 million in HSR Bond Funds is illogical because the Central Subway eliminates direct service to the Montgomery St. Station and the Transbay Terminal---a net decrease in HSR connectivity.
- Use of \$85.3 million in other state transportation bonds drains funds from urgent transit needs, throughout the city, region and state.
- Use of \$30.7 million from savings in smaller Muni projects requires that other projects’ cost overruns deplete Muni’s overall funding and stops other smaller priority projects.

**The Central Subway’s \$636 million of state and local funding would be better allocated to restore service cuts, stop fare increases, stabilize parking fees, implement transit-priority street designs, upgrade citywide public transit now and inject jobs more quickly into the economy---while better plans are offered to capture federal funds. Otherwise, the Central Subway’s inherent deficiencies will doom the project.**

#### **SaveMuni.com**

Contacts for further information:

Jerry Cauthen, PE: (510)-208-5441

Howard Wong, AIA: (415)-982-5055



To: BOS Constituent Mail Distribution,  
Cc:  
Bcc:  
Subject: RECORD COPY FOR BOARD FILES: Tale of Two Projects

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From: WongAIA@aol.com  
To: Board.of.Supervisors@sfgov.org  
Date: 12/15/2010 02:04 AM  
Subject: RECORD COPY FOR BOARD FILES: Tale of Two Projects

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TO: CLERK OF THE BOARD  
FOR RECORDS OF BOARD OF SUPERVISORS.

From: Cautn1@aol.com  
To: Bevan.Dufty@sfgov.org  
CC: wongaia@aol.com, sfjberk@mac.com, jclary@cleanwater.org, zachstewart@sbcglobal.net, wscott@twusf.org, vpuri@pillsburylevinson.com, nate\_baca@hotmail.com  
Sent: 12/14/2010 10:18:58 P.M. Pacific Standard Time  
Subj: Tale of Two Projects

Dear Bevan,

The Transbay Terminal/Caltrain Extension is the single most important and far-reaching Bay Area transportation project to come along since the original BART bond issue passed in 1962. TBT/CTX is special because it connects many bus and rail lines and because it aggregates thousands of units of transit-oriented housing.

Yet according to a letter in today's Examiner, the Supervisors are zeroing on child care. Child care??! Space in and around the Transbay Terminal is expensive. What parent could afford to pay enough to cover costs? For that matter, what parent would want to drag his or her child down town every day? Why not locate the child care out near where people live....at locations where space is not at such a premium? When completed the Transbay Terminal will take its place among the great transit centers of the world. But child care?!

The Central Subway on the other hand is one of the weakest and most ill-conceived projects ever inflicted on San Francisco. In terms of doing damage to Chinatown and the rest of the city, this one-mile hole in the ground comes off as even worse than the International Market Center, Bill Blake Tunnel and Tom Mellon's Upper Market eight lane arterial (none of which happened by the way).

Instead of chewing on San Francisco's best transportation project, why not take a fresh look at its worst? For an expose of how MTA and TA staff carelessness with the facts caused the Central Subway to temporarily take on a luster it didn't deserve, please contact SaveMuni.com. We have the story in 2,300 readable, well-documented words.

Jerry

10

File 107524  
B page

**Appeal to the Supervisors to stay neutral concerning KPFA**

Tuesday, December 7, 2010 10:03 AM

From: "Mara" <mararivera65@yahoo.com>

To: John.Avalos@sfgov.org, Michela.Aliota-Pier@sfgov.org, David.Campos@sfgov.org, David.Chiu@sfgov.org, Carmen.Chu@sfgov.org, Chris.Daly@sfgov.org, Bevan.Dufty@sfgov.org, Sean.Elsbernd@sfgov.org, Eric.L.Mar@sfgov.org, Sofie.Maxwell@sfgov.org, Ross.Mirkarimi@sfgov.org, Frances.Hsieh@sfgov.org

To John Avalos and the entire San Francisco Board of Supervisors:

We wholeheartedly agree with you as to the need for KPFA/Pacifica to remain as an invaluable, essential institution in our community and beyond. Therefore we would like you to consider the following current situation and job actions.

For the past 3 weeks KPFA on air programmers have been using their control of the air and the good will of the majority of listeners, who know little of the goings-on behind the scenes, to drive a wedge between KPFA and Pacifica Foundation. They avoid any discussion of the indivisible relationship of Pacifica to KPFA or the financial crisis which could lead very shortly to bankruptcy. They are choosing to drag this campaign against Pacifica on instead of trying to raise and preserve the resources needed to save the programming we depend on.

So the question is why have these programmers run this extensive, time consuming campaign, against Pacifica to the listener community, to city and county officials, agencies, and commissions, to everyone of influence that they have access to?

Why are they wanting any money raised to go only to KPFA and not to Pacifica, which depends on funds from all the stations, when they know the starving and destruction of Pacifica means the end of the whole network, including KPFA?

You may have heard that the controversy today mirrors that of 1999 when the community took to the streets to keep the self selecting Pacifica Board from selling KPFA or WBAI, which is what they were discussing doing at the time. The situation today is just the opposite, the Pacifica Foundation with the support of the now democratically elected Pacifica Board are acting to maintain the integrity of the network, the only independent, progressive, media network in the country, consisting of 5 stations and over 100 affiliates, by not allowing KPFA to stay on a course leading to its financial destruction and the destruction of the entire network. Pacifica has had to intervene because the board and Managers at KPFA have not taken control of the finances to stop the downward spiral. Pacifica is stepping in to perform an emergency rescue of KPFA before it brings the whole network down as it continues paying out more that it is taking in. Arlene Engelhardt and the previous Executive Director, with the support of the Pacifica National Board, are the first to take any such action in many years. It was necessary to cut paid staff hours to balance the budget, there was no other way, and the other 4 stations have done it, after all were asked to do so some 2 years ago.

You should also be aware that the Pacifica office has cut its staff to bare bones; I know because I, Sally Sommers, have been volunteering there doing routine clerical work that is not being done due to under staffing. The supposedly bloated Pacifica budget is a red herring. You may have already heard from others what it is that Pacifica must pay for: insurance, audits, legal fees, utilities, license fees, providing programming to 100 affiliates and more. Pacifica holds the broadcast license for the stations and provides centralized services (including Democracy Now) which would cost hundreds of thousands of dollars were the stations to provide them individually.

(11)



## JOB ACTIONS??

Are you aware that after being given layoff notices, the programmers of the Morning Show stopped their regular programming and started a campaign against Pacifica? That is the reason they were taken off the air and not allowed to stay on the air for the time they had remaining. Again, I ask why weren't they trying to gather resources for the network and KPFA, and allow new local staffing for the Morning Show?

I hope you will at least consider the possibility that the people who are trying to influence you to support them in maintaining their jobs that were reduced according to seniority and special skill sets, have been reckless and irresponsible in putting this precious network in jeopardy by using precious airtime and the good will of the community to campaign against Pacifica. Other union members at the station, with more seniority, have refused, in writing, to accept a transfer to work on the Morning Show in order to get it back on the air. This in spite of job actions being prohibited in the contract. We wonder what they could be thinking?? They are all aware that this institution is on the brink and all they concentrate on are two programmers who were laid off according to seniority. We all love Brian and Aimee, but most of the vocal on air programmers are not working to garner support from the listeners in order to have a healthy station and network.

Please do not ask Pacifica to reverse the only workable cost cutting measure made purely to save the station and network, applied according to union seniority specifications.

Please allow the station to come to a resolution of its situation, without outside interference by those who have heard the one side almost exclusively. We have been

KPFA activists for many years now and are familiar with the ongoing power struggles at the station which have brought us to this crisis, and we know how important it is to preserve KPFA free of government as well as corporate involvement.

We appreciate that you want to help, but KPFA would be best served if you would stay totally neutral in this difficult situation, in which the truth will eventually come out, hopefully in time to save the station and network.

Most sincerely counting on your good judgement,  
Sally Sommer and Mara Rivera,  
long time KPFA/Pacifica listener supporters and activists



**Re: KPFA resolution - 12/14 Agenda item #60**

Eric.L.Mar, Michela.Alioto-Pier, David.Chiu,  
isis feral to: Carmen.Chu, Ross.Mirkarimi, Chris.Daly,  
Sean.Elsbernd, Bevan.Duffy, David.Campos,

12/13/2010 02:46 AM

Members of the San Francisco Board of Supervisors:

The resolution scheduled to be discussed under agenda item 60 at this week's board meeting appears to reflect some misconceptions about what is going on at KPFA:

The Morning Show has NOT been canceled. Please see this public statement from Arlene Engelhardt, in which she reiterates that the show is only on temporary hiatus:

<http://berkeleydailyplanet.com/issue/2010-12-08/article/36910>

The people behind the campaign, to which this resolution appears to be responding, are aware that the show is only temporarily off the air. In fact they are themselves responsible for the show not being back on the air, because they are actively preventing the show from being restaffed, by pressuring the remaining staff to refuse the job. They claim that the lay-offs that occurred were in violation of the union contract, when in fact they were in line with it.

Please read my article about the labor issues at KPFA (see below), and take a look at the documents the embedded links take you to, which will clarify who is responsible for both the financial crisis at KPFA, as well as the conflict that has already deeply divided our community.

The budget proposed by the the small group of KPFA staff, calling itself KPFA Worker as though they represent all workers, which they do not, would not have solved the financial crisis. It was discussed, and was rejected for reasons you can read about at the following two reports:

<http://www.indybay.org/newsitems/2010/10/23/18662059.php>

<http://www.indybay.org/newsitems/2010/11/09/18663597.php>

I urge you to either remain neutral in this conflict, or to postpone this discussion until you have fully informed yourself about the complexities of the conflict, and are in a better position to take the proper side. "KPFA Worker" and "Save KPFA" do not represent the KPFA workforce, nor the KPFA community at large. You would be doing a great disservice to all of us if you resolved to support this small, though vocal faction within KPFA, which has already done great harm to our community radio station.

Isis Feral  
KPFA listener

(If embedded links are not visible in the text below, please see article at its original location at the following link)



## Save KPFA

akio tanaka to: Michela.Alioto-Pier, Michela.Alioto-Pier  
David.Campos, David.Campos, David.Chiu, David.Chiu,  
Cc: Carmen.Chu, Carmen.Chu, Chris.Daly, Chris.Daly, Bevan.Dufty,  
Bevan.Dufty, Sean.Elsbernd, Sean.Elsbernd, Eric.L.Mar, Eric.L.Mar,

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12/11/2010 11:40 PM

There is currently an ongoing crisis at KPFA. The KPFA union on their website, KPFAworker.org, portrays the crisis as one of union busting political purges by top heavy bureaucratic Pacifica; however, the real problem is the KPFA finances over the past ten years.

- **[KPFAworker says] PUT RADIO FIRST.** Pacifica's budgets should cut bureaucratic overhead, not programs KPFA's listeners count on.

**[A Response]** Pacifica Central Services pays for Democracy Now! and other national programming. KPFA pays Pacifica Central Services a fixed percentage of the KPFA Listener Support. Two years ago Pacifica laid off most of its staff when the Listener Support across the network started to decline. **(See attached Graph).**

- **[KPFAworker says] LOCAL CONTROL.** Stop sidelining KPFA's elected Local Station Board and local management in the budget drafting process.

**[A Response]** KPFA is not a stand-alone nonprofit and its Local Station Board is a standing committee of the Pacifica Foundation. The Pacifica Foundation is the nonprofit entity which holds the licenses of all five stations including KPFA and is responsible for all the stations to be in compliance with nonprofit law which requires the nonprofit organization to be in control of its assets. The "Sustainable Budget" that was passed by the KPFA Local Station Board in October 2010 was like a Band-Aid for a bullet wound. The Pacifica National Board did not approve KPFA's "Sustainable Budget" because the only sustainable budget is one where the expenses are in line with real income. **(See attached Graph).**

- **[KPFAworker says] NO POLITICAL PURGES.** Three Pacifica board members drew up a name-by-name list of workers to fire that targeted those who didn't endorse their election slate – they have no business interfering in KPFA's union contract.

**[A Response]** A story has been circulated repeatedly that a 'mis-directed email' disclosed a 'hit list' drawn up by three of the KPFA Pacifica National Board members to purge their political opponents.

There was NO 'mis-directed email' and there was NO 'hit list'.

It is understandable but unfortunate that so many people believe this fabricated story, but it is more troubling that some are willing to put the station at further financial risk by spreading disinformation to inflame and divide the KPFA community.

Layoffs are always difficult. The only fair and equitable way to carry out the layoffs was to follow the union contract and base it on seniority within skill sets. In the end two workers were laid off.

- **[KPFAworker says] PRESERVE LOCAL PROGRAMMING.** Stop all attempts to replace community-driven programs with syndicated content.

**[A Response]** The current syndicated program is only an interim measure. The Pacifica Executive Director has said that the Morning Show will be returned as a locally produced show.



## Save KPFA

akio tanaka to: Michela.Alioto-Pier, Michela.Alioto-Pier  
David.Campos, David.Campos, David.Chiu, David.Chiu,  
Cc: Carmen.Chu, Carmen.Chu, Chris.Daly, Chris.Daly, Bevan.Dufty,  
Bevan.Dufty, Sean.Elsbernd, Sean.Elsbernd, Eric.L.Mar, Eric.L.Mar,

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**Please do not get involved in the Pacifica/KPFA fight**

Kim Kaufman to: Board.of.Supervisors

12/11/2010 11:19 PM

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To Whom It May Concern:

I was made aware of the effort on the part of the SaveKPFA people to engage in a letter-writing campaign to the Board of Supervisors. I urge the Board of Supervisors not to get involved in the Pacifica and KPFA fight as put forth by SaveKPFA people. This is not a labor dispute. There is a legitimate problem of KPFA spending more money on paid staff than their income allows. Listeners are tuning out because the SaveKPFA people are boring its listeners with their internal disputes on air, and further diminishing their income. Naturally, paid staff do not want their jobs cut but the budget they have presented is not a balanced budget and therefore, cuts to staff must be made for the financial well-being of KPFA. Pacifica is working with the union and all union rules are being followed. No one is being targeted for personal reasons.

Thank you for reading this and considering the facts of the matter.

*Kim Kaufman*

KPFK, Local Station Board, Treasurer

<http://www.indybay.org/newsitems/2010/12/07/18665915.php>

I was raised by several generations of labor organizers, and in every labor dispute my side is easily chosen. I don't cross picket lines, and I always stand with the workers against their bosses. The current conflict inside KPFA is the first time I've ever seen my community divided on an issue concerning labor solidarity. The following is my attempt to help clarify which side in this battle is deserving of the support of working people.

## **KPFA's Working Majority Gets Screwed by CWA Job Trust**

by Isis Feral  
[isisferal@yahoo.com](mailto:isisferal@yahoo.com)  
December 7, 2010

I was raised by several generations of labor organizers, and in every labor dispute my side is easily chosen. I don't cross picket lines, and I always stand with the workers against their bosses. The current conflict inside KPFA is the first time I've ever seen my community divided on an issue concerning labor solidarity.

While labor struggles are usually strictly polarized, it is important to keep in mind that KPFA is a nonprofit community radio station, where the traditional class lines are much harder to draw. In theory the community is in charge of the station, or at least it should be. It's the community who pays the bills, and who this station claims to serve. Community radio is supposed to be by and for the community, more like a movement than a business. The majority of KPFA workers are community members, who donate their labor for free. As some tasks require consistent, daily attention, a limited number of workers must be paid for their time, because volunteering the necessary hours would interfere with their ability to make a living. The line between workers and management is blurry, to say the least. To complicate matters, several unionized workers recently held management positions, or effectively behave like managers.

For some time now a group among the paid workers and their allies on the Local Station Board (LSB) have largely held control over the management of the station. With the capitalist economic crisis crippling our communities, the station's income has understandably been less. When budget cuts had to be made, they were agreed to by this group, but were never implemented. This happened two years in a row. With each new budget, the cuts were deeper, because the previous cuts were never made. Now the necessary cuts are deeper still, because **KPFA funds** were **massively mismanaged**: More money was spent than was coming in, including a million dollars the station had in reserve. The height of incompetence was achieved when a **six figure check**

intended to earn interest sat in their general manager's desk for a year instead of being deposited, apparently unnoticed even by their treasurer. Recent payroll funds had to be borrowed from another station. The station is broke and we're at risk of losing it altogether.

On the LSB this managing group was represented by the slate calling itself Concerned Listeners. Right before the last elections this slate renamed itself Save KPFA, in what appeared to be an effort to confuse and solicit the support of voters who remember the original Save KPFA, which had the polar opposite intent of this group: The original organization officially formed in order to defend community control of the radio station in the 1990's. This new group, on the other hand, has actively attempted to dismantle community oversight, and to defer control to a small percentage of KPFA staff, who call themselves KPFA Worker. The appropriation of another organization's name, and attempt to benefit from its history, was just one of several unfair campaign practices this group has been involved in over the years. Among other things, they repeatedly used the airwaves to gain support for their slate, without giving the other candidates fair access to do the same.

The new Save KPFA is representing the issue as a labor dispute, and is claiming that the union of the paid workers is getting busted. Let me be clear: There is currently NO union busting going on at KPFA. Because of the deficit, and a refusal to actually implement budgets these people had agreed to, the axe that is falling now is impacting some of their own people, not just the jobs of others that they themselves have threatened to eliminate, or eliminated already. These cuts are being represented as going by a "hit list" against progressive programmers, but actually they are being made by seniority, and follow the guidelines of their own union contract, unlike the cuts they have advocated themselves. It's terrible to see people losing their jobs, but this is not union busting by any stretch of the imagination.

The real union busting that happened at KPFA was in the 1990's, when the Pacifica National Board, which was at the time undemocratically appointed, hired professional union busters, the American Consulting Group. They busted the independent, progressive United Electrical, Radio and Machine Workers of America (UE), which represented all KPFA workers, both paid and unpaid. Local 9415 of the Communications Workers of America (CWA) swooped in like a vulture, and became an exclusive job trust for the paid staff. Many people now refer to the managing faction of the still unionized workers as the "entrenched staff", and some call the CWA a "scab union". From the start the CWA played the divisive role of an elitist private club, rather than that of a union. To this date unpaid workers, who currently make up about 80% of KPFA's workforce, are barred from membership. Many of them have been donating their labor to KPFA for many years. Without them the station and community radio cannot exist.

Unpaid staff represented by the UE were entitled to such benefits as travel expenses and childcare. The latter is particularly relevant in considering what happened to Nadra Foster in 2008, when she was accused of misappropriating KPFA resources, after printing out a few sheets of math homework to keep her children engaged while she was working. This accusation led to her getting banned from the station, charged with trespassing, and beaten and injured by the cops, who were called by management without any interference from the entrenched staff. Even in the aftermath their names are conspicuously absent among those of 74 of their fellow workers,

who condemned management's use of police force, and expressed solidarity with Nadra.

The year prior, right before the 2007 LSB elections, the Unpaid Staff Organization (UPS0), which is the closest thing to a union for volunteering workers at KPFA, was decertified (a friendly name for union busting) by station management supported by these Concerned Listeners. This move eliminated the rights of many of the unpaid staff to participate in the elections. In 2005 a leaked email among members of the entrenched staff and their supporters, the suggestion was made that perhaps the LSB should be dismantled altogether. Under their management the Program Council, previously in charge of deciding programming, has also been effectively stripped of its power. Does this sound like community control?

As a child of the labor movement, I am appalled to see people, who are behaving as management at the station, opportunistically exploiting their on-paper union membership to solicit the support of the labor movement and the left, while they are refusing to comply with the very union contract, that was negotiated on the backs of their sacrificed fellow workers. I believe that the fake Save KPFA (on Indybay someone refers to them as "Slave KPFA") and the KPFA Worker group are misrepresenting this as a labor dispute in an attempt to politically legitimize their turf war. What they are teaching listeners about community building and organizing labor are disastrous lessons to be aired on a supposedly progressive radio station, and represents a grave disservice to the community at large, and the labor movement in particular.

The recent "informational picket" was another example of this group merely posturing as organized labor. Using the word "picket" to describe a protest, which does not have the explicit intent to blockade, teaches people that real picket lines are negotiable, that it's okay to cross them. Historically picket lines are not merely gatherings where we exercise free speech. They are a very specific form of direct action. Picket lines mean don't cross! It's not a matter of semantics. Picket lines are THE militant direct action tradition of the labor movement. Of course, this point is likely lost on KPFA's current union staff, since their right to strike was bargained away for higher pay by the CWA, as they betrayed their fellow workers of the UE.

The Pacifica management of the 1990's recognized that the UE represented not just workers, but that the workers in turn represent our communities. Replacing the UE with the CWA created a deep division within KPFA, and paved the way for what we are witnessing today. The current crisis is part of a long history of attempts to undermine community control at the station, and to turn it into just another main stream professional media outlet. But one doesn't have to be a professional to understand what generations of working class people have taken for granted as basic common decency: Any labor organization that does not represent all workers has no business calling itself a union.

Union corruption has become a stereotype used by conservatives to rally working people against unionizing. What they conveniently leave out is that unions belong to workers, not to paid union bureaucrats who corrupt the union's integrity, as well as their own, as they negotiate compromises with the boss. When there is such corruption, it's the responsibility of the rank and file to reclaim the union as the tool for which it was intended. A union's primary purpose is to unite workers. The CWA must be held accountable, not be rewarded with community solidarity,



for its divisive role at KPFA. If the union continues to refuse membership and the right to collective bargaining to the majority of KPFA workers, unpaid workers owe it to themselves and their communities, to organize union representation for themselves elsewhere. I urge the KPFA community at large, including those paid workers who still remember what solidarity really means, to encourage and actively aid such efforts.

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Note: The author is an autonomous activist, who is not affiliated with, nor endorses, any of the LSB election slates, nor any other organization, but writes strictly from her own conscience. The embedded links in this text are not exhaustive evidence to support my views, but merely a small selection of additional information I found personally helpful in illustrating my position. I encourage all to do your own research and fact-checking and reach your own conclusions.

BOS-11  
✓ C-page



**Support the SF Safe Drug Disposal Ordinance**  
Ryan Young to: board.of.supervisors  
Please respond to ryanhyoung+action

12/10/2010 02:13 PM

Dear Supervisors,

As a member of the Surfrider Foundation San Francisco Chapter, I urge you to support the San Francisco Safe Drug Disposal ordinance, file # 100455.

Many households and businesses have gotten into the habit of flushing unused medications down the toilet or drain. However, wastewater treatment plants and septic systems generally are not designed to treat this kind of waste. As a result the waste drugs are only partially destroyed in the sewage treatment process, and therefore are still present in wastewater treatment plant effluent.

Depending on the location, this effluent stream is discharged to the ocean or the bay where the pharmaceuticals can effect the health of marine life. If these water bodies are used to supply drinking water, individuals consuming that water can be exposed to the mix of discarded drugs.

Providing a safe, easy program for proper disposal of unwanted prescription medications is key to improving the safety and quality of our waters.

I urge you to vote in favor of the Safe Drug Disposal ordinance when it comes before the San Francisco Board of Supervisors.

Thank you for your consideration.

Ryan Young  
1903 Eddy St. Apt. 1 - SURF  
San Francisco, CA 94115

12

BOS - 11  
C-page



**Support the SF Safe Drug Disposal Ordinance**  
S. Chapek to: board.of.supervisors  
Please respond to scc317

12/11/2010 11:43 PM

Dear Supervisors,

As a member of the Surfrider Foundation San Francisco Chapter, I urge you to support the San Francisco Safe Drug Disposal ordinance, file # (100455).

Many households and businesses have gotten into the habit of flushing unused medications down the toilet or drain. However, wastewater treatment plants and septic systems generally are not designed to treat this kind of waste. As a result the waste drugs are only partially destroyed in the sewage treatment process, and therefore are still present in wastewater treatment plant effluent.

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I urge you to vote in favor of the Safe Drug Disposal ordinance when it comes before the San Francisco Board of Supervisors.

Thank you for your consideration.

S. Chapek  
845 Euclid Ave #4  
San Francisco, CA 94118



To: Gail Johnson/BOS/SFGOV, David Chiu/BOS/SFGOV, Sean Elsbernd/BOS/SFGOV,  
Cc:  
Bcc:  
Subject: File 100455: Support the SF Safe Drug Disposal Ordinance

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From: Judith Pynn <judith\_pynn@yahoo.com>  
To: board.of.supervisors@sfgov.org  
Date: 12/09/2010 02:57 PM  
Subject: Support the SF Safe Drug Disposal Ordinance

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Dear Supervisors,

As a member of the Surfrider Foundation San Francisco Chapter, I urge you to support the San Francisco Safe Drug Disposal ordinance, file # 100455.

Many households and businesses have gotten into the habit of flushing unused medications down the toilet or drain. However, wastewater treatment plants and septic systems generally are not designed to treat this kind of waste. As a result the waste drugs are only partially destroyed in the sewage treatment process, and therefore are still present in wastewater treatment plant effluent.

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Thank you for your consideration.

Judith Pynn  
1458 30th Avenue  
San Francisco, CA 94122

CONS  
C page



**Proposed Change to Public Works Code Section 184.78 [BOS File No. 101445]**

Cynthia Servetnick to: Carmen.Chu, Supervisor John Avalos,  
Bevan Dufty

12/13/2010 09:28 AM

"gavin.newsom", Supervisor David Chiu, Michela Alioto-Pier,  
Cc: Supervisor David Campos, "Supervisor Eric L. Mar", Supervisor  
Ross Mirkarimi, Supervisor Chris Daly, "Sean.Elsbernd", Supervisor

2 attachments



SFPC Path of Gold Letter 12-13-10.pdf MDNA Path of Gold Letter 12-13-10.pdf

San Francisco Board of Supervisors  
City Operations & Neighborhood Services Committee

Honorable Chair Chu and Members of the Committee:

The San Francisco Preservation Consortium opposes Supervisor Dufty's proposed ordinance to amend Public Works Code Section 184.78 to allow permanent signage to be affixed to City Landmark No. 200, the historic Path of Gold Lamp Posts, for the reasons set forth in the attached letter from our member organization Mission Dolores Neighborhood Association to the Historic Preservation Commission dated December 11, 2010.

Sincerely,

Cynthia Servetnick, eGroup Moderator  
San Francisco Preservation Consortium

Attachment: Mission Dolores Neighborhood Association Letter to HPC, 12/11/10

cc: Mayor Gavin Newsom  
Board of Supervisors  
Angela Calvillo, Clerk, Board of Supervisors  
Historic Preservation Commission  
Planning Commission  
Linda Avery, Commissions Secretary  
Marlena Byrne, Deputy City Attorney  
John Rahaim, Planning Director  
Bill Wycko, Environmental Review Officer  
Tim Frye, Historic Preservation Officer  
Mission Dolores Neighborhood Association  
San Francisco Architectural Heritage  
San Francisco Preservation Consortium

13

page



Vote "No" on further study of SF toll or congestion tax

Greer Hopkins

to:

Michela.AliotoPier, John.Avalos, David.Chiu, Eric.L.Mar, david.campos, bevan.duffy,  
Ross.Mirkarimi, chris.daly, sean.elsbernd, sophie.maxwell, board.of.supervisors,  
Carmen.Chu

12/13/2010 09:12 AM

Show Details

Dear Supervisors:

Please do not spend any more money studying the proposal to levy a toll or tax on those driving in a large areas of the city at certain times of day.

It is unconscionable to consider such a tax BEFORE providing efficient, frequent public transportation. Other very congested cities such as NY and cities in Europe offer extremely efficient subway, bus and train service. Please avoid always looking to taxation and private vehicle fees as the first resolution.

A congestion tax will severely and negatively affect many local residents who live in the designated area. The affected area is very much residential.

Thank you.

Greer

Greer Hopkins (Ms)

Director of Product Development

Mana, Allison & Associates

1388 Sutter St, Suite 525

San Francisco, CA 94109

Tel: 415-447-0116; Fax: 415-474-1989

14



Vote "No" on further study of SF toll or congestion tax

k.cliffe

to:

alioto pier, michela, avalos, john, chiu, david, mar, eric, david.campos, bevan.dufty,  
Ross.Mirkarimi, chris.daly, sean.elsbernd, sophie.maxwell, board.of.supervisors,  
Carmen.Chu

12/12/2010 12:43 PM

Cc:

karen cliffe

Show Details

Dear Supervisors

Please do not spend any more money studying this proposal.

We have nowhere near the congestion of the European cities that are often mentioned as having done this. We have so many more needs for this money, even the smallish amount that a "study" might cost. In addition, a congestion tax will severely and negatively effect many local residents who live in the designated area. The effected area is very much residential. Find some other way to tax commuters.

Thanks You

Karen Cliffe

14

*Cpages*



Congestion Pricing  
Shannon Seaberg  
to:  
Board of Supervisors  
12/14/2010 01:04 PM  
[Show Details](#)

Dear Board of Supervisors,

I strongly oppose traffic congestion pricing in San Francisco. I believe that it will negatively affect SF commerce and discourage businesses and families from residing in the city. This proposal is a tax on San Francisco residents and visitors and should be discussed as such. If it were put to a vote by the public, it would be soundly rejected. City taxes should be paid by all citizens equally and not foisted on the unpopular group of the moment (drivers).

Sincerely,

Shannon Seaberg  
222 Theresa Street  
San Francisco, CA 94112





**To the Board of Supervisors of San Francisco**  
Andres P. Nevarez to: Board.of.Supervisors

12/14/2010 08:21 AM

From: "Andres P. Nevarez" <apnevarez@earthlink.net>  
To: Board.of.Supervisors@sfgov.org  
**Please respond to "Andres P. Nevarez" <apnevarez@earthlink.net>**

---

I am concerned about this toll for coming in and out of the city. Do you really think that this will increase revenue? I am a disabled person and the continue increase of fees in the city is overwhelming, it will take business away. Where do you get these ideas from, really? I used to get a muni disabled pass, now I only pay as I go. I am glad that my disabilkity is not limiting my walking. I don't think you really think about the people you serve. Getting a toll to come into the city and to get out of a city, really, that took a lot of effort to think up! Look at policies like the Muni Sick leave policy, get real revenue don't squeeze the middle class and the disabled people. ALL OF YOU need to shape up, there was a time when San Francisco had REAL supervisors, I think maybe that time is gone.

I think it is time we get new Supervisors that can really come up with great ideas for city revenue that does not include taking the little money disabled people make out of their pockets. As I said before, I don't buy a Muni pass anymore, you use to get \$10 before every month, now you are lucky if you get \$5, it cuts people mobility, it cuts your revenue, think about the people you serve. I don't think any of you should run for Mayor of San Francisco.

Andy



To: BOS Constituent Mail Distribution,  
Cc:  
Bcc:  
Subject: Toll proposal for Peninsula residents to S.F.

---

From: aniferd@aol.com  
To: board.of.supervisors@sfgov.org  
Date: 12/14/2010 10:12 AM  
Subject: Toll proposal for Peninsula residents to S.F.

---

I am a constituent in District 4. I would like to voice my opinion on the proposal to charge a \$3 toll to enter S.F. from the Peninsula. I feel that this is a bad proposal and would ask that it be dropped. I do not commute to work, I live and work in S.F., but I do have family on the Peninsula and we should not be charged a toll each time we leave the City, nor they when they come to the City. As well, I do shop on the Peninsula when I want to. I would like to add my voice to those who completely disagree with this proposal.

Anne Birmingham



To: BOS Constituent Mail Distribution,  
Cc:  
Bcc:  
Subject: Congestion Pricing

---

From: Shannon Seaberg <sseaberg@yahoo.com>  
To: Board of Supervisors <board\_of\_supervisors@ci.sf.ca.us>  
Date: 12/14/2010 01:04 PM  
Subject: Congestion Pricing

---

Dear Board of Supervisors,

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Sincerely,

Shannon Seaberg  
222 Theresa Street  
San Francisco, CA 94112

PLEASE PLEASE Vote "No" on further study of SF toll or congestion tax

David G Hopkins

to:

Michela.AliotoPier, John.Avalos, David.Chiu, Eric.L.Mar, david.campos, bevan.dufty, Ross.Mirkarimi, chris.daly, sean.elsbernd, sophie.maxwell, board.of.supervisors, Carmen.Chu

12/14/2010 10:08 AM

Show Details

Dear Supervisors:

Please do not spend any more money studying the proposal to levy a toll or tax on those driving in a large areas of the city at certain times of day.

It is not good to consider such a tax BEFORE providing efficient, frequent public transportation. Other very congested cities such as NY and cities in Europe offer extremely efficient subway, bus and train service. Please avoid always looking to taxation and private vehicle fees as the first resolution.

A congestion tax will severely and negatively affect many local residents who live in the designated area. The affected area is very much residential.

Thank you.

David

SF Supes gone crazy?

Jay Sath

to:

Bevan Dufty, board.of.supervisors, Eric Mar, Bill Barnes, Catherine Stefani, David Chiu, Carmen chu, ross mirkarimi, chris daly, sean elsbernd, david campos, sophie maxwell, john avalos, 4listens, iemail, newstips, speaker.bureau, tcampbell, llacuesta, breakingnews, tips, washington.linda, ncsaweb, sfpdcommunityrelations, sfpdmediarelations, sfpd.bayview.station, sfpd.ingleside.station

12/15/2010 09:51 AM

Show Details

The "Congestion Toll" is the worst, and dumbest, idea that the SF Supes have come up with in a long time - and that's saying a lot.

SF voters are finally realizing that the Supes are out of control and we'll remember it at upcoming elections.

Jay Sath

San Francisco, 94107



PLEASE PLEASE Vote "No" on further study of SF toll or congestion tax

David G Hopkins

to:

Michela.AliotoPier, John.Avalos, David.Chiu, Eric.L.Mar, david.campos, bevan.dufty,  
Ross.Mirkarimi, chris.daly, sean.elsbernd, sophie.maxwell, board.of.supervisors,  
Carmen.Chu

12/14/2010 10:08 AM

Show Details

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David



Toll proposal for Peninsula residents to S.F.

aniferd

to:

board.of.supervisors

12/14/2010 10:12 AM

Show Details

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Anne Birmingham



To: BOS Constituent Mail Distribution,  
Cc:  
Bcc:  
Subject: Fw: (no subject)

---

From: Jerbo43@aol.com  
To: Ross.Mirkarimi@sfgov.org, Chris.Daly@sfgov.org, Sophie.Maxwell@sfgov.org,  
Bevan.Dufty@sfgov.org, Michela.Alioto-Pier@sfgov.org, Sean.Elsbernd@sfgov.org,  
david.chiu@sfgov.org, david.campos@sfgov.org, john.avalos@sfgov.org, eric.l.mar@sfgov.org,  
Carmen.Chu@sfgov.org, board.of.supervisors@sfgov.org  
Date: 12/17/2010 12:09 PM  
Subject: (no subject)

---

I guess you folks must be pretty popular....in San Mateo County

Bob Ford  
San Francisco

**Published Friday, December 17, 2010, by the Palo Alto Daily Post**

**Editorial**

**Good work**

**Mark Zuckerberg of Facebook is Time's "Person of the Year" but the man of the week on the Peninsula has got to be Assemblyman Jerry Hill, D-San Mateo.**

**Hill deserves a round of applause for successfully fighting San Francisco's proposal to impose a \$6 toll on everybody entering the city at the San Mateo County line.**

**San Francisco's ill-conceived proposal would have caused cities in San Mateo County to impose their own tolls. Daly City was talking about doing just that.**

**Hill went to the San Francisco Board of Supervisors on Tuesday and explained what a bad idea this was, and how we needed to take a regional approach to traffic. He threatened to pass state legislation to ban cities from imposing such tolls.**

**The SF Supervisors, in an 8-3 vote, retreated and decided to only look at a toll within the Financial District and North Beach part of San**



**Francisco.**

**Assemblyman Hill went to bat for his constituents when it really counted. He deserves our thanks.**

ROUND THE DIAMOND  
Sports & Public Service Pathways  
Consulting & Educational Services

Team & Sports  
Psychology



College & Career  
Guidance

Dennis G. MacKenzie, M.A.

www.RoundTheDiamond.com  
DennisMacKenzie@RoundTheDiamond.com  
346 Precita • San Francisco, CA 94110 USA • Ph/Fax (415) 648-5655

11 BOS done  
Victor  
COB  
cpage

December 5, 2010

Budget and Finance Committee,  
Honorable John Avalos, Chair  
Honorable Ross Mirkarimi, Vice Chair  
Honorable Sean Elsbernd, member

C/o Mr. Victor Young, Committee Clerk, and  
Ms. Angela Calvillo, Clerk of the Board

San Francisco Board of Supervisors  
City and County of San Francisco  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco, CA 94102

Re: Budget and Finance Committee / December 8, 2010 / Agenda Items #13 and #14

**#13. Sponsor: Mirkarimi**

Hearing before the Budget and Finance Committee to review the fiscal feasibility and responsibility, including analysis from the Budget Analyst, of the City hosting the America's Cup Regatta under the conditions contemplated and set forth in the "Term Sheet" to fully understand and define the City's expectations for both the short term and long term benefits that would accrue to the City for the purposes of negotiating a formal Host City Agreement.

**#14. Sponsors: Mayor; Chiu, Mirkarimi, Alioto-Pier, Chu, Dufty and Maxwell**

Resolution approving a Host City and Venue Agreement between the City, the America's Cup Event Authority and the San Francisco America's Cup Organizing Committee; authorizing the Mayor or his designee and the Port to execute the Host City and Venue Agreement; authorizing and urging the Mayor, Office of Economic and Workforce Development, Port and such other City Officials as appropriate to take such steps and execute such additional agreements as are consistent with the Host City and Venue Agreement and this Resolution to bring the 34th America's Cup to the San Francisco Bay; and finding that the proposed Event is fiscally feasible as set forth in Administrative Code Chapter 29.

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2010 DEC - 6 AM 12:30  
BY He

15

Dear Supervisors,

As this opportunity to bring the 34<sup>th</sup> America's Cup to San Francisco is a cross-cultural, world-wide event, I am sure the Port of San Francisco and the City and County of San Francisco officials and leaders will be providing numerous educational and career guidance elements to this global, prestigious event.

Taking into consideration the potential long term benefits this event can provide for our local high school and college age students and youth, I respectfully ask that all public and private officials and leaders remember the tremendous needs, guidance, inspiration and practical experience that our young people require to become socially responsible and mature adults. This opportunity for real-world training and work-study experiences can assist in offering comprehensive programs capable of helping our students become the ethical and far-sighted leaders within our community that we know are necessary, in order to meet the current and future global challenges we all face.

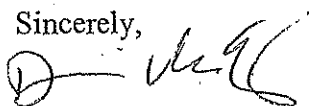
I trust that all parties involved - including the BMW Oracle Racing team and owner Larry Ellison, as well as public and private sector leaders - understand the positive and inspirational incentives for our local high school and college age students inherent within such a modern day competition such as the America's Cup race. This world-wide competition requires multi-disciplinary knowledge and experience in many fields including high-tech information and technology, physics, design, engineering, education, and research and development in order to compete in this challenging sport.

I - and I'm sure many others - are hopeful that the Port of San Francisco and the City and County of San Francisco will consider the long-term goals of our entire San Francisco waterfront - including the potential to build a Basketball Arena on SWL 337 - which would make it most beneficial for all parties concerned if this America's Cup project takes place on the northern piers and waterfront. It would seem to make practical and financial sense to hold this event on the northern waterfront, in order to avoid any interference and conflicts of interest related to San Francisco's long term, comprehensive vision.

I want to wish everyone well in this endeavor, and of course support as much education and high school, college and career development programs and opportunities as possible for this America's Cup event. With a cooperative and far-sighted vision, I know San Francisco can provide support for all San Franciscans and world-wide travelers and visitors alike, including financially successful investments for the Port of San Francisco, the City and County of San Francisco and private businesses, as well as all projects and public-private partnerships and developments in the future.

Thank you for your time and consideration.

Sincerely,



Dennis MacKenzie

CC:

Honorable David Chiu, President and members; San Francisco Board of Supervisors

Honorable Rodney Fong, President, and members; San Francisco Port Commission  
Ms. Monique Moyer, Executive Director; Port of San Francisco  
C/o Ms. Amy Quesada, Commission Secretary/Executive Director Assistant

Honorable Gavin Newsom, Mayor; City and County of San Francisco

Mr. Lawrence J. Ellison, CEO; Oracle Corporation; owner, BMW Oracle Racing Team

BOS-11  
C-page



Support for the America's Cup in San Francisco  
Clint Collier  
to:  
board.of.supervisors  
12/13/2010 05:05 PM  
Show Details

History: This message has been forwarded.

#101259



# International Yachting Fellowship of Rotarians



Clinton

**L. Collier**

International Vice Commodore  
vicecommodore@iyfr.net  
1022 Seneca Court  
Walnut Creek CA 94598-4337, USA  
925.933.6565

December 13, 2010

Dear members of the board,

I am writing you because I fear that San Francisco and the entire Bay Area community is in peril of losing one of the most significant maritime/sailing events of the decade if you do not act promptly on this matter. I am, of course, referring to the negotiation for a successful bid to bring the America's Cup race to San Francisco in 2013.

The hosting this event in San Francisco will provide the long-needed renovation of city docks that have become unstable and unusable over the years. Revitalizing these docks should be the first order of business to encourage dockside business and marine oriented activities that would restore San Francisco as one of the proudest marine ports on the west coast of the United States. One only has to look at Cockle Bay, in Sydney, Australia, to realize the immense value of this type of water access to a city and its business community.

The America's Cup challenge held in Auckland, New Zealand, over ten years ago resulted in renovated docks and new venues along the waterfront that continue to attract visiting ships, local residents and tourists today. I was in San Diego when the event was held there and the enthusiasm and support was electric. Valencia Spain hosted the last event; why do you think they now want it back? It is because they know what this event brings to their city and the people of the region. We urge you to look far into the future to see the restored San Francisco docks as an economic asset that will again attract the local sailing community as well as the world's most beautiful ships to the city.

The International Yachting Fellowship of Rotarians is a world wide organization of over 3,000 Rotarians in over 30 countries; we are represented locally through the San Francisco Bay Area fleet, one of over 90 such fleets in our organization. We support winning the bid for San Francisco to host the America's Cup, as the waterfront improvements will pay dividends back to the City for decades and the holding of this event on San Francisco Bay will do more to popularize this event than any other location I can think of due to the topography of the area. We are already receiving polite enquiries from our members around the world asking about this event and the potential of coming here for it.

I urge you not to let this opportunity escape; act now and act decisively!



America's Cup Bid - please read immediately

Alice Cochran

to:

board.of.supervisors

12/13/2010 03:59 PM

Cc:

Clint Collier, Brewer Gale, Al Lutz, JOAN LISETOR, george, alice, bert

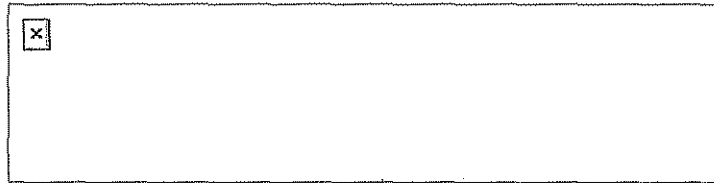
Show Details

BDS-11  
✓ C-page

File # 101259

Security:

To ensure privacy, images from remote sites were prevented from downloading. Show Images



To: San Francisco Board of Supervisors  
From: Board of Directors, Golden Gate Tall Ships Society (GGTSS)  
Date: December 13, 2010

The Board of Directors of the Golden Gate Tall Ships Society encourages the San Francisco Supervisors to negotiate a successful bid to bring the America's Cup race to San Francisco in 2013.

We believe that hosting this event in San Francisco will provide the long-needed renovation of city docks that have become unstable and unusable. Repairing these docks is required in order to host events that feature a fleet of the world's tall ships - an on-going economic opportunity for the City.

GGTSS is affiliated with the American Sail Training Association (ASTA) which hosts the Tall Ships Challenge, a rotating series of races and port visits around the country. The most recent event in 2010, held at six locations in the Great Lakes, had 25 visiting ships that attracted more than 2.5 million visitors. This event gained more than \$250 million in gross economic impact for these ports. (Source: [www.sailtraining.org](http://www.sailtraining.org).)

The America's Cup challenge held in Auckland, New Zealand, over ten years ago resulted in renovated docks and new venues along the waterfront that continue to attract visiting ships, local residents and tourists today. We urge you to look far into the future to see the restored San Francisco docks as an economic asset that will again attract the world's most beautiful ships to our shoreline.

We support winning the bid for San Francisco to host the America's Cup, as the waterfront improvements will pay dividends back to the City for decades.

Sincerely,

Alice Collier Cochran  
Secretary of the Board  
415-457-8997

**Golden Gate Tall Ships Society**  
**PO Box 926**

Sausalito CA 94966-0926

[www.ggtss.org](http://www.ggtss.org)

*Building on San Francisco Bay's rich nautical tall ship heritage, the Golden Gate Tall Ships Society promotes the renaissance of traditional sailing ships. We provide youth with scholarships for lifelong learning through sail training and our members with traditional sailing experiences.*

BOS-11  
C-page



**Fw: America's Cup Bid - please read immediately**

John Avalos, Carmen Chu, Bevan Dufty,  
Board of Supervisors to: David Chiu, David Campos, Sean  
Elsbernd, Michela Alioto-Pier, Chris

12/13/2010 04:10 PM

Sent by: Rana Calonsag

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file # 101259

Board of Supervisors  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco, CA 94102  
(415) 554-5184  
(415) 554-5163 fax  
Board.of.Supervisors@sfgov.org

Complete a Board of Supervisors Customer Service Satisfaction form by clicking  
<http://www.sfbos.org/index.aspx?page=104>

----- Forwarded by Rana Calonsag/BOS/SFGOV on 12/13/2010 04:13 PM -----

**America's Cup Bid - please read immediately**

Alice Cochran to: board.of.supervisors

12/13/2010 03:59 PM

Cc: Clint Collier, Brewer Gale, Al Lutz, JOAN LISETOR, george, alice, bert

From: Alice Cochran <[alice@alicecochran.com](mailto:alice@alicecochran.com)>

To: [board.of.supervisors@SFGov.org](mailto:board.of.supervisors@SFGov.org)

Cc: Clint Collier <[clint@the-colliers.org](mailto:clint@the-colliers.org)>, Brewer Gale <[galebrewer@comcast.net](mailto:galebrewer@comcast.net)>, Al Lutz  
<[alanolson@comcast.net](mailto:alanolson@comcast.net)>, JOAN LISETOR <[jlisetor@prodigy.net](mailto:jlisetor@prodigy.net)>, george  
<[geoknies@att.net](mailto:geoknies@att.net)>, [alice@alicecochran.com](mailto:alice@alicecochran.com), [bert@sailtraining.org](mailto:bert@sailtraining.org)

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From: Board of Directors, Golden Gate Tall Ships Society (GGTSS)  
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Secretary of the Board  
415-457-8997

Golden Gate Tall Ships Society  
PO Box 926

Sausalito CA 94966-0926

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*Building on San Francisco Bay's rich nautical tall ship heritage, the Golden Gate Tall Ships Society promotes the renaissance of traditional sailing ships. We provide youth with scholarships for lifelong learning through sail training and our members with traditional sailing experiences.*



To: BOS Constituent Mail Distribution, Victor Young/BOS/SFGOV,  
Cc:  
Bcc:  
Subject: The Cup

---

From: "John H. Super" <johnhsuper@att.net>  
To: <Board.of.Supervisors@sfgov.org>  
Date: 12/08/2010 01:07 PM  
Subject: The Cup

---

Ahoy the Board,

As a long time Bay sailor and a member of the Bay View Boat Club (Pier 52) of San Francisco, I strongly support the effort to bring the America's Cup to San Francisco. We are a World Class City and we should host events such as this. I find it ironic that people who have never even spared more than a glance at the Bay are now discussing the future of a major league nautical event. We have several miles of waterfront property that is used almost exclusively for NON WATER ORIENTED activities. The piers are in a state of massive disrepair. The Port is broke and can not afford to fix them at all. Why not host one of the most well know events of the world on our fantastic Bay? Why not have a private party fix up some of our derelict waterfront property? Maybe after the Cup leaves the Bay Area we can have some other water oriented tenants on our waterfront instead of the limo service storage, distillery or (sacred cow here) Baseball park. This City is surrounded on three sides by water yet we have very little in the way of maritime industry. A once famous port is now a backwater of the nautical world. The southern waterfront is a great place to have a boating center. Maybe another marina? Why not some fishing piers? Other cities have nautical enclaves that are chock full of thriving business. Some examples are San Diego's shelter island, Santa Monica's King Harbor and the entire Miami Area. Finally, what happens if the Golden Gate Yacht Club and Team Oracle win the defense? More business for the waterfront. The Cup spent a very long time at the New York YC and history may repeat itself.

Go Golden Gate! Yea Larry! This will be FUN.

John H. Super  
1632 Lawton St.  
San Francisco, CA 94122  
415-564-4779

15



To: BOS Constituent Mail Distribution,  
Cc:  
Bcc:  
Subject: Fw: Overturn San Francisco's Discriminatory Sidewalk Sitting Ban

---

The Clerk's Office received four letters with the same message as below.

Board of Supervisors  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco, CA 94102  
(415) 554-5184  
(415) 554-5163 fax  
Board.of.Supervisors@sfgov.org

Complete a Board of Supervisors Customer Service Satisfaction form by clicking  
<http://www.sfbos.org/index.aspx?page=104>  
----- Forwarded by Board of Supervisors/BOS/SFGOV on 12/08/2010 05:02 PM -----

From: Andrew Politzer <mail@change.org>  
To: Board.of.Supervisors@sfgov.org  
Date: 12/07/2010 07:13 PM  
Subject: Overturn San Francisco's Discriminatory Sidewalk Sitting Ban

---

Greetings,

As you know, after the San Francisco Board of Supervisors voted 8-3 against a measure to ban sitting on city sidewalks in June 2010, Mayor Gavin Newsom took Proposition L, better known as the sit-lie ordinance, to the ballot.

Supporters, especially businesspeople in the Haight-Ashbury neighborhood, said it would curb loitering and aggressive panhandling. But since the police acknowledge that enforcement will be "complaint-driven," opponents are sure it will be unfairly used against homeless people.

Penalties for repeat offenders include 30-day jail sentences and \$500 fines. Officials can go ahead and add to that jail sentence, since \$500 might as well be \$1,000,000 for many of the city's homeless. It makes no sense to put people in jail, costing taxpayers money, because they can't pay a fine.

Please take action once again to end this discriminatory sidewalk sitting ban.

Andrew Politzer  
Bethel, CT

Note: this email was sent as part of a petition started on Change.org, viewable at  
[www.change.org/petitions/view/overturn\\_san\\_franciscos\\_discriminatory\\_sidewalk\\_sitting\\_ban](http://www.change.org/petitions/view/overturn_san_franciscos_discriminatory_sidewalk_sitting_ban).

16



To: BOS Constituent Mail Distribution,  
Cc:  
Bcc:  
Subject: Overturn San Francisco's Discriminatory Sidewalk Sitting Ban

---

We have received six letters today with the same message as below.

Board of Supervisors  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco, CA 94102  
(415) 554-5184  
(415) 554-5163 fax  
Board.of.Supervisors@sfgov.org

Complete a Board of Supervisors Customer Service Satisfaction form by clicking  
<http://www.sfbos.org/index.aspx?page=104>

----- Forwarded by Board of Supervisors/BOS/SFGOV on 12/07/2010 05:37 PM -----

From: Kim Loan Nguyen <mail@change.org>  
To: Board.of.Supervisors@sfgov.org  
Date: 12/06/2010 03:40 PM  
Subject: Overturn San Francisco's Discriminatory Sidewalk Sitting Ban

---

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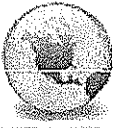
Supporters, especially businesspeople in the Haight-Ashbury neighborhood, said it would curb loitering and aggressive panhandling. But since the police acknowledge that enforcement will be "complaint-driven," opponents are sure it will be unfairly used against homeless people.

Penalties for repeat offenders include 30-day jail sentences and \$500 fines. Officials can go ahead and add to that jail sentence, since \$500 might as well be \$1,000,000 for many of the city's homeless. It makes no sense to put people in jail, costing taxpayers money, because they can't pay a fine.

Please take action once again to end this discriminatory sidewalk sitting ban.

Kim Loan Nguyen  
San Jose, CA

Note: this email was sent as part of a petition started on Change.org, viewable at [www.change.org/petitions/view/overturn\\_san\\_franciscos\\_discriminatory\\_sidewalk\\_sitting\\_ban](http://www.change.org/petitions/view/overturn_san_franciscos_discriminatory_sidewalk_sitting_ban). To respond, email [responses@change.org](mailto:responses@change.org) and we will post your response on the petition page.



**Overtun San Francisco's Discriminatory Sidewalk Sitting Ban**  
Erica Melamed to: Board.of.Supervisors  
Please respond to Erica Melamed

12/23/2010 03:44 AM

View: (Mail Threads)

Greetings,

As you know, after the San Francisco Board of Supervisors voted 8-3 against a measure to ban sitting on city sidewalks in June 2010, Mayor Gavin Newsom took Proposition L, better known as the sit-lie ordinance, to the ballot.

Supporters, especially businesspeople in the Haight-Ashbury neighborhood, said it would curb loitering and aggressive panhandling. But since the police acknowledge that enforcement will be "complaint-driven," opponents are sure it will be unfairly used against homeless people.

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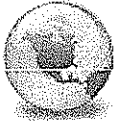
Please take action once again to end this discriminatory sidewalk sitting ban.

Erica Melamed  
Coral Springs, FL

Note: this email was sent as part of a petition started on Change.org, viewable at [www.change.org/petitions/view/overtun\\_san\\_franciscos\\_discriminatory\\_sidewalk\\_sitting\\_ban](http://www.change.org/petitions/view/overtun_san_franciscos_discriminatory_sidewalk_sitting_ban).

To respond, email [responses@change.org](mailto:responses@change.org) and include a link to this petition.

16



**Overturn San Francisco's Discriminatory Sidewalk Sitting Ban**  
Jane Way to: Board.of.Supervisors  
Please respond to Jane Way

12/23/2010 04:24 PM

View: (Mail Threads)

Greetings,

As you know, after the San Francisco Board of Supervisors voted 8-3 against a measure to ban sitting on city sidewalks in June 2010, Mayor Gavin Newsom took Proposition L, better known as the sit-lie ordinance, to the ballot.

Supporters, especially businesspeople in the Haight-Ashbury neighborhood, said it would curb loitering and aggressive panhandling. But since the police acknowledge that enforcement will be "complaint-driven," opponents are sure it will be unfairly used against homeless people.

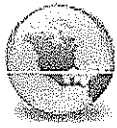
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Please take action once again to end this discriminatory sidewalk sitting ban.

Jane Way  
Faro, AL

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To respond, email [responses@change.org](mailto:responses@change.org) and include a link to this petition.



**Overturn San Francisco's Discriminatory Sidewalk Sitting Ban**  
James Walker to: Board.of.Supervisors  
Please respond to James Walker

12/26/2010 07:09 AM

View: (Mail Threads)

Greetings,

As you know, after the San Francisco Board of Supervisors voted 8-3 against a measure to ban sitting on city sidewalks in June 2010, Mayor Gavin Newsom took Proposition L, better known as the sit-lie ordinance, to the ballot.

Supporters, especially businesspeople in the Haight-Ashbury neighborhood, said it would curb loitering and aggressive panhandling. But since the police acknowledge that enforcement will be "complaint-driven," opponents are sure it will be unfairly used against homeless people.

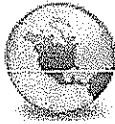
Penalties for repeat offenders include 30-day jail sentences and \$500 fines. Officials can go ahead and add to that jail sentence, since \$500 might as well be \$1,000,000 for many of the city's homeless. It makes no sense to put people in jail, costing taxpayers money, because they can't pay a fine.

Please take action once again to end this discriminatory sidewalk sitting ban.

James Walker  
janesville, WI

Note: this email was sent as part of a petition started on Change.org, viewable at [www.change.org/petitions/view/overturn\\_san\\_franciscos\\_discriminatory\\_sidewalk\\_sitting\\_ban](http://www.change.org/petitions/view/overturn_san_franciscos_discriminatory_sidewalk_sitting_ban).

To respond, email [responses@change.org](mailto:responses@change.org) and include a link to this petition.



**Overturn San Francisco's Discriminatory Sidewalk Sitting Ban**  
Cyndi Mears to: Board.of.Supervisors  
Please respond to Cyndi Mears

12/26/2010 12:40 PM

View: (Mail Threads)

Greetings,

As you know, after the San Francisco Board of Supervisors voted 8-3 against a measure to ban sitting on city sidewalks in June 2010, Mayor Gavin Newsom took Proposition L, better known as the sit-lie ordinance, to the ballot.

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Please take action once again to end this discriminatory sidewalk sitting ban.

Cyndi Mears  
Chicago, IL

Note: this email was sent as part of a petition started on [Change.org](http://Change.org), viewable at [www.change.org/petitions/view/overturn\\_san\\_franciscos\\_discriminatory\\_sidewalk\\_sitting\\_ban](http://www.change.org/petitions/view/overturn_san_franciscos_discriminatory_sidewalk_sitting_ban).

To respond, email [responses@change.org](mailto:responses@change.org) and include a link to this petition.





**Overturn San Francisco's Discriminatory Sidewalk Sitting Ban**  
Paul Ordway to: Board.of.Supervisors  
Please respond to Paul Ordway

12/26/2010 12:50 PM

View: (Mail Threads)

Greetings,

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Please take action once again to end this discriminatory sidewalk sitting ban.

Paul Ordway  
Eugene, OR

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To respond, email [responses@change.org](mailto:responses@change.org) and include a link to this petition.

*C-pages*



Overtun San Francisco's Discriminatory Sidewalk Sitting Ban

Thomas Rowan

to:

Board.of.Supervisors

12/13/2010 08:59 PM

Please respond to Thomas Rowan

Show Details

Security:

To ensure privacy, images from remote sites were prevented from downloading. Show Images

Greetings,

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Please take action once again to end this discriminatory sidewalk sitting ban.

Thomas Rowan

Bronx, NY

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respond, email [responses@change.org](mailto:responses@change.org) and include a link to this petition.



*c-page*



Overturn San Francisco's Discriminatory Sidewalk Sitting Ban

Josef Briffa

to:

Board.of.Supervisors

12/13/2010 06:45 AM

Please respond to Josef Briffa

Show Details

Security:

To ensure privacy, images from remote sites were prevented from downloading. Show Images

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Please take action once again to end this discriminatory sidewalk sitting ban.

Josef Briffa  
Zwijndrecht, Belgium

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respond, email [responses@change.org](mailto:responses@change.org) and include a link to this petition.



C-page



Overturn San Francisco's Discriminatory Sidewalk Sitting Ban

Candice Barnett

to:

Board.of.Supervisors

12/10/2010 03:50 PM

Please respond to Candice Barnett

Show Details

Security:

To ensure privacy, images from remote sites were prevented from downloading. Show Images

Greetings,

As you know, after the San Francisco Board of Supervisors voted 8-3 against a measure to ban sitting on city sidewalks in June 2010, Mayor Gavin Newsom took Proposition L, better known as the sit-lie ordinance, to the ballot.

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Please take action once again to end this discriminatory sidewalk sitting ban.

Candice Barnett  
Santa Monica, CA

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respond, email responses@change.org and include a link to this petition.





To: BOS Constituent Mail Distribution,  
Cc:  
Bcc:  
Subject: Overturn San Francisco's Discriminatory Sidewalk Sitting Ban

---

The Clerks Office has received six letters with the same message as below.

From: Thomas Rowan <mail@change.org>  
To: Board.of.Supervisors@sfgov.org  
Date: 12/13/2010 08:59 PM  
Subject: Overturn San Francisco's Discriminatory Sidewalk Sitting Ban

---

Greetings,

As you know, after the San Francisco Board of Supervisors voted 8-3 against a measure to ban sitting on city sidewalks in June 2010, Mayor Gavin Newsom took Proposition L, better known as the sit-lie ordinance, to the ballot.

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Please take action once again to end this discriminatory sidewalk sitting ban.

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Bronx, NY

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To respond, email [responses@change.org](mailto:responses@change.org) and include a link to this petition.



To: BOS Constituent Mail Distribution,  
Cc:  
Bcc:  
Subject: Overturn San Francisco's Discriminatory Sidewalk Sitting Ban

---

The Clerks Office is in receipt of five letters with the same message as below.

Board of Supervisors  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco, CA 94102  
(415) 554-5184  
(415) 554-5163 fax  
Board.of.Supervisors@sfgov.org

Complete a Board of Supervisors Customer Service Satisfaction form by clicking  
<http://www.sfbos.org/index.aspx?page=104>

----- Forwarded by Board of Supervisors/BOS/SFGOV on 12/21/2010 04:22 PM -----

From: Elianna Apothaker <mail@change.org>  
To: Board.of.Supervisors@sfgov.org  
Date: 12/19/2010 05:30 PM  
Subject: Overturn San Francisco's Discriminatory Sidewalk Sitting Ban

---

Greetings,

As you know, after the San Francisco Board of Supervisors voted 8-3 against a measure to ban sitting on city sidewalks in June 2010, Mayor Gavin Newsom took Proposition L, better known as the sit-lie ordinance, to the ballot.

Supporters, especially businesspeople in the Haight-Ashbury neighborhood, said it would curb loitering and aggressive panhandling. But since the police acknowledge that enforcement will be "complaint-driven," opponents are sure it will be unfairly used against homeless people.

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Please take action once again to end this discriminatory sidewalk sitting ban.

Elianna Apothaker  
Columbus, OH

Note: this email was sent as part of a petition started on Change.org, viewable at  
[www.change.org/petitions/view/overturn\\_san\\_franciscos\\_discriminatory\\_sidewalk\\_sitting\\_ban](http://www.change.org/petitions/view/overturn_san_franciscos_discriminatory_sidewalk_sitting_ban).

To respond, email [responses@change.org](mailto:responses@change.org) and include a link to this petition.

Edward Van Egri  
819 Francisco Street  
San Francisco  
California 94109-1322

San Francisco Board of Supervisors  
City Hall  
San Francisco, California 94102

re: Energy Wastage/  
Going Green

In a recent visit to the downtown shopping area, it occurred to me that perhaps we should follow in the footsteps of New York City. At least half of the places of business had the main front doors opened wide, fulltime, with enormous quantities of heat just pouring out into the big outdoors. A horribly wasteful, costly, needless practice, I suppose in the guise of being "more inviting". New York has banned these wide-open doors. SF next, I would recommend.

Edward Van Egri

copies:  
SF Chronicle  
the Examiner  
PG&E

*Edward Van Egri*

BX \_\_\_\_\_ ALK

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2010 DEC - 6 PM 3:43

(17)





To: BOS Constituent Mail Distribution, Gail Johnson/BOS/SFGOV,  
Cc:  
Bcc:  
Subject: File 101491: support re-use of Kezar recycling center as community garden and resource center

---

From: Leslie MacKay <lesliemackay@sbcglobal.net>  
To: recpark.commission@sfgov.org, ross.mirkarimi@sfgov.org, board.of.supervisors@sfgov.org, gavin.newsom@sfgov.org  
Date: 12/04/2010 12:18 PM  
Subject: support re-use of Kezar recycling center as community garden and resource center

---

I am writing to support the proposed re-use of the Kezar recycling center as a community garden and resource center. With the advent of curbside recycling in the city, the HANC recycling center is a redundant industrial function operating on park land in the center of a residential neighborhood. It brings unnecessary noise, traffic, and disruption to what should be a park and public resource.

The use of this site as an urban garden and resource center is much more consistent with the park use and would provide a locally focused educational benefit to our neighbors.

Thank you.  
Leslie MacKay

18

win +  
C-pages



**Proposed Re-use of the Industrial Recycling Center Park Land**

Helen Raiser to: recpark.commission

12/13/2010 02:03 PM

Cc: Gavin Newsom, board.of.supervisors, ross.mirkarimi

---

History: This message has been forwarded.

---

Mayor Gavin Newsom  
Recreation and Park Commission  
Board of Supervisors

File #101491

I am writing in support of the re-use of Kezar Recycling Center to become a Community Garden and Resource Center.

The use of this site as an urban garden is consistent with the park use and I feel would be an important step forward for the City of San Francisco.

Sincere thanks,  
Helen Raiser



Some San Franciscans must suffer because Chief Hayes-White cannot create a less expensive system of delivering compressed air and water.

JAMES CORRIGAN to: board.of.supervisors

12/07/2010 09:27 AM

Cc: Sean Elsbernd, John Avalos, Ross.Mirkarimi, sophie.maxwell

View: (Mail Threads)

Dear Board of Supervisors:

Are these Journal entries for 24 hours worth \$1,900 in labor costs?

**From the SFFD's MP-1 Journal, the guys who bring you compressed air and bottled water.**

**November 3, 2010**

**0800 FF Celo Duty**

**0830 Checked Apparatus and equipment - OK.**

**0930 Shop work**

**1030 MA 1 (Available on Radio) to Civic Center at Hayes/Larkin..Delivered 12 cases of water.**

**1200 Stations**

**Station # 9 Filled 4-45's  
5-30's**

**Station # 42 Filled 4-45's**

**Station # 44 Filled 3 - 45's**

**Station # 34 Filled 2-45's**

19



The above truck is manned by a San Francisco Firefighter 24/7.

It's purpose is to deliver and exchange used oxygen and compressed air to Stations as needed, and to respond to Greater Alarms in case immediate exchanges are needed.

I believe it to be one of those many nests within the SFFD where huge amounts of money can be made without risking life, limb or working too hard.

Other examples include the Bureau of Equipment where for many years several H-2 (lowest rank) firefighter have been making over \$200,000 a year.

Then there is the Scheduling office at Headquarters where several firefighters also make around \$200,000 a year.

Let me preface this by saying **all the research is not done**. I just did some preliminary research and what I found looks bad for the taxpayers, if it proves out and I'm sure it will.

By virtue of the Sunshine Act, I obtained copies from the Daily Journal of this high fallutin' sounding, Mobile Air One or (MA-1) from November 1, 2010 to November 10, 2010 in order to find the names of drivers and what they did on a daily basis.

The names were to find what the drivers made last year (2009). In the SFFD, once you get a great job like this, generally you don't leave. But I agree, this is not proof, yet.

The 4 names were Bel, Need, Cel, and Norm. **In 2009, these 4 made a combined total of \$599,443. \$150,000 of this was OVERTIME. \$45,449 in Premium or Bonus Pay.**

These figures were taken from the website SF Top Earners 2009.

<http://www.sfgate.com/cgi-bin/article.cgi?f=/g/a/2010/04/13/SFPay2009.DTL>

When a position in San Francisco Civil Service is manned 24/7, the accounting figure is 4.7 individual salaries to determine yearly costs.

I believe \$700,000 is a fair figure to use for manning Mobile Air 1, for an entire year, if these 4 received \$600,000. That's \$1,900 a day labor costs.

Let's just say that the Department uses 3,000 of these bottles. I don't know exactly, they could use more or less.

But, whatever the bottle costs the City, simply add on \$234 for its delivery costs to fire stations. (i.e. 3,000 bottles into \$700,000 salary). As my father use to say, "You can't make money that

way."

## WHAT DO THEY DO?

Directly from copies of their Journals with all entries recorded:

---

November 1, 2010

0800 FF Bel On Duty

0830 Checked apparatus and equipment

0930 Housework

1200 Delivered to Stations

Station # 2 Picked up broken pack gave loaner

Station # 37 Picked up 4 Packs gave 4 loaners per tony Knight

Station # 42 Filled 3 (45)minute bottles.

Station # 17 Filled 3 (45)minute bottles & 1 (30) minute bottle.

Station # 24 Filled 2 (60) minute bottles = mobil mechanic fix bumper on MP 1, passenger side.

20:02 BOX 7223 754 27th Ave. 2nd Alarm 3 stories Type 5

About 1 hour service

Filled 12 (45) minute bottles and 6 (30) minute

Handed out 2 cases of water.

---

November 2, 2010

0800 FF Norm on duty

0830 Checked apparatus and equipment, OK

0900 Housework

1200 Stations

Station # 44 Filled 2 (45's)

Station # 37 Returned backpacks (4)  
(4) loaners

Station # 26 Brought back (1) backpack (60)  
Gave (1) 60 minute bottle

Station # 2 Brought back (1) backpack  
Returned (1) backpack.

Station # 36 Returned (1) Mask.

Station # 5 Gave (2) voice emitters

Station 12 Returned (1) Mask

---

November 3, 2010

0800 FF Cel on Duty

0830 Checked Apparatus and equipment - OK.

0930 Shop work

1030 MA 1 (Available on Radio) to Civic Center at Hayes/Larkin..Delivered 12 cases of water.

1200 Stations

Station # 9 Filled 4-45's  
5-30's  
Station # 42 Filled 4-45's  
Station # 44 Filled 3 - 45's  
Station # 34 Filled 2-45's

---

November 4, 2010

0800 FF Bel on duty

0830 Apparatus & Equipment OK

0900 Housework

1200 Stations

Station # 1 Filled 1 (60) minute bottle.

Station # 7 Filled 1 (60) minute bottle.

1400 Box 5121 1693 Folsom 1st Alarm 3 stories Type 5

About 30 minutes service.

Filled 6 (45) minute bottles

Gave 1 case of water.

Station # 11 Filled 3 (30) minute bottles.

Station # 6 Picked up spare mask, needed to be fixed.

Station # 14 Filled 1 (45) minute bottle and 1 (30) minute bottle.

---

November 5, 2010

0800 FF Norm on duty.

MA 3 to Central Shops for transmission problem.

0900 Apparatus & Equipment checked

0930 Shop work.

1100 Airport Chief delivered 8 (60) minute bottles and 6 (30) minute for Hydro 1=Pak.

1200 Stations

Station # 6 Delivered 1 repaired Mask.

Station # 3 Received 1 damaged PAK, left loaner PAK.

---

November 6, 2010

0800 FF Cel on duty

0830 Apparatus and Equipment checked OK

0930 Shop work.

1200 Stations

Station # 7 Filled 1 (60) minute bottle and 3 (30) minute bottles.

Station # 19 Filled 2-45's

1-30

Took 1 Oxygen - hydro  
Gave 1 Oxygen - hydro.

---

November 7, 2010

0800 FF Cel on duty

0830 Apparatus and equipment checked OK

0930 Shop Work

1300 Stations

Stations # 12 Filled 2 - 30's

1 - 45

---

The above represents every entry into MP - 1's Journal for that week.

It could be just me, but when a bottle of compressed air is costing the taxpayer upwards of \$234 for delivery costs, 1) There is a story there and

2) It's but the tip of the iceberg regarding waste of taxpayers' money by the San Francisco Fire Department.

Sincerely yours,

James J. Corrigan

BOS-11  
c page



**Support KPFA**

Jennie Carpenter to: Michela Alioto-Pier

12/12/2010 01:11 AM

John.Avalos, David.Campos, David.Chiu, Carmen.Chu, Chris.Daly,

Cc: Bevan.Duffy, Sean.Elsbernd, Eric.L.Mar, Sophie.Maxwell,

Ross.Mirkarimi, Board.of.Supervisors, votesavekpf

# 101529

Honorable Members of the Board,

I am writing to urge each member of the San Francisco Board of Supervisors to support the resolution calling for Pacifica Radio's Board, its management and the station's Local Advisory Board to fully reinstate KPFA's Morning Show staff and work with the Union to resolve the financial and organizational issues that have brought the station to a precipice.

Listeners in the Bay Area and beyond need the integrity of the station, as well as vital programs such as the Morning Show, restored. In these challenging political and economic times we need the intelligent investigative reporting and programming the professional staff brings to the Morning Show and other programs. I have tremendous respect for the dedicated volunteers - programmers and others - who enrich KPFA's sound waves. However, it is imperative that we retain experienced, highly skilled professional journalists to anchor the day's most widely listened to news program and provide in-depth coverage and analysis regarding issues impacting our local communities, the nation and the world.

Please use the stature of your office to bring the Pacifica Board and its management to its senses so this Northern California treasure can be restored.

Respectfully,

Jennie Carpenter  
KPFA Listener and Supporter for 35 Years  
1262 York Street  
San Francisco, CA 94110

**Document is available  
at the Clerk's Office  
Room 244, City Hall**

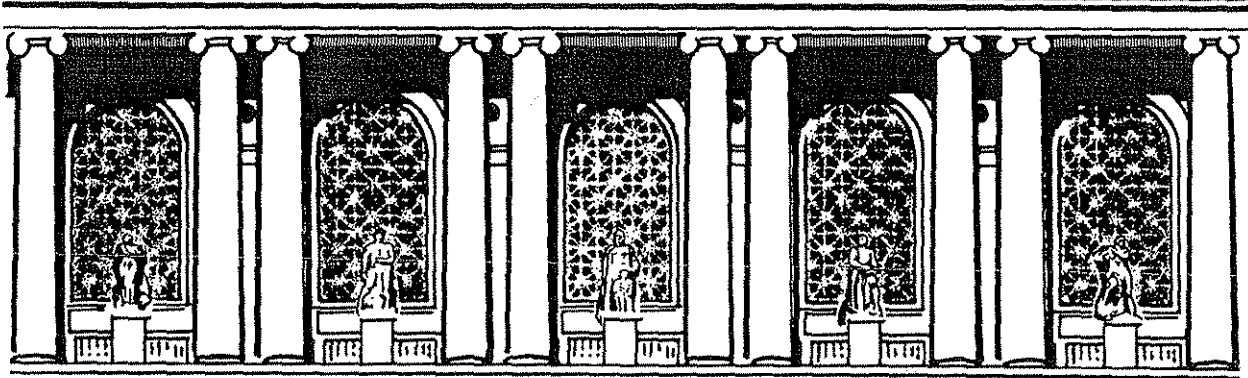
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THE PUBLIC LIBRARY OF THE CITY AND COUNTY OF SAN FRANCISCO  
FOUNDED A.D. MDCCCLXXXVIII ERRECTED A.D. MDCCCXXVI  
MAY THIS STRUCTURE THRONED ON IMPERISHABLE BOOKS BE MAINTAINED AND CHERISHED FROM GENERATION  
TO GENERATION FOR THE IMPROVEMENT AND DELIGHT OF MANKIND



The Original Library Movement  
December 10, 2010  
James Chaffee  
63 Stoneybrook Avenue  
San Francisco, CA 94112

Member, Board of Supervisors  
City Hall  
San Francisco, CA 94102

Re: "Unless You Are Willing to Give Money, I Would Say Shut up"

Dear Supervisor:

The quotation above was the statement of a retiring library commissioner upon the completion of the obligatory encomiums and the reading of the laudatory resolution. This commissioner had served for more than twenty years and I have transcribed it verbatim from the tape of the recent Library Commission meeting at which it was said.

This is not about a library commissioner who is foolish enough to mar her own retirement. On the contrary, this is significant because it is all too characteristic of the prevailing attitude of the Library Commission.

This has the virtue of having an "out of the mouth's of babes" quality. She does not really understand what she is saying. As far as she is concerned this is the common attitude among the Library Commission and the Library Administration and she doesn't know that what they say behind the scenes is not supposed to be repeated into a public microphone. As a matter of fact, she clearly thinks of herself as the resident iconoclast who is willing to say out loud what everyone else is too shy to acknowledge. Whether this is "brave honesty" my readers can decide for themselves.

The second point is that, having been said, it was treated as "brave honesty" by her fellow library commissioners. This statement was greeted with appreciative laughter. They didn't regard it as the slightest bit inappropriate. This is what happens when all the appointees to public body are approved by and

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Board of Supervisors  
December 10, 2010  
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representative of a private group who judge everything on the scale of whether it is beneficial for fundraising -- in this case the Friends & Foundation of the San Francisco Public Library.

Not only is this Friends & Foundation a private group, but it is a private group that is premised on maintaining class barriers and selling influence on the basis that such influence is limited to themselves. The Friends & Foundation's real selling point, as they will proudly admit, is that they are the "only game in town." Well, that is not consistent with democratic values.

They can and do say -- and with some justice -- that private donors will not give money if they are turned off by having members of the public around like you and me. There are several answers to that point. They are giving money to a private fund raising group, so there is no direct public benefit for the money. We have libraries that are publically supported to serve the community.

During most of the tenure of the retiring library commissioner quoted above, the commission openly spoke about what was necessary to limit involvement to only "good people" and acknowledged that if there were "public values" the good people would not be attracted. In fact, how restrictive "good people" can get is not subject to any control except those who can be persuaded that it means themselves because they give money. If the term "good people" is solely determined by the size of the donation, then everyone reading this letter is a second-class citizen because no one, let me repeat that, *no one*, can compete with corporate interests. When we reach that point, there are not only no public values in the library, there are no human values.

The point is that they cannot then turn around and claim that they are tolerant of opposing opinions, or the democratic right of free speech. This is a long way from the famous, "I may disagree with what you say, but I will defend to the death your right to say it." Now it is, "if you are not giving money, shut up"? I never thought I would live in a society where it was respectable to admit that the citizenship itself comes in return for a donation.

It is this idea that everything bows before private money that is the context in which must be placed all of the hate, corruption, abuse and contempt that is promulgated to protect those interests. Most people who don't follow the library would be shocked at the extent to which even the most basic honesty, justice and decency is the exclusive province of donors.

Very truly yours,

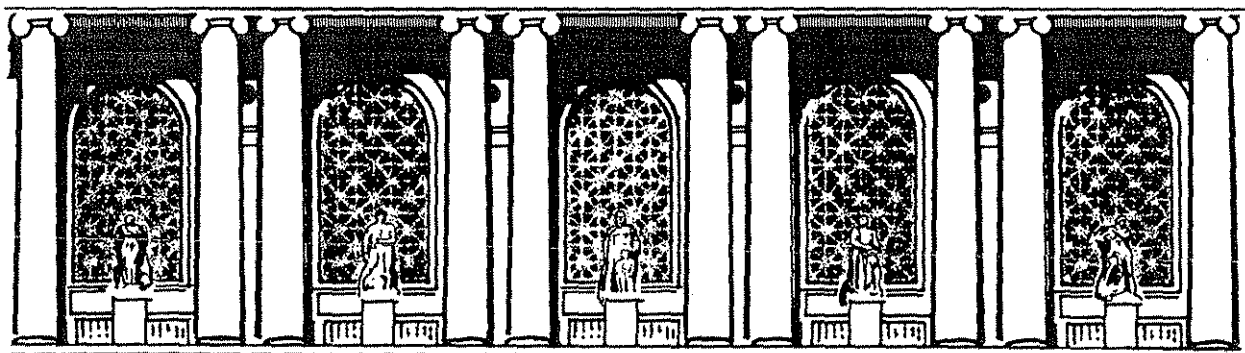
  
James Chaffee

cc: Mayor Newsom  
Interested Citizens and Media

BDS-11  
C-pages



THE PUBLIC LIBRARY OF THE CITY AND COUNTY OF SAN FRANCISCO  
FOUNDED A.D. MDCCCLXXVIII ERECTED A.D. MDCCCXVI  
MAY THIS STRUCTURE THROWN ON IMPERISHABLE BOOKS BE MAINTAINED AND CHERISHED FROM GENERATION  
TO GENERATION FOR THE IMPROVEMENT AND DELIGHT OF MANKIND



The Original Library Movement

December 14, 2010

James Chaffee  
63 Stoneybrook Avenue  
San Francisco, CA 94112

Member, Board of Supervisors  
City Hall  
San Francisco, CA 94102

Re: What Money Are We Talking About, or  
"Unless You Are Willing to Give Money, I Would Say Shut up, Part 2"

Dear Supervisor:

One of the quotations that I often refer to is a statement from a Vice-president of the Library Commission that "If the Friends Don't Raise \$16 Million, the Public Will Be Sitting on the Floor." The context was the contention that no one has the right to criticize the Friends, but we need to be suitably grateful because the Friends paid for the chairs.

I don't think that we need to sacrifice the benefits of an open and democratic society because those benefits are not worth the price of a chair. The more important point is that people in a free society should never be subjugated by that level of gratitude. There are some things that the public needs to own in common, for the benefit of all, so that we can all enjoy liberty of speech and thought.

But then the question becomes, How much money is really at stake? Not only have the Friends and Foundation widely advertised that they are raising \$16 Million for the Branch Library Improvement Program, but that figure is "pledged" and appears on budgeting and planning documents for the program.

How are we doing with that pledge? The original schedule for the Branch Library Improvement Program called for all branch libraries to be completed in January of 2010. At that point the program was exactly half complete. The original budget for the program was \$105.9 Million. Currently the budget is

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Board of Supervisors  
December 14, 2010  
Page 2

\$188,910,119, an increase of 78.3%. (I have attached pages from the most current Quarterly Report where most of these figures can be verified. The Dept. of Public Works participates in its production.) The budget is expected to rise to \$201,486,492.

At the present time, out of 25 projects, that include 24 branches and one support center, 15 have been completed for exactly 60%. As we would expect, expenditures through Sept. 30, 2010, are 69.3% of the total program budget.

How are the expenditures of the money pledged by the Friends & Foundation progressing? As of Sept. 30, 2010, of the \$16 Million pledged, the Friends & Foundation have expended \$978,580, or 6.1%.

How does this 6.1% or \$978,580, in a ten-year period compare with what we know about the Friends & Foundation's finances from filings with the California State Attorney General? First, we can add up the salaries of the executive directors of the Friends in the nine years, from 2000 to June of 2009 and the total is \$1,493,584. This means that for every dollar that ended up with the bond program, executive directors alone got \$1.53. The same filings with the Attorney General disclose executive-level salaries which in the nine years totaled \$5,526,160. The entire BLIP program, for which the public was presumably being solicited, got 17.7% of that. (I have attached my home-made table of figures from the reports.)

The entire income of the Friends & Foundation during the period of the Branch Library Improvement Program was \$31,705,600, but the \$978,580 that ended up benefitting the BLIP, only represented 3.08%. What must be realized is that the Friends told the public that they would be raising \$16 Million when the program was \$105.9 Million, or 15.1%. Now that the program is \$188,910,119, and is soon to become \$201,486,492, by extrapolating the figures, the Friends are on track to give \$1,412,915, less than one percent, i.e. 0.747%. (Was the program delayed to maximize fund-raising? Of course it was, but that is the subject of another letter.)

So now the question is whether the public should cower in silence, meek with gratitude, before the beneficence of our masters. I don't think so. I don't think that society should accept such money. But the library is presumed to be the most public of institutions. Most people understand that the library needs to be public – our right to information and our cultural legacy are at stake. This most public of institutions is playing host to a complete fraud. The public sitting on the floor, indeed.

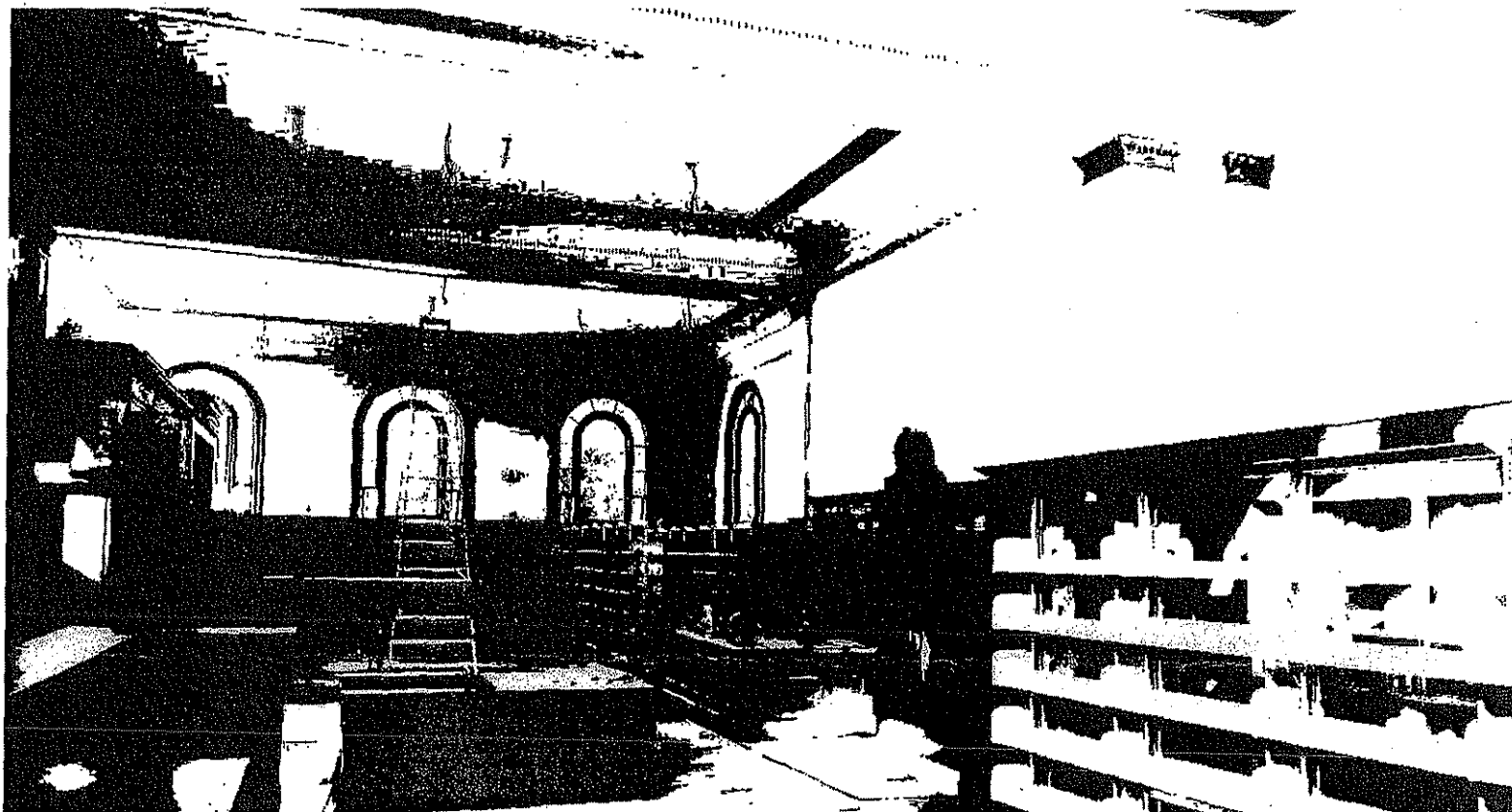
Very truly yours,

  
James Chaffee

cc: Mayor Newsom  
Interested Citizens and Media

# 2000 Branch Library Improvement Bond

QUARTERLY REPORT  
Third Quarter 2010  
July - September



Presidio Branch Library

Progress Photo September 30, 2010



*Building better libraries for stronger communities*

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**July – September 2010**

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*San Francisco Public Library*

Luis Herrera  
City Librarian



**BRANCH LIBRARY**  
IMPROVEMENT PROGRAM

Lena Ch'en, AIA  
Bond Program Manager



Edward D. Reiskin  
Director

**Program Budget**

- Baseline Program Budget: \$133,265,000  
Current Program Budget: \$188,910,119  
Projected Program Budget: \$201,486,492
- The current Program Budget \$188,910,119 is funded from the following sources:

City Prop. A Bonds	\$105,865,000
Interest Proceeds	7,036,580
Lease Revenue Bond	34,056,156
Rents Realized	340,172
City ESP Bonds	2,400,000
State Prop. 14 Bonds	9,710,784
Library Preservation Fund	11,501,427
Developer Impact Fees Advanced for Vis Valley	2,000,000
Friends of the Library	16,000,000

- A total of \$143,040,971 has been *expended or encumbered* as of September 30, 2010:

City Prop. A Bonds	\$98,195,815
Bond Interest & Rents	4,900,608
Lease Revenue Bond	16,893,609
City ESP Bonds	2,400,000
State Prop. 14 Bonds	9,710,376
Library Preservation Fund	9,797,016
Friends of SFPL	1,143,547

- Actual *expenditures* through September 30, 2010 of \$130,838,476 are as follows:

City Prop. A Bonds	\$94,862,207
Bond Interest & Rents	4,489,077
Lease Revenue Bond	8,887,955
City ESP Bonds	2,400,000
State Prop. 14 Bonds	9,710,376
Library Preservation Fund	9,510,281
Friends of SFPL	978,580

- Funding anticipated from the following sources:

2 <sup>nd</sup> Sale, Lease Revenue Bonds	\$12,576,373
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**Project Status**

- The following project is in Design:

North Beach	Design Development completed  EIR in progress
-------------	---

- The following project is in Pre-Construction:

Bayview	CM/GC contract awarded
---------	------------------------

- The following projects are in Construction:

Parkside	Opening Nov. 6 <sup>th</sup> !
Park	95% Complete
Presidio	95% Complete
Merced	76% Complete
Anza	74% Complete
Visitacion Valley	79% Complete
Ortega	64% Complete
Golden Gate Valley	44% Complete

Friends & Foundation -- 990 Forms

Year	F&F Income	Library Donation	Director	Top Seven Employees
00-01	\$2,914,532.00	\$491,968.00	\$ 100,000.00	\$222,000.00
01-02	\$3,097,785.00	\$278,928.00	\$ 204,278.00	\$511,209.00
02-03	\$3,274,385.00	\$120,390.00	\$ 150,000.00	\$560,066.00
03-04	\$3,437,932.00	\$90,748.00	\$ 162,314.00	\$605,455.00
04-05	\$2,956,935.00	\$182,867.00	\$ 138,821.00	\$633,827.00
05-06	\$3,578,252.00	\$225,914.00	\$ 167,241.00	\$710,663.00
06-07	\$4,052,502.00	\$929,664.00	\$ 178,839.00	\$739,859.00
07-08	\$5,001,719.00	\$498,121.00	\$ 179,928.00	\$889,738.00
08-09	\$3,391,558.00	\$373,332.00	\$ 212,163.00	\$653,343.00*
Total	\$31,705,600.00	\$3,191,932.00	\$ 1,493,584.00	\$5,526,160.00

\*Top four



# City and County of San Francisco

Office of the Controller – City Services Auditor

## GOVERNMENT BAROMETER

October 2010



December 13, 2010

**CONTROLLER'S OFFICE  
CITY SERVICES AUDITOR**

The City Services Auditor was created within the Controller's Office through an amendment to the City Charter that was approved by voters in November 2003. Under Appendix F to the City Charter, the City Services Auditor has broad authority for:

- Reporting on the level and effectiveness of San Francisco's public services and benchmarking the city to other public agencies and jurisdictions.
- Conducting financial and performance audits of city departments, contractors, and functions to assess efficiency and effectiveness of processes and services.
- Operating a whistleblower hotline and website and investigating reports of waste, fraud, and abuse of city resources.
- Ensuring the financial integrity and improving the overall performance and efficiency of city government.

**About the Government Barometer:**

The purpose of the Government Barometer is to share key performance and activity information with the public in order to increase transparency, create dialog, and build the public's confidence regarding the City's management of public business. The report lists measures in major service areas, such as public safety, health and human services, streets and public works, public transit, recreation, environment, and customer service. This is a recurring report. The December 2010 report is scheduled to be issued in late January 2011.

For more information, please contact the Office of the Controller, City Services Auditor Division.

Phone: 415-554-7463

Email: [CSA.ProjectManager@sfgov.org](mailto:CSA.ProjectManager@sfgov.org)

Internet: [www.sfgov.org/controller/performance](http://www.sfgov.org/controller/performance)

**Program Team:**

Peg Stevenson, Director  
Andrew Murray, Deputy Director  
Keith DeMartini, Performance Analyst  
Sherman Luk, Performance Analyst  
Dennis McCormick, Performance Analyst  
Richard Kurylo, Operations Analyst  
Department Performance Measurement Staff

# Government Barometer – October 2010

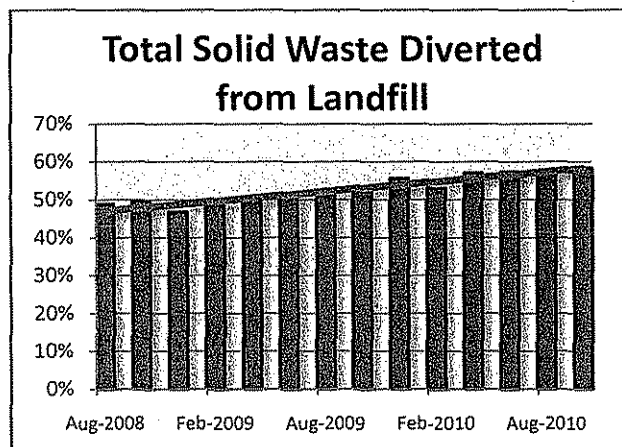
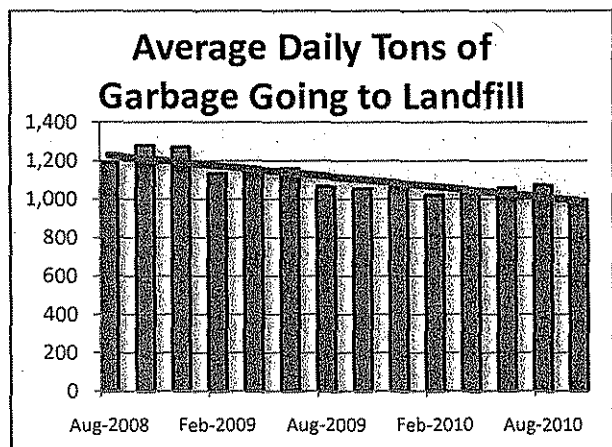
The Office of the Controller has issued the October 2010 Government Barometer. Significant changes reported in October 2010 include the following:

## Summary:

- Incidents of both serious violent and property crimes have declined in October 2010 from the previous report (August 2010) and previous year (October 2009). Incidents of both crimes have steadily declined over the past two years.
- The total number of Healthy San Francisco<sup>1</sup> participants is 54,792 in October 2010 making it the highest enrollment since the beginning of the program. Program growth has slowed dramatically in recent months.
- The average wait time for a new patient routine examination/appointment among the 13 hospital and community-based primary care clinics decreased slightly in October 2010 from the previous report; however, wait time increased significantly by 58.8% from the prior year (October 2009), from 17 days to 27 days due to several clinics operating at capacity with current staffing and hours of operation. The average wait time remains well within Healthy San Francisco's goal of a 60-day wait for a new patient clinic appointment.
- CalWORKs and Food Stamps caseloads increased slightly in October 2010 from the prior period.
- The average street litter score on inspected streets declined by just over 10% from the previous period and year, possibly due to reduced sweeping resources from the expiration of the JOBS NOW!<sup>2</sup> program.
- Responsiveness to graffiti requests on public property showed marked improvement over the past year.
- Park reservations for picnic tables, sites, recreation facilities, fields, etc, have increased by 25.2% to 7,540 in October 2010 from the prior year.
- The number of visitors at the de Young, Legion of Honor, and Asian Art Museums decreased in October 2010 by over 30% from the prior period, but increased by over 30% from the prior year.
- Most building permitting and inspection measures showed negative trends period-to-period and year-to-year, most significantly the decline in the percentage of life hazard and lack of heat complaints that are resolved within 1 business day down from 100% in August 2010 to 78% in October 2010 - a 22% decline.
- The percentage of 311 calls answered within 60 seconds showed marked improvement in October 2010 at 70.0% - a 31.1% increase from the prior year.

## Measure Highlight:

The average daily tons of garbage going to landfill (997.6 in October 2010) and the percentage of waste diverted from landfill through residential curbside recycling (58.4% in October 2010) continue to show improvement period after period, with October 2010 data showing the best results over the past two fiscal years. The City surpassed its citywide goal of 75% diversion in August 2010 through programs such as the Construction and Demolition Debris Recovery Program<sup>3</sup> implemented in 2006 and the Mandatory Recycling and Composting Program<sup>4</sup> implemented in 2009.



<sup>1</sup> More information about the Healthy San Francisco program is available at the following website: <http://www.healthysanfrancisco.org/>

<sup>2</sup> More information about the JOBS NOW! program is available at the following website: <http://www.sfhsa.org/1410.htm>

<sup>3</sup> More information about the Construction and Demolition Debris Recovery Program is available at the following website: [http://www.sfenvironment.org/our\\_programs/interests.html?ssj=3&ti=5&li=125](http://www.sfenvironment.org/our_programs/interests.html?ssj=3&ti=5&li=125)

<sup>4</sup> More information about the Mandatory Recycling and Composting Program is available at the following website: [http://www.sfenvironment.org/our\\_programs/topics.html?ssl=3&ti=86](http://www.sfenvironment.org/our_programs/topics.html?ssl=3&ti=86)

City and County of San Francisco  
 Controller's Office  
 Government Barometer (October 2010)



Activity or Performance Measure	Prior Year	Prior Period	Current Period	Period-to-Period		Year-to-Year	
	Oct-2009	Aug-2010	Oct-2010	% Change	Trend	% Change	Trend
<b>Public Safety</b>							
Total number of serious violent crimes reported (homicide, forcible rape, robbery and aggravated assault, per 100,000 population)	74.6	68.2	59.2	-13.2%	Positive	-20.6%	Positive
Total number of serious property crimes reported (burglary, larceny-theft, motor vehicle theft, and arson, per 100,000 population)	399.2	423.7	305.8	-27.8%	Positive	-23.4%	Positive
Percentage of fire/medical emergency calls responded to within 5 minutes	91.1%	87.7%	86.3%	-1.6%	Negative	-5.3%	Negative
Average daily county jail population	2,043	1,721	1,792	4.1%	Negative	-12.3%	Positive
Percentage of 9-1-1 calls answered within 10 seconds	89%	89%	90%	1.1%	Positive	1.1%	Neutral
Average 9-1-1 daily call volume	1,349	1,444	1,455	0.8%	Neutral	7.9%	Negative
<b>Health, Human Services, and Employment</b>							
Average daily population of San Francisco General Hospital	417	399	415	4.0%	Negative	-0.5%	Neutral
Average daily population of Laguna Honda Hospital	765	758	743	-2.0%	Negative	-2.9%	Neutral
Total number of Healthy San Francisco participants	48,016	54,036	54,792	1.4%	Positive	14.1%	Positive
New patient wait time in days for an appointment at a DPH primary care clinic	17	31	27	-12.9%	Positive	58.8%	Negative
Current active CalWORKs caseload	4,840	4,666	4,772	2.3%	Negative	-1.4%	Neutral
Current active County Adult Assistance Program (CAAP) caseload	7,572	7,680	7,495	-2.4%	Positive	-1.0%	Neutral
Current active Non-Assistance Food Stamps (NAFS) caseload	19,913	23,961	24,630	2.8%	Negative	23.7%	Negative
Percentage of all available homeless shelter beds used	89.0%	94.0%	94.0%	0.0%	Neutral	5.6%	Positive
Average nightly homeless shelter bed use	1,048	1,066	1,062	-0.4%	Neutral	1.3%	Neutral
Total number of children in foster care	1,402	1,317	1,277	-3.0%	Positive	-8.9%	Positive
<b>Streets and Public Works</b>							
Average score of streets inspected using street maintenance litter standards (1 = acceptably clean to 3 = very dirty)	1.93	1.94	2.14	10.3%	Negative	10.9%	Negative
Percentage of street cleaning requests responded to within 48 hours	90.4%	90.8%	88.4%	-2.6%	Negative	-2.2%	Neutral
Percentage of graffiti requests on public property responded to within 48 hours	17.0%	66.1%	77.8%	17.8%	Positive	357.6%	Positive
Percentage of pothole requests repaired within 72 hours	71.6%	65.3%	51.5%	-21.2%	Negative	-28.1%	Negative

City and County of San Francisco  
 Controller's Office  
 Government Barometer (October 2010)



Activity or Performance Measure	Prior Year	Prior Period	Current Period	Period-to-Period		Year-to-Year	
	Oct-2009	Aug-2010	Oct-2010	% Change	Trend	% Change	Trend
<b>Public Transit</b>							
Percentage of MUNI buses and trains that adhere to posted schedules	74.8%	73.7%	74.3%	0.8%	Neutral	-0.7%	Neutral
Average daily number of MUNI customer complaints regarding safety, negligence, discourtesy, and service delivery	68.5	43.6	46.9	7.6%	Negative	-31.5%	Positive
<b>Recreation, Arts, and Culture</b>							
Average score of parks inspected using park maintenance standards	90.0%	91.0%	91.0%	0.0%	Neutral	1.1%	Neutral
Total number of individuals currently registered in recreation courses	6,747	11,196	9,982	-10.8%	Negative	47.9%	Positive
Total number of park facility (picnic tables, sites, recreation facilities, fields, etc.) bookings	6,024	4,539	7,540	66.1%	Positive	25.2%	Positive
Total number of visitors at public fine art museums (Asian Art Museum, Legion of Honor, de Young)	152,937	310,048	208,738	-32.7%	Negative	36.5%	Positive
Total circulation of materials at main and branch libraries	868,484	926,153	841,429	-9.1%	Negative	-3.1%	Negative
<b>Environment, Energy, and Utilities</b>							
Drinking water reservoirs storage as a percentage of normal for this month	110.6%	105.1%	111.7%	6.3%	Positive	1.0%	Neutral
Average monthly water use by City departments (in millions of gallons)	N/A	125.0	127.1	1.7%	Negative	N/A	N/A
Average daily residential per capita water usage (in gallons)	N/A	50.6	50.6	0.0%	Neutral	N/A	N/A
Average monthly energy usage by City departments (in million kilowatt hours)	72.4	72.0	72.1	0.1%	Neutral	-0.4%	Neutral
Average daily tons of garbage going to landfill	1,055.9	1,072.5	997.6	-7.0%	Positive	-5.5%	Positive
Percentage of total solid waste diverted from landfill through curbside recycling	52.1%	57.0%	58.4%	2.5%	Positive	12.1%	Positive
<b>Permitting and Inspection</b>							
Value (estimated cost, in millions) of construction projects for which new building permits were issued	\$94.8	\$103.4	\$89.3	-13.6%	Negative	-5.8%	Negative
Percentage of all building permits involving new construction and major alterations review that are approved or disapproved within 60 days	53%	58%	56%	-3.4%	Negative	5.7%	Positive
Percentage of all applications for variance from the Planning Code decided within 120 days	50%	33%	37%	12.1%	Positive	-26.0%	Negative
Percentage of life hazard or lack of heat complaints responded to within one business day	90.0%	100.0%	78.0%	-22.0%	Negative	-13.3%	Negative

City and County of San Francisco  
 Controller's Office  
 Government Barometer (October 2010)



Activity or Performance Measure	Prior Year	Prior Period	Current Period	Period-to-Period		Year-to-Year	
	Oct-2009	Aug-2010	Oct-2010	% Change	Trend	% Change	Trend
Percentage of customer-requested construction permit inspections completed within two business days of requested date	97.0%	95.0%	93.0%	-2.1%	Negative	-4.1%	Negative
<b>Customer Service</b>							
Average daily number of 311 contacts, across all contact channels	N/A	7,860	7,249	-7.8%	Negative	N/A	N/A
Percentage of 311 calls answered by call takers within 60 seconds	53.3%	66.2%	70.0%	5.7%	Positive	31.3%	Positive

**Notes:**

The Government Barometer is currently issued every other month, covering even months.  
 The period-to-period change reflects the change since the last even month (e.g., for October 2010, change since August 2010).  
 The year-to-year change reflects the change since the same month last year (e.g., for October 2010, change since October 2009).  
 A period-to-period change of less than or equal to +/-1% and a year-to-year change of less than or equal to +/-3% is considered "Neutral."  
 Data reported for the most recent month is either data for that month or the most recent data available. See the measure details for more information.  
 For additional detail on measure definitions and department contact information, please see [www.sfgov.org/controller/performance](http://www.sfgov.org/controller/performance).  
 Values for prior periods (October 2009 or August 2010) may be revised in this report relative to their original publication.

*To prepare this report, the Citywide Performance Measurement Program has used performance data supplied by City Departments. The Departments are responsible for ensuring that such performance data is accurate and complete. Although the Citywide Performance Measurement Program has reviewed the data for overall reasonableness and consistency, the Program has not audited the data provided by the Departments.*

City and County of San Francisco  
 Controller's Office  
 Government Barometer Measure Details



Activity or Performance Measure	Department	Performance Pattern	Measure Description	Measure Technical Description
<b>Public Safety</b>				
Total number of serious violent crimes reported (homicide, forcible rape, robbery and aggravated assault, per 100,000 population)	Police	Trending down is positive	Number of offenses divided by 100,000 population. Uniform Crime Report (UCR) violent crimes are: homicide, forcible rape, robbery and aggravated assault.	Collection Method: Number of UCR Violent Part I crimes divided by current San Francisco population and multiplied by 100,000. Population FY 2008: 829,848, FY 2009 & FY 2010: 842,625 (CA Dept of Finance E-2 Report). Timing: Monthly.
Total number of serious property crimes reported (burglary, larceny-theft, motor vehicle theft, and arson, per 100,000 population)	Police	Trending down is positive	Number of crimes divided by 100,000 population. UCR Part I property crimes are burglary, larceny-theft, motor vehicle theft and arson.	Collection Method: Number of Part I Property crimes divided by current San Francisco population and multiplied by 100,000. Population FY 2008: 829,848, FY2009 & FY2010: 842,625 (Source: CA Department of Finance, E-2 Report). Timing: Monthly.
Percentage of fire/medical emergency calls responded to within 5 minutes	Fire	Trending up is positive	Percentage of all incidents responded to in under five minutes (total response time (RT) from dispatch to arrival on scene of first unit). Includes all calls the Department responds to with lights and sirens, not just those requiring possible medical care.	Raw data is stored at Department of Emergency Management and aggregated at Fire Department headquarters.
Average daily county jail population	Sheriff	Trending down is positive	Overcrowding creates security and safety issues for the Department and drives costs in many directions. Approximately 75% of those jailed are pretrial felony prisoners, who either cannot be released or cannot make bail. Housing such prisoners can require greater security precautions. An average daily population above the rated capacity can also drive demand for additional facilities.	Collection Method: Average Daily Population (ADP) is compiled by Sheriff's staff from reports issued daily from each jail. Records are located in City Hall, Room 456. Timing: Data available 5am daily. Population represents all in-custody people.
Percentage of 9-1-1 calls answered within 10 seconds	Emergency Management	Trending up is positive	The State of California 9-1-1 Office recommends that all 9-1-1 calls are answered within 10 seconds. There is no state or federal mandate. Our Center strives to answer 90% of all 9-1-1 calls within 10 seconds.	Collection Method: All calls introduced through the 9-1-1 State switch are captured in an automatic telephone call distribution system produced by Nortel Networks. This system analyzes the time it takes from the call to hit the message switch, then time it takes for our call takers to answer and process the call for service. All equipment housed at 1011 Turk.
Average 9-1-1 daily call volume	Emergency Management	Trending down is positive	This number represents the number of 9-1-1 telephone calls received and presented to the San Francisco Division of Emergency Communications on a daily basis.	Our statistics are continuously collected by our Nortel Network equipment. This information is collated daily and composed into weekly, monthly, and annual reports to reflect the call volume thus allowing us to allocate staff as needed.
<b>Health, Human Services, and Employment</b>				
Average daily population of San Francisco General Hospital	Public Health	Trending down is positive	The daily count of patients at SFGH (aka: Average Daily Census or ADC) is the number of admitted inpatients at SFGH at approximately 12 midnight, when the census is taken. This measure totals the daily census for a month, divided by the number of days in the month. The measure separates the average monthly census by services (acute medical/surgical, acute psychiatry, skilled nursing, and long-term behavioral health) and also provides the total for the hospital.	The daily count is tracked by the Hospital's computer system - SMS Invision Clinical Data System; maintained by DPH Community Health Network/SFGH. The reporting database is updated monthly, within 10 days of the following month. The data is 99% reliable within one month. Reports are run on an ad hoc basis.
Average daily population of Laguna Honda Hospital	Public Health	Trending down is positive	Laguna Honda Hospital (LHH) is a long-term care facility that provides a residential setting for physically or cognitively impaired individuals who require continuous nursing assistance, rehabilitation services, medical care, and monitoring. LHH also offers acute care for those patients whose condition changes to require this level of care. The daily count of patients (aka: Average Daily Census or ADC) is the total number of residents in-house at LHH at the time the census is taken each day.	Admissions, discharges, and transfers (relocations) are entered into the Invision Clinical Data System when any of these activities occur. Reports for ADC data (from Invision) can be generated for daily, monthly and/or quarterly basis. Numbers are drawn from the Monthly Average Census Report, using the SNF Occupied + MTA + LAA columns.
Total number of Healthy San Francisco participants	Public Health	Trending up is positive	This number represents enrollees in the Healthy San Francisco program (HSF). HSF is a comprehensive health coverage program for uninsured San Francisco residents, age 18 through 64 years old. Enrollment first began in July 2007 for lower income residents and has grown as more health clinic sites joined and as enrollment requirements expanded. This measure was added to the system in January 2009.	The enrollment number is derived from the One-E-App program. One-E-App is a web-based eligibility and enrollment application and system of record for Healthy San Francisco. Reports are run monthly and ad hoc.
New patient wait time in days for an appointment at a DPH primary care clinic	Public Health	Trending down is positive	This measure shows the number of calendar days that a new patient would have to wait for a routine primary care appointment and/or examination. This assumes that the patient is not reporting any health issue and is not yet established with a primary care provider. The Healthy San Francisco program has set a goal of 60 calendar days for a new enrollee to wait for a primary care appointment.	This data is collected manually by a DPH staff person who searches the DPH computerized appointment system (Invision) for the first possible routine appointment at each primary care clinic or, if required, calls the clinic to inquire about next appointment availability for a new & routine patient appointment. The report represents a point in time, the day the report is done. To obtain one monthly number for the measure, the wait for each clinic is added together and divided by the number of clinics (13).

City and County of San Francisco  
 Controller's Office  
 Government Barometer Measure Details



Activity or Performance Measure	Department	Performance Pattern	Measure Description	Measure Technical Description
Current active CalWORKS caseload	Human Services	Trending down is positive	This measure is the number of CalWORKS cases that have received cash assistance (TANF) during the month for which the data is reported.	Data for this measure is obtained from a monthly extract generated by the CalWIN client tracking system.
Current active County Adult Assistance Program (CAAP) caseload	Human Services	Trending down is positive	This measure reflects the number of cases that are paid cash assistance during the month for which data has been reported.	Data for this measure is obtained from a monthly extract generated from the CalWIN client tracking system.
Current active Non-Assistance Food Stamps (NAFS) caseload	Human Services	Trending down is positive	This is the total number of cases receiving non-assistance food stamps. Non-assistance food stamps cases do not include those cases which also receive other forms of public assistance (e.g. CalWORKS).	Collection Method: Data for this measure is tracked within the CalWIN system. A case file is opened at the point of intake and maintained while the case is active. Timing: The CalWIN data system is dynamic, and can be queried for current data. Historical data is stored in extracts that can also be queried for previous periods.
Percentage of all available homeless shelter beds used	Human Services	Trending up is positive	This is the average percentage of shelter beds (single adult) available that have been reserved and used on a nightly basis.	Data for this measure is derived from the CHANGES shelter bed reservation system.
Average nightly homeless shelter bed use	Human Services	Trending down is positive	The numbers reported here represent the average number of beds (single adult) used during the month.	Data for this measure is reported via the CHANGES system, but the actual number of beds available is based upon negotiated contracted obligations.
Total number of children in foster care	Human Services	Trending down is positive	This measure provides a count of the number of children with an open case in foster care at the end of each month that data is being reported.	The data source for this measure is the Child Welfare Services Case Management System (CWS/CMS). CWS/CMS is a longitudinal statewide database that can be queried for current and historical data.
<b>Streets and Public Works</b>				
Average score of streets inspected using street maintenance litter standards (1 = acceptably clean to 3 = very dirty)	Public Works	Trending down is positive	Average score of the inspection results of selected routes for the street cleanliness standard 1.1, which is based on a scale from 1 to 3. (For each 100 curb feet, 1 = under 5 pieces of litter; 2 = 5 - 15 pieces of litter; and 3 = over 15 pieces of litter). See maintenance standards manual for details.	For selected blocks, an inspector assigns a score from 1 to 3 to each 100 curb feet, for blocks of selected routes. Block and route averages are calculated. This measure provides the average of routes inspected for the selected time period. It includes only DPW inspections. Inspections were conducted on a combination of 11 residential and 11 commercial routes. Clean Corridors routes are excluded. Data collection: Data source are MNC Excel files, and summaries are generated by the Controller's Office. Data for these "district" inspections, are available every other month.
Percentage of street cleaning requests responded to within 48 hours	Public Works	Trending up is positive	DPW receives requests to address street cleaning issues primarily through 311. Our goal is to resolve these issues within 48 hours of receiving the request.	Collection Method: Dated services requests and action taken data is entered into the Bureau of Street Environmental Services' 28 Clean Access database. Timing: Data is available on a daily basis.
Percentage of graffiti requests on public property responded to within 48 hours	Public Works	Trending up is positive	DPW receives calls from the public to report graffiti, primarily through 311. DPW crews respond to these calls and abate the graffiti on public property. Our goal is to abate within 48 hours. If the graffiti is on private property, the property owner is notified to abate. This metric only measures abatements on public property.	Collection Method: Dated service requests and action taken data is logged into the Bureau of Street Environmental Services' 28 Clean Access database. Timing: Data is available on a daily basis.
Percentage of pothole requests repaired within 72 hours	Public Works	Trending up is positive	DPW receives calls from the public reporting potholes. Our goal is to repair these potholes within 72 hours.	Collection Method: Dated service requests and action taken data is entered into the Bureau of Street and Sewer Repair's Pothole database daily. Timing: Data is available on a monthly basis.
<b>Public Transit</b>				
Percentage of MUNI buses and trains that adhere to posted schedules	Municipal Transportation Agency	Trending up is positive	Definition: Each line is checked at least once in each six month period. Such checks are conducted no less often than 10 weekdays and weekends per period. An annual checking schedule is established for the routes. The order in which the routes are checked is determined monthly through a random selection process. To the extent automated systems can be substituted at less cost for such checks, or the measurement of any performance standard, such systems will be used.	Method: Check the designated lines using criteria of -1/+4 minutes. Periods of time includes morning rush (6am-9am), midday (9am-4pm), evening rush (4pm-7pm), and night (7pm-1am). Supervisors conduct a one-hour check at a point at mid-route during all four time periods stated above. Timeframe: Data is available approximately 60 days after each quarter closes. The annual goal for the forthcoming fiscal year is traditionally approved by the SFMTA Board of Directors in April or May. For the barometer report, data is reported on a quarterly basis.
Average daily number of MUNI customer complaints regarding safety, negligence, discourtesy, and service delivery	Municipal Transportation Agency	Trending down is positive	Definition: Customers may provide feedback regarding Muni services through 311, sfmta.com, by mail, and by fax.	Method: Feedback data is pulled from the Trapeze system on a monthly basis and divided by the number of days in the month to come up with the average daily number of complaints.
<b>Recreation, Arts, and Culture</b>				



City and County of San Francisco  
 Controller's Office  
 Government Barometer Measure Details



Activity or Performance Measure	Department	Performance Pattern	Measure Description	Measure Technical Description
Average score of parks inspected using park maintenance standards	Recreation and Parks	Trending up is positive	The average rating for neighborhood parks category only (i.e. an average of the neighborhood parks' percentages for meeting parks standards). The ratings for Neighborhood Parks have been chosen to be included as a performance measure as they represent the majority of RPD property types, include almost all park features rated, and are geographically dispersed throughout the City	Collection Method: RPD staff conducts quarterly park evaluations. Hard copies turned in to clerical staff for data entry into Park Evaluations database. Hard copies kept on file by clerical staff. Data Location: Park Evaluations Database. "Neighborhood Parks" is an established category of City parks and broken out in the current database reports (BY PARK TYPE BY DISTRICT REPORT). Timing: This data is available quarterly, no more than 30 days after the previous quarter end. For the barometer report, data is reported on a quarterly basis and 1 month in arrears.
Total number of individuals currently registered in recreation courses	Recreation and Parks	Trending up is positive	Measure indicates number of registered program participants for all age categories. It includes all recreation programs except aquatics programs. Please note that given a certain month, this number does not reflect all participants but rather those that registered in that given month.	Collection Method: CLASS recreation management software records all individuals (termed clients within the CLASS system) registered for any kind of program RPD offers. Timing: CLASS implementation launched in January 2007, with preliminary data available in May 2007. Data is now available monthly. Baseline data was captured in FY08 and FY09 and the Department began to set targets in FY10.
Total number of park facility (picnic tables, sites, recreation facilities, fields, etc.) bookings	Recreation and Parks	Trending up is positive	Measure indicates number of park facilities permits created.	Collection Method: CLASS recreation management software measures field permitting, picnic table rentals, indoor recreation center bookings, and other types of facility rentals.
Total number of visitors at public fine art museums (Asian Art Museum, Legion of Honor, de Young)	Fine Arts Museums and Asian Art Museum	Trending up is positive	This measure aggregates data from 3 separate measures for the Asian Art Museum, Legion of Honor, and de Young Museum. Museum visitors includes all visitors to the 3 separate museums, including school children, business visitors, rental events, and other events, but excluding cafe and store visitors.	CON to manually calculate measure from data entered directly into PM system.
Total circulation of materials at main and branch libraries	Public Library	Trending up is positive	Number of items (books and other materials) circulated to the public (children, youth & adults) from all libraries.	Collection Method: Statistics generated from the Library's automated circulation system; Information Technology Division. Timing: Reports are generated monthly. For barometer, add both branch & main library measures together.
<b>Environment, Energy, and Utilities</b>				
Drinking water reservoirs storage as a percentage of normal for this month	Public Utilities Commission	Trending up is positive	Beginning of month total system storage (i.e. Hetch Hetchy, Cherry, Eleanor, Water Bank, Calaveras, San Antonio, Crystal Springs, San Andreas, Pilarcitos) as percentage of long-term median (water year 1968 to 2007).	The long-term median of total system storage at the beginning of the month was calculated using data stored in Form 11 for Hetch Hetchy Division and in WISKI database for Water Supply & Treatment Division for water years 1968 to 2007 (40-year period). 1968 was selected as the first year for the calculation to include San Antonio Reservoir. The current beginning of month total system storage is reported as a percentage of the long-term median.
Average monthly water use by City departments (in millions of gallons)	Public Utilities Commission	Trending down is positive	12-month rolling monthly average of total water use by City departments, in million gallons.	12-month rolling monthly average computed from total monthly amount of billed water usage for municipal departments per report 892-Monthly Sales and Revenue, converted to million gallons.
Average daily residential per capita water usage (in gallons)	Public Utilities Commission	Trending down is positive	Annual rolling average of daily residential water use per person.	Daily per capita usage computed using twelve months of city residential usage per report 892-Monthly Sales and Revenue, divided by 365 and estimated 2009 population of 818,887, the 2008 US Census number multiplied by the 2008 growth rate.
Average monthly energy usage by City departments (in million kilowatt hours)	Public Utilities Commission	Trending down is positive	Energy use by City departments in kilowatt hours (kWh) in millions for the month based on 12-month rolling average	Estimate of energy use by City departments in kilowatt hours (kWh) in millions for the month based on 12-month rolling average and maintained in our Electric Billing System.
Average daily tons of garbage going to landfill	Environment	Trending down is positive	Average daily tons of garbage going to landfill.	Total materials San Francisco sends to landfill, calculated by dividing the monthly tonnage by the number of days in the month. Universe is municipal, residential, commercial, industrial.
Percentage of total solid waste diverted from landfill through curbside recycling	Environment	Trending up is positive	Percentage of total solid waste diverted from landfill through curbside recycling.	Percentage of recycling (blue cart) and compostables (green cart) collected, factored against disposal tonnage (black cart). Universe is residential and small commercial customers.
<b>Permitting and Inspection</b>				

City and County of San Francisco  
 Controller's Office  
 Government Barometer Measure Details



Activity or Performance Measure	Department	Performance Pattern	Measure Description	Measure Technical Description
Value (estimated cost, in millions) of construction projects for which new building permits were issued	Building Inspection	Trending up is positive	The construction valuation is driven by customer demand, the number of projects approved for construction, major developments, and the overall economic climate. This construction valuation or number of permits issued for construction cannot be estimated.	Collection Method: This is a new measure for DBI. The data entered for April 2008 and April 2009 is actual data, not estimated cost as indicated on Column C. The data is collected through our automated Permit Tracking System and is based on the fees collected for permits issued. Timing: Available on a weekly/monthly basis.
Percentage of all building permits involving new construction and major alterations review that are approved or disapproved within 60 days	Planning	Trending up is positive	When a member of the public wants to conduct major physical improvements to existing construction or to develop property, the proposal comes to the Planning Department for review to ensure the project conforms with existing land use requirements as specified in the Planning Code.	Collection Method: Data is stored in the Department of Building Inspection's permit tracking database, housed at 1650 Mission Street Timing: Data updates are available on a monthly basis.
Percentage of all applications for variance from the Planning Code decided within 120 days	Planning	Trending up is positive	A variance allowing a project to vary from the strict quantitative standards of the Planning Code may be granted after a public hearing before the Zoning Administrator. Variances are typically requested for projects that do not meet the Planning Code standards for rear yards, front setbacks, parking requirements, and open space requirements. The 4 month target is based on a reasonable time to complete the lowest priority applications.	Collection Method: Data stored in Department's case intake database, housed at 1650 Mission Street. Timing: Data updates are available on a monthly basis.
Percentage of life hazard or lack of heat complaints responded to within one business day	Building Inspection	Trending up is positive	This measure addresses response time for complaints received from the public regarding life hazards or lack of heat. Complaints are received in person, by phone, email, through the internet, and mail. Response consists of contacting person making complaint and visiting the building. Measure changed in FY 02-03 to reflect 24-hour turnaround instead of 48 hours, but the data reflecting the 24-hour target was reported for the first time in FY 07. Definition of life hazard includes abandoned buildings, which may not need an inspection.	Collection Method: Staff in Housing Inspection Services utilize the Complaint Tracking System to maintain a record of complaints received and responded to. Response data is compiled into monthly, quarterly and annual reports. Timing: Statistics are available two weeks after the end of the month (i.e., statistics for September will be available on October 15th.)
Percentage of customer-requested construction permit inspections completed within two business days of requested date	Building Inspection	Trending up is positive	Customers request inspection of construction to meet permit requirements. Customers contact inspection divisions via phone to set up appointments. Inspections are completed when inspectors visit sites to conduct inspection.	Collection Method: Daily logs are entered into Oracle database; this information is compiled into monthly, quarterly and annual reports. Timing: Statistics are available two weeks after the end of the month (i.e., statistics for September will be available on October 15th.)
<b>Customer Service</b>				
Average daily number of 311 contacts, across all contact channels	Administrative Services	Trending up is positive	The average daily number of calls and service requests and information accessed on-line, via self-service forms, Twitter, and Open311 applications. Calls received at 311 which includes those calls that were "answered" and those that were "abandoned" by the caller.	Calculation: The total number of calls (answered and abandoned), self-service requests, Open311 requests and website visits received divided by the number of days in that particular month. Sources: The CMS application is used to track the volume of calls, use of self-service forms, and Open 311 apps. Urchin Software is used to track the total number of visits to the website. Frequency: Call volumes are reported on a daily basis with data for the previous day.
Percentage of 311 calls answered by call takers within 60 seconds	Administrative Services	Trending up is positive	The percentage of calls answered within 60 seconds versus the total number of calls received on a monthly basis. This metric of answering 50% of calls in 60 seconds was developed in July 2008 as a performance measure for 311.	Calculation: The number of calls answered within 60 seconds divided by the total number of calls received during the measurement interval. Data Source: Avaya's Call Management System (CMS) will be utilized to determine the number of calls answered within 60 seconds and the total number of calls received. Frequency: Monthly.

**Performance Pattern Notes:**

Trending up is positive: The trend of a measure is positive when the current value is above the prior value.  
 Trending down is positive: The trend of a measure is positive when the current value is below the prior value.



To: BOS Constituent Mail Distribution,  
Cc:  
Bcc:  
Subject: Issued: Airport Commission: Concession Audit of the Bank of America, N.A.

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From: Controller Reports/CON/SFGOV  
To: Angela Calvillo/BOS/SFGOV@SFGOV, BOS-Supervisors/BOS/SFGOV, BOS-Legislative Aides/BOS/SFGOV, scott.wiener@yahoo.com, Steve Kawa/MAYOR/SFGOV@SFGOV, Greg Wagner/MAYOR/SFGOV@SFGOV, Tony Winnicker/MAYOR/SFGOV@SFGOV, Starr Terrell/MAYOR/SFGOV@SFGOV, Francis Tsang/MAYOR/SFGOV@SFGOV, Jennifer Entine Matz/MAYOR/SFGOV@SFGOV, ggiubbini@sftc.org, Severin Campbell/BudgetAnalyst/SFGOV@SFGOV, Debra Newman/BudgetAnalyst/SFGOV@SFGOV, sfdocs@sfpl.info, gmetcalf@spur.org, Tara Collins/CTYATT@CTYATT, home@prosf.org, CON-Media Contact/CON/SFGOV, CON-EVERYONE/CON/SFGOV, john.martin@flysfo.com, Jean.Caramatti@flysfo.com, Cheryl.Nashir@flysfo.com, John.Reeb@flysfo.com, Wallace.Tang@flysfo.com, concepcion.b.sumulong@bankofamerica.co  
Date: 12/14/2010 01:24 PM  
Subject: Issued: Airport Commission: Concession Audit of the Bank of America, N.A.  
Sent by: Richard Kurylo

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The Office of the Controller, City Services Auditor, has issued a report concerning the concession audit of Bank of America, National Association (Bank of America), covering the period from January 1, 2007, through December 31, 2009. The report reveals that Bank of America overpaid its transaction rent to the Airport by \$25,946, for the audit period. The report also indicates that the domestic bank lease between Bank of America and the Airport contains errors and omits key information.

To view the full report, please visit our website at:  
<http://co.sfgov.org/webreports/details.aspx?id=1226>

This is a send-only email address.

For questions regarding this report, please contact Tonia Lediju at [tonia.lediju@sfgov.org](mailto:tonia.lediju@sfgov.org) or 415-554-5393, or the Controller's Office, Audits Unit, at 415-554-7469.

Thank you.

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# City and County of San Francisco

Office of the Controller – City Services Auditor

## **AIRPORT COMMISSION:**

**Concession Audit of the  
Bank of America, N. A.**



*December 14, 2010*

**CONTROLLER'S OFFICE  
CITY SERVICES AUDITOR**

The City Services Auditor was created within the Controller's Office through an amendment to the City Charter that was approved by voters in November 2003. Under Appendix F to the City Charter, the City Services Auditor has broad authority for:

- Reporting on the level and effectiveness of San Francisco's public services and benchmarking the city to other public agencies and jurisdictions.
- Conducting financial and performance audits of city departments, contractors, and functions to assess efficiency and effectiveness of processes and services.
- Operating a whistleblower hotline and website and investigating reports of waste, fraud, and abuse of city resources.
- Ensuring the financial integrity and improving the overall performance and efficiency of city government.

The audits unit conducts financial audits, attestation engagements, and performance audits. Financial audits address the financial integrity of both city departments and contractors and provide reasonable assurance about whether financial statements are presented fairly in all material aspects in conformity with generally accepted accounting principles. Attestation engagements examine, review, or perform procedures on a broad range of subjects such as internal controls; compliance with requirements of specified laws, regulations, rules, contracts, or grants; and the reliability of performance measures. Performance audits focus primarily on assessment of city services and processes, providing recommendations to improve department operations.

We conduct our audits in accordance with the Government Auditing Standards published by the U.S. Government Accountability Office (GAO). These standards require:

- Independence of audit staff and the audit organization.
- Objectivity of the auditors performing the work.
- Competent staff, including continuing professional education.
- Quality control procedures to provide reasonable assurance of compliance with the auditing standards.

Audit Team: Paige Alderete, Audit Manager  
Edvida Moore, Associate Auditor



CITY AND COUNTY OF SAN FRANCISCO  
OFFICE OF THE CONTROLLER

Ben Rosenfield  
Controller

Monique Zmuda  
Deputy Controller

December 14, 2010

San Francisco Airport Commission  
P.O. Box 8097  
San Francisco International Airport  
San Francisco, CA 94128

John L. Martin, Director  
P.O. Box 8097  
San Francisco International Airport  
San Francisco, CA 94128

President, Members, and Director Martin:

The Controller's Office, City Services Auditor (CSA), presents its report concerning the audit of Bank of America, National Association (Bank of America). Bank of America has a lease with the Airport Commission of the City and County of San Francisco (City), to provide a domestic bank branch and automated teller machine (ATM) services at the San Francisco International Airport (Airport). The lease was originally scheduled to expire on December 9, 2006, but has been extended for five years, through December 9, 2011.

**Reporting Period:** January 1, 2007, through December 31, 2009

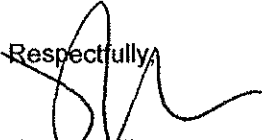
**Total Rent Paid:** \$1,025,953

**Results:**

- Bank of America overpaid its transaction rent by \$25,946 for the reporting period.
- The lease between Bank of America and the Airport contains errors and omits some key information:
  - The lease is missing a standard provision requiring the bank to submit a certified annual report of its gross ATM revenues to the Airport. This provision provides assurance to the Airport that Bank of America is accurately reporting its related revenues.
  - The lease does not state the amount of the required transaction surcharge.

Responses from both the Airport and Bank of America are attached to this report. CSA will work with the Airport to follow up on the status of the recommendations made in this report.

Respectfully,

  
Tom Ledijs  
Director of Audits

cc: Mayor  
Board of Supervisors  
Budget Analyst  
Civil Grand Jury  
Public Library

# INTRODUCTION

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## **Audit Authority**

The Office of the Controller (Controller) has authority under the San Francisco Administrative Code, Chapter 10, Article 1, Section 10.6-2 to audit, at regular intervals, all leases of City-owned real property where rent of \$100,000 or more a year is to be paid to the City. In addition, the City Charter provides the Controller, City Services Auditor (CSA), with broad authority to conduct audits. CSA conducted this audit under that authority and pursuant to an audit plan agreed to by the Controller and the Airport.

## **Background**

Bank of America, National Association (Bank of America) has a lease with the Airport Commission (Airport Commission) of the City and County of San Francisco (City) to provide a domestic bank branch and automated teller machine (ATM) services at the San Francisco International Airport (Airport). The lease, which commenced on September 26, 2000, allows Bank of America to provide ATM services at five locations in the Airport's Domestic Terminal. The lease was originally scheduled to expire on December 9, 2006, with two one-year options. However, the Airport Commission has extended the lease for five years, through December 9, 2011.

The lease requires Bank of America to pay a minimum annual guaranteed (MAG), plus percentage rent and transaction rent.<sup>1</sup>

## **Scope and Methodology**

The purpose of this audit was to determine whether Bank of America:

- Submitted to the Airport accurate monthly statements of gross ATM surcharges and transactions.
- Paid the proper amount of MAG, percentage, and transaction rent to the Airport, as prescribed in the lease.
- Has any overdue rent payable to the Airport for the audit period.

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<sup>1</sup> For each completed transaction, Bank of America charges non-Bank of America customers a surcharge of \$1.50 for withdrawing cash from its ATMs. Percentage rent is 33 percent of each surcharge. Transaction rent is \$0.10 for each successfully completed transaction that is not subject to percentage rent.

To conduct the audit, the audit team:

- Compared Bank of America's reported gross ATM revenues to its monthly summary records and recalculated rent due to the Airport.
- Compared, on a sample basis, Bank of America's monthly summary records to its daily ATM summary transaction totals.
- Examined the Airport's aged accounts receivable for any outstanding payments.

The audit covered the period from January 1, 2007, through December 31, 2009.

*Scope limitation*

The audit team did not assess the adequacy of Bank of America's internal controls over collecting, recording, summarizing, and reporting its gross ATM revenues to the Airport because Bank of America was unable to explain the procedures in sufficient detail. Also, CSA did not audit the Bank of America's Branch Office at the Airport.

This performance audit was conducted in accordance with generally accepted government auditing standards. These standards require planning and performing the audit to obtain sufficient, appropriate evidence to provide a reasonable basis for the findings and conclusions based on the audit objectives. We believe that the evidence obtained provides a reasonable basis for the findings and conclusions based on the audit objectives.



# AUDIT RESULTS

## Finding 1

### Bank of America Overpaid Its Transaction Rent to the Airport.

From January 1, 2007, through December 31, 2009, Bank of America paid \$1,025,953 in combined MAG, percentage and transaction rent to the Airport. During the audit period, the MAG was \$261,000 annually or \$21,750 monthly. For each completed transaction, Bank of America charges non-Bank of America customers a surcharge of \$1.50 for withdrawing cash from its ATMs. Percentage rent due to the Airport is 33 percent of each surcharge. Transaction rent is a \$0.10 fee that Bank of America must pay for each successfully completed transaction that is not subject to percentage rent. Exhibit 1 below shows the total MAG, percentage rent, and transaction rent paid.

<b>EXHIBIT 1</b>		<b>Schedule of Rent Paid January 1, 2007, through December 31, 2009</b>			
<b>Period Covered</b>	<b>MAG</b>	<b>Percentage Rent</b>	<b>Transaction Rent</b>	<b>Total Rent Paid</b>	
January 1, 2007 - December 31, 2007	\$261,000	\$49,268	\$37,794	\$348,062	
January 1, 2008 - December 31, 2008	261,000	45,008	37,613	343,621	
January 1, 2009 - December 31, 2009	261,000	38,223	35,047	334,270	
<b>Total Rent Paid</b>	<b>\$783,000</b>	<b>\$132,499</b>	<b>\$110,454</b>	<b>\$1,025,953</b>	

Sources: Bank of America's monthly reports and Airport records.

*Bank of America did not calculate transaction rent according to lease terms, resulting in an overpayment*

Bank of America overpaid the transaction rent due to the Airport by \$25,946. This overpayment occurred because Bank of America did not properly calculate the transaction rent according to lease terms. Bank of America paid the \$0.10 fee on all completed ATM transactions, including those to which the surcharge had also been applied. Exhibit 2 shows the overpayment of transaction rent by year.

**EXHIBIT 2****Overpaid Transaction Rent**

	2007	2008	2009	Total
Transaction Rent Due	\$28,661	\$28,521	\$27,326	\$84,508
Transaction Rent Paid	37,794	37,613	35,047	110,454
<b>Overpaid Amount</b>	<b>\$9,133</b>	<b>\$9,092</b>	<b>\$7,721</b>	<b>\$25,946</b>

Sources: Bank of America's monthly reports and Airport records.

**Recommendations**

The Airport Commission should:

1. Reimburse Bank of America the \$25,946 in overpaid transaction rent.
2. Instruct Bank of America to calculate the transaction rent according to the lease.
3. Request Bank of America to submit a reconciliation of excess transaction rent paid under the lease, for all years not covered by this audit (2000 through 2006, and 2010).

**Finding 2****The Lease Between the Airport and Bank of America Contains Errors and Omits Some Key Information**

The lease between the Airport and the Bank of America contains some errors and is missing some key provisions. For example, the lease:

- Is missing a standard provision requiring the bank to submit a certified annual report of its gross ATM revenues to the Airport. As a result, Bank of America does not submit an annual certified statement of gross ATM receipts. This provision provides assurance to the Airport about the integrity of tenants' revenue reports that are submitted to the Airport. According to an airport property manager, the omission of this requirement was an error that resulted from the use of an old boilerplate lease. The property manager further noted that the Airport has made the necessary corrections in its newer leases, requiring the submission of an annual certified statement of gross revenues.
- Does not specify the amount of the required transaction surcharge. The lease should have a section defining the

maximum approved ATM transaction surcharge amount per customer. The auditors had to rely on email correspondence between the Airport and Bank of America to verify that the current surcharge is \$1.50 per each non-Bank of America customer's use of the ATM.

- The lease erroneously contains a section, *Cash Register Requirements*, that is not applicable to Bank of America ATM services. According to an airport property manager, the lease was based on an older boilerplate lease.

## **Recommendations**

The Airport Commission should:

4. Update the lease to require Bank of America to submit an annual certified statement of gross revenues.
5. Revise the lease to specify the maximum surcharge amount allowed.
6. Ensure that the Airport's leases only include applicable sections and provisions.

*Page intentionally left blank.*

# APPENDIX A: AIRPORT'S RESPONSE

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San Francisco International Airport

December 1, 2010

P.O. Box 8097  
San Francisco, CA 94128  
Tel 650.821.5000  
Fax 650.821.5005  
www.flysto.com

## VIA EMAIL AND INTERDEPARTMENTAL DELIVERY

Tonia Lediju, Director of Audits  
City Hall, Room 476  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102

AIRPORT  
COMMISSION  
CITY AND COUNTY  
OF SAN FRANCISCO

GAVIN NEWSOM  
MAYOR

LARRY MAZZOLA  
PRESIDENT

LINDA S. CRAYTON  
VICE PRESIDENT

CARVE HO

ELEANOR JOHNS

RICHARD J. GUGGENHIME

JOHN L. MARTIN  
AIRPORT DIRECTOR

Reference: Domestic Banking Services North, Central and South Terminal Buildings Lease No. 02-0158 between the City and County of San Francisco, through its Airport Commission, and Bank of America, N.A.

Dear Ms. Lediju:

The San Francisco International Airport ("Airport") is in receipt of the Audit Recommendation from City Services Auditor Division for its audit of the Domestic Banking Services North, Central and South Terminal Buildings Lease No. 02-0158 between the City and County of San Francisco, through its Airport Commission, and Bank of America, N.A. ("Tenant"). The following is the Airport's response to the Audit Report findings:

1. Reimburse Bank of America the \$25,946 in overpaid transaction rent. The Airport agrees with this statement. The Airport concurs and will work with Airport Accounting to rectify.
2. Instruct Bank of America to calculate the transaction rent according to the lease. The Airport agrees with this statement. The Airport concurs and will notify Tenant in writing.
3. Request Bank of America to submit a reconciliation of excess transaction rent paid under the lease, for all years not covered by this audit (2000 through 2006, and 2010). The Airport concurs and will notify Tenant in writing.
4. Update the lease to require Bank of America to submit an annual certified statement of gross revenues. The Airport will incorporate such provisions at

Ms. Tonia Ledju  
December 1, 2010  
Page 2

the next opportunity to amend the lease. All leases since the inception of the Bank of America Lease have this provision.

5. **Revise the lease to specify the maximum surcharge amount allowed.** The Airport concurs and will notify Tenant in writing to document the maximum surcharge.
6. **Ensure that the Airport's leases only include applicable sections and provisions.** The Airport has worked with Leases on an individual basis to eliminate provisions that are not applicable since the inception of the Bank of America Lease in 2000.

Thank you for your staff's work on this audit. Please do not hesitate to call if you have any questions.

Sincerely,



Cheryl Nashir  
Associate Deputy Airport Director  
Revenue Development and Management

Attachment

cc: Wallace Tang  
John Reeb  
Gigi R. Ricasa  
Paige Alderete, Audit Manager  
Edvida Moore, Associate Auditor

## AUDIT RECOMMENDATIONS AND RESPONSES

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Recommendation	Responsible Agency	Response
1. Reimburse Bank of America the \$25,946 in overpaid transaction rent.	Airport Commission	The Airport concurs and will work with accounting to rectify.
2. Instruct Bank of America to calculate the transaction rent according to the lease.	Airport Commission	The Airport concurs and will notify tenant in writing.
3. Request Bank of America to submit a reconciliation of excess transaction rent paid under the lease, for all years not covered by this audit (2000 through 2006, and 2010).	Airport Commission	The Airport concurs and will notify tenant in writing.
4. Update the lease to require Bank of America to submit an annual certified statement of gross revenues.	Airport Commission	The Airport will incorporate such provisions at the next opportunity to amend the lease. All leases since the inception of the Bank of America Lease have this provision.
5. Revise the lease to specify the maximum surcharge amount allowed.	Airport Commission	The Airport concurs and will notify tenant in writing to document the maximum surcharge.
6. Ensure that the Airport's leases only include applicable sections and provisions.	Airport Commission	The Airport has worked with Leases on an individual basis to eliminate provisions that are not applicable since the inception of the Bank of America Lease in 2000.

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## APPENDIX B: BANK OF AMERICA'S RESPONSE

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Connie Sumulong  
ATM Business Development and  
Relationship Management  
Mail Code : WA1-501-13-15  
800 Fifth Avenue, Floor 13  
Seattle, WA 98104  
Telephone: (206) 358-7894  
Telefax : (206) 585-7803  
E-Mail : Concepcion.B.Sumulong@BankofAmerica.com



December 13, 2010

VIA EMAIL AND US MAIL

Tonia Lediju, Director of Audits  
City Hall, Room 476  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102

RE: Bank of America Audit Report

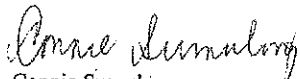
Dear Ms. Lediju:

I would like to acknowledge receipt of the draft report pertaining to the audit of Bank of America's Domestic Banking Lease #L00-0068 with the Airport.

In response to Audit Report Finding 1, Bank of America will review and confirm the rent overpayment and will work with the Airport to ensure that the transaction rent calculation is in accordance with the lease.

Thank you for your time, and if you have any questions, please let me know.

Sincerely yours,

  
Connie Sumulong  
VP - ATM Relationship Manager

# City and County of San Francisco

Office of the Controller – City Services Auditor

Document is available  
at the Clerk's Office  
Room 244, City Hall

## BOARD OF SUPERVISORS:

Administrative Code Chapter 12G,  
Political Activity Compliance  
Review



December 14, 2010

24

Office of the Chief Medical Examiner-Annual Report

Amy Hart to: Gavin Newsom  
Cc: Edwin Lee, Board of Supervisors

12/07/2010 03:48 PM

Amy Hart Office of the Chief Medical Examiner-Annual Report

**Document is available  
at the Clerk's Office  
Room 244, City Hall**

I am pleased to present the annual report for the Office of the Chief Medical Examiner. The annual report summarizes and trends data regarding Accidents, Suicides, Homicides, Child Deaths and Drug Use in our community.

The staff of the Office of the Chief Medical Examiner uses the art and science of forensic medicine and toxicology to monitor and help improve the health and safety of the community by recognizing and identifying emerging infectious diseases, surveying the use of drugs in living and deceased individuals, monitoring the quality of care in acute and long-term care facilities and determining the cause and manner of sudden, unexpected and violent deaths. The annual report is now posted on our website and at the San Francisco Public Library <http://sfgsa.org/index.aspx?page=942>

In the time period reported, over two-thirds of the more than 6,000 deaths in the City and County of San Francisco were reported to the Office of the Chief Medical Examiner and the Forensic Laboratory Division of the Office of the Chief Medical Examiner analyzed over 2,300 cases of living and deceased individuals.

Like other City Departments and Agencies, the Office of the Chief Medical Examiner has strived to maintain essential customer services with reduced staffing levels and incorporation of efficient technologies. On behalf of the more the 30 full and part-time dedicated and hard working staff of the Office of the Chief Medical Examiner, I invite you to review our newly released annual report which summarizes the cases investigated in Fiscal Year 2007-2008.



ANNUAL REPORT.pdf

Respectfully,

Amy P. Hart, M.D  
Chief Medical Examiner  
Office of the Chief Medical Examiner  
850 Bryant Street, North Terrace  
San Francisco, California 94103  
(415) 553-1694

25



\*100 page report available for viewing in Room 244.

BOS-11  
cpage.

# SAN FRANCISCO PLANNING DEPARTMENT

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO

2010 DEC -7 PM 3:28

1650 Mission St.  
Suite 400  
San Francisco,  
CA 94103-2479

Reception:  
415.558.6378

Fax:  
415.558.6409

Planning  
Information:  
415.558.6377

Document is available  
at the Clerk's Office  
Room 244, City Hall

December 1, 2010

The San Francisco Planning Department would like to present you with a copy of the recently published *2010 Commerce and Industry Inventory*. This publication provides information on the city's economy and includes data through 2009.

The *2010 Commerce and Industry Inventory* follows the same framework established in previous years. It also includes a Findings section detailing recent trends. Data on employment, number and size of businesses, wages, and building activity have been gathered from various public and private agencies and presented in a consistent format that allows for comparisons and cross-references. The various indicators are extensively described with tables, graphs, and maps.

Should you wish to access the report in PDF format online, it can be found at:

<http://sfplanning.org/Modules/ShowDocument.aspx?documentid=8341>

Should you have any questions, comments or suggestions regarding the *Commerce and Industry Inventory*, please feel free to call Scott Dowdee, Project Manager at (415) 558-6259.

Sincerely yours,

John Rahaim  
Director of Planning

HSD: I:\Citywide\Data Products\C&I Inventory\2010\Outreach\2010 C&I Cover Letter.doc

216

BOS-11



Fw: Urgent Request to Postpone Action - Today's Board Meeting Item 10 - File 101098 *e-page*  
Library Users Association  
to:  
board.of.supervisors  
12/14/2010 11:49 AM  
Please respond to libraryusers2004  
Show Details

# 101098

1 Attachment



pw-Comments-Sunshine-Legislation-File101098-12-14-10.doc

Dear Supervisors:

Attached is a copy of a letter sent to Supervisor Ross Mirkarimi requesting postponement of action on today's Board Agenda Item 10, "Electronic Distribution of Multi-Page Documents", File No. 101098.

We are concerned that the paper-reduction aspects of this ordinance could hurt the public's ability to obtain information and provide informed participation in government affairs.

Thank you for your attention.

Peter Warfield  
Executive Director  
Library Users Association  
415/7 5 3 - 2 1 8 0

Thank you for your attention to this.

--- On Tue, 12/14/10, Library Users Association <libraryusers2004@yahoo.com> wrote:

From: Library Users Association <libraryusers2004@yahoo.com>  
Subject: Urgent Request to Postpone Action - Today's Board Meeting Item 10 - File 101098  
To: ross.mirkarimi@sfgov.org  
Cc: Rick.Galbreath@sfgov.org  
Date: Tuesday, December 14, 2010, 11:07 AM

Dear Supervisor Mirkarimi:

With an appreciation of the nearly-finalized status of this legislation and your good record on Sunshine and the environment, we respectfully ask you to postpone action on your legislation at today's Board of Supervisors -- agenda, Item 10, "Electronic Distribution of Multi-Page Documents," File No. 101098.

Please see the attached letter for more detailed reasons, which include reduction of information for the public because of hurdles to the publication of paper copies of reports longer than 10 pages.

I write as someone experienced in the "use" of Sunshine laws, as someone who has brought well over a

27

dozen complaints to the Sunshine Ordinance Task Force -- and won the overwhelming majority, most recently on a unanimous 8-0 vote -- and who was a 2007 recipient of the Society for Professional Journalism's James Madison Freedom of Information award as member of the steering committee of a library user advocacy group in another jurisdiction.

I believe that the unintended consequences of this legislation would be to place multiple hurdles in the path of public officials and agencies that want to provide even a few paper copies of even small reports of 11 pages or more -- they hurting the ability of the public to obtain information and participate in democratic processes.

Should you have difficulty opening the attached letter, the text is provided below,

Thank you for your consideration.

Peter Warfield  
Executive Director  
Library Users Association  
415/7 5 3 - 21 8 0

\*\*\*\*\*

## Library Users Association

P.O. Box 170544, San Francisco, CA 94117-0544

Tel./Fax (415) 753-2180

December 14, 2010

Honorable Ross Mirkarimi  
Supervisor, Board of Supervisors  
City Hall  
San Francisco

By email: Ross.Mirkarimi@sfgov.org

Subject: ***Urgent Request to Postpone Sunshine-Damaging Legislation - Final Reading Tuesday, December 14, 2010 (File No. 101098)***

Dear Supervisor Mirkarimi:

Thank you for briefly discussing with me your paper-saving legislation this weekend, File No. 101098, but we still have very serious concerns about possible negative impacts on the public's ability to be aware of city activities and to provide informed comment.

***We therefore urgently ask you to postpone final action on the "Electronic Distribution of Multi-Page Documents" legislation*** that you have sponsored, File No. 101098, so as to provide more time to consider changes -- -- for three main reasons:

<!--[if !supportLists]-->1. <!--[endif]-->The legislation would severely restrict the ability of city agencies and deliberative bodies to provide *more* printed information than the absolute minimum required by the Sunshine Ordinance, and therefore hurt the ability of the public to be aware of public matters, and to

take part in decision-making.

<!--[if !supportLists]-->2. <!--[endif]-->The agenda notices for this legislation have completely omitted any mention of the prohibition on copies and the hurdles placed in the path of any agency that wants to provide paper copies for the public. The notice mentions only provision of electronic distribution of documents more than 10 pages long. This is not adequate notice. From Board agendas:

"101098 [Administrative Code - Electronic Distribution of Multi-Page Documents]

Sponsors: Mirkarimi; Chiu

"Ordinance amending the San Francisco Administrative Code by amending Sections 1.56 and 8.12.4, adding Section 8.12.5, and re-numbering Section 8.12-1 as 8.13, to provide for the electronic distribution of documents more than 10 pages long prepared by City departments."

<!--[if !supportLists]-->3. <!--[endif]-->The legislation has not been formally reviewed by the Sunshine Ordinance Task Force, the City's official open government watchdog group. In addition, open government advocacy groups and individuals have not formally weighed in on the legislation, and may not have been aware of it. Some notices sent by an individual were sent via email one day before the December 2 hearing -- not a reasonable amount of notice to obtain thoughtful comment from a broad range of Sunshine users. Several Sunshine advocacy groups I spoke with said they were not aware of this legislation.

***Indeed, there is not a single letter from open government advocacy groups and individuals in the legislative file, as of yesterday afternoon.***

This sort of legislation should have the maximum, widest consideration possible, including consideration by the Sunshine Ordinance Task Force.

While this legislation does not appear to infringe on minimum requirements of Open Government legislation, it appears to very negatively inhibit the ability of an entity to provide more than the minimum requirements -- which many routinely do at present.

Section (a) of this legislation is a broad-ranging paper document prohibition. It forbids any city officer, department, or agency from publishing "or otherwise reproduc[ing] on paper, multiple copies of any report, memorandum, study, form, or other document for general distribution, including an annual report required under Sec. 1.56, where the document is more than 10 pages in length."

Section (b) charges the City Administrator with waiving the requirement from Section (a) -- but only where the department, agency etc. "DEMONSTRATES that the use of paper copies is required by law or standard business practice, or that the

use of paper copies will best inform members of the public." (Emphasis added.) In other words, the agency would have to overcome a bureaucratic hurdle, and not be able to rely on its own best judgment of what would work best for its constituencies. There is no provision for a public process here.

Section (c) allows the City Administrator to "adopt regulations to implement this Section" -- *but without any requirement of public notice, publication, or a deliberative body reviewing those regulations.* Such regulations -- and the public knowing where they are, how made, etc. -- are another hurdle that would be thrown before agencies who want to provide public information in a visible, accessible way on paper.

Section (e) throws another hurdle in the way of any printing. It requires use of the City's central print facility to reproduce even two copies of an 11-page report. Section (e) says, "It shall be City policy that where a City officer, department, or agency does publish, print or otherwise reproduce on paper multiple copies of any report, memorandum, study, form, or other document for general distribution... the officer, department, or agency shall use the City's central print facility to reproduce the document."

<!--[if !supportLineBreakNewLine]-->

<!--[endif]-->

*The effect of Section (e) appears to be that an agency could not create multiple paper copies -- even just two or three -- of documents longer than 10 pages by simply photocopying them on the office photocopying machine. This section appears to apply to all copies (multiple copies of more than 10 pages), including those made for agenda packets and public meetings.*

We also have at least two concerns with Section (d). First, it could be interpreted to mean meeting bodies may provide agenda and related materials upon request, and provide paper copies to their members upon request. The wording should be clarified as to exactly what the "upon request" portion applies to. Additionally, this section would still be limited by Section (e), requiring cumbersome use of the City's central print facility.

The exact wording (with recommended change) is:

Notwithstanding the provisions of subsection (a), boards, commissions, committees or other meeting bodies subject to the Brown Act or the Sunshine Ordinance may provide multiple paper copies of their agenda and related materials to the general public as they consider useful and appropriate, as well as and may also provide paper copies of their agenda and related materials to their members upon request.

Please note that certain documents, such as Planning Department plans, are sometimes difficult or impossible to read due to quality-of-reproduction issues. Additionally, oversized plans, when reduced in size to fit computer screens and standard 8-1/2" x 11" paper, can become partially or completely illegible. Of course,



there can be the routine -- and considerable -- difficulty, for the public, of finding relevant documents on departmental websites, even when a searcher knows the document exists.

We appreciate your concern for open government and environmental issues, and appreciate your previous accomplishments, such as making certain City Hall meeting recordings available online -- but we remain concerned about the possibly of unintended problems this legislation could cause.

We request postponement of action at least until such time as the Sunshine Ordinance Task Force has reviewed the legislation at a regularly scheduled meeting, and the public has had a chance to be aware of the paper-cutting side of this measure.

<!--[if !supportLineBreakNewLine]-->

<!--[endif]-->

Sincerely yours,

Peter Warfield  
Executive Director  
Library Users Association  
415/7 5 3 - 2 1 8 0

BOS-11  
C-pages



Electronic Distribution of Multi-Page Documents

Terry Francke

to:

Ross Mirkarimi

12/14/2010 12:43 PM

Cc:

Rick Galbreath, Board of Supervisors, Peter Warfield

Show Details

1 Attachment



CalAwareLogo.jpg

File\* 101098

CALIFORNIANS  AWARE  
 THE CENTER FOR PUBLIC FORUM RIGHTS

Dear Supervisor Mirkarimi,

This message is to support the concern of Peter Warfield of the Library Users Association requesting postponement of action on today's Board Agenda Item 10, "Electronic Distribution of Multi-Page Documents", File No. 101098, for the reasons he states as I understand them.

While paper waste reduction is unquestionably a laudable objective, I believe some of the lines in the proposal may have been drawn more restrictively than is necessary, and that a transitional approach might be helpful to both citizens used to browsing paper documents on offer in public offices and the public employees and officials in the habit of providing the documents for review.

By analogy, yes, it's nice to be able to order new books online at advantageous prices, but there's nothing like walking into a bookstore to actually see and inspect what's new—an experience far more informative and engaging than the online exposure. Same point illustrated in the public library system. It's wonderful to search and request titles online, but visiting the library itself provides an incomparably vivid involvement. If you want to encourage that involvement in city issues, allowing the provision of selected paper copies for public review on site at staff discretion would seem a tradition worth preserving, at least until a new generation arises for whom the handling of real paper pages has no remaining appeal.

Surely city staff should be left some discretion to serve their citizen visitors with paper copies at least to some limited extent while people get more used to online recourse? Perhaps requiring double-sided reproduction would be a useful compromise—cutting paper use in half overnight.

Cordially,

Terry Francke  
General Counsel

[terry@calaware.org](mailto:terry@calaware.org)  
<http://www.calaware.org/home.php>  
[http://www.calaware.typepad.com/calaware\\_today](http://www.calaware.typepad.com/calaware_today)  
 2218 Homewood Way  
 Carmichael, CA 95608

Phone (916) 487-7000  
Fax (916) 487-7999

BDS-11  
C-page

# Coalition for San Francisco



# Neighborhoods

www.csfn.net • PO Box 320098 • San Francisco CA 94132-0098 • 415.262.0440 • Est 1972

**President**  
Judith Berkowitz 415.824.0617  
**1st Vice President**  
Penelope Clark 776.3876  
**2nd Vice President**  
Angelique Mahan 334.7131  
**Recording Secretary**  
Demian Quesnel 861.5084  
**Corresponding Secretary**  
Dick Millet 861.0345  
**Treasurer**  
Jim Lew 771.5250  
**Members-at-Large**  
Sue Cauthen  
Rae Doyle  
Lorraine Lucas

File # 101098

December 14, 2010

San Francisco Board of Supervisors  
City Hall, Room 244  
1 Carlton Goodlett Place  
San Francisco, Ca 94102-4689

Dear Supervisors Chiu,

Subject: Agenda Item 10 File 101098  
Electronic Distribution of Multi-Page Documents

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2010 DEC 14 AM 11:43  
BY [Signature]

- Barbary Coast Neighborhood Assn
- Bayview/Hunters Point Coordinating Council
- Buena Vista Neighborhood Assn
- Cathedral Hill Neighbors Assn
- Cayuga Improvement Assn
- Cola Valley Improvement Assn
- Cow Hollow Assn
- Diamond Heights Community Assn
- Dolores Heights Improvement Club
- East Mission Improvement Assn
- Eureka Valley Promotions Assn
- Ewing Terrace Neighborhood Assn
- Excelsior District Improvement Assn
- Fair Oaks Community Coalition
- Forest Knolls Neighborhood Assn
- Francisco Heights Civic Assn
- Golden Gate Heights Nghbrd Assn
- Greater West Portal Nghbrd Assn
- Haight Ashbury Improvement Assn
- Inner Sunset Action Committee
- Jordan Park Improvement Assn
- Laurel Heights Improvement Assn
- Lincoln Park Homeowners Assn
- Marina Civic Improvement & Property Owners Assn
- Middle Polk Neighborhood Assn
- Miraloma Park Improvement Club
- Mission Creek Harbor Assn
- New Mission Terrace Improvement Assn
- North Beach Neighbors
- North Park Neighbors
- Oceanview, Merced Heights, Ingleside -- Neighbors in Action
- Outer Mission Residents Assn
- Pacific Heights Residents Assn
- Panhandle Residents Organization/ Stanyan-Fulton
- Parkmerced Residents Assn
- Potrero Boosters Neighborhood Assn
- Richmond Community Assn
- Rincon Point Neighborhood Assn
- Russian Hill Improvement Assn
- Russian Hill Neighbors
- Sunset Heights Assn of Responsible People
- Sunset-Parkside Education & Action Committee
- Telegraph Hill Dwellers
- Twin Peaks Council & Open Space Conservancy
- Twin Peaks Improvement Assn
- University Terrace Neighborhood Assn

Request: Do not adopt and Refer to Sunshine Commission

CSFN request that E-Distribution ordinance be continued and referred to the sunshine commission for review. CSFN believes that the objective of reducing paper usage is important, but it is far more important to have a informed public.

Many people do not have access to computers and/or to printers, or find it difficult to read on a computer screen. The public can obtained printed material but at a cost of \$0.10 per page. This can become very expensive when there are multiple revisions of ordinances, policies, or area plans i.e. Market Octavia and Eastern Neighborhoods area plans and EIR, Housing Elements, CPMC, there can be thousands of pages. There is a provision for free printed copies for individuals who cannot not afford them but there is no guidelines or criteria.

San Francisco residents need to be informed at all cost. This is a basic right and E-Distribution of reports greatly diminish public access to repots. Please continue this item and refer to the Sunshine Commission

Yours Truly,

[Signature]

Judy Berkowitz, President  
Coalition for San Francisco Neighborhoods

BOS-11  
c-Pages



REQUEST FOR CONTINUANCE Board File 100495

Mary Miles

to:

angela.calvillo, Board.of.Supervisors, Michela.Alioto-Pier, John.Avalos, David.Campos, David.Chiu, Carmen.Chu, Chris.Daly, Bevan.Dufty, Sean.Elsbernd, Eric.L.Mar, Sophie.Maxwell, Ross.Mirkarimi

12/14/2010 10:31 AM

Show Details

# 100495

FROM:

Mary Miles (SB #230395)  
Attorney at Law, for  
Coalition for Adequate Review  
364 Page St., #36  
San Francisco, CA 94102  
(415) 863-2310

TO:

Angela Calvillo, Clerk, and  
Members of the San Francisco Board of Supervisors  
City Hall  
San Francisco, CA 94102

DATE: December 13, 2010

By e-mail to: Commission Secretary: angela.calvillo@sfgov.org; Board.of.Supervisors@sfgov.org;  
Michela.Alioto-Pier@sfgov.org; John.Avalos@sfgov.org; David.Campos@sfgov.org; David.Chiu@sfgov.org;  
Carmen.Chu@sfgov.org; Chris.Daly@sfgov.org; Bevan.Dufty@sfgov.org; Sean.Elsbernd@sfgov.org;  
Eric.L.Mar@sfgov.org; Sophie.Maxwell@sfgov.org; Ross.Mirkarimi@sfgov.org

**Re: BOARD OF SUPERVISORS MEETING, DECEMBER 14, 2010; AGENDA ITEM 56 (Board File No. 100495) [Administrative Code- California Environmental Quality Act Procedures, Appeals, and Public Notice]**

**REQUEST FOR CONTINUANCE**

This is a Request for Continuance and public comment on behalf of Coalition for Adequate Review on the proposed amendments to Chapter 31 of the Administrative Code on CEQA appeals to the elected decisionmaking body from decisions of unelected city agencies, apparently scheduled today, December 14,2010, before the Board at Agenda Item 56.

On December 13, 2010, the Board's Land Use Committee amended the proposed legislation. The public has not had time, notice, or the opportunity to get, review, assimilate, or understand the last-minute changes, much less to comment on them, in the one-day between Committee and Board.

The Board must therefore continue this matter to provide the basic notice and opportunity to be heard on this important matter affecting CEQA appeals to the Board. The Board should only consider this item after a full public hearing of the changed proposed legislation.

Please continue this matter until such time as a full public hearing on the proposed legislation, *as amended on December 13, 2010 by the Land Use Committee*, can be properly noticed and scheduled allowing adequate time for public comment. Please place a copy of this letter in all Board files on the proposed legislation. Thank you.

DATED: December 14, 2010

\_\_\_\_\_  
Mary Miles

28



To:  
Cc:  
Bcc:  
Subject: File 100495: DO NOT PASS Item 56 [BOS File 100495] Admin Code - CEQA Procedures, Appeals + Public Notice

---

From: Cynthia Servetnick <cynthia.servetnick@gmail.com>  
To: Michela.Alioto-Pier@sfgov.org, John.Avalos@sfgov.org, David.Campos@sfgov.org, David.Chiu@sfgov.org, Carmen.Chu@sfgov.org, Chris.Daly@sfgov.org, Bevan.Dufty@sfgov.org, Sean.Elsbernd@sfgov.org, Eric.L.Mar@sfgov.org, Sophie.Maxwell@sfgov.org, Ross.Mirkarimi@sfgov.org  
Cc: sotf@sfgov.org, angela.calvillo@sfgov.org, Board.of.Supervisors@sfgov.org, mbuhler@sferitage.org, sfpreservationconsortium <sfpreservationconsortium@yahoogroups.com>  
Date: 12/14/2010 11:01 AM  
Subject: DO NOT PASS Item 56 [BOS File 100495] Admin Code - CEQA Procedures, Appeals + Public Notice

---

President Chiu and Members of the Board:

The San Francisco Preservation Consortium urges you not to pass Item No. 56 [BOS File No. 100495] as no one knows exactly what is in the 6th revision of this important ordinance per the attached 12-13-10 transcript from the Land Use Committee. The revised ordinance is not posted on your website at this time. This item must be continued.

Sincerely,

Cynthia Servetnick  
eGroup Moderator

Re: [Administrative Code - California Environmental Quality Act Procedures, Appeals, and Public Notice] Sponsor: Alioto-Pier Ordinance amending Administrative Code Chapter 31 to provide for appeals to the Board of Supervisors of certain environmental documents and determinations under the California Environmental Quality Act, to clarify procedures and to provide public notice of environmental documents and determinations. Question: Shall this Ordinance be PASSED ON FIRST READING?

<http://www.sfbos.org/ftp/uploadedfiles/bdsupvrs/bosagendas/agendas/2010/BAG121410.pdf>



BOS LU Draft Transcript 12-13-10.doc

BOS-11  
✓ c-page  
File #100195



CEQA Amendments  
NINERSAM

to:

bevan.duffy, sean.elsbernd, sophie.maxwell, chris.daly, Board.of.Supervisors,  
david.campos, David.Chiu, Eric.L.Mar, john.avalos

12/13/2010 11:08 PM

Show Details

Dear Supervisors,

The Coalition for San Francisco Neighborhoods (CSFN) urges you to vote to continue the CEQA Amendments introduced by Supervisor Alioto-Pier. Many individuals, including Supervisor Eric Mar, stated that it was not ready for "prime time".

The CEQA Amendments are confusing and incomprehensible to the public. A noted land use attorney stated that the deadline could be manipulated, and the deadline could expire before the public can appeal. At December 13, 2010 BOS Land Use and Economics hearing on this issue, there were so many changes, everyone was confused. There is no need to rush this legislation at this time. The public needs time to examine the issues, and the Planning Department should conduct meetings to inform the public.

The neighborhood organizations, environmentalists, and the public were excluded from this process. There was no outreach to anyone other than the developer community. The public deserves better, we need to be included in any process regarding land use, this is a good government issue.

The CEQA Amendments only benefit the developer community, and the public will not know what hit them. Please allow the public to participate in this very important issue.

Please continue the CEQA Amendments or reject it.

Yours truly,  
Hiroshi Fukuda, Chair  
CSFN

YBOS-11  
e-page



**DO NOT PASS Item 56 [BOS File 100495] Admin Code - CEQA Procedures, Appeals + Public Notice**

Michela.Alioto-Pier, John.Avalos,  
Cynthia Servetnick to: David.Campos, David.Chiu, Carmen.Chu, 12/14/2010 11:01 AM  
Chris.Daly, Bevan.Dufty, Sean.Elsbernd,  
Cc: sotf, angela.calvillo, Board.of.Supervisors, mbuhler,  
sfpreservationconsortium

1 attachment



100495

BOS LU Draft Transcript 12-13-10.doc

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<http://www.sfbos.org/ftp/uploadedfiles/bdsupvrs/bosagendas/agendas/2010/BAG121410.pdf>



BOS-11  
C-page



Please vote No - CEQA Reform

Susan Lally

to:

bevan.dufty, sean.elsbernd, chris.daly, sophie.maxwell, carmen.chu,  
board.of.supervisors, david.campos, david.chiu, eric.l.mar, john.avalos

12/13/2010 10:40 PM

Show Details

File #100495

Hello Supervisors-

I am a District 8 resident, and a long-time SF resident. I strongly believe that anything that strengthens the ability for private interests to sell away the city's historic character, as the proposed legislation does, is bad business for this city. SF is a world-class city due to its richness of character. As a counter-example, Danville is not. The city's character is a treasure, and allows us as live in as close to a European city as can be found in western US. SF minus its character is a soul-less destination for business and tourism, and will suffer tremendously its short-sited decisions around development if legislation continues to weaken the city's enforcement of CEQA,

Further, anything that erodes the sense of community that creates and deepens roots is to be embraced at our own peril. We currently have neighborhoods up-in-arms against inappropriate development projects, and these grass-roots groups struggle to bring the firepower to resist the forces and deep pockets of developers. The current notice period that the community receives for projects that affect the city's historic resources is the only hope for a more proper checks-and-balance.

Please vote No to the CEQA reform being proposed.

Very sincerely,  
Susan Lally  
382 Eureka Street  
San Francisco, CA

29

BOS-111  
C-page



[SUSPECTED SPAM] Please Vote \*NO\* on Alioto-Pier CEQA Legislation

Bevan Dufty, Sean Elsbernd, Chris Daly,  
David Tornheim to: Sophie Maxwell, Carmen Chu, Clerk  
BoardofSupervisors, David Campos, David  
Sent by: <datornheim@hotmail.com>

12/13/2010 09:57 PM

File # 100495

Dear Supervisors:

I have been following the CEQA Legislation. It is a gift to developers, having been right from the start until the present, despite numerous revisions. It is clear enough to me, the unchanged idea and driving force behind it is to restrict deadlines regarding CEQA so that any appeal to a Planning Dept. CEQA determination that favors developers will already have expired by the time community members realize there is a problem. This is COMPLETELY UNACCEPTABLE.

CEQA EIR's are a crucial part of planning. It tells us what is in a project and what impacts it will have. Neg. Decs, CatEx's and exemptions are Planning's routine favor to developers to avoid doing the work the community needs done to find out what impacts a project has. Tightening deadlines for challenging those exemption does not help the community but shuts the community out.

From what I have seen, Sue Hestor has been working in good faith to try to make this developer-driven legislation palatable by making the new deadlines reasonable. In her testimony today, she said, It is not even close, and I completely agree. She has asked repeatedly for tenants to be notified; her request has been ignored. No one in the community supports this legislation. It is only the developers that want it.

You are receiving a severed portion today, because Planning severed out the portions that were not sufficiently developer-friendly.

This is bad legislation. Please vote NO.

-David Tornheim  
1890 Grove St. #5  
San Francisco, CA 94117-1249  
(415) 668-2353



**Michela Alioto-Piers' CEQA revisions**

David Campos Suprv., david chiu,  
Joan Joaquin-Wood to: Supvr.Carmen.Chu, Sup.Ross Mirkarimi,  
Chris Daly, Sup.John Avalos, Sup.Bevan  
Cc: "Bd.of Supes S.F."

12/14/2010 01:12 PM

File 100495

From: Joan Joaquin-Wood <joanwood@earthlink.net>  
To: "David Campos Suprv." <David.Campos@sfgov.org>, david chiu <davidchiu@sfgov.org>,  
"Supvr.Carmen.Chu" <Carmen.Chu@sfgov.org>, "Sup.Ross Mirkarimi"  
<Ross.Mirkarimi@sfgov.org>, Chris Daly <Chris.Daly@sfgov.org>, "Sup.John Avalos"  
Cc: "Bd.of Supes S.F." <board.of.supervisors@sfgov.org>  
**Please respond to Joan Joaquin-Wood <joanwood@earthlink.net>**

---

Dear Supervisors: The CEQA legislation that you are looking at today should be rejected, even though you may be tempted to give departing Supervisor Alioto-Pier something she can call her legacy in her resume! Furthermore, if you approve this, the gift is actually to developers not her. The legislation has been revised and re-submitted four times, with four amendments presented only YESTERDAY to the Committee. Although several land use lawyers have been trying to ameliorate the damage they have been unsuccessful. Both Steve Williams and Sue Hestor have stated they can no longer understand most of the changes, and Susan Brandt-Hawley gave up weeks ago. The purpose of all the amendments seems to be the restriction of deadlines regarding CEQA so that any appeal to Planning of decisions will have expired by the time community members realize there is a problem. Please - NO! Joan Wood

Joan Wood

BDS-11  
C-page

Fw: Alioto-Pier CEQA  
 Aaron Goodman  
 to:  
 Judson.True, board.of.supervisors  
 12/14/2010 11:04 AM  
 Show Details

#100495

I agree, with Mr. Tornheim, Sue Hestor, and others who have spoken about the concerns on the CEQA legislation. The lack of notification alone on the Cat-Ex for the Merced branch library meant that SFSU\_CSU students, and all the families in Parkmerced received ZERO notification on the Merced library changes, the only local public library adjacent to the community.

The impacts for Parkmerced are also intertwined with this legislation and directly impact the communities ability to respond.

I cannot decipher the whole document due to my efforts on Parkmerced. This is rushed, and should be reconsidered with adequate discussion on the impacts.

Aaron Goodman  
[amgodman@yahoo.com](mailto:amgodman@yahoo.com)

--- On Mon, 12/13/10, David Tornheim <[DavidTornheim@hotmail.com](mailto:DavidTornheim@hotmail.com)> wrote:

From: David Tornheim <[DavidTornheim@hotmail.com](mailto:DavidTornheim@hotmail.com)>  
 Subject: Alioto-Pier CEQA  
 To: "Aaron Goodman" <[amgodman@yahoo.com](mailto:amgodman@yahoo.com)>, "Stephen M. Williams" <[smw@stevewilliamslaw.com](mailto:smw@stevewilliamslaw.com)>, "Eric Brooks" <[info@our-city.org](mailto:info@our-city.org)>, "Joan Joaquin-Wood" <[joanwood@earthlink.net](mailto:joanwood@earthlink.net)>, "Judith Berkowitz" <[sfjberk@mac.com](mailto:sfjberk@mac.com)>, "Webster Bones" <[peoplesrights1@yahoo.com](mailto:peoplesrights1@yahoo.com)>, "Tom Mayer" <[tjmayerinsf@yahoo.com](mailto:tjmayerinsf@yahoo.com)>, "Bradley Wiedmaier" <[bradley\\_wiedmaier@yahoo.com](mailto:bradley_wiedmaier@yahoo.com)>, "Charles Marsteller" <[cm\\_marsteller@hotmail.com](mailto:cm_marsteller@hotmail.com)>, "Gerry Crowley" <[GerryCrowley@aol.com](mailto:GerryCrowley@aol.com)>, gumby5@att.net, "Doug Loranger" <[loranger@sfo.com](mailto:loranger@sfo.com)>, "marc" <[marc@cybre.net](mailto:marc@cybre.net)>, "Hiroshi Fukada" <[ninersam@aol.com](mailto:ninersam@aol.com)>, "Penelope Clark" <[penelopeclark@yahoo.com](mailto:penelopeclark@yahoo.com)>, "Patricia Vaughney" <[pvaughey@yahoo.com](mailto:pvaughey@yahoo.com)>, "Sue Cauthen" <[SCau1321@aol.com](mailto:SCau1321@aol.com)>, "Chris Houston" <[sfmodernartifacts@gmail.com](mailto:sfmodernartifacts@gmail.com)>, "Sue Hestor" <[hestor@earthlink.net](mailto:hestor@earthlink.net)>, "Susan Bradt-Hawley" <[susanbh@econet.org](mailto:susanbh@econet.org)>, [susanbh@preservationlawyers.com](mailto:susanbh@preservationlawyers.com)  
 Date: Monday, December 13, 2010, 10:06 PM

FYI. These are the comments I sent to Judson True (Chiu's aide) and to the full Board. I urge everyone who has not done so to send an e-mail to the full board asking that they reject the "severed" portion that is coming out of committee. There is, as you probably know, no opportunity to testify during the full board per the usual procedures to an item already heard in committee.

-David

----- Original Message -----

**Subject:** Please Vote \*NO\* on Alioto-Pier CEQA Legislation  
**Date:** Mon, 13 Dec 2010 21:58:36 -0800  
**From:** David Tornheim <[DavidTornheim@hotmail.com](mailto:DavidTornheim@hotmail.com)>

**To:** Bevan Dufty <Bevan.Dufty@sfgov.org>, Sean Elsbernd <Sean.Elsbernd@sfgov.org>, Chris Daly <chris.daly@sfgov.org>, Sophie Maxwell <sophie.maxwell@sfgov.org>, Carmen Chu <Carmen.Chu@sfgov.org>, Clerk BoardofSupervisors <board.of.supervisors@sfgov.org>, David Campos <David.Campos@sfgov.org>, David Chiu <David.Chiu@sfgov.org>, Eric Mar <Eric.L.Mar@sfgov.org>, John Avalos <john.avalos@sfgov.org>

Dear Supervisors:

I have been following the CEQA Legislation. It is a gift to developers, having been right from the start until the present, despite numerous revisions. It is clear enough to me, the unchanged idea and driving force behind it is to restrict deadlines regarding CEQA so that any appeal to a Planning Dept. CEQA determination that favors developers will already have expired by the time community members realize there is a problem. This is COMPLETELY UNACCEPTABLE.

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You are receiving a severed portion today, because Planning severed out the portions that were not sufficiently developer-friendly.

This is bad legislation. Please vote NO.

-David Tornheim  
1890 Grove St. #5  
San Francisco, CA 94117-1249  
(415) 668-2353

----- Original Message -----

**Subject:** Re: Fw: File No. 100495

**Date:** Mon, 13 Dec 2010 21:42:09 -0800

**From:** David Tornheim <DavidTornheim@hotmail.com>

**To:** Judson.True@sfgov.org

**CC:** Sue Hestor <hestor@earthlink.net>, Peter Cohen <pcohensf@gmail.com>, Eric Brooks <brookse@igc.org>

Judson:

Thanks for the e-mail and the invitation to work with us. I spent an hour or two with reviewing

the documents you just sent, watching the hearing, and comparing with the previous version. I feel much clearer on what I see than when I spoke to you in the hallway.

First, there is NO support from the community for the current version. None. It comes entirely from developers. No community-oriented land use attorney supports it. I have no evidence Susan Brandt-Hawley supports it. Sue Hestor obviously does not, and neither does Steve Williams.

Even the well-meaning revisions that Sue Hestor have requested have not been incorporated. I'm not even sure that severing out the Exemptions and CatEx's was a positive, since at least there was a way to find out about them, which right now is extremely difficult. As soon as Planning found out a project could in any way be delayed, that apparently pulled the plug on the revisions from Chiu.

What seems clear enough to me is that the plan is to create a deadline for Neg. Decs and eventually for CatEx's and other exemptions that makes it all the easier for developers to prevent any appeals, to make sure all the deadlines have passed for appeal before people realize a project is a problem. This absolutely unacceptable. This has been the case from the beginning and there is no plan I see anywhere to remediate that. Developers don't like to prepare EIR's when they are necessary and this is how to avoid having to deal with them. We need EIR's.

If Sue Hestor's request that the dealine for appeal is after a FINAL approval of the project, or something like that, and notice to tenants + TIC's and issues with zoning plans (mentioned by Hestor and Brooks) that prevent CEQA appeals, we might start a viable conversation. But without any of this I am strongly opposed to this legislation and am now writing to the full board to ask them to vote no on the severed portion.

-David Tornheim  
1890 Grove St. #5  
San Francisco, CA 94117-1249  
(415) 668-2353

Judson.True@sfgov.org wrote, On 12/13/2010 7:13 PM:

Hi All:

Please read this over closely and let me know if you have any specific issues with it. Supervisor Chiu is weighing whether or not he will support the legislation tomorrow.

Sue, I know there are three issues you raised in your proposed amendments (1-noticing for residential tenants; 2-community plan exemption noticing; 3-EIR certification/project approval timing). I need to talk to David Chiu about it a bit more, but my sense is that we would like to work closely with you all, the Planning Department and others to address these issue (and to work on the exemption appeals issue that was essentially postponed at Land Use today) in the months ahead.

I look forward to working with all of you.

Judson

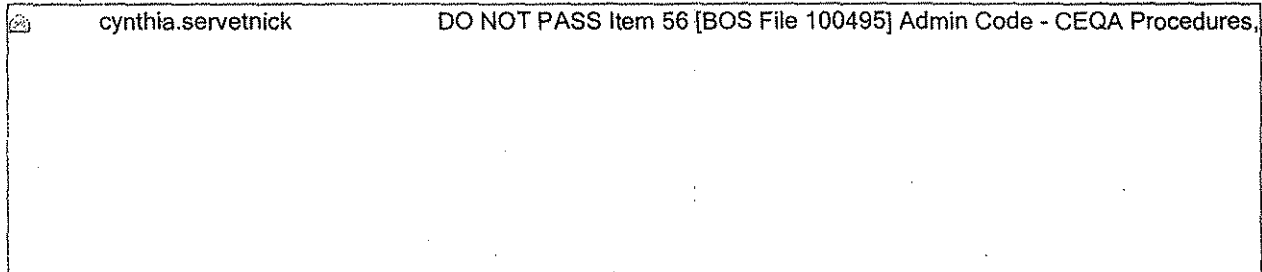
---

Judson True  
Office of Supervisor David Chiu



**DO NOT PASS Item 56 [BOS File 100495] Admin Code - CEQA  
Procedures, Appeals + Public Notice**

Michela.Alioto-Pier, John.Avalos,  
cynthia.servetnick to: David.Campos, David.Chiu, Carmen.Chu, 12/16/2010 08:30 AM  
Chris.Daly, Bevan.Dufty, Sean.Elsbernd,  
Cc: sotf, angela.calvillo, Board.of.Supervisors, mbuhler, "Consortium"  
Please respond to cynthia.servetnick



1 attachment



BOS LU Draft Transcript 12-13-10.doc

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Sent via BlackBerry from T-Mobile

-----Original Message-----

From: Cynthia Servetnick <cynthia.servetnick@gmail.com>  
Date: Tue, 14 Dec 2010 11:02:05  
To: <Michela.Alioto-Pier@sfgov.org>; <John.Avalos@sfgov.org>;

<David.Campos@sfgov.org>; <David.Chiu@sfgov.org>; <Carmen.Chu@sfgov.org>;  
<Chris.Daly@sfgov.org>; <Bevan.Dufty@sfgov.org>; <Sean.Elsbernd@sfgov.org>;  
<Eric.L.Mar@sfgov.org>; <Sophie.Maxwell@sfgov.org>; <Ross.Mirkarimi@sfgov.org>  
Cc: <sotf@sfgov.org>; <angela.calvillo@sfgov.org>;  
<Board.of.Supervisors@sfgov.org>; <mbuhler@sfheritage.org>;  
sfpreservationconsortium<sfpreservationconsortium@yahoogroups.com>  
Subject: DO NOT PASS Item 56 [BOS File 100495] Admin Code - CEQA Procedures,  
Appeals + Public Notice

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<http://www.sfbos.org/ftp/uploadedfiles/bdsupvrs/bosagendas/agendas/2010/BAG121410.pdf>





To: BOS Constituent Mail Distribution,  
Cc:  
Bcc:  
Subject: Michela Alioto-Piers' CEQA revisions

File 100495

---

From: Joan Joaquin-Wood <joanwood@earthlink.net>  
To: "David Campos Suprv." <David.Campos@sfgov.org>, david chiu <davidchiu@sfgov.org>,  
"Supvr.Carmen.Chu" <Carmen.Chu@sfgov.org>, "Sup.Ross Mirkarimi"  
<Ross.Mirkarimi@sfgov.org>, Chris Daly <Chris.Daly@sfgov.org>, "Sup.John Avalos"  
<John.Avalos@sfgov.org>, "Sup.Bevan Dufty" <Bevan.Dufty@sfgov.org>,  
"sean\_elsbernd@yahoo.com" <sean\_elsbernd@yahoo.com>, Sophie Maxwell  
<Sophie.Maxwell@sfgov.org>, Eric Mar Supervisor <Eric.L.Mar@sfgov.org>  
Cc: "Bd.of Supes S.F." <board.of.supervisors@sfgov.org>  
Date: 12/14/2010 01:12 PM  
Subject: Michela Alioto-Piers' CEQA revisions

---

Dear Supervisors: The CEQA legislation that you are looking at today should be rejected, even though you may be tempted to give departing Supervisor Alioto-Pier something she can call her legacy in her resume! Furthermore, if you approve this, the gift is actually to developers not her. The legislation has been revised and re-submitted four times, with four amendments presented only YESTERDAY to the Committee. Although several land use lawyers have been trying to ameliorate the damage they have been unsuccessful. Both Steve Williams and Sue Hestor have stated they can no longer understand most of the changes, and Susan Brandt-Hawley gave up weeks ago. The purpose of all the amendments seems to be the restriction of deadlines regarding CEQA so that any appeal to Planning of decisions will have expired by the time community members realize there is a problem. Please - NO! Joan Wood

Joan Wood



# CITY AND COUNTY OF SAN FRANCISCO HUMAN RIGHTS COMMISSION

## S.F. ADMINISTRATIVE CODE CHAPTERS 12B and 14B WAIVER REQUEST FORM (HRC Form 201)

FOR HRC USE ONLY
Request Number: _____

➤ **Section 1. Department Information**

Department Head Signature: \_\_\_\_\_  
 Name of Department: SFPUC  
 Department Address: 1155 Market St., 5<sup>th</sup> Floor  
 Contact Person: Marc Hughes  
 Phone Number: 415-487-5207 Fax Number: 415-487-5258

➤ **Section 2. Contractor Information**

Contractor Name: Moody's Contact Person: Carol Picou  
 Contractor Address: 7WTC at 250 Greenwich St., New York, NY 10007  
 Vendor Number (if known): 12770 Contact Phone No.: 212-553-7966

➤ **Section 3. Transaction Information**

Date Waiver Request Submitted: 12/13/2010 Type of Contract: Non-Compliant  
 Contract Start Date: 7/1/2010 End Date: 6/30/2011 Dollar Amount of Contract:  
 \$75,000

➤ **Section 4. Administrative Code Chapter to be Waived (please check all that apply)**

- Chapter 12B
- Chapter 14B Note: Employment and LBE subcontracting requirements may still be in force even when a 14B waiver (type A or B) is granted.

➤ **Section 5. Waiver Type (Letter of Justification *must* be attached, see Check List on back of page.)**

- A. Sole Source
- B. Emergency (pursuant to Administrative Code §6.60 or 21.15)
- C. Public Entity
- D. No Potential Contractors Comply – Copy of waiver request sent to Board of Supervisors on: 12/13/2010
- E. Government Bulk Purchasing Arrangement – Copy of waiver request sent to Board of Supervisors on: \_\_\_\_\_
- F. Sham/Shell Entity – Copy of waiver request sent to Board of Supervisors on: \_\_\_\_\_
- G. Local Business Enterprise (LBE) (for contracts in excess of \$5 million; see Admin. Code §14B.7.1.3)
- H. Subcontracting Goals

HRC ACTION	
12B Waiver Granted: _____	14B Waiver Granted: _____
12B Waiver Denied: _____	14B Waiver Denied: _____
Reason for Action: _____	
HRC Staff: _____	Date: _____
HRC Staff: _____	Date: _____
HRC Director: _____	Date: _____

**DEPARTMENT ACTION** – This section must be completed and returned to HRC for waiver types D, E & F.  
 Date Waiver Granted: \_\_\_\_\_ Contract Dollar Amount: \_\_\_\_\_

30



CITY AND COUNTY OF SAN FRANCISCO  
HUMAN RIGHTS COMMISSION

S.F. ADMINISTRATIVE CODE CHAPTERS 12B and 14B

WAIVER REQUEST FORM

(HRC Form 201)

FOR HRC USE ONLY
Request Number: _____

Section 1. Department Information

Department Head Signature: \_\_\_\_\_

Name of Department: SFPUC

Department Address: 1155 Market St., 5<sup>th</sup> Floor

Contact Person: Marc Hughes

Phone Number: 415-487-5207

Fax Number: 415-487-5258

Section 2. Contractor Information

Contractor Name: Standard & Poor's

Contact Person: Randye Gilliam

Contractor Address: 2542 Collection Center Drive, Chicago, IL 60693

Vendor Number (if known): 17565-05

Contact Phone No.: 800-767-1896 Ext. #4

Section 3. Transaction Information

Date Waiver Request Submitted: 12/13/2010

Type of Contract: Non-Compliant

Contract Start Date: 7/1/2010  
\$75,000

End Date: 6/30/2011

Dollar Amount of Contract:

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- Chapter 12B
- Chapter 14B Note: Employment and LBE subcontracting requirements may still be in force even when a 14B waiver (type A or B) is granted.

Section 5. Waiver Type (Letter of Justification *must* be attached, see Check List on back of page.)

- A. Sole Source
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- F. Sham/Shell Entity – Copy of waiver request sent to Board of Supervisors on: \_\_\_\_\_
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- H. Subcontracting Goals

<b>HRC ACTION</b>	
12B Waiver Granted: _____	14B Waiver Granted: _____
12B Waiver Denied: _____	14B Waiver Denied: _____
Reason for Action: _____	
HRC Staff: _____	Date: _____
HRC Staff: _____	Date: _____
HRC Director: _____	Date: _____

<b>DEPARTMENT ACTION</b> – This section must be completed and returned to HRC for waiver types D, E & F.	
Date Waiver Granted: _____	Contract Dollar Amount: _____

**T-Mobile**

T-MOBILE WEST CORPORATION,  
a Delaware Corporation  
1855 Gateway Boulevard, 9<sup>th</sup> Floor  
Concord, CA 94520

December 10, 2010

Anna Hom  
Consumer Protection and Safety Division  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2010 DEC 15 AM 11:52  
BY \_\_\_\_\_  
AK \_\_\_\_\_


**RE: T-Mobile West Corporation as successor in interest to Omnipoint Communications, Inc. d/b/a T-Mobile (U-3056-C).  
Notification Letter for T-Mobile Site No. SF03462A:**

This letter provides the Commission with notice pursuant to the provisions of General Order No. 159A of the Public Utilities Commission of the State of California (CPUC) that with regard to the project described in Attachment A:

- (a) T-Mobile has obtained all requisite land use approval for the project described in Attachment A.
- (b) No land use approval is required because

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

A copy of this notification letter is being sent to the local government agency identified below for its information. Should the Commission or the local government agency have any questions regarding this project, or if anyone disagrees with the information contained herein, please contact Joni Norman, Senior Development Manager for T-Mobile, at (925) 521-5987, or contact Ms. Anna Hom of the CPUC Consumer Protection and Safety Division at 415-703-2699.

Sincerely,  
  
Joni Norman  
Senior Development Manager  
T-MOBILE WEST CORPORATION, a Delaware corporation

Enclosed: Attachment A

CC:  
Edwin Lee, City Manager, City of San Francisco, 1 Carlton B Goodlett Pl, San Francisco, CA 94102  
Jon Rahaim, Planning Director, City of San Francisco, 1 Carlton B Goodlett Pl, San Francisco, CA 94102  
Karen J. Hong Yee, City Clerk, City of San Francisco, 1 Carlton B Goodlett Pl, San Francisco, CA 94102

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**ATTACHMENT A**

**1. Project Location**

Site Identification Number: SF03462A  
Site Name: Men's Wearhouse  
Site Address: 601 Market Street, San Francisco, CA 94105  
County: San Francisco  
Assessor's Parcel Number: Block 3707 Lot 001  
Latitude: 37° 47' 20.69" N  
Longitude: 122° 24' 04.84" W

**2. Project Description**

Number of Antennas to be installed: 3  
Tower Design: Highrise Building  
Tower Appearance: Antennas Concealed in Sign  
Tower Height: Top of Building 182' Top of Antennas 27'  
Size of Building: 10' x 6' Lease Area

**3. Business Addresses of all Governmental Agencies**

Edwin Lee, City Manager City of San Francisco 1 Carlton B. Goodlett Pl. San Francisco, CA 94102	Jon Rahaim, Planning Director City of San Francisco 1 Carlton B. Goodlett Pl. San Francisco, CA 94102	Karen J. Hong Yee, City Clerk City of San Francisco 1 Carlton B. Goodlett Pl. San Francisco, CA 94102
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**4. Land Use Approvals**

Date Zoning Approval Issued: November 9, 2010  
Land Use Permit #: 2010-1007H  
If Land use Approval was not required: N/A

Clerk of the Board of Supervisors  
San Francisco Board of Supervisors  
City Hall  
San Francisco, California  
Hand Delivered

Document is available  
at the Clerk's Office  
Room 244, City Hall

December 14, 2010

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BOS-110

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2010 DEC 14 PM 2:57  
BY RBC

Re: Ocean Avenue Community Benefits District Litigation File No. 101354 Item No. 43

Dear Supervisors,

I wish to contest the original vote tally made in the above entitled CBD which purportedly obtained a 31.61% of the vote required under Article 15 section 1511(a).

I am a real property owner on Ocean Avenue and I voted No and wish to contest the actual vote that was presented to the Board of Supervisors showing and proving that the 30% threshold was never met.

According to California Govn. Code Section 53753(3) (4) states as follows:

“(3) In the event that more than one of the record owners of an identified parcel submits an assessment ballot, the amount of the proposed assessment to be imposed upon the identified parcel shall be allocated to each ballot submitted in proportion to the respective record ownership interests or, if the ownership interests are not shown on the record, as established to the satisfaction of the agency by documentation provided by those record owners.

(4) A majority protest exists if the assessment ballots submitted, and not withdrawn, in opposition to the proposed assessment exceed the assessment ballots submitted, and not withdrawn, in its favor, weighting those assessment ballots by the amount of the proposed assessment to be imposed upon the identified parcel for which each assessment ballot was submitted.”

I am contesting the actual ballot of the following real properties and amount of the Total Annual Assessments never met the 30% threshold as follows:

Office of the Treasurer & Tax Collector  
City and County of San Francisco



José Cisneros, Treasurer

Pauline Marx, Chief Assistant Treasurer

Investment Report for the month of October, 2010

November 30, 2010

The Honorable Gavin Newsom  
Mayor of San Francisco  
City Hall, Room 200  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA. 94102-0917

The Honorable Board of Supervisors  
City and County of San Francisco  
City Hall, Room 244  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA. 94102-0917

Ladies and Gentlemen,

This correspondence and its attachments show the investment activity for fiscal year-to-date of the portfolios under the Treasurer's management.

(in \$ millions unless specified)

INCOME	Fiscal Year to Date		Month Ending 10/31/2010	
	Pooled Fund	All Funds	Pooled Fund	All Funds
Cash Basis Earnings	15.80	15.80	2.47	2.47
Accrual Basis Earnings	17.40	17.50	3.99	4.01
Earned Income Yield (in %)	1.31%	1.31%	1.26%	1.25%
Current Yield to Maturity (in %)	n/a	n/a	1.21%	1.21%
<b>PRINCIPAL</b>				
Current Book Value	n/a	n/a	3,955	3,985
Amortized Book Value	3,946	3,976	3,946	3,976
Par Value	n/a	n/a	3,933	3,963
Market Value	3,975	4,005	3,975	4,005
Accrued Interest	16	16	16	16
Total Value (Market Value + Accrued Interest)	3,991	4,021	3,990	4,021
Average Daily Balance	3,937	3,967	3,736	3,766
Average Age of Portfolio - End of Period (in days)	582	579	586	583

In accordance with provisions of California State Government Code Section 53646, we forward this report detailing the City's investment portfolio as of 10/31/2010. These investments are in compliance with California Code and our statement of investment policy, and provide sufficient liquidity to meet expenditure requirements for the next six months.

Very truly yours,

José Cisneros  
Treasurer

cc: Harvey Rose, Budget Analyst  
Ben Rosenfield, Controller  
Controller – Internal Audit Division: Tania Lediju  
Oversight Committee: J. Grazioli, Dr. Don Q. Griffin, Ben Rosenfield, T. Rydstrom, R. Sullivan  
Transportation Authority – Cynthia Fong, San Francisco Public Library – 2 copies

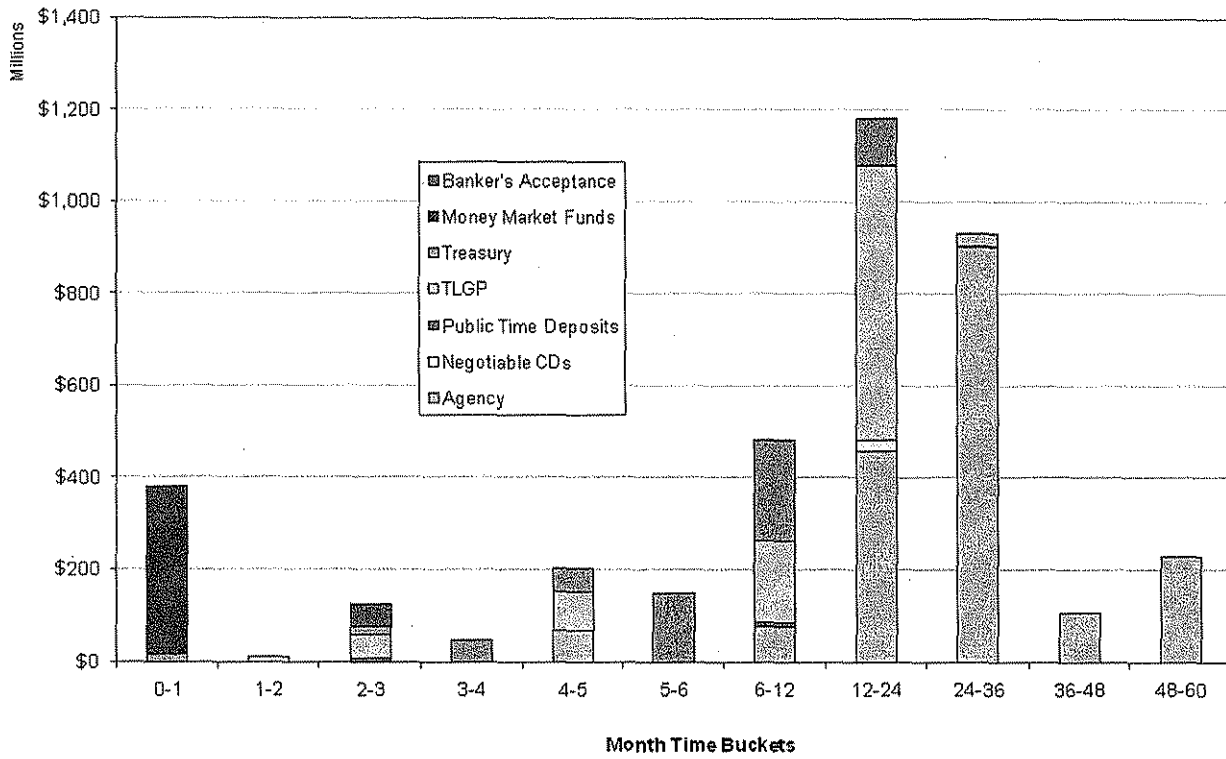
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## All Funds

Investment Type	Par Value %	\$ in millions		
		Par Value	Original Book Value	Market Value
Banker's Acceptance	1.3%	50.00	49.87	49.98
Federal Agricultural Mortgage Association	1.1%	45.00	44.91	46.31
Federal Farm Credit Bank: Discount Notes				
Federal Farm Credit Bank: Fixed	8.9%	354.65	357.36	359.52
Federal Farm Credit Bank: Float				
Federal Home Loan Bank: Discount Notes				
Federal Home Loan Bank: Fixed	5.6%	220.23	220.22	221.04
Federal Home Loan Bank: Float				
Federal Home Loan Bank: Float Monthly				
Federal Home Loan Bank: Multi Step				
Federal Home Loan Mortgage Corp.: Discount Notes				
Federal Home Loan Mortgage Corp.: Fixed	11.4%	451.50	453.16	454.65
Federal Home Loan Mortgage Corp.: Float, Monthly, Act/360				
Federal Home Loan Mortgage Corp.: Multi Step	0.5%	20.00	20.00	20.05
Federal National Mortgage Assn.	16.1%	638.17	639.12	643.54
Federal National Mortgage Assn.: Multi Step				
Federal National Mortgage Assn.L Discount Notes				
Negotiable Certificates of Deposit	0.6%	25.00	25.00	25.00
Money Market Funds	9.1%	362.25	362.25	362.25
Public Time Deposit: Monthly Pay				
Public Time Deposit: Quarterly Pay	0.5%	20.10	20.10	20.10
Tenn Valley Authority	0.5%	20.50	22.73	23.21
Treas. Liquidity Guarantee Program: Fixed	23.1%	917.31	930.07	937.09
Treas. Liquidity Guarantee Program: Float	1.3%	50.00	50.07	50.16
Treasury Bills	5.5%	218.00	217.20	217.87
Treasury Notes	10.6%	420.00	422.28	423.15
	<b>100.0%</b>	<b>3,962.98</b>	<b>3,985.05</b>	<b>4,004.89</b>

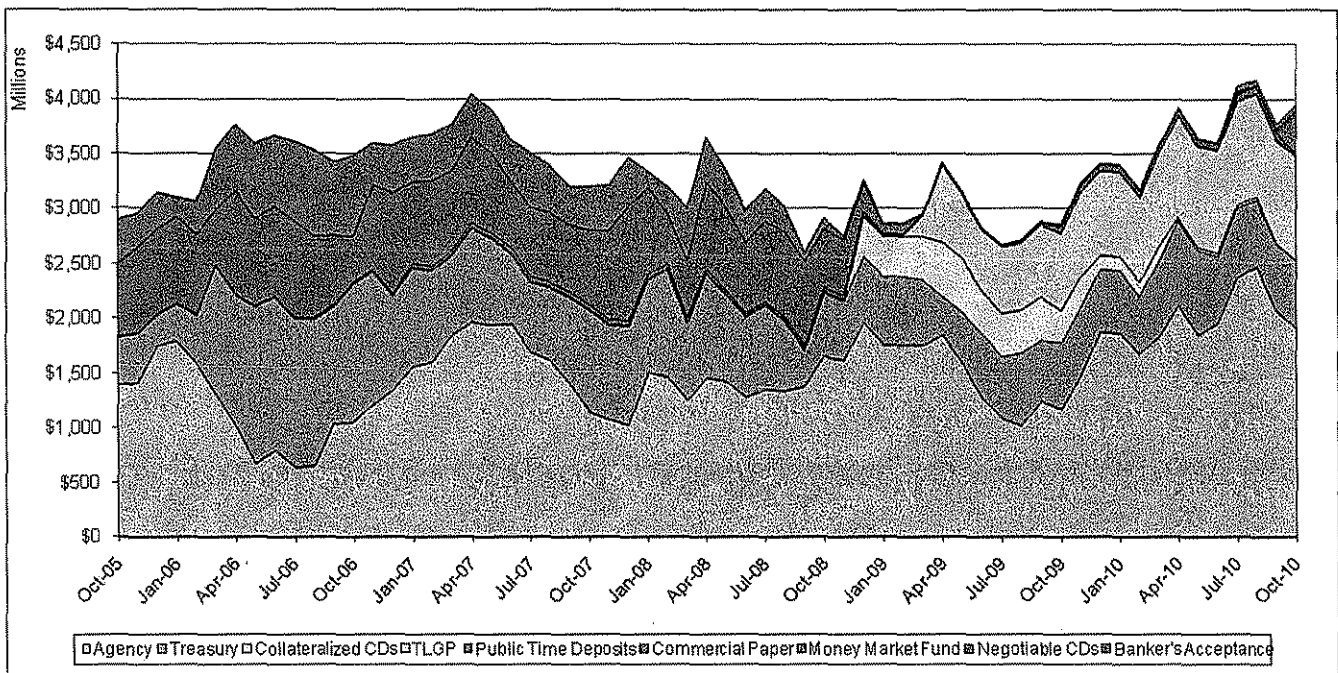


### Pooled Fund Maturities to Maturity Date

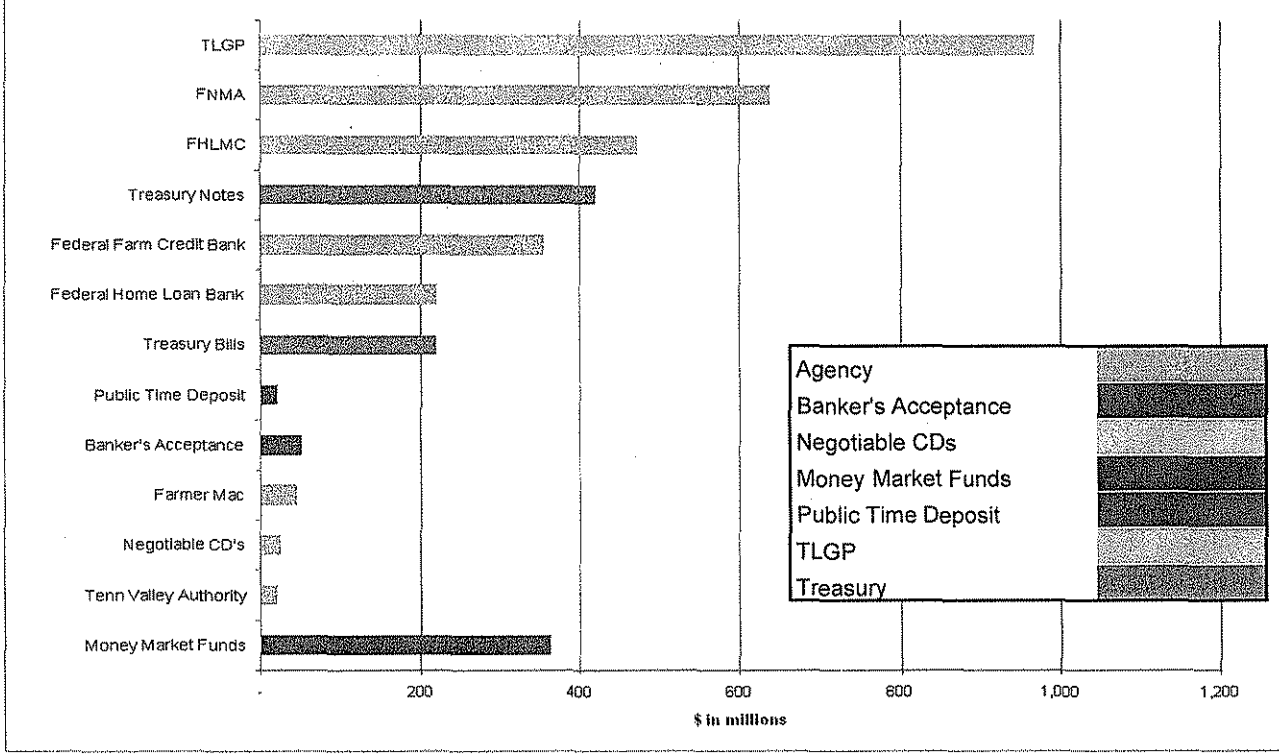


### Asset Allocation Five Year History

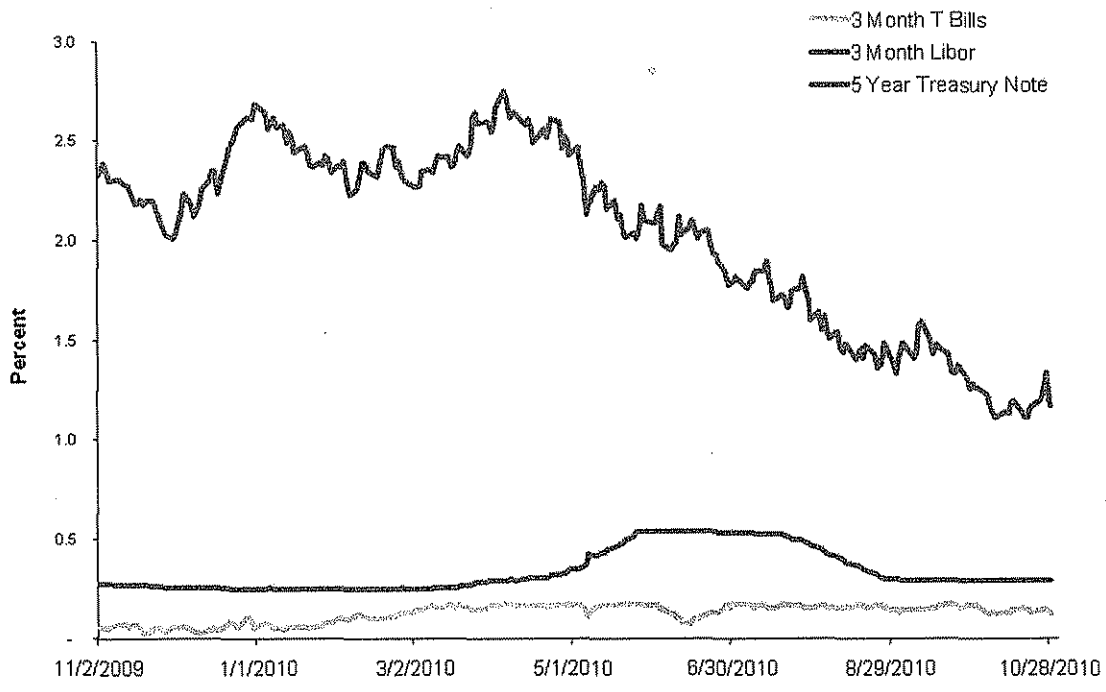
The chart below shows the total size of the Pooled Fund and the relative investments by type.



### Par Value of All Funds



### Trailing 12 Month Key Interest Rates



# Inventory by Market Value - All Funds



Assets (000's)	Current Par	Current Book	Market	MKT/Book	Un-Gain/Loss	Yield
TREASURY BILLS	218,000	217,202	217,871	100.31%	212	0.39%
TREASURY NOTES	420,000	422,285	423,153	100.21%	875	0.75%
TLGP-Temp Liquid Guar Prog	917,310	930,074	937,085	100.75%	7,012	1.48%
TLGP FL-Temp Liquid Guar Prog	50,000	50,074	50,160	100.17%	86	0.39%
FEDERAL HOME LOAN BANK	220,230	220,216	221,037	100.37%	821	1.65%
FEDERAL NATL MORTG ASSOCIATION	638,170	639,123	643,538	100.69%	4,415	1.59%
FARMER MAC	45,000	44,915	46,308	103.10%	1,393	2.17%
FEDERAL FARM CREDIT BANK	354,645	357,365	359,522	100.60%	2,157	1.37%
FHLMC Bonds	451,500	453,163	454,655	100.33%	1,496	1.46%
FHLMC MULTI-STEP	20,000	19,995	20,050	100.28%	55	2.02%
BANKERS ACCEPTANCE-DOMESTIC	50,000	49,868	49,979	100.22%	29	0.53%
MONEY MARKET ACTUAL-365	362,252	362,252	362,252	100.00%	0	0.23%
NEGOTIABLE CD	25,000	25,000	25,000	100.00%	0	0.75%
TENN VALLEY AUTHORITY	20,500	23,000	23,207	100.90%	481	0.72%
FNMA AMORT TO CALL	100,270	100,751	100,927	100.18%	293	1.53%
FHLMC AMORT TO CALL	50,000	50,067	50,047	99.96%	-20	0.70%
PUBLIC TIME DEPOSIT	20,100	20,100	20,100	100.00%	0	0.85%
<b>Totals(000's)</b>	<b>3,962,977</b>	<b>3,985,448</b>	<b>4,004,891</b>	<b>100.49%</b>	<b>19,305</b>	<b>1.21%</b>

INVESTMENT INVENTORY - 10/31/10



Inv No.	Security Description	CUSIP	Coupon Rate	Yield to Maturity	Purchase Date	Maturity Date	Current Book Value	Amortized Book Value	Par Value	Market Price	Current Market Value
<b>Fund: 100 POOLED FUNDS</b>											
42393	B 031011	912795V99	.0000	.3834	03/31/10	03/10/11	49,817,489	49,817,489	50,000,000	99.94	49,969,229
42402	Treasury Bil	912795VD0	.0000	.3995	04/23/10	04/07/11	149,421,242	149,421,242	150,000,000	99.94	149,907,435
42419	B 01 13 11	912795UX7	.0000	.3387	06/10/10	01/13/11	17,963,327	17,963,327	18,000,000	99.97	17,994,525
<b>Inv Type: 11 TREASURY BILLS</b>			.0000	.3908			217,202,058	217,202,058	218,000,000	99.94	217,871,190
42298	T 0.875 02 2	912828KE9	.8750	.6321	09/04/09	02/28/11	50,179,688	50,039,452	50,000,000	100.22	50,109,376
42325	T 1 08 31 11	912828LV0	1.0000	.8260	10/29/09	08/31/11	100,316	100,143	100,000	100.63	100,625
42326	T 1 08 31 11	912828LV0	1.0000	.8345	10/29/09	08/31/11	100,200,480	100,035,686	99,900,000	100.63	100,524,375
42341	T 1 7 31 11	912828LG3	1.0000	.6040	11/19/09	07/31/11	120,801,563	120,352,221	120,000,000	100.59	120,712,502
42352	T 1.125 12 1	912828KA7	1.1250	.7456	12/09/09	12/15/11	50,378,906	50,210,561	50,000,000	100.94	50,468,752
42382	T 1.5 07.15.	912828LB4	1.5000	1.1124	03/23/10	07/15/12	50,441,406	50,324,917	50,000,000	102.06	51,031,248
42415	T 1.25 11 30	912828JS0	1.2500	.3763	06/10/10	11/30/10	20,089,269	20,020,650	20,000,000	100.09	20,018,750
<b>Inv Type: 12 TREASURY NOTES</b>			1.0769	.7384			392,191,629	391,083,630	390,000,000	100.76	392,965,629
42165	J P MORGAN C	481247AK0	2.2000	2.0469	03/24/09	06/15/12	25,119,000	25,059,752	25,000,000	102.84	25,708,775
42166	GENL ELEC CA	36967HAN7	2.2500	2.0651	03/24/09	03/12/12	35,185,150	35,084,889	35,000,000	102.51	35,876,925
42170	MORGAN STANL	61757UAF7	2.0000	1.9382	03/16/09	09/22/11	25,037,750	25,013,336	25,000,000	101.55	25,386,719
42177	BAC 2.375 06	06050BAJ0	2.3750	1.9301	04/14/09	06/22/12	50,685,000	50,352,202	50,000,000	103.20	51,599,700
42181	C 2.125 04.3	17313UAE9	2.1250	1.9669	04/02/09	04/30/12	25,117,500	25,057,077	25,000,000	102.50	25,625,000
42182	BK OF THE WE	064244AA4	2.1500	1.9628	04/02/09	03/27/12	5,026,950	5,012,659	5,000,000	102.42	5,121,094
42183	BK OF THE WE	064244AA4	2.1500	1.9629	04/02/09	03/27/12	20,108,000	20,050,730	20,000,000	102.42	20,484,375
42191	BAC 2.1 04.3	06050BAG6	2.1000	1.9749	04/02/09	04/30/12	25,093,000	25,045,176	25,000,000	102.56	25,638,825
42195	GE 1.625 01.	36967HAG2	1.6250	1.2309	04/16/09	01/07/11	25,167,500	25,017,785	25,000,000	100.28	25,070,600
42196	GE 1.625 01.	36967HAG2	1.6250	1.2350	04/16/09	01/07/11	25,165,750	25,017,599	25,000,000	100.28	25,070,600
42197	C 1.625 03.3	17314JAA1	1.6250	1.3908	04/16/09	03/30/11	50,225,000	50,047,020	50,000,000	101.00	50,500,000
42198	GS 1.625 07.	38146FAF8	1.6250	1.4391	04/16/09	07/15/11	50,204,500	50,063,844	50,000,000	100.94	50,469,700
42211	USSA CAPITAL	90390QAA9	2.2400	1.9620	04/28/09	03/30/12	16,125,600	16,060,622	16,000,000	102.42	16,387,500
42258	CITIGROUP FD	17313YAC5	1.2500	1.2952	06/29/09	06/03/11	49,957,000	49,986,929	50,000,000	100.63	50,312,500
42259	CITIGROUP FD	17313YAC5	1.2500	1.2952	06/29/09	06/03/11	49,957,000	49,986,929	50,000,000	100.63	50,312,500
42274	GE TLGP 3 12	36967HAD9	3.0000	1.6091	07/30/09	12/09/11	51,602,500	50,749,197	50,000,000	102.88	51,437,500
42299	HSBC 3.125 1	4042EPAA5	3.1250	1.3413	09/16/09	12/16/11	51,969,550	50,983,576	50,000,000	103.11	51,553,350
42317	C 1.625 03.3	17314JAA1	1.6250	.7776	10/22/09	03/30/11	35,423,500	35,120,423	35,000,000	101.00	35,350,000
42328	MS 2.25 3 13	61757UAP5	2.2500	1.3169	11/04/09	03/13/12	20,431,800	20,250,042	20,000,000	102.50	20,500,000
42331	MS TLGP 2.25	61757UAP5	2.2500	1.3109	11/06/09	03/13/12	51,084,000	50,629,175	50,000,000	102.50	51,250,000
42332	GE TLGP 2.12	36967HAV9	2.1250	1.7893	11/06/09	12/21/12	25,253,750	25,173,689	25,000,000	102.95	25,738,281
42379	GS 3.25 06.1	38146FAA9	3.2500	1.2299	03/22/10	06/15/12	52,215,000	51,606,961	50,000,000	104.00	52,000,000
42380	GE TLGP 2% 0	36967HBB2	2.0000	1.4058	03/22/10	09/28/12	25,366,000	25,276,984	25,000,000	102.94	25,734,125
42400	GE TLGP 2.0	36967HBB2	2.0000	1.4358	04/20/10	09/28/12	76,010,250	75,789,399	75,000,000	102.94	77,202,375
42401	JPM 2.2 0615	481247AK0	2.2000	1.1630	04/21/10	06/15/12	51,097,500	50,826,616	50,000,000	102.84	51,417,550

# INVESTMENT INVENTORY - 10/31/10



Inv No.	Security Description	CUSIP	Coupon Rate	Yield to Maturity	Purchase Date	Maturity Date	Current Book Value	Amortized Book Value	Par Value	Market Price	Current Market Value
42417	RF 2.75 12 1	7591EAAA1	2.7500	.3588	06/10/10	12/10/10	11,444,980	11,338,766	11,310,000	100.24	11,337,042
<b>Inv Type: 15 TREASURY LGP</b>			2.1190	1.4804			930,073,530	924,601,376	917,310,000	102.16	937,085,036
42242	MORGAN STANL	61757UAN0	.4925	.3848	03/19/09	03/13/12	25,040,325	25,018,424	25,000,000	100.27	25,066,406
42306	Union Bank T	905266AA0	.4919	.4018	03/23/09	03/16/12	25,033,725	25,015,515	25,000,000	100.38	25,093,750
<b>Inv Type: 16 TLGP FLOATER</b>			.4922	.3933			50,074,050	50,033,939	50,000,000	100.32	50,160,156
42349	FHLB 1.85 12	3133XW6C8	1.8500	1.8500	12/21/09	12/21/12	100,000,000	100,000,000	100,000,000	100.16	100,156,250
42397	FHLB 1.5 2.5	3133XY4B8	1.5000	1.5000	04/15/10	10/15/12	100,000,000	100,000,000	100,000,000	100.56	100,562,500
42418	FHLB 1.42 fi	3133XXME4	1.4200	1.4507	06/10/10	09/24/12	20,215,922	20,218,344	20,230,000	100.44	20,318,506
<b>Inv Type: 22 FEDERAL HOME LOAN BANK</b>			1.6516	1.6544			220,215,922	220,218,344	220,230,000	100.37	221,037,256
42335	FNMA 1.75 3	31398AVQ2	1.7500	.5980	11/19/09	03/23/11	50,770,000	50,223,599	50,000,000	100.66	50,328,125
42338	FNMA 1.75 3	31398AVQ2	1.7500	.5712	11/20/09	03/23/11	20,314,600	20,091,543	20,000,000	100.66	20,131,250
42350	FNMA FIXED 1	3136FJZT1	1.7500	1.7500	12/28/09	12/28/12	100,000,000	100,000,000	100,000,000	100.22	100,218,750
42366	FNMA 3NC1.5	31398AF23	1.8000	1.8000	02/08/10	02/08/13	50,000,000	50,000,000	50,000,000	101.00	50,500,000
42367	FNMA 1.8 2 8	31398AF23	1.8000	1.8172	02/08/10	02/08/13	24,987,500	24,990,534	25,000,000	101.00	25,250,000
42398	FNMA 2.5NC1	3136FMNR1	1.5600	1.5600	04/19/10	10/29/12	100,000,000	100,000,000	100,000,000	100.56	100,562,500
42410	FNMA 2.5 6 2	3136FMA38	2.5000	2.5268	06/25/10	06/25/15	49,018,650	49,022,984	49,080,000	103.00	50,552,400
42424	FNMA 1.3 7 1	31398AV90	1.3000	1.3171	07/16/10	07/16/13	24,987,500	24,988,732	25,000,000	100.97	25,242,188
42425	FNMA 1.3 7 1	31398AV90	1.3000	1.3171	07/16/10	07/16/13	49,975,000	49,977,464	50,000,000	100.97	50,484,375
42427	FNMA 1.55 7	31398AV25	1.5500	1.5603	07/12/10	07/12/13	69,069,273	69,071,391	69,090,000	100.16	69,197,953
42434	FNMA STRNT 1	3136FMX90	1.7500	1.7500	07/27/10	07/27/15	25,000,000	25,000,000	25,000,000	101.09	25,273,438
42435	FNMA STRNT 1	3136FMX90	1.7500	1.7500	07/27/10	07/27/15	25,000,000	25,000,000	25,000,000	101.09	25,273,438
42452	FNMA 2.125 8	3136FM6G4	2.1250	2.1250	08/10/10	08/10/15	25,000,000	25,000,000	25,000,000	101.88	25,468,750
42453	FNMA 1.35 08	31398A2H4	1.3500	1.3500	08/16/10	08/16/13	25,000,000	25,000,000	25,000,000	100.22	25,054,688
<b>Inv Type: 23 FNMA</b>			1.7083	1.5869			639,122,523	638,366,247	638,170,000	100.84	643,537,853
42443	FNMA 1.4 11	3136FMUG7	1.4000	1.2618	07/16/10	11/26/12	10,051,444	10,025,459	10,000,000	100.06	10,006,250
42447	FNMA STEP 1.	3136FMTW4	1.5000	1.4450	08/04/10	06/01/15	37,191,475	37,120,911	37,000,000	100.09	37,034,688
42457	FNMA 1.75 8	3136FM3R3	1.7500	1.6344	08/18/10	08/18/14	53,507,584	53,458,766	53,270,000	101.16	53,885,934
<b>Inv Type: 123 FNMA AMORT TO CALL</b>			1.6228	1.5273			100,750,504	100,605,136	100,270,000	100.66	100,926,872
42460	FARMER MAC 2	3131SPGT0	2.1250	2.1651	09/15/10	09/15/15	44,914,950	44,917,139	45,000,000	102.91	46,307,813
<b>Inv Type: 27 FARMER MAC</b>			2.1250	2.1651			44,914,950	44,917,139	45,000,000	102.91	46,307,813
42342	FFCB Bullet	31331YZ86	3.8750	.7849	11/19/09	08/25/11	52,705,000	51,247,492	50,000,000	102.94	51,468,750
42373	FFCB 2 Year	31331JGD9	.9500	1.0514	03/09/10	03/05/12	17,016,071	17,027,131	17,050,000	100.81	17,188,531
42374	FFCB 2 Year	31331JGD9	.9500	1.0432	03/09/10	03/05/12	57,893,860	57,928,461	58,000,000	100.81	58,471,250
42385	FFCB 1.875 1	31331G2R9	1.8750	1.5324	03/26/10	12/07/12	37,333,370	37,259,063	37,000,000	102.97	38,098,438
42399	FFCB 1.625 B	31331JAB9	1.6250	1.5877	04/16/10	12/24/12	50,048,500	50,038,682	50,000,000	102.47	51,234,375
42403	FFCB 1.125 2	31331JLW1	1.1250	1.2269	04/29/10	04/26/12	74,221,260	74,259,262	74,370,000	100.38	74,648,888
42414	FEDERAL FARM	31331GLL1	2.8000	2.8847	06/10/10	01/28/14	18,171,759	18,177,532	18,225,000	100.59	18,333,211
42459	FFCB 1.75 03	31331JE33	1.7500	1.7616	09/16/10	03/16/15	49,975,000	49,975,700	50,000,000	100.16	50,078,125

# INVESTMENT EARNINGS - OCTOBER 2010



Inv No.	Security Description	CUSIP	Coupon Rate	Yield to Maturity	Purchase Date	Maturity Date	Par Value	Beginning Prem / (Disc)	Accretion Income	(Amortization) Expense	Interest Income Received	Gain / (Loss)	Cash Basis Earnings	Income Earned (Accrual Basis)	Accrued Interest
42393	B 031011	912795V99	.0000	.3834	03/31/10	03/10/11	50,000,000	-182,511						16,447	114,069
42402	Treasury Bil	912795VD0	.0000	.3995	04/23/10	04/07/11	150,000,000	-578,758						51,408	318,400
42419	B 01 13 11	912795UX7	.0000	.3387	06/10/10	01/13/11	18,000,000	-36,673						5,239	24,336
<b>Inv Type: 11: TREASURY BILLS</b>							218,000,000	-797,942	0	0	0	0	0	73,095	456,805
42298	T 0.875 02 2	912828KE9	.8750	.6321	09/04/09	02/28/11	50,000,000	179,688		-10,277				37,465	74,931
42325	T 1 08 31 11	912828LV0	1.0000	.8260	10/29/09	08/31/11	100,000	316		-15				86	171
42326	T 1 08 31 11	912828LV0	1.0000	.8345	10/29/09	08/31/11	99,900,000	300,480		-13,882				85,550	171,099
42341	T 1 7 31 11	912828LG3	1.0000	.6040	11/19/09	07/31/11	120,000,000	801,563		-40,143				101,087	303,261
42352	T 1.125 12 1	912828KA7	1.1250	.7456	12/09/09	12/15/11	50,000,000	378,906		-15,959				47,643	213,627
42382	T 1.5 07.15.	912828LB4	1.5000	1.1124	03/23/10	07/15/12	50,000,000	441,406		-16,194				63,179	222,147
42415	T 1.25 11 30	912828JS0	1.2500	.3763	06/10/10	11/30/10	20,000,000	89,269		-14,772				21,175	105,191
<b>Inv Type: 12: TREASURY NOTES</b>							390,000,000	2,191,629	0	-111,242	0	0	0	356,185	1,090,428
42165	J P MORGAN C	481247AK0	2.2000	2.0469	03/24/09	06/15/12	25,000,000	119,000		-3,129				45,833	207,778
42166	GENL ELEC CA	36967HAN7	2.2500	2.0651	03/24/09	03/12/12	35,000,000	185,150		-5,295				65,625	107,188
42170	MORGAN STANL	61757UAF7	2.0000	1.9382	03/16/09	09/22/11	25,000,000	37,750		-1,272				41,667	54,167
42177	BAC 2.375 06	06050BAJ0	2.3750	1.9301	04/14/09	06/22/12	50,000,000	685,000		-18,227				98,958	425,521
42181	C 2.125 04.3	17313UAE9	2.1250	1.9669	04/02/09	04/30/12	25,000,000	117,500		-3,241				44,271	267,101
42182	BK OF THE WE	064244AA4	2.1500	1.9628	04/02/09	03/27/12	5,000,000	26,950		-766				8,958	10,153
42183	BK OF THE WE	064244AA4	2.1500	1.9629	04/02/09	03/27/12	20,000,000	108,000		-3,072				35,833	40,611
42191	BAC 2.1 04.3	06050BAG6	2.1000	1.9749	04/02/09	04/30/12	25,000,000	93,000		-2,565				43,750	263,958
42195	GE 1.625 01.	36967HAG2	1.6250	1.2309	04/16/09	01/07/11	25,000,000	167,500		-8,229				33,854	128,646
42196	GE 1.625 01.	36967HAG2	1.6250	1.2350	04/16/09	01/07/11	25,000,000	165,750		-8,143				33,854	128,646
42197	C 1.625 03.3	17314JAA1	1.6250	1.3908	04/16/09	03/30/11	50,000,000	225,000		-9,783				67,708	69,965
42198	GS 1.625 07.	38146FAF8	1.6250	1.4391	04/16/09	07/15/11	50,000,000	204,500		-7,731				67,708	239,236
42211	USSA CAPITAL	90390QAA9	2.2400	1.9620	04/28/09	03/30/12	16,000,000	125,600		-3,649				29,867	30,862
42258	CITIGROUP FD	17313YAC5	1.2500	1.2952	06/29/09	06/03/11	50,000,000	-43,000	1,893					52,083	256,944
42259	CITIGROUP FD	17313YAC5	1.2500	1.2952	06/29/09	06/03/11	50,000,000	-43,000	1,893					52,083	256,944
42274	GE TLGP 3 12	36967HAD9	3.0000	1.6091	07/30/09	12/09/11	50,000,000	1,602,500		-57,631				125,000	591,667
42299	HSBC 3.125 1	4042EPAAS	3.1250	1.3413	09/16/09	12/16/11	50,000,000	1,969,550		-74,368				130,208	585,938
42317	C 1.625 03.3	17314JAA1	1.6250	.7776	10/22/09	03/30/11	35,000,000	423,500		-25,054				47,396	48,976
42328	MS 2.25 3 13	61757UAP5	2.2500	1.3169	11/04/09	03/13/12	20,000,000	431,800		-15,565				37,500	60,000
42331	MS TLGP 2.25	61757UAP5	2.2500	1.3109	11/06/09	03/13/12	50,000,000	1,084,000		-39,166				93,750	150,000
42332	GE TLGP 2.12	36967HAV9	2.1250	1.7893	11/06/09	12/21/12	25,000,000	253,750		-6,894				44,271	191,840
42379	GS 3.25 06.1	38146FAA9	3.2500	1.2299	03/22/10	06/15/12	50,000,000	2,215,000		-84,148				135,417	613,889
42380	GE TLGP 2% 0	36967HBB2	2.0000	1.4058	03/22/10	09/28/12	25,000,000	366,000		-12,319				41,667	45,833
42400	GE TLGP 2.0	36967HBB2	2.0000	1.4358	04/20/10	09/28/12	75,000,000	1,010,250		-35,110				125,000	137,500
42401	JPM 2.2 0615	481247AK0	2.2000	1.1630	04/21/10	06/15/12	50,000,000	1,097,500		-43,286				91,667	415,556

# INVESTMENT EARNINGS - OCTOBER 2010



Inv No.	Security Description	CUSIP	Coupon Rate	Yield to Maturity	Purchase Date	Maturity Date	Par Value	Beginning Prem/ (Disc)	Accretion Income	(Amortization) Expense	Interest Income Received	Gain / (Loss)	Cash Basis Earnings	Income Earned (Accrual Basis)	Accrued Interest
42417	RF 2.75 12 1	7591EAAA1	2.7500	.3588	06/10/10	12/10/10	11,310,000	134,980		-22,865				25,919	121,818
<b>Inv Type: 15 TREASURY LGP</b>							917,310,000	12,763,530	3,787	-491,507	0	0	0	1,619,848	5,450,735
42242	MORGAN STANL	61757UAN0	.4925	.3848	03/19/09	03/13/12	25,000,000	40,325		-1,147				10,602	16,759
42306	Union Bank T	905266AA0	.4919	.4018	03/23/09	03/16/12	25,000,000	33,725		-960				10,589	15,713
<b>Inv Type: 16 TLGP FLOATER</b>							50,000,000	74,050	0	-2,107	0	0	0	21,192	32,471
42349	FHLB 1.85 12	3133XW6C8	1.8500	1.8500	12/21/09	12/21/12	100,000,000							154,167	668,056
42397	FHLB 1.5 2.5	3133XY4B8	1.5000	1.5000	04/15/10	10/15/12	100,000,000				750,000		750,000	125,000	66,667
42418	FHLB 1.42 fi	3133XXME4	1.4200	1.4507	06/10/10	09/24/12	20,230,000	-14,078	521					23,939	29,525
42431	FHLB 1.32 4	3133706H6	1.3200	1.3200							165,000		165,000	38,500	
<b>Inv Type: 22 FEDERAL HOME LOAN BANK</b>							220,230,000	-14,078	521	0	915,000	0	915,000	341,606	764,247
42335	FNMA 1.75 3	31398AVQ2	1.7500	.5980	11/19/09	03/23/11	50,000,000	770,000		-48,814				72,917	92,361
42338	FNMA 1.75 3	31398AVQ2	1.7500	.5712	11/20/09	03/23/11	20,000,000	314,600		-19,985				29,167	36,944
42350	FNMA FIXED 1	3136FJZT1	1.7500	1.7500	12/28/09	12/28/12	100,000,000							145,833	597,917
42366	FNMA 3NC1.5	31398AF23	1.8000	1.8000	02/08/10	02/08/13	50,000,000							75,000	207,500
42367	FNMA 1.8 2 8	31398AF23	1.8000	1.8172	02/08/10	02/08/13	25,000,000	-12,500	354					37,500	103,750
42398	FNMA 2.5NC1	3136FMNR1	1.5600	1.5600	04/19/10	10/29/12	100,000,000				780,000		780,000	130,000	52,000
42410	FNMA 2.5 6 2	3136FMA38	2.5000	2.5268	06/25/10	06/25/15	49,080,000	-61,350	1,042					102,250	429,450
42424	FNMA 1.3 7 1	31398AV90	1.3000	1.3171	07/16/10	07/16/13	25,000,000	-12,500	354					27,083	94,792
42425	FNMA 1.3 7 1	31398AV90	1.3000	1.3171	07/16/10	07/16/13	50,000,000	-25,000	707					54,167	189,583
42427	FNMA 1.55 7	31398AV25	1.5500	1.5603	07/12/10	07/12/13	69,090,000	-20,727	586					89,241	324,243
42434	FNMA STRNT 1	3136FMX90	1.7500	1.7500	07/27/10	07/27/15	25,000,000							36,458	114,236
42435	FNMA STRNT 1	3136FMX90	1.7500	1.7500	07/27/10	07/27/15	25,000,000							36,458	114,236
42444	FNMA 1.50 07	31398AY22	1.5000	1.5051				-3,750	-229		93,750	3,750	97,500	26,042	
42452	FNMA 2.125 8	3136FM6G4	2.1250	2.1250	08/10/10	08/10/15	25,000,000							44,271	119,531
42453	FNMA 1.35 08	31398A2H4	1.3500	1.3500	08/16/10	08/16/13	25,000,000							28,125	70,313
<b>Inv Type: 23 FNMA</b>							638,170,000	948,773	2,813	-68,799	873,750	3,750	877,500	934,512	2,546,856
42443	FNMA 1.4 11	3136FMUG7	1.4000	1.2618	07/16/10	11/26/12	10,000,000	51,444		-7,459				11,667	60,278
42447	FNMA STEP 1.	3136FMTW4	1.5000	1.4450	08/04/10	06/01/15	37,000,000	191,475		-24,579				46,250	231,250
42457	FNMA 1.75 8	3136FM3R3	1.7500	1.6344	08/18/10	08/18/14	53,270,000	237,584		-20,178				77,685	189,035
<b>Inv Type: 123 FNMA AMORT TO CALL</b>							100,270,000	480,504	0	-52,216	0	0	0	135,602	480,562
42460	FARMER MAC 2	31315PGT0	2.1250	2.1651	09/15/10	09/15/15	45,000,000	-85,050	1,444					79,688	122,188
<b>Inv Type: 27 FARMER MAC</b>							45,000,000	-85,050	1,444	0	0	0	0	79,688	122,188
42342	FFCB Bullet	31331YZ86	3.8750	.7849	11/19/09	08/25/11	50,000,000	2,705,000		-130,210				161,458	355,208
42373	FFCB 2 Year	31331JGD9	.9500	1.0514	03/09/10	03/05/12	17,050,000	-33,930	1,447					13,498	25,196
42374	FFCB 2 Year	31331JGD9	.9500	1.0432	03/09/10	03/05/12	58,000,000	-106,140	4,526					45,917	85,711
42385	FFCB 1.875 1	31331G2R9	1.8750	1.5324	03/26/10	12/07/12	37,000,000	333,370		-10,471				57,813	277,500
42399	FFCB 1.625 B	31331JAB9	1.6250	1.5877	04/16/10	12/24/12	50,000,000	48,500		-1,530				67,708	286,632

# INVESTMENT EARNINGS - OCTOBER 2010



Inv No.	Security Description	CUSIP	Coupon Rate	Yield to Maturity	Purchase Date	Maturity Date	Par Value	Beginning Prem / (Disc)	Accretion Income	(Amortization) Expense	Interest Income Received	Gain / (Loss)	Cash Basis Earnings	Income Earned (Accrual Basis)	Accrued Interest
42403	FFCB 1.125 2	31331JLW1	1.1250	1.2269	04/29/10	04/26/12	74,370,000	-141,768	6,334		411,359		411,359	69,722	11,620
42414	FEDERAL FARM	31331GLL1	2.8000	2.8847	06/10/10	01/28/14	18,225,000	-53,241	1,243					42,525	131,828
42455	FFCB 1.20 4	31331JUJ5	1.2000	1.2373				-37,396	-3,163		112,188	37,396	149,584	8,726	
42459	FFCB 1.75 03	31331JE33	1.7500	1.7616	09/16/10	03/16/15	50,000,000	-25,000	472					72,917	109,375
<b>Inv Type: 28 FFCB</b>							354,645,000	2,689,396	10,858	-142,210	523,547	37,396	560,943	540,283	1,283,070
42351	FHLMC Fixed	3128X9RH5	1.7500	1.7500	12/28/09	12/28/12	100,000,000							145,833	597,917
42356	FHLMC 1.125	3128X8P22	1.1250	.7120	11/20/09	06/01/11	28,600,000	179,471		-9,971				26,813	134,063
42371	FHLMC 1.8 2	3128X9ZK9	1.8000	1.8000	02/25/10	02/25/13	75,000,000							112,500	247,500
42405	FHLMC 2NC1Y	3134G1DZ4	1.1700	1.1700	05/18/10	05/18/12	50,000,000							48,750	264,875
42416	FHLMC 5.75 0	3134A4JT2	5.7500	1.0656	06/10/10	01/15/12	20,000,000	1,479,608		-78,541				95,833	338,611
42420	FHLMC 2.05 6	3134G1GX6	2.0500	2.0500	06/30/10	06/30/14	37,900,000							64,746	261,142
42422	FHLMC 1.5 07	3134G1KL7	1.5000	1.5000	07/12/10	07/12/13	50,000,000							62,500	227,083
42423	FHLMC 1.5 7	3134G1KL7	1.5000	1.5000	07/12/10	07/12/13	50,000,000							62,500	227,083
42438	FHLMC 0.4999	3134G1LU6	.5000	.5000	08/05/10	01/28/13	40,000,000	3,889						16,665	51,662
<b>Inv Type: 30 FHLMC Bonds</b>							451,500,000	1,662,967	0	-88,511	0	0	0	636,140	2,349,935
42440	FHLMC .750 3	3134G1HD9	.7500	.7000	07/20/10	03/28/13	50,000,000	66,500	0	-8,213				31,250	34,375
<b>Inv Type: 130 FHLMC AMORT TO CALL</b>							50,000,000	66,500		-8,213	0	0	0	31,250	34,375
42409	FHLMC MULTI	3134G1FQ2	2.0128	2.0181	06/24/10	06/24/15	20,000,000	-5,000	85					33,547	142,015
<b>Inv Type: 46 FHLMC MULTI STEP</b>							20,000,000	-5,000	85	0	0	0	0	33,547	142,015
42446	TVA 6.79 5 2	880591DT6	6.7900	.7181	08/04/10	05/23/12	20,500,000	2,499,798		-104,838				115,996	610,911
<b>Inv Type: 95 TENN VALLEY AUTHORITY</b>							20,500,000	2,499,798	0	-104,838	0	0	0	115,996	610,911
42432	BA 0.57 1 13	06422TN33	.0000	.5495	07/06/10	01/03/11	27,000,000	-74,385						12,740	48,494
42456	BA 0.51 1 12	06422TNC3	.0000	.5113	07/19/10	01/12/11	23,000,000	-57,673						10,101	34,213
<b>Inv Type: 51 BANKERS ACCEPTANCE</b>							50,000,000	-132,058	0	0	0	0	0	22,841	82,707
42445	PFM PRIME FU		.2307	.2307	07/23/10	11/01/10	362,252,160				48		48	11,883	11,883
<b>Inv Type: 72 MONEY MARKET FUNDS</b>							362,252,160	0	0	0	48	0	48	11,883	11,883
42458	B OF A NEGO	0605C02G6	.7500	.7500	09/02/10	09/06/12	25,000,000							16,146	31,250
<b>Inv Type: 91 NEGOTIABLE CD</b>							25,000,000	0	0	0	0	0	0	16,146	31,250
42316	UBOC PTD 0.7		.7000	.7000							87,500		87,500	11,667	
42365	FIRST NATL P		1.0000	1.0000	01/18/10	01/18/11	10,000,000				25,556		25,556	8,611	8,611
42406	BANK OF SAN		1.6500	1.6500	05/18/10	05/18/11	100,000				422		422	142	142
42448	FIRST NATION		.7000	.7000	07/31/10	07/31/11	5,000,000				5,931		5,931	3,014	3,111
42449	FIRST NATION		.7000	.7000	08/04/10	08/04/11	5,000,000				0		0	3,014	8,653
<b>Inv Type: 1010 PUBLIC TIME DEPOSIT</b>							20,100,000	0	0	0	119,408	0	119,408	26,448	20,517
<b>Subtotal Fund 100</b>							<b>3,932,977,160</b>	<b>22,343,019</b>	<b>19,508</b>	<b>-1,069,643</b>	<b>2,431,753</b>	<b>41,146</b>	<b>2,472,899</b>	<b>4,996,259</b>	<b>15,510,956</b>



# INVESTMENT EARNINGS - OCTOBER 2010



Inv.No	Security Description	CUSIP	Coupon Rate	Yield to Maturity	Purchase Date	Maturity Date	Par Value	Beginning Prem/ (Disc)	Accretion Income	(Amortization) Expense	Interest Income Received	Gain / (Loss)	Cash Basis Earnings	Income Earned (Accrual Basis)	Accrued Interest
<b>Fund: 9704 SFUSD BONDS 2006B</b>															
42264	T 1.125 06.3	912828LF5	1.1250	.9622	07/21/09	06/30/11	30,000,000	93,750		-4,099				28,431	113,723
<b>Inv Type: 12 TREASURY NOTES</b>			1.1250	.9622			30,000,000	93,750	0	-4,099	0	0	0	28,431	113,723
<b>Subtotal Fund 9704</b>							<b>30,000,000</b>	<b>93,750</b>	<b>0</b>	<b>-4,099</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>28,431</b>	<b>113,723</b>
<b>Total - All Funds</b>							<b>3,962,977,160</b>	<b>22,436,769</b>	<b>19,508</b>	<b>-1,073,742</b>	<b>2,431,753</b>	<b>41,146</b>	<b>2,472,899</b>	<b>5,024,690</b>	<b>15,624,679</b>

DETAIL TRANSACTION REPORT - October 2010



Inv	Description	CUSTP	TXN	Par Value	Book Value	(Interest)	(Gain) / Loss	Fund	Settled	Prem / (Disc)	Amort / (Accret)	Settlement
<b>Fund: 100 POOLED FUNDS</b>												
42397	FHLB 1.5 2.5NC1	3133XY4B8	INTR	0.00	0.00	-750,000.00	0.00	100	10/15/2010	0.00	0.00	750,000.00
42431	FHLB 1.32 4 22 13	3133706H6	INTR	0.00	0.00	-165,000.00	0.00	100	10/22/2010	0.00	0.00	165,000.00
42431	FHLB 1.32 4 22 13	3133706H6	CALL	-50,000,000.00	-50,000,000.00	0.00	0.00	100	10/22/2010	0.00	0.00	50,000,000.00
<b>Inv Type: 22 FEDERAL HOME LOAN BANK</b>				-50,000,000.00	-50,000,000.00	-915,000.00	0.00			0.00	0.00	50,915,000.00
42398	FNMA 2.5NC1 Berm 1.	3136FMNR1	INTR	0.00	0.00	-780,000.00	0.00	100	10/19/2010	0.00	0.00	780,000.00
42444	FNMA 1.50 07 26 13	31398AY22	CALL	-25,000,000.00	-24,996,250.00	-93,750.00	-3,750.00	100	10/26/2010	3,750.00	0.00	25,093,750.00
<b>Inv Type: 23 FEDERAL NATL MORTG ASSOCIATION</b>				-25,000,000.00	-24,996,250.00	-873,750.00	-3,750.00			3,750.00	0.00	25,873,750.00
42455	FFCB 1.20 4 8 13	31331JUJ5	INTR	0.00	0.00	-112,188.00	0.00	100	10/08/2010	0.00	0.00	112,188.00
42455	FFCB 1.20 4 8 13	31331JUJ5	CALL	-37,396,000.00	-37,358,604.00	0.00	-37,396.00	100	10/08/2010	37,396.00	0.00	37,396,000.00
42403	FFCB 1.125 2NC1 Ame	31331JLW1	INTR	0.00	-6,972.19	-411,359.06	0.00	100	10/26/2010	0.00	0.00	418,331.25
<b>Inv Type: 28 FEDERAL FARM CREDIT BANK</b>				-37,396,000.00	-37,365,576.19	-523,547.06	-37,396.00			37,396.00	0.00	37,926,519.25
42445	PFM PRIME FUND 06 3		INTR	0.00	0.00	-47.81	0.00	100	10/01/2010	0.00	0.00	47.81
42445	PFM PRIME FUND 06 3		PURC	47.81	47.81	0.00	0.00	100	10/01/2010	0.00	0.00	-47.81
42445	PFM PRIME FUND 06 3		PURC	212,000,000.00	212,000,000.00	0.00	0.00	100	10/26/2010	0.00	0.00	-212,000,000.00
42445	PFM PRIME FUND 06 3		PURC	150,000,000.00	150,000,000.00	0.00	0.00	100	10/28/2010	0.00	0.00	-150,000,000.00
<b>Inv Type: 72 MONEY MARKET ACTUAL-365</b>				362,000,047.81	362,000,047.81	-47.81	0.00			0.00	0.00	-362,000,000.00
42365	FIRST NATL PTD 01 1		INTR	0.00	0.00	-25,555.53	0.00	100	10/01/2010	0.00	0.00	25,555.53
42406	BANK OF SAN FRANCIS		INTR	0.00	0.00	-421.67	0.00	100	10/01/2010	0.00	0.00	421.67
42448	FIRST NATIONAL BANK		INTR	0.00	0.00	-5,930.56	0.00	100	10/01/2010	0.00	0.00	5,930.56
42316	UBOC PTD 0.7 10 13		MAT	-50,000,000.00	-50,000,000.00	-87,500.00	0.00	100	10/13/2010	0.00	0.00	50,087,500.00
<b>Inv Type: 1010 PUBLIC TIME DEPOSIT</b>				-50,000,000.00	-50,000,000.00	-119,407.76	0.00			0.00	0.00	50,119,407.76
<b>Subtotal</b>				199,604,047.81	199,638,221.62	-2,431,752.63	-41,146.00			41,146.00	0.00	-197,165,322.99
<b>Grand Total</b>		<b>Count 16</b>		199,604,047.81	199,638,221.62	-2,431,752.63	-41,146.00			41,146.00	0.00	-197,165,322.99



File 101311

CITY OF SAN BRUNO

MAYOR

Jim Ruane  
Mayor

December 13, 2010

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

RE: Recommendation to Vote No on Ordinance Regarding Local Hiring Policy for City Public Works Projects,  
Board of Supervisors Agenda Item 18, December 14, 2010.

Dear Honorable Members San Francisco Board of Supervisors:

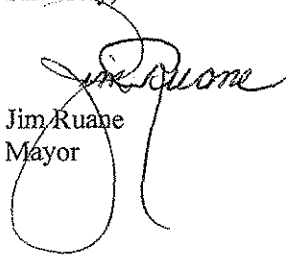
On December 14, 2010, the Board of Supervisors is scheduled to consider adoption of an ordinance regarding a local hiring policy for local public works and improvement projects in the City and County of San Francisco. I urge you to vote **NO** on this Ordinance in its current form.

The Ordinance under consideration does not fully consider the current economic conditions, availability of skilled labor and the impact on local transportation systems. Limiting participation on public works projects to San Francisco residents may adversely impact workers in other nearby areas and delay project delivery. The Ordinance's findings regarding environmental benefits are contradictory, as workers from San Francisco would have to travel further to get to some construction sites than workers from San Mateo County, and displaced San Mateo County workers would need to seek employment at more distant job sites.

Many of San Francisco's public works projects occur in San Mateo County – including San Francisco International Airport and the San Bruno jail both of which facilities are immediately adjacent to our City. Construction in these areas impacts local communities; however there has been an opportunity for local San Mateo County residents to participate in these projects. The current Ordinance under consideration may restrict local participation.

I am writing this letter in my capacity as Mayor of the City of San Bruno, as the full City Council has not had the opportunity to fully discuss this issue. The goal to promote local hiring has merit and should be explored further, but not by creating new obstacles to the local workforce. A collaborative, multi-jurisdictional measure that promotes good public policy for the entire region is encouraged. I welcome the opportunity to explore a more effective solution for this important regional issue.

Sincerely,

  
Jim Ruane  
Mayor

c: Mayor Gavin Newsom  
Honorable Leland Yee  
Honorable Jerry Hill  
Honorable Jackie Speier  
City Council

567 El Camino Real, San Bruno, CA 94066-4299  
Voice: (650) 616-7056 • Fax: (650) 742-6515  
<http://sanbruno.ca.gov>

BY: AK

2010 DEC 16 PM 3:53

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO

35

Mayor Jeff Ira  
Vice Mayor Alicia Aguirre

Council Members  
Ian Bain  
Rosanne Foust  
Jeff Gee  
Barbara Pierce  
John Seybert



File 101311  
BOS-11

City Hall  
1017 Middlefield Road  
Redwood City, CA 94063  
Voice (650) 780-7220  
Fax (650) 261-9102  
mail@redwoodcity.org  
www.redwoodcity.org

December 13, 2010

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

Re: Recommendation to Vote No on Ordinance Regarding Local Hiring Policy  
For City Public Works Projects, Board of Supervisors Agenda Item 18,  
December 14, 2010.

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2010 DEC 16 PM 3:53  
BY \_\_\_\_\_  
ALC

Dear Honorable Members of the San Francisco Board of Supervisors:

On December 14, 2010, the Board of Supervisors is scheduled to consider adoption of an ordinance regarding a local hiring policy for local public works and improvement projects in the City and County of San Francisco. I urge you to vote NO on this Ordinance in its current form.

The Ordinance under consideration does not fully consider the current economic conditions, availability of skilled labor and the impact on local transportation systems. Limiting participation on public works projects to San Francisco residents may adversely impact workers in other nearby areas and delay project delivery. The Ordinance's findings regarding environmental benefits are contradictory, as workers from San Francisco would have to travel further to get to some construction sites than workers from San Mateo County, and displaced San Mateo County workers would need to seek employment at more distant job sites.

Many of San Francisco's public works projects occur in San Mateo County – including San Francisco International Airport and the San Bruno Jail. Construction in these areas impacts local communities; however there has been an opportunity for local San Mateo County residents to participate in these projects. The current Ordinance under consideration may restrict local participation.

I am writing this letter in my capacity as Mayor of the City of Redwood City, as the full City Council has not had the opportunity to fully discuss this issue. The goal to promote local hiring has merit and should be explored further, but not by creating new obstacles to the local workforce.

36

A collaborative, multi-jurisdictional measure that promotes good public policy for the entire region is encouraged. I welcome the opportunity to explore a more effective solution for this important regional issue.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeff Ira", with a long horizontal flourish extending to the right.

Jeff Ira  
Mayor

C: Mayor Gavin Newsom  
Honorable Leland Yee  
Honorable Jerry Hill  
Honorable Jackie Speier  
City Council

File 1019211 BOS-11  
CPAGE  
J. Kim  
RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2010 DEC 15 PM 1:32  
BY \_\_\_\_\_ BOS 11

December 15, 2010

Ms. Angela Calvillo  
Clerk of the Board of Supervisors  
City Hall, Room 244  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102

Re: Distribution of Letters to All Supervisors

Dear Ms. Calvillo:

Enclosed please find 12 packages, one addressed to each current supervisor plus one for Ms. Jane Kim, supervisor-elect for District 6, our district.

There will be a public hearing on the establishment of the Civic Center Community Benefit District (CCCBD) before the Board of Supervisors on January 4, 2011 at 3:00pm. The envelopes contain useful information for the supervisors to consider before the hearing. We would very much appreciate it if you would deliver these envelopes to each supervisor as soon as possible.

If you have any questions about the petition, please email Voy Wiederhold at [OPResidents@gmail.com](mailto:OPResidents@gmail.com), or call me at 415-775-8362.

Thank you very much in advance.

Yours sincerely,

*Voy Wiederhold*

Voy Wiederhold, on behalf of:

The OP Residents concerned about the CCCBD

Supervisor Michela Alioto-Pier  
City Hall, Room 244  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102

December 15, 2010

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2010 DEC 15 PM 1:39  
BY \_\_\_\_\_

RE: Opera Plaza Homeowners' Request to be Excluded from  
The Civic Center Community Benefit District (CCCBD)

Dear Supervisor Alioto-Pier:

Enclosed please find the following:

- (1) Petition signed by 173 homeowners or person(s) authorized to represent the owner(s) of the residential units of Opera Plaza, 601 Van Ness Av., San Francisco, CA 94102 requesting to be excluded from the CCCBD.
- (2) Analysis by a homeowner (Gio Wiederhold) of the originally proposed Management Plan by the CCCBD Steering Committee and the MJM Management Group Reports (Sept. 15, 2010 and Oct. 27, 2010).

The Analysis was made after a presentation to OP Homeowners by the MJM Group on November 8, 2010 at Opera Plaza. A small group of resident/homeowners became very concerned about the CCCBD. It was decided to circulate a Petition to exclude the homeowners of Opera Plaza from the CCCBD.

On December 2, 2010 four OP homeowners met with the CCCBD Steering Committee. The committee had been given the Analysis prior to the meeting, so that we were able to go directly to questions and answers. This resulted in the Steering Committee voting to exclude the OP Homeowners from the CCCBD.

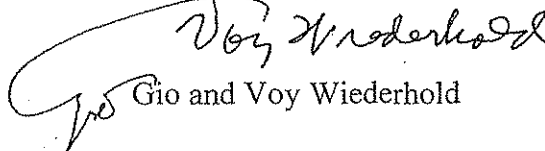
We understand a new Management Plan and a new Engineering Report have been developed to reflect the exclusion of the OP homeowners as approved by the CCCBD Steering Committee. We also understand that the resolution that will be presented to the Board of Supervisors on Jan. 4, 2011 will reflect the amended plan excluding OP homeowners. We urge you to approve this resolution.

We are sending you the Petition and the Analysis to give you a sense of the sentiment about what was being imposed on the Opera Plaza homeowners when we first learned that we were included in the CCCBD. Since then, people here are relieved that we were able to come to an agreement with the Steering Committee.

We feel the CBD's have been a good asset to the city and are a big help for public areas and businesses. We notice the difference from a few years ago when we visit Fisherman's Wharf and Union Square, for example. But Opera Plaza homeowners already contribute substantially to security and upkeep of the area, and will not benefit from the CCCBD.

Thank you for your consideration. We hope you find this note informative.

Yours sincerely,

  
Gio and Voy Wiederhold

PETITION TO THE SAN FRANCISCO BOARD OF SUPERVISORS  

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TO EXCLUDE THE HOMEOWNERS OF RESIDENTIAL UNITS OF OPERA PLAZA  
FROM THE CIVIC CENTER COMMUNITY BENEFIT DISTRICT (CCCBD)

LIST OF PETITIONERS - HOMEOWNERS OF 601 VAN NESS AV. SF 94102  
(Page 1 of 5)

Unit No.	Authorized Representative	Date Authorized
1	Shirley Kennon	12/08/10
3	Stanford Stevenson	11/23/10
5	Eric Whitney and Richard Bae	12/03/10
7	John Hall	11/24/10
10	Daniel & Sake Mosher	10/22/10
14	Michael Hernandez	11/21/10
16	Frank S. Henderson	12/03/10
20	Martha Cox	11/24/10
22	Robert C. Tricaro	11/26/10
24	Albert Tou	11/23/10
26	Alyson M. Sayuk	11/23/10
27	William Y. Moores	11/24/10
30	Bob Comerford	11/29/10
32	Kevin Tierney	11/25/10
37	Pamela H. Royce	11/23/10
39	Edward Gee	11/24/10
41	Jeffry P. Simko	11/24/10
42	Ann K. Ludwig	12/02/10
43	Walter & Alma Alexander	11/24/10
48	Owen Brian Lee	11/24/10
51	Lois Gottlieb & Karen Gottlieb	12/10/10
56	Aharon Hochbaum	11/28/10
57	Shelly A. Soe	11/30/10
59	Liz Dobrasinovic	11/23/10
62	Kris Kolodziej	11/26/10
66	Halina Marcinkowski	11/24/10
67	Hope & David Levy	11/27/10
73	Monika Dixon	11/22/10
74	Stephen W. Smoliar	11/27/10
77	Bernard S. Thomas, Jr.	11/24/10
83	Mark Golpa	11/28/10
104	Arthur Y. Prutkov & Stella S. Radkevitch	11/25/10
105	James Dobbins	12/02/10
108	Amir Atashi Rang	11/24/10
109	Stephen P. Gale	12/03/10



LIST OF PETITIONERS - HOMEOWNERS OF 601 VAN NESS AV. SF  
(Page 2 of 5)

Unit No.	Authorized Representative	Date Authorized
110	James & Helen Goodwine	11/23/10
112	Nancy L. Iverson	12/04/10
122	Ruth W. Weinberg	11/27/10
127	Barbara Witter	12/03/10
147	Maureen Little	12/29/10
149	Carolina Chincarini	11/23/10
202	Jose E. Nieto	11/23/10
205	Donald Haythornthwaite	12/10/10
208	Tom Lane	11/26/10
210	Kim J. & Susan D. Bolan	11/22/10
211	David D. Stokley	11/23/10
212	Donald E. Nelson	11/23/10
222	Lynn & Jim Swearingen	11/30/10
227	Dieter Saalman	11/23/10
228	Kimberly Anne Cheng & Alison C. Cheng	11/24/10
229	Erich & Ingrid Neuhold	12/08/10
232	Barbara Knego	12/05/10
243	Stanley Lee	11/23/10
245	Westelle J. Skipper	11/23/10
249	Lin Tan	11/23/10
304	Irina Newbold	11/30/10
305	David & Harriet Stadiner	12/01/10
309	Samantha Durbin	11/29/10
311	Lii Yun Yang	12/14/10
321	Tracey Allyson Geisler	12/03/10
322	Ernest S. & Bettine K. Rutner	11/23/10
326	Walter & Hava Fey	12/05/10
327	Angelina Pfahni	12/06/10
330	Irwin L. Marcus	11/24/10
341	Janet Clugston	12/03/10
343	Emmanuel Madrigal	11/27/10
346	Ram Krishan Sharma	11/24/10
347	Karen Xavier	12/02/10
402	Darilyce Sandrock	11/24/10
406	Wallace Epstein	11/24/10
407	Charlene Low	11/23/10
408	Sue McDonough	11/23/10
411	Kirsten Francen	11/27/10

LIST OF PETITIONERS - HOMEOWNERS OF 601 VAN NESS AV. SF  
(Page 3 of 5)

Unit No.	Authorized Representative	Date Authorized
422	Thelma T. Murakami	11/29/10
424	Antonio deBonis Sciaraffia	11/23/10
425	David & Harriet Stadtner	11/25/10
427	Stuart & Helen Bessler	12/01/10
430	Paul & Sheila Juilly	12/01/10
445	Carol James	11/26/10
502	Kathleen Emperor	11/30/10
509	Kuntal Das	11/24/10
524	Patricia Dinkelspiel	12/02/10
525	Yergeny Sergienov	12/06/10
526	Lucille Dean	11/25/10
527	Harun Latif	11/24/10
528	William & Sandra Evans	11/27/10
529	Lii Yun Yang	12/14/10
530	Ernest S. & Bettine K. Rutner	11/23/10
542	Loretta Claire Manhart	12/06/10
545	Eva Karasik	12/05/10
546	Lionel Robbe-Jedeau	12/24/10
547	Sung Kwak	11/29/10
548	Ralph J. Lotito	12/12/10
550	Dora K. Tachibana	11/24/10
551	Mauro de la Rosa	11/25/10
601	Philip Chin	12/03/10
603	Patria Savarese	11/23/10
605	Susan Karr	11/26/10
610	Margaret L. Hardy	11/29/10
612	Mariko Kometani	11/29/10
625	Emmet Murphy	11/28/10
627	Ralph & Gaila	11/27/10
631	Greg Sauers	11/27/10
643	Beryl Mell	12/02/10
644	Diane C. Satten	12/02/10
646	David Bogaard	11/24/10
649	Masaru & Marion Nagashima	11/23/10

LIST OF PETITIONERS - HOMEOWNERS OF 601 VAN NESS AV. SF  
 (Page 4 of 5)

Unit No.	Authorized Representative	Date Authorized
650	Rosalie Weaver	11/29/10
652	James David Alban	11/26/10
702	George Triadafilopoulos	12/05/10
706	Zelda G. & William L. Wolff	12/24/10
707	Adria Bini	11/26/10
708	Sandra Pang	12/01/10
709	James D. Anderson	12/01/10
710	Patria Savarese	11/23/10
721	Frank & Marielle Cardinale	11/26/10
722	Ramon & Veronica & Marie M. Peralejo	12/13/10
728	Alvin Gross	11/24/10
729	Sarah Harman	11/29/10
731	George Condon & Susan Marshall	11/26/10
744	Patricia Sullivan	11/27/10
745	Diana Gil-Osorio	11/24/10
747	Gio & Voy Wiederhold	12/01/10
748	Gio & Voy Wiederhold	12/01/10
749	Gio & Voy Wiederhold	12/01/10
750	William T. Lewis & Donald G. Kirkorian	11/29/10
751	Anh Huynh	12/09/10
802	Dalal Metwally	12/01/10
803	Ann Boren	11/24/10
805	Karen Tucker	12/02/10
806	Thomas & Sumiko Sheaffer	11/27/10
807	Natalie Miller	12/01/10
812	Gonzales	11/24/10
821	Brenda Lee	12/02/10
826	Gary Gulbransen	11/27/10
829	Robert & Lillian Wong	11/29/10
842	Leslie Maxwell	11/26/10
844	Jim Gauuan	11/24/10
845	Michael & Shirley	12/02/10
847	Phyllis B. Blair	11/26/10
849	Elizabeth P. Ardell	11/26/10
851	Lilli Kalis	12/02/10

LIST OF PETITIONERS - HOMEOWNERS OF 601 VAN NESS AV. SF  
 (Page 5 of 5)

Unit No.	Authorized Representative	Date Authorized
901	Andrew Smith	12/02/10
903	Ramon A. Gutierrez	11/27/10
911	Stanford Stevenson	11/23/10
926	J. Y. Lendormy	11/24/10
928	Judith Deniz	11/23/10
929	Phyllis B. Blair	11/26/10
941	Huann Huang	11/24/10
942	Dawn Keremitsis & Eileen Keremitsis	11/27/10
944	Irving Caplan	11/24/10
947	Hasting Wong	11/25/10
952	Robert Dooms	11/30/10
1002	Charles G. Renati	11/24/10
1003	Charles G. Renati	11/24/10
1006	Peter Rogers	11/29/10
1007	Jolson & Linda Nakamura	11/27/10
1022	Cherry Lin	11/29/10
1029	Steve & Betsey Kuhn	11/27/10
1030	Juan Casillas	11/30/10
1032	Hugo Jude Fernandes	11/26/10
1044	John R. Douglas & Kathryn A. Young	11/23/10
1046	Lynn Davis	12/22/10
1049	Norman Licht	11/24/10
1104	Norman Quong	11/24/10
1105	Judith Z. Wertheimer	11/29/10
1108	Andrew Smith	12/02/10
1112	Jama B. Finegan	11/26/10
1124	Pamela Kaye	12/08/10
1125	Jean Raisch	12/06/10
1127	Tim Hawco	11/27/10
1129	Edward Ramos	11/25/10
1130	Julian Chang	12/06/10

Note: 173 signatures were collected as of Dec. 15, 2010.

More authorizations continue to arrive each day and the list will be updated.

The original signatures or email authorizations will be brought to the Supervisors' Hearing on Jan. 4, 2010.

Dear Opera Plaza Neighbor,

Nov. 21, 2010

As your neighbors we are concerned about the CCCBD proposal that will be decided and voted on by the SF Board of Supervisors at a Special Meeting in City Hall on Jan. 4, 2011 at 3pm (Attend if you can!). The CCCBD is a new assessment district for the Civic Center area, including Opera Plaza. A page of highlights of this proposal is attached for your review.

We have learned that the proposal can be amended by the Supervisors at their meeting and therefore we are writing to ask for your cooperation. We would like you to consider signing the petition, which requests that the Board of Supervisors amend the proposal to exclude the Opera Plaza residential units (those above the mezzanine) from the proposal. The assessment proposed to support the CCCBD is for 10 years beginning at \$97.47 per OP unit with 3% annual increases.

You can support us by (1) returning a copy of the exclusion petition,

(2) voting NO on the ballot, and

(3) attending the Jan. 4 meeting, to help us "opt-out" of this long term commitment.

Below is our petition. We will make a list of all the OP homeowners that sign and authorize us to include them in the petition and distribute the list to all the supervisors. We must do this well in advance of their Jan. 4th meeting in order to give the supervisors a chance to review our case before the meeting. Receiving it at the meeting will be too late.

If you agree with us, we urge you to authorize us to add you to the list. Just sign the petition below (with unit number & date) and send it back ASAP in the enclosed envelope. Or you can email a statement of authorization with unit# and date to [OPResidents@gmail.com](mailto:OPResidents@gmail.com).

Thank you in advance.

Yours sincerely,

Gio and Voy Wiederhold

----- sign, cut here & return -- or return entire page --- in the enclosed envelope -----

FROM: HOMEOWNERS OF RESIDENTIAL UNITS of OPERA PLAZA

TO: SF SUPERVISORS: Chris Daly (Distr. 6, Civ.Ctr), Jane Kim (supervisor-elect, Distr. 6), Eric Mar (Distr.1), Michela Aliota-Pier (Distr. 2), David Chiu (Distr.3, President), Carmen Chu (Distr. 4), Ross Mirkarimi (Distr. 5), Sean Elsbernd (Distr. 7), Bevan Dufty (Distr. 8), David Campos (Distr. 9), Sophie Maxwell (Distr. 10), John Avalos (Distr. 11).

c/o Clerk of the Board of Supervisors, City Hall, Room 244, San Francisco, CA 94102

Re: EXCLUSION PETITION to Exclude Opera Plaza Homeowners, 601 Van Ness Av., SF from Participation and Assessment in the Civic Center Community Benefit District (CCCBD)

We request that you amend the CCCBD proposal to exclude Opera Plaza homeowners (residences above the mezzanine floor) from CCCBD coverage and assessment.

We pay already substantial homeowner's fees which support, among others, 24-hour security around the building, beautification in the plaza, cleanliness, and immediate graffiti removal. An additional annual assessment of nearly \$100 plus 3% increases for 10 yrs. by the CCCBD is unwarranted, since it will provide no additional benefit. It would be a burden for the many senior citizens & retirees in our building.

MY SIGNATURE AUTHORIZES ADDING ME TO THE EXCLUSION PETITION.

OP Unit(s) No.: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_ Owner: \_\_\_\_\_ Date: \_\_\_\_\_

## Opera Plaza and the Civic Center Community Benefit District (CCCBD)

updated 13 December 2010

Dear Opera Plaza Residential Owner,

On Monday, 8 November 2010, a meeting was held in the OP community room in order to allow residents to listen to the plans for the CCCBD. A 59 page brochure, dated Sep. 15<sup>th</sup> was made available at the presentation of the CCCBD Management Plan, by the MJM Management group, an organization which manages similar districts around Union Square and the central Market street area. There are also CBDs in the Tenderloin and Castro street area. Background on what a CBD does can be found at <http://www.newcityamerica.com/whatiscbd.asp>.

The overall CCCBD concept is to provide some services that will make the Civic Center area more attractive. The CCCBD will be supported by assessments on businesses and property owners in the district. At least 30% positive petitions have to be received to go forward. MJM sent the first round of "Petition[s] to the SF Board of Supervisors to Establish the CCCBD" between 15 September and 1 October 2010, but excluded OP homeowners. Most of the petitions returned were by commercial property owners and arts organizations. The petitions' votes were weighted by their CCCBD assessment. The 30% limit was not reached. A second round was sent on October 11<sup>th</sup>, to be returned by Oct. 18<sup>th</sup>, now including Opera Plaza homeowners, and the total positive MJM petitions became 30.41%, just over the limit. Only 7 positive petitions were received from Opera Plaza owners, 28 negative ones were ignored. OP residential owners comprise 451 of the 654 parcels in the CCCBD, the MJM plan shows only 37 other residential property owners. Most other residents in the CCCBD are renters, where the building owners are assessed and vote. We cannot tell how the CCCBD cost will affect rents in the long term.

A map had been drawn by an engineer consultant to MJM which defines the CCCBD. The map splits the 35 blocks into 3 service zones. Opera Plaza is at the northwest boundary of Zone 1. Overall the district covers the parcels on both sides of Market and Franklin, the blocks south of Turk, and west of Larkin plus the Asian Arts Museum and the Public Library. Other Western Addition and Tenderloin parcels are excluded, as is the BART exit with the escalator at United Nations Plaza. We should all have received a new brochure with the ballots, printed and mailed at a cost of \$14K (1K = 1000\$) paid by the city, by now. That Oct. 27<sup>th</sup> brochure provides a subset of the information in the Sep.15<sup>th</sup> brochure, but omits the assessments of other CCCBD buildings, and splits the CEO's cost into salary and benefits.

The concept of the district is supported by the mayor (still Newsom) and the development by the MJM consultant firm is funded by the Mayor's Office of Economic Development (MOED). It has been in the planning stage since May 2009. There is a volunteer Steering committee of 14 to 26 members. Opera Plaza residents were not originally included in the initial discussions and our Homeowner's Organization did not participate in any of the prior 9 planning meetings, so that we are somewhat late to the game. The CCCBD start date is to be 1 July 2011.

If a 51% majority is reached on the ballots received, the proposal will move to the board of supervisors for final approval, now scheduled for the 4<sup>th</sup> of January, 2011. Chris Daly is our current District 6 representative and Jane Kim should be our representative by 13 January 2011. We do not know yet who our mayor will be by that date.

Zone 3, to receive most services, focuses on Market Street. Zone 1, including Opera Plaza, mainly north of McAllister street, will receive the fewest services. Our primary benefit is the share of the 2 ambassadors on duty at most day times covering all zones, amounting to about 5% of the services. The specific services planned are for

**24% of the CCCBD budget:** Uniformed 'Community Service Ambassadors', to provide a security presence and direct tourists in the CCCBD during 5 day/week, 7:30am to 7:30pm, costing \$179.1K.

**15% of the CCCBD budget:** Further services in the central Zone 2 only are two evening ambassadors (6:30pm to 11:30pm on many, but not all evenings) and public entertainment in the Civic Center plaza areas.

**23% of the CCCBD budget:** General beautification as flower pots and signage (3%), graffiti removal (5%), and cleaning in the Market street Zone 3 only (15%).

**36% of the CCCBD budget:** Overhead, as direction, advocacy of the CCCBD to the public, administration, and security management and dispatch, items not seen directly on our streets, absorbs a substantial \$268.4K.

The first year \$736.9K CCCBD budget can increase by 3% annually, and the plan carries a 10-year initial commitment. The CCCBD staff may try to solicit further funds for additional services.

### Financial Summary

The costs to all Opera Plaza residential owners at a \$97.47/unit/year will be \$43.9K or 6% of the CCCBD total budget. Opera Plaza commercial tenants will pay \$7.5K so that our building is to pay a total of \$51.4K.

City Hall will pay \$37.2K and the city in total, with all the other buildings and its many workers and visitors in Zone 2 will pay about \$125.0K to the CCCBD. Assessments for major Zone 2 beneficiaries are: The War Memorial double block with Herbst theater and the Opera \$37.3K, the Symphony \$19.0K, the Bill Graham Auditorium \$25.3K, the Asian Art Museum \$15.7K, and the Public Library \$21.4K.

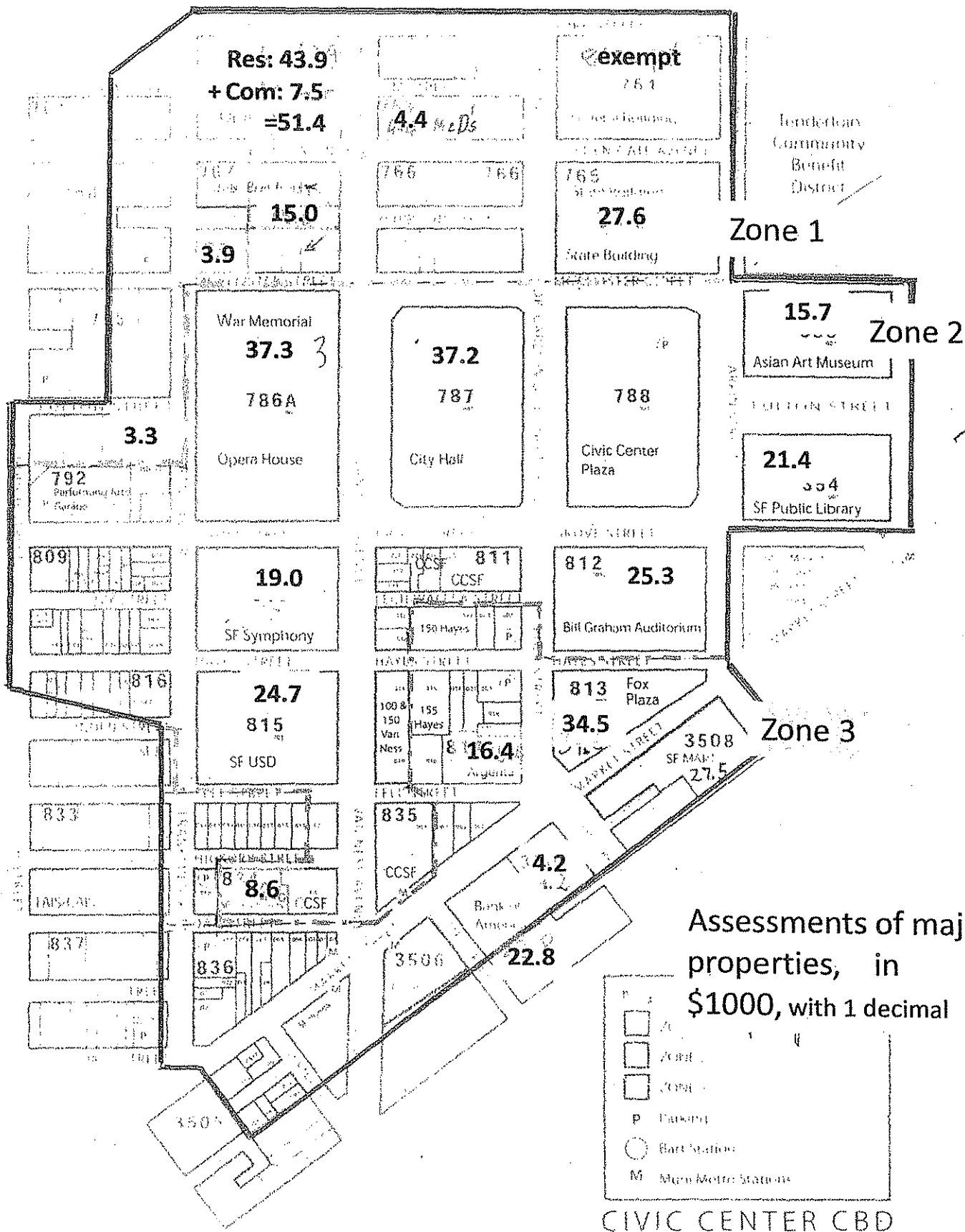
### Assessment

In our personal opinion the benefits of the CCCBD emphasized are of negligible value to Opera Plaza residents and owners, while our costs and the CCCBD overhead are high.

1. We have little need to make tourists and arts attendees more comfortable, a prominent aspect of the plan. We do favor having cleaner streets in the neighborhood, especially around Market street, but feel that we are being charged disproportionately for the broader benefits. Our bus stops on van Ness Avenue and our primary BART entrance at Fulton and Market is not in CCCBD. The BART entrance is covered already by the Central Market CMCBD, see <http://central-market.org/index.php?p=home>.
2. We pay, through our homeowners' fees, and are happy to do so, for our immediate neighborhood's security and beautification. We have 24-hour security and our homeowners' association responds rapidly when a cleanup is needed. Our homeowners' fees are relatively high because we do want to live comfortably. Opera Plaza spends \$518.5K on inside and external security and \$67.0K annually on public area landscaping. An added amount of \$44.0K, our CCCBD assessment, would be well used by OP's HOA.
3. Being at the border of Zone 1 and having few problems now, Opera Plaza can expect few if any additional benefits from the CCCBD. It would actually be unwise to deploy significant CCCBD daytime personnel around Opera Plaza, when Market street needs attention so badly.
4. Many of us pay fairly high underground parking rates, and thus avoid the risks of having car windows smashed and cars robbed – a prime motivation for having the CCCBD presented by MJM at the November 8<sup>th</sup> meeting – which now discourages opera, symphony, and conservatory attendance. While that is a valid issue, Zone 1 would not be covered at night between 7:30pm and 7:30am. In fact the evening ambassadors in Zone 2 may move perpetrators away from the central area Zone 2 they patrol.
5. The CCCBD assessment will increase our costs and decrease the value of our properties slightly, since the OP homeowner's fees are already now a disincentive for candidate purchasers.

It appears that our feedback given at the Monday, 8 November meeting in Opera Plaza will account for little. We were told that the MJM's report from that evening's meeting would be only that "They received pushback from the homeowners". Several concerned resident owners got together and decided hence to pursue means to communicate our concern to all Opera Plaza Homeowners, and mailed out a cover letter with a counter-petition and a prior version of this summary. We can and should vote on the ballot received from MJM, but weight of our votes is based on assessment amounts, not as individual votes by owners. That approach gives Opera Plaza homeowners only 6% of the vote, and we are likely to be outvoted by commercial and arts interests. Going to MOED and the board of supervisors were options evaluated. After seeking advice here and from City Hall we decided to proceed with garnering input for a petition to exclude our residential floors only from the CCCBD and present that request to the SF Board of Supervisors. We had those petitions mailed out on November 22<sup>nd</sup>. If you did not receive one let us know. They can be returned to our mailbox, some residents have dropped them off at our door, or you can email your response. We will list all the names and forward them to the 11 supervisors before the end of the year, and also have them available at the Board of Supervisors meeting on January 4<sup>th</sup> 2011. Please advise us of any other suggestions, and join as in support and perhaps to present your view, the at the Board of Supervisors meeting on January 4<sup>th</sup>, 3:00pm. We have set up an email for "OP Residents vs. the CCCBD" [OPResidents@gmail.com](mailto:OPResidents@gmail.com).

This summarization was written by Gio Wiederhold, OP unit 747, with other concerned OP homeowners contributing their insights.



Assessments of major properties, in \$1000, with 1 decimal

**Legend:**

- A: Apartment
- A/Off: Apartment/Office
- Off: Office
- P: Parking
- : Bart Station
- M: Muni Metro Station

CIVIC CENTER CBD  
MIM MANAGEMENT GROUP





File 101507  
Cpage, Rules  
Comm

**Executive Director**  
Tim Paulson

**President**  
Mike Casey  
Unite Here 2

**Secretary Treasurer**  
Olga Miranda  
SEIU 87

**VP for Political Activities**  
Conny Ford  
OPEIU 3

**VP for Affiliate Support**  
Larry Mazzola, Sr.  
Plumbers 38

**VP for Community Activities**  
Howard Wallace  
Pride at Work

**Executive Committee**  
Alan Benjamin  
OPEIU 3

Rafael Cabrera  
TWU 250-A

Vince Courtney  
Laborers 261

FX. Crowley  
IATSE 16

Gus Goldstein  
AFT 2121

Art Gonzalez  
IAM 1414

Michael Hardeman  
Sign & Display 510

Dennis Kelly  
United Educators of SF

Gunnar Lundeberg  
Sailors Union of the Pacific

Rosa Faye Marshall  
CLUW

Frank Martin del Campo  
LCLAA

Larry Mazzola, Jr.  
Plumbers 38

Robert Morales  
Teamsters 350

Bob Muscat  
IFPTE 21

Ken Oku  
Operating Engineers 3

John O'Rourke  
IBEW 6

Fred Pecker  
ILWU 6

Eileen Prendiville  
California Nurses Association

Michael Sharpe  
UFCW 648

Michael Theriault  
SF Building Trades Council

John Ulrich  
UFCW 101

James Wright  
SEIU 1877

**Sergeant at Arms**  
Hene Kelly  
United Educators of SF

**Trustees**  
Ron Lewis, IBEW 6  
David Williams, SEIU 1021  
Claire Zvanski, IFPTE 21

**Secretary Treasurer Emeritus**  
Walter L. Johnson

**Educate. Empower.**

December 8, 2010

San Francisco Board of Supervisors  
City Hall  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco, CA 94102

Dear Board of Supervisors,

On behalf of the 100,000 members of the San Francisco Labor Council I write to you in support of the nomination of Vince Courtney to the San Francisco Public Utilities Commission.

Vince Courtney has been a strong leader in the San Francisco Labor Movement. He is a long-time delegate to the San Francisco Labor Council and a member of our Executive Committee. In addition he is currently the Executive Director of the Laborers' Community and Training Foundation, which provides pre-apprenticeship training and invaluable hands-on experience to San Francisco youth and the unemployed to develop and foster a career in the building trades.

Courtney's dedication and experience will be a strong asset on the Public Utilities Commission and I strongly urge his nomination be approved.

Sincerely,

Tim Paulson  
Executive Director

opeiu3afl-cio(11)

BY \_\_\_\_\_ AK

2010 DEC 14 PM 4: 11

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO



38

Fwd: Airborne Asbestos Sampling - Tuesday December 7, 2010

Francisco Da Costa

to:

Thor Kaslofsky, Sophie Maxwell, Matt Dorsey, David Chiu, David Erickson, Dennis Herrera, Angela Calvillo, SFBOS BOS, \David Campos\, Chris Daly, Ross Mirkarimi, Eric Mar, Jared Blumenfeld, Lisa Fasano, J Broadbent, Jaron Browne, Espanola Jackson, Ed Harrington, Edwin Lee, Harlan Kelly, Todd L. Rydstrom, Kamala Harris, Karen Kubick, Sean Subway, Jackson Lisa, Michele Roberts, Michael Boyd, Michael J. Lythcott, Wilma Subra, Rajiv Bhatia, Steven Gruel, Tiffany Bohee, Fred Blackwell, Douglas Gilkey, Keith Forman, Ernest Jackson, Ryan Mccallum, Mark Ripperda, Jeff Adachi, Michael Hennessey, Tony Winnicker, Malia Cohen, Tony Kelly, Marlene Tran, Shelly Tatum, Corrina Gould, Rosemary Cambra, Alan Leventhal, Sinks T., Ruben Santana, Miguel Galarza, David Onek, Leland Yee, Tommy Moala, Jue, Tyrone, Tom Ammiano, Ma, Fiona, Mark Leno, Milton Marks, Chris Jackson, Ron Miguel, Hisashi Sugaya, MEC, Leon Muhammad, EPA Region9, Renee Saucedo, Edward D.Reiskin, morris.tabak, Graciela Gomez, Kelly J. Wee, Karen Henry, Bill Wycko, Brian Bunger, Alberto Torrico, Nancy Skinner, Christopher Muhammad, Michael Housh, Tandia O'Neal, Angelo King, Jason E. Fellner, Mary Ratchiff, Mark Muhammad, Idil Bereket, Ben Rosenfield, Monique Zmuda, Monique Harden

12/09/2010 08:13 AM

Show Details

**Here is just one example of a reading above 10,400 structures per meter at HV4 at the Trailer - where SF Redevelopment employees and others are put in harms way on Parcel A that comes under the jurisdiction of SF Redevelopment Agency and Commission a quasi-State agency. The City and County of San Francisco.**

**The Disposition and Development Agreement (DDA) has NOT be adhered to and the many amendment and lack of enforcement and meeting time-lines linked to the main project completions - points, to the DDA being in default. Our SF Board of Supervisors, other people in authority have not been doing their diligence and this is a crying shame.**

**Hundreds of innocent people just outside Parcel A are suffering from breathing ailments, cancer, tumors and a host of diseases that have baffled our doctors in the regional hospitals. Of course our City and County and department heads care less.**

**Lennar is Rogue Developer - they have no mind to do the right things - and right now are working hard to dump the property - and use Land Banking to make some quick money.**

**In the meantime the City and County of San Francisco and the SF Board of Supervisors, taking the lead from Sophie Maxwell the most inept, corrupt, and lame duck Supervisor being termed out (good riddance of very bad rubbish) continues to aid SF Redevelopment Agency and Commission to spend Federal Money to invest in art - to put placed on Parcel A. Parcel A is polluted as has been evidenced by this reading and other continued readings.**

**Why place Art that symbolizes everything good on land that is contaminated and polluted? Why? Why waste Federal tax payers money on such dubious projects that are going no where. More is these dire economic times.**

**It is ridiculous at this time and age that we continue to not do anything about putting innocent constituents and others be it be human beings and other life in harms way. Where is the implementation of the Precautionary Principle?**

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I get the daily readings and so do some on this list. May be a quarterly report of the high readings should be sent to the SF Board of Supervisors. Others that are suppose to represent the constituents but look the other way.

Francisco Da Costa  
Director  
Environmental Justice Advocacy

----- Forwarded message -----

From: Lieberman, Gary <GALieberman@mactec.com>  
Date: Thu, Dec 9, 2010 at 7:18 AM  
Subject: Airborne Asbestos Sampling - Tuesday December 7, 2010  
To: "lmuha4@aol.com" <lmuha4@aol.com>, "fdc1947@gmail.com" <fdc1947@gmail.com>, "marie@greenaction.org" <marie@greenaction.org>  
Cc: "Amy.Brownell@sfdph.org" <Amy.Brownell@sfdph.org>, "Thor.Kaslofsky@sfgov.org" <Thor.Kaslofsky@sfgov.org>, "Walraven, Matthew" <MHWalraven@mactec.com>, "Ripperda.Mark@epamail.epa.gov" <Ripperda.Mark@epamail.epa.gov>, "ryan.mccallum@lennar.com" <ryan.mccallum@lennar.com>

Below are the results of the airborne asbestos sampling for the Parcel 'A' Phase 1 Development Project at Hunters Point Shipyard for Tuesday December 7, 2010. All results are in structures per cubic meter.

- HV1 (Hilltop): Not detected (<900)
- HV2 (Water tank): Not detected (<900)
- HV4 (Trailer): 10,100
- HV5 (La Salle/Earl): Not detected (<900)
- HV6 (Reardon Cul-de-sac): 1,900

If you have any questions, please call me at any of the numbers listed below.

\*\*\*\*\*

Laboratory Data from Asbestos TEM - checked by Gary Lieberman

\*\*\*\*\*

\*\*\*\*\*

[galieberman@mactec.com](mailto:galieberman@mactec.com)

PLEASE NOTE THE NEW ADDRESS BELOW

\*\*\*\*\*

EFFECTIVE OCTOBER 1 - PHONE #'S ARE UNCHANGED

\*\*\*\*\*

Gary A. Lieberman  
Project Manager  
MACTEC Engineering and Consulting, Inc  
1465 North McDowell Blvd., Suite 200  
Petaluma, CA 94954  
Ph (707) 793-3856  
Cell (707) 888-1683  
Fax (707) 793-3900

1914-1918

# The Great War Society

File ID 1225  
BOS-11  
cpage

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SAN FRANCISCO

NOV DEC 15 PM 3:19

December 13, 2010

San Francisco Board of Supervisors  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco, CA 94102

Dear Board of Supervisors:

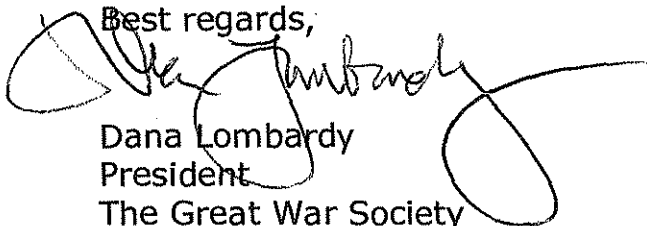
I am writing to encourage you to approve the City of San Francisco's contract with San Francisco-based Recology to collect and ship the City's landfill to the Ostrom Road facility in Yuba County.

Recology employs more than 1,000 San Franciscans, oversees 18 reuse and recycling programs, and, in partnership with the San Francisco Department of the Environment, has led the efforts to reach the City's landfill diversion goals. Also, they have worked with dozens of community organizations throughout San Francisco, providing complimentary disposal and recycling services for countless community events. Recology's dedication to the City and County of San Francisco is very apparent.

I believe that Recology's plan to transport the San Francisco's landfill by rail should save local ratepayers nearly \$125 million dollars over the life of the contract and will promote the message that the City supports highly sustainable practices. I am familiar with the plan and believe that awarding the landfill contract to Recology is good for all of San Francisco.

I hope that you will approve the contract without delay.

Best regards,



Dana Lombardy  
President  
The Great War Society

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epage

Mayor Gavin Newsom  
Philip A. Ginsburg, General Manager

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2010 DEC 13 PM 3:06  
BY KBC

December 9, 2010

Ms. Angela Calvillo  
Clerk of the Board  
City Hall, Room 244  
1 Dr. Carlton B. Goodlett Place  
San Francisco, California 94102-4689

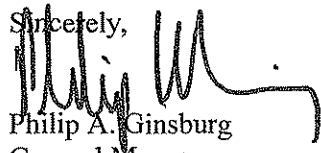
Dear Ms. Calvillo:

Please find attached the Recreation and Parks Department's (RPD) report for the 1<sup>st</sup> quarter of FY10-11 in response to the requirements of Resolution 157-99 Lead Poisoning Prevention. To date, RPD has completed assessment and abatement at **169** sites since program inception in 1999.

We are still completing abatement at two sites from last fiscal year. Surveys and abatement have not yet begun for the sites selected for this fiscal year. Surveys for this fiscal year are expected to begin mid-January.

I hope that you and interested members of the public find that the Department's performance demonstrates our commitment to the health and well being of the children we serve. Please look for our next report in January 2011.

Thank you for your support of this important program. Please do not hesitate to contact me with any questions, comments or suggestion you have.

Sincerely,  
  
Philip A. Ginsburg  
General Manager

- Attachments:
- 1. FY10-11 Implementation Plan, 1<sup>st</sup> Quarter Status Report
  - 2. FY10-11 Site List
  - 3. Status Report for All Sites

Copy: The Honorable Chris Daly  
The Honorable Sophie Maxwell  
J. Walseth, DPH, Children's Environmental Health Promotion

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## 1<sup>st</sup> Quarter Status Report

Plan Item	Status
<b>I. Hazard Identification and Control</b>	
<b>a) Site Prioritization</b>	<p>The site prioritization list is revised after each cycle which usually coincides with the fiscal year budget cycle. Prioritization is established from verified hazard reports (e.g. periodic inspections), documented program use (departmental and day care), estimated participant age, and presence of playgrounds or schoolyards.</p> <p>The site prioritization list for FY10-11 has been finalized.</p>
<b>b) Survey</b>	<p>Surveys have not yet begun at FY10-11 sites.</p>
<b>c) Abatement</b>	<p>Abatement has not begun at FY10-11 sites, although two sites from FY09-10 are completing abatement at this time.</p>
<b>d) Site Posting and Notification</b>	<p>Each site has been or will be posted for abatement in advance so that staff and the public may be advised of the work to be performed.</p>
<b>II. Facilities Operations and Maintenance</b>	
<b>a) Periodic Inspection</b>	<p>Annual periodic facility inspections are completed by staff. For FY09-10, the completion rate was 12%. Data for FY10-11 is not yet available. Classes on how to complete these inspections continue to be offered biannually. We hope to continue skill development through this class and expect this will improve the completion quality and rate.</p>
<b>b) Housekeeping</b>	<p>Housekeeping as it relates to lead is addressed in the training course for periodic inspections. In addition, administrative and custodial employees are reminded of this hazard and the steps to control it through our Safety Awareness Meeting program (discussed in Staff Training below).</p>

c) Staff Training

Under the Department's Injury and Illness Prevention Program, this training is required every two years. The Lead SAM was mandatory for FY09-10 for all custodial staff.

Lead training among Maintenance staff, which would allow them to perform lead-related work, was completed in 2010 for a select group of maintenance staff so that some lead work can be conducted in house. A draft written lead program is currently under review by EHS, and once this program has been finalized, maintenance staff will be authorized to perform this type of work.

Facility Name	Location	Completed	Notes	Retest
Laurel Hill Playground	Euclid & Collins			
Selby/Palou Mini Park	Selby & Palou			
Prentiss Mini Park	Prentiss/Eugenia			
Lessing/Sears Mini Park	Lessing/Sears			
Muriel Leff Mini Park	7th Avenue/Anza			
10th Avenue/Clement Mini Park	Richmond Library			
Turk/Hyde Mini Park	Hyde & Vallejo			
Exploratorium (and Theater)	3602 Lyon Street			
Candlestick Park	Jamestown Avenue			
Pine Lake Park			Retest	FY07-08
24th/York Mini Park			Retest	FY04-05
Eureka Valley Rec Center			Retest	FY99-00
Big Rec, GGP			Retest	FY07-08



## Status Report for All Sites

Facility Name	Location	Algorithm for ranking	Completed	Notes	Retest	Entered in FLOW Program
Upper Noe Recreation Center	Day/Sanchez		99-00			
Jackson Playground	17th/Carolina		99-00	Abatement completed in FY05-06.	04-05	
Mission Rec Center	745 Treat Street		99-00, 02-03	Includes both the Harrison and Treat St. sides.	06-07	X
Palega Recreation Center	Felton/Holyoke		99-00			X
Eureka Valley Rec Center	Collingwood/18th		99-00			
Glen Park	Chenery/Elk		99-00, 00-01	Includes Silver Tree Day Camp		
Joe DiMaggio Playground	Lombard/Mason		99-00			
Crocker Amazon Playground	Geneva/Moscow		99-00			
George Christopher Playground	Diamond Hts/Duncan		99-00			
Alice Chalmers Playground	Brunswick/Whittier		99-00			
Cayuga Playground	Cayuga/Naglee		99-00			
Cabrillo Playground	38th/Cabrillo		99-00			
Herz Playground (and Pool)			99-00, 00-01	Includes Coffmann Pool		X
Mission Playground	19th & Linda		99-00			
Minnie & Lovie Ward Rec Center	Capital Avenue/Montana		99-00			
Sunset Playground	28th Avenue/Lawton		99-00			X
West Sunset Playground	39th Avenue/Ortega		99-00			
Excelsior Playground	Russia/Madrid		99-00			
Helen Willis Playground	Broadway/Larkin		99-00			
J. P. Murphy Playground	1960 9th Avenue		99-00			X
Argonne Playground	18th/Geary		99-00			
Duboce Park	Duboce/Scott		99-00, 01-02	Includes Harvey Milk Center		
Golden Gate Park	Panhandle		99-00			
Junipero Serra Playground	300 Stonecrest Drive		99-00			
Merced Heights Playground	Byxbee/Shields		99-00			
Miraloma Playground	Omar/Sequoia Ways		99-00			
Silver Terrace Playground	Silver Avenue/Bayshore		99-00			
Gene Friend Rec. Center	Folsom/Harriet/6th		99-00			
South Sunset Playground	40th Avenue/Vicente		99-00			
Potrero Hill Recreation Center	22nd/Arkansas		99-00			
Rochambeau Playground	24th Avenue/Lake Street		00-01, 09-10	No abatement needed.		
Cow Hollow Playground	Baker/Greenwich		00-01; 09-10			
West Portal Playground	Ulloa/Lenox Way		00-01	No abatement needed		
Moscone Recreation Center	Chestnut/Buchanan		00-01			

## Status Report for All Sites

Facility Name	Location	Algorithm for ranking	Completed	Notes	Retest	Entered in FLOW Program
Midtown Terrace Playground	Clarendon/Olympia		00-01	No abatement needed		
Presidio Heights Playground	Clay/Laurel		00-01			
Tenderloin Children's Rec. Ctr.	560/570 Ellis Street		00-01			
Hamilton Rec Center	Geary/Steiner		00-01	Note that the Rec. Center part of the facility is new (2010)		
Margaret S. Hayward Playground	Laguna, Turk		00-01			
Saint Mary's Recreation Center	Murray St./JustinDr.		00-01			
Fulton Playground	27th Avenue/Fulton		00-01			
Bernal Heights Recreation Center	Moultrie/Jarboe		00-01	No abatement needed		
Douglass Playground	Upper/26th Douglass		00-01			
Garfield Square	25th/Harrison		00-01			
Woh Hei Yuen	1213 Powell		00-01			
Father Alfred E. Boeddeker Park	Ellis/Taylor/Eddy/Jones		00-01			
Gilman Playground	Gilman/Griffiths		00-01			X
Grattan Playground	Stanyan/Alma		00-01	No abatement needed		
Hayes Valley Playground	Hayes/Buchanan		00-01			
Youngblood Coleman Playground	Galvez/Mendell		00-01			X
Angelo J. Rossi Playground (and Pool)	Arguello Blvd./Anza		00-01			
Carl Larsen Park (and Pool)	19th/Wawona		00-01			
Sunnyside Playground	Melrose/Edna		00-01	No abatement needed		
Balboa Park (and Pool)	Ocean/San Jose		00-01	Includes Matthew Boxer stadium		X
James Rolph Jr. Playground	Potrero Ave./Army Street		00-01, 02-03	This was originally supposed to be Rolph-Nicol (Eucalyptus) Park in 02-03, but the consultant surveyed the wrong site.		X
Louis Sutter Playground	University/Wayland		00-01			
Richmond Playground	18th Avenue/Lake Street		00-01			
Joseph Lee Recreation Center	Oakdale/Mendell		00-01			
Chinese Recreation Center	Washington/Mason		00-01			
McLaren Park	Visitacion Valley		06-07		05-06	
Mission Dolores Park	18th/Dolores		06-07	No abatement needed	05-06	
Bernal Heights Park	Bernal Heights Blvd.		01-02	No abatement needed		
Cayuga/Lamartine-Mini Park	Cayuga/Lamartine		01-02, 09-10	No abatement needed		
Willie Woo Woo Wong PG	Sacramento/Waverly		01-02, 09-10	No abatement needed.		

## Status Report for All Sites

Facility Name	Location	Algorithm for ranking	Completed	Notes	Retest	Entered in FLOW Program
Jospeh L. Alioto Performing Arts Piazza	Grove/Larkin		01-02	No abatement needed		
Collis P. Huntington Park	California/Taylor		01-02			
South Park	64 South Park Avenue		01-02			
Alta Plaza Park	Jackson/Steiner		01-02			
Bay View Playground (and Pool)	3rd/Armstrong		01-02	No abatement needed		
Chestnut/Kearny Open Space	NW Chestnut/Kearny		01-02	No survey done; structures no longer exist.		
Raymond Kimbell Playground	Pierce/Ellis		01-02			
Michelangelo Playground	Greenwich/Jones		01-02			
Peixotto Playground	Beaver/15th Street		01-02	No abatement needed		
States St. Playground	States St./Museum Way		01-02			
Adam Rogers Park	Jennings/Oakdale		01-02	No abatement needed		
Alamo Square	Hayes/Steiner		01-02			
Alioto Mini Park	20th/Capp		01-02	No abatement needed		
Beideman/O'Farrell Mini Park	O'Farrell/Beideman		01-02	No abatement needed		
Brooks Park	373 Ramsell		01-02	No abatement needed		
Buchanan St. Mall	Buchanan betw. Grove & Turk		01-02	No abatement needed		
Buena Vista Park	Buena Vista/Haight		01-02			
Bush/Broderick Mini Park	Bush/Broderick		01-02			
Cottage Row Mini Park	Sutter/E. Fillmore		01-02			
Franklin Square	16th/Bryant		01-02			
Golden Gate Heights Park	12th Ave./Rockridge Dr.		01-02			
Hilltop Park	La Salle/Whitney Yg. Circle		01-02	No abatement needed		
Lafayette Park	Washington/Laguna		01-02			
Julius Kahn Playground	Jackson/Spruce		01-02			
Jose Coronado Playground	21st/Folsom	15	02-03	As of 10/10/02 as per Capital Program Director, G. Hoy, there are no current plans for renovation		
Golden Gate Park (playgrounds)	Fell/Stanyan	6	05-06			
Washington Square	Filbert/Stockton	3	02-03	No abatement needed. Children's play area and bathrooms to be renovated in 3/04.		
McCoppin Square	24th Avenue/Taraval	1	02-03	As of 10/10/02 as per Gary Hoy, no current plans for renovation		
Mountain Lake Park	12th Avenue/Lake Sreet	1	02-03	As of 10/10/02 as per Gary Hoy, no current plans for renovation		

## Status Report for All Sites

Facility Name	Location	Algorithm for ranking	Completed	Notes	Retest	Entered in FLOW Program
Randolph/Bright Mini Park	Randolph/Bright	1	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
Visitacion Valley Greenway	Campbell Ave./E.Rutland	0	02-03	No abatement needed. Renovation scheduled 3/04.		
Utah/18th Mini Park	Utah/18th Street	0	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
Palou/Phelps Park	Palou at Phelps	0	02-03	No abatement needed. Renovation occurred Summer 2003. Marvin Yee was project mgr. No lead survey/abatement rpt in RPD files.		
Coleridge Mini Park	Coleridge/Esmeralda	1	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
Lincoln Park (includes Golf Course)	34th Avenue/Clement	1	02-03	Renovation scheduled 9/04		
Little Hollywood Park	Lathrop-Tocoloma	0	02-03	No abatement needed. Renovation scheduled 9/04		
McKinley Square	20th/Vermont	0	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
Noe Valley Courts	24th/Douglass	0	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
Parkside Square	26th Avenue/Vicente	0	02-03	Children's play area and bathrooms to be renovated in 9/03.		
Portsmouth Square	Kearny/Washington	0	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
Potrero del Sol	Potrero/Army	0	02-03	No abatement needed, renovation scheduled 9/04		
Potrero Hill Mini Park	Connecticut/22nd Street	0	02-03	Renovation scheduled 9/04		
Precita Park	Precita/Folsom	0	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
Sgt. John Macaulay Park	Larkin/O'Farrell	0	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		

## Status Report for All Sites

Facility Name	Location	Algorithm for ranking	Completed	Notes	Retest	Entered in FLOW Program
Sigmund Stern Recreation Grove	19th Avenue/Sloat Blvd.	0	04-05	As of 10/10/02 Capital Program Director indicates no current plans for renovation. Funding expired; will complete in FY04-05		
24th/York Mini Park	24th/York/Bryant	0	02-03	Completed as part of current renovation in December 2002, Renovation scheduled 3/04.		
Camp Mather	Mather, Tuolumne County	0	04-05			X
Hyde/Vallejo Mini Park	Hyde/Vallejo	0	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
Juri Commons	San Jose/Guerrero/25th	0	05-06			
Kelloch Velasco Mini Park	Kelloch/Velasco	0	02-03	No abatement needed. Children's play area scheduled for renovation on 9/04		
Koshland Park	Page/Buchanan	0	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
Head/Brotherhood Mini Park	Head/Brotherwood Way	0	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
Walter Haas Playground	Addison/Farnum/Beacon	0	02-03	Capital Projects to renovate in Spring 2003. Mauer is PM		
Holly Park	Holly Circle	0	02-03	Renovation planned to begin 4/03; Judi Mosqueda from DPW is PM		
Page-Laguna-Mini Park	Page/Laguna	0	04-05	No abatement needed		
Golden Gate/Steiner Mini Park	Golden Gate/Steiner	0		No Facility, benches only		
Tank Hill	Clarendon/Twin Peaks	1	04-05	No abatement needed		
Rolph Nicol Playground	Eucalyptus Dr./25th Avenue	0	04-05	No abatement needed		
Golden Gate Park	Carrousel	0	05-06			
Golden Gate Park	Tennis Court	0	05-06			
Washington/Hyde Mini Park	Washington/Hyde	3	04-05	No abatement needed		
Ridgetop Plaza	Whitney Young Circle	0	05-06	No abatement needed		
Golden Gate Park	Beach Chalet	0	06-07	No abatement needed		
Golden Gate Park	Polo Field	0	06-07			

## Status Report for All Sites

Facility Name	Location	Algorithm for ranking	Completed	Notes	Retest	Entered in FLOW Program
Sharp Park (includes Golf Course)	Pacifica, San Mateo Co.	0	06-07			
Golden Gate Park	Senior Center	0	06-07			X
Pine Lake Park	Crestlake/Vale/Wawona	0	07-08			
Golden Gate Park	Stow Lake Boathouse	1	06-07			
Golden Gate Park	County Fair Building	0	06-07	No abatement needed		
Golden Gate Park	Sharon Bldg.	0	07-08			
Allyne Park	Gough/Green	1	06-07	No abatement needed		
DuPont Courts	30th Ave./Clement	0	07-08			
Golden Gate Park	Big Rec	0	07-08			
Lower Great Highway	Sloat to Pt. Lobos	0	07-08			
Golden Gate Park	Kezar Pavilion	0	08-09			
Yacht Harbor and Marina Green	Marina	0	06-07, 07-08	Includes Yacht Harbor, Gas House Cover, 2 Yacht Clubs and Marina Green		
Palace of Fine Arts	3601 Lyon Street	0		No abatement needed.		
Telegraph Hill/Pioneer Park	Telegraph Hill	0		Abatement in progress.		
Saint Mary's Square	California Street/Grant	0		No abatement needed.		
Union Square	Post/Stockton	0		No abatement needed.		
Golden Gate Park	Angler's Lodge	0	07-08			
Golden Gate Park	Bandstand	0	07-08	No abatement needed		
Golden Gate Park	Bowling Green	0	07-08	Retested 4/09; 16 ppb first draw, still in program		X
Golden Gate Park	Conservatory	0	08-09	No abatement needed.		
Golden Gate Park	Golf Course	0	09-10			
Golden Gate Park	Kezar Stadium	0	07-08			X
Golden Gate Park	Nursery	0	09-10	No abatement needed		X
Golden Gate Park	Stables	0	na	Being demolished. Hazard assessment already completed by Capital.		
Golden Gate Park	McLaren Lodge	0	01-02, 02-03	Done out of order. Was in response to release/spill. See File 565.		
Corona Heights (and Randall Museum)	16th/Roosevelt	46	00-01	Randall Museum used to be separate, but in TMA, Randall is part of Corona Heights, so the two were combined 6/10.		
Laurel Hill Playground	Euclid & Collins	15				

## Status Report for All Sites

Facility Name	Location	Algorithm for ranking	Completed	Notes	Retest	Entered in FLOW Program
Selby/Palou Mini Park	Selby & Palou	7				
Prentiss Mini Park	Prentiss/Eugenia	5				
Lessing/Sears Mini Park	Lessing/Sears	5				
Muriel Leff Mini Park	7th Avenue/Anza	5				
10th Avenue/Clement Mini Park	Richmond Library	5				
Turk/Hyde Mini Park	Hyde & Vallejo	5				
Exploratorium (and Theater)	3602 Lyon Street	1		Leased site. Part of Palace of Fine Arts.		
Candlestick Park	Jamestown Avenue	1				
Broadway Tunnel West-Mini Park	Leavenworth/Broadway	0				
Broadway Tunnel East-Mini Park	Broadway/Himmelman	0				
Lake Merced Park	Skyline/Lake Merced	0		Includes Harding Park and Flemming Golf, Boat House and other sites. Note that the Sandy Tatum clubhouse and maintenance facilities were built in 2004 and should be excluded from the survey.		
Ina Coolbrith Mini Park	Vallejo/Taylor	0				
Justin Herman/Embarcadero Plaza	Clay/Embarcadero	0				
Billy Goat Hill	Laidley/30th	0				
Coso/Precita-Mini Park	Coso/Precita	0				
Dorothy Erskine Park	Martha/Baden	0				
Duncan Castro Open Space	Diamond Heights	0				
Edgehill Mountain	Edgehill/Kensington Way	0				
Everson/Digby Lots	61 Everson	0				
Fairmount Plaza	Fairmont/Miguel	0				
15th Avenue Steps	Kirkham/15th Avenue	0				
Geneva Avenue Strip	Geneva/Delano	0				
Grand View Park	Moraga/14th Avenue	0				
Hawk Hill	14th Avenue/Rivera	0				
Interior Green Belt	Sutro Forest	0				
Japantown Peace Plaza	Post/Buchanan/Gearry	0				
Jefferson Square	Eddy/Gough	0				
Joseph Conrad Mini Park	Columbus/Beach	0				
Kite Hill	Yukon/19th	0				
Lakeview/Ashton Mini Park	Lakeview/Ashton	0				
Maritime Plaza	Battery/Clay	0				
McLaren Park-Golf Course	2100 Sunnydale Avenue	0				
Mt. Davidson Park	Myra Way	0				

## Status Report for All Sites

Facility Name	Location	Algorithm for ranking	Completed	Notes	Retest	Entered in FLOW Program
Mt. Olympus	Upper Terrace	0				
Mullen/Peralta-Mini Park	Mullen/Peralta Mini Park	0				
O'Shaughnessy Hollow	O'Shaughnessy Blvd.	0				
Park Presidio Blvd.	Park Presidio Blvd.	0				
Rock Outcropping	Ortega/14th Avenue	0		Lots 11, 12, 21, 22, 6		
South End Rowing/Dolphin Club	Aquatic Park	0		Land is leased		
Russian Hill Open Space	Hyde/Larkin/Chestnut	0		Hyde Street Reservoir		
Saturn Street Steps	Saturn/Ord	0				
Seward Mini Park	Seward/Acme Alley	0				
Twin Peaks	Twin Peaks Blvd.	0				
Fillmore/Turk Mini Park	Fillmore/Turk	0				
Esprit Park	Minnesota Street	0				
Brotherhood/Chester Mini Park	Chester St. near Brotherhood Way	0				
Sue Bierman Park	Market/Steuart	0				
29th/Diamond Open Space	1701 Diamond/29th	0		Is not on current list of RPD sites (6/2/10).		
Berkeley Way Open Space	200 Berkeley Way	0		Is not on current list of RPD sites (6/2/10).		
Diamond/Farnum Open Space	Diamond/Farnum	0		Is not on current list of RPD sites (6/2/10).		
Joost/Baden Mini Park	Joost/N of Baden	0				
Grand View Open Space	Moraga/15th Avenue	0		Included in Grand View Park		
Balboa Natural Area	Great Highway/Balboa	0		Is not on current list of RPD sites (6/2/10).		
Fay Park	Chestnut and Leavenworth	0				
Guy Place Mini Park	Guy Place	0				
Portola Open Space		0				
Roosevelt/Henry Steps		0				
Sunnyside Conservatory	Monterey & Baden	0				
Topaz Open Space	Monterey & Baden	0				
<b>ilities: These facilities not to be included in CLPP survey as they were built after 1978.</b>						
Alice Marble Tennis Courts	Greenwich/Hyde			Not owned by RPD. PUC demolished in 2003 and all will be rebuilt.		
Richmond Rec Center	18th Ave./Lake St./Calif.			New facility		
Visitation Valley Playground	Cora/Leland/Raymond			Original building clubhouse and PG demolished in 2001. Facility is new.		



## Status Report for All Sites

Facility Name	Location	Algorithm for ranking	Completed	Notes	Retest	Entered in FLOW Program
King Pool	3rd/Armstrong			New facility		
Patricia's Green in Hayes Valley	Hayes & Octavia			Built in 2005		
India Basin Shoreline Park	E. Hunters Pt. Blvd.	7		Built in 2003		
Parque Ninos Unidos	23rd and Folsom			Built in 2004		
Victoria Manolo Draves Park	Folsom & Sherman			Built in 2006		
Aptos Playground	Aptos/Ocean Avenue	17		Site demolished and rebuilt in 2006		
<b>to be included in survey at this time:</b>						
Abraham Lincoln Sr. High School				<u>Not a RPD owned site</u>		
Alamo School Yard	250 23rd Avenue			<u>Not a RPD owned site</u>		
Alvarado School Yard	625 Douglass Street			<u>Not a RPD owned site</u>		
Argonne School Yard	675 17th Avenue & Cabrillo			<u>Not a RPD owned site</u>		
Bessie Carmichael School Yard	55 Sherman			<u>Not a RPD owned site</u>		
Candlestick Point Rec Area	171 Acres					
Cesar Chavez School Yard	825 Shotwell Street			<u>Not a RPD owned site</u>		
Ella Hill Hutch Center	1000 McAllister			No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
Francisco School Yard	2190 Powell Street			<u>Not a RPD owned site</u>		
GGNRA with Presidio	2,066 Acres					
Guadalupe School Yard	859 Prague Street			<u>Not a RPD owned site</u>		
I M Scott School Yard - OS	Tennessee/22nd Street			<u>Not a RPD owned site</u>		
Jefferson School Yard	1725 Irving Street			<u>Not a RPD owned site</u>		
Lafayette School Yard	4545 Anza St. near 36th Ave.			<u>Not a RPD owned site</u>		
Lawton School Yard	1570 31st Avenue			<u>Not a RPD owned site</u>		
Marshall School Yard	1575 15th Street			<u>Not a RPD owned site</u>		
Monroe School Yard	260 Madrid Street			<u>Not a RPD owned site</u>		
Paul Revere School Yard	555 Tompkins Avenue			<u>Not a RPD owned site</u>		
Peabody School Yard	251 6th Avenue			<u>Not a RPD owned site</u>		
Phelan (China Beach)	1,309 - leased to USA					
Redding School Yard	1421 Pine Street			<u>Not a RPD owned site</u>		
Rosa Parks Senior Center	1111 Buchanan/Golden Gate			<u>Not a RPD owned site</u>		
South of Market Lot	SE Sherman/Cleveland			No RPD Facilities		
Starr King School Yard	1215 Carolina			<u>Not a RPD owned site</u>		

## Status Report for All Sites

Facility Name	Location	Algorithm for ranking	Completed	Notes	Retest	Entered in FLOW Program
Woods Yard Playground	22nd/Indiana			Not a RPD owned site		
Zoological Gardens	Great Highway/Sloat					
Hunters Pt. Recreation Center and Gym (Milton Meyer Center)	195 Kiska Road		99-00	No longer owned by RPD. Owned by Housing Authority (we had a lease which expired).		
Howard/Langton Mini Park	Howard/Langton			We maintain but do not own.		
War Memorial Opera House	Van Ness/McAllister			Maintain but do not own		
Hyde St. Reservoir, Russian Hill Pk	Hyde/Bay			Is not on current list of RPD sites (6/2/10).		
Hyde Street Reservoir	Hyde/Francisco			Is not on current list of RPD sites (6/2/10).		
Lombard Reservoir	SW Hyde/Lombard			Is not on current list of RPD sites (6/2/10).		
Merced Manor Residence	23rd/Sloat			Is not on current list of RPD sites (6/2/10).		
University Reservoir	SE Felton & University Ave. (University/Felton Lawns/Pathways)			Is not on current list of RPD sites (6/2/10).		
Golden Gate Park	Maintenance Yard			Employees only; no children.		
Bonview Lots	Bonview/Bocana					
Dog Patch-Miller Memorial Comm	Bernal			Maintain but do not own		
Bayview Park & Extension	LeConte Avenue			Is not on current list of RPD sites (6/2/10).		
Crags Court Garden	8 Crags			Not a RPD owned site		
Embarcadero Plaza	Market/Steuart			Same as Justin Herman Plaza		
Fort Funston	Great Highway			Is not on current list of RPD sites (6/2/10).		
Fuhrman Bequest (Fresno)	Fresno County			Is not on current list of RPD sites (6/2/10).		
Fuhrman Bequest (Kern)	Kern County			Is not on current list of RPD sites (6/2/10).		
Fuhrman Bequest (Monterey)	Monterey County			Is not on current list of RPD sites (6/2/10).		
Noe/Beave Community Garden	Noe/Beaver			Maintain but do not own		
Soccer Stadium	Ocean/San Jose			See Balboa; included there.		
Hallidie Plaza	Market/Eddy			Is not on current list of RPD sites (6/2/10).		
Rincon Pt. Park				Is not on current list of RPD sites (6/2/10).		
South Beach Park & Marina				Is not on current list of RPD sites (6/2/10).		

## Status Report for All Sites

Facility Name	Location	Algorithm for ranking	Completed	Notes	Retest	Entered in FLOW Program
City Hall Grounds	Van Ness/Grove			Maintain but do not own		
Levi Plaza				Maintain but do not own		
Redwood Park (Transamerica)				Maintain but do not own		
Sidney Walton Park (Golden Gateway)				Maintain but do not own		
Aqua Vista Park	Embarcadero/China Basin			Maintain but do not own		
Embarcadero Promenade	Embarcadero			Maintain but do not own		
Ferry Bldg. Plaza	Market/Embarcadero			Maintain but do not own		
Warm Water Cove				Maintain but do not own		
Hall of Justice	850 Bryant Street			Maintain but do not own		
Cole and Carl-Mini Park	Clayton/Frederick			Maintain but do not own		
Library-Western Addition	1550 Scott Street			Maintain but do not own		
Library-West Portal	190 Lenox Way			Maintain but do not own		
Library-Sunset	1305 18th Avenue			Maintain but do not own		
Library-Richmond	351 9th Avenue			Maintain but do not own		
Library-Presidio	3150 Sacramento			Maintain but do not own		
Library-Potrero	20th/Arkansas			Maintain but do not own		
Library-Parkside	1200 Taraval			Maintain but do not own		
Library-Ortega	3223 Ortega			Maintain but do not own		
Library-Noe Valley	451 Jersey			Maintain but do not own		
Library-Merced	155 Winston Dr.			Maintain but do not own		
Library-Marina	Chestnut/Webster			Maintain but do not own		
Library-Main	Civic Center			Maintain but do not own		
Library-Excelsior	4400 Mission			Maintain but do not own		
Library-Eureka Valley	3555 16th Street			Maintain but do not own		
Library-Bernal	500 Cortland			Maintain but do not own		
Library-Anza	550 37th Avenue			Maintain but do not own		
UN Plaza	Market/Fulton			Maintain but do not own		
Traffic Island	S. Laguna & Vasquez			Maintain but do not own		

### Status Report for All Sites

Facility Name	Location	Algorithm for ranking	Completed	Notes	Retest	Entered in FLOW Program
Peru Avenue Walkway	Athens to Valmar Terrace			Maintain but do not own		
Kearny Street Steps	Vallejo/Fresno			Maintain but do not own		
Esmeralda Corridor/Prospect	Esmeralda/Bernal Hts.			Maintain but do not own		
Twenty-third & Treat				Maintain but do not own		
30 Van Ness	30 Van Ness			Capital location; not an RPD owned site.		
Clipper Terrace Community Garden				Not RPD owned site; maintained by RPD.		
Connecticut Friendship Garden				Not RPD owned site; maintained by RPD.		
Corwin Community Garden				Not RPD owned site; maintained by RPD.		
Geneva Car barn				Not RPD owned site; maintained by RPD.		
Gordon J. Lau Elementary School				Not RPD owned site; maintained by RPD.		
Hillcrest Elementary School				Not RPD owned site; maintained by RPD.		
Horace Mann Jr. High School				Not RPD owned site; maintained by RPD.		
Library - Ingleside				Not RPD owned site; maintained by RPD.		
James Denman Jr. High School				Not RPD owned site; maintained by RPD.		
Junipero Serra Elementary School				Not RPD owned site; maintained by RPD.		
Library - Mission				Not RPD owned site; maintained by RPD.		
Library - North Beach				Not RPD owned site; maintained by RPD.		
Library - Ocean View				Not RPD owned site; maintained by RPD.		
Library - Park				Not RPD owned site; maintained by RPD.		
Library - Portola				Not RPD owned site; maintained by RPD.		
Roosevelt Middle School				Not RPD owned site; maintained by RPD.		
Library - Main				Not RPD owned site; maintained by RPD.		
Spring Valley Elementary School				Not RPD owned site; maintained by RPD.		
Library - Visitacion Valley				Not RPD owned site; maintained by RPD.		
Visitacion Valley Elementary School				Not RPD owned site; maintained by RPD.		

### Status Report for All Sites

Facility Name	Location	Algorithm for ranking	Completed	Notes	Retest	Entered in FLOW Program
Dearborn Community Garden				Not RPD owned site; maintained by RPD.		
Garden for the Environment				Not RPD owned site; maintained by RPD.		
Good Prospect Community Garden				Not RPD owned site; maintained by RPD.		
Hooker Alley Community Garden				Not RPD owned site; maintained by RPD.		
Northern Police Station				Not RPD owned site; maintained by RPD.		
Ogden Terrace Community Garden				Not RPD owned site; maintained by RPD.		
Page St. Community Garden				Not RPD owned site; maintained by RPD.		
White Crane Springs Community Garden				Not RPD owned site; maintained by RPD.		
Kid Power Park	45 Hoff St.			New park completed 2005		
FY03-04 algorithm weights various features of a facility as noted in the algorithm. For instance, a site with a clubhouse noted as present, is weighted by a factor of 5 due to the high likelihood of the presence of children, versus a tennis court, where the likelihood is lower and so get a weighting factor of 1.						
Note that algorithms change year to year depending on the need to weight out certain factors. Once all sites are completed, this algorithm will have to be re-examined.						

Parking meters  
Susanna Sedgwick

to:

MTA Board, Gavin Newsom, Board of Supervisors

12/15/2010 10:44 PM

Show Details

I am writing you to tell you that I do not want extended meters, meters on Sunday or any increases in fees of the meters. I realize the city needs money, but this is not the way to acquire it. \$6.00 an hour? until 10 p.m.?

I hope you will reconsider.

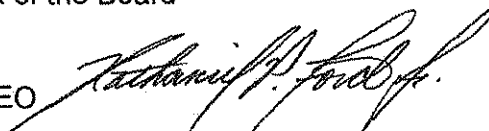
Respectfully, Susanna Sedgwick

616 Belvedere St. S.F.

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Gavin Newsom | Mayor  
Tom Nolan | Chairman  
Jerry Lee | Vice-Chairman  
Cameron Beach | Director  
Cheryl Brinkman | Director  
Malcolm Heinicke | Director  
Bruce Oka | Director  
Nathaniel P. Ford Sr. | Executive Director/CEO

**MEMORANDUM**

DATE: December 2, 2010  
TO: Angela Calvillo, Clerk of the Board  
FROM: Nathaniel P. Ford Sr.  
Executive Director/CEO   
RE: SFMTA Response to BOS Inquiry  
Reference #20100928-001

**BOS Inquiry #20100928-001:**

This memo is in response to BOS Inquiry #20100928-001 submitted by Supervisor Carmen Chu and Supervisor John Avalos on September 28, 2010 requesting that the San Francisco Municipal Transportation Agency (SFMTA) research the frequency and number of times the SFMTA has "short-turned" light rail lines over the last two years, as well as the MTA's policy on notification of the riders of these disruptions and plans to minimize impacts.

**SFMTA Response:**

The following is a brief explanation of why it is necessary to turn Muni trains short of the end terminals. Specifically, the focus of this information will be on the L Taraval, M Oceanview and N Judah lines in the outbound direction.

The Muni LRV system is comprised of five lines converging within the Metro Tunnel. A single delay within the tunnel affects all five lines when they leave the system. Each line is also affected by external problems outside of our control. These range from traffic congestion to non-SFMTA accidents.

To mitigate the impact of delay, specific actions have to be taken to re-balance the lines to assure that service is returned to a normal headway between vehicles. The ability to make up time to meet the schedule is very limited due to the mode of the vehicle. In mixed flow traffic, we are regulated like any motor vehicle by stop signs, traffic signals and stopping at the Muni customer stops.

Other actions have to be taken to balance the schedule. These actions can include holding other trains at the Terminal and spacing the service until the late train catches

up. In some cases these tactics work; however, by extending the headway between vehicles, it can result in overcrowding on the other vehicles on that line.

The most efficient way to restore scheduled headways as quickly as possible is to utilize an industry standard of turning trains short of the end of the line at a location where there is the least impact to our customers and returns the spacing between trains back to normal.

Procedures are in place as to who has the authority to turn a train short of the terminal, where the turn will take place and why the action is necessary. There are three parties involved in the decision to turn the train short of the end of the line, those being the Control Center, the Line Management Center and the Field Inspector.

The location of the short turn is dependent on how late the train is, how many other trains are late, how many trains running in close proximity are late and how many customers are on each vehicle. In most cases, usually one vehicle is late and requires a turn. The closest switchback track to the end of the line is utilized to return the vehicle to a normal headway. This location also impacts the least amount of customers, less than nine percent on each line. Switching back mid-line would impact a far greater number of customers. A train is also not turned unless there is a train behind in close proximity, less than five minutes, to accommodate the displaced customers.

**The following is customer and trip data per line:**

**N Judah:**

The N Judah carries approximately 45,100 customers daily. There are a total of 304 trips operated daily on approximately seven minute headways. Our average customer capacity is approximately 1,980 per hour.

**L Taraval:**

The L Taraval carries approximately 27,950 customers daily. There are a total of 262 trips operated daily on approximately eight minute headways. Our hourly customer demand is 1,760 per hour.

**M Oceanview:**

The M Oceanview carries approximately 28,480 customers daily. There are a total of 218 trips operated daily on approximately ten minute headways. Our average customer demand is 1,320 per hour.

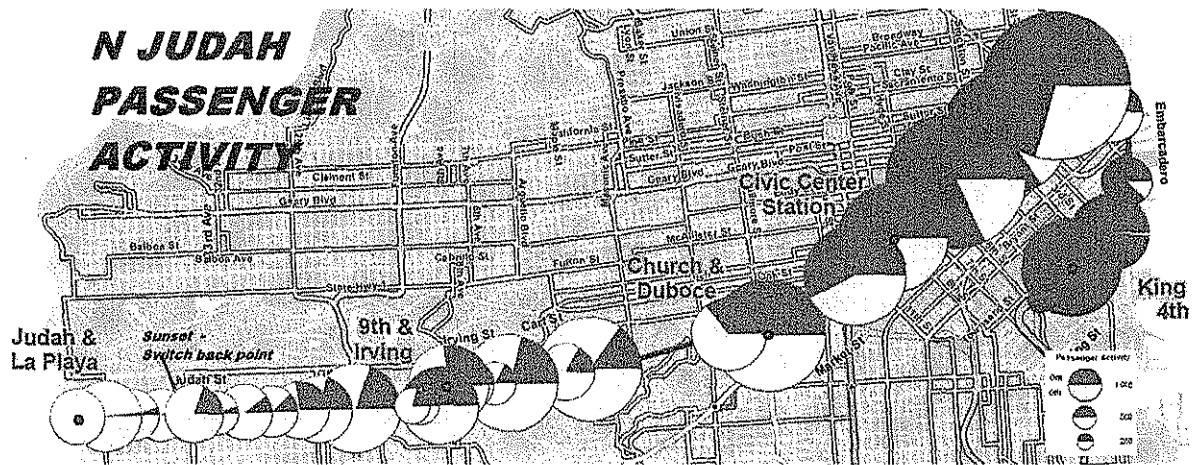
**Number of Trains Switched per Line:**

**N Judah:**

In 2009, there were a total of 226 trains that were short-turned of their terminal. This was done for various reasons, including traffic delays, subway delays and mechanical breakdowns. In 2009, the N Judah made approximately 70,545 trips. This indicates that less than a third of a percent of N Judah trains were turned short of the Terminal.



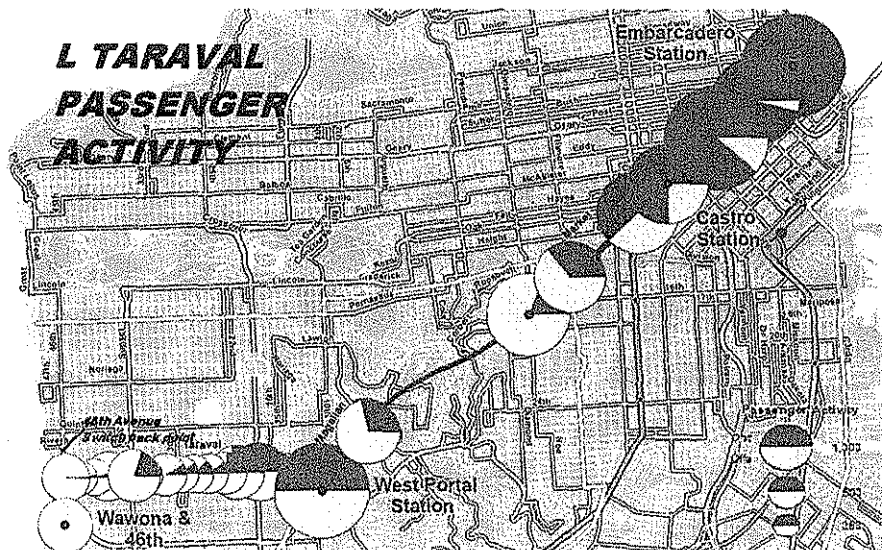
In January through October 2010, there have been a total of 378 trains switched back short of the terminal. Through October, there had been 60,125 trips on the N Judah, with two-thirds of a percent rate of trains being short-turned.



#### L Taraval:

In 2009, there were a total of 97 trains that were short-turned of their terminal, for similar incidents as listed above. The total number of L Taraval trips for the year was 60,970. This indicates that less than a third of a percent of L Taraval trains were turned short of their terminal.

From January to October 2010, there were a total of 177 trains turned short of the terminal. The total number of trips from January to October was 51,535 with just over a third of a percent rate of turning back trains. However, the numbers for the 2010 L Taraval service are increased due to the St. Francis Circle Construction project, which nearly doubled the rush hour capacity on the L Taraval line.

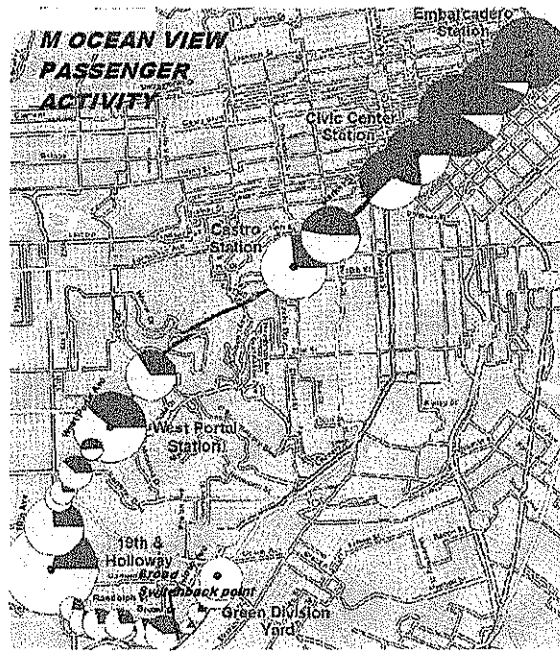


**M Oceanview:**

In 2009, there were a total of 73 trains that were short-turned before the end of the line for the similar reasons for the N Judah line as listed above. The total trips for 2009 was 50,585 trips with less than a third of a percent of the trains being turned back short of the terminals.

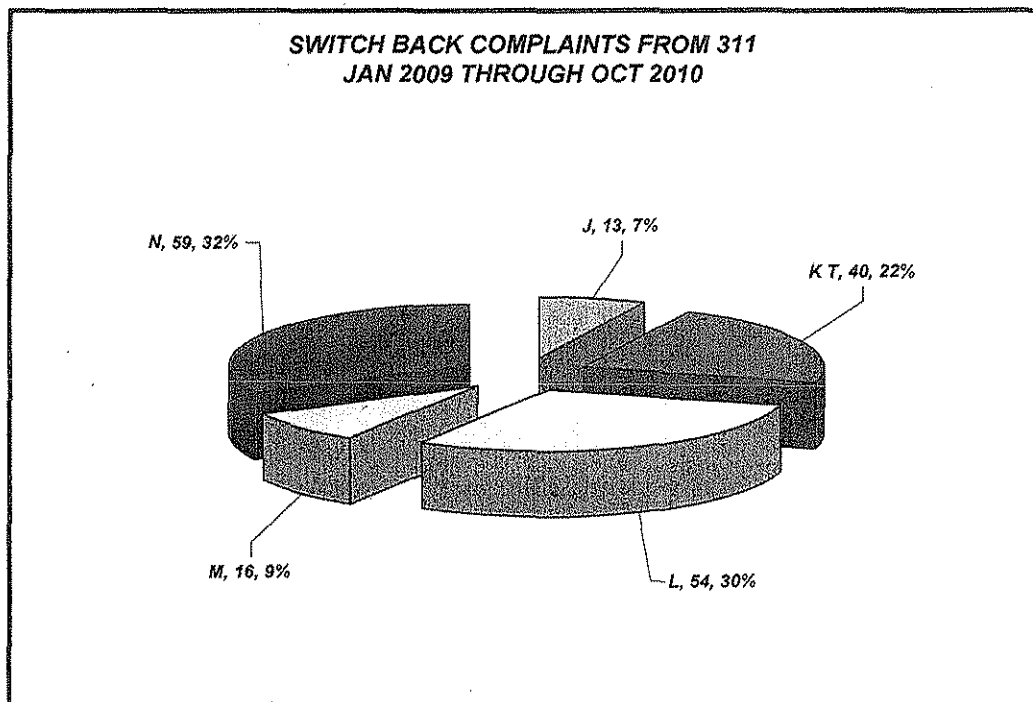
From January to October 2010, there were a total of 61 trains turned short of the terminal. The total number of trips from January to October was 43,675 with a turnback percentage of less than a third of a percent.

The numbers for the M Oceanview line reflect the changes in the service due to the St. Francis Circle Project.



### Customer Complaints from 311

We asked 311 for the lists of complaints that they received regarding the switchback of trains. We have broken those complaints down by each line:



After investigating the complaints received by 311 regarding trains that were short turned, the most common complaints were:

- Announcements were infrequent and there was little communication between Operators and customers;
- The destinations signs on the LRVs were incorrect;
- Two back-to-back trains were switched back;
- Customers had to wait too long for the next train;
- The T Third Line had too many switched back trains in a row at Third Street and 23<sup>rd</sup> Street; and
- Switching back trains after 10 p.m. may be unsafe for waiting customers.

Also note that additional complaints would be received from customers travelling inbound if we failed to turn back trains to fill gaps in service.

### **Action Items**

Going forward, the SFMTA will be taking the following actions to minimize the impact of switchbacks on customers:

- Ensuring vehicle destination signs display the correct final destination for the train;
- Operator announcements en route to advise customers of the switchback destinations and location of the following train;
- If possible, establish the switchback prior to departure from Embarcadero Station, so that platform signs, on-board announcements and LRV signs display the correct information of the final destination of the train;
- Do not turn a train unless there is a following train within five minutes of the train being turned; and
- Immediate implementation of a standby train at the N Judah and L Taraval outer terminals to fill gaps in service and reduce the need to turn back trains at Sunset Boulevard.



To: BOS Constituent Mail Distribution,  
Cc:  
Bcc:  
Subject: SFAppeal news story and conflicts-of-interest at HOC Farmers' Market

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From: "Andrew Zollman" <andrew@lgbtcompassion.org>  
To: <Board.of.Supervisors@sfgov.org>  
Date: 12/16/2010 02:06 PM  
Subject: SFAppeal news story and conflicts-of-interest at HOC Farmers' Market

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Dear Board of Supervisors:

Yesterday, SFAppeal.com ran a news story about legal violations at the Heart of the City Farmers' Market at U.N. Plaza. Please read it here  
<http://sfappeal.com/news/2010/12/showdown-or-stalemate-at-the.php>

Note that there are some inaccuracies in the article, corrected in a comment I posted.

I will be working closely with Jane Kim and other Supervisors on these issues, and hope that the Board will soon resolve them for the sake of public health, the animals, city agencies and animal rescue/rehab organizations whose resources are being drained, and the taxpayers who are subsidizing this market and its vendors.

We are also investigating apparent conflicts-of-interest that may violate IRS nonprofit laws. The majority of the market's directors are also vendors there, and so have a direct financial interest in the additional customers the live poultry vendors draw to the market, and avoiding the expenses required to comply with the laws (which may raise their vendor fees). Additionally, the market manager (Christine Adams) cannot effectively enforce laws/rules against the persons who employ her. These conflicts-of-interest may explain her continued refusal to enforce the market's permit and other laws/rules, putting the entire market's future at risk.

Please contact me if you have any questions.

Sincerely,

Andrew Zollman  
[www.LGBTcompassion.org](http://www.LGBTcompassion.org)

44



To:  
 Cc:  
 Bcc:  
 Subject: Fw: CORRECTED: Issued: Report on Retiree (Postemployment) Medical Benefit Costs

From: Controller Reports/CON/SFGOV  
 To: Angela Calvillo/BOS/SFGOV@SFGOV, BOS-Supervisors/BOS/SFGOV, BOS-Legislative Aides/BOS/SFGOV, scott.wiener@yahoo.com, Steve Kawa/MAYOR/SFGOV@SFGOV, Greg Wagner/MAYOR/SFGOV@SFGOV, Tony Winnicker/MAYOR/SFGOV@SFGOV, Starr Terrell/MAYOR/SFGOV@SFGOV, Francis Tsang/MAYOR/SFGOV@SFGOV, Jennifer Entine Matz/MAYOR/SFGOV@SFGOV, ggiubbini@sftc.org, Severin Campbell/BudgetAnalyst/SFGOV@SFGOV, Debra Newman/BudgetAnalyst/SFGOV@SFGOV, sfdocs@sfpl.info, gmetcalf@spur.org, Tara Collins/CTYATT@CTYATT, home@prosf.org, CON-Media Contact/CON/SFGOV, CON-EVERYONE/CON/SFGOV, Jay Huish/SFERS/SFGOV@SFGOV, Robin Courtney/HSS/SFGOV@SFGOV, Steve Ponder/DHR/SFGOV@SFGOV, bethany.axtman@mercer.com, matt.larrabee@mercer.com, marty.miller@mercer.com, gerry.murphy@mercer.com, rhys.evans@mercer.com  
 Date: 12/16/2010 11:49 AM  
 Subject: CORRECTED: Issued: Report on Retiree (Postemployment) Medical Benefit Costs  
 Sent by: Richard Kurylo

**CORRECTED:**

The e-mail regarding the issuance of the Report on Retiree (Postemployment) Medical Benefit Costs contained an error in the link to Ben Rosenfield's e-mail address. The link has been corrected in the message below.

The Controller's Office is submitting updated projections of the City's retiree (or postemployment) medical benefits funding and liabilities, as required by Governmental Accounting Standards Board Statement Number 45 (GASB-45), *Accounting and Financial Reporting by Employers for Postemployment Benefits Other Than Pensions*. The City's actuarial liability for these benefits is estimated at \$4.36 billion as of July 2008. The actuarial and analytical work was performed by Mercer, the Health Service System's actuary, working on behalf of the Controller's Office. Mercer's work includes a valuation of the City's unfunded retiree medical benefits liability and projections of cost savings under Proposition B adopted by the voters in 2008.

To view the full report, please visit our website at:  
<http://www.sfcontroller.org/index.aspx?page=394>

This is a send-only email address.

For questions regarding this report please contact Ben Rosenfield at [Ben.Rosenfield@sfgov.org](mailto:Ben.Rosenfield@sfgov.org) or 415-554-7500.

Thank you.

(45)



## Birth of Americas New Democracy

Brody Tucker, reiko, IVAN E PRATT, masmith,  
Ivan E Pratt to: asha, Selby, Van, membership, volunteer, vince,  
board.of.supervisors, info, rfreeman,

12/08/2010 04:46 PM

Ivan E Pratt	Birth of Americas New Democracy
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Senator Bernie Sanders Amazing Speech December 7 2010

Looking for copy of Senator Bernie Sander's verbatim speech at the  
United States Senate,

WebPage:

<http://sanders.senate.gov/newsroom/news/?id=3A474094-8631-45CE-BE9C-AB9C96C165>  
AF

Even though Senator Sander's speech was slight, I feel that a great deal of writing could be done behind that speech. It's a shame that 'We The People' have lost our democracy, this in truth is what has happen in the United States, and certainly being the optimist I like to think that this democracy will return (the question is, 'return from what to what as a democracy'). I feel that the democracy will return when America becomes an agronomy again, which of course is not going to happen. So if you are of the opinion that we have lost our democracy in the United States, if the democracy returns to the United States, what will that democracy consist of as a government procedural policy in the new democracy in America. And should we ask one very important question in this question of democracy 'has perhaps this great remonstrations as to the promulgation of democratic principle reached a deadlock in contrast to the potential new policies that a government must consider in relation to sustainable systems environmental ecology, and the industrial consumption of natural commodities for itemized retail productivity ?). In decision making in the United States Economic comparisons in politics, follow the money, and certainly such a practice is compatible with sustainable systems environmental ecology. However, in the consumption of industrial productivity, the question of over population of human beings is a very great question, which a particular emphasisist on the basis of the commodity use of oil; as Michael Ruppert says in his documentary film 'Collapse', the existing human population on Earth of six-billion people exist due to the exponential projection of industrial development of oil in relation to all aspects of industrial productivity. This exponential decline of oil will also work in reverse when the oil commodity becomes depleted on the planet Earth. Most political leaders in the United States know the truth about this reality concerning oil, industrial productivity, and the influence money has on the senate of the United States; hence the United States representation is desperate to create some last minute alternatives to patch up America's poor economic situation, which is something that should have began forty-years ago when ecology scientist warned the

United States Congress that they could expect these economic results in 2011 and beyond. It is the ecological lesson of Easter Island, and hence Senator Bernie Sander's is correct when he says that all positions in the United States Senate is for sale to the highest bidder.

Easter Island Ecology,

WebPage:

[http://news.nationalgeographic.com/news/2006/03/0309\\_060309\\_easter.html](http://news.nationalgeographic.com/news/2006/03/0309_060309_easter.html)

AND,

Easter Island Ecology,

WebPage: [http://en.wikipedia.org/wiki/Easter\\_Island](http://en.wikipedia.org/wiki/Easter_Island)

In Michael Ruppert's summation of politics, economics, and the absorption of natural commodities in industrial production (Michael Ruppert, WebPage: [http://en.wikipedia.org/wiki/Michael\\_Ruppert](http://en.wikipedia.org/wiki/Michael_Ruppert)), the United States is not the only country exponentially heading for Easter Island due to dependence on oil production having caused the increase of human population, therefore an even greater dependency on oil use for energy. Hence, not only is the United States Senate resorting to controversial legislation in policy making, but this type of government controversy is prevalent in all governments on Earth due to they're dependency on oil production, which is starting to run out as a natural commodity use on the planet Earth in order to produce energy for six-billion people. Senator Bernie Sanders is right, the United States Democracy as we presently knew it before the official 'Declaration of the Great Recession' is very over, has to be over if human beings intend to continue to live on the environment of the planet Earth - and the United States of America is presently going through growing pains in redefining democracy on the basis of sustainable systems environmental ecology - which is a definition that urgently needed to avoid the 'Easter Island' outcome as a results.

On Easter Island, archeologist has found evidence of social conflict, which research suspects is due to Easter Islands depletion of natural resources to support an island community, this attitude may be evident in it's early stages in the legislation of the United States Congress due to the finances generated by the production of oil commodities.

Sciences Directly Appropriate for Environmental Studies/Social Advocation:

IVAN EDGAR PRATT, "XERISCAPE / BUDDHA, INC." IEP55@juno.com, Internet direct quote and paraphrase transcription "?" information, Sustainable Systems Environmental Ecology, WebPage: [http://www.brookscole.com/cgi-brookscole/course\\_products\\_bc.pl?fid=M20b&product\\_isbn\\_issn=0534376975&discipline\\_number=22](http://www.brookscole.com/cgi-brookscole/course_products_bc.pl?fid=M20b&product_isbn_issn=0534376975&discipline_number=22)

Merritt College Ecology Department & Matriculations,

WebPage: <http://www.ecomerritt.org/>,

Social psychology, WebPage: [http://en.wikipedia.org/wiki/Social\\_psychology](http://en.wikipedia.org/wiki/Social_psychology)

Sierra Club Membership, WebPage: <http://www.sierraclub.org>,

Geophysics, WebPage: <http://en.wikipedia.org/wiki/Geophysics> ,

Astrophysics, WebPage: <http://en.wikipedia.org/wiki/Astrophysics> ,

NAM MYOHO RENGE KYO, <http://www.sgi-usa.org>





**To:** BOS Constituent Mail Distribution,  
**Cc:**  
**Bcc:**  
**Subject:** Honoring a gay American hero

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**From:** Allen Jones <jones-allen@att.net>  
**To:** Board.of.Supervisors@sfgov.org  
**Date:** 12/17/2010 09:17 AM  
**Subject:** Honoring a gay American hero

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I have been trying to have the repeal of DADT named after a deserving gay American hero, Oliver W. Sipple. As mentioned in my published op-ed (link below) he saved the life of President Ford in San Francisco on September 22, 1975 outside of the St. Francis Hotel at Union Square.

A full understanding of the events would explain why he was never honored by the city of San Francisco but instead of waiting on the DADT repeal, I believe San Francisco could honor Mr. Sipple posthumously by naming a Cable Car after him or a street near where his heroics took place.

I hope you will bring this suggestion up in a near future board meeting. I am available to offer more insight to the event if needed.

<http://sdgln.com/news/2010/11/11/honoring-special-gay-veteran-forever-special-day>

Allen Jones  
(415) 756-7733  
<http://casegame.squarespace.com>  
jones-allen@att.net

47

DEC 08 2010

CONS clerk  
CONS comm  
COB, Leg Dep  
cpage

Member, Board of Supervisors  
District 8



City and County of San Francisco

BEVAN DUFTY

December 7, 2010

The Honorable David Chiu  
President of the Board of Supervisors  
City and County of San Francisco

Dear President Chiu:

I resign from the City Operations and Neighborhood Services Committee effective December 7, 2010.

Sincerely,

Bevan Dufty

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2010 DEC 16 AM 10:50

BY



# SAN FRANCISCO PLANNING DEPARTMENT

BOS-11  
COB, Neg Dep  
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## Certificate of Determination EXEMPTION FROM ENVIRONMENTAL REVIEW

1650 Mission St.  
Suite 400  
San Francisco,  
CA 94103-2479

Case No.: 2010.0274E  
Project Title: T-Mobile Wireless Telecommunications Facilities  
Block/Lot: Multiple Locations  
Project Sponsor: Corey Alvin, T-Mobile, (415) 760-9763  
Staff Contact: Don Lewis, (415) 575-9095, [don.lewis@sfgov.org](mailto:don.lewis@sfgov.org)

Reception:  
415.558.6378

Fax:  
415.558.6409

Planning  
Information:  
415.558.6377

### PROJECT DESCRIPTION:

This Certificate of Determination supercedes the one that was issued on June 24, 2010 in order to add 14 new locations for Case No. 2010.0274E. T-Mobile proposes to install up to 39 wireless telecommunications facilities (WTFs) onto existing utility poles in the public right-of-way in San Francisco. Each WTF facility would consist of two equipment cabinets, one power meter, associated cables, and three panel antennas mounted together at the top, and all of these components would be attached to an existing utility pole (this equipment is described in further detail below). T-Mobile has provided a list of these new 39 locations at which antennas would be added as part of the proposed WTF project. The locations are distributed throughout the city and are not concentrated in one particular area. Each existing utility pole would be extended by up to approximately ten feet in height, to a total height ranging from 36 feet to 58 feet. No equipment would be installed on the ground or on buildings. The proposed WTFs would operate on both Personal

(Continued on next page.)

### EXEMPT STATUS:

Categorical Exemption, Class 3 [State CEQA Guidelines Section 15303(d)]

### REMARKS:

See next page.

### DETERMINATION:

I do hereby certify that the above determination has been made pursuant to State and Local requirements.

BILL WYCKO  
Environmental Review Officer

Date

cc: Corey Alvin, Project Contact  
Historical Preservation List  
Board of Supervisors

Jonas Ionin, Neighborhood Planning  
Bulletin Board, M.D.F.  
Ranjit Parhar, Department of Public Works

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2010 DEC 18 AM 10:03  
BY PC

49

**PROJECT DESCRIPTION (CONTINUED):**

Communication Services (PCS) and cellular frequencies for the sole purpose of providing telecommunication service to wireless customers.

The proposed panel antennas would be 26.1 inches in height, 6.1 inches in width, and 2.7 inches in depth; the proposed equipment cabinets would be 24 inches in height, 17 inches in width, and 11 inches in depth; and the proposed power meter would be 10.88 inches in height, 8 inches in width, and 3.5 inches in depth.

The panel antenna type would be Kathrein Model 742-211 and the total effective radiated power from the three antennas would be a total of 86 watts per site. Ground disturbance is not required for any of the proposed WTF installations. The antennas would be mounted with up to 6 degrees of downtilt at an effective height of at least 36 feet above ground and would be oriented at about 120 degrees in spacing to provide service in all directions.

T-Mobile is required to obtain a Personal Wireless Service Facilities Site Permit (Site Permit) from the Department of Public Works (DPW).<sup>1</sup> Pursuant to DPW's Site Permit, the Planning Department must complete its California Environmental Quality Act (CEQA) review for the proposed project. In addition, the Department of Public Health must also first make a determination on each individual WTF to ensure compliance with the prevailing FCC-adopted health and safety standards limiting human exposure to radio frequency radiation.

T-Mobile previously submitted 40 WTF locations on March 31, 2009, and on November 12, 2009, the Planning Department issued a Certificate of Determination.<sup>2</sup>

**REMARKS (continued):****Public Views and Aesthetics**

In evaluating whether the proposed wireless telecommunications facilities would be exempt from environmental review, the Planning Department determined that they would not result in a significant impact to public views and aesthetics. Visual quality, by its nature, is highly subjective and different viewers may have varying opinions as to whether the proposed wireless facility contributes negatively to the visual landscape of the City and its neighborhoods. It should be noted that CEQA's primary focus regarding visual impact is on scenic vistas within the public realm and the impact of the project on the

<sup>1</sup> Regulations for Issuing Personal Wireless Service Facilities Site Permits, City and County of San Francisco Department of Public Works Order No. 177,163. These regulations are available for review at the Planning Department, at 1650 Mission Street, Suite 400, as part of case file No. 2009.0292E.

<sup>2</sup> Thirty-nine of the 40 WTF locations have already been installed. This determination is available for review at the Planning Department, 1650 Mission Street, Suite 400, San Francisco, CA as part of Case File No. 2009.0292E.

existing scenic environment. The CEQA Guidelines provide an Initial Study Checklist (Appendix G) which indicates that assessments of significant impacts on visual resources should consider whether the project would result in: (1) a substantial, demonstrable negative aesthetic effect; (2) a substantial degradation or obstruction of any scenic view or vista now observed from public areas; or (3) generation of obtrusive light or glare substantially impacting other properties. The proposed project would not result in any of these conditions for the reasons described below.

The project sponsor proposes to deploy 39 wireless facilities onto existing utility poles within the public right-of-way. Based on a review of the submitted locations, no views of more than one affected utility pole would be available from any location. One location would be two blocks from Buena Vista Park, one location would be one block from Buena Vista Park, one location would be one block from Sutro Heights Park, one location borders John McLaren Park, three locations would be within one block of Golden Gate Park, one location would be one block from Mission Dolores Park, one location would be two blocks from Lafayette Park, and one location would be one block from the Presidio. Each facility would consist of two brown boxes the size of suitcases and one power meter the size of a shoebox affixed to an existing utility pole. In addition, three antennas would be "stealthed" inside the approximately 10-foot pole extension, which would be the same diameter of the existing utility pole. The antennas would be installed at least 36 feet above the ground level. The proposed wireless facilities would be visible to passersby and observers from nearby buildings but would not be so visually prominent that they would necessarily be noticed. The equipment would be viewed within the immediate context of existing street poles, overhead wires used to provide utility services (e.g., electricity, telephone, and cable television), and the overhead wires that power Muni's electric bus and streetcar fleet. The visual impacts of these wireless facilities would be confined to the immediate areas in which the equipment are located. Utility-related facilities in the public right-of-way are common throughout the City's urbanized environment, and thus the incremental visual effect of the proposed facilities would be minimal. In addition, the proposed wireless facilities would not generate any obtrusive light or glare. The Planning Department reviewed computer-generated photosimulations<sup>3</sup> from the project sponsor of the proposed wireless facility which support the Department's conclusion that the proposed project would have a negligible effect on public views and aesthetics.

In reviewing aesthetics under CEQA generally, consideration of the existing context in which a project is proposed is required and evaluation must be based on the impact on the existing environment. That some people may not find them attractive does not mean that they create a significant aesthetic environmental impact. For the proposed project, the context is urban right-of-way that already supports similar utility structures dispersed throughout the City. The proposed wireless facilities are thus consistent with the existing, developed environment. The aesthetics of these facilities are similar to other structures in public right-of-way and therefore cannot be deemed an "unusual circumstance." For those same reasons, the "unusual circumstance" exception to the categorical exemptions is not applicable to aesthetic impacts that are similar to existing or potential comparable structures. These wireless facilities would not be unusual and would not create adverse aesthetic impacts on the environment.

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<sup>3</sup> Photosimulations of past sites were prepared by the project sponsor and they are available for review at the Planning Department, 1650 Mission Street, Suite 400, San Francisco, CA as part of Case File No. 2009.0292E.

For all the above reasons, installation of the proposed project would not result in a significant adverse effect on public views or aesthetics.

### Historic Resources

In evaluating whether the proposed project would be exempt from environmental review under the CEQA, the Planning Department determined that the proposed project would not result in a significant adverse effect to a historic resource as defined by CEQA. As described in the attached Historic Resource Evaluation Response (HRER) Memorandum, the proposed project would not result in a significant impact to historic resources.<sup>4</sup> The analysis and conclusions of the HRER are summarized below.

Antennas would be added to existing utility poles within the City and County of San Francisco. As proposed, of the 39 locations for antenna installation, there are six locations that are within areas that have been reviewed in conjunction with adopted or endorsed historic resource surveys, and may be located in areas that are designated or potential historic districts. Antennas have been proposed on utility poles in front of 1102 Anza Street, 200 10<sup>th</sup> Avenue, 600 Chestnut Street, 1300 Page Street, 3620 19<sup>th</sup> Street, and 18 Bird Street. Each of these six locations is in close proximity to a parcel that has been identified as a potential historic resource for the purposes of CEQA through the Inner Richmond Survey, the North Beach Survey, the Buena Vista Survey, the Inner Mission South Survey, and/or the 1976 Architectural Survey.

However, it is possible that a number of the proposed new wireless facilities would be located in documented and undocumented, potential historic districts. It is possible that some of the proposed new wireless facilities would be located in close proximity to buildings and sites that have been individually designated as local, California, or National historic landmarks. It is also possible that some of the proposed new wireless facilities would be located in close proximity to structures or sites that either have or have not yet been documented, but may be individually eligible for the California Register.

The Department has evaluated the proposed new antennas for existing utility poles that could be located within documented and undocumented potential historic districts within the San Francisco. Based on the size and location of the proposed wireless telecommunications equipment, the Department has determined that the project would conform with the *Secretary of the Interior's Standards for the Treatment of Historical Properties (Secretary's Standards)* for any installation proposed within a historic district. The proposed project would be consistent with the applicable *Standards and Guidelines for Rehabilitation*, including but not limited to Standards 9 and 10. Equipment proposed for utility poles within documented and undocumented potential historic districts would be clearly differentiated from historic streetscapes, and would not destroy historic materials or spatial relationships that characterize the potential districts. The proposed new equipment may be removed in the future without impairing the essential form and integrity of the historic resource, in those cases in which equipment is placed on utility poles located within documented and undocumented potential historic districts. The proposed project calls for the installation of equipment in a manner that will allow it to be completely removed without

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<sup>4</sup> Historic Resource Evaluation Response Memorandum, Tina Tam, Senior Preservation Planner, to Don Lewis, Planner, Major Environmental Analysis, December 7, 2010. This memorandum is attached.

affecting the essential form or integrity of the streetscape of the potential historic district. The installation of the proposed equipment would not destroy historic building fabric and would be completely reversible. If the equipment is removed in the future, the essential form and integrity of the potential historic district and its environment would be unimpaired.

As noted above, the Department's analysis applies to designated historic districts, designated historic structures, potential historic districts, and potential historic structures. The Department's determination is based on an analysis of the impact of the proposed wireless facilities; it does not appear that a proposed wireless facility would impact the setting of historic resources in a manner that is considered a significant impact and would not significantly impact the character-defining features of a district, nor would a proposed wireless facility negatively impact the integrity of a potential historic district. It is unlikely that the existence of a proposed wireless facility within the public right-of-way would prevent documented and undocumented potential historic districts or structures from conveying significance.

For the reasons described above, the proposed project would not result in a significant impact to historic resources.

#### **Exempt Status**

The California Environmental Quality Act (CEQA) State Guidelines Section 15303, or Class 3, provides for an exemption from environmental review for construction and location of limited numbers of new, small facilities or structures; installation of small new equipment and facilities in small structures; and the conversion of existing small structures from one use to another where only minor modifications are made in the exterior of the structure. CEQA State Guidelines Section 15303(d) specifically applies to utility extensions. The proposed wireless facilities are smaller and less noticeable than many of the examples of structures given in Section 15303 as being categorically exempt under CEQA. Thus, the proposed installations are covered by the range of activities properly exempted pursuant to Class 3.

#### **Exceptions to Exemptions/Exclusions from Environmental Review**

CEQA Guidelines Section 15300.2 lists exceptions to the use of categorical exemptions. The exceptions include that an exemption shall not be used where there is a reasonable possibility that the activity would have a significant effect on the environment due to unusual circumstances (Section 15300.2(c)), where the project would cause a substantial adverse change in the significance of a historical resource (Section 15300.2(f)), and where the project would result in a significant cumulative impact (Section 15300.2(b)). As described below, there are no conditions associated with the proposed project that would suggest the possibility of a significant environmental effect.

*Radiofrequency Radiation*

The proposed equipment would generate radiofrequency (RF) radiation. The applicant submitted a report evaluating the RF emissions that would be generated by the proposed project.<sup>5</sup> The report concludes that the wireless telecommunications facilities, as proposed, comply with the prevailing FCC-adopted health and safety standards limiting human exposure to RF energy, and would not for this reason cause a significant effect on the environment. Pursuant to DPW Order No. 177,163, prior to approval of a Personal Wireless Service Facilities Permit, the Department of Public Health (DPH) ensures that proposed project's RF emissions comply with FCC-adopted public exposure limits.

For the reasons described above, the operation of the proposed wireless telecommunications facilities would not pose a health hazard to the general public. Therefore, the proposed project would not result in a significant effect with regard to RF emissions, and this issue would not trigger an exception to the use of a categorical exemption.

*Structural Integrity*

The proposed project would involve installation of equipment on existing utility pole structures. The proposed project would have no impact on the PUC's existing obligations to conduct its normal street lighting and traffic signal functions. The structural soundness of the proposed wireless facilities would be ensured by Department of Building Inspection procedures outlined within the Building Code. As such, there are no structural integrity issues that would pose potential significant environmental effects under CEQA, and this issue would not trigger an exception to the use of a categorical exemption.

*Historical Resources*

As described above, the Planning Department concluded that the proposed project would not cause a significant impact to a historic resource. Therefore, this issue would not trigger an exception to the use of a categorical exemption.

*No Cumulative Impacts*

CEQA State Guidelines Section 15300.2(b) provides that a categorical exemption shall not apply if significant impacts would result over time from successive projects of the same type in the same place. The proposed project involves the installation of 39 wireless facilities within the public right-of-way throughout the City. By their minimal nature and widely dispersed locations that would not create significant environmental impacts on historic, visual, or other resources, the impacts of the equipment would not aggregate under CEQA to a degree where the project, by itself, would have cumulative impacts.

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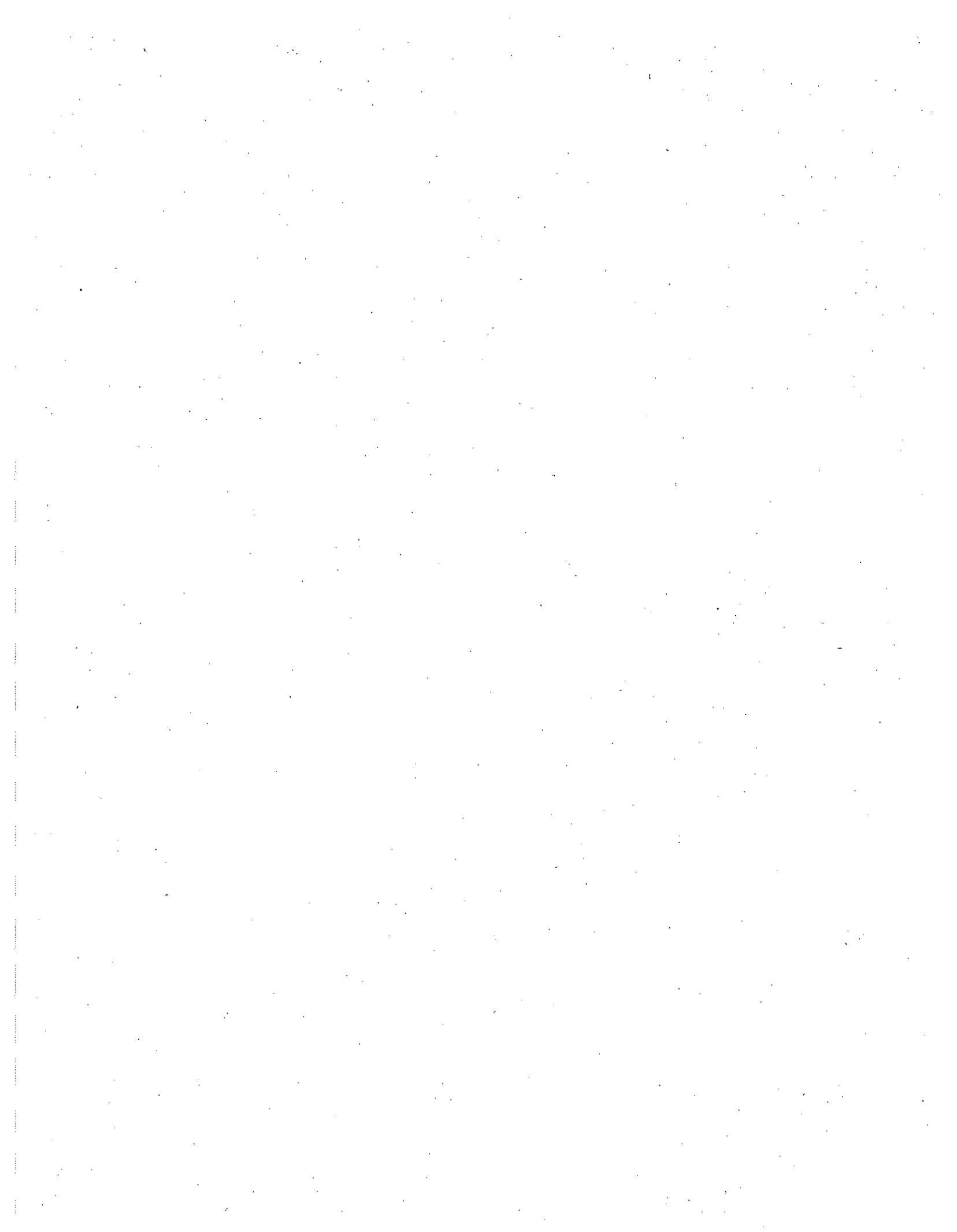
<sup>5</sup> Statement by the Consulting Engineers of Hammett & Edison, Inc. on Base Stations on JPA Poles in San Francisco, June 14, 2010. This document is available for review at the Planning Department, 1650 Mission Street, Suite 400, San Francisco, CA as part of Case File No. 2010.0274E.



There are a few competing vendors providing similar service in San Francisco, but since all of the existing and proposed project locations have and would proceed separately at different locations, there would be no foreseeable cumulative impacts due to the proposed project. For the reasons set forth above, this project combined with other ongoing utility and infrastructure work on the public right-of-way would not contribute to cumulative impacts.

### Conclusion

As described above, the proposed project would not have a significant effect on historic or visual resources. Also, there are no cumulative impacts or unusual circumstances surrounding the current proposal, including the issues of RF radiation and structural integrity, that would trigger an exception to the application of an exemption. Therefore, the installations would be categorically exempt under Class 3. For all of the above reasons, the proposed project is appropriately exempt from environmental review.





# SAN FRANCISCO PLANNING DEPARTMENT

**MEMO**

## Historic Resource Evaluation Response

1650 Mission St.  
Suite 400  
San Francisco,  
CA 94103-2479

*MEA Planner:* Don Lewis  
*Project Address:* T-Mobile Wireless Telecommunications Facilities - Various Locations  
*Block/Lot:* Multiple Locations  
*Case No.:* 2010.0274E  
*Date of Review:* December 7, 2010  
*Planning Dept. Reviewer:* Tina Tam  
 (415) 5558-6325 | tina.tam@sfgov.org

Reception:  
415.558.6378

Fax:  
415.558.6409

Planning  
Information:  
415.558.6377

PROPOSED PROJECT       Demolition       Alteration

### PROJECT DESCRIPTION

T-Mobile proposes to install up to 39 wireless telecommunications facilities (WTF) onto existing utility poles in the public right-of-way in San Francisco. Each WTF facility would consist of two equipment cabinets, one power meter, associated cables, and three panel antennas mounted together at the top, and all of these components would be attached to an existing utility pole (this equipment is described in further detail below). Each utility pole would be extended by up to approximately ten feet in height. No equipment would be installed on the ground or on buildings.

The proposed WTF facility would operate on both Personal Communication Services (PCS) and cellular frequencies for the sole purpose of providing telecommunication service to wireless customers

The proposed panel antennas would be 26.1 inches in height, 6.1 inches in width, and 2.7 inches in depth, the proposed equipment cabinets would be 24 inches in height, 17 inches in width, and 11 inches in depth, and the proposed power meter would be 10.88 inches in height, 8 inches in width, and 3.5 inches in depth.

### PRE-EXISTING HISTORIC RATING / SURVEY

T-Mobile has provided a list of the 39 locations at which antennas would be added as part of the proposed WTF project. Antennas would be added to existing utility poles within the City and County of San Francisco. As proposed, of the 39 locations for antenna installation, there are six locations that are within areas that have been reviewed in conjunction with adopted or endorsed historic resource surveys, and may be located in areas that are designated or potential historic districts. Antennas have been proposed on utility poles in front of 1102 Anza Street, 200 10<sup>th</sup> Avenue, 600 Chestnut Street, 1300 Page Street, 3620 19<sup>th</sup> Street, and 18 Bird Street. Each of these six locations is in close proximity to a parcel that has been identified as a potential historic resource for the purposes of CEQA through the Inner Richmond Survey, the North Beach Survey, the Buena Vista Survey, the Inner Mission South Survey, and/or the 1976 Architectural Survey.

The proposed new equipment may be located on utility poles located within documented and undocumented potential historic districts for the purposes of CEQA.

The proposed new equipment will be located only on existing utility poles and will not be located on individual buildings.

### HISTORIC DISTRICT / NEIGHBORHOOD CONTEXT

As noted above, a number of the existing utility poles selected for use may be located in the public right-of-way within documented and undocumented potential historic districts.

**1. California Register Criteria of Significance:** Note, a building may be an historical resource if it meets any of the California Register criteria listed below. If more information is needed to make such a determination please specify what information is needed. *(This determination for California Register Eligibility is made based on existing data and research provided to the Planning Department by the above named preparer / consultant and other parties. Key pages of report and a photograph of the subject building are attached.)*

- Event: or  Yes  No  Unable to determine  
Persons: or  Yes  No  Unable to determine  
Architecture: or  Yes  No  Unable to determine  
Information Potential:  Further investigation recommended.  
District or Context:  Yes, may contribute to a potential district or significant context

**If Yes; Period of significance:**

Notes: As noted above, of the proposed new equipment to be added to existing utility poles, a number may be located within documented and undocumented potential historic districts for the purposes of CEQA.

It is possible that a number of the proposed new equipment will be located in close proximity to buildings and sites that have been individually designated as local, California, or National historic landmarks. It is also possible that a number of the proposed new equipment will be located in close proximity to structures or sites that either have or have not yet been documented, but that may be individually eligible for the California Register.

**2. Integrity** is the ability of a property to convey its significance. To be a resource for the purposes of CEQA, a property must not only be shown to be significant under the California Register criteria, but it also must have integrity. To retain historic integrity a property will always possess several, and usually most, of the aspects. The subject property has retained or lacks integrity from the period of significance noted above:

- Location:  Retains  Lacks      Setting:  Retains  Lacks  
Association:  Retains  Lacks      Feeling:  Retains  Lacks  
Design:  Retains  Lacks      Materials:  Retains  Lacks  
Workmanship:  Retains  Lacks

Notes: As noted above, a number of the proposed new equipment may be located in documented and undocumented potential historic districts for the purposes of CEQA.

It does not appear that the addition of the proposed new equipment will impact the integrity of any potential historic districts. Based on the submitted information, it appears that any equipment proposed for existing utility poles within an undocumented potential historic district will be consistent with the Secretary of the Interior's *Standards and Guidelines for the Treatment of Historic Properties*.

The Department has considered the potential of the proposed new equipment to impair the ability of historical resources, including undocumented potential historic districts, to convey their significance.

The Department has determined the proposed project would be consistent with the applicable *Standards and Guidelines for Rehabilitation*, including but not limited to Standards 9 and 10, as discussed in Section 4 below.

Pursuant to the submitted project proposal, T-Mobile will locate the new equipment on existing utility poles such that:

- Utility poles selected for use are located outside of the boundaries of designated historic districts;
- Utility poles selected for use are not located adjacent to designated historic sites.

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3. Determination of whether the property is an "historical resource" for purposes of CEQA

- No Resource Present (*Go to 6. below*)                       Historical Resource Present (*Continue to 4.*)

Note: As discussed above, the equipment may be placed on utility poles located within potential historic districts.

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4. If the property appears to be an historical resource, whether the proposed project would materially impair the resource (i.e. alter in an adverse manner those physical characteristics which justify the property's inclusion in any registry to which it belongs).

- The project appears to meet the Secretary of the Interior's Standards. (*Go to 6. below*)  
Optional:  See attached explanation of how the project meets standards.

- The project is NOT consistent with the Secretary of the Interior's Standards and is a significant impact as proposed. (*Continue to 5. if the project is an alteration*)

Note: Based on information submitted by the project sponsor, it appears that the project proposed by T-Mobile will conform to the Secretary of the Interior's *Standards and Guidelines for the Treatment of Historic Properties*.

The Department has determined that the proposed project is consistent with the *Standards*, including but not limited to Standards 9 and 10 of the Secretary of the Interior's *Standards and Guidelines for Rehabilitation*.

**Standard 9:** New additions, exterior alterations, or related new construction will not destroy historic materials, features, and spatial relationships that characterize the property. The new work will be differentiated from the old and will be compatible with the historic materials, features, size, scale, and proportion, and massing to protect the integrity of the property and its environment.

*Equipment proposed for utility poles within undocumented potential historic districts will be clearly differentiated from historic streetscapes, and will not destroy historic materials or spatial relationships that characterize the potential districts.*

**Standard 10:** New additions and adjacent or related new construction will be undertaken in such a manner that, if removed in the future, the essential form and integrity of the historic property and its environment would be unimpaired.

*The proposed new equipment may be removed in the future without impairing the essential form and integrity of the historic resource, in those cases in which equipment is placed on utility poles located within undocumented potential historic districts. The proposed project calls for the installation of equipment in a manner that will allow it to be completely removed without affecting the essential form or integrity of the streetscape of the potential historic district. The installation of the proposed equipment will not destroy historic building fabric, and will be completely reversible. If the equipment is removed in the future, the essential form and integrity of the potential historic district and its environment would be unimpaired.*

As noted above, the Department's analysis applies to designated historic districts, designated historic structures, potential historic districts, and potential historic structures. The Department's determination is based on an analysis of the impact of the proposed equipment; it does not appear that the proposed equipment will impact the setting of historic resources in a manner that is considered a significant impact. It is unlikely that the existence of the proposed equipment within the public rights-of-way will prevent future as yet undocumented historic districts or structures from conveying significance.

- 
5. Character-defining features of the building to be retained or respected in order to avoid a significant adverse effect by the project, presently or cumulatively, as modifications to the project to reduce or avoid impacts. Please recommend conditions of approval that may be desirable to mitigate the project's adverse effects.

Note: As proposed, the project will ensure compliance with the Secretary of the Interior's *Standards and Guidelines for the Treatment of Historic Properties*.


- 
6. Whether the proposed project may have an adverse effect on off-site historical resources, such as adjacent historic properties.

Yes     No     Unable to determine

Notes: As noted above, the proposed new equipment, if located on existing utility poles within documented and undocumented potential historic districts, will not significantly impact the character-defining features of the district, nor will the proposed new equipment negatively impact the integrity of the potential historic districts.

Visual quality, by nature, is highly subjective and different viewers may have varying opinions as to whether a proposed wireless facility makes for a negative impact to the setting of the City and its neighborhoods. The Department's determination is that the impact of the proposed equipment to the setting of existing and potential historic sites, structures, and districts is not significant, and would not impair the ability of historic resources to convey their significance.

### SENIOR PRESERVATION PLANNER REVIEW

Signature:   
Tina Tam, Senior Preservation Planner

Date: Dec. 7, 2010

### CC:

Linda Avery, Commission Secretary, Historic Preservation Commission  
Vernaliza Byrd, Historic Resource Impact Review File

Site ID	Site Address
SF13145B	3351 Noriega
SF53323D	1266 43 <sup>rd</sup> Avenue
SF13139G	1867 34 <sup>th</sup> Avenue
SF43587C	690 Page
SF33391C	Adjacent to 101 Greenwood
SF53396A	215 Grafton
SF53305D	2207 32nd Ave.
SF23218E	1285 34th Ave.
SF63120	4001 Judah Street
SF63252	2201 46th Avenue (2303-001)
SF63444	1601 47th Avenue (1896-001)
SF53320	3060 Taraval St (west Side) (2369-014)
SF23250	2543 Pacheco St (2149-015)
SF23257	1227 Pacheco (2136-015)
SF23235C	2503 15th Street
SF53573C	344 Garfield Street
SF53516A	5549 Anza Street
SF13095A	939 Dartmouth
SF53321C	1692 29th Avenue (1915/001)
SF23230C	1102 Anza
SF53433B	200 10th Avenue
SF23291C	175 Farnum Street
SF23249B	1201 37th Avenue
SF43585B	297 States Street
SF13092C	3620 19th Street (3587/113)
SF13140H	70 Garcia
SF22382D	1900 Pacific Ave., SF CA
SF23248C	3000 Moraga (Median)
SF23250E	1995-30th Avenue
SF23250D	Across from 2035 28th Avenue
SF43561A	In front of 3643 Balboa
SF 23220	2090 Broadway (0566/014A)
SF23267A	In front of 272 Glenview Drive
SF23289A	Christmas Tree Point/Twin Peaks Blvd.(2719/011)
SF43579D	18 Bird St (3577/074)
SF43563A	2115 Lawton St
SF43601A	600 Chestnut
SF43602A	465 Grove St (0808/043)
SF43586A	1300 Page Street



# 100041



SAN FRANCISCO  
CHAMBER OF COMMERCE *Where smart business starts*

December 10, 2010

Board of Supervisors  
City Hall  
1 Dr. Carlton B. Goodlett Place

RE: Wireless Service Facility Permits  
File No. 100041

Dear Supervisor:

The San Francisco Chamber of Commerce, representing over 1,500 local businesses, is concerned over the impacts on cell phone service throughout the city should the Board of Supervisors enact the public right-of-way regulations for wireless telecommunications facilities on utility poles.

The legislation pending in the Land Use Committee, while likely to violate State and Federal law, is just bad public policy. Today, many San Franciscans rely exclusively on cell phones for voice and data. Because of both demand for service and the city's topography, cell phone reliability is inadequate in many neighborhoods. However, restrictions that may be placed on service providers could prevent current systems from being upgraded and most importantly, result in the city not having a wireless system that can withstand a natural disaster.

I have heard no testimony nor seen any communications indicating that the city's emergency response officers have reviewed and commented on this legislation. I urge the Board to refrain from acting on this ordinance until it is referred to the Police and Fire Commissions and the Office of Emergency Services.

Certainly, neighborhoods are entitled to receive notice of planned installations of equipment in the public rights-of-way. However, a regulatory scheme that will require permits for equipment currently on utility poles and all future installations, tied to arbitrary size-based permit tiers and subject to a necessity determination by staff at Public Works that may or may not have the expertise to make such a determination is unreasonable and will clearly disrupt wireless communication service within the city.

Rather than this regulation, a better first step would be to apply the Wireless Telecommunications Facilities Siting Guidelines already in use by the city to equipment proposed to be added to utility poles in public right-of-way. The working group that last met three months ago should be reconvened to review options to this legislation.

Sincerely,

JIM LAZARUS  
Sr. Vice President

50



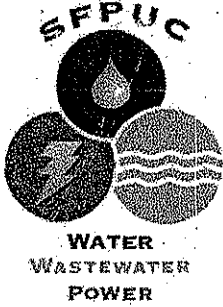
Sorry state of affairs  
Pam LeaVerenz to: Board.of.Supervisors

12/15/2010 03:44 PM

View: (Mail Threads)

I just read an article where a mom is suing McDonalds because she can't say no to her child when she wants a happy meal and it reminds me that SF recently banned happy meals and I'm sickened by the whole thing. I'm tired of people not taking responsibility for themselves and your ban just added to that. The problem isn't McDonalds it's the parents and by banning happy meals you've just said that parents don't have the control or the responsibility for their children. WHY would you step in on an issue that has nothing to do with City Business, let's start making people RESPONSIBLE for themselves if not we are going to keep getting sue happy parents that take NO responsibility for their own children. SHAME ON YOU!!!!

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**SAN FRANCISCO PUBLIC UTILITIES COMMISSION**

1155 Market St., 11th Floor, San Francisco, CA 94103 • Tel. (415) 554-3155 • Fax (415) 554-3161 • TTY (415) 554.3488

*orig: Joy  
C: B+F chair  
B+F clerk epage*



**TO: Angela Calvillo, Clerk of the Board of Supervisors**

**FROM: Nathan Purkiss, 554-3404**

**DATE: 12/21/10**

**SUBJECT: Release Reserve Letter related to WSIP Project CUW373 (San Joaquin Pipeline System) for \$98,420,416.**

GAVIN NEWSOM  
MAYOR

FRANCESCA VIETOR  
PRESIDENT

ANSON MORAN  
VICE PRESIDENT

ANN MOLLER CAEN  
COMMISSIONER

ART TORRES  
COMMISSIONER

ED HARRINGTON  
GENERAL MANAGER

Please find the original and 4 copies of a release reserve letter relating to Water System Improvement Program project CUW373 (San Joaquin Pipeline System) for \$98,420,416.

Please schedule this item for the earliest available Budget and Finance Committee meeting.

**Departmental representative to receive a copy of the adopted resolution:**

Name: Nathan Purkiss

Phone: 554-3404

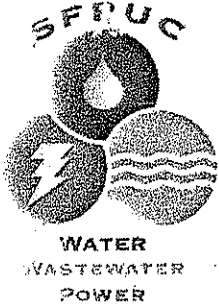
Interoffice Mail Address: 1155 Market Street, 11<sup>th</sup> Floor

BY Alc

2010 DEC 21 PM 4:29

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO

52



**SAN FRANCISCO PUBLIC UTILITIES COMMISSION**

1155 Market St., 11th Floor, San Francisco, CA 94103 • Tel. (415) 554-3155 • Fax (415) 554-3161 • TTY (415) 554.3488



December 14, 2010

**GAVIN NEWSOM**  
MAYOR

**FRANCESCA VIETOR**  
PRESIDENT

**ANSON MORAN**  
VICE PRESIDENT

**ANN MOLLER CAEN**  
COMMISSIONER

**ART TORRES**  
COMMISSIONER

**ED HARRINGTON**  
GENERAL MANAGER

Angela Calvillo  
Clerk of the Board of Supervisors  
1 Dr. Carlton B. Goodlett Place  
City Hall, Room 244  
San Francisco, CA 94102

**Subject: Water System Improvement Program (WSIP) Project CUW373 –  
San Joaquin Pipeline System Release of Reserve for \$98,420,416**

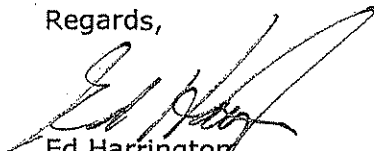
Dear Ms. Calvillo:

I would like to request your assistance to have calendared a release of reserve on WSIP Project CUW373 – San Joaquin Pipeline System.

As part of the \$1.9 billion WSIP Supplemental Appropriation, new project appropriations in that supplemental exceeding \$100 million were placed on Board of Supervisors reserve pending California Environmental Quality Act (CEQA) approval.

Funding is now needed to award the construction contracts for both the San Joaquin Pipeline West and East Segments.

Regards,

  
Ed Harrington  
General Manager



To: BOS Constituent Mail Distribution,  
Cc:  
Bcc:  
Subject: When Shopping can be dangerous to taxpayers.

---

From: JAMES CORRIGAN <marylouc@mac.com>  
To: board.of.supervisors@sfgov.org  
Cc: Fire Commission <Fire.Commission@sfgov.org>  
Date: 12/20/2010 08:43 AM  
Subject: When Shopping can be dangerous to taxpayers.

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December 20, 2010

Dear San Francisco Board of Supervisors:

I had always assumed the many S.F. Firefighters I see shopping in the aisles of

COSTCO on most mornings, belonged to one of the 3 or 4 Fire Engines or Fire Trucks parked outside.

That is until yesterday. Several times I crossed paths with a firefighter in uniform pants and shoes. He wore a blue T Shirt that had a Chinatown firehouse insignia on it.

Color me surprised when we both went down the ramp with our shopping carts to the parking garage and he loaded up his car across from mine.

It seems firehouses across the City want to get the same good deals on food and drinks at the "Big Box Store" that the downtown companies enjoy. Unfortunately, while firefighters

are saving a few dollars, Public Safety is put at risk by leaving their engines or trucks short-handed.

Please inform Chief Hayes-White that we taxpayers are paying for full staffing and she is short changing us.

Sincerely yours,

James J. Corrigan

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City and County of San Francisco



Gavin Newsom, Mayor  
Edward D. Reiskin, Director

San Francisco Department of Public Works *Chavez*

Office of the Director  
1 Dr. Carlton B. Goodlett Place, City Hall, Room 348  
San Francisco, CA 94102  
(415) 554-6920 www.sfdpw.org



December 23, 2010

Ms. Angela Calvillo  
Clerk of the Board  
San Francisco Board of Supervisors  
City Hall, Room 244  
1 Dr. Carlton B. Goodlett Place  
San Francisco, California 94102-4845

Re: *File 101383*

Dear Ms. Calvillo:

I write in response to your letter dated December 13, 2010 regarding the subject file. Your letter indicated that the Rules Committee requested DPW to provide information regarding the City's actions with regard to a lawsuit filed by Guillermo Chavez.

Our records show that DPW received a request for service on October 8, 2007 for a buckled sidewalk adjacent to the Jose Coronado Playground. We inspected the location on October 12, 2007 and as a result of the inspection issued five notices to repair. Two notices were sent to DPW-Urban Forestry, one to Recreation & Park Department, one to PUC-Street Lighting, and one to a private property owner.

We have no further records indicating follow-up action. DPW should have followed up on each of the five notices to ensure repairs were made, but it appears that follow-up did not happen.

During this fiscal year, we are in the process of re-engineering our sidewalk inspection and abatement process and are working within our own department and with other responsible departments to address the backlog of repair notices. Like some of the other departments, our funds for addressing complaints on public property are not sufficient to eliminate the backlog. We will be working through the capital planning and budgeting process this year to propose increased resources that will enable us to eliminate the backlog over time.

We regret the injury sustained by Mr. Chavez and the cost the City incurred as a result. We are working diligently with the resources we have to improve our ability to address such issues and provide for safe travel on the city's sidewalks.

Please do not hesitate to contact me if you require any additional information.

Sincerely,

Edward D. Reiskin  
Director

cc: Supervisor David Campos  
Supervisor Michela Alioto-Pier  
Supervisor Eric Mar



San Francisco Department of Public Works  
Making San Francisco a beautiful, livable, vibrant, and sustainable city.

54

# America's Cup Northern Waterfront Alternative: Economic Impact Report

Item #101259

Office of Economic Analysis  
December 13, 2010

*copy*  
*File 101259*

55



# Introduction

- The OEA issued an economic impact report on the original America’s Cup Host City Agreement, and the first Northern Waterfront Alternative of November 23rd.
- The Northern Waterfront Alternative HCA for the America’s Cup was amended on December 8th.
- The major change with fiscal and economic impact is the inclusion of long-term development rights to Piers 26 and 28, if additional infrastructure work is performed on those properties.
- In addition, the Authority is granted the right to develop a Marina, at its option, in exchange for assuming dredging costs. Because of the uncertainties surrounding this option, it is not modeled in this report.
- An Infrastructure Financing District is to be created with an amount to be determined later, to reimburse the City and the Authority for infrastructure costs. IFDs are financial tools to capture incremental property tax revenue outside of redevelopment areas. Depending on the level and distribution of the property tax increment diverted to the IFD, the General Fund benefits and/or City costs stated in this report may be reduced.





# Excluding Long-Term Development, General Fund Event Costs Exceed Tax Revenue Gain

## Event Costs and Benefits

### *General Fund Costs and Benefits*

Higher General Fund Tax Revenue	\$19.7 <sup>1</sup>
Higher General Fund Department Costs	(\$15.2) <sup>2</sup>
<b>Sub-Total: General Fund Impact</b>	<b>\$4.5</b>

### *Port Costs and Benefits*

Port-Related Event Costs	(\$17.8) <sup>3</sup>
<b>Sub-Total: Port Impact</b>	<b>(\$17.8)</b>
<b>Total General Fund and Port Event Impacts</b>	<b>(\$13.3)</b>

- The ultimate fiscal impact to the City and the Port depends on the development on Port properties after the event.
- If the long-term leases enables development that nets the City more than \$13.3 million, on a Net Present Value basis, then hosting the America’s Cup will have had a fiscal benefit, when the General Fund and Port are considered together.



# Fiscal Impact of Required Development of Seawall Lot 330 and Piers 30/32

- Seawall Lot 330:
  - SWL 330 is generally believed to be suitable for condominium development without any infrastructure investment.
  - The Authority is granted the right to develop the parcel, but if there was no event the Port could obtain essentially identical compensation from another developer.
- Pier 30/32:
  - Piers 30/32 have a useful life of ten years. No public or private financing has been found to restore them; the America's Cup appears to be the only opportunity.
  - If they are renovated, they could support a mixed-use cruise terminal in the future.
  - The tax and ground lease revenues, and post-lease reversionary value, generated by this development would more than offset the Authority's \$55 million required infrastructure investment.
  - In addition, the redevelopment would create 1,765 permanent jobs.

# Seawall Lot 330 and Piers 30/32: Detailed Impacts to City and Port

SWL 330 and Piers 30/32 - Summary	No Event	Waterfront	Difference
<i>General Fund Tax Revenue</i>			
Seawall Lot 330: Developed and sold as Condos, 2014 <sup>4</sup>			
NPV of Property Tax GF allocation <sup>5</sup>	\$24.6	\$24.6	\$0.0
Piers 30/32: Interim Use of Event Facilities, 2014-27 <sup>6</sup>			
NPV of Possessory Interest Tax GF allocation <sup>7</sup>	\$0.1	\$1.2	\$1.1
NPV of Payroll Tax - 100% GF <sup>8</sup>	\$0.0	\$0.2	\$0.2
NPV of Sales Tax GF allocation <sup>9</sup>	\$0.0	\$0.6	\$0.6
NPV of Parking Tax GF allocation <sup>10</sup>	\$0.3	\$0.5	\$0.2
Piers 30/32: Mixed-Use Development, 2027- <sup>11</sup>			
NPV of Possessory Interest Tax GF allocation	\$0.0	\$12.1	\$12.1
NPV of Payroll Tax - 100% GF <sup>12</sup>	\$0.0	\$39.0	\$39.0
NPV of Sales Tax GF allocation <sup>13</sup>	\$0.0	\$6.9	\$6.9
NPV of Parking Tax GF allocation <sup>14</sup>	\$0.0	\$0.5	\$0.5
<b>Sub-Total: General Fund Tax Revenue</b>	<b>\$25.0</b>	<b>\$85.6</b>	<b>\$60.6</b>
<i>Port Assets</i>			
Seawall Lot 330: Developed and sold as Condos, 2014			
Fee Sale Revenue at Commercial Terms <sup>15</sup>	\$45.2	\$45.2	\$0.0
Piers 30/32: Interim Use of Event Facilities, 2014-27			
NPV of Port Income from Current Use <sup>16</sup>	\$6.2	\$0.0	(\$6.2)
NPV of Authority Ground Lease to Port at Commercial Terms <sup>17</sup>	\$0.0	\$6.2	\$6.2
Piers 30/32: Mixed-Use Development, 2027-			
NPV of Port Income from Current Use <sup>18</sup>	\$0.0	\$0.0	\$0.0
NPV of Authority Ground Lease to Port at Commercial Terms <sup>19</sup>	\$0.0	\$24.5	\$24.5
NPV of Post-Lease Reversionary Value to Port <sup>20</sup>	\$0.0	\$9.7	\$9.7
Rent Credits			
NPV of Rent Credits amortized at 7% <sup>21</sup>	\$0.0	(\$55.0)	(\$55.0)
<b>Sub-Total: Port Assets</b>	<b>\$51.4</b>	<b>\$30.7</b>	<b>(\$20.8)</b>
<b>Total City Assets</b>	<b>\$76.5</b>	<b>\$116.3</b>	<b>\$39.8</b>



# Fiscal Impact of Potential Optional Development on Piers 26 and 28

- According to the Port, both Piers 26 and 28 have a useful life of 15 years.
- Like Piers 30/32, no sources of public or private financing to restore the Piers is available, and they are likely to be lost if not restored for the America's Cup.
- If they are restored, mixed-use development is likely to be feasible in both piers in the middle of the next decade.
- The OEA projects that given the Port's current income from the piers, the tax and ground lease revenue, and post-lease reversionary value of this redevelopment is less than the estimated \$25 million needed to renovate the Piers. The shortfall is \$2.7 million.
- The envisioned Pier 26 project would also create approximately 270 permanent retail, light industrial/transportation, and office jobs.
- The Pier 28 redevelopment would create approximately 190 permanent retail and office jobs.



# Piers 26 and 28: Detailed Impacts to City and Port

<b>Pier 26 and 28 - Summary</b>	<b>No Event</b>	<b>Waterfront</b>	<b>Difference</b>
<i>General Fund Tax Revenue</i>			
Pier 26: Mixed-use development, 2025 <sup>22</sup>			
NPV of Possessory Interest Tax - GF Allocation <sup>23</sup>	\$0.0	\$2.8	\$2.7
NPV of Payroll Tax - 100% GF <sup>24</sup>	\$0.0	\$3.7	\$3.7
NPV of Sales Tax - GF Allocation <sup>25</sup>	\$0.0	\$4.3	\$4.3
Pier 28: Mixed-use development, 2025 <sup>26</sup>			
NPV of Possessory Interest Tax - GF Allocation <sup>27</sup>	\$0.0	\$1.8	\$1.8
NPV of Payroll Tax - 100% GF <sup>28</sup>	\$0.0	\$3.0	\$3.0
NPV of Sales Tax - GF Allocation <sup>29</sup>	\$0.0	\$3.6	\$3.6
<b>Sub-Total: General Fund Tax Revenue</b>	<b>\$0.1</b>	<b>\$19.1</b>	<b>\$19.1</b>
<i>Port Assets</i>			
Pier 26: Mixed-use development, 2025			
NPV of Port Income from Current Use <sup>30</sup>	\$5.8	\$0.0	
NPV of Authority Ground Lease to Port at Commercial Terms <sup>31</sup>	\$0.0	\$6.0	\$6.0
NPV of Post-Lease Reversionary Value to Port <sup>32</sup>	\$0.0	\$2.0	\$2.0
Pier 28: Mixed-use development, 2025			
NPV of Port Income from Current Use <sup>33</sup>	\$4.4	\$0.0	
NPV of Authority Ground Lease to Port at Commercial Terms <sup>34</sup>	\$0.0	\$4.1	\$4.1
NPV of Post-Lease Reversionary Value to Port <sup>35</sup>	\$0.0	\$1.3	\$1.3
<i>Rent Credits</i>			
NPV of Rent Credits amortized at 7% <sup>36</sup>	\$0.0	(\$25.0)	(\$25.0)
<b>Sub-Total: Port Assets</b>	<b>\$10.2</b>	<b>(\$11.6)</b>	<b>(\$21.8)</b>
<b>Total City Assets</b>	<b>\$10.3</b>	<b>\$7.6</b>	<b>(\$2.7)</b>



## Conclusions

- On a net present value basis, the City is projected to gain revenue by hosting the 34<sup>th</sup> America's Cup.
- The fiscal impacts to the Port appear to be negative, but they are more than offset by General Fund tax revenue gains over the life of the long-term leases.
- In addition, the renovation of Piers 30/32, 26, and 28 for the event would support approximately 2,225 permanent jobs after the event.
- These jobs would likely not appear if America's Cup is not held in San Francisco, because those Piers are so close to the end of their useful life, and private redevelopment is not financially feasible.

# Fiscal Impacts of the Event and Long-Term Development

## Overall Costs and Benefits

### *General Fund Costs and Benefits*

General Fund Event Impact	\$4.5
General Fund SWL 330 & Piers 30/32 Impact	\$60.6
General Fund Piers 26 & 28 Impact	\$19.1
<hr/>	
Sub-Total: General Fund Impact	\$84.2

### *Port Costs and Benefits*

Port-Related Event Costs	(\$17.8)
Port SWL 330 & Piers 30/32 Impact	(\$20.8)
Port Piers 26 & 28 Impact	(\$21.8)
<hr/>	
Sub-Total: Port Impact	(\$60.3)

<b>Total General Fund and Port Impact</b>	<b>\$23.8</b>
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## End Notes 1-8

1. See the OEA report on the Original HCA and Northern Waterfront released on December 8<sup>th</sup> 2010.
2. See the OEA report of December 8<sup>th</sup>; figure is the average of reported costs from the Budget Analyst and OEWD.
3. Port-related City costs for the Pier 27 Cruise Terminal shortfall, other tenant relocation costs, loss of venue rights, cost of issuance, and staffing. Provided by Port staff on December 9<sup>th</sup>, 2010.
4. The OEA concurs with other analysts that residential development as condominiums is the highest and best use and would occur in 2014. The property tax NPV associated with the property is based on a 295-unit development, which is the maximum permitted by the zoning assuming parking is included.
5. The property is assessed at market prices at the time of development (based on BAE's assumption of \$750/SF) and assessed value is conservatively assumed to increase at 2% per year. The General Fund allocation is assumed to be 57% of the total. All NPV calculations in this report are based on a 7% discount rate.
6. Following the BAE analysis, the OEA projects that re-use of the event facilities on Piers 30/32, for food services and retail, will be the preferred use in the years immediately after the event. The "No Event" scenario represents the continued use of Piers 30/32 until the end of their useful life, without renovation, in 2024.
7. The Possessory Interest tax calculation, for this and other projects, is based on an assessment of the property value based on its net operating income capitalized at 7.5%. For this use, rent – which generates net operating income for the property - is assumed to increase at 2.5% per year; rent in year 1 (2014) is based on the BAE analysis.
8. For food services, rent is assumed to 10% of taxable sales, and payroll is assumed to be 30% of taxable sales. Payroll tax revenue is 1.5% of payroll, exempting 15% of payroll assumed to apply to exempt small businesses (a City-wide average.)





## End Notes 9-16

9. General Fund sales tax revenue is 1% of taxable sales.
10. Parking revenues are assumed per the BAE analysis in year 1, increasing at 2.5%. Parking is taxed at 25% of revenue; 20% of the tax is allocated to the General Fund.
11. Based on current market rents for office and retail, assumed to increase at 2.5% per year, building the mixed-use cruise terminal project will be a preferred use over re-using the event facilities in 2027. 5% vacancy is assumed for all uses for the project. Under the "No Event" scenario, Piers 30/32 are beyond their useful life in 2027 and generate no tax revenue.
12. Based on assumed employment densities of 270/SF-employee for office and 400/SF-employee for retail, and annual compensation of \$124,881 for office and \$40,992 for retail. Based on trends since 1990, compensation is assumed to increase at 5% per year. Payroll is 70% of total compensation, and 15% of payroll is assumed to fall under the small business exemption. The remainder of payroll is taxed at 1.5%.
13. Per the BAE report, 150,000 SF of the project is retail, and taxable sales/SF is assumed at \$500/year. Taxable Sales are assumed to increase at 2.5% per year and the General Fund allocation is 1% of sales.
14. Parking revenue is as assumed in the BAE analysis, increasing at 2.5% per year. Parking tax is 25% of revenue with 20% going to the General Fund.
15. The OEA estimates the residual land value for the maximum-sized 295 unit project would be \$45.2 million. We assume the Port sell the seawall lot to the Authority for this amount under the terms of the Northern Waterfront agreement, and an identical amount could be obtained from another developer if there were no event held. No assumptions have been made regarding any replacement of trust land if the seawall lot is sold.
16. Piers 30/32 have a useful life of 10 years after 2014 if there is no event. They current earn an income of approximately \$800,000 per year. This is the net present value of that income for that ten years, increasing at 2.5% per year.

# End Notes 17-25

17. It is difficult to estimate the ground lease the Port might be able to negotiate from the Authority for an interim of event facilities use on Piers renovated by the Authority, because the underlying value of the land is hard to know. For the interim use only, we assume the Port will be able to replace the income it would have earned from parking had there been no event. When the cruise terminal project is feasible, we assume higher ground lease revenue for the Port. See note 19.
18. By 2027, under the No Event scenario, Piers 30/32 are beyond their useful life and would not generate any ground lease revenue for the Port.
19. Under the Commercially Reasonable terms of the Northern Waterfront agreement, we project the Port would be able to negotiate a ground lease – exclusive of rent credits - for the cruise terminal mixed-use project that was equal to 8% of the Piers' residual land value two years after feasibility. We assume, in keeping with standard Port leases, an annual increase in ground lease revenue of 1% per year.
20. After 66 years, Piers 30/32 reverts to the Port. We assume its revisionary value is the full property value in 2080, equal to the property's net operating income divided by a 7.5% capitalization rate, discounted 7% per year until then.
21. Under the Agreement, the Authority is eligible for \$55 million (amortized) in rent credits to reimburse their infrastructure investment in Port property.
22. Piers 26 and 28 have a useful life of 15 years without investment. The OEA assumes the Authority's optional investment in Pier 26 would support a mixed-use redevelopment of the existing shed structure with a mezzanine level to add some additional space. The full project would be approximately 160,000 SF, 60% retail, 15% office, and 25% industrial / transportation. The OEA projects the project would be feasible in 2025.
23. See Note 7. PI tax for "No Event" was estimated based on the ratio of PI to NOI for Piers 30/32.
24. See Note 8. The tax impacts were scaled to the size of the project but the underlying parameters were assumed to be the same as the Piers 30/32 project.
25. See Note 9.



## End Notes 26-36

26. Similar to Pier 26, Pier 28 is assumed to be redeveloped as a mixed-use retail/office project in 2025, if the Authority elects to perform the Additional Work. Based on the size of the existing structure, the redevelopment project is assumed to be 98,000 SF, with 80% of the space retail and 20% office.
27. See Note 7.
28. See Note 8.
29. See Note 9.
30. The net present value of Pier's 26 current income to the Port, until the end of its useful life.
31. Similar to Piers 30/32, Pier 26 is assumed to generate ground lease revenue for the Port equal to 8% of the residual land value 2 years after the project becomes feasible. The lease revenue is assumed to increase at 1% per year.
32. Similar to Piers 30/32, Pier 26 would revert to the Port in 2080 and has a reversionary value equal to its net income in that year divided by a capitalization rate of 7.5%, discounted to today.
33. See Note 30.
34. See Note 31.
35. See Note 32.
36. The Authority is eligible for rent credits to recoup its estimated \$25 million investment in Piers 26 and 28.

## Staff Contacts

- Ted Egan, Chief Economist, (415) 554-5268
- Kurt Fuchs, Senior Economist, (415) 554-5359



To:  
Cc:  
Bcc:  
Subject: Controller's Office Report: November 2010 Monthly Overtime Report

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From: Controller Reports/CON/SFGOV  
To: Angela Calvillo, BOS-Supervisors/BOS/SFGOV, BOS-Legislative Aides/BOS/SFGOV, Steve Kawa, Greg Wagner/MAYOR/SFGOV@SFGOV, Jonathan Lyens, Tony Winnicker/MAYOR/SFGOV@SFGOV, Starr Terrell/MAYOR/SFGOV@SFGOV, Severin Campbell/BudgetAnalyst/SFGOV@SFGOV, Debra Newman/BudgetAnalyst/SFGOV@SFGOV, Ben Rosenfield, monique.zmuda@sfgov.org, Maura Lane, Harvey Rose, Victor Young/BOS/SFGOV@SFGOV, Sonali.Bose@sfmta.com, Kenneth Bukowski/SFPD/SFGOV@SFGOV, Deborah Landis/SFPD/SFGOV@SFGOV, Monica Fields/SFFD/SFGOV@SFGOV, Mark Corso/SFFD/SFGOV@SFGOV, Gregg Sass, Jenny Louie/DPH/SFGOV@SFGOV, Maureen Gannon/SFSD/SFGOV@SFGOV, John Arntz, Aura Mendieta/ELECTIONS/SFGOV@SFGOV  
Date: 12/21/2010 10:37 AM  
Subject: Controller's Office Report: November 2010 Monthly Overtime Report  
Sent by: Debbie Toy

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Administrative Code Section 18.13-1, enacted through Ordinance No. 197-08, requires the Controller to submit a monthly overtime report to the Board of Supervisors and the Mayor's Budget Director listing the five City departments using the most overtime in the preceding month.

The five City departments using the most overtime for November 2010 were: (1) Municipal Transportation Agency; (2) Fire; (3) Public Health; (4) Police; and (5) Elections. Collectively, these five departments averaged 15.7% overtime versus regular hours and accounted for 82.1% of the total Citywide overtime for the month.



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**CITY AND COUNTY OF SAN FRANCISCO**  
**OFFICE OF THE CONTROLLER**

**Ben Rosenfield**  
**Controller**

**Monique Zmuda**  
**Deputy Controller**

**TO:** Members, Board of Supervisors  
Mayor Gavin Newsom

**FROM:** Ben Rosenfield, Controller 

**DATE:** December 20, 2010

**SUBJECT:** November Monthly Overtime Report (Administrative Code Section 18.13-1)

Administrative Code Section 18.13-1, enacted through Ordinance No. 197-08, requires the Controller to submit a monthly overtime report to the Board of Supervisors and the Mayor's Budget Director listing the five City departments using the most overtime in the preceding month.

The five City departments using the most overtime for November 2010 were: (1) Municipal Transportation Agency; (2) Fire; (3) Public Health; (4) Police; and (5) Elections. Collectively, these five departments averaged 15.7% overtime versus regular hours and accounted for 82.1% of the total Citywide overtime for the month. This data includes two pay periods ending October 29, 2010 and November 12, 2010.

**Fiscal Year 2010-11 To-Date**

The five City departments using the most overtime cumulatively for the fiscal year are: (1) Municipal Transportation Agency; (2) Fire; (3) Public Health; (4) Police; and (5) Sheriff. Collectively, these five departments averaged 6.7% overtime versus regular hours and accounted for 86.3% of the total Citywide overtime for the five month period of July 2010 through November 2010.

Please contact me at (415) 554-7500 if you have any questions regarding this overtime information.

cc: Greg Wagner, Mayor's Budget Director  
Harvey Rose, Budget Analyst  
Victor Young, Clerk, Board of Supervisors' Budget and Finance Committee  
Sonali Bose, Finance Director, Municipal Transportation Agency  
Ken Bukowski, Finance Director, Police Department  
Deborah Landis, Senior Analyst, Police Department  
Monica Fields, Deputy Chief of Administration, Fire Department  
Mark Corso, Budget Manager, Fire Department  
Gregg Sass, Finance Director, Department of Public Health  
Jenny Louie, Budget Manager, Department of Public Health  
Maureen Gannon, Budget Manager, Sheriff  
John Arntz, Director, Department of Elections  
Aura Mendieta, Deputy Director, Budget & Personnel, Department of Elections

City and County of San Francisco  
Controller's Office  
**Appendix 1: Monthly Overtime Report**

July 2010 (includes 1.7 pay periods)					
Department	Regular Hours	Overtime Hours	Percentage Overtime vs. Regular Hours	Percent of Total Citywide Overtime	Overtime Pay
MTA	577,137	66,476	11.5%	48.2%	3,215,854
Fire	234,705	27,545	11.7%	20.0%	1,929,187
Police	348,724	9,261	2.7%	10.2%	841,184
Public Health	733,481	14,116	1.9%	6.7%	646,361
Sheriff	139,151	5,577	4.0%	4.0%	357,849
<b>Total</b>	<b>2,033,197</b>	<b>122,974</b>	<b>6.4%</b>	<b>89.2%</b>	<b>\$6,990,435</b>

July 2010, Average per Pay Period			
Department	Regular Hours	Overtime Hours	Overtime Pay
MTA	339,492	39,103	1,891,679
Fire	138,062	16,203	1,134,816
Police	205,132	5,447	494,814
Public Health	431,459	8,304	380,212
Sheriff	81,853	3,281	210,499
<b>Total</b>	<b>1,195,998</b>	<b>72,338</b>	<b>\$4,112,021</b>

August 2010 (includes 2 pay periods)					
Department	Regular Hours	Overtime Hours	Percentage Overtime vs. Regular Hours	Percent of Total Citywide Overtime	Overtime Pay
MTA	679,338	89,228	13.1%	49.3%	4,348,678
Fire	270,775	36,163	13.4%	20.0%	2,506,238
Police	420,619	9,395	2.2%	5.2%	1,500,882
Public Health	884,634	19,990	2.3%	11.0%	909,720
Public Utilities Commission	322,908	5,947	1.8%	3.3%	368,206
<b>Total</b>	<b>2,578,275</b>	<b>160,722</b>	<b>6.6%</b>	<b>88.7%</b>	<b>\$9,633,724</b>

August 2010, Average per Pay Period			
Department	Regular Hours	Overtime Hours	Overtime Pay
MTA	339,669	44,614	2,174,339
Fire	135,388	18,081	1,253,119
Police	210,310	4,698	750,441
Public Health	442,317	9,995	454,860
Public Utilities Commission	161,454	2,974	184,103
<b>Total</b>	<b>1,289,137</b>	<b>80,361</b>	<b>\$4,816,862</b>

September 2010 (2 pay periods)					
Department	Regular Hours	Overtime Hours	Percentage Overtime vs. Regular Hours	Percent of Total Citywide Overtime	Overtime Pay
MTA	692,479	85,130	12.3%	50.6%	4,497,575
Fire	272,638	32,734	12.0%	19.5%	2,249,815
Police	421,126	9,804	2.3%	10.0%	1,078,114
Public Health	876,400	16,895	1.9%	5.8%	719,455
Sheriff	165,833	5,580	3.4%	3.3%	229,410
<b>Total</b>	<b>2,428,476</b>	<b>150,143</b>	<b>6.4%</b>	<b>89.3%</b>	<b>\$8,774,369</b>

September 2010, Average per Pay Period			
Department	Regular Hours	Overtime Hours	Overtime Pay
MTA	346,240	42,565	2,248,788
Fire	136,319	16,367	1,124,908
Police	210,563	4,902	539,057
Public Health	438,200	8,447	359,728
Sheriff	82,916	2,790	114,705
<b>Total</b>	<b>1,214,238</b>	<b>75,071</b>	<b>\$4,387,185</b>

City and County of San Francisco  
Controller's Office  
**Appendix 1: Monthly Overtime Report**

October 2010 (2 pay periods)					
Department	Regular Hours	Overtime Hours	Percentage Overtime vs. Regular Hours	Percent of Total Citywide Overtime	Overtime Pay
MTA	682,788	84,392	12.4%	47.6%	4,189,566
Fire	273,003	33,126	12.1%	18.7%	2,243,505
Police	420,324	10,496	2.5%	9.4%	878,720
Public Health	879,897	16,649	1.9%	5.9%	706,317
Sheriff	165,283	7,210	4.4%	4.1%	413,936
<b>Total</b>	<b>2,421,295</b>	<b>151,873</b>	<b>6.6%</b>	<b>85.7%</b>	<b>\$8,432,044</b>

October 2010, Average per Pay Period			
Department	Regular Hours	Overtime Hours	Overtime Pay
MTA	341,394	42,196	2,094,783
Fire	136,502	16,563	1,121,753
Police	210,162	5,248	439,360
Public Health	439,949	8,325	353,159
Sheriff	82,641	3,605	206,968
<b>Total</b>	<b>1,210,647</b>	<b>75,937</b>	<b>\$4,216,022</b>

November 2010 (2 pay periods)					
Department	Regular Hours	Overtime Hours	Percentage Overtime vs. Regular Hours	Percent of Total Citywide Overtime	Overtime Pay
MTA	688,415	81,817	11.9%	42.0%	4,057,662
Fire	273,030	31,986	11.7%	16.4%	2,159,515
Police	419,713	16,853	4.0%	8.7%	1,436,788
Public Health	882,476	17,463	2.0%	9.0%	762,508
Elections	23,701	11,611	49.0%	6.0%	324,325
<b>Total</b>	<b>2,287,336</b>	<b>159,729</b>	<b>15.7%</b>	<b>82.1%</b>	<b>\$8,740,798</b>

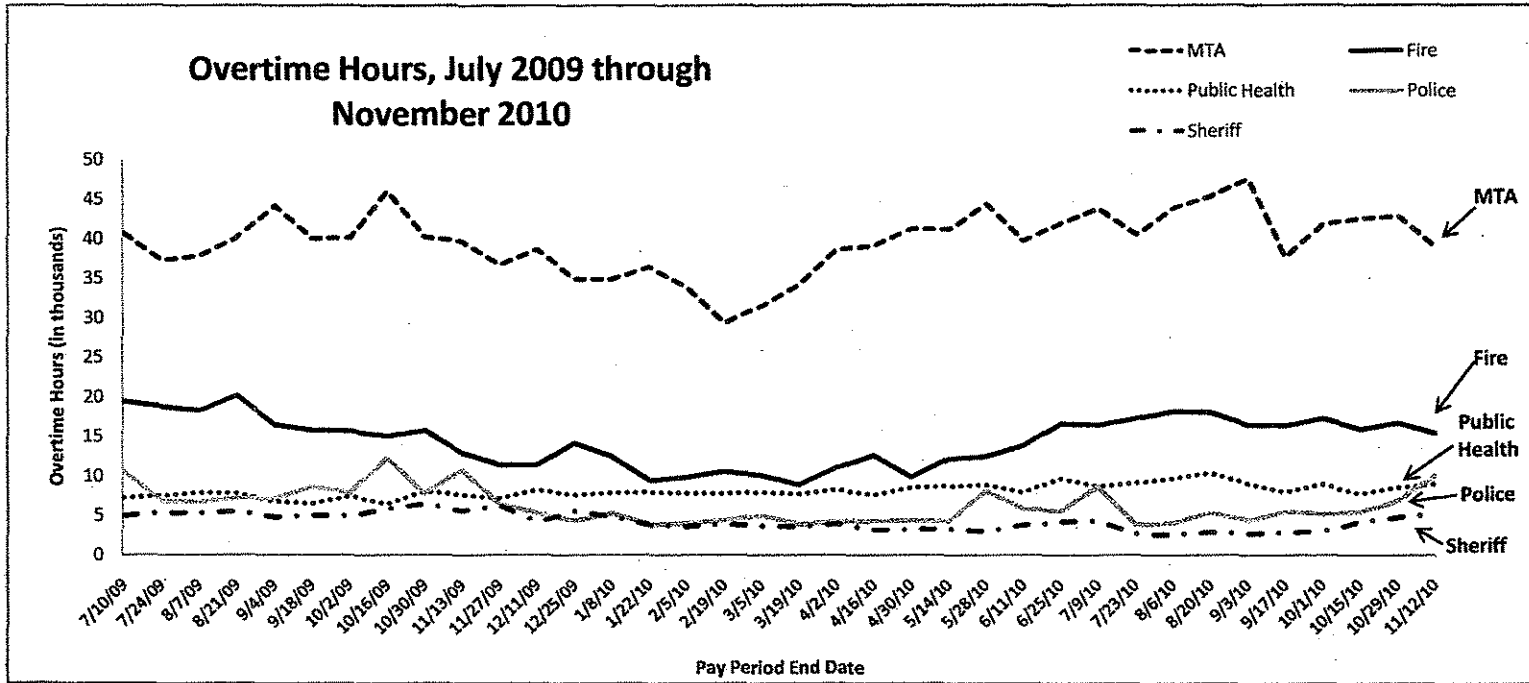
November 2010, Average per Pay Period			
Department	Regular Hours	Overtime Hours	Overtime Pay
MTA	344,208	40,908	2,028,831
Fire	136,515	15,993	1,079,758
Police	209,857	8,426	718,394
Public Health	441,238	8,731	381,254
Elections	82,582	4,943	162,163
<b>Total</b>	<b>1,214,399</b>	<b>79,002</b>	<b>\$4,370,399</b>

Fiscal Year 2010-11 Total To-Date					
Department	Cumulative Regular Hours	Cumulative Overtime Hours	Cumulative Percentage Overtime vs. Regular Hours	Cumulative Percent of Total Citywide Overtime	Cumulative Overtime Pay
MTA	3,323,302	407,022	12.2%	47.2%	20,318,354
Fire	1,323,445	161,542	12.2%	18.7%	11,088,260
Police	2,032,203	55,796	2.7%	6.5%	5,634,657
Public Health	4,248,173	85,124	2.0%	9.9%	3,744,361
Sheriff	801,454	33,728	4.2%	3.9%	1,908,348
<b>Total</b>	<b>11,728,576</b>	<b>743,211</b>	<b>6.7%</b>	<b>86.3%</b>	<b>\$42,693,980</b>

Fiscal Year To-Date, Average per Pay Period			
Department	Regular Hours	Overtime Hours	Overtime Pay
MTA	342,608	41,961	2,094,676
Fire	136,438	16,654	1,143,120
Police	209,506	5,752	580,892
Public Health	437,956	8,776	386,017
Sheriff	82,624	3,477	196,737
<b>Total</b>	<b>1,209,132</b>	<b>76,620</b>	<b>\$4,401,441</b>



City and County of San Francisco  
 Controller's Office  
 Appendix 2: Monthly Overtime Report





To:  
Cc:  
Bcc:  
Subject: Issued: Fiscal and Governance Assessment of San Francisco Pride

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From: Controller Reports/CON/SFGOV  
To: Angela Calvillo/BOS/SFGOV@SFGOV, BOS-Supervisors/BOS/SFGOV, BOS-Legislative Aides/BOS/SFGOV, scott.wiener@yahoo.com, Steve Kawa/MAYOR/SFGOV@SFGOV, Greg Wagner/MAYOR/SFGOV@SFGOV, Jonathan Lyens/MAYOR/SFGOV@SFGOV, Tony Winnicker/MAYOR/SFGOV@SFGOV, Starr Terrell/MAYOR/SFGOV@SFGOV, Francis Tsang/MAYOR/SFGOV@SFGOV, Jennifer Entine Matz/MAYOR/SFGOV@SFGOV, ggiubbini@sftc.org, Severin Campbell/BudgetAnalyst/SFGOV@SFGOV, Debra Newman/BudgetAnalyst/SFGOV@SFGOV, sfdocs@sfpl.info, gmetcalf@spur.org, Department Heads/MAYOR/SFGOV, Tara Collins/CTYATT@CTYATT, home@prosf.org, CON-Media Contact/CON/SFGOV, CON-EVERYONE/CON/SFGOV, board@sfpride.org, cochair@sfpride.org, jamief@sfpride.org, brooke@osrfirm.com  
Date: 12/21/2010 01:57 PM  
Subject: Issued: Fiscal and Governance Assessment of San Francisco Pride  
Sent by: Richard Kurylo

---

The Controller's Office has issued a fiscal and governance assessment of San Francisco Pride (SF Pride). Recommendations include: (1) Reduce organizational debt and rebuild reserves; (2) Transition to a governance board; (3) Improve policy documentation; and (4) Rebuild senior management. SF Pride supports many of the recommendations and is already implementing several of them.

To view the full report, please visit our website at:  
<http://co.sfgov.org/webreports/details.aspx?id=1232>

This is a send-only email address.

For questions regarding this report please contact Catherine Spaulding at [Catherine.Spaulding@sfgov.org](mailto:Catherine.Spaulding@sfgov.org) or 415-554-4022.

Thank you.

57



Ben Rosenfield  
Controller

Monique Zmuda  
Deputy Controller

## MEMORANDUM

**TO:** Supervisor Bevan Dufty  
Supervisor David Campos

**CC:** Ben Rosenfield, Controller  
Monique Zmuda, Deputy Controller  
Brooke Oliver, General Counsel, SF Pride  
Board of Directors, SF Pride

**FROM:** Catherine Spaulding, City Performance Deputy Director,  
Controller's Office  
Nikhila Pai, Analyst, City Services Auditor, Controller's Office

**DATE:** December 21, 2010

**SUBJECT:** Fiscal and governance assessment of San Francisco Pride

The Controller's Office performed a fiscal and organizational assessment of San Francisco Pride (SF Pride) at the request of Supervisor Bevan Dufty and Supervisor David Campos. With its \$1.8 million budget, SF Pride hosts a yearly parade and two-day celebration held on Joseph B. Alioto Performing Arts Plaza (Civic Center Plaza) the last weekend in June to celebrate Lesbian, Gay, Bisexual and Transgender culture. The Controller's Office found that SF Pride has fiscal and governance shortcomings that it needs to resolve in order to function smoothly. This memo presents our recommendations, followed by sections detailing findings, methodology, and background on SF Pride.

The Controller's Office has provided these recommendations to SF Pride. The organization supports many of these recommendations and is already implementing several of them. SF Pride is considering their next steps in the coming months and will take the remaining recommendations under advisement.

## **I. RECOMMENDATIONS**

### ***1. Reduce Organizational Debt and Rebuild Reserves***

SF Pride currently has a debt of \$225,000 and inadequate operating reserves. The organization should:

- Create a plan to repay the \$225,000 debt and rebuild reserves.
- Broaden board responsibilities to include yearly fundraising goals for members.
- If choosing to hire or retain current fundraising staff, set fundraising goals or other appropriate benchmarks for review at regular intervals to monitor progress.

### ***2. Transition to a Governance Board***

SF Pride board members did not recognize the financial problems of the organization and thus did not take timely action. SF Pride's board considers itself an 'activist' board – individual board members participate in program and administrative work, which involves volunteering for tasks such as managing stages or other day-of-event duties. However, the role of a board as a governing body should involve collectively working together to make long-view business decisions for the organization, including providing oversight on finance, administration, program (event-work), and fundraising. The SF Pride board should:

- Unite as a collective to perform governance-level responsibilities.
- Obtain training to improve financial understanding and thus better provide oversight, including better comprehension of financial documents.
- Create job descriptions and ideal skill sets for board members to enhance governance abilities within the group as a whole.
- Expand the board to increase the overall board's skill set.

### ***3. Improve Policy Documentation***

SF Pride lacks adequate documentation on and dissemination of policies and procedures relating to external partner organizations and administrative operations. The organization should:

- Properly document and share policies managing business activities with partner organizations including beverage booth participant organizations and projects requiring fiscal agent services from SF Pride.
- Revise contracts with partner nonprofits to include more detail on terms and conditions, such as specific net operating expense line items.
- Expand the fiscal policies and procedures manual to address administrative operations including internal controls, financial reporting, accounts payable and receivables, petty cash procedures, payroll, and fiscal agent responsibilities.

#### 4. *Rebuild Senior Management*

SF Pride currently lacks an executive director. The organization should:

- Develop the Executive Director job description and recruitment plan, if possible, with assistance from a specialist in the field of nonprofit recruiting of fiscal turn-around candidates.
- Ensure that financial management responsibilities are successfully carried out, such as developing accurate financial reporting and budget documents as well as engaging a qualified firm to produce regular audits.

### I. FINDINGS

#### *Deficit*

- ***SF Pride has a current deficit of \$225,000.*** This debt includes delinquent payments totaling \$53,000 due to the City and County of San Francisco Department of Public Works. The organization closed the 2009-10 fiscal year with a negative balance of approximately \$380,000; SF Pride reduced the shortfall by \$155,000 by using their reserves. SF Pride has furloughed paid staff in December 2010 and has recently set up committees to pursue cost cutting and fundraising in order to address the deficit. They have also recently received \$45,000 from a donor as well as a pledge for a \$55,000 bridge loan.
- ***The FY 2009-10 closing balance of negative \$380,000 represents 24 percent of additional expenses above FY 2009-10 revenue.*** As compared to FY 2008-09, the organization spent an additional \$42,600 on operating expenses, \$126,000 in event expenses (which included \$40,000 on 40<sup>th</sup> Anniversary related expenses) and \$204,500 on personnel. Had SF Pride monitored cash flow (expenses and income) on a regular basis, they could have balanced their budget by year-end.
- ***Despite hiring a fundraiser, FY 2009-10 income did not increase as compared to FY 2008-09 income.*** In FY 2008-09, SF Pride maintained a total income of \$1.73 million. In FY 2009-10, despite projections of raising an additional \$215,000, total income equaled \$1.75 million or an increase of only \$17,600. If SF Pride had met its fundraising goals, it would still have ended the fiscal year at a negative balance of \$165,000.
- ***SF Pride maintains no substantial financial reserves or assets.*** As a result of the FY 2009-10 deficit, the organization was forced to use approximately \$155,000 from its various savings and investments. The organization did not provide the Controller's Office with information on their plans to rebuild reserves.

*Governance*

- ***SF Pride board members approved a FY 2009-10 budget which projected a negative \$345,500 balance at year end.*** In a November 3, 2009 meeting, the board approved the proposed budget that would exceed the \$1.8 million income by 19 percent. Board meeting minutes reflect that board members questioned the negative year-end balance and that the Executive Director suggested that they might cover the expenses with either additional income or cash reserves for a balanced budget at year-end. However, minutes do not reflect a reasonable business rationale for potentially draining cash reserves to cover the deficit. In interviews with the Controller's Office, SF Pride representatives stated that they subsequently approved a balanced budget in January 2010 and never intended to budget for a loss.
- ***Despite substantial negative balances on profit and loss statements as well as repeated Treasurer's report statements on tight cash flow, board members did not recognize the financial problems of the organization and therefore did not take timely action.*** From December 2009 to May 2010, SF Pride's profit and loss statement balances moved from negative \$67,900 to negative \$242,400. Although it increased its balance in June to \$278,000, SF Pride's profit and loss statements immediately dropped to negative \$43,000 in July, negative \$172,000 in August and negative \$335,000 in September. Board meeting minutes do not reflect discussion of these dramatic swings. In an interview with the Controller's Office, SF Pride's legal counsel stated that board members are now making a careful and deliberate assessment of revenue sources and expenses in the coming months.
- ***Two board members were paid for professional service on behalf of SF Pride, contrary to agreements signed by board members.*** Payment to board members is allowable under federal and California State laws as well as SF Pride's bylaws, although not under SF Pride's Board Agreement and Code of Conduct, which are inconsistent with SF Pride's bylaws in this respect. When the payment of board members was brought to the attention of the larger board membership, both individuals were asked to either return the money to SF Pride or resign from the board. One member resigned and the other is repaying the organization through in-kind services. SF Pride informed the Controller's Office that the board members were paid below market rate and worked nearly full-time for several weeks in exchange for payments of no more than \$2,500 each.
- ***SF Pride board members and Executive Director did not fundraise for the organization until very recently.*** Board members are not required to raise funds and their Board Agreement only asks that board members support fundraisers or special events. The most recent Executive Director may have performed some fundraising duties, but she also relied on the previous Executive Director to act as a Sponsorship Director (a paid position) and hired an Assistant Director of Development.

- ***The board's current fiscal plan to resolve the \$225,000 deficit has begun to prioritize fundraising.*** The SF Pride board established a community advisory committee in November which has raised the issue of fundraising and governance as it has sought input from the larger LGBT community. As a result, this month a private donor gave the organization \$45,000 as well as pledged a bridge loan of \$55,000. Three other committees recently established by the board to focus on cost cutting measures should also include consideration of revenue options.
- ***SF Pride board focuses on programmatic and operational issues of the organization and does not provide sufficient focus on collective governance responsibilities.*** Board members did not adequately oversee the finance and administration of the organization, leading to problems including the FY 2009-10 debt, improper payment of board members for services, and misunderstandings with beverage partners and projects.
- ***The current board is made up of five board members, a third of the allowable number of members per the bylaws (15).*** By functioning with far fewer than the maximum allowable number of board members, SF Pride is not maximizing opportunities for its board to provide governance responsibilities or the wide range of skills (legal, public relations, finance, programmatic) needed by the organization.

#### ***External Partners***

- ***SF Pride changed its indirect cost charge-back methodology without properly informing its beverage partners ahead of time.*** SF Pride did not document its methodology on charging for indirect costs on its web site or in its official contracts with its beverage partners. In previous years, SF Pride deducted direct expenses for items such as cups, alcohol, structures, etc. from the gross revenue generated at each booth from the sale of beverages and provided documentation of these charges to each of its beverage partners. In FY 2009-10, SF Pride added an additional charge for indirect costs that represented a percentage of the overall cost of hosting the two-day Pride event, but failed to provide documentation on the change or the overall charges for expenses. As a result, beverage partners received a smaller percentage of the net profit without an understanding of why the amounts were reduced. SF Pride apologized for the change and intends to pay additional funds to beverage partners based on the old methodology.
- ***SF Pride contracts for beverage booth participation do not reflect current policies.*** Specifically, these contracts do not specify net operating expenses that will be included on the final statement to beverage partners. The SF Pride board has recently directed its legal counsel to update these contracts.

- ***Fiscal agent relationships are not well documented.*** In recent years, fiscal agent relationships were based on oral agreements, and income and expenses for these projects were integrated into the organization's general chart of accounts. At this time, SF Pride recognizes this weakness, is formalizing these relationships, and is changing its accounting methodology to properly document the fund arrangement.

***Noncompliance with Citywide Nonprofit Monitoring Standards***

- ***The balance sheet does not conform to accounting principles.*** The September 30, 2010 balance sheet provided to the Controller's Office lists a negative balance for total equity under Liabilities and Equity. Money owed on a net asset would be considered a liability rather than a negative balance under assets. As a result of this negative net assets line, the balance sheet shows a positive balance, despite the fact that the organization is currently in deficit. In a meeting with the Controller's Office, SF Pride's auditor recognized the error and is in the process of evaluating SF Pride's financial documents.
- ***SF Pride does not maintain a cost allocation plan because they classify all of their revenue as general fund dollars.*** However, given that the organization acts as a fiscal agent, it would be appropriate to maintain a cost allocation plan for sponsored projects and overhead rate calculations.
- ***SF Pride is not up to date on completion of annual audits.*** No audited financial statements are available for fiscal year 2008-09. The latest audit that was completed was for fiscal year 2007-08. Minutes from December 2009 reflect an audit was in progress, but it was not made available to the Controller's Office.
- ***Fiscal policies and procedures documents focus solely on board of director responsibilities and do not address organizational financial management.*** A thorough fiscal/accounting policies and procedures manual would address critical financial practices including internal controls, financial reporting, accounts payable and receivables, petty cash procedures, payroll and fiscal agent responsibilities.

**II. METHODOLOGY**

This Controller's Office assessment is based on a review of select financial and compliance documents as well as qualitative interviews with key SF Pride personnel.

As per the methodology established by the Citywide Fiscal and Compliance Nonprofit Monitoring Program, SF Pride was asked to provide the following list of documents. **Bolded** documents were provided to the Controller's Office and used for this assessment:

- 01 - Agency-wide budget (unaudited)**
- 02 - Cost allocation plan
- 03 - Most recent audited financial statement (fiscal year ending September 30, 2008)**
- 04 - 2009 (FY 2010) 990 tax form if available (**extension for 2009 returns**)



- 05 - Fiscal policies and procedures manual (on board-related matters only)**
- 06 - Financial reports, balance sheets, and profit and loss statements (unaudited)**
- 07 - Time sheets for staff**
- 08 - DE6 and 941 tax filings for the two most recent quarters**
- 09 - Articles of Incorporation and Bylaws**
- 10 - Current board roster**
- 11 - Personnel policies and procedures manual**
- 12 - Subcontract agreements**
- 13 - Board minutes from three meetings over the past twelve months**

Controller's Office staff conducted two meetings on November 5, 2010 and November 18, 2010 with the following individuals:

- Amy Andre, SF Pride Executive Director
- Brooke Oliver, General Counsel
- Julie Burillo, paralegal to Brooke Oliver
- Arlene Mose, external auditor
- Nikki Calma, Board Co-Chair
- Shawn Parker, Board Co-Chair
- Jaime Fountain, Treasurer
- Joshua Smith, Board Member

### **III. BACKGROUND ON SF PRIDE**

SF Pride is a nonprofit located at 1841 Market Street, 4<sup>th</sup> floor, San Francisco, CA 94103. Currently, the City provides SF Pride with a general support grant of \$58,400 through Grants for the Arts. The grant is provided on a cost reimbursement basis.

The mission of the San Francisco Lesbian, Gay, Bisexual, Transgender (LGBT) Pride Celebration Committee is to educate the world, commemorate their heritage, celebrate their culture, and liberate their people. The nonprofit pursues its mission through a yearly parade and two-day celebration held on Joseph B. Alioto Performing Arts Plaza (Civic Center Plaza) the last weekend in June.

The Civic Center Plaza celebration entails performances on 21 stages, over 250 exhibitor and vendor booths as well as 16 volunteer-staffed beverage booths. Proceeds for the event are shared among San Francisco nonprofits that serve the LGBT community, support the HIV community or provide breast cancer awareness services. SF Pride also hosts several auxiliary events, including a media party and a VIP party, and promotes hundreds of LGBT-content related events held over the SF Pride parade weekend.

Over the last two years, SF Pride has undergone turnover within its executive director position. When Lindsey Jones stepped down, after a brief interim director period, Amy Andre took on the role for a year and stepped down November 19, 2010. Currently, the organization does not have an executive director. According to their website, the organization's current staff consists of three staff plus ten contractors.



To:  
Cc:  
Bcc:  
Subject: Issued: Traffic Citation Tracking and Reporting Process and Improvements

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From: Controller Reports/CON/SFGOV  
To: Angela Calvillo/BOS/SFGOV@SFGOV, BOS-Supervisors/BOS/SFGOV, BOS-Legislative Aides/BOS/SFGOV, scott.wiener@yahoo.com, Steve Kawa/MAYOR/SFGOV@SFGOV, Greg Wagner/MAYOR/SFGOV@SFGOV, Jonathan Lyens/MAYOR/SFGOV@SFGOV, Tony Winnicker/MAYOR/SFGOV@SFGOV, Starr Terrell/MAYOR/SFGOV@SFGOV, Francis Tsang/MAYOR/SFGOV@SFGOV, Jennifer Entine Matz/MAYOR/SFGOV@SFGOV, ggiubbini@sftc.org, Severin Campbell/BudgetAnalyst/SFGOV@SFGOV, Debra Newman/BudgetAnalyst/SFGOV@SFGOV, sfdocs@sfpl.info, CON-Media Contact/CON/SFGOV, CON-EVERYONE/CON/SFGOV, kfeinstein@sftc.org, myuen@sftc.org, bcockerham@sftc.org, nadams@sftc.org, tmoss@sftc.org, Jeffrey Godown/SFPD/SFGOV@SFGOV, Michael Connolly/SFPD/SFGOV@SFGOV, James B Garrity/SFPD/SFGOV@SFGOV, Cristine DeBerry/MAYOR/SFGOV@SFGOV, Dariush Kayhan/MAYOR/SFGOV@SFGOV, Nicolas King/MAYOR/SFGOV@SFGOV, maria.martinez@sfgov.org, Paul Henderson/DA/SFGOV@SFGOV, Rob Castiglia/DTIS/SFGOV@SFGOV, Eileen Hirst/SFSD/SFGOV@SFGOV  
Date: 12/21/2010 01:21 PM  
Subject: Issued: Traffic Citation Tracking and Reporting Process and Improvements  
Sent by: Richard Kurylo

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The Controller's Office has released a memo summarizing and analyzing the management of infraction-level offenses from ticket issuance by the Police Department through processing and adjudication in the Traffic Court. Changes are recommended in information technology and in a variety of other public agency processes in order to increase speed and efficiency and to improve outcomes of the infractions process.

The Controller's Office conducted this review at the request of the Board of Supervisors.

To view the full report, please visit our website at:  
<http://co.sfgov.org/webreports/details.aspx?id=1233>

This is a send-only email address.

For questions regarding this report please contact Peg Stevenson at [Peg.Stevenson@sfgov.org](mailto:Peg.Stevenson@sfgov.org) or 415-554-7522.

Thank you.

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**Ben Rosenfield**  
Controller  
**Monique Zmuda**  
Deputy Controller

## MEMORANDUM

**TO:** Bevan Dufty, Member of the Board of Supervisors

**FROM:** Peg Stevenson, Director, City Services Auditor  
Lani Kent, Chava Kronenberg, Katie Martinez, City Services Auditor

**DATE:** December 21, 2010

**SUBJECT:** Reference 20100609-001  
Traffic Citation Tracking and Reporting Process and Improvements

The purpose of this memorandum is to summarize and make recommendations regarding the processing of infraction-level offenses, from citation issuance by the San Francisco Police Department to final disposition in the San Francisco Superior Court Traffic Division. Improved tracking and reporting can help to better identify trends, permit accurate and timely reports, increase accountability for work performed to citizens and stakeholders, and allow for a strategic evaluation of the processing of chronic infraction-level offense violators.

### FINDINGS:

- The San Francisco Police Department and Traffic Court use irreconcilable and outdated systems to track infraction-level offenses, creating reporting inconsistencies and overall process delays.
- The joint San Francisco Police Department and Traffic Court effort to create efficiencies within arraignment calendars and reduce officer time spent in court—by providing written testimony—requires a substantial time-investment on the part of officers and is inconsistently utilized in court.
- Traffic Court Commissioners dismiss Quality of Life related infractions at a higher rate than all other infractions. Commissioners can authorize Quality of Life infraction violators to pursue treatment and services in lieu of fines, and often do so in agreement with the District Attorney and defense counsel—however, there is limited follow-up with these individuals. The Mayor's Office is currently facilitating meetings with the Superior Court and City public safety agencies to identify new and collaborative ideas to connect chronic offenders to social services.

### RECOMMENDATIONS:

- The San Francisco Police Department and Traffic Court should prioritize implementation of updated record management systems.
- The San Francisco Police Department should simplify its process for providing written testimony to Traffic Court and/or mandate compliance—or eliminate the system entirely.
- The Superior Court and City stakeholders should continue efforts to identify opportunities connect chronic offenders to treatment and services.

## **BACKGROUND & PROCESS SUMMARY**

**Methodology:** We conducted this analysis at the request of the Board of Supervisors in response to concerns that infraction tracking and reporting processes are not sufficient, and that there may be opportunities in Traffic Court to connect chronic Quality of Life (QOL) offenders to appropriate services. We used a variety of data and data collection methods, including interviews with critical stakeholders, site visits to the San Francisco Police Department (SFPD) district stations, multiple observations of various Traffic Court calendars, and Fiscal Year (FY) 2009-10 data from the San Francisco Traffic Court Clerk and SFPD Traffic Company. We also conducted peer review to identify opportunities for improvement.<sup>1</sup>

**Process Summary:** A citation, also known as a Notice to Appear or a ticket, is the mechanism used by police officers to record violations of City and State code. An officer can record up to four distinct violations per citation, with infraction violations being the lowest severity. They vary from moving violations such as speeding or running a red light, to non-moving violations such as loitering or drinking in public. After issuing a citation and adhering to internal tracking requirements, each district station delivers a copy to the Traffic Court where it is recorded into a database. The alleged violator is then notified of the various options available: fix the problem, pay the full value of the citation, attend Traffic School, or protest and attend Traffic Court. For all protested citations, the issuing officer is required to provide a Traffic Court Response (TCR) form to the court, which serves as a substitute for witness testimony. Officers are also required to attend all cases that go to trial. See Attachment A for a detailed summary of the citation process.

*The San Francisco Police Department* is responsible for law enforcement. For infraction citations, this role extends to observation of, and issuance of a citation for, violations of the California Vehicle Code, other California statutes, and local municipal codes. At hearings, officers are mandated to be present as a witness for the prosecution either through written record at arraignment or in person at trial. As a City department, the SFPD is responsible for tracking and reporting on traffic-related activity, such as annual issuance of citations and violations.

*The Superior Court* is an impartial entity with the responsibility to process and adjudicate all cases, according to the applicable laws of California. This requires the Traffic Court to process and track all citations from issuing agencies that operate within the County, upon receipt from law enforcement agencies through adjudication. The Court holds trial and arraignment calendars and tracks citations outside of trials and arraignments (such as completion of traffic school attendance and all outstanding civil assessments and bench warrants). Further, the Court is responsible for the distribution of all associated revenue from the adjudication of traffic court citations.

*The District Attorney (DA)* has the responsibility to present and prosecute alleged violations of California laws and local County laws, including infractions. The DA's appearance in Traffic Court is limited to QOL related infraction cases. In other jurisdictions the District Attorney does not traditionally appear on any infraction charges in Traffic Court.

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<sup>1</sup> Peer review included telephone interviews with San Jose and Maryland, as well as a review of Audits from the following jurisdictions: Massachusetts, Arizona, Nashville, Seattle, Tampa, Albuquerque, and San Jose.

## FINDINGS

**1. The SFPD manually tracks and transfers all infraction-level citations to the Traffic Court, however systems are not consistent across district stations and there is potential for human error.** At the end of each shift, officers verbally report to superior officers the total number of moving and non-moving violations issued. Hard copies of the citation are then deposited into an unsecure envelope, a basket, or a box, where they remain until they are transported—at irregular intervals—to a safe at the Hall of Justice (HOJ). A designated person at the district station compiles the officer-reported citation counts using a type-writer, a computer, or hand-writing tick-marks. This information is then faxed, mailed, or verbally reported to various internal entities to meet reporting requirements. Procedural inconsistencies across district stations allow for human and division-wide errors, potentially including lost tickets and delays between the date of ticket issuance and when it is received by the court.

The most current and comprehensive tracking specific to infraction-level offenses is the Weekly Statistical Report. District stations manually track and tally nine distinct violations, with all other violations captured in an ‘other’ category. The SFPD Traffic Company uses these reports to develop the Comprehensive Citywide Traffic Enforcement Statistics report. The SFPD maintains other tracking and reporting efforts, but these usually include a mix of infractions, felonies and misdemeanors. The SFPD has considered updating its infraction-level citation tracking effort through implementation of a Record Management System (RMS) citation module across all district stations, however other technology needs have taken priority.

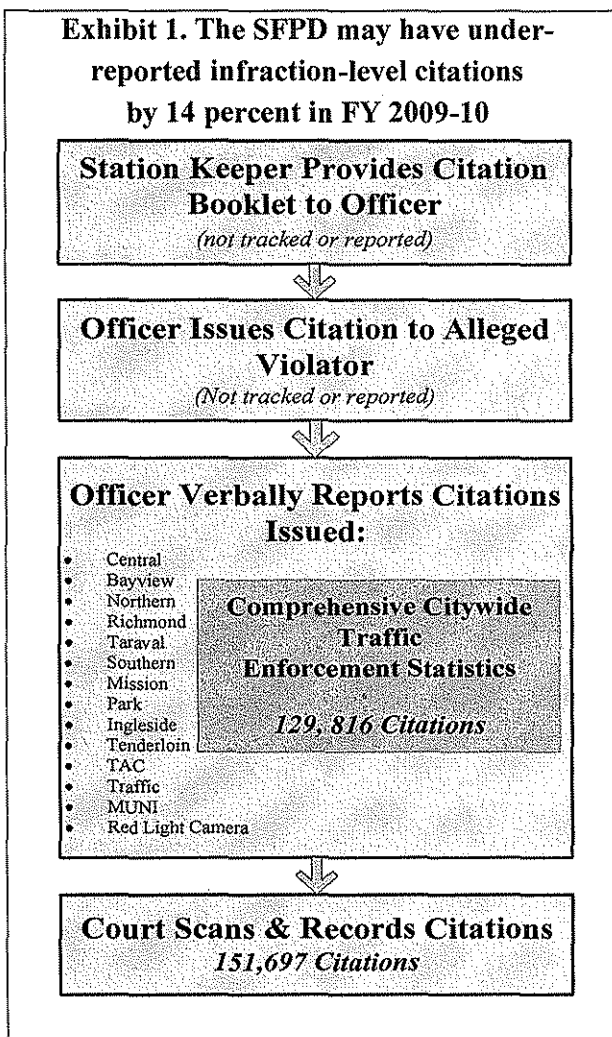
**2. The Traffic Court receives and records infraction-level citations from multiple San Francisco law enforcement agencies, however its data management system is inflexible and difficult to manage.** Daily, a court clerk retrieves citations from a safe at the HOJ and spends roughly two hours sorting and sometimes re-routing tickets that were mistakenly deposited into the Traffic Court safe. These citations are then scanned and sent to an outside vendor for data entry and download into the court’s database. The Traffic Court also processes citations received via the redlight camera program, and from individuals that come to the HOJ prior to the court receiving a citation from an issuing agency and/or prior to data-entry completion. The court processes all infraction-level citations the same, regardless of the issuing agency or type of violation.

Due to the age and design of the Traffic Court’s database it is difficult—and sometimes impossible—to make queries that are timely or reflect the needs of public safety departments. For example, the database does not allow for easy or systematic follow-up with issuing agencies of the outcomes of citations. Nor does it capture data regarding court room outcomes, such as the reason for case dismissal (for example, absence of police testimony or a QOL violator showing proof that s/he is participating in service treatment). The San Francisco Superior Court is developing an improved Criminal Case Management system that is slated for completion in July 2011, and improving upon the Traffic Court system is slated to begin shortly afterwards. This new system is intended to communicate with JUSTIS and other public safety agency data management systems, including the SFPD.

**3. The SFPD and Traffic Court use incompatible methods to define a citation, preventing easy cross-departmental tracking and reporting.** The most comprehensive tracking performed by the SFPD records violation-level data, while the court records the number of Notice to Appear tickets that the SFPD deposits into a

safe at the HOJ. Since there may be up to four violations per Notice to Appear ticket, cross-departmental tracking is not possible. For the purposes of this inquiry, we developed a methodology to reconcile cross-departmental reporting efforts in order to identify tracking inconsistencies. This included identifying SFPD-only citations and omits all citations issued by other law-enforcement agencies.<sup>2</sup> This effort suggests that the SFPD may be under-reporting citations by up to 14 percent, which could be due to common errors associated with self-reporting and manual tracking. This significant under-reporting suggests that current SFPD data-reporting does not reflect its full body of work. In FY 2009-10 the SFPD reported 129,816 citations and the court reported 151,697, a difference of almost 22,000 citations. See Exhibit 1.

**4. Traffic Court cases are not adjudicated in a timely manner.** Currently it takes roughly 140 days for a protested citation to be scheduled for arraignment, and 291 days for trial. In San Francisco, criminal misdemeanor cases average 150 days from filing to final disposition<sup>3</sup>, which is almost half the amount of time it takes to move an infraction-level offense through the Traffic Court. This inquiry did not include an in-depth analysis of the multiple and complex circumstances that impact Traffic Court calendars and case processing; however, during the course of our review we observed arraignments and trials where an officer was unable to recall pertinent details of an alleged violation and the case was dismissed, suggesting that the significant gap between ticket issuance and a court hearing can effect whether or not a case is dismissed based on testimony. Timely adjudication may increase an officer’s recollection of events. Additionally, timely adjudication of QOL citations has been associated with increased defendant compliance with court-mandated treatment and social services.<sup>4</sup>



**5. The Traffic Court discards one percent of all infraction-level citations.** When performing data-entry of citations received from the SFPD, the Traffic Court declares one percent of those citations invalid—due to illegibility, an outdated or invalid charge code, or some other inaccuracy. There exists no current practice to work with the SFPD to make corrections to these errors. The majority of citations, however, are addressed by the

<sup>2</sup> Reviewing over 1,000 SFPD citations as documented through Court Arraignment Calendars, as well as Calendar Year 2008 data from the Traffic Court Clerk’s Office, we calculated an average of 1.3 violations per Citation.

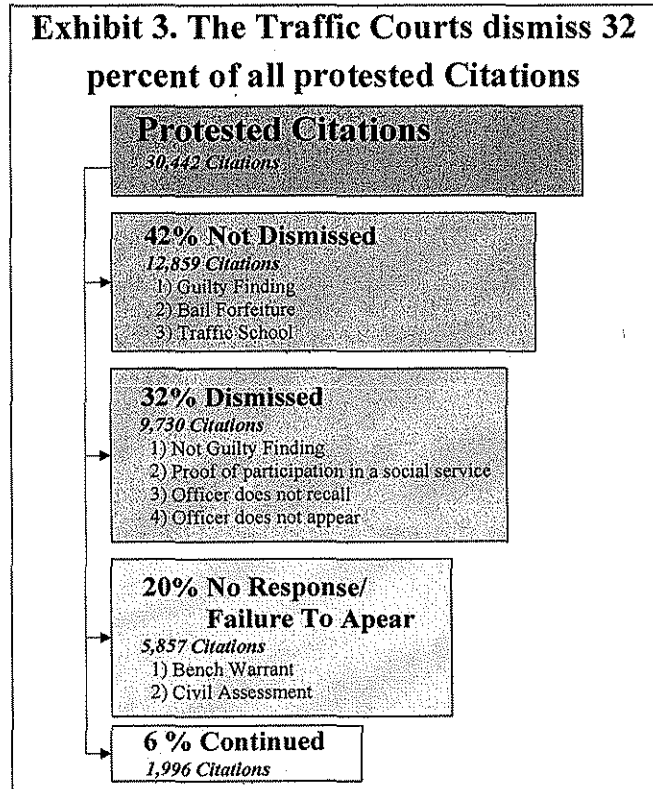
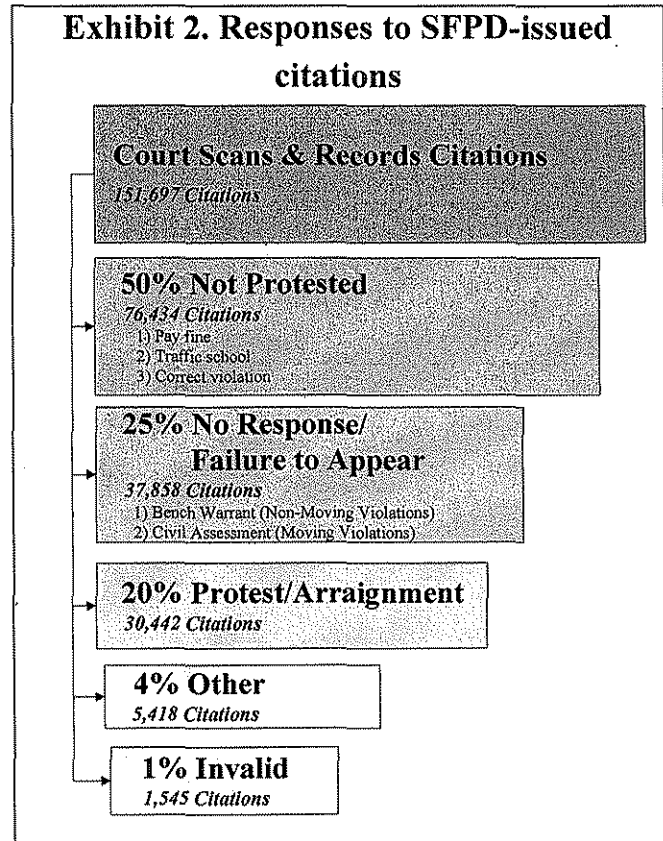
<sup>3</sup> Court Management System (CMS) data from FY 2005-06 through FY 2008-09.

<sup>4</sup> Collaborative and community-based courts credit timely adjudication of cases as a key component to successful outcomes, which may include completing community service and/or participating in social service programs.

alleged violator through payment, traffic school attendance, or demonstrating proof that the violation was corrected (ex., 'fix-it' tickets). The court schedules the 20 percent of protested citations for arraignment, and issues a civil assessment or bench warrant for the 25 percent of citations that are ignored. See Exhibit 2. Statutorily, there are limited consequences to QOL infraction violators that do not respond to citations.

**6. The SFPD does not regularly enforce its process for providing arraignment hearings with Traffic Court Response (TCR) forms, which serves as police testimony and allows for an informal hearing in lieu of a trial.** Only 25 percent of arraignment hearings have a TCR available, allowing the remaining hearings to move to trial where an officer must be present to testify. The Traffic Court, SFPD Court Liaison, and District Station Subpoena Officer employ a clear protocol for generating and disseminating TCR notices to officers, however this protocol has multiple steps, is paper-based and labor-intensive, back-logged, and there are high levels of non-compliance. We did not identify any penalties or corrective efforts for officers who do not comply with the TCR process. Some officers believe that violators do not appear at arraignment and therefore the TCRs are not useful. We found that 25 percent of alleged violators do not appear at arraignment, indicating that 25 percent of the time a TCR cannot be used. The subpoena process for trials is similarly laborious and back-logged. Based on current court data-recording methods we could not determine how many officers appear as witnesses at trial in Traffic Court; however, based on data available it appears that no more than 75 percent of officers are available to appear as witnesses at trial in Traffic Court.

**7. The Traffic Court dismissed roughly one-third of all protested cases in FY 2009-10, with cases more likely to be dismissed at trial than at arraignment.** Dismissal at arraignment occurs if the alleged violator provides proof of participation in an appropriate social service, if the officer does not recall



the incident, or if the alleged violator is found not guilty (based on an informal hearing using a TCR). Dismissal at trial occurs if the alleged violator provides proof of participation in an appropriate social service, if the officer does not appear in court or recall the incident, or if there is a finding of not-guilty based on evidence. See Exhibits 3 and 4. Current court data reporting capabilities do not allow for a more thorough investigation of court outcomes, such as the types of charges more often associated with a finding of not guilty vs. an officer not recalling details of an incident, or whether counsel was present, or example.

<b>Exhibit 4. In FY 2009-10 the Traffic Court dismissed 16 percent of cases at arraignment &amp; 57 percent of cases at trial</b>				
<b>Outcomes</b>	<b>Arraignment</b>		<b>Trial*</b>	
	<b>Total</b>	<b>% of Arraignments</b>	<b>Total</b>	<b>% of Trials</b>
Failure to Appear	5,175	17%	682	8%
Hearing Continued	1,826	6%	170	2%
Case Not Dismissed	10,046	33%	2,813	33%
Case Dismissed	4,871	<b>16%</b>	4,859	<b>57%</b>
Case Scheduled for Trial*	8,524	28%	-	-
<b>Total</b>	<b>30,442</b>	<b>100%</b>	<b>8,524</b>	<b>100%</b>

Source: The Controller's Office analyzed 12 days of Traffic Court A & B Calendars between June 1 and June 17, 2010, and applied outcome trends to total FY 2009-10 protests as reported by the Traffic Court Clerk. \* Trials are a subset of Arraignments

**8. Thirteen percent of all protested citations are QOL related and these citations are adjudicated differently from all other citations.** The court dismisses almost half of all QOL related citations—a rate three times that of other citations. See Exhibit 5. Traffic Court Commissioners, in partnership with the DA and defense counsel, often encourage QOL infraction violators to pursue treatment and services in lieu of fines. In these instances, the DA or defense counsel may present a letter from an accepted service provider stating that the QOL violator is participating in an appropriate service. However, there is no current mechanism to verify that these letters are valid, nor is there any process in place to follow-up that these individuals complete services.

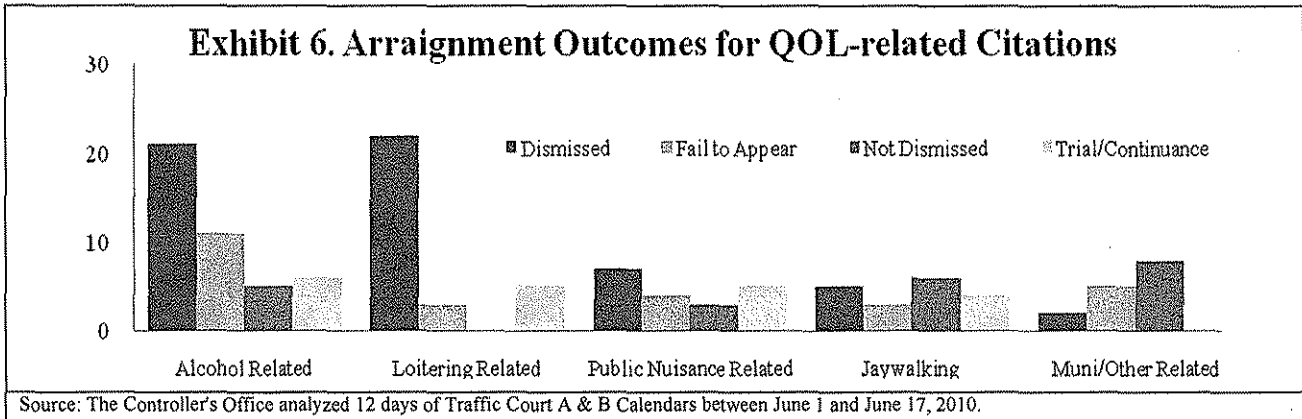
<b>Exhibit 5. Almost half of all QOL citations are dismissed in Traffic Court, compared to 12 percent for all other citations</b>				
<b>Arraignment Outcomes</b>	<b>Quality of Life Citations</b>		<b>Other Citations</b>	
	<b>Total</b>	<b>%</b>	<b>Total</b>	<b>%</b>
Failure to Appear	831	21%	4,443	17%
Hearing Continued	224	6%	1,560	6%
Case Not Dismissed	703	18%	9,363	35%
Case Dismissed	1,821	<b>46%</b>	3,042	<b>12%</b>
Case Scheduled for Trial	415	10%	8,041	30%
<b>Total</b>	<b>3,993</b>	<b>13% of total citations</b>	<b>26,449</b>	<b>87% of total citations</b>

Source: The Controller's Office analyzed 12 days of Traffic Court A & B Calendars between June 1 and June 17, 2010.

**9. The Mayor's Office is facilitating meetings with public safety departments to identify and implement a plan that leverages infractions to connect chronic QOL offenders to social services.** Regular participants in these meetings include the SFPD, Sheriff's Department, Office of the District Attorney, Superior Court Traffic Division, Community Justice Center, Department of Public Health, Department of Technology, and the Controller's Office. Our review of Traffic Court calendars suggests that alcohol and loitering charges are the most



common QOL violations seen by commissioners and they are dismissed at a higher rate than other QOL violations.<sup>8</sup> There may be an opportunity for public safety departments to focus strategic and collaborative efforts on these specific charges. See Exhibit 6.



## OPPORTUNITIES FOR IMPROVEMENT

Overall, the SFPD's paper-based processing of citations combined with the Traffic Court's aging record management system has led to reporting inconsistencies and contributes to overall infraction-processing delays. Both the SFPD and Traffic Court are slated to implement new data management systems, which should solve many of the tracking and reporting challenges as outlined in this memo. Improving the current infraction tracking and reporting process will allow public safety partners to plan more strategically how to utilize infractions to connect chronic QOL infraction offenders to treatment and services. We recommend that these efforts be prioritized.

**I. The SFPD should prioritize and implement a record management system (RMS), allowing for improved tracking and expanded internal and external reporting capabilities.** An RMS would allow the SFPD to track all information currently recorded on a citation, including violation(s), date, time, and location of issuance. The SFPD currently owns the software required to implement a department-wide electronic citation module. Prioritizing implementation would allow for one-time data entry and eliminate the multiple paper-based steps that currently make up the SFPD's citation tracking process. Improved tracking and reporting can help the SFPD to better identify trends, prepare accurate and timely reports, and increase accountability for work performed to citizens and stakeholders. Other San Francisco-based law enforcement agencies have adopted this practice.

We learned that many law-enforcement agencies are implementing hand-held devices as a method of eliminating the inefficiencies related to manually writing and reporting citations. Maryland piloted electronic citation ticketing through in-house development of a handheld wireless system, and decreased its under-reporting of citations to .02 percent. The SFPD currently under-reports citations by 14 percent. Maryland reports that the benefit of handhelds is the quick and efficient way of issuing a citation, but noted that officers were initially resistant to using them. Over time, however, officers have come to prefer hand-held devices to the old-fashioned

<sup>8</sup> Alcohol related charges include BP25620A, MP21, MP21A and PK4.10; Loitering related charges include MP25, MP25A, MP33, MP869 and PK3.12.

approach of hand-writing citations. In San Francisco hand-held devices would require a considerable investment of \$2,500-\$8,000 per hand-held, or up to \$1.5 million to outfit the entire SFPD.<sup>9</sup> These hand-held devices could communicate directly with the Traffic Court's database and eliminate the entire paper-based processing and transportation of citations to the HOJ.

In the interim, the SFPD should create and hold each district station accountable to a standard operating procedure for collection and transportation of citations. The following items should be considered:

**Improve the current manual processing and transportation of citations:**

- Officers should submit all issued citations to superior officers at the end of each shift. Currently, there is no penalty for officers that turn in citations several days (and sometimes weeks) after the date the citation was issued. This prolongs and potentially complicates the adjudication process.
- District stations should file the "AGENCY COPY" of each Notice to Appear with the Captain's Morning Report/daily records. This will allow for a record of all issued citations, including the citation details that are not part of current tracking and reporting efforts.
- District stations should keep all citations intended for transport to the HOJ in a secure place—such as a lock box or locked cabinet drawer. This will ensure that citations are secure prior to transport.
- District stations should transport citations to the HOJ daily. This will contribute to more timely processing of infractions.

**Improve upon current citation tracking efforts:**

- Leadership should review the existing Comprehensive Citywide Traffic Enforcement Statistics effort administered through the Traffic Company. Improvements are underway that will result in an electronic data-entry component at each district station—eliminating the manual tracking and transport of Weekly Statistical Reports.
- Leadership should consider expanding the data collected for this report to include a break-down of all infraction-level offenses, rather than limiting it to only moving violations and relegating all other infractions to an 'other' category.

**II. The Traffic Court should prioritize its current effort to develop an improved record management system, with an added focus to ensure that its design is user-friendly for a broader range of court staff.** An improved RMS would decrease court staff hours currently required to produce reports and respond to basic requests, while increasing the ability for a broader range of staff to use the system. The design of this system should incorporate fields that easily address common queries, such as broad requests for outcomes by agency to more specific requests such as reason(s) a case was dismissed. Additionally, the Traffic Court should prioritize making this new system available for easy communication with other public safety departments. This may include working with the SFPD to determine a common way to define a citation as the unique identifier in the system, and also allowing for reporting outcomes back to law-enforcement agencies.

---

<sup>9</sup> This number was generated by calculating the number of handhelds needed when officer patrolling is at its peak, including overlapping shifts. This would consist of one car per sector in each district station, one roaming car per district station, an averaged 2.5 footbeats per district station and one 35 car per district station

In the interim, the Traffic Court should consider training more court staff on its current data management system, improving its department-wide capacity to report on court room outcomes and respond to queries. The court should also consider expanding query-level access to partnering public safety agencies, which could help provide transparency and alleviate the workload burden of responding to the requests of multiple agencies. The Traffic Court and the SFPD Court Liaison have successfully worked together to grant SFPD staff access to protested citation records. The Traffic Court reports that there are other opportunities to work with public safety agencies in granting access to its data management system.

**III. The Traffic Court should institute a practice to follow-up with law-enforcement agencies on invalid citations.** The Court should work with the SFPD to identify a method to reprocess tickets that are declared invalid. Currently invalid citations are discarded and this leads to revenue loss for the law enforcement agency that issued the citation, and complicates the adjudication process when violators present to the HOJ with a citation that is not in the system. We found that Alameda County Courts return citations marked invalid to the respective issuing agency to address the inaccuracies. The citations are then reprocessed.

**IV. The SFPD should take steps to simplify the TCR process and/or mandate compliance, or eliminate the TCR system entirely.** If used properly and consistently, TCRs have the ability to make arraignment calendars move more quickly and decrease the need to subpoena an officer to trial—reducing the cost to the SFPD in overtime associated with officers attending Traffic Court . We observed that when a TCR is present at arraignment, they are effectively used to persuade alleged violators into Traffic School and away from trial. This saves the court time and increases revenue associated with Traffic School participation, and also saves the SFPD time and money through decreased subpoenas.

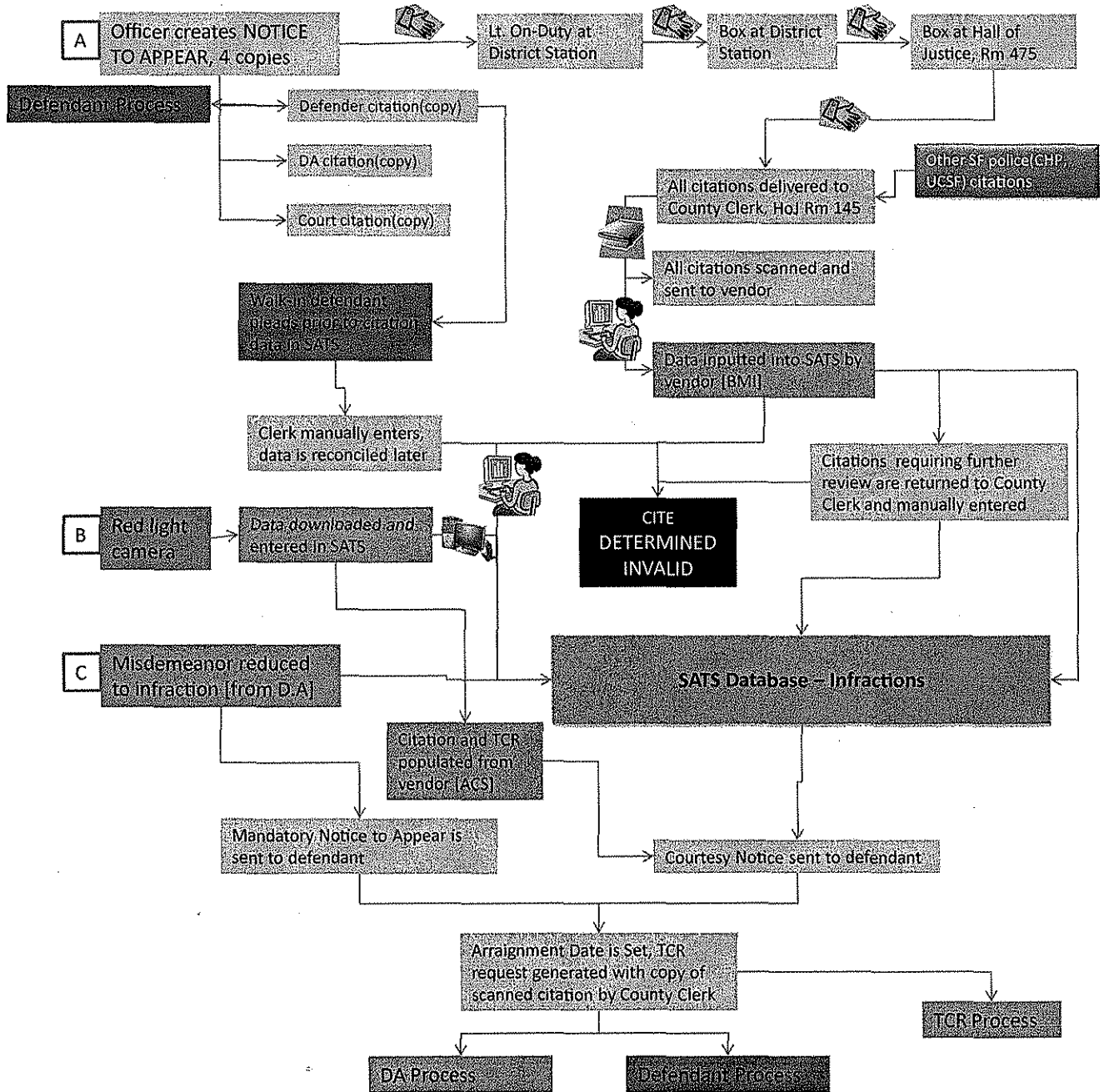
**V. The Traffic Court should work with criminal justice departments to consider alternatives that will allow arraignments and trials to be scheduled and held in a timelier manner.** Speedy adjudication of infraction citations allows for better recollection and attendance by officers, and improved opportunities to more quickly identify and process chronic QOL violators. This inquiry did not include an in-depth analysis of the multiple and complex circumstances that impact court calendars and case processing, and we understand that there are multiple factors outside of the court's control that influence calendars.

**VI. The Superior Court and City stakeholders should continue efforts to identify opportunities to connect chronic QOL infraction offenders to treatment and services.** The Superior Court is actively engaged in the Mayor's Office effort to leverage infraction-level offenses to connect chronic QOL-violators to social services. Current dialogue includes the design and implementation of a plan that will connect chronic QOL offenders to services in a more timely manner. Successful implementation of this initiative requires continued cross-departmental collaboration and coordination. Regular participants in these meetings include the SFPD, Sheriff's Department, Office of the District Attorney, Superior Court Traffic Division, Community Justice Center, Department of Public Health, Department of Technology, and the Controller's Office.

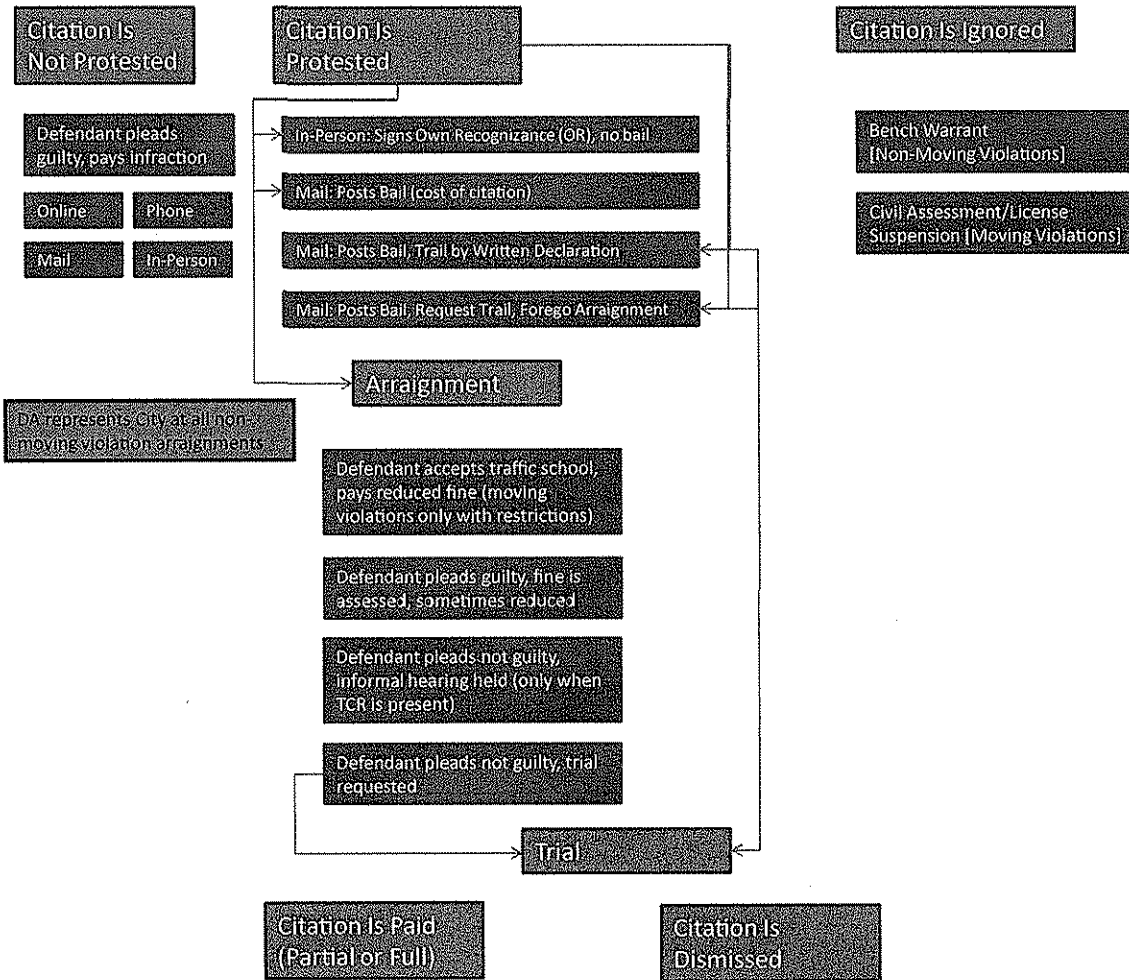
**CC:**

Honorable Catherine Feinstein, California Superior Court  
Mike Yuen, California Superior Court  
Barbara Cockerham, California Superior Court  
Nicole Olcamendy-Adams, California Superior Court  
Tomiquia Moss, Community Justice Center  
Jeff Godown, San Francisco Police Department  
Mike Connolly, San Francisco Police Department  
James Garrity, San Francisco Police Department  
Cristine DeBerry, Mayor's Deputy Chief of Staff  
Dariush Kayhan, Mayor's Director of Homeless Policy  
Nicolas King, Mayor's Office of Criminal Justice  
Maria Martinez, Department of Public Health  
Paul Henderson, District Attorney's Office  
Rob Castiglia, Department of Technology  
Eileen Hirst, Sheriff's Department

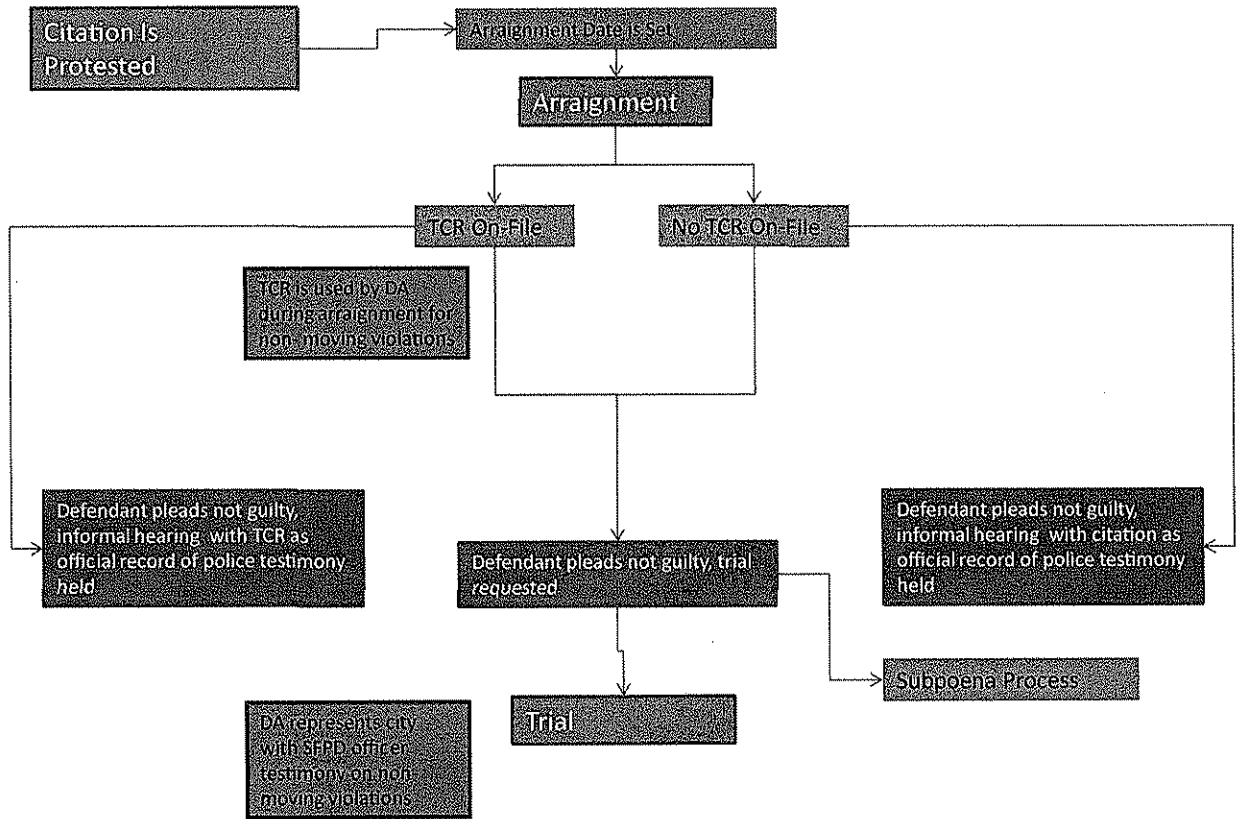
## Attachment A: Citation Data Entry Process



## Defendant Process

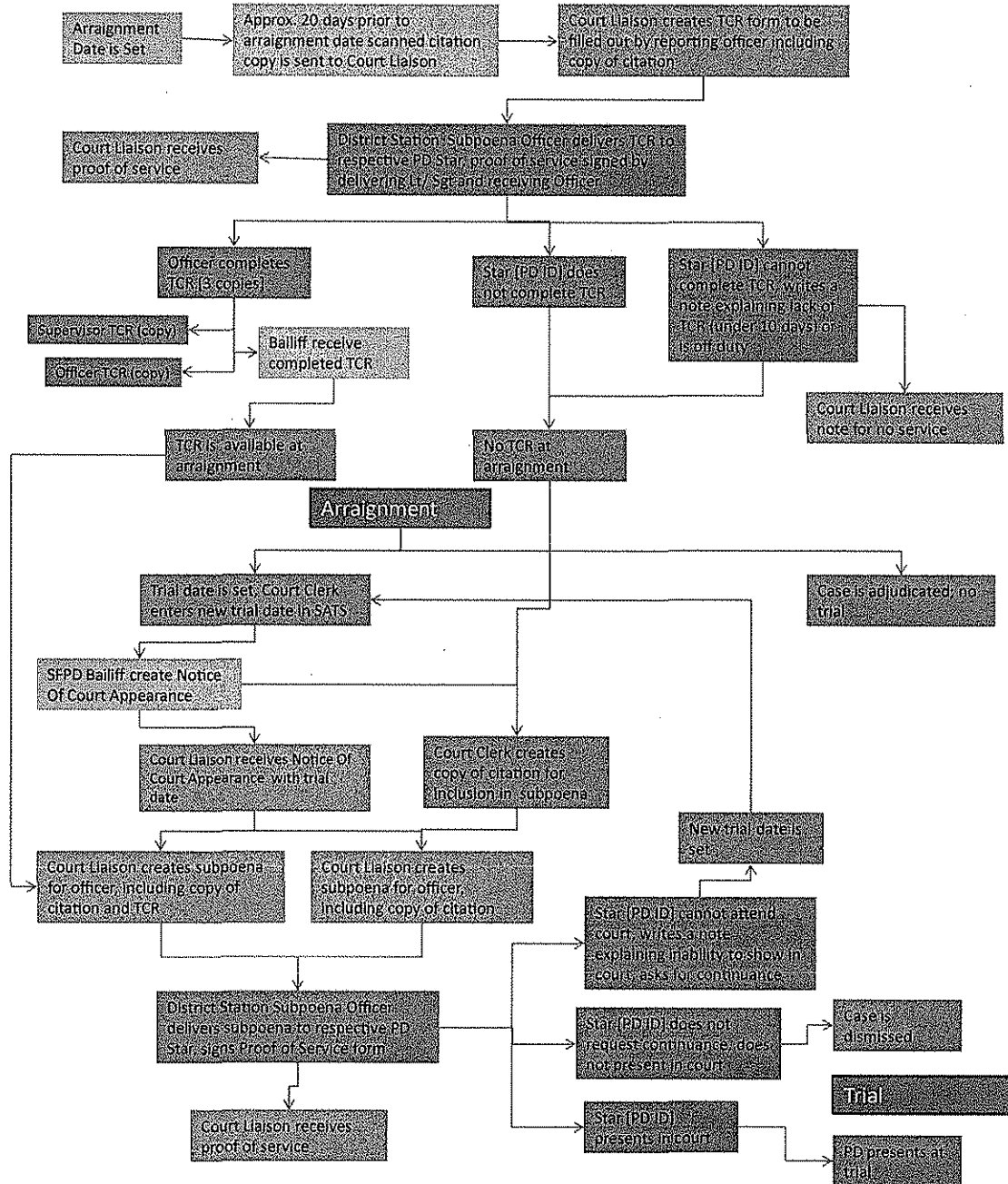


# District Attorney Process

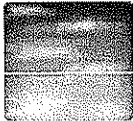


# TCR/ Subpoena Process

## Police Testimony Processes







To:  
Cc:  
Bcc:  
Subject: MDNA Position Letter to the BOS (Long-Term/Permanent Banners on Path of Gold)

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**From:** Peter Lewis [missiondna@earthlink.net]

**Sent:** 12/23/2010 10:41 AM PST

**To:** David Chiu; Eric Mar; Michela Alioto-Pier; Carmen Chu; Ross Mirkarimi; Chris Daly; Sean Elsbernd; Bevan Dufty; David Campos; Sophie Maxwell; John Avalos

**Cc:** AnMarie Rodgers; Tara Sullivan; John Rahaim; Tim Frye; Angela Calvillo; Cheryl Adams; Gavin Newsom

**Subject:** MDNA Position Letter to the BOS (Long-Term/Permanent Banners on Path of Gold)

Dear President Chiu and Board of Supervisors:

Attached you'll find the updated MDNA position letter for Supervisor Dufty's proposal for long-term banners on the Path of Gold, Landmark #200. It is our understanding that the Board of Supervisors will considering this amendment on January 4th.

We hope it meets with your approval. At this point, we're essentially endorsing the amendment, with the modification that the long-term banners start at Sanchez, out of respect for our official neighborhood boundaries. If possible, we'd also like a clause that would require the Director of DPW to have his workers remove all illegal and abandoned signage, without exception.

Thank you.

Happy holidays,

Peter Lewis

President: Mission Dolores Neighborhood Association (MDNA)

<http://www.missiondna.org>



863-3950 Permanent Banners- BOS\*\*.pdf

**Mission Dolores Neighborhood Association**  
72 Landers Street, San Francisco, CA 94114, Ph. 863-3950  
Web Site: <http://www.missiondna.org> Email: [missiondna@earthlink.net](mailto:missiondna@earthlink.net)

San Francisco Board of Supervisors  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco, CA 94102

December 22, 2010

Re: Proposed Change to Public Works Code Section 184.78  
Position: Approval with Modifications (Hearing: January 4, 2011)

Dear President Chiu and Board of Supervisors:

While MDNA sincerely appreciates the changes Supervisor Dufty has made to his proposed amendment for long-term neighborhood banners on the Path of Gold, City Landmark #200, at this point our only remaining request is that he correct it so the banners start on the west side of Sanchez at Market, going west to Castro, out of respect for our official neighborhood boundaries.

Please note that the supervisor's previous versions gave the Director of DPW the authority to have them start at Stuart and stretch the entire Path of Gold. It also allowed DPW to go around the HPC, and didn't require protective bands for attaching the banners.

After consulting with MDNA and the Planning Department, Supervisor Dufty changed his proposal so the applicant would need to use protective rubberized steel bands, obtain a Certificate of Appropriateness through the HPC, and the banners could start at Church rather than Stuart. While we're pleased with these improvements, again, we'd like any possible long-term banners to start at Sanchez, which is clarified in our reasoning and documentation below.

1. The unanimously adopted Mission Dolores Neighborhood Historic Context Statement and Survey clearly states that the Mission Dolores Neighborhood boundaries extend from Octavia to Sanchez, at Market.\*
2. The unanimously adopted Mission District Historic Context Statement is required to state that the Mission Dolores Neighborhood is a sub-area of the Mission District, showing that its boundaries extend from Octavia to Sanchez, at Market.\*\*
3. The adopted Mission Dolores Archeological District clearly states that its boundaries extend to Sanchez. That's one of the main reasons that both surveys mentioned above went that far. This was actually pointed out by Planning staff and supported by the Planning Department.
4. While we fully support the diversity in the area and support the leaders in the Castro for wanting to identify their neighborhood with banners and flags, we would like them to respect our neighborhood boundaries and the fact that we've been working hard for many years to make it an official historic district.
5. Since we believe that either long-term or permanent banners is a significant impact and will obscure the beauty of the historic lamp posts that convinced the City to make them a

landmark in the first place, we don't want them installed within our neighborhood, or anywhere outside the Castro, no matter what the content is. (Part of the Planning Department's rationale in recommending approval (with modifications) to the HPC is that MDNA could also put up banners. Yet we clearly have no such intent.)

6. We dispute the Planning Department's assertion that an Environmental Review was completed for long term banners on the Path of Gold, since the department is claiming that they're only temporarily and their previous Environmental Review covered temporary banners. Yet since a C of A lasts three years and can be renewed indefinitely, we believe them to be permanent and a significant change.\*\*\*
7. In addition to the proposed long-term banners from Sanchez to Castro, we fully support the currently allowed temporary (30-day) signage on the entire stretch of Market, including the flags in June and wouldn't dream of opposing them.
8. If possible, we'd like a clause that would require the Director of DPW to remove all illegal and abandoned signage on the entire Path of Gold without exception, since they haven't removed them for the last 10 years, claiming lack of funding.

In conclusion, please understand that it's in our mission to protect and preserve our entire iconic neighborhood for generations to come. After all, it's the oldest neighborhood in San Francisco and therefore its birthplace. (Mission Dolores and San Francisco share the birth date of June 29, 1776.)

For more information, please visit our web site where you'll find our mission statement, list of board members, list of our non-profit funding sources (we've raised over \$80,000 in the last five years to complete our survey work), and links to our adopted historic context statement and survey. We'd also be glad to answer any questions that you might have.

I hope this clears up any misinformation you might have heard.

Thank you for your consideration.

Respectfully yours, Peter Lewis, President

\* "The Mission Dolores neighborhood lies within the larger Mission District of the City of San Francisco. It is generally bounded by Valencia Street on the east, Sanchez Street to 18th Street and Church Street to 20th Street on the west, 20th Street on the south, and Market Street and the Central Freeway on the north." Quote from introduction of Final Mission Dolores Neighborhood Historic Context Statement: Adopted by the Historic Preservation Commission on March 17, 2010. (Carey & Company, consultants; Matt Weintraub, planner)

\*\* Reference: The City Within a City: Mission District Historic Context Statement, adopted with modifications to include our boundaries. Landmarks Board, December 2007. (Matt Weintraub, planner)

\*\*\* A environmental review is required for any discretionary city action with potentially significant environmental impacts, including adoption of legislation. These include potential impacts to an historic resource, or aesthetic impacts that may "substantially degrade the existing visual character or quality of the site and its surroundings." Quoted phrase is Appendix G, section 1 (c), of CEQA.

Office of the Mayor  
City & County of San Francisco



cpage  
C: Bos-11 COB  
City Atty. 3 Dep  
Gavin Newsom  
extfile

December 27, 2010

Ms. Angela Calvillo  
Clerk of the Board of Supervisors  
San Francisco City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, California 94102

Dear Ms. Calvillo,

Pursuant to Charter Section 3.100, I hereby designate Supervisor Sean Elsbernd as Acting-Mayor from the time I leave the state of California at 9:47 AM on Tuesday, December 28, 2010, until 11:59PM, Thursday, December 30, 2010.

I hereby designate Supervisor Michela Alioto-Pier as Acting-Mayor from 12:00 AM on Friday, December 31, 2010, until 5:00 PM Saturday, January 1, 2011. In the event I am delayed, I designate Supervisor Alioto-Pier to continue to be the Acting Mayor until my return to California.

Sincerely,

Gavin Newsom  
Mayor, City and County of San Francisco

Cc: Mr. Dennis Herrera, City Attorney

RECEIVED  
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SAN FRANCISCO  
2010 DEC 27 PM 4:40  
BY \_\_\_\_\_ RC

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Office of the Mayor  
City & County of San Francisco



Gavin Newsom

✓ BOS- 91

December 23, 2010

Supervisor John Avalos  
Members, Board of Supervisors  
San Francisco City Hall  
1 Carlton B. Goodlett Place  
San Francisco, California 94102

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2010 DEC 23 PM 4:26  
BY: RBC

Dear Supervisors,

I am returning the ordinance pending in File Number 101311 unsigned. While I support increased work opportunities for our residents, I want to ensure that we are implementing a local hire policy that will be successful.

Supporting our local workforce and creating opportunities for individuals to enter – and to be trained to enter – the workforce have been key goals throughout my administration. And, we have made significant strides in this respect. In 2006, we passed legislation consolidating citywide workforce policy and programs under the Office of Economic and Workforce Development – a consolidation that we continue to implement with departments. Also in 2006, we launched CityBuild Academy, a workforce training program that is now the largest single contributor to construction jobs in San Francisco and accounts for 44% of new apprenticeships. The counterbalance to this important work has been to pursue an aggressive local economic stimulus program and to forward private development reforms to encourage capital construction and economic development, as all of these factors must move forward in parallel to achieve the ultimate goal of providing jobs.

I appreciate the work that has been done to forward the City's local hire policy. However, the City must consider local hiring goals alongside its mission to represent its residents by managing our resources and budget responsibly. The Controller's Office of Economic Analysis investigated the economic impact of this legislation over time. One of the resulting recommendations was that local hiring goals be tailored to the actual local supply of workers by trade. While an initial labor market analysis was completed prior to the passage of this legislation, the resulting data was not used in this respect: instead, the legislation sets blanket percentage goals beginning at 20% and ending at 50% in seven years. While I appreciate the modifications in the legislation to address several of the Controller's requests, more can be done. To this end, I am requesting the Controller's Office and the Office of Economic and Workforce Development to conduct a labor market analysis in two years versus the three required in the legislation. More importantly, I ask the Board to review the recommendations coming out of this analysis with a citywide perspective, and move forward with practicable goals by trade.

I also ask the Board to reconsider the practice of departments providing incentive payments (of up to 1% of the project award) for contractors meeting the local hire requirement of 50%. Instead, I encourage the Board to consider the alternative approaches, such as the approach proposed by the Controller.

In addition, while I know that this policy was put forward to replace our current "good faith" policy, it is important that we not underestimate the value and importance of good faith. Local hire policy is a complex arena that operates on a delicate balance. To speak plainly, the Board of Supervisors can pass any number of local hiring policies, but without a strong working relationship between construction departments, the Office of Economic and Workforce Development, and the trades, these efforts will be frustrated by implementation challenges and delay. We have been successful with citywide efforts –

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be it budget concessions or policy changes – by working in partnership with labor. It is important that we maintain this strong working relationship for the good of the City.

Finally, San Francisco must be a responsible regional steward of this program. Including provisions that provide some level of flexibility for regional projects is a first step. But for San Francisco to remain the regional leader it traditionally has been, there is much outreach to be done with our neighboring cities and counties who have expressed significant concern with the impact of this legislation on their local workforces. We cannot act in isolation in this time of economic challenge: providing work for residents is a shared challenge of Bay Area counties.

Listed below are critical next steps the City must take to ensure the responsible and successful implementation of this legislation:

1. The Office of Economic and Workforce Development (OEWD) should develop policies and procedures in the coming six months that clearly articulate how this legislation will be implemented and clarify the terms and processes that reside under OEWD's authority. Of particular interest are what constitutes a "specialty trade," and how apprenticeship targets will be set. This work should be done in close consultation with construction departments and contractors.
2. The Controller's office and OEWD should conduct the labor market analysis to be completed in two years (versus the three years required in the legislation). I recommend this study be undertaken every two years from this point forward.
3. Based on findings of the labor market analysis, the Controller and OEWD should make recommendations by trade regarding the local hiring requirements in year two and beyond to ensure that future local hire requirements are data-driven.
4. The City must conduct directed outreach with surrounding counties and cities to develop reciprocity agreements around local hire. OEWD should more closely assess the anticipated impact of this legislation on the local workforce within 70 miles of San Francisco and mitigate negative impacts as it develops its implementation policies.
5. OEWD must present a work plan for managing inquiries and review requests from local companies working to comply with this new policy.
6. OEWD must work with departments to ensure that the articulation of this policy in their applications for federal funding (which restrict local preferences) do not jeopardize the receipt of funds in any way, shape, or form.
7. I urge the Board to study the feasibility of the Controller's alternative incentive structure. At a minimum, I recommend the Controller conduct a cost benefit analysis of the incentive payment application within one year.

I know that the passage of this policy has created high expectations among some of the residents of San Francisco. The City owes it to them to implement this policy in a way that will result in a successful program that is fiscally responsible and reflects the best thinking of the many stakeholders invested in San Francisco.

Sincerely,

Gavin Newsom  
Mayor

cc: Angela Calvillo, Clerk of the Board of Supervisors  
Ben Rosenfield, Controller  
Jennifer Matz, Director, Office of Economic and Workforce Development



To: BOS Constituent Mail Distribution,  
Cc:  
Bcc:  
Subject: Public Hearing for 2010 Pesticide Use & 2011 SF Pesticide List

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----- Forwarded by Board of Supervisors/BOS/SFGOV on 12/27/2010 01:39 PM -----

From: "Chris Geiger & Jessian Choy, SF Dept. of Environment" <chris.geiger@sfgov.org>  
To: Board.of.Supervisors@sfgov.org  
Date: 12/23/2010 03:49 PM  
Subject: Public Hearing for 2010 Pesticide Use & 2011 SF Pesticide List

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## Public Hearing Review of 2010 Pesticide Use on San Francisco City Properties & Review of the Proposed 2011 SF Reduced Risk Pesticide List

Tuesday, January 18, 4:30-6:30 pm  
Rm 421, City Hall, 1 Dr C B Goodlett Pl., San Francisco

RSVP by Tuesday, Jan. 11  
(recommended but not required)

**Click here** (instead of contacting SFE):

<https://sfetoxicsreduction.wufoo.com/forms/rsvp-for-the-next-sf-ipm-public-hearing>

### Agenda-

#### 1. Use of "Most Limited" (L\*) Pesticides on City Properties

- City departments that used these products in 2010 will provide justification for use.
- Question & answer period

#### 2. Use of Exempted Pesticides

- City departments that received exemptions in 2010 for products that are not in the SF Reduced Risk Pesticide List will provide justifications for their use.
- Question & answer period

#### 3. Review of draft 2010 Reduced-Risk Pesticide List (ATTACHMENT C)

- Review of additions, deletions and changes with rationale.
- Discussion

#### 4. Public Comment

- Comments on other issues related to pesticide use on City properties

NOTE: ATTACHMENTS RELATING TO THIS AGENDA WILL BE EMAILED IN EARLY JANUARY.

[Click here to forward this email.](#)

[If someone forwarded this email to you, click here](#) for email alerts.

We look forward to seeing you!

Jessian Choy and Chris Geiger

Green Purchasing, Integrated Pest Management, Toxics Disposal Programs for SF City Depts.

Phone: (415)355-3776

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File 101507



To: BOS Constituent Mail Distribution, Linda Wong/BOS/SFGOV,  
Cc:  
Bcc:  
Subject: File 101507: Brightline Supports SFPUC Nominee Vince Courtney

---

From: Joshua Arce <josh@brightlinedefense.org>  
To: "Board.of.Supervisors@sfgov.org" <Board.of.Supervisors@sfgov.org>  
Cc: "Sup. Eric Mar (Eric.L.Mar@sfgov.org)" <Eric.L.Mar@sfgov.org>, "Sup. Michela Alioto-Pier (Michela.Alioto-Pier@sfgov.org)" <Michela.Alioto-Pier@sfgov.org>, "Sup. David Chiu (David.Chiu@sfgov.org)" <David.Chiu@sfgov.org>, "Sup. Carmen Chu (Carmen.Chu@sfgov.org)" <Carmen.Chu@sfgov.org>, "Sup. Ross Mirkarimi (Ross.Mirkarimi@sfgov.org)" <Ross.Mirkarimi@sfgov.org>, "Sup. Chris Daly (Chris.Daly@sfgov.org)" <Chris.Daly@sfgov.org>, "Sup. Sean.Elsbernd@sfgov.org" <Sean.Elsbernd@sfgov.org>, "Sup. Bevan Dufty (Bevan.Dufty@sfgov.org)" <Bevan.Dufty@sfgov.org>, "Sup. David Campos (David.Campos@sfgov.org)" <David.Campos@sfgov.org>, "Sup. Sophie Maxwell (Sophie.Maxwell@sfgov.org)" <Sophie.Maxwell@sfgov.org>, "Sup. John Avalos (John.Avalos@sfgov.org)" <John.Avalos@sfgov.org>  
Date: 12/27/2010 01:23 PM  
Subject: Brightline Supports SFPUC Nominee Vince Courtney

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(letter attached)

December 27, 2010

San Francisco Board of Supervisors  
1 Dr. Carlton B. Goodlett Place  
City Hall, Room 244  
San Francisco, CA 94102

Re: *SFPUC Appointment of Vince Courtney*

Dear Supervisors:

Brightline wholeheartedly supports the appointment of Vince Courtney to the San Francisco Public Utilities Commission. Mr. Courtney's nomination comes at a unique time of opportunity for San Francisco's communities and ratepayers in which one of the first orders of business for the Commission in 2011 will be to implement the City's recently-approved local hiring law that Mr. Courtney was one of the first labor leaders to support.

Vince Courtney is a true coalition builder who has a tremendous track record of working with underserved communities as an officer with Laborers Local 261, a union that is a model for community-labor partnership. He is committed to advancing the interests of working men and women, particularly those of underrepresented San Franciscans, and he will ensure that the SFPUC successfully leverages its upcoming \$4 billion investment in the city's wastewater system to create blue-collar and green-collar opportunities for local residents.

I have found Mr. Courtney to be supportive of our community choice program, CleanPowerSF, and believe that he will be a strong advocate for the local renewable generation and efficiency aspects of the program that are of critical importance for many environmental justice and green

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jobs advocates.

Mr. Courtney has other environmental credentials as well, particularly through his work with groups like San Francisco Tomorrow and Friends of the Urban Forest, which will couple with his experience as a Sunshine Ordinance Task Force member to make Mr. Courtney an incredibly well-rounded Commissioner.

We urge the Rules Committee and Full Board to approve Vince Courtney's nomination to the SFPUC. There is a lot of work to be done and we need Mr. Courtney on the Commission as soon as possible.

Sincerely,

Joshua Arce



Executive Director Brightline Supports SFPUC Nominee Vince Courtney.pdf

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO

2010 DEC 23 PM 4:57

BY AK

To: Board of Supervisors, San Francisco City Hall  
From: Michael Crandell, P.O. Box 423803, San Francisco, CA 94142  
Date: 12/23/10  
Re: Document Request in a Case of Administrative Deception and Retaliation.

This is to request a copy of the writer's December 2007 performance evaluation prepared by then Workers Compensation supervisor John Butler, and for measures to enact justice on behalf of the writer (a City employee of 24 years) and for the protection of citizens and City institutions.

In December 2007 a satisfactory 2007 performance evaluation was prepared for the writer by then Workers Compensation supervisor John Butler. In order to effect retaliation and elimination against a civil service reformer, administrator Priscilla Morse and her crony, subsequent temporary supervisor Tim O'Brien, created a new negative 2007 evaluation in August 2008 (8 months late) and actually stole the writer's copy of the original 12/2007 evaluation from his desk during their repeated desk searches. Tim O'Brien stated, "I wonder what he'll do when he finds out". The original 12/2007 evaluation should be available from either of these persons, but if they refuse or if they destroyed it, a copy should be available from John Butler's supervisory files or online-backup by request to Peter Stokes or other manager with the Human Resources Information Technology unit.

They also practiced such predatory activities as deleting the writer's assignments and gathering a panel of administrators to accuse him of doing so (the work log revealed it was actually the supervisor who deleted them), as well as stalking the writer by personal camera-phone, among other things. Tim O'Brien was baited and rewarded for these activities with immediate retention as permanent, speedy promotion to manager (eliminating the prior manager to do so), and by giving the writer's former position to Tim O'Brien's personal friend or boyfriend. Also knowledgeable and participating in these deceptions were Micki Callahan, Patti Martin, Jennifer Johnson, and Priscilla Morse. Detailed information is available in rebuttals to their accusations and hostile actions.

Their actions recommend that the offenders be summoned to appear before the Board of Supervisors to account for their theft, deceptions, and predatory behavior in their efforts to Stalinize and eliminate the writer, and that they be dismissed on the spot for their abuse of public entrusted authority, barring their subsequent return to their former offices. However, in reality, the mayor himself was behind the conspiracy, and supported his appointees and their circle in their retaliatory and predatory efforts, which recommends impeachment. Citizens are ill served by such bureaucrats and by elected officials who conspire with them in these sinister and unscrupulous activities. Those that cross the line in this way should be rewarded with immediate dismissal. These are the types of bureaucrats that are being preferentially retained in civil service, to its detriment. The public has been forced to pay for such malignant bureaucracy long enough, but it is our negligent elected officials who have been responsible for fostering such a system.

Please obtain and provide me a copy of the writer's original 12/2007 evaluation with assurances that it has not been tampered with, and, for the protection of the public and City institutions, deal appropriately with the bureaucratic malefactors involved. Thank you for your cooperation.

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RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2010 DEC 23 PM 4:57

To: Board of Supervisors, San Francisco City Hall  
From: Michael Crandell, P.O. Box 423803, San Francisco, CA 94142  
Date: 12/23/10  
Re: From Slave to Mayor: Application for Interim Mayor.

BY AK

This is to apply for the position of interim Mayor.

I have been a City employee for 24 years. Motivated by high ideals and a desire to help build a better world, I chose to devote my life to public service. However, while serving the public, I have also had to confront and oppose the abuses of misguided bureaucracy for most of those 24 years, often with significant success despite being frequently targeted for retaliation.

I began City employment with the public library. It was the fulfillment of a dream. I had graduated with honors from the City College library technology program and was passionate about applying myself to public service. Despite my commitment I discovered that civil service was not the idealistic environment I thought it would be. I soon found myself subjected to very unusual treatment, being repeatedly addressed as a "slave", sent to locations where pornography was planted, and subjected to lewd and threatening remarks and gestures, among other things, by a supervisor (Penny Gray) who boasted to the office that she and her school-district husband (Donald Bullick) would eavesdrop on their neighbor's teenage daughters' cordless telephone conversations which they intercepted by radio receiver while they watched through the window. Librarian Gerald Roth and others were witness to these activities, and current Chief Librarian Kathy Lawhun was a frequent visitor to their home and observant of their pedophilic eavesdropping. Librarian John Kenny merely responded that he didn't have anything to worry about since he never said anything important on his cordless phone, despite having 2 young daughters of his own. The library administration responded with retaliation when these activities were reported, resulting in involuntary transfer to another department where pressure was applied and ultimately their prey was placed at a small table that pressed into one's thighs with boxes underneath (disallowing leg extension), was denied any work, and was rammed by a fully loaded book cart by a conspiring supervisor (Joann Collins) while a librarian (Joy Rafaelli) gasped at observing the impact. A report was filed with various City offices (12/1991 and 1/1992) resulting in the suspension and demotion of the conspiring personnel manager (John Maguire, a personnel clerk filling in for the retired administrator) and the retirement of the chief librarian (William Ramirez). Remorseless, Penny Gray actually gloated about her power and influence. Consequently, the writer has perhaps been the first "slave" in San Francisco history. It was an introduction to what the "system" was really about, and although they maliciously destroyed the writer's library career, it initiated a new career as a citizen advocate and civil service reformer.

Fortunately, I was immediately rehired by the Health Service System. After some years of relative calm, I was forced to oppose a group of conspiring staff and their new administrator (Martha Ann Sommercamp), who granted them inappropriate privilege and authority. The retaliation was intense, but after 7 reports the 2 offending administrators were removed and a wrongfully terminated supervisor was reinstated. These reports (8/1999-1/2000) are available for review, as are others written to oppose the continuing abuses of the conspiring staff who surrounded them (who mistreated and described the public as retards and morons, among other expressions, and walked off the worksite as they pleased due to favored status with the administration). My success in confronting misguided bureaucracy led to my election as union shop steward in 2001.

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However, later malevolent administrators (Jeffrey Hildebrant and James Bart Duncan) were appointed to replace them, who caused massive deficit due to inattention to system deficiency which failed to take initial deductions, who mismerged tens of thousands of names and addresses in the Great Mailing Debacle of 2005, and ordered staff to blame the contracted printer. Although my report to the mayor resulted in a token hand-slap, the administrators continued to order staff to lie to the public. This and other reports resulted in further retaliation by the administration, including the elimination of my job classification and all 6 staff in it. Dissatisfied with the extensive corruption and power-seeking encountered in civil service and the lack of responsiveness by administrative and elected officials, it appeared that the only way to insure institutional integrity was to run for public office. Consequently, in 2006 I obtained candidacy for Health Service commissioner. Even so, they were enraged about the threat to bureaucratic control of the Board and tried to undermine the election. As they carried out position elimination, they remarked about what would be in store. (Review of my 9/25/08 report to the Mayor concerning candidacy (being submitted concurrent with this report) will repay close attention.)

Transferred involuntarily to Workers Compensation in 2006, reports concerning abuses there and self-indulgent practices in Human Resources resulted in even further retaliation, including such diabolical practices as stealing and suppressing a timely satisfactory 2007 evaluation (dated 12/2007) and substituting a negative one 8 months later (8/2008), including deleting my assignments and accusing me of doing so, among other things, and including camera-phone stalking by the administration (Priscilla Morse and Tim O'Brien), for which the conspiring temporary supervisor was baited and rewarded with immediate retention as permanent, promotion to manager (for which the prior manager (who was not a stalker) was eliminated), and placement of his personal friend or boyfriend in my former position. The Mayor was fully informed regarding these deceptions and predatory activities, but was actually behind them and his administrative appointees who carried them out (such as Micki Callahan and her circle, including Patti Martin, Jennifer Johnson, Priscilla Morse, and Tim O'Brien). (Please see my reports of 8/8/08, 8/15/08, and others previously sent to the Mayor and Board of Supervisors.)

During my many years with the City, I have rarely been simply allowed to work and provide the public service that I intended when I enlisted with the City. However, I have been able to inhibit wrongdoing by misguided bureaucrats and deter harm to the public and the innocent, often at great risk to myself. But such experience allows greater insight into the system and possibility for reform.

As mayor I will purge City bureaucracy of these and other malicious elements which abuse the public trust and bleed our taxpayers. I will ensure that civil service is well guided and possessed of integrity. Specifically, with first-hand knowledge concerning the above malpractices, I will see to the dismissal of offending bureaucrats, including Micki Callahan, Priscilla Morse, Tim O'Brien, Patti Martin, Jennifer Johnson, James Bart Duncan, Jeffrey Hildebrant, and other malefactors. I will undo the injustices done to those they harmed in their pursuit of the writer (such as Maisy Leong, Rita Galicia, Miriam Ramirez, and Robin Masuda). I will require demonstration of integrity and dedication to public service, as well as require psychological evaluation for administrative appointees.

I will revoke the Human Resource "No Tell" policy which forbids City employees from disclosing malpractices or relevant documents to the public which is funding civil service. City staff must be free to serve as checks and balances to expose bureaucratic wrongdoing. I will abolish malignant, occult, and subversive bureaucracy, end bureaucratic self-indulgence, privilege, and entitlement, and restore integrity to our public institutions.

As mayor I will endeavor to enact my vision of universal employment and self-sufficiency (see my report to the Board of 5/14/10). I will eliminate unemployment and homelessness, and reduce crime, by seeing that every willing, able, and eligible individual is

employed. This will be accomplished by reducing wages for all public sector employees (both laboring and administrative) to below private sector minimums and creating an inclusive system of employment (declaring fiscal emergency if necessary). Everyone not hired by or displaced from the private sector may find employment with an inclusive (if lowest paid) public sector. I will ensure City employment for City residents first. Prior conviction will bar no one from employment, although it may restrict kinds of employment. Drug and alcohol addiction will receive treatment prior to employment. I will establish a system of taxation-based universal healthcare as a right for all citizens. Private sector and public sector employees, whether laborers, administrators, or elected officials will all have the same basic healthcare. Universal employment will even help provide the staffing for this system. Persons will be able to purchase supplemental healthcare as they wish. This system will be funded by something like a progressive or even exponential income-tax, since the difference between laboring and executive pay has widened beyond reasonable proportions, and since corporate profits are based on keeping down wages, offshoring, and on manipulation of regulations (as in the recent mortgage crisis). The greater the disparity, the greater will be the tax rate. I will encourage free enterprise by leasing surplus city properties to small businesses at a minimal profit, by creating City Malls not unlike the ancient agora (city-owned marketplaces or market stalls leased at minimal profit), an expansion of the successful farmers' market concept, and by fostering the development of abandoned or idle properties. I will endeavor to reduce all residential property taxes to Prop. 13 levels, and limit fees and regulations which inhibit free enterprise.

I will see to the creation of a city-wide organization for youth which provides meaningful, social, and benevolent direction and activities as an alternative to purposelessness, isolation, and gang participation. It can be called "Team San Francisco".

I will increase City revenues by enforcing laws against burning smoke-intentional materials in public, against subjecting others to harmful, toxic, and unpleasant fumes produced by such burning (even from inside dwellings), and against littering especially with smoking refuse, which will essentially ban smoking. (This would not affect wood burning or cooking, which do not intentionally produce smoke.)

I will insure that San Francisco is a Green city, a place of safety and security for all citizens, and a world center for tourism and trade. I will personally review city services and insure that they well-serve our citizens. I will support human rights for our own citizens (especially the homeless) and worldwide. I will end the persecution and criminalization of the poor. I will adhere to the United Nations Declaration of Human Rights and remind other countries and communities of their obligation to do the same. (Please see my report to the Board of 5/14/10).

We may even see to a more festive Ten-Ten celebration on 10/10/11 commemorating the 100 year founding of the Chinese republic and our own Spofford Alley which played a part in its planning. I may even have a potential candidate for First Lady of the celebration who was actually born on Spofford Alley not long after Dr. Sun Yat-Sen's colleagues met there.

I hope the vision related will be found worthy of San Francisco's future, and that you will consider this former San Francisco "slave" and cause of the mayoral "City Hall Sulk" (10/30/09) as a candidate for interim mayor, all for a salary of only \$100,000 a year.

Please see the reports submitted concurrent with this application (9/25/08 and 10/28/09) which document some of the bureaucratic malpractices cited in this application, which may even be acted on independently, and please review other reports referred to herein.

Thank you for your consideration.

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO

2010 DEC 23 PM 4: 57

BY AK

To: Board of Supervisors, San Francisco City Hall

From: Michael Crandell, P.O. Box 423803, San Francisco, CA 94142

Date: 12/23/10

Re: Impeachment of Mayor Gavin Newsom.

Malpractices by Mayor Gavin Newsom, his appointees, and their circles, of which he was knowledgeable, recommend his impeachment. Experience has revealed that Gavin Newsom has been more beholden to the privileges of his administrators than he has been to integrity or responsibility to the public. During Gavin Newsom's mayorship he was responsible for the following:

Mayor Gavin Newsom allowed bureaucratic deception against a private contractor and against the public. In 2005 Health Service administrator Jeffrey Hildebrant mismerged tens of thousands of enrollee names and addresses resulting in the Great Mailing Debacle in which tens of thousands of mailings were returned and manually readdressed, and even reprinted a 2<sup>nd</sup> time. This administrator ordered staff to lie to the public, falsely blaming the printing contractor. When notified, Mayor Newsom merely slapped the hand of this administrator (who said it wasn't that bad), but allowed him to continue ordering staff to lie to the public (which they willingly did in order to maintain favor). Reports to the commission submitted through the Health Service administration disappeared without reaching the commission and had to be resubmitted. (The Board may refer to reports submitted to the Mayor and Health Service Board dated 2005-2006 and 9/25/08).

Mayor Gavin Newsom allowed Health Service administrators to retaliate against a citizen advocate and candidate for commissioner (the writer), and undermine an election. In 2005-2006 department director James Bart Duncan stated to his assistant, Jeffrey Hildebrant, "I want him out of here", and engaged in spitting gestures when candidacy was obtained. They stated, "He's one of Them", thinking he was a catholic. They indoctrinated a new media manager (Chris Clark) in hostility against the candidate (which manager willingly complied). They accessed the candidate's confidential files, tried to gain personal possession of his personal documents, used confidential information to stalk him and his family on the internet, obstructed his family's healthcare, eliminated his job classification and all 6 staff in it, and sent him to obtain a photo ID immediately before informing him of the layoff just to gain personal possession his picture, which they subsequently demanded. They had staff work uncompensated overtime to take work away from the candidate in order to justify layoff (which they willingly did anticipating reward of higher reclassification and higher pay). The candidate was coincidentally hospitalized for a lethal bacterial contamination concurrent with his layoff and an anonymous gift of food placed on his desk. (Please see the 9/25/08 report to the Mayor, a copy of which is submitted concurrent with this report.)

Mayor Gavin Newsom allowed wasteful and frivolous activities by his Human Resource administrators during layoff of medical staff, closure of clinics, struggling taxpayers, persecution of the homeless, and overassignment of satellite divisions. Self-indulgent administrators, such as Micki Callahan and her circle, organized lavish parties (Project eMerge), mandatory sequel parties, bimonthly annual parties, family celebrations, luncheons, senseless quarterly meetings (lauding scented plug-ins and disparaging local residents), expensive guided tours, tai chi, yoga, new age religious seminars, stairclimbs, ballgames, fund drives, and kill Xmas campaigns, while

12/23/10

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maliciously organizing attacks against free-speechers and persons of conscience, all on the highest paychecks in the land. Jeffrey Hildebrant, the Health Service administrator responsible for the Mailing Debacle, who illicitly accessed the candidate's confidential files and tried to take personal documents, and assisted in eliminating the candidate's job classification, was actually entrusted with managerial position with the new Human Resources Personnel Information Unit hosting the lavish party. (Please see the email to the Mayor and Board of Supervisors of 8/15/08 and related emails. The Mayor's copy of the 8/15/08 email was appended to the writer's 5/14/10 report to the Board. And what afterall was the cost of the 2/13/08 kickoff party, including 3 hours of all-staff worktime?)

Mayor Gavin Newsom authorized the Human Resource "No-Tell" policy forbidding staff from informing or sharing documents with the public, in order to inhibit accountability and checks and balances, and conceal the privileges and waste of his bureaucrats (11/2008).

Mayor Gavin Newsom allowed workplace camera-phone stalking, concealed audio recording, surveillance video downloading, and personal-file access by his predatory human resource administrators (Priscilla Morse and Tim O'Brien) and their accomplices against a targeted free-speecher. They spent their time gossiping about their spying instead of creating an efficient workplace. (The Board may refer to a 2008 grievance and related reports.)

Mayor Gavin Newsom allowed his ruthless administrators to retaliate against, smear, Stalinize, and eliminate a citizen advocate, civil service reformer, and former candidate. (These included Micki Callahan, Patti Martin, Priscilla Morse, Tim O'Brien, Jennifer Johnson, James Bart Duncan, and Jeffrey Hildebrant, among others.) They employed false accusation and elaborate deception, even stealing and suppressing a satisfactory 2007 evaluation prepared in 12/2007 and substituting a negative one 8 months later in 8/2008, and deleting his assignments while accusing him of deleting them, among other things. Gavin Newsom was informed but let them get away with it (at significant citizen expense). They knew there would be no one to hold them accountable, certainly not the Mayor. (The Board may refer to rebuttals to their accusations.)

These very serious actions which undermine public institutions and betray the public warrant impeachment of the offending mayor who bears ultimate responsibility. They also recommend his withdrawal from the Lt. Governorship, even as he was forced to withdraw from gubernatorial candidacy on 10/30/09 (regarding which you may refer to the writer's 10/28/09 letter being submitted concurrently). The state bureaucracy he will create will be filled with the same scheming and self-seeking administrators as he appointed with the City, who rob and debase the City, who's priorities are self-indulgence for themselves and malice towards perceived threats to bureaucratic privilege and entitlement. A mayor who can screw the wives of his own administrators and destroy their marriages would willingly screw the public as well as allow the above malpractices. Impeachment will serve to warn and protect the citizens of California.

Thank you for your consideration.

To: Board of Supervisors, San Francisco City Hall  
From: Michael Crandell, P.O. Box 423803, San Francisco, CA 94142  
Date: 12/23/10  
Re: Protection for Political Candidates and Their Families (9/25/08).

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2010 DEC 23 PM 4:57  
BY: AK

This is to submit to the Board a copy of the 9/25/08 report concerning, "Protection for Political Candidates and Their Families".

The report was originally submitted to Mayor Newsom after being maliciously seized by his appointee Micki Callahan and her circle. However, he was not uninvolved in the unfortunate actions documented therein, and failed to resolve the very serious issues addressed.

The report is therefore submitted to the Board for review and reference, especially as it is referred to in other reports being concurrently submitted, but it may also be acted upon by the Board.

Thank you for your assistance.

Attachment: Protection for Political Candidates and Their Families (9/25/08).

67



To: Gavin Newsom, Mayor of San Francisco  
San Francisco City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102

From: Michael Crandell, POB 423803, San Francisco, CA 94142

Date: 9/25/08

Re: Protection for political candidates and their families.

This is to request protection and intervention to assist in the reinstatement of health coverage for my family who was targeted by malevolent persons within the Health Service administration due to my candidacy for the Health Service Board in 2006.

In February 2006 I obtained nomination for the office of Health Service Board Commissioner. The response of the Health Service System administration was outrage, antagonism, and subversive activity. Director James Bart Duncan was spitting mad about the nomination, and actually spat air or engaged in spitting gestures to express disgust during his interactions with Assistant Director (previously Director) Jeffrey Hildebrant near my desk.

Since 1999, I had been exposing the continual malpractices of successive Health Service Administrations. These reports led to the removal of a prior administrator and assistant in February 2000 and the reinstatement of wrongfully terminated staff. This also led to retaliatory activities by subsequent Health Service administrators and their supporters.

As you may recall, report had been submitted to your office regarding the "2005 Open Enrollment Mailing Debacle", in which then director Jeffrey Hildebrant merged tens of thousands of enrollee names and addresses incorrectly resulting in the return of open enrollment packets in mountains of mail bins on a daily basis which had to be laboriously corrected by hand and remailed. More significantly, he then engaged in large-scale deception, lying to administrators and City departments that it was the fault of the private mailing agency, and ordering staff to propagate this lie to the public, which was still maintained months after receiving Mayoral rebuke (at least through 3/2006). Reports concerning other malpractice continued, including for mismanagement of systems, 3 years of under-deductions due to administrative negligence, and willful over-deductions by the administration.

Consequently (but even previous to the nomination), James Bart Duncan and Jeffrey Hildebrant evinced hostile and predatory behavior. Vindictively, James Bart Duncan made statements such as, "Michael doesn't want to succeed". In December 2005 James Bart Duncan ranted to Jeffrey Hildebrant, "I want him out of here". He also sneeringly stated to the future candidate, "I need for you to get out of here". While working late when all other staff had been released early for New Year's Eve, James Bart Duncan snarled to Jeffrey Hildebrant, "It won't do him any good around here". Soon after nomination, James Bart Duncan imposed negative indoctrination against the reform candidate on newly hired media manager Chris Clark (which was willingly received), who in turn would leer with hostility on a daily basis when he would pass by my desk, although he was never introduced to myself. This is hardly an appropriate way for administrators to direct staff to treat a candidate for public office, but illustrates their attitude and intentions, and the willingness of persons of similar interest to participate.

Jeffrey Hildebrant had also been obsessively going through my desk morning after morning searching through every box and pile of papers. Jeffrey Hildebrant was also observed leering

obsessively at myself over the divider while I was working. Jeffrey Hildebrant went so far as to obtain my family's confidential enrollment information and enter it onto the internet, looking for information on them, stalking them online, and reporting back to James Bart Duncan. He appears also to have been eavesdropping on and recording telephone conversations, including those between myself and my personal physician. While continual expressions of hostility were in progress, one could see that my confidential health insurance file was also being accessed by administrators or staff. Stapled portions were torn open to access personal information. Immediately after the candidacy was confirmed in February 2006, and just after my inquiry of the Election Department concerning election mispractice by the Health Service Administration relating to social security numbers, Jeffrey Hildebrant staged a bogus (and, may we say, personally and politically motivated) audit on my health insurance file and demanded additional personal documents, threatening to terminate my family (spouse and child) from health coverage if not received.

Meanwhile, James Bart Duncan hastily moved to eliminate my classification in March 2006 (after I had worked there for 16 years), undermining my ability to monitor continuing administrative malpractice as a potential commissioner. On the day I was informed of the layoff (3/13/06), just prior to being informed, Jeffrey Hildebrant sent me to obtain a City disaster worker picture ID. Since he was secretly aware of the layoff, the Health Service ID was not really needed. After the layoffs were made known, he demanded that I give him the ID. So why did he want the ID made, and just hours before we were informed of the layoff? Day after day, Jeffrey Hildebrant spied on the object of his obsession through the system, monitoring and downloading the candidate's computer files, and reporting back to James Bart Duncan. He even assigned supervisor Antoinette Candelaria to assist in this activity. Was this personal intrusion a legitimate use of administrative City worktime? While I was erasing my computer files Jeffrey Hildebrant stated, "It doesn't matter, we have it all". We see that Jeffrey Hildebrant was spying on, accessing, and acquiring personal possession of confidential information, documents, and ID's, motivated by a hostile obsession.

Clearly, personal and confidential family and employment documents and information are not safe in the Health Service System or any department these persons might place themselves. In other instances, James Bart Duncan himself misused confidential enrollee and staff information, disseminating enrollee social security information (at a Board meeting) and employee dates of birth (on email or the public address system, without permission). In other cases Jeffrey Hildebrant displayed vindictiveness against families and children. He mocked children of employees as "a lifestyle choice" and sought to inconvenience them, discontinuing alternate work schedules for staff and locking children out of coverage for the year if their parents failed initially to respond to administrative demands for documents. Some parents left the office in tears after being denied. Why such vindictiveness and hostility against children and traditional families?

Other warning signals appeared when James Bart Duncan summoned staff to a meeting in October 2005 at which he showed slides picturing himself and projecting his and Jeffrey Hildebrant's names largely across the screen. At this meeting James Bart Duncan attempted to extol himself, speaking of his own presence salvifically. He denounced a prior administration for losing a million dollars, when in fact his and Jeffrey Hildebrant's administrations were doing the same things through missed initial deductions for 3 years, as they had not bothered to try and understand the computer system. At this meeting James Bart Duncan stated that "others" were trying to "communicate" with him by "whispering" to each other. He was disturbed or felt threatened by staff talking to each other and by their "whispers", evincing self-obsession and paranoia.

While announcing the elimination of my position (on 3/20/06), James Bart Duncan was turning purple, stumbling in his speech, and choking. No one believed that his contrived explanation was legitimate. Immediately after the meeting, Jeffrey Hildebrant grinningly remarked to James Bart Duncan, "I've been trying to get rid of that guy...", and added regarding the transfer to DHR, "Maybe they can force him out," and, "Maybe they can force him into retirement". Knowing that the workload was extremely high in the destination department, James Bart Duncan, snidely remarked about "what was in store". They made their intentions quite clear.

While cleaning out my desk a crucifix left by a prior retiree was placed on top of my desk. Observing this, Jeffrey Hildebrant stated to James Bart Duncan, "He's one of Them. Let's see what good it does him." But one might ask, who is "Them"? And who would "Us" be? What do James Bart Duncan, Jeffrey Hildebrant, Chris Clark, and perhaps other members of the Health Service Board have in common to identify themselves as "Us" as opposed to "Them"? Were there any special interests that united them against an imagined threat to their control of the Health Service Board?

Extreme, extensive, and obsessive vindictiveness and violations of confidential records as described here were directed at myself and my family. They had my spouse and child terminated from medical coverage in June 2006. Computer files, telephone recordings, internet records, ID's, and confidential documents and information concerning myself and my family were taken personal possession of by Jeffrey Hildebrant and James Bart Duncan, and my family's personal information will have been disseminated over the internet, representing abuse of confidential City records. Alluding to these activities, James Bart Duncan complimented Jeffrey Hildebrant before the Board, calling him an "operational genius". However, as Jeffrey Hildebrant states he "has it all", these records should be seized, traced, and reviewed by City investigators.

So extreme was their obsession that on the weekend after the layoff on 3/24/06, administrative staff worked weekend overtime to remove every single article, every shelf, every paper, to eradicate every trace of the candidate. Staff returned the following Monday to find it completely empty. What obsessive need could have motivated them? Still obsessed even 2 years later, after stooping to attack the spouse and child of a candidate, Jeffrey Hildebrant came looking for the former candidate at a DHR (Project E-Merge) departmental meeting on 2/13/08, when he actually stooped to the floor to get a look at the object of his obsession from beneath objects obscuring his vision.

James Bart Duncan and Jeffrey Hildebrant, as well as Chris Clark, manifested hostile obsession, sociopathy, and retaliatory behavior. Considering the repeated expressions of malice by the administration noted here, was it mere coincidence that, growing increasingly ill during my last week with Health Service and immediately after the layoff, I was hospitalized the following Monday with a quickly lethal bacterial blood infection and had to withdraw from the election? No one claimed responsibility for an item of food placed on my desk the morning James Bart Duncan announced the layoff to the department a week earlier, coincidental with the approximate inception of the incubation period of the lethal bacteria. Unable to utilize sick leave due to loss of position, I lost weeks worth of wages before being able to return to a position in DHR's Workers Compensation. Were such bacteria and hospital food available to any persons closely associated with hostile Health Service administrators, sharing special interest, and desiring to maintain control of the Health Service Board at any cost? Were such resources available to someone like Dr. Mitch Katz, Director of the Public Health Department and member of the Health Service Board? Did he have access to hospital food in plastic containers and to supplies of lethal bacteria, and did he share a common interest? Did they go as far as attempted murder of the reform candidate?

These persons sought to undermine democracy and a City election. In opposing corruption and bureaucratic malefactors, I was made a target, along with my family. My confidential files were accessed, illicitly used, and taken by ill-intended bureaucrats. I was threatened, and my employment and even my family (spouse and child) were attacked, in response to political candidacy. Should these persons have been allowed to remain even after their first acts of deception and malice? However, not having removed them at first opportunity (after the 2005 Open Enrollment Debacle, when they demonstrated they were capable of significant wrongdoing), they are now in personal possession of my own and my family's personal information and documents; and it will no longer be possible to get them back. They will be able to follow my family in perpetuity. The City has an obligation to protect democratic processes and political candidates (and their families), especially those who have been targeted by unscrupulous bureaucrats. But so far, these malefactors have gone unopposed despite significant early indication of their malpractices, and they have been paid as much as \$140,000 and \$160,000 a year to engage in these activities.

Unlike most City workers I have been paying directly for my family's medical coverage in order to protect them from these people since Jeffrey Hildebrant terminated their insurance in June 2006. I enrolled them in COBRA continuation of coverage, paying directly for reduced coverage. However, the Health Service changed COBRA agencies 3 times in 2 years, each time losing enrollment information and contribution records (which were not transmitted correctly by the Health Service in the first place), and trying to terminate my family prematurely. The current Health Service Administration, despite oversizing itself, demonstrates unwillingness and inability to administer health plans and contain costs. In contrast, in the 1990's COBRA enrollments were well managed by a single Health Service clerical staff. At present, I daily fear for the health and safety of my family, lacking adequate health coverage. An accident, an illness could occur at any time. Yet, I cannot afford to let any more personal family documents or personal information fall into the hands of obsessive, hostile, and sociopathic administrators who should not be occupying such positions. Persons very close to the departed Health Service administrators (of year 2000) have also transferred to Retirement System, resulting in a security threat in that department as well. Intervention is necessary to see that my family is reinstated as dependents on my City health coverage and to allow their enrollment in my retirement plan.

This beseeches the Mayor to please protect my family and their health (care) from bureaucratic predators in the Health Service Administration (some now in DHR Project E-Merge and Retirement System) who intend them harm, and see to the reinstatement of their health coverage, the retrieval of stolen information, and protection of our personal records.

Thank you for your assistance.

Supplement: Theft of Family Items.

Supplement: Theft of Family Items.

It should be mentioned that this was not the first intrusion by the City and County of San Francisco Health Service System into our lives or the first act of malice and harm against my spouse. In September/October 1999, during the intense retaliation imposed by the prior administration, my desk was often being searched by the administration or members of the circle surrounding the administration who felt entitled to do so (a circle which also demonstrated hostile obsession towards the future candidate, but also felt free to abuse the enrollees they were supposed to serve, actually calling them morons, retards, and other names, as well as slamming the phone down on them, activities detailed in a report filed at the time). I had my future spouse's family photographs with me one day and inadvertently left them at my desk when I left in a hurry at the end of the day. Unlike other staff, I was singled out and ordered to arrive exactly at 8 A.M. and leave exactly at 5 P.M. under threat of disciplinary action, which they were anxious to impose. The next day, the photographs were gone. Among them were photos of my then spouse-to-be's once in a lifetime trip to a foreign country, and her family photos of her recently prematurely deceased brother. Due to the hatefulness of those who misused civil service, the deceased's sister (my spouse), his mother, his wife, and his daughter's only photos of their deceased loved one are gone forever. Office inquiry was later made, but no one claimed responsibility or returned them. Do they remain as trophies in the possession of the deposed director or one of their malicious circle, just as the current Health Service administration took personal possession of confidential personal documents?

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO

2010 DEC 23 PM 4: 57

BY AK

To: Board of Supervisors, San Francisco City Hall

From: Michael Crandell, P.O. Box 423803, San Francisco, CA 94142

Date: 12/23/10

Re: Reconsideration of Endorsement for Gavin Newsom (10/28/09).

This is to submit to the Board a copy of the 10/28/09 report concerning, "Reconsideration of Endorsement for Gavin Newsom.

The report was originally submitted to endorsers of candidate Gavin Newsom for Governor of California, and was instrumental in bringing about his withdrawal and the subsequent "City Hall Sulk" on 10/30/09.

The report is submitted to the Board for review and reference, especially as it is cited in reports being concurrently submitted, but it may also be acted upon by the Board.

Thank you for your consideration.

Attachment: Reconsideration of Endorsement for Gavin Newsom (10/28/09, edited).

68

To: [Endorser(s) of gubernatorial candidate Gavin Newsom]

[Edited]

From: Michael Crandell, P.O. Box 423803, San Francisco, CA 94142

Date: 10/28/09

Re: Reconsideration of Endorsement for Gavin Newsom.

...I have heard that you are endorsing Mayor of San Francisco Gavin Newsom as candidate for governor of California. This is to recommend that you withdraw that support. I have worked for the City and County of San Francisco for 24 years. I chose civil service because I wanted to serve the public and contribute to building a good society, but from the beginning I encountered in civil service misguided intentions and self-indulgent practices which undermined that institution as a vehicle for service to society. Throughout my career I have risked retaliation in opposing bureaucratic malpractice through muck-raking journalism and later through labor activism and union stewardship. My reports led to the removal of malpracticing bureaucrats and the reinstatement of wrongfully terminated staff. There are few front-line journalists, citizen advocates, social reformers, civil servants of conscience, and union representatives who have been as successful in confronting misguided and malignant bureaucracy by merely speaking the truth and practicing free speech with little regard for their own safety. However, this calling has repeatedly made me the hated target of ill-intended, malpracticing, and power-abusing bureaucrats, of which there appears to be no end.

In 2006 I even became a reform candidate for commissioner with the City and County of San Francisco while continuing free speech activities and filing malpractice reports regarding then-current issues (such as scapegoating private contractors for administrative blunder, ordering staff to lie to the public to cover-up, administrative inattention to system deficiencies resulting in monumental loss of funds, administrative overdeduction of the public, misuse of confidential information and files, imposition of uncompensated overtime, and administrative suppression of reports, among others). In response I encountered attacks by Gavin Newsom's administrative bureaucrats and efforts to undermine the election, of which Gavin Newsom was informed. With Gavin Newsom's knowledge and complacency (and hence complicity) I encountered hateful and threatening remarks and gestures, invasion of confidential files and information (as some bureaucrats did with candidate Obama's files), attacks against family members, elimination of my job classification (and all 6 staff in it, to be immediately replaced by 6 others), hospitalization for "coincidental" lethal contamination, removal to another worksite, and subsequent elimination for reporting these and further bureaucratic abuses.

With Gavin Newsom's knowledge and approval, his appointee Micki Callahan (who's administration was reported for self-indulgent and abusive practices such as excessive parties at public expense during layoff of medical personnel and closure of clinics, declared policies of overassignment, and illegal practices) sought to attack, smear, and eliminate this candidate and long-time free-speecher. Gavin Newsom was made fully aware of the retaliatory acts of malice and deception engaged in by his appointee and her accomplices at public expense, however, he elected to collude with their malpractices and retaliatory activities. In order to achieve elimination they practiced extensive and costly deception without the slightest conscience or sense of responsibility to the public. Among other things, they went so far as to steal and suppress a satisfactory performance evaluation for 2007 and substitute a negative 2007 evaluation

8 months later in 8/2008 (although the original is still available on-line and which they refused to produce), they deleted assignments and falsely accused the candidate of deleting them (the processing log showed that the conspiring supervisor deleted them without regard for the disservice to citizens, and also discarded official documents with similar intent), they imposed accusation that a letter to the mayor was prepared during worktime although the worklog revealed otherwise, and they engaged in camera-phone stalking, for which the stalker (the conspiring and otherwise deficient supervisor) was rewarded with permanent status and promotion to manager (in which position he orders surveillance on citizens and has free access to and authority over surveillance video which is further misused to prey on objects of their hostile obsessions).

In response to free-speech and perceived threats to privilege, entitlement, and self-indulgence, sinister bureaucratic "secret police" emerge to impose repeated accusation and interrogation with lengthy scripts imposed at public expense to entrap their prey. These bureaucrats (or Stalinettes as they are called) used civil service as a personal and corporate weapon and Gavin Newsom was knowingly behind it all. They maintain a privileged circle of those who practice self-indulgence on the one hand and malice on the other, who smear and eliminate targeted staff on demand, and can get away with it because they have the support or willful negligence of elected officials (such as Mr. Newsom), so there is no one to monitor them or maintain accountability. Such mayorally approved malpractice, deception, retaliation, illicit surveillance, and cover-up are typical of our corrupt and self-serving bureaucracies and have come to be what citizens disappointedly expect and are made to tolerate. Such a criminal bureaucracy and collusive mayor are dangers to society and turn bureaucracy into the malignancy it currently represents and provides me with so much writing material. Should you not likewise oppose those forces which would undermine America, including misguided mayors and their retinues?

Gavin Newsom is a proponent of bureaucratic corruption and privilege for his bureaucratic cronies. He has suppressed check-and-balance free-speech, colluded in undermining an election and democracy, helped his bureaucrats rob the public, and participated in the stalinistic elimination of a free-speecheer and candidate for public office. If he is elected governor, this is precisely the sort of bureaucracy he will instate. He will allow further corruption and appoint the same or similar persons to bureaucratic office who's priorities are self-indulgence and malice. Further, Mr. Newsom has engaged in improprieties with the wives of his own staff, demonstrating a willingness to betray his own associates (as well as future constituents), signifying a critical lack of character and morals. Yet he expects to live happily-ever-after with his new spouse after having ruined the lives and marriages of others.

This recommends that you withdraw any support for this "screw-thy-neighbor's-wife" "whether you like it or not" mayor and candidate for governor of California, and that you do America a favor by dissociation from this individual and the bureaucratic malignancy he represents.... If a principled public servant can for 20 years stand up and single-handedly confront a malicious and despotic system, a bureau-mafia controlled by bureaucratic wolves amid a sea of bureaucratic sheep, could you not allow a token measure of support in order to assist in protecting the integrity of America? You may also confront Mr. Newsom directly regarding these issues, and you may refer to reports dated 5/2008-7/2008 (copies of frivolous and party-related emails forwarded to City Hall), 8/8/08 (declared overassignment policy), 8/15/08 (worktime parties, fun, and games amid hospital layoffs, clinic closures, struggling taxpayers, and homeless persecution), 9/25/08 (protection for candidates and families), as well as responses to their accusations dating from 10/2008, 12/2008, and 4/2009, for which he was copied, as well as prior reports of 1991-92, 1999-2000, and 2001-2006 (regarding prior malpractice and retaliation).

Thank you for your consideration...



BOARD of SUPERVISORS



City Hall  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco 94102-4689  
Tel. No. 554-5184  
Fax No. 554-5163  
TDD/TTY No. 554-5277

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BOARD OF SUPERVISORS  
SAN FRANCISCO

2010 DEC 23 PM 4:04

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MEMORANDUM

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Date: December 23, 2010  
To: Honorable Members, Board of Supervisors  
From: Angela Calvillo, Clerk of the Board *Melaine Licavoli*  
Subject: APPOINTMENTS BY THE MAYOR

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The Mayor has submitted appointments to the following Boards and Commissions:

- Stephen Adams, Small Business Commission, term ending January 6, 2014
- Dorka Keehn, Arts Commission, term ending January 15, 2013
- Stephen Revetria, Golden Gate Park Concourse Authority, term ending March 25, 2013

Under the Board's Rules of Order, a Supervisor can request a hearing on an appointment by notifying the Clerk in writing.

Upon receipt of such notice, the Clerk shall refer the appointment to the Rules Committee so that the Board may consider the appointment and act within thirty days of the appointment as provided in Section 3.100(17) of the Charter.

Please notify me in writing by 5:00 p.m., Tuesday, December 28, 2010, if you wish any appointment to be scheduled.

Attachments

OFFICE OF THE MAYOR  
SAN FRANCISCO



orig. Rules Clerk  
C. B. Leg Deputy  
GAVIN NEWSOM

Notice of Appointment

December 21, 2010

Angela Calvillo  
Clerk of the Board  
San Francisco Board of Supervisors  
City Hall, Room 244  
1 Carlton B. Goodlett Place  
San Francisco, California 94102

Dear Ms. Calvillo:

Pursuant to the Charter Section 3.100 (17), I hereby notify you of the following appointments that I have made, in accordance with the 1996 Charter:

- Stephen Adams to the Small Business Commission. Mr. Adams is appointed to the seat held previously by Robert Paterson for the unexpired portion of a four-year term ending January 6, 2014.
- Dorka Keehn to the Arts Commission. Ms. Keehn is appointed to the seat held previously by Maya Draisin for the unexpired portion of a four-year term ending January 15, 2013.
- Stephen Revetria to the Golden Gate Park Concourse Authority. Mr. Revetria is appointed to fill the seat held previously by Mark Dunlop for the unexpired portion of a four-year term ending March 25, 2013.

Please see the attached resumes which will illustrate that these appointees' qualifications allow them to represent the communities of interest, neighborhoods and diverse populations of the City and County.

Should you have any questions, please contact my Director of Appointments, Matthew Goudeau at 415-554-6666.

Sincerely,

Gavin Newsom  
Mayor

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2010 DEC 21 PM 3:32  
BY

Stephen H. Adams  
Vice President / Regional Manager  
Sterling Bank & Trust

Steve Adams manages the San Francisco branch network for Sterling Bank & Trust and is known for his accomplishments and advocacy in community organizations throughout the city.

As Board President of the Merchants of Upper Market since 2007, Steve worked with the mayor's office of economic development, LGBT Center and Castro Community Benefits District to develop a successful program that resulted in the Upper Market and Castro commercial districts consistently having the lowest retail business vacancy in the city. He also drove the creation of a Farmers Market in the Upper Market NCD, helped attract the MILK filming to the neighborhood, created a neighborhood retail brochure that is distributed in hotels and visitors centers in SF, and significantly enhanced the merchant holiday promotion.

Steve has also served as Vice Chairman the Board of Project Open Hand and was on the board of the Golden Gate Business Association for several years.

As a banker dedicated to supporting small businesses in San Francisco neighborhoods, Steve expanded the Sterling Bank & Trust network from one to fourteen branches throughout his tenure at the bank. He also pioneered and implemented the TIC mortgage program that supports home ownership and small business loan programs that help local businesses grow.

## Dorka Keehn

Dorka is the Chief Muse of KEEHN ON ART. She has recently completed *ECO AMAZONS*, the first illustrated book on American women environmentalists with photographs by Colin Finlay to be published by powerHouse Books in 2011. She is currently producing the documentary, *THE AMERICAN DREAM*, and has produced several films for television including the two-time Emmy award-winning documentary, *OF CIVIL WRONGS AND RIGHTS: The Fred Korematsu Story*. In 2008, she and Brian Goggin realized and installed *The Language of the Birds*, a solar powered permanent sculpture commissioned by the San Francisco Arts Commission, voted one of the best public artworks in the U.S. by Americans for the Arts. From 2006 to 2009, Dorka produced and hosted the arts and culture radio and internet program, KEEHN ON ART ([keehonart.com](http://keehonart.com).)

She is a Founder and Board Co-Chair of Emerge America, a Founding Board Member of Ignite, on the Board of Motion Theater Institute, and on the Advisory Boards of The Crucible and the Black Rock Arts Foundation.

## **Stephen Revetria**

### **EXECUTIVE BIOGRAPHY**

Mr. Revetria is responsible for the day-to-day management of Giants Enterprises, a wholly owned subsidiary of the San Francisco Giants. He is responsible for developing business opportunities and strategy that increase the visibility and use of AT&T Park beyond the Major League Baseball franchise.

Mr. Revetria played an integral role in the development and creation of the first dedicated full-time events team at a privately financed Major League ballpark. Under his direction, Giants Enterprises has received international recognition for the execution of its events during the 2007 All-Star Game and the 2010 World Series.

Mr. Revetria has managed the utilization and promotion of San Francisco and AT&T Park in various ventures including; Cirque du Soleil, Cavalia, the Icer Air/Ski and Snowboard jumping contests, AMA Supercross, MonsterJam, AVP Pro-Beach Volleyball, The Giant Race and the Kraft Fight Hunger Bowl (formerly known as the Emerald Bowl).

Giants Enterprises has also co-produced major concerts at AT&T Park such as the Rolling Stones, Paul McCartney, Dave Mathews Band, Green Day and Bruce Springsteen and the E Street Band.

Mr. Revetria currently serves on the US Council of the MPI Foundation, as a Trustee of Fort Mason Center, as a Board Member for the San Francisco Convention & Visitors Bureau, as a Board Member for the Center of Urban Education for Sustainable Agriculture (CUESA), and on the Executive Committee for the Hospitality Management Program at the University of San Francisco. He is a past-president of the International Special Events Society of Northern California & The Guardsmen.

Mr. Revetria resides in San Francisco with his wife, Elizabeth and their daughter Alessandra.

Contact Information for Mr. Stephen Revetria:

Vice President & General Manager  
Giants Enterprises  
24 Willie Mays Plaza  
San Francisco, CA 94107

Telephone: 415-972-1801  
Facsimile: 415-947-2925  
Email: [srevetria@sfgiants.com](mailto:srevetria@sfgiants.com)