



# BOARD OF SUPERVISORS

## CITY AND COUNTY OF SAN FRANCISCO

### AGENDA

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

Tuesday, July 20, 2010 - 2:00 PM

#### Regular Meeting

---

DAVID CHIU, PRESIDENT

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

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at [www.sfgbos.org](http://www.sfgbos.org)

#### BOARD COMMITTEES

##### Committee Membership

###### **Budget and Finance Committee**

Supervisors Avalos, Mirkarimi, Elsbernd, Maxwell, Campos

###### **Budget and Finance Sub-Committee**

Supervisors Avalos, Mirkarimi, Elsbernd

###### **City and School District Select Committee**

Supervisors Dufty, Alioto-Pier, Daly, Fewer, Kim, Mendoza

###### **City Operations and Neighborhood Services Committee**

Supervisors Chu, Avalos, Dufty

###### **Government Audit and Oversight Committee**

Supervisors Mar, Chu, Daly

###### **Land Use and Economic Development Committee**

Supervisors Maxwell, Mar, Chiu

###### **Public Safety Committee**

Supervisors Chiu, Mirkarimi, Elsbernd

###### **Rules Committee**

Supervisors Campos, Alioto-Pier, Mar

##### Meeting Days

Wednesday  
1:30 PM

Wednesday  
11:00 AM

2nd and 4th Thursday  
3:30 PM

2nd and 4th Monday  
10:30 AM

2nd and 4th Thursday  
10:30 AM

Monday  
1:00 PM

1st and 3rd Monday  
10:00 AM

1st and 3rd Thursday  
10:00 AM

## Meeting Procedures

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

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

Citizens are encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

**USING LAPTOP COMPUTERS FOR PRESENTATIONS:** Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting.

Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

**THE AGENDA PACKET IS AVAILABLE FOR REVIEW AT CITY HALL, ROOM 244,**

**RECEPTION DESK.** Agendas are available on the internet at [www.sfbos.org/meetings](http://www.sfbos.org/meetings)

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

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

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

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

## Disability Access

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

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

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, 5, 21, 47, 49, 71, 71L, J, K, L, M, N, T (exit at Van Ness Station). MUNI bus lines also serving the area are the 6, 7, and 9 San Bruno. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

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

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

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

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

## **Lobbyist Registration and Reporting Requirements**

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

## **Agenda Item Information**

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

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

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

## **ROLL CALL AND PLEDGE OF ALLEGIANCE**

## **AGENDA CHANGES**

## **APPROVAL OF MEETING MINUTES**

*Approval of the June 15, 2010, Board Meeting Minutes.*

## **COMMUNICATIONS**

### **SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board**

*(This item will be read at the Board Meeting on the third Tuesday of each month.)*

*The following is a time dedicated for the Mayor to discuss with the Board of Supervisors issues pertaining to the governance of the City and County of San Francisco. The Board of Supervisors offers this time for dialogue on the third regularly scheduled Board meeting of every month pursuant to the will of the voters as expressed in Proposition I in November of 2006.*

*Should the Mayor fail to appear after five minutes of the item being called, the Clerk shall remove the item from the Board's agenda, and the item shall not be considered by the Board. Should the Mayor appear and the Board therefore consider this item, public comment for this item will take place during general public comment.*

## **CONSENT AGENDA**

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

**Items 1 through 12**

**Recommendations of the Budget and Finance Committee**

*Present: Supervisors Avalos, Mirkarimi, Elsbernd, Campos*

1. **100715 [Fire Department Cost Recovery for Vehicle Incidents]**  
**Sponsor: Mayor**  
Ordinance amending the San Francisco Fire Code, Appendix Chapter 1, by adding Section 112.22 to authorize the Fire Department to recover costs incurred removing vehicle contents from City streets and highways after vehicle incidents.  
  
07/13/2010; PASSED, ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

*Present: Supervisors Avalos, Mirkarimi, Elsbernd, Maxwell, Campos*

2. **100725 [Establishing Automated Point-of-Sale Systems Registration, Inspection and Reinspection Requirements and Fees]**  
**Sponsor: Mayor**  
Ordinance amending the San Francisco Administrative Code by adding Chapter 115, Sections 115 through 115.8, to establish registration, inspection and reinspection requirements and fees for automated point-of-sale (scanner) systems to ensure compliance with California Business and Professions Code Sections 12024.2, 12024.6, and 12103.5, and making environmental findings.  
  
07/13/2010; PASSED, ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

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

*Present: Supervisors Chu, Dufty*

3. **100671 [Smoking Prohibition Signage Requirement]**  
**Sponsor: Mar**  
Ordinance amending San Francisco Health Code Section 1009.22 to clarify signage language requirement.  
  
07/13/2010; PASSED, ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

**4. 100758 [Public Works Code - Banners in the North of Market/Tenderloin Community Benefit District]**

**Sponsor: Daly**

Ordinance amending Public Works Code, Article 5.7, Section 184.78 to allow the posting of banners in the North of Market/Tenderloin Community Benefit District as defined herein and adopting environmental findings.

07/13/2010; PASSED, ON FIRST READING.

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

*Present: Supervisors Chu, Avalos, Alioto-Pier*

**5. 100885 [Accept and Expend Grant - Pedestrian and Bicycle Projects - \$685,000]**

**Sponsor: Chu**

Resolution authorizing the San Francisco Municipal Transportation Agency and the Department of Public Works to accept and expend State Transportation Development Act Article 3 funds totaling \$685,000 which consists of \$310,000 to the Department of Public Works and \$375,000 to the San Francisco Municipal Transportation Agency, for various pedestrian and bicycle projects in the City and County of San Francisco in FY2010-2011.

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

**Recommendations of the Government Audit and Oversight Committee**

*Present: Supervisors Mar, Chu, Daly*

**6. 100808 [Memorandum of Understanding, Amendment No. 2 - Municipal Executives' Association Police]**

**Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association Police by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

07/13/2010; PASSED, ON FIRST READING.

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

7. 100866 **[Memorandum of Understanding, Amendment No. 2 - Freight Checkers, Clerical Employees and Helpers, Teamsters Local 856 (Supervising Registered Nurses, Unit 11.B)]**  
**Sponsor: Mayor**  
Ordinance adopting and implementing Amendment No. 2 to the 2007-2011 Memorandum of Understanding between the City and County of San Francisco and the Freight Checkers, Clerical Employees and Helpers, Teamsters Local 856 (Supervising Registered Nurses, Unit 11.B.), by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

07/13/2010; PASSED, ON FIRST READING.

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

8. 100868 **[Memorandum of Understanding - Service Employees International Union, Local 1021 Staff and Per Diem Nurses]**  
**Sponsor: Mayor**  
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021 Staff and Per Diem Nurses, to be effective July 1, 2010, through June 30, 2012.

07/13/2010; PASSED, ON FIRST READING.

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

### **Recommendations of the Rules Committee**

*Present: Supervisors Campos, Mar*

9. 100856 **[Settlement of Lawsuit - Jeffrey Bitton, Sandra Bitton and Micha Bitton - \$48,500]**  
Ordinance authorizing settlement of the lawsuit filed by Jeffrey Bitton, Sandra Bitton, and Micha Bitton against the City and County of San Francisco for \$48,500; the lawsuit was filed on December 15, 2008, in the United States District Court, Northern District of California, Case No. C08-5585; entitled Jeffrey Bitton, et al. v. City and County of San Francisco, et al. (City Attorney)

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

10. 100857 **[Settlement of Attorney's Fees/Costs Claim in Lawsuit - A.N.S.W.E.R. Coalition - \$90,000]**  
Ordinance authorizing settlement of the claim for attorney's fees and costs incurred by A.N.S.W.E.R. Coalition - San Francisco in litigation against the City and County of San Francisco for \$90,000.00; the lawsuit was filed on June 16, 2006, in San Francisco Superior Court, Case No. CPF-06-506438; entitled A.N.S.W.E.R. Coalition - San Francisco v. City and County of San Francisco. (City Attorney)

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

11. 100858 **[Settlement of Unlitigated Claim - Barbara Whittenburg - \$60,000]**  
Resolution approving the settlement of the unlitigated claim filed by Barbara Whittenburg against the City and County of San Francisco for \$60,000; claim was filed on November 12, 2009. (City Attorney)

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

12. 100859 **[Settlement of Unlitigated Claim - Lance Gentile - \$105,000]**  
Resolution approving the settlement of the unlitigated claim filed by Lance Gentile against the City and County of San Francisco for \$105,000; claim was filed on September 28, 2009. (City Attorney)

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

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated: \_\_\_\_\_

## REGULAR AGENDA

## UNFINISHED BUSINESS

### Recommendations of the Budget and Finance Committee

*Present: Supervisors Avalos, Mirkarimi, Elsbernd, Maxwell, Campos*

*(Charter Section 9.100 provides the Board shall not adopt the Budget earlier than July 15, 2010, nor later than August 1, 2010.)*

13. 100701 **[Proposed Consolidated Budget and Annual Appropriation Ordinance, FYs Ending June 30, 2011, and June 30, 2012]**

**Sponsor: Mayor**

Proposed Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for the FYs ending June 30, 2011, and June 30, 2012.

(Supervisor Elsbernd dissented in Committee.)

07/13/2010; CONTINUED ON FIRST READING.

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



**14. 100747 [Proposed Annual Salary Ordinance, FY Ending June 30, 2011, for all Departments, and for FY Ending June 30, 2012, for the San Francisco International Airport, Municipal Transportation Agency, Port Commission, and Public Utilities Commission]**

**Sponsor: Mayor**

Proposed Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FY ending June 30, 2011, for all departments and for FY ending June 30, 2012, for the San Francisco International Airport, Municipal Transportation Agency, Port Commission, and Public Utilities Commission continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

(Supervisor Elsbernd dissented in Committee.)

07/13/2010; CONTINUED ON FIRST READING.

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

**Recommendations of the Government Audit and Oversight Committee**

*Present: Supervisors Mar, Chu, Daly*

**15. 100810 [Memorandum of Understanding, Amendment No. 3 - San Francisco Firefighters, Local 798, (Unit 2)]**

**Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 3 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Firefighters, Local 798, Unit 2, by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

(Supervisor Daly dissented in committee.)

07/13/2010; PASSED ON FIRST READING.

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

**16. 100811 [Memorandum of Understanding, Amendment No. 2 - San Francisco Police Officers' Association (Units P-1 & P-2A)]**

**Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Units P-1 & P-2A), by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

(Supervisor Daly dissented in committee.)

07/13/2010; PASSED ON FIRST READING.

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

**17. 100812 [Memorandum of Understanding, Amendment No. 2 - San Francisco Police Officers' Association (Unit P-2B)]**

**Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Unit P-2B), by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

(Supervisor Daly dissented in committee.)

07/13/2010; PASSED ON FIRST READING.

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

**18. 100867 [Memorandum of Understanding, Amendment No. 2 - Municipal Executives' Association Fire]**

**Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association Fire by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

(Supervisor Daly dissented in committee.)

07/13/2010; PASSED ON FIRST READING.

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

**From the Government Audit and Oversight Committee Without Recommendation**

*Present: Supervisors Mar, Daly*

**19. 100809 [Memorandum of Understanding, Amendment No. 3 - San Francisco Firefighters, Local 798, (Unit 1)]**

**Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 3 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Firefighters, Local 798, Unit 1, by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

07/13/2010; PASSED ON FIRST READING.

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

**Recommendations of the Rules Committee**

*Present: Supervisors Campos, Alioto-Pier, Mar*

- 20. 100629 [San Francisco Affordable Housing Fund]**  
**Sponsor: Daly**  
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 16.127 to: (1) establish baseline appropriation and make an annual appropriation of the equivalent of 33% of any available general fund budget surplus for the next fifteen (15) years to support affordable housing programs; (2) require the Mayor's Office of Housing, in cooperation with the Department of Public Health and Department of Human Services, to prepare an affordable housing plan every three (3) years and an annual affordable housing budget; (3) affirm City policy urging the Redevelopment Agency to use at least 50% of its tax increment funds for low and moderate income housing; and (4) set an expiration date of July 1, 2026.  
  
(Supervisor Alioto-Pier dissented in committee.)  
  
07/13/2010; CONTINUED.  
  
**Question: Shall this Charter Amendment be SUBMITTED?**
- 21. 100630 [Requiring the Mayor to Appear Personally at One Regularly-Scheduled Meeting of the Board of Supervisors Each Month to Engage in Formal Policy Discussions with Members of the Board]**  
**Sponsor: Daly**  
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 2.103 and 3.100, to require the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of the Board and to authorize the Board to adopt rules and guidelines.  
  
(Supervisor Alioto-Pier dissented in committee.)  
  
07/13/2010; CONTINUED.  
  
**Question: Shall this Charter Amendment be SUBMITTED?**
- 22. 100633 [Split Appointments to the Recreation and Park Commission]**  
**Sponsors: Mirkarimi, Campos, Mar, Daly and Avalos**  
Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by amending Section 4.113 to split the power to make appointments to the Recreation and Park Commission between the Mayor and the Board of Supervisors, and amending Section 15.105 to provide that the appropriate appointing authority may initiate removal of Recreation and Park Commissioners.  
  
07/13/2010; CONTINUED.  
  
**Question: Shall this Charter Amendment be SUBMITTED?**

- 23. 100634 [Health Service Board Terms and Elections]**  
**Sponsor: Elsbernd**  
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 12.00, to shorten, on a one-time basis, the term of one Health Service Board member from five years to three years, and the term of another Health Service Board member from five years to two years, so that Board terms will expire in pairs in the future and can be filled during the same Board election.

07/13/2010; CONTINUED.

**Question: Shall this Charter Amendment be SUBMITTED?**

- 24. 100635 [Non-Citizen Voting in School Board Elections]**  
**Sponsors: Chiu; Campos, Mar, Avalos, Mirkarimi, Maxwell, Daly and Duffy**  
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Section 8.100 and adding Section 13.111 to authorize San Francisco residents 18 years of age or older who are the parents, legal guardians or caregivers of children in the San Francisco Unified School District to vote in elections for the Board of Education, regardless of whether the residents are United States citizens.

07/13/2010; CONTINUED.

**Question: Shall this Charter Amendment be SUBMITTED?**

## **NEW BUSINESS**

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

*Present: Supervisors Avalos, Mirkarimi, Elsbernd*

- 25. 100882 [Waiver of Street Encroachment Permit Fee for Golden Gate Transportation District]**  
**Sponsor: Elsbernd**  
Ordinance waiving the street encroachment permit processing fee in Public Works Code Section 2.1.1(j) for signs related to bus service for the Golden Gate Bridge, Highway, and Transportation District.

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

**26. 100607 [Adopting California Environmental Quality Act Findings for Sunnydale Sewer System Improvement Project]**

Resolution adopting findings under the California Environmental Quality Act, CEQA Guidelines, and San Francisco Administrative Code Chapter 31, including the adoption of a mitigation monitoring and reporting program, related to the funding of Project No. CENMSCIC23, Sunnydale Sewer System Improvement Project, in the Visitacion Valley and Sunnydale neighborhood areas, and directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission)

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

**27. 100687 [Agreement to Purchase Permanent Subsurface Easements and Temporary License Agreements to Enter and Use Property for the Sunnydale Sewer System Improvement Project totaling \$2,459,664]**

Resolution approving and authorizing agreements for the acquisition of the following real property rights required for the Sunnydale Sewer Improvement Project No. CENMSCIC2362 (Project) totaling \$2,459,664: (1) permanent subsurface sewer easements over portions of San Francisco APN 4991/24 and 4991/65 comprising 11,677.7 square feet, (2) permanent subsurface sewer easements over portions of San Francisco APN 5100/3, 5101/7, and 5102/9 comprising 24,468 square feet, (3) a temporary 18-month License with a 6-month option term over San Francisco APN 4991/24, 4991/61, 4991/65 comprising 47,568 square feet, and 22,215 square feet over the contiguous Brisbane APN 005-153-030, and (4) a temporary 18-month License with a 6-month option term over portions of San Francisco APN 5100/3 and 5107/1 comprising 24,613.7 square feet; adopting findings under the California Environmental Quality Act (CEQA); adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department)

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

**28. 100688 [Agreement to Purchase Permanent Subsurface Easements for the Sunnydale Sewer Improvement Project totaling \$174,001]**

Resolution approving and authorizing agreements for the acquisition of permanent subsurface sewer easements required for the Sunnydale Sewer Improvement Project No. CENMSCIC2362 (the "Project") over portions of San Francisco APN 5104/4, 4991/7/8, 4991/9 and 4991/68 from Recology Properties, Inc. (fka Macor, Inc.) and Recology San Francisco (fka SF Recycling & disposal, Inc./fka Sanitary Fill Co.) totaling \$174,001, comprising 31,826.19 square feet; adopting findings under the California Environmental Quality Act (CEQA); adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department)

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

**29. 100780 [Amendment to Treasure Island South Waterfront Master Lease]**

Resolution approving the Twenty-Sixth Amendment to the Treasure Island South Waterfront Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

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

- 30. 100781 [Amendment to Treasure Island Land and Structures Master Lease]**  
Resolution approving the Thirty-Fourth Amendment to the Treasure Island Land and Structures Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

**Question: Shall this Resolution be ADOPTED?**
  
- 31. 100782 [Amendment to Treasure Island Marina Master Lease]**  
Resolution approving the Fourteenth Amendment to the Treasure Island Marina Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

**Question: Shall this Resolution be ADOPTED?**
  
- 32. 100783 [Amendment to Treasure Island Childcare Master Lease]**  
Resolution approving the Sixth Amendment to the Treasure Island Childcare Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

**Question: Shall this Resolution be ADOPTED?**
  
- 33. 100784 [Amendment to Treasure Island Event Venues Master Lease]**  
Resolution approving the Twenty-Second Amendment to the Treasure Island Event Venues Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

**Question: Shall this Resolution be ADOPTED?**
  
- 34. 100785 [Approving Modification to the Cooperative Agreement between the Treasure Island Development Authority and the U.S. Navy]**  
Resolution approving and authorizing the Treasure Island Development Authority to enter into a Modification to the Cooperative Agreement with the U.S. Navy to extend the Cooperative Agreement from October 1, 2010, to September 30, 2011. (Treasure Island Development Authority)

**Question: Shall this Resolution be ADOPTED?**
  
- 35. 100796 [Agreement for Vehicle Towing, Storage and Disposal Services with TEGSCO, LLC, dba San Francisco Auto Return]**  
**Sponsor: Elsbernd**  
Resolution approving the amended and restated service agreement and property use license for towing, storage and disposal of abandoned and illegally parked vehicles by and between the San Francisco Municipal Transportation Agency and TEGSCO, LLC, d.b.a. San Francisco Auto Return.

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

- 36. 100805 [Memorandum of Understanding - Clipper Program Operations and Maintenance]**  
**Sponsor: Dufty**  
Resolution approving the Memorandum of Understanding with the Metropolitan Transportation Commission, and other Bay Area transit agencies, for the future operation and maintenance of the Clipper Program.  
  
(Fiscal Impact.)  
  
**Question: Shall this Resolution be ADOPTED?**
- 37. 100855 [Approve San Francisco Public Utilities Commission Calaveras Dam Replacement Construction Management Contract - Not to Exceed \$38,000,000]**  
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Water System Improvement Program-funded Professional Service Agreement No. CS-911R, Calaveras Dam Replacement Construction Management Services, with Black and Veatch, for an amount not to exceed \$38,000,000 with a term of up to five years and six months, pursuant to San Francisco Charter Section 9.118. (Public Utilities Commission)  
  
**Question: Shall this Resolution be ADOPTED?**

### **Recommendations of the Budget and Finance Committee**

*Present: Supervisors Avalos, Mirkarimi, Elsbernd, Maxwell, Campos*

- 38. 100729 [Treasure Island Development Authority Budget FY2010-2011]**  
**Sponsor: Mayor**  
Resolution approving the Budget of the Treasure Island Development Authority for FY2010-2011.  
  
**Question: Shall this Resolution be ADOPTED?**
- 39. 100703 [Planning Code Amendments to Update Fees for Cost Recovery]**  
**Sponsor: Mayor**  
Ordinance amending the San Francisco Planning Code, Article 3.5, by amending Sections 350, 351, 352, 353, 354, 355, and 358, to increase fees 2.61%, and an additional 2.04% for all fees except those associated with small projects for cost recovery; add a new fee for Conditional Use Applications for Wireless Telecommunication Services Facilities; increase the Discretionary Review filing fee; and make other adjustments for cost recovery.  
  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**40. 100724 [Update to Environmental Review Fees to Increase Fees for Cost Recovery, Establish a New Fee for Mitigation and Conditions of Approval Monitoring, and Make Other Clarifying Changes]**

**Sponsor: Mayor**

Ordinance amending the San Francisco Administrative Code, Chapter 31, Articles IV and V, by amending Sections 31.22, 31.23, and 31.24, to increase all fees 2.61% which is the cost of living adjustment, and an additional 2.04% for cost recovery, further increase Categorical Exemption Class 32, Negative Declaration and Environmental Impact Report addendum fees for cost recovery, change the timing of Environmental Impact Report payments, add a new fee for mitigation and condition of approval monitoring, and for the Municipal Transportation Agency and Public Utilities Commission for Categorical Exemption Certificates, clarify phase collection payments and refund policy, and establish a processing fee for phased payments.

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

**41. 100909 [Appropriating \$6,816,953 of General Fund Balance and Additional Revenues for Various Programs in Children, Youth, and Their Families and Human Services Agency for FY2010-2011]**

**Sponsor: Avalos**

Ordinance appropriating \$6,816,953, including \$6,353,453 of General Fund balance, \$320,000 of property tax revenues, \$40,000 of administrative processing fees, and \$103,500 of Federal Medi-Cal Title XIX revenues, and appropriating \$5,470,339 for various programs in the Department of Children, Youth, and Their Families and \$1,346,614 for various programs in Human Services Agency - Department of Aging and Adult Services for FY2010-2011, and urging the First Five Commission to program at least \$693,000 of existing appropriation authority for Early Childcare and Education programs, requiring a two-thirds affirmative vote of all members of the Board of Supervisors per San Francisco Charter Section 9.113.

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

**42. 100886 [Approving the Issuance of Bonds for National Center for International Schools by the California Enterprise Development Authority - Not to Exceed \$26,500,000]**

**Sponsor: Daly**

Resolution approving the issuance, by the California Enterprise Development Authority, of its revenue obligations bonds for the benefit of National Center for International Schools, a nonprofit public benefit corporation, and/or a related entity in an aggregate principal amount not to exceed \$26,500,000 for the purpose of financing and refinancing the cost of the acquisition, construction, rehabilitation, equipping and furnishing of certain property, providing the terms and conditions for such obligations and other matters relating thereto.

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



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

*Supervisors Avalos, Mirkarimi, Elsbernd, Maxwell, Campos*

- 43. 100750 [Increase the Real Property Transfer Tax]**  
**Sponsor: Avalos**  
Motion ordering submitted to the voters an ordinance authorizing an amendment to the Real Property Transfer Tax at an election to be held on November 2, 2010.  
  
(Economic Impact.)  
  
**Question: Shall this Motion be APPROVED?**
  
- 44. 100756 [Establishing a Progressive Payroll Expense Tax Rate Structure and Reducing Selected Payroll Expense Tax Rates; Imposing a Gross Receipts Tax on the Rental of Commercial Real Property]**  
**Sponsor: Chiu**  
Motion ordering submitted to the voters an ordinance revising the payroll expense tax to establish a progressive tax rate structure and reducing selected payroll expense tax rates and imposing a gross receipts tax on the rental of commercial real property, at an election to be held on November 2, 2010.  
  
(Economic Impact.)  
  
**Question: Shall this Motion be APPROVED?**
  
- 45. 100759 [Parking Tax Increase and Tax on Valet Services]**  
**Sponsor: Mirkarimi**  
Motion ordering submitted to the voters an ordinance authorizing the "Ordinance amending San Francisco Business and Tax Regulations Code, Article 9, Sections 602 and 602.5 (Tax on Occupancy of Parking Space in Parking Station) to increase the tax rate from 15% to 25%, making the total tax rate, including the existing surcharge, 35%; amending Section 601 to clarify the definition of "Operator" and "Occupant" and to add a new definition of "Valet Parking Service Provider;" and adding Section 602B to impose an additional tax of 35% on gross receipts from valet parking services" at an election to be held on November 2, 2010.  
  
(Economic Impact.)  
  
**Question: Shall this Motion be APPROVED?**

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

*Present: Supervisors Chu, Avalos, Alioto-Pier*

- 46. 100751 **[Implementation of Assembly Bill 1421 - Assisted Outpatient Treatment, "Laura's Law"]**

**Sponsor: Alioto-Pier**

Resolution authorizing the implementation of assisted outpatient treatment in the City and County of San Francisco, requesting the Controller conduct an analysis of mental health funding levels.

(Supervisor Avalos dissented in committee.)

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

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

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

- 47. 100949 **[Committee of the Whole - Election Day Voter Registration Charter Amendment]**

Hearing of persons interested in or objecting to the amendments to the proposed Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by adding Section 13.112 and amending Article XVII to establish Election Day Voter Registration for exclusively municipal elections. (Clerk of the Board)

**Action:**\_\_\_\_\_

**Committee of the Whole Adjourn and Report**

- 48. 100267 **[Election Day Voter Registration]**

**Sponsor: Mirkarimi**

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by adding Section 13.112 and amending Article XVII to establish Election Day Voter Registration for exclusively municipal elections.

07/13/2010; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

07/13/2010; CONTINUED AS AMENDED.

**Question: Shall this Charter Amendment be SUBMITTED?**

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

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

- 49. 100944 **[Committee of the Whole - Earthquake Safety Retrofit Deferred Loan and Grant Program General Obligation Bonds]**  
 Hearing of persons interested in or objecting to the amendments to the proposed Resolution and Ordinance relating to the Earthquake Safety Retrofit Deferred Loan and Grant Program General Obligation Bonds. (Clerk of the Board)  
  
**Action:**\_\_\_\_\_

### Committee of the Whole Adjourn and Report

- 50. 100580 **[General Obligation Bond - Earthquake Safety Retrofit Deferred Loan and Grant Program General Obligation Bond - November 2, 2010, Election]**  
**Sponsor: Mayor**  
 Ordinance calling and providing for a consolidated general election to be held in the City and County of San Francisco on Tuesday, November 2, 2010, for the purpose of submitting to the voters of the City and County of San Francisco a proposition to authorize general obligation bonded indebtedness of the City and County in the Amount of Forty Six Million One Hundred and Fifty Thousand Dollars (\$46,150,000) to provide deferred loans and/or grants to pay the costs of seismic retrofits to multi-story wood structures that are at significant risk of substantial damage and collapse during an earthquake; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Chapter 37 of the San Francisco Administrative Code; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; finding that the proposed bond is not a project under the California Environmental Quality Act; finding that the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Administrative Code Section 2A.53; consolidating the special election with the general election on the same date; establishing the election precincts, voting places and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with Section 53410 of the California Government Code; incorporating the provisions of Article V of Chapter V of the San Francisco Administrative Code; and waiving the time requirements specified in Section 2.34 of the San Francisco Administrative Code.  
  
 07/13/2010; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.  
  
 07/13/2010; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.  
  
 07/13/2010; PASSED ON FIRST READING AS AMENDED.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

**51. 100581 [General Obligation Bonds - Earthquake Safety Retrofit Deferred Loan and Grant Program General Obligation Bonds 2010 - Estimated Cost \$46,150,000]**

**Sponsor: Mayor**

Resolution determining and declaring that the public interest and necessity demand the construction, improvement and seismic retrofitting of multi-story wood framed affordable housing soft-story buildings for earthquake safety funded by the City or other qualified governmental housing finance agency, or owned by private third-parties and the payment of related costs necessary or convenient for the foregoing purposes; finding that the estimated cost of \$46,150,000 for such improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require incurring bonded indebtedness; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act (CEQA) and adopting findings under CEQA, CEQA Guidelines, and San Francisco Administrative Code Chapter 31 for the remaining portion of the proposed bond; finding the proposed bond is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; and waiving the time limits set forth in Administrative Code Section 2.34.

06/15/2010; CONTINUED.

06/29/2010; CONTINUED.

07/13/2010; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

07/13/2010; CONTINUED AS AMENDED.

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

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

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

**52. 100945 [Committee of the Whole - Establishment of Rent Board in Charter; Appointment and Removal of Members and Alternate Members Charter Amendment]**

Hearing of persons interested in or objecting to the amendments to the proposed Charter Amendment to amend the Charter of the City and County of San Francisco by adding Section 4.136, and amending Section 15.105. Section 4.136 would be added to: establish the Residential Rent Stabilization and Arbitration Board (Rent Board) in the Charter; authorize the Board of Supervisors to appoint three members and three alternate members, authorize the Mayor to appoint three members and three alternate members, and authorize the Board of Supervisors President and the Mayor to jointly appoint one member and one alternate member; and provide that the Rent Board will consist of two tenants, two landlords, and three neutral members, with an alternate for each member. Charter Section 15.105, which enumerates commissions whose members are subject to removal only for official misconduct, would be amended to include Rent Board members and alternate members. (Clerk of the Board)

**Action:**\_\_\_\_\_

**Committee of the Whole Adjourn and Report**

- 53. 100636 [Establishment of Rent Board in Charter; Appointment and Removal of Members and Alternate Members]**  
**Sponsors: Campos; Avalos, Daly, Mar, Maxwell, Mirkarimi and Chiu**  
Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by adding Section 4.136, and amending Section 15.105. Section 4.136 would be added to: establish the Residential Rent Stabilization and Arbitration Board (Rent Board) in the Charter; authorize the Board of Supervisors to appoint three members and three alternate members, authorize the Mayor to appoint three members and three alternate members, and authorize the Board of Supervisors President and the Mayor to jointly appoint one member and one alternate member; and provide that the Rent Board will consist of two tenants, two landlords, and three neutral members, with an alternate for each member. Charter Section 15.105, which enumerates commissions whose members are subject to removal only for official misconduct, would be amended to include Rent Board members and alternate members.
- (Supervisor Alioto-Pier dissented in committee.)
- 07/13/2010; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.
- 07/13/2010; CONTINUED AS AMENDED.
- Question: Shall this Charter Amendment be SUBMITTED?**

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

### **COMMITTEE REPORTS**

*Reports from committees, if any, recommending emergency or urgent measures.*

*The following item will be considered by the Public Safety Committee at a Regular Meeting on Monday, July 19, 2010, at 10:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, July 20, 2010.*

- 54. 100884 [Accept and Expend Grant - Local Juvenile Justice Accountability Measures - \$119,034]**  
**Sponsor: Campos**  
Resolution authorizing the San Francisco Public Defender's Office to accept and expend a grant in the amount of \$119,034 from the State Corrections Standards Authority for the purposes of implementing local juvenile justice accountability measures through the Juvenile Accountability Block Grant.
- Question: Shall this Resolution be ADOPTED?**

The following items will be considered by the Rules Committee at a Special Meeting on Tuesday, July 20, 2010, at 10:00 a.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, July 20, 2010.

55. 100760 **[Community Policing and Foot Beat Patrols]**  
**Sponsors: Mirkarimi; Chiu, Avalos and Campos**  
Motion ordering submitted to the voters an ordinance establishing the Community Policing Policy and Foot Beat Patrol Program at an election to be held on November 2, 2010.

**Question: Shall this Motion be APPROVED?**

56. 100953 **[Community Policing and Foot Beat Patrols]**  
Motion ordering submitted to the voters an ordinance at an election to be held on November 2, 2010 establishing the Community Policing Policy and Foot Beat Patrol Program and supplanting any City ordinance the voters approve at the November 2, 2010 election that bans lying or sitting on public sidewalks.

**Question: Shall this Motion be APPROVED?**

*(Pursuant to the provisions of Rule 2.28.7 of the Board's Rules of Order, at least six days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from committee and any Board order of submission to the electorate. In accordance therewith consideration of the following proposed Charter amendment appropriately may be continued at least one week.)*

57. 100637 **[San Francisco Municipal Transportation Agency - Appointments Policy and Other Procedures]**  
**Sponsors: Campos; Mirkarimi, Chiu and Mar**  
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Sections 8A.100, 8A.101, 8A.102, 8A.104, 8A.105, 8A.106, 8A.107, 8A.108, 8A.113, A8.409-1, A8.409-4, and A8.428, and repealing Section A8.404, to: provide for split appointments to the San Francisco Municipal Transportation Agency (MTA) Board of Directors; allocate a share of property tax revenues to the Transportation Fund; require the MTA to resubmit an Agency budget if its budget is rejected by the Board of Supervisors; establish an Office of the MTA Inspector General; and, eliminate formulas governing operator wages and benefit payments and subject these matters instead to collective bargaining.

**Question: Shall this Charter Amendment be SUBMITTED?**

## ROLL CALL FOR INTRODUCTIONS

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

## PUBLIC COMMENT

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

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

## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

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

### Items 58 through 72

- 58. 100931 [Local Support for Proposition 1B Local Streets and Road Projects]**  
**Sponsor: Mayor**  
Resolution authorizing local support for street resurfacing projects to be funded by FY2009-2010 Proposition 1B State Infrastructure Bond funds from the Local Street and Road, Congestion Relief, and Traffic Safety Account of 2006.
- 07/14/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 59. 100932 [Apply for State Used Oil Payment Program]**  
**Sponsor: Mayor**  
Resolution authorizing the Department of the Environment to apply for annual grants from the California Department of Resources Recycling and Recovery for the purpose of increasing Used Motor Oil Recycling and Household Hazardous Waste Management.
- 07/13/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

**60. 100933 [Homeland Security Grants]****Sponsor: Mayor**

Resolution authorizing designated City and County officials to execute and file, on behalf of the City and County of San Francisco, a public entity established under the laws of the State of California, any actions necessary for the purpose of obtaining federal financial assistance provided by the federal Department of Homeland Security and sub-granted through the State of California under various grant programs, including: the FY2010 Homeland Security Grant Program for the FY2010 Urban Areas Security Initiative (UASI) grant, the FY2010 Regional Catastrophic Preparedness Grant Program (RCPGP), the FY2010 Interoperable Emergency Communications Grant Program (IECGP), Public Law 111-83, FY2010 State Homeland Security Grant Program, FY2010 Metropolitan Medical Response System, FY2010 Citizen Corps Program, FY2010 Emergency Management Performance Grant, and FY2010 Buffer Zone Protection Program.

07/13/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**61. 100934 [Issuance and Sale of Tax-Exempt Revenue Bonds - Drew School - Not to Exceed - \$8,000,000]****Sponsor: Alioto-Pier**

Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$8,000,000 to finance and/or refinance various capital facilities owned by Drew School.

07/14/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**62. 100935 [Supporting Eddy Zheng's Application to Remain Lawfully in the United States]****Sponsors: Chiu; Mar, Avalos, Mirkarimi, Campos, Chu and Maxwell**

Resolution urging the Honorable Arnold Schwarzenegger, Governor of California, to grant Xiao Fei "Eddy" Zheng a full pardon and allow him to remain in the United States and to continue to serving youth in the San Francisco Bay Area community.

07/13/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**63. 100936 [Accept and Expend Grant - Early Childhood Mental Health Consultation Initiative - \$20,000]****Sponsor: Chu**

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$20,000 from the San Francisco Foundation, to assist with a project entitled "Early Childhood Mental Health Consultation Initiative" for the period of June 1, 2010, through May 31, 2011.

07/13/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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



- 64. 100937 [Honoring Duane Kuiper and Mike Krukow in Recognition of their 20th Anniversary as San Francisco Giants Broadcasters]**  
**Sponsors: Dufty; Elsbernd**  
Resolution Honoring Duane Kuiper and Mike Krukow in recognition of their 20th Anniversary as San Francisco Giants broadcasters and wishing them the best over their next twenty years and beyond.

07/13/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

- 65. 100938 [Support Assembly Bill 32 Regarding the CLEAR Act]**  
**Sponsor: Mirkarimi**  
Resolution in support of Assembly Bill 32 regarding the CLEAR Act pending in the United States Senate.

07/13/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

- 66. 100835 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 266-286 - 4th Street]**  
Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize acquisition of the fee simple interest in real property commonly known as 266-286 - 4th Street, San Francisco, California, Assessor's Parcel No. Block 3733, Lot 093, by eminent domain, for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board)

06/21/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Motion be APPROVED?**

- 67. 100838 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 790 Market Street]**  
Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize acquisition of a subsurface easement in real property commonly known as 790 Market Street, San Francisco, California, Assessor's Parcel No. Block 0328, Lot 002, by eminent domain, for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board)

06/21/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Motion be APPROVED?**

- 68. 100841 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 801 Market Street]**  
Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize acquisition of a subsurface easement in real property commonly known as 801 Market Street, San Francisco, California, Assessor's Parcel No. Block 3705, Lot 48A, by eminent domain, for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board)

06/21/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Motion be APPROVED?**

- 69. 100844 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 933-949 Stockton Street]**  
Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize acquisition of the fee simple interest in real property commonly known as 933-949 Stockton Street, San Francisco, California, Assessor's Parcel No. Block 0211, Lot 001, by eminent domain, for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board)

06/21/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Motion be APPROVED?**

- 70. 100847 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 1455 Stockton Street]**  
Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize acquisition of a subsurface easement in real property commonly known as 1455 Stockton Street, San Francisco, California, Assessor's Parcel No. Block 0130, Lot 001, by eminent domain, for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board)

06/21/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Motion be APPROVED?**

- 71. **100947 [Final Map 5719 - 238 Olive Street; 1030 Franklin Street]**  
 Motion approving Final Map 5719, an Eight Residential Unit Condominium Project, located at 238 Olive Street and 1030 Franklin Street being a subdivision of Lot No. 082 in Assessors Block No. 0719 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

07/14/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Motion be APPROVED?**

- 72. **100948 [Final Map 5168 – 5600 3rd Street]**  
 Motion approving Final Map 5168, a Five Lot Airspace Project, located at 5600 3rd Street being a subdivision of Lot No. 013 in Assessors Block No. 5421 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

07/14/2010; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Motion be APPROVED?**

Questions on the For Adoption Without Committee Reference Agenda: \_\_\_\_\_

**73. IMPERATIVE AGENDA**

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

*[Serious Injury Finding]*

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

*[Purely Commendatory Finding]*

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

*[Brown Act Finding]*

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

## LEGISLATION INTRODUCED AT ROLL CALL

### PROPOSED ORDINANCES

*Proposed ordinances received from July 6, 2010, to July 12, 2010, for reference by President to appropriate committee on July 20, 2010.*

**100917 [Planning Code - Area Plan Impact Fee and Jobs-Housing Linkage Program Modifications]**

Ordinance amending the San Francisco Planning Code sections related to Area Plan Impact Fees (Rincon Hill, Market and Octavia, Eastern Neighborhoods, and Balboa Park) and Jobs-Housing Linkage Fee to improve Planning Code readability and ease of application with regard to impact fees; to create consistent definitions and application across the Area Plan Impact Fee and Jobs-Housing Linkage Fee provisions; to better recognize and account for the impact of existing conditions of development sites affected by the Area Plan Impact Fees and the Jobs-Housing Linkage Fee; to promote adaptive re-use of existing buildings in the Eastern Neighborhoods; to clarify the impact fees associated with the Eastern Neighborhoods' on-going "legitimization" program; and adopting findings, including Section 302, environmental findings, and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Department)

07/08/2010; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

**100918 [Mission Bay North-Blocks N3-N3A Public Infrastructure Improvements]**

Ordinance accepting the irrevocable offer of public infrastructure improvements associated with Mission Bay North Blocks N3-N3A, including acquisition facilities on portions of King Street, Berry Street, Fourth Street, and Fifth Street; declaring such areas as shown on official Department of Public Works maps as open public right-of-way; designating such areas and improvements for street and roadway purposes; establishing street grades and sidewalk widths; accepting said facilities for City maintenance and liability purposes, subject to specified limitations; accepting a pedestrian access and utility easement relating to the project; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of City's Planning Code Section 101.1, and the Mission Bay North Redevelopment Plan; accepting Department of Public Works Order No. 178,752; and authorizing official acts in connection with this Ordinance. (Public Works Department)

07/09/2010; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.

## PROPOSED RESOLUTIONS

*Proposed resolutions received from July 6, 2010, to July 12, 2010, for reference by President to appropriate committee on July 20, 2010.*

**100919 [Authorizing the Sheriff's Department to Amend its Contract with ARAMARK Correctional Services, LLC (Formally Known as ARAMARK Correctional Services, Inc.) for Jail Food Services - Not to Exceed \$30,500,000]**

Resolution authorizing the Sheriff's Department to enter into a Third Amendment to the Agreement between the City and County and ARAMARK Correctional Services, LLC (ARAMARK), to increase the contract amount from \$24,000,000 to an amount not to exceed \$30,500,000 and to extend the contract term to June 30, 2012. (Sheriff)

07/10/2010; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

**100920 [Finding of Fiscal Feasibility - Cruise Terminal Project at Pier 27]**

Resolution finding the proposed cruise terminal project at Pier 27 is fiscally feasible pursuant to Administrative Code Chapter 29. (Port)

07/12/2010; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

**100951 [Petitions and Communications]**

Petitions and Communications received from July 6, 2010, through July 12, 2010, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on July 20, 2010.

From Department of Elections, notifying proponent that the Initiative Petition setting transit operator wages through collective bargaining did contain sufficient valid signatures to qualify for the upcoming November 2, 2010, Consolidated General Election to be held in the City and County of San Francisco. Copy: Each Supervisor (1)

From Clerk of the Board, the following individual has submitted a Form 700 Statement: Cassandra Costello, legislative aide, leaving (2)

From Assessor-Recorder, submitting their joint report summarizing the number of biotechnology businesses receiving the payroll expense tax exclusion, the amount of payroll expense tax excluded, and the property taxes paid by these businesses for 2009 and prior tax years. Copy: Each Supervisor (3)

From Department of Elections, notifying proponent that the initiative petition regarding additional voting at polling places on Saturday did contain sufficient valid signatures to qualify for the upcoming November 2, 2010, Consolidated General Election to be held in the City and County of San Francisco. Copy: Each Supervisor (4)

From Municipal Transportation Agency, submitting request for waiver of Administrative Code Chapter 12B for Swiger Coil Systems, Inc. (5)

From Clerk of the Board, the following departments have submitted their Sole Source contracts for FY2009-2010: (6)

- Board of Supervisors/Clerk of the Board
- Fire Department
- Health Service System
- Mayor's Office
- Planning Department
- Office of Citizens Complaints
- Police Department
- Department of Public Works
- Port
- Recreation and Park Department

From Office of the Controller, submitting their annual report of Municipal Code-Mandated Fee Reviews and Schedules for FY2010-2011. (7)

From concerned citizens, submitting opposition to the proposed alcohol tax. File No. 100865, 14 letters (8)

From Neighborhood Parks Council, submitting opposition to proposed Charter Amendment concerning the split appointments to the Municipal Transportation Agency Board of Directors. File No. 100633 (9)

From concerned citizens, submitting support for proposed policy changes for the 2011 Bay to Breakers race. 4 letters (10)

From Richard Hashimoto, submitting support for the restoration request of \$50,000 for the Japantown Better Neighborhood Plan Organizing Committee. File No. 100701 (11)

From Clerk of the Board, in accordance with Administrative Code Section 10.100-305, the following department has submitted their annual report on gifts received in FY2009-2010. Copy: Each Supervisor (12)  
Clerk of the Board  
Public Library

From Office of the Clerk of the Board, submitting notice that their office did not receive any Watch Law requests during FY2009-2010. Copy: Each Supervisor (13)

From Office of the Mayor, regarding Initiative Ordinance on Hotel Tax. File No. 100798, Copy: Each Supervisor, Budget and Finance Clerk (14)

From Francisco Da Costa, regarding a Planning Department employee. (15)

From Planning Department, regarding publication and hearing dates for the draft Environmental Impact Report for the Treasure Island and Yerba Buena Island Redevelopment Project. (16)

From Board of Appeals, regarding proposed Charter Amendment Split Appointments to the Recreation and Park Commission. File No. 100633, Copy: Rules Committee Members (17)

From concerned citizens, regarding the Arizona boycott. 5 letters (18)

From concerned citizens, submitting various opinions on Sharp Park Golf Course. 4 letters (19)

From Clerk of the Board, the following departments have submitted their 2010 Local Agency Biennial Notices: (20)  
District Attorney

From concerned citizens, regarding the Hunters Point Shipyard Development Plan. File No. 100861, 20 letters (21)

From Francisco Da Costa, regarding the many candidates in the next District 10 Supervisorial election. (22)

From Doug Comstock, submitting notice that City College Sunshine text is up for consideration at their next monthly meeting. (23)

From concerned citizens, submitting support for opening a Target store at the former Mervyn's site on Geary Boulevard. 2 letters (24)

From concerned citizens, submitting opposition to expanding parking meter hours/and or Sunday metering. 3 letters (25)

From San Francisco Tomorrow, submitting support for proposed Charter Amendment reforming the Recreation and Parks Commission. File No. 100633, Copy: Each Supervisor (26)

From Joseph Butler, regarding the project at 100 - 32 Avenue. File No. 100252, Copy: Each Supervisor (27)

From concerned citizens, regarding the ban on pet sales in San Francisco. (28)

From Su-Syin Chou, regarding the Redevelopment Agency Commission item approving the proposed changes to the budget for FY2010-2011, as recommended to the Budget and Finance Committee. Copy: Each Supervisor (29)

From Arthur Evans, regarding the pit bull attack that occurred near Transverse and JFK Drive in Golden Gate Park. (30)

From Francisco Da Costa, regarding communities of opportunity. (31)

From Kate Bernier, regarding a possible alternative to PG&E's Smart Meters. (32)

From Ivan Pratt, regarding HIV/AIDS community listening session activity. (33)

From Prudence Hull, submitting opposition to the proposed McLaren Park Disc Golf Course. (34)

From Tim Giangioffe, regarding panhandling in San Francisco. (35)

From Ahimsa Porter Sumchai, commenting that the Metropolitan Transportation Commission violated the administrative appeal process by endorsing the Hunters Point Shipyard while the Environmental Impact Report was in appeal before the Board of Supervisors. (36)

From Tim Giangioffe, submitting support for proposed legislation expanding the Entertainment Commission's power to revoke permits. File No. 100674 (37)

From Office of the Sheriff, submitting request for waiver of Administrative Code Chapters 12B and 12C for Rapid Notify, Inc. (38)

From Office of the Sheriff, submitting request for waiver of Administrative Code Chapter 14B for San Bruno Garbage Company, Inc. (39)

## **ADJOURNMENT**