



# 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 12, 2011 - 2:00 PM

#### Regular Meeting

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

Angela Calvillo, Clerk of the Board

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#### BOARD COMMITTEES

##### Committee Membership

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

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

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

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

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

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

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

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

##### Meeting Days

Wednesday  
1:00 PM

Wednesday  
10:00 AM

2nd and 4th Thursday  
3:30 PM

2nd and 4th Monday  
10:00 AM

2nd and 4th Thursday  
10:00 AM

Monday  
1:00 PM

1st and 3rd Thursday  
10:30 AM

1st and 3rd Thursday  
1:30 PM

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

## Meeting Procedures

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

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

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, and on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

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

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

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

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

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

## **Lobbyist Registration and Reporting Requirements**

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

## **Agenda Item Information**

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

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

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

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

## **AGENDA CHANGES**

## **APPROVAL OF MEETING MINUTES**

*Approval of the May 17, 2011, and May 24 2011, 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 second regularly scheduled meeting each month. The Mayor and the Board may not discuss matters that have already been considered in Committee and that are on the Board's Regular Agenda as an action item.*

*By supermajority vote of the Board of Supervisors (8 votes), the Board may, by oral motion, allow an eligible District Supervisor to ask a question that was not previously posed if the question relates to a sudden or unexpected incident or occurrence raising formal, time-sensitive policy questions that were not anticipated prior to the posting of this agenda. Public comment for this item will take place during general public comment.)*

**1. 110819 [Formal Policy Discussions - July 12, 2011]**

Pursuant to Charter Sections 2.103 and 3.100(7), and Administrative Code Section 2.11, the Mayor shall answer the following eligible questions submitted from Supervisors representing District's 2, 4, 6, 8, and 10. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. Beyond what we have accomplished in City Hall thus far in 2011, do you have any specific plans for stimulating our local economy before leaving office? (Supervisor Farrell, District 2)

2. The Municipal Transportation Agency (MTA) Board will soon have the task of appointing a new Director for the MTA. How will you help ensure that the new Director will steer our city's transit agency in a direction that leads to service improvements and increased reliability for riders? How will you help ensure that the new Director will have a broad vision for transportation in our city? (Supervisor Chu, District 4)

3. A recent newspaper article noted an increase in suspected gang violence along the Market and 6th Street Corridor. Of the five listed shooting incidents that have occurred just in the last month and a half, four were youth related. Within the vision for the City's youth and family infrastructure, what policies and investments are we prioritizing that are focused on the City's youth and families? What is the City doing to ensure that youth have access to violence prevention programs and economic opportunities that are a pathway to economic self-sufficiency in the future? Specifically, what is the city's strategy for youth to have access to job opportunities with companies that we are currently trying to partner with such as Twitter and California Pacific Medical Center? (Supervisor Kim, District 6)

4. The Departments of Public Works (DPW) and Recreation and Park (RPD) have seen significant reductions in their tree maintenance budgets. This has led to inadequate maintenance of park trees, creating a public safety hazard, and street tree maintenance being shifted to property owners - resulting in spotty maintenance and unfair burdens on property owners to care for trees that they didn't plant and may not even want. I am very interested in finding a sustainable funding source for DPW and RPD to maintain their trees consistently, and to relieve property owners of this unfair obligation. What are your thoughts on this subject? (Supervisor Wiener, District 8)

5. Will you provide us with an update regarding the 3rd Street Corridor improvements that multiple City Departments have been working toward? Specifically, what has been accomplished around façade improvements and employment opportunities for community members? Furthermore, what is the status of the Redevelopment Agency and the Administration's plans for next steps in Bayview? (Supervisor Cohen, District 10)

**Discussion: The Mayor shall discuss the eligible questions with the Board of Supervisors.**

## CONSENT AGENDA

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

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

### Items 2 through 6

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

Present: Supervisors Mar, Cohen, Wiener

**2. 110624 [General Plan Amendments - Executive Park Subarea Plan]  
Sponsor: Cohen**

Ordinance amending the San Francisco General Plan by amending the Executive Park Subarea Plan of the Bayview Hunters Point Area Plan, the Land Use Index, and maps and figures in various elements and adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Commission)

06/28/2011; PASSED, ON FIRST READING.

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

**3. 110625 [Planning Code - Zoning - Executive Park Special Use District, Special Height and Bulk Provisions, and Permit Review Procedures]  
Sponsor: Cohen**

Ordinance amending the San Francisco Planning Code by adding Section 249.54 to establish the Executive Park Special Use District; adding Section 263.27 to establish Special Height Provisions for the Executive Park Special Use District and the 65/240 EP Height and Bulk District; amending Table 270 to provide that the Table is not applicable to the Executive Park Special Use District; and adding Section 309.2 to establish Permit Review Procedures in the Executive Park Special Use District; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Commission)

06/28/2011; PASSED, ON FIRST READING.

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

4. **110626 [Zoning Map Amendments - Executive Park Subarea Plan Area]**  
**Sponsor: Cohen**  
Ordinance amending the San Francisco Planning Code by amending Sectional Maps SU10 of the Zoning Map of the City and County of San Francisco to establish the Executive Park Special Use District; amending Sectional Map HT10 to establish the 65/240-EP Height and Bulk District; amending Sectional Map ZN09 to change certain Executive Park parcels from C-2(Community Business) and M-1(Light Industrial) to RC-3(Residential-Commercial Combined, Medium Density); adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Commission)

06/28/2011; PASSED, ON FIRST READING.

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

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

*Present: Supervisors Kim, Elsbernd, Farrell*

5. **110392 [Settlement of Lawsuit - Committee on JOBS Candidate Advocacy Fund, et al. - \$290,000]**  
Ordinance authorizing settlement of the lawsuit filed by Committee on JOBS Candidate Advocacy Fund and Building Owners and Managers Association of San Francisco Independent Expenditure Political Action Committee against the City and County of San Francisco for \$290,000; the lawsuit was filed on June 18, 2007, in United States District Court for the Northern District of California, Case No. 07-3199 JSW; entitled Committee on JOBS Candidate Advocacy Fund, et al. v. City and County of San Francisco; other material terms of the settlement are a stipulated injunction prohibiting the City from enforcing the independent expenditure contribution limit in San Francisco Campaign and Governmental Conduct Code 1.114(c). (City Attorney)

06/28/2011; PASSED, ON FIRST READING.

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

6. **110537 [Settlement of Lawsuit - Stephanie Davis - \$45,000]**  
Ordinance authorizing settlement of the lawsuit filed by Stephanie Ann Davis against the City and County of San Francisco for \$45,000; the lawsuit was filed on January 5, 2010, in San Francisco Superior Court, Case No. CGC-10-495809; entitled Stephanie Ann Davis, et al. v. City and County of San Francisco, et al. (City Attorney's Office)

06/28/2011; PASSED, ON FIRST READING.

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

## REGULAR AGENDA

### UNFINISHED BUSINESS

#### From the Board

7. **110686 [Adopting Findings Related to the Conditional Use Application - 800 Presidio Avenue]**

Motion adopting findings related to the appeal of a decision of the Planning Commission, Motion No. 18342, approving Conditional Use Application 2006.0868CEKTZ on property located at 800 Presidio Avenue. (Clerk of the Board)

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

#### Recommendation of the Rules Committee

*Present: Supervisors Kim, Elsbernd, Farrell*

8. **110058 [Charter Amendment - City Retirement Benefits and Health Care Benefits]  
Sponsors: Mayor; Elsbernd, Avalos, Chiu, Chu, Cohen, Farrell, Wiener and Campos**

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by amending the provisions in Appendix A to: 1) adjust contribution rates for current and future employees to the San Francisco Employees' Retirement System (SFERS) based on the rate employers are required to pay each year; 2) limit SFERS' supplemental cost of living adjustments to retiree benefits for all employees and retirees; 3) create new retirement plans for employees commencing employment on and after January 7, 2012; 4) require elected officials to pay their contributions to SFERS and the Retiree Health Care Trust Fund (RHCTF); 5) allow certain individuals who are members of the California Public Employees' Retirement System (CalPERS) to become members of SFERS; 6) change the composition of the Health Service Board (HSB); 7) change the vote requirement for the HSB to approve member health care plans; 8) require current employees to contribute to the RHCTF beginning in FY2016-2017; 9) restrict certain retiree health care benefits for employees who left City employment, but have not yet retired, to those benefits in place at the time they left employment; 10) reduce employers' contributions into the Health Service System Trust Fund under certain circumstances; and 11) make certain other changes to retirement and health care benefits, and provisions governing the RHCTF and the Health Service System.

06/28/2011; CONTINUED.

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



## NEW BUSINESS

### Recommendations of the Budget and Finance Committee

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

*(Charter Section 9.100 provides the Board shall not adopt the Budget earlier than July 15, 2011, nor later than August 1, 2011.)*

**9. 110387 [Consolidated Budget and Annual Appropriation Ordinance - FYs 2011-2012 and 2012-2013]**

**Sponsor: Mayor**

Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures of the City and County of San Francisco for the FY ending June 30, 2012; and for FYs ending June 30, 2012, and June 30, 2013, for the Airport, Port Commission and Public Utilities Commission.

(Fiscal Impact)

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

**10. 110386 [Annual Salary Ordinance - FYs 2011-2012 and 2012-2013]**

**Sponsor: Mayor**

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FY ending June 30, 2012; FY ending June 30, 2013, for the Airport, Port Commission, and the Public Utilities Commission; and 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 therefore.

(Fiscal Impact)

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

**11. 110534 [Administrative Code - Public Works Greening Fund]**

**Sponsor: Mayor**

Ordinance amending the San Francisco Administrative Code by adding Section 10.100-371 to establish the Department of Public Works Greening Fund as a Category Six Fund.

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

- 12. 110549 [Park Code - Harding Park and Fleming Golf Courses Fees]**  
**Sponsor: Elsbernd**  
Ordinance amending the San Francisco Park Code, Article 12, Section 12.12 to: 1) authorize the Recreation and Park Commission to approve special promotions of up to 25% of the applicable rate, and increases of up to 50% for non-resident and tournament fees at Harding Park and Fleming Golf Courses; 2) designate weekday and weekend hours; and 3) making environmental findings.

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

- 13. 110550 [Park Code - Lincoln Park Golf Fees]**  
**Sponsor: Elsbernd**  
Ordinance amending the San Francisco Park Code, Article 12, Section 12.13 to: 1) designate weekday and weekend hours; 2) add a junior non-resident rate to the golf fees at Lincoln Park; and 3) making environmental findings.

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

- 14. 110551 [Park Code - Sharp Park Golf Fees]**  
**Sponsor: Elsbernd**  
Ordinance amending the San Francisco Park Code, Article 12, Section 12.14 to: 1) designate weekday and weekend hours; 2) add junior resident and non-resident rates to the golf fees at Sharp Park; and 3) making environmental findings.

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

- 15. 110552 [Park Code - Golden Gate Park Golf Fees]**  
**Sponsor: Elsbernd**  
Ordinance amending the San Francisco Park Code, Article 12, Section 12.16 to: 1) designate weekday and weekend hours; 2) add a junior non-resident rate to the golf fees at Golden Gate Park; and 3) making environmental findings.

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

*Present: Supervisors Chu, Kim, Wiener*

- 16. 110706 [Administrative Code - Fee Update]**  
**Sponsor: Mayor**  
Ordinance amending the San Francisco Administrative Code, Chapter 31, Sections 31.22, 31.23, and 31.23.1 to: 1) increase all fees based on the Controller's annual two-year average consumer price index; and 2) adopting findings, including environmental findings.

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

- 17. 110707 [Planning Code - Fee Update]**  
**Sponsor: Mayor**  
Ordinance amending the San Francisco Planning Code, Article 3.5 to: 1) increase fees based on the Controller's annual two-year average consumer price index and place a cap on the intake fee amount for applications for Planning Commission and Zoning Administrator hearing applications, certificates of appropriateness, and building permit applications; and 2) adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan, and the priority policies of Planning Code Section 101.1.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
- Present: Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu*
- 18. 110708 [Health Code - Patient Rates - FY2011-2012]**  
**Sponsor: Mayor**  
Ordinance amending the San Francisco Health Code, Article 3, Section 128 to set patient rates and other services provided by the Department of Public Health, effective July 1, 2011.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
- 19. 110709 [Public Works - Temporary Street Occupancy Fees]**  
**Sponsor: Mayor**  
Ordinance amending the San Francisco Public Works Code, Section 724.1 to: 1) modify monthly fees for temporary street occupancy for construction and daily fees for temporary street occupancy unrelated to construction; and 2) making environmental findings.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
- 20. 110710 [Administrative Code - Public Administrator/Public Guardian Representative Payee Services Fee]**  
**Sponsor: Mayor**  
Ordinance amending the San Francisco Administrative Code, Section 2A.211-A to add a fee of \$37 for services provided by the Public Administrator/Public Guardian Representative Payee Program.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
- 21. 110270 [Redevelopment Agency Budget and Bonds in an Amount Not to Exceed \$84,000,000 - FY2011-2012]**  
**Sponsor: Mayor**  
Resolution approving the budget of the Redevelopment Agency of the City and County of San Francisco for FY2011-2012 and approving the Issuance by the Redevelopment Agency of bonds in an aggregate principal amount of not to exceed \$84,000,000 to finance a portion of redevelopment activities described in such approved budget for FY2011-2012.
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

- 22. 110273 [Treasure Island Development Authority Budget - FY2011-2012]**  
**Sponsor: Mayor**  
Resolution approving the Budget of the Treasure Island Development Authority for FY2011-2012.  
  
(Fiscal Impact)  
  
**Question: Shall this Resolution be ADOPTED?**
- 23. 110274 [Adjusting the Access Line Tax with the Consumer Price Index of 2011]**  
**Sponsor: Mayor**  
Resolution concurring with the Controller's establishment of the Consumer Price Index for 2011, and adjusting the Access Line Tax by the same rate.  
  
**Question: Shall this Resolution be ADOPTED?**
- 24. 110275 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved for Various Departments]**  
**Sponsor: Mayor**  
Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees for the following services: budget analyst (Board of Supervisors); absentee voter ballot distribution (Department of Elections); LGBT Anti-violence Education and Outreach Program (District Attorney); central shops security, convention facilities management, janitorial services, and security services (General Services Agency-City Administrator); security services-1680 Mission Street (General Services Agency-Public Works); mainframe system support (General Services Agency-Technology); security services (Human Services Agency); Project S.A.F.E. (Police); and food services (Sheriff).  
  
(Fiscal Impact)  
  
**Question: Shall this Resolution be ADOPTED?**
- 25. 110285 [Declaring the City's Intention to Appropriate Available Rainy Day Reserve Funds to the San Francisco Unified School District - 2011-2012 School Year]**  
**Sponsors: Mayor; Chiu, Kim, Cohen, Mar, Avalos, Wiener, Campos and Mirkarimi**  
Resolution declaring the City's intention to appropriate available Rainy Day Reserve Funds to the San Francisco Unified School District to help the District cope with the loss of State funding for the 2011-2012 school year.  
  
(Fiscal Impact)  
  
**Question: Shall this Resolution be ADOPTED?**
- 26. 110379 [Expenditure Plan for the Human Services Care Fund - FY2011-2012]**  
**Sponsor: Mayor**  
Resolution approving the Expenditure Plan for the Human Services Care Fund for FY2011-2012.  
  
(Fiscal Impact)  
  
**Question: Shall this Resolution be ADOPTED?**

**27. 110380 [Public Education Enrichment Fund - San Francisco Unified School District - FY2011-2012]**

**Sponsor: Mayor**

Resolution approving the San Francisco Unified School District expenditure plan for the Public Education Enrichment Fund for FY2011-2012.

(Fiscal Impact)

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

**28. 110381 [Public Education Enrichment Fund - Children and Families Commission - FY2011-2012]**

**Sponsor: Mayor**

Resolution approving the San Francisco Children and Families Commission expenditure plan for the Public Education Enrichment Fund for FY2011-2012.

(Fiscal Impact)

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

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

*Present: Supervisors Campos, Farrell, Chiu*

**29. 110459 [Annual Reports - North of Market/Tenderloin Community Benefit District]**

**Sponsor: Kim**

Resolution regarding North of Market/Tenderloin Community Benefit District Annual Reports to the City: receiving and approving the District's Annual Reports for FYs 2006-2007, 2007-2008, 2008-2009 and 2009-2010, as submitted pursuant to Section 36650 of the Business Property and Business Improvement Act of 1994 (California Streets and Highways Code §§36600 et seq.), and Section 3.4 of the District's management contract with the City.

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

*Present: Supervisors Campos, Farrell*

**30. 110753 [Directing the Budget and Legislative Analyst to Conduct Two Audits in FY2011-2012]**

**Sponsor: Campos**

Motion directing the Budget and Legislative Analyst to conduct two performance audits to evaluate in FY2011-2012 and setting the priority as follows: 1) the effectiveness of the City's policies to develop affordable housing and the Planning Department's oversight of City housing development; and 2) the governance and City oversight of the Asian Art and Fine Arts Museums, War Memorial, and Academy of Sciences.

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

**Recommendations of the Rules Committee**

*Present: Supervisors Kim, Elsbernd, Farrell*

31. 110763 **[Appointment, Association of Bay Area Governments Executive Board - Supervisors Ross Mirkarimi]**  
Motion appointing Supervisors Ross Mirkarimi, term ending June 30, 2013, to the Association of Bay Area Governments Executive Board. (Clerk of the Board)

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

32. 110821 **[Appointment, Association of Bay Area Governments Executive Board - Supervisor John Avalos]**  
Motion appointing Supervisor John Avalos, term ending June 30, 2013, to the Association of Bay Area Governments Executive Board. (Clerk of the Board)

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

33. 110822 **[Appointment, Association of Bay Area Governments Executive Board - Supervisor Eric Mar]**  
Motion appoint Supervisor Eric Mar, term ending June 30, 2013, as an alternate member, to the Association of Bay Area Governments Executive Board. (Clerk of the Board)

**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.)*

34. 110401 **[Charter Amendment - Allowing Amendments to or Repeals of Initiative Ordinances and Declarations of Policy]**  
**Sponsor: Wiener**  
Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by amending Section 14.101 to allow amendments to or repeals of initiative ordinances and declarations of policy.

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

**SPECIAL ORDER 3:30 P.M. - Recognition of Commendations****ROLL CALL FOR INTRODUCTIONS**

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

## PUBLIC COMMENT

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

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

## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

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

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

### Items 35 through 38

- 35. 110799 [Accept and Expend Grant - Bayview Opera House - \$400,000]**  
**Sponsor: Cohen**  
 Resolution authorizing the Arts Commission to accept and expend a grant in the amount of \$400,000 from the San Francisco Redevelopment Agency to make structural upgrades and install accessibility improvements at the Bayview Opera House.
- 06/28/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 36. 110800 [Urging the MTA to Require Quarterly Reports on the Implementation of Work Rule Changes]**  
**Sponsor: Wiener**  
 Resolution urging the San Francisco Municipal Transportation Agency Board of Directors to require quarterly reports on the implementation of work rule changes.
- 06/28/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

**37. 110801 [Commending the 150th Anniversary of the Octagon House]**

**Sponsor: Farrell**

Resolution commending the Octagon House on its 150th Anniversary in 2011

06/28/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**38. 110802 [Accept and Expend Grant - Out-of-School-Time Online Homework Help Program - \$20,000]**

**Sponsor: Chu**

Resolution authorizing the Department of Public Library to accept and expend a grant in the amount of \$20,000 from the California State Library as part of the Federal Library Services and Technology Act the Out-of-School-Time Online Homework Help Program.

06/28/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**39. 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 June 21, 2011, through July 1, 2011, for reference by President to appropriate committee on July 12, 2011.*

- 110496 [License Agreement - Non-Stop Music Library, L.C.]**  
Ordinance approving an agreement with Non-Stop Music Library, L.C., to license the use of a music library and waiving certain requirements of the Administrative Code with respect to the license agreement. (Department of Technology)  
06/22/2011; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.
- 110596 [Settlement of Claim - Shatese Stewart - \$250,000]**  
Ordinance authorizing settlement of all claims in the lawsuit filed by Shatese Stewart against the City and County of San Francisco for \$250,000; the lawsuit was filed on March 25, 2010, in San Francisco Superior Court, Case No. CGC-09-494967; entitled Shatese Stewart v. City and County of San Francisco, et al. (City Attorney)  
06/27/2011; RECEIVED AND ASSIGNED to the Rules Committee.

### PROPOSED RESOLUTIONS

*Proposed resolutions received from June 21, 2011, through July 1, 2011, for reference by President to appropriate committee on July 12, 2011.*

- 110586 [Management Services Agreement - Sewer System Improvement Program - Not to Exceed \$150,000,000]**  
Resolution approving and authorizing the General Manager of the San Francisco Public Utilities Commission to execute Sewer System Improvement Program-Funded Agreement No. CS-165, Program Management Services, with AECOM-Parsons Joint Venture, for an amount not to exceed \$150,000,000 with a term of up to 15 years, under Charter Section 9.118. (Public Utilities Commission)  
06/30/2011; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.
- 110680 [Master Lease Amendment - U.S. Navy - Treasure Island South Waterfront]**  
Resolution approving the Twenty-Seventh 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)  
06/20/2011; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.
- 110681 [Master Lease Amendment - U.S. Navy -Treasure Island Childcare]**  
Resolution approving the Seventh 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)  
06/20/2011; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

**110682 [Cooperative Agreement Modification - U.S. Navy - Treasure Island]**  
Resolution approving and authorizing the Treasure Island Development Authority to enter into a modification of the Cooperative Agreement with the U.S. Navy to extend the Cooperative Agreement from October 1, 2011, to September 30, 2012. (Treasure Island Development Authority)

06/20/2011; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

**110683 [Master Lease Amendment - U.S. Navy - Treasure Island Event Venues]**  
Resolution approving the Twenty Third 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)

06/20/2011; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

**110684 [Master Lease Amendment - U.S. Navy - Treasure Island Land and Structures]**  
Resolution approving the Thirty-Fifth 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)

06/20/2011; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

**110685 [Master Lease Amendment - U.S. Navy - Treasure Island Marina]**  
Resolution approving the Fifteenth 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)

06/20/2011; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

**110691 [Special Assessment of Liens for Assessment of Cost]**  
Resolution confirming Report of Delinquent Charges for Code Enforcement cases with Delinquent Assessment of Costs, and Fees pursuant to the provisions of Section 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Building Inspection Commission)

06/30/2011; ASSIGNED to the Board of Supervisors.

**110794 [Petitions and Communications]**

Petitions and Communications received from June 21, 2011, through July 1, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on July 12, 2011.

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

From Ike Shehadeh, regarding the Board of Appeals decision on Ike's Place at 3506 - 16th Street. Copy: Each Supervisor (1)

From Peter Warfield, regarding the Library's proposed FY2011-2012 Budget, opposing the Library's elimination of printed and mailed notices, and his immediate disclosure request from the Library. 4 letters (2)

\*From concerned citizens, regarding saving the Sharp Park Wetlands. Approximately 200 letters (3)

From concerned citizens, regarding the Booker T. Washington Special Zoning District. 7 letters (4)

\*From concerned citizens, submitting support for the Commission on Animal Control and Welfare's humane pet acquisition proposal in defense of animals. Approximately 925 letters (5)

From Department on the Environment, submitting the 2010 Resources Conservation Ordinance Annual Report. (6)

From Clerk of the Board, the following individual has submitted a Form 700 Statement: Doyle Johnson, Sunshine Ordinance Task Force - Leaving (7)

\*From Department on the Status of Women, submitting the 2010 Family Violence in San Francisco Annual Report. (8)

From Office of Contract Administration, regarding FY2011-2012 Official Advertising term contract to both the Examiner and the Chronicle. Copy: Each Supervisor (9)

From San Francisco County Civil Grand Jury, submitting the "Hunters Point Shipyard: A Shifting Landscape" Civil Grand Jury Report. Copy: Each Supervisor, GAO Committee Clerk (10)

From concerned citizens, urging the Board to protect funding for Art and Cultural Organizations. 8 letters (11)

From Betty Dy, regarding the cost of the wheelchair ramp in City Hall. (12)

From Mark Douglas, regarding a skateboard park at the Waller Street location in Golden Gate Park. (13)

From Howard Wong, regarding lessons learned from Zurich's public transit system. (14)

From Coalition on Homelessness, urging the Board to restore all funding to homeless programs. 2 letters (15)

From David Ellis, urging the Board to support upgrading San Francisco's technology infrastructure. (16)

From Lee Goodin, regarding the homeless in Fisherman's Wharf/North Beach neighborhood. (17)

From SF Labor Council, submitting resolution regarding the CityBuild Program. Copy: Each Supervisor (18)

From H. Bernstein, submitting petition urging the Board to support the land swap that will allow the construction of the Performing Arts Center at City College. Copy: Each Supervisor (19)

From District Attorney's Office, submitting request for waiver of Administrative Code Chapter 12B for Chevron. (20)

From Department of Children, Youth, and Their Families, submitting public notice of availability of funds. Copy: Each Supervisor (21)

From concerned citizens, submitting opposition to proposed Charter Amendment regarding the change to the make-up of the Health System Board. 2 letters (22)

From Marvis Phillips, submitting support for outsourcing services for the Police Department's Project SAFE Program. (23)

From Alberto Castillio Abello, urging the Board to reinstate funding to health and human service programs. Copy: Each Supervisor (24)

From California Nurses Association, regarding current and upcoming collective bargaining negotiations between multiple Sutter Health Hospitals and the California Nurses Association. Copy: Each Supervisor (25)

From State Fish and Game Commission, submitting notice of proposed regulatory action relative to inspection of facilities for restricted species. Copy: Each Supervisor (26)

From concerned citizens, submitting opposition to the Planning Department's decision that the AT&T Network "Lightspeed" Upgrade Project is exempt from environmental review. File No. 11035, 2 letters (27)

From Office of the Controller, regarding municipal code authorized fee increases. Copy: Each Supervisor (28)

From Department of Human Resources, submitting request for waiver of Administrative Code Chapter 12B for Holiday Inn Fisherman's Wharf. (29)

From James Chaffee, regarding a complaint against the Library Commission to be heard at the Ethics Commission on July 11, 2011. (30)

From Police Department, submitting request for waiver of Administrative Code Chapter 12B for Chevron. (31)

From Recreation and Park Department, regarding the long-term plans for Camp Mather. (32)

\*From San Francisco County Civil Grand Jury, submitting the "Log Cabin Ranch Moving Towards Positive Horizons" Civil Grand Report. Copy: Each Supervisor, GAO Committee Clerk (33)

From Lynn Manzione, urging the Board to end the sidewalk Sit-Lie Ordinance. (34)

From Patrick Monette-Shaw, regarding the San Francisco's Whistleblower Program. (35)

From concerned citizens, submitting support for eliminating the \$2,000,000 in service fees charged to City College. 2 letters (36)

From Mei Au, regarding health insurance benefits. (37)

From Patrick Yarnevich, regarding various issues. (38)

From concerned citizens, regarding the North Beach Public Library and Joe DiMaggio Playground Master Plan. 6 letters (39)

From concerned citizens, submitting support for the reappointment of Jim Meko to the Entertainment Commission. File No. 110798, 5 letters (40)

From Richard Lang, submitting support for the Haight Ashbury Neighborhood Recycling Center. (41)

From concerned citizens, regarding the Parkmerced Project. 2 letters (42)

From Coalition on Homelessness, regarding the proposed initiative ordinance on homeless shelters. File No. 110776 (43)

From State Fish and Game Commission, submitting notice of proposed emergency regulatory action relating to the mountain yellow-legged frog. Copy: Each Supervisor (44)

From Charles Farnsworth, submitting support for saving Sharp Park Golf Course. Copy: Each Supervisor (45)

\*From San Francisco County Civil Grand Jury, submitting the "Central Subway Too Much Money For Too Little Benefit" Civil Grand Report. Copy: Each Supervisor, GAO Committee Clerk (46)

From Peter Biocini, submitting support for eliminating the \$2,000,000 in service fees charged to City College. (47)

From Jonathan, submitting support for the Planning Department's decision that the AT&T Network "Lightspeed" Upgrade Project is exempt from environmental review. File No. 110345 (48)

From Marvis Phillips, submitting support for putting a plaque in U.N. Plaza marking the site of the former AIDS/ARC Vigil. File No. 110752 (49)

From KT, submitting opposition to banning pet sales in San Francisco. (50)

From Police Department, regarding request to conduct random noise tests at 1787 Union Street. (51)

From Clerk of the Board, the following departments have submitted their FY2010-2011 Sole Source Contracts: (52)

- Board of Appeals
- Board of Supervisors
- District Attorney
- Ethics Commission
- Mayor's Office on Disability
- Retirement
- Rent Board

## **ADJOURNMENT**