

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

## MEETING MINUTES

Tuesday, December 13, 2011 - 2:00 PM

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

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*

### BOARD COMMITTEES

#### Committee Membership

#### Meeting Days

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

Wednesday  
10:00 AM

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

2nd and 4th Thursday  
3:30 PM

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

2nd and 4th Monday  
10:00 AM

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

2nd and 4th Thursday  
1:00 PM

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

Monday  
1:00 PM

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

1st and 3rd Thursday  
10:30 AM

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

1st and 3rd Thursday  
1:30 PM

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

Volume 106 Number 44

**Members Present:** John Avalos, David Campos, David Chiu, Carmen Chu, Malia Cohen, Sean Elsbernd, Mark Farrell, Jane Kim, Eric Mar, Ross Mirkarimi, and Scott Wiener

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

*The meeting was called to order at 2:08 p.m. On the call of the roll, all Supervisors were noted present.*

## **AGENDA CHANGES**

*There were none.*

## **APPROVAL OF MEETING MINUTES**

Supervisor Farrell, seconded by Supervisor Elsbernd, moved to approve the Board Meeting Minutes of November 1, 2011, and November 8, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

## **COMMUNICATIONS**

*There were none.*

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

### 111314 [Formal Policy Discussions - December 13, 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. The current payroll tax system is detrimental to job growth and is broken. As we have seen over the course of this year at the Board of Supervisors, several attempts have been made to carve out certain classes of people, industries, and sections of the City from the payroll tax. Instead of an ad hoc system of fixes, are you contemplating a more systematic reform of the business tax? (Supervisor Farrell, District 2)

2. As your office works on putting together the budget for the upcoming fiscal year, what can we expect in terms of budget allocations for improving the employment climate in San Francisco? Specifically, what are three concrete policy ideas you have for stimulating job growth? (Supervisor Chu, District 4)

3. The most recent data shows that families with children in San Francisco become homeless at an alarming rate. The wait list for emergency family shelters currently includes 267 families, a historic level, and a 356% increase since the summer of 2007. The data on children in the San Francisco Unified School District that choose to self identify as homeless has also reached alarming levels, 2,200 children up from 1,600 in 2009. What are your office's plan to address this crisis? Would you commit to expanding the City's Rental Subsidy Program for homeless families by 50 slots? Would you commit to keep the emergency winter shelter at Bethel African Methodist Episcopal open and allow families to stay at the Oshun drop in center until this crisis is addressed? (Supervisor Kim, District 6)

4. The Municipal Transportation Agency (MTA) Board of Directors recently approved an \$8,000,000 payment to MUNI drivers from the health care trust fund. The voters specifically abolished this trust fund when they passed Proposition G in November 2010. Although the MTA Board of Directors approved this payment to settle a lawsuit by the Transit Workers Union, the payment is contrary to the spirit and goals of Proposition G and reduces money available for transit service for riders. What do you think about this payment, and what do you think about the implementation of Proposition G generally? (Supervisor Wiener, District 8)

5. The N Judah Express Line has been in service for a number of months and has been very successful in addressing issues of overcrowding and poor on time performance. Municipal Transportation Agency is now proposing to make this express line permanent. The T Third Line continues to have problems with poor on time performance, switch backs, and long wait times on the Embarcadero. Would you be supportive of piloting a T Express Line? (Supervisor Cohen, District 10)

*Mayor Edwin Lee addressed the Board of Supervisors and discussed the above referenced questions. Following public comment this matter was filed. No further action was taken.*

**HEARD AND FILED**

## CONSENT AGENDA

### Recommendations of the Budget and Finance Committee

**111096 [Contract Amendment - Western Area Power Administration - Electric Services - Not to Exceed \$15,950,888]**

Ordinance approving the second amendment to the contract between the City and County of San Francisco and the United States, through the Department of Energy Western Area Power Administration, for delivery of low-cost power and scheduling coordinator services to Treasure Island and Yerba Buena Island; and approving the City indemnifying and holding the United States harmless against claims arising from the activities of the City under the contract, and waiving the requirement of the San Francisco Administrative Code Section 21.19 which requires that a City contract contain a statement of guaranteed maximum costs, and waiving the requirement of the San Francisco Administrative Code Section 21.35 which requires that every contract contain a statement regarding liability of claimants for submitting false claims. (Public Utilities Commission) (Fiscal Impact)

**Ordinance No. 256-11**

**FINALLY PASSED**

**111101 [Administrative, Business and Tax Regulations, Fire, Health, and Police Codes - Business License Fees]**

**Sponsors: Chiu; Chu, Kim and Cohen**

Ordinance amending various sections of the San Francisco Business and Tax Regulations Code, Administrative Code, Fire Code, Health Code, and Police Code to: 1) establish March 31 as the date for the annual renewal of certain business licenses; 2) apply a schedule of penalties for failure to timely renew certain business licenses; and 3) require Departments to post current business license fees on their websites. (Treasurer-Tax Collector)

**Ordinance No. 238-11**

**FINALLY PASSED**

**111154 [Agreement - Tracking Environmental Attributes]**

Ordinance approving a contract between the City and County of San Francisco and the Western Renewable Energy Generation Information System for: 1) documenting and tracking environmental attributes at an estimated initial cost of \$4,500 per year, depending on account activity; 2) waiving the competitive procurement requirements of the San Francisco Administrative Code Chapter 21 for this service, waiving the requirement of Section 21.9(b) of the San Francisco Administrative Code that a City contract not contain an automatic renewal provision, waiving the requirement of Section 21.35 of the San Francisco Administrative Code that every contract contain a statement regarding liability of claimants for submitting false claims, waiving the requirement of Section 12F.5 of the San Francisco Administrative Code that every contract contain a statement urging companies abide by the MacBride Principles, and waiving the requirement of Section 12O.2 of the San Francisco Administrative Code that every contractor provide EIC forms to eligible employees; and 3) authorizing the San Francisco Public Utilities Commission to enter other similar contracts for tracking environmental attributes. (Public Utilities Commission)

**Ordinance No. 240-11**

**FINALLY PASSED**

**Recommendations of the City Operations and Neighborhood Services Committee****111074 [Liquor License - 691 Market Street]**

Resolution determining that the issuance of a Type 48 on-sale general public premises liquor license to Brian Sheehy for Edition San Francisco, located at 691 Market Street (District 6), will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

**Resolution No. 532-11**

**ADOPTED**

**111133 [Liquor License - 1541 Grant Avenue]**

Resolution determining that the issuance of a Type 20 off-sale beer and wine license to Jay Esopenko for Little Vine, located at 1541 Grant Avenue (District 3), will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions. (Clerk of the Board)

**Resolution No. 533-11**

**ADOPTED**

**Recommendation of the Land Use and Economic Development Committee****111151 [Public Improvements Acceptance - Bayshore Boulevard at Waterloo Street]**

Ordinance: 1) accepting an irrevocable offer for improvements and real property related to the widening of Bayshore Boulevard at Waterloo Street and accepting a grant deed for these purposes; 2) declaring such area to be open public right-of-way and dedicating it for right-of-way and roadway purposes; 3) accepting maintenance and liability for this area subject to certain limitations; 4) establishing sidewalk width change for this area; 5) making findings, including environmental findings and general plan and priority policy findings; and 6) authorizing official acts in connection with this Ordinance. (Public Works Department)

**Ordinance No. 239-11**

**FINALLY PASSED**

**Recommendation of the Public Safety Committee****111216 [Accept and Expend Grant - Intellectual Property Crime Enforcement Program - \$198,676]****Sponsor: Mirkarimi**

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of \$198,676 through the United States Department of Justice, Bureau of Justice Assistance, for a program entitled "Intellectual Property Crime Enforcement Program" for the grant period of October 1, 2011, through September 30, 2012.

**Resolution No. 531-11**

**ADOPTED**

**Recommendations of the Rules Committee****111135 [Settlement of Lawsuit - Diane Bauer - \$35,000]**

Ordinance authorizing settlement of the portion of the lawsuit filed by Diane Bauer against the City and County of San Francisco for \$35,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

**Ordinance No. 241-11**

**FINALLY PASSED**

**111136 [Settlement of Lawsuit - David Cheung - \$80,000]**

Ordinance authorizing settlement of the portion of the lawsuit filed by David Cheung, individually, and dba Kwok Shing Hong, against the City and County of San Francisco for \$80,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

**Ordinance No. 242-11**

**FINALLY PASSED**

**111137 [Settlement of Lawsuit - Elaine Choy - \$28,850]**

Ordinance authorizing settlement of the portion of the lawsuit filed by Elaine Choy against the City and County of San Francisco for \$28,850; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

**Ordinance No. 243-11**

**FINALLY PASSED**

**111138 [Settlement of Lawsuit - Shonna Cook - \$27,785]**

Ordinance authorizing settlement of the portion of the lawsuit filed by Shonna Cook against the City and County of San Francisco for \$27,785; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

**Ordinance No. 244-11**

**FINALLY PASSED**

**111139 [Settlement of Lawsuit - James Cordova/Maria Morales - \$26,965]**

Ordinance authorizing settlement of the portion of the lawsuit filed by James Cordova/Maria Morales against the City and County of San Francisco for \$26,965; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

**Ordinance No. 245-11**

**FINALLY PASSED**

**111140 [Settlement of Lawsuit - Brenda Dickson - \$28,000]**

Ordinance authorizing settlement of the portion of the lawsuit filed by Brenda Dickson against the City and County of San Francisco for \$28,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

**Ordinance No. 246-11**

**FINALLY PASSED**

**111141 [Settlement of Lawsuit - Susan Garduno - \$25,730]**

Ordinance authorizing settlement of the portion of the lawsuit filed by Susan Garduno against the City and County of San Francisco for \$25,730; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

**Ordinance No. 247-11**

**FINALLY PASSED**

**111142 [Settlement of Lawsuit - K LW, LLC - \$110,000]**

Ordinance authorizing settlement of the portion of the lawsuit filed by K LW, LLC, against the City and County of San Francisco for \$110,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

**Ordinance No. 248-11**

**FINALLY PASSED**

**111143 [Settlement of Lawsuit - Lawrence LaBianca - \$34,965]**

Ordinance authorizing settlement of the portion of the lawsuit filed by Lawrence LaBianca against the City and County of San Francisco for \$34,965; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

**Ordinance No. 249-11**

**FINALLY PASSED**

**111144 [Settlement of Lawsuit - Jane Martin and David Baker - \$50,000]**

Ordinance authorizing settlement of the portion of the lawsuit filed by Jane Martin and David Baker against the City and County of San Francisco for \$50,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

**Ordinance No. 250-11**

**FINALLY PASSED**

**111145 [Settlement of Lawsuit - Pat Moore and Tom Moore - \$30,000]**

Ordinance authorizing settlement of the portion of the lawsuit filed by Pat Moore and Tom Moore against the City and County of San Francisco for \$30,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

**Ordinance No. 251-11**

**FINALLY PASSED**

**111146 [Settlement of Lawsuit - James Ramsey and Patricia Carazo Ramsey - \$33,000]**

Ordinance authorizing settlement of the portion of the lawsuit filed by James Ramsey and Patricia Carazo Ramsey against the City and County of San Francisco for \$33,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

**Ordinance No. 252-11**

**FINALLY PASSED**

**111147 [Settlement of Lawsuit - Sally Seid - \$27,815]**

Ordinance authorizing settlement of the portion of the lawsuit filed by Sally Seid against the City and County of San Francisco for \$27,815; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

**Ordinance No. 253-11**

**FINALLY PASSED**



**111148 [Settlement of Lawsuit - Angela Sinicropi and Martin Takigawa - \$26,820]**

Ordinance authorizing settlement of the portion of the lawsuit filed by Angela Sinicropi and Martin Takigawa against the City and County of San Francisco for \$26,820; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

**Ordinance No. 254-11**

**FINALLY PASSED**

**111149 [Settlement of Lawsuit - Sunday Bazaar/2170 Folsom, LLC - \$60,000]**

Ordinance authorizing settlement of the portion of the lawsuit filed by Sunday Bazaar/2170 Folsom, LLC, against the City and County of San Francisco for \$60,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

**Ordinance No. 255-11**

**FINALLY PASSED**

**The foregoing items were acted upon by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

## **REGULAR AGENDA**

## **UNFINISHED BUSINESS**

### **From the City Operations and Neighborhood Services Committee Without Recommendation**

**110966 [Park Code - Long Term Management Agreement with the National Park Service for Sharp Park]**

**Sponsor: Avalos**

Ordinance amending the San Francisco Park Code Section 3.20 to: 1) require the Recreation and Park Department to offer long term management agreement to the National Park Service for certain property under the jurisdiction of the Recreation and Park Commission located in San Mateo County that is within the Golden Gate National Recreation Area's legislative boundary (Sharp Park); and 2) making environmental and other findings.

**FINALLY PASSED by the following vote:**

Ayes: 6 - Avalos, Campos, Chiu, Kim, Mar, Mirkarimi

Noes: 5 - Chu, Cohen, Elsbernd, Farrell, Wiener

## NEW BUSINESS

### Recommendations of the Budget and Finance Committee

**111246 [Administrative Code - Health Service System Contracting Authority; Employee Benefit Cafeteria Plan]**

**Sponsor: Chu**

Ordinance amending the San Francisco Administrative Code Sections 16.900 through 16.905 and 21.02 to update provisions regarding: 1) the San Francisco Health Service System's contracting authority; and 2) the City's Employee Benefit Cafeteria Plan.

**PASSED, ON FIRST READING by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

**111282 [Accept and Expend Grant - Reentry SF Program and Amendment to the Annual Salary Ordinance - \$747,818]**

**Sponsor: Mayor**

Ordinance authorizing the Adult Probation Department to retroactively accept and expend a grant in the amount of \$747,818 from the United States Department of Justice to implement Reentry SF Program, a comprehensive reentry pathway for people on post-release community supervision in San Francisco, and amending Ordinance No. 0146-11 (Annual Salary Ordinance, FY2011-2012) to reflect addition of one (1) Class 1823 Senior Administrative Analyst grant-funded position (0.50 FTE) in the Adult Probation Department.

(Fiscal Impact)

**PASSED, ON FIRST READING by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

**111182 [Prevailing Wages for Various Workers Under Contract at City Owned Facilities]**

Resolution fixing prevailing wage rates for: 1) workers performing work under City contracts for public work and improvement; 2) workers performing work under City contracts for janitorial services; 3) workers performing work in public off-street parking lots, garages, or storage facilities for automobiles on property owned or leased by the City; 4) workers engaged in theatrical or technical services for shows on property owned by the City; 5) workers engaged in the hauling of solid waste generated by the City in the course of City operations, pursuant to a contract with the City; and 6) workers performing moving services under City contracts at facilities owned or leased by the City. (Civil Service Commission)

*ADOPTED by the following vote:*

*Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener*

*Supervisor Elsbernd, seconded by Supervisor Cohen, moved to rescind the previous vote. The motion carried by the following vote:*

*Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener*

**Resolution No. 530-11**

**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

**111273 [Accept and Expend Grant - FY2009 Buffer Zone Protection Program - \$199,820]****Sponsor: Elsbernd**

Resolution authorizing the Department of Emergency Management to retroactively accept and expend a FY2009 Buffer Zone Protection Program grant in the amount of \$199,820 from the U.S. Department of Homeland Security, through the California Emergency Management Agency, to fund critical infrastructure protection needs.

**Resolution No.** 529-11

**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

**111276 [Multifamily Housing Revenue Bonds, Series 2011C - Natoma Family Apartments - Not to Exceed \$18,000,000]****Sponsor: Kim**

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds in an aggregate principal amount not to exceed \$18,000,000 for the purpose of providing financing for the acquisition and construction of a 60-unit multifamily rental housing project known as Natoma Family Apartments; approving the form of and authorizing the execution of a trust indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to City officials to take actions necessary to implement this resolution; and related matters.

**Resolution No.** 522-11

**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

**From the Budget and Finance Committee Without Recommendation****111201 [Agreement Amendment - Recology - Refuse Collection - Not to Exceed \$27,621,479]**

Resolution approving the Second Amendment to the Refuse Collection Agreement between the City and County of San Francisco and Recology San Francisco, Recology Golden Gate, and Recology Sunset Scavenger, increasing the total not to exceed amount of the agreement from \$23,537,527 to \$29,337,527 under Charter Section 9.118(b). (Office of Contract Administration) (Fiscal Impact)

*Privilege of floor was granted to Harvey Rose, Budget and Legislative Analyst, who provided an overview of his report on the matter.*

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

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Resolution approving the Second Amendment to the Refuse Collection Agreement between the City and County of San Francisco and Recology San Francisco, Recology Golden Gate, and Recology Sunset Scavenger, increasing the total not to exceed amount of the agreement from \$23,537,527 to \$27,621,479 under Charter Section 9.118(b). (Office of Contract Administration)

**Resolution No. 523-11**

**ADOPTED AS AMENDED by the following vote:**

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Noes: 1 - Campos

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

### **110994 [Transportation Code - Clipper Card Regulations]**

Ordinance amending the San Francisco Transportation Code, Article 7, Division I, by adding Section 7.2.104 to regulate the use of Clipper Cards on transit vehicles or in proof of payment zones. (Municipal Transportation Agency)

**PASSED, ON FIRST READING by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

### **110789 [Liquor License Transfer - 3950-24th Street]**

Resolution determining that the transfer of a Type 21 off-sale general license from 6333 Geary Boulevard to 3950-24th Street (District 8) to Roberta L. Lang for Whole Foods Market, California, Inc., dba Whole Foods Market, will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions. (Clerk of the Board)  
(Supervisor Mar dissented in Committee.)

**Supervisor Wiener, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to January 24, 2012. The motion carried by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

### **111109 [Urging the United States Government to Reduce the Military Budget]**

**Sponsors: Avalos; Mar**

Resolution urging the United States Government to reduce the military budget, end the wars in Iraq and Afghanistan, and redirect the savings for domestic needs.  
(Supervisor Elsbernd dissented in Committee.)

**Resolution No. 534-11**

**ADOPTED by the following vote:**

Ayes: 8 - Avalos, Campos, Chiu, Cohen, Kim, Mar, Mirkarimi, Wiener

Noes: 3 - Chu, Elsbernd, Farrell

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**Recommendations of the Land Use and Economic Development Committee****110845 [Zoning Map - Rezoning - 312 Connecticut Street]****Sponsor: Cohen**

Ordinance amending the San Francisco Zoning Map Sheet No. ZN08 to: 1) rezone Assessor's Block No. 4035, Lot No. 003 (312 Connecticut Street) from RH-2 to NC-2; and 2) making 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.

**PASSED, ON FIRST READING by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

**111105 [Interdepartmental Jurisdictional Transfer of Property - 341 Corbett Avenue]****Sponsor: Wiener**

Ordinance transferring jurisdiction of certain unimproved real property located at 341 Corbett Avenue (Assessor's Block No. 2659, Lot No. 059) between 19th Street and Danvers Street from the Mayor's Office of Housing to the Department of Public Works.

*Privilege of the floor was granted to Joan McNamara and Teresa Yanga (Mayor's Office of Housing) and John Updike, Acting Director, Real Estate, who provided an overview of the transfer and responded to questions raised throughout the discussion.*

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

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

**Supervisor Mar, seconded by Supervisor Avalos, moved that this Ordinance be CONTINUED ON FIRST READING to January 10, 2012. The motion FAILED by the following vote:**

Ayes: 5 - Avalos, Campos, Kim, Mar, Mirkarimi

Noes: 6 - Chiu, Chu, Cohen, Elsbernd, Farrell, Wiener

**PASSED ON FIRST READING AS AMENDED by the following vote:**

Ayes: 6 - Chiu, Chu, Cohen, Elsbernd, Farrell, Wiener

Noes: 5 - Avalos, Campos, Kim, Mar, Mirkarimi

**111209 [Mission Bay South - Storm Water Pump Station No. 4 Public Infrastructure Improvements]**

Ordinance accepting the irrevocable offer of public infrastructure improvements associated with Mission Bay Storm Water Pump Station No. 4 including acquisition facilities located on and under portions of State Trust Parcel Nos. 2 and 6; accepting said facilities for City maintenance and liability purposes; adopting environmental findings and findings that such actions are consistent with the City's General Plan eight priority policy findings of Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan; accepting a Department of Public Works Order; and authorizing official acts in connection with this Ordinance. (Public Works Department)

**PASSED, ON FIRST READING by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

**Recommendation of the Public Safety Committee****111269 [Supporting Policy Restricting Use of Local Funds to Respond to Civil Immigration Detainers]****Sponsors: Mar; Chiu, Campos, Kim and Avalos**

Resolution supporting adoption by the San Francisco Sheriff's Department and the San Francisco Juvenile Probation Department of a policy restricting use of local funds to respond to civil immigration detainees.

*Supervisors Campos, Kim, and Avalos requested to be added as co-sponsors.*

**Resolution No. 535-11****ADOPTED by the following vote:**

Ayes: 8 - Avalos, Campos, Chiu, Cohen, Kim, Mar, Mirkarimi, Wiener

Noes: 3 - Chu, Elsbernd, Farrell

**SPECIAL ORDER 3:00 P.M.****Board of Supervisors Sitting as a Committee of the Whole****110738 [Public Hearing - Resolution to Establish (Renew and Expand) and Rename Fillmore Jazz Community Benefit District as the Fillmore Community Benefit District]****Sponsor: Mirkarimi**

Hearing of persons interested in or objecting to proposed Resolution establishing a property-based Community Benefit District to be known as the "Fillmore Community Benefit District (CBD)," by renewing and expanding the previously established Fillmore Jazz CBD; ordering the levy and collection of assessments against property located in the Fillmore Community Benefit District for seven years, commencing with FY2011-2012, subject to conditions as specified; and making environmental findings.

*The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to Fillmore Community Benefit District. Lisa Pagan (Mayor's Office of Economic and Workforce Development) provided an overview of the assessment district. Male Speaker; Walter Paulson; spoke in support of the assessment district. Ray Hartz; Ace Washington; Harris Elderly; Daniel Landry; spoke in opposition to the assessment district. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.*

**HEARD AND FILED**

## Committee of the Whole Adjourn and Report

### 110739 [Resolution to Establish (Renew and Expand) and Rename Fillmore Jazz Community Benefit District as the Fillmore Community Benefit District]

**Sponsor: Mirkarimi**

Resolution establishing a property-based Community Benefit District to be known as the "Fillmore Community Benefit District (CBD)," by renewing and expanding the previously established Fillmore Jazz CBD; ordering the levy and collection of assessments against property located in the Fillmore Community Benefit District for seven years, commencing with FY2011-2012, subject to conditions as specified; and making environmental findings.

*Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that the returned weighted ballots voting for the Fillmore Community Benefit District was 33.83%, and the returned weighted ballots voting against the Fillmore Community Benefit District was 66.17%, further indicating there was a majority protest.*

**Supervisor Mirkarimi, seconded by Supervisor Campos, moved that this Resolution be TABLED. The motion carried by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

## SPECIAL ORDER 3:00 P.M.

### 111125 [Public Hearing - Conditional Use Appeal - 3901 Mission Street]

Hearing of persons interested in or objecting to the decision of the Planning Commission's September 15, 2011, Conditional Use Authorization identified as Planning Case No. 2011.0664C, by its Motion No. 18442, under Planning Code Sections 711.83 and 303, to install a wireless telecommunications facility consisting of eight panel antennas and related equipment on an existing one-story commercial building as part of the AT&T wireless telecommunications network within a NC-2 (Small-Scale Neighborhood Commercial) Zoning District and a 40-X Height and Bulk District, on property located at 3901 Mission Street, Assessor's Block No. 5802, Lot No. 044. (District 9) (Appellant: Tom Cantrell, on behalf of the College Hill Neighborhood Association) (Filed October 17, 2011; Companion Measure to File Nos. 111126, 111127, 111128.)

*The President inquired as to whether any member of the public wished to address the Board. Olga Milan-Howells, Susan Panoplos, and Teresa Mesa-Casey (Appellants) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Graciela; Sara Richmond; Male Speaker; Julium Mitchell; Penny Mitchell; Ian Wang; Kevin; Coleen Fernold; Susie; Anita Haley; Ray Hartz; Walter Paulson; spoke in support of the appeal. AnMarie Rodgers (Planning Department) and Patrick Fosdahl (Department of Public Health) provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Mark Blakeman and Bill Hammett (Project Sponsors) provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Planning Commission. There were no speakers in support of the project and in opposition to the appeal. Olga Milan-Howells and Susan Panoplos (Appellants) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.*

**HEARD AND FILED**

**111126 [Approving Planning Commission Decision Related to Conditional Use Authorization - 3901 Mission Street]**

Motion approving decision of the Planning Commission by its Motion No. 18442, approving Conditional Use Authorization identified as Planning Case No. 2011.0664C on property located at 3901 Mission Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

*Supervisor Campos, seconded by Supervisor Mar, moved that this Motion be TABLED. The motion carried by the following vote:*

*Ayes: 7 - Avalos, Campos, Chiu, Kim, Mar, Mirkarimi, Wiener*

*Noes: 4 - Chu, Cohen, Elsbernd, Farrell*

*Supervisor Elsbernd, seconded by Supervisor Mirkarimi, moved to rescind the previous vote. The motion carried by the following vote:*

*Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener*

**Supervisor Wiener, seconded by Supervisor Farrell, moved that this Motion be TABLED. The motion carried by the following vote:**

*Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener*



**111127 [Disapproving Planning Commission Decision Related to Conditional Use Authorization - 3901 Mission Street, Approving Conditional Use With Additional Conditions]**

Motion disapproving decision of the Planning Commission by its Motion No. 18442, approving Conditional Use Authorization identified as Planning Case No. 2011.0664C on property located at 3901 Mission Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

*Supervisor Wiener, seconded by Supervisor Cohen, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:*

*Ayes: 6 - Chiu, Chu, Cohen, Elsbernd, Farrell, Wiener*

*Noes: 5 - Avalos, Campos, Kim, Mar, Mirkarimi*

*Supervisor Campos, seconded by Supervisor Farrell, moved to rescind the previous vote. The motion carried by the following vote:*

*Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener*

*Supervisor Wiener, seconded by Supervisor Cohen, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion FAILED by the following vote:*

*Ayes: 5 - Chu, Cohen, Elsbernd, Farrell, Wiener*

*Noes: 6 - Avalos, Campos, Chiu, Kim, Mar, Mirkarimi*

*Supervisor Elsbernd, seconded by Supervisor Mirkarimi, moved to rescind the previous vote. The motion carried by the following vote:*

*Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener*

*Supervisor Campos, seconded by Supervisor Mar, moved that this Motion be APPROVED. The motion FAILED by the following vote:*

*Ayes: 7 - Avalos, Campos, Chiu, Kim, Mar, Mirkarimi, Wiener*

*Noes: 4 - Chu, Cohen, Elsbernd, Farrell*

*Supervisor Elsbernd, seconded by Supervisor Mirkarimi, moved to rescind the previous vote. The motion carried by the following vote:*

*Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener*

**Supervisor Wiener, seconded by Supervisor Farrell, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:**

*Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener*

Motion disapproving decision of the Planning Commission by its Motion No. 18442, approving Conditional Use Authorization identified as Planning Case No. 2011.0664C on property located at 3901 Mission Street, approving Conditional Use Authorization identified as Planning Case No. 2011.0664C on property located at 3901 Mission Street subject to all of the conditions imposed by the Planning Commission by its Motion No. 18448, and further subject to additional conditions imposed by the Board of Supervisors on December 13, 2011. (Clerk of the Board)

**Motion No. M11-175**

**Supervisor Wiener, seconded by Supervisor Farrell, moved that this Motion be APPROVED AS AMENDED. The motion carried by the following vote:**

*Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener*

**111128 [Preparation of Findings Related to the Conditional Use Authorization - 3901 Mission Street]**

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Authorization identified as Planning Case No. 2011.0664C on property located at 3901 Mission Street. (Clerk of the Board)

*Supervisor Campos, seconded by Supervisor Mar, moved that this Motion be APPROVED. The motion carried by the following vote:*

*Ayes: 7 - Avalos, Campos, Chiu, Kim, Mar, Mirkarimi, Wiener*

*Noes: 4 - Chu, Cohen, Elsbernd, Farrell*

*Supervisor Elsbernd, seconded by Supervisor Mirkarimi, moved to rescind the previous vote. The motion carried by the following vote:*

*Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener*

**Motion No. M11-176**

**Supervisor Wiener, seconded by Supervisor Farrell, moved that this Motion be APPROVED. The motion carried by the following vote:**

*Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener*

**SPECIAL ORDER 3:00 P.M.****Recommendation of the City Operations and Neighborhood Services Committee****111270 [Committee of the Whole - Hearing on the Status of Negotiations Between the Mayor's Office and California Pacific Medical Center - December 13, 2011]****Sponsor: Mar**

Motion scheduling the Board to sit as a Committee of the Whole on December 13, 2011, at 3:00 p.m., to hold a public hearing on the status of negotiations between the Mayor's Office and California Pacific Medical Center (CPMC) regarding CPMC's Long Range Development Plan.

**Motion No. M11-177**

**APPROVED by the following vote:**

*Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener*

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

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

*Supervisor Elsbernd was noted absent at 9:07 p.m., and noted present at 9:24 p.m.  
Supervisor Wiener was noted absent at 9:07 p.m., and noted present at 9:32 p.m.  
Supervisor Farrell was noted absent at 9:08 p.m., and noted present at 9:24 p.m.  
Supervisor Kim was noted absent at 9:40 p.m., and noted present at 10:12 p.m.  
Supervisor Chiu was noted absent at 9:59 p.m., and noted present at 10:18 p.m.  
Supervisor Elsbernd was noted absent at 10:19 p.m., and noted present at 10:44 p.m.  
Supervisor Cohen was noted absent at 10:24 p.m., and noted present at 10:32 p.m.  
Supervisor Farrell was noted absent at 10:25 p.m., and noted present at 10:56 p.m.*

#### **111271 [Hearing - California Pacific Medical Center Negotiations Status Regarding Long Range Development Plan]**

**Sponsor: Mar**

Hearing to hear all persons interested in commenting on the status of negotiations between the Mayor's Office and California Pacific Medical Center (CPMC) regarding CPMC's long range development plan.

*The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to California Pacific Medical Center. Ken Rich (Mayor's Office of Economic and Workforce Development), Elizabeth Watty (Planning Department), Colleen Chawla (Department of Public Health), Barbara Garcia, Director, Department of Public Health, Rhonda Simmons (Mayor's Office of Economic and Workforce Development), Malcolm Yeung (Mayor's Office of Housing), Sonali Bose (MTA), Kathy Riordan (Department of Public Health), and Charles Sullivan (City Attorney's Office) provided an overview of the project and responded to questions raised throughout the discussion. Matt Valdez; Isidra Ester Macaraeg; Emily Lee; Bob Prentice; Calvin Welch; Marlayne Morgan; Joanne Jung; Julian Gross; Michael; Male Speaker; Patricio Fernandez; Walter Paulson; Florence Kong; Danny Prince; Reverend Arnold Townsend; Jason Fraser; Roma Guy; Bernard Shoredon; George Wu; Jenny Chung; Father Don Fox; Marion Lucci; Rose Tuvera; Gloria Salazar; Female Speaker; Merlina Meneses; Karina Vargas; Lorenzo Listana; Matt; Angelie Crown; Barbara Savitz; Javier Padilla; Holly Cooper; Dr. Eugene Gzenslen; Stella Becerra; Fernando Marti; Robert Lopez; Maxine Hickman; Jane Sandoval; Eileen Prendiville; Michael Leyon; Martha Calderon; Ana Lazo; Linda Chapman; Male Speaker; Mike Adams; Dick McNeil; Paul Kumar; Male Speaker; Amy Mariwether; Giselle Quesada; Vinney Arrora; Theresa Garner; Amor Santiago; Joe Fang; Emily O'Rourke; John Huang; Kevin McCormick; Steve Woo; Kent Lim; Al Noland; Brian Webster; Otto Duffy; Eric Brooks; Manny Flores; Warren Brown; Pilar Schiavo; Brad Paul; Abdallah Megahed; expressed various concerns relating to the negotiations of the proposed project. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.*

**HEARD AND FILED**

## Committee of the Whole Adjourn and Report

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

*Supervisor Wiener was noted absent at 4:02 p.m., and noted present at 4:21 p.m.*

### **Privilege of the Floor**

**Supervisor Mirkarimi, seconded by Supervisor Elsbernd, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

*Supervisor Mirkarimi introduced, welcomed, and presented a Certificate of Honor to Jeff Adachi, Public Defender, in recognition of the 90th Anniversary of the San Francisco Office of the Public Defender.*

*Supervisor Mirkarimi introduced, welcomed, and presented a Certificate of Honor to Sherrif Michael Hennessey in recognition of his accomplishments during his 32 years of service to the City and County of San Francisco upon his retirement. Supervisors Farrell, Campos, Kim, Avalos, Chu, Farrell, and Chiu, shared in this recognition.*

*Supervisor Elsbernd introduced, welcomed, and presented a Certificate of Honor to Amy Brown, Acting City Administrator, in recognition of her accomplishments during her 12 years of service to the City and County of San Francisco upon her departure. Supervisors Chu, Campos, and Chiu shared in this recognition.*

*Supervisor Chiu introduced, welcomed, and presented a Certificate of Honor to Supervisor and Sheriff-Elect Ross Mirkarimi in recognition of his accomplishments during his 7 years of service as District 5 Supervisor to the City and County of San Francisco and congratulating him on his election to the Office of Sheriff. Supervisors Avalos, Campos, Kim, Mar, Elsbernd, Farrell, Chu, Cohen, and Wiener shared in this recognition.*

## COMMITTEE REPORTS

### Recommendations of the Rules Committee

#### Supervisor Cohen Excused from Voting

Supervisor Campos, seconded by Supervisor Farrell, moved that Supervisor Cohen be excused from voting on File No. 111304. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener  
Excused: 1 - Cohen

#### **111304 [Appointment, Peninsula Corridor Joint Powers Board - Supervisor Cohen]**

Motion appointing Supervisor Malia Cohen, term ending June 30, 2012, to the Peninsula Corridor Joint Powers Board. (Clerk of the Board)

**Motion No. M11-178**

**APPROVED by the following vote:**

Ayes: 10 - Avalos, Campos, Chiu, Chu, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener  
Excused: 1 - Cohen

#### **111286 [Settlement of Lawsuit - Patricia Sancinito - \$75,000]**

Ordinance authorizing settlement of the lawsuit filed by Patricia Sancinito against the City and County of San Francisco and Laguna Honda Hospital for \$75,000; the lawsuit was filed on May 19, 2011, in San Francisco Superior Court, Case No. CGC-11-511076; entitled Patricia Sancinito v. City and County of San Francisco, Laguna Honda Hospital. (City Attorney)

**PASSED, ON FIRST READING by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

#### **111287 [Settlement of Lawsuit - Mitchell Engineering/Obayashi Corporation, JV - \$14,950,000]**

Ordinance authorizing settlement of the lawsuit entitled Mitchell Engineering/Obayashi Corporation, JV (MEOC) v. City and County of San Francisco, et al., and related cross-actions, Santa Clara County Superior Court Case No. 1-08-CV-116915 by payment of \$14,950,000 from the City to MEOC. (City Attorney)

**PASSED, ON FIRST READING by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

#### **111174 [Settlement of Unlitigated Claim - Janet O'Hara - \$100,000]**

Resolution approving the settlement of the unlitigated claim filed by Janet O'Hara against the City and County of San Francisco for \$100,000; claim was filed on March 11, 2011. (City Attorney)

**Resolution No. 528-11**

**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

**111244 [Settlement of Unlitigated Performance Bond Claim - Travelers Casualty and Surety Company of America - City to Receive \$250,000]**

Resolution authorizing settlement of an unlitigated performance bond claim by the San Francisco Airport Commission against Travelers Casualty and Surety Company of America relating to a lease default by Mexicana Airlines. (City Attorney)

**Resolution No. 527-11**

**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

**111263 [Appointments, Eastern Neighborhoods Citizens Advisory Committee - Fernando Marti, Chris Block, Wendy Phillips, and Oscar Grande]**

Motion appointing Fernando Marti, Chris Block, Wendy Phillips, and Oscar Grande, terms ending October 19, 2013, to the Eastern Neighborhoods Citizens Advisory Committee. (Clerk of the Board)  
Fernando Marti, seat 5, succeeding himself, term expired, must be nominated by District 6 Supervisor and confirmed by the full Board, for a two-year term ending October 19, 2013.  
Chris Block, seat 7, succeeding himself, term expired, must be nominated by District 8 Supervisor and confirmed by the full Board, for a two-year term ending October 19, 2013.  
Wendy Phillips, seat 8, succeeding Eric Quezada, term expired, must be nominated by District 9 Supervisor and confirmed by the full Board, for a two-year term ending October 19, 2013.  
Oscar Grande, seat 9, succeeding himself, term expired, must be nominated by District 9 Supervisor and confirmed by the full Board, for a two-year term ending October 19, 2013.

**Motion No. M11-179**

**APPROVED by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

**111264 [Appointment, Bicycle Advisory Committee - Jared Cohen]**

Motion appointing Jared Cohen, term ending November 19, 2012, or for the tenure of District 5 Supervisor, whichever is shorter in duration, to the Bicycle Advisory Committee. (Clerk of the Board)

Jared Cohen, seat 5, succeeding Susan King, term expired, must be a nominee of District 5 Supervisor. The member shall serve a two-year term ending November 19, 2012, or for the tenure of the supervisor who nominated the member, whichever is shorter in duration.

**Motion No. M11-180**

**APPROVED by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

**ROLL CALL FOR INTRODUCTIONS**

*See Legislation Introduced below.*

**PUBLIC COMMENT**

*Abdallah Megahed; expressed various concerns.*

*James Chaffee; expressed concerns relating to the SF Public Library.*

*Steve Chessin; expressed various concerns relating to ranked choice voting.*

*Male Speaker; expressed various religious concerns.*

**FOR ADOPTION WITHOUT COMMITTEE REFERENCE****111319 [Commending Supervisor and Sheriff-Elect Ross Mirkarimi]****Sponsors: Chiu; Avalos, Campos, Chu, Cohen, Elsbernd, Farrell, Kim, Mar and Wiener**

Resolution commending and honoring Supervisor Ross Mirkarimi for his distinguished service as a member of the Board of Supervisors of the City and County of San Francisco and congratulating him on his election to the Office of Sheriff.

**Resolution No. 509-11****ADOPTED****111320 [Supporting Assembly Concurrent Resolution 42 - "Eat Local, Buy California Grown Day"]****Sponsors: Chu; Mar and Campos**

Resolution supporting Assembly Concurrent Resolution 42, encouraging families, restaurants, and grocers to buy California-grown floriculture, fiber, and foods, and declaring Sundays as "Eat Local, Buy California Grown Day" in the City and County of San Francisco.

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

**Resolution No. 536-11****ADOPTED****111321 [Accept and Expend Grant - Justice Reinvestment Initiative - \$100,000]****Sponsor: Cohen**

Resolution authorizing the Adult Probation Department as lead staff to the Reentry Council of San Francisco to accept and expend a technical assistance grant with a cash value of \$100,000 from the United States Department of Justice, awarded to the Reentry Council, for activities related to the Justice Reinvestment Initiative.

**Resolution No. 526-11****ADOPTED****111322 [Honoring Warren Hellman - Renaming Speedway Meadow as Hellman Meadow]****Sponsors: Elsbernd; Avalos, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Mirkarimi and Wiener**

Resolution honoring Warren Hellman and supporting the decision to rename Golden Gate Park's Speedway Meadow as Hellman Meadow.

**Resolution No. 524-11****ADOPTED**

**111323 [Amy L. Brown Day - January 6, 2012]****Sponsors: Elsbernd; Chiu, Chu, Mar and Campos**

Resolution honoring Amy L. Brown and proclaiming January 6, 2012, to be "Amy L. Brown Day" in the City and County of San Francisco.

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

**Resolution No. 525-11****ADOPTED****111324 [Recognizing the 90th Anniversary of the San Francisco Office of the Public Defender]****Sponsors: Mirkarimi; Mar and Campos**

Resolution recognizing that the San Francisco Office of the Public Defender, founded in 1921, is celebrating its 90th anniversary this year.

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

**Resolution No. 537-11****ADOPTED****111327 [Commending Sheriff Michael Hennessey]****Sponsors: Mirkarimi; Farrell, Avalos, Chiu, Elsbernd, Wiener, Chu, Cohen, Campos, Kim and Mar**

Resolution commending and honoring Sheriff Michael Hennessey for his distinguished tenure as the longest serving Sheriff of the City and County of San Francisco and congratulating him on his retirement.

**Resolution No. 510-11****ADOPTED****111300 [Final Map 6265: 275 - 299 Valencia Street]**

Motion approving Final Map 6265, a 36 Residential Unit and 3 Commercial Unit Mixed-Use Condominium Project, located at 275 - 299 Valencia Street, being a subdivision of Assessor's Block No. 3532, Lot 014; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

**Motion No. M11-181****APPROVED**

**The foregoing items were acted upon by the following vote:**

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

**IMPERATIVE AGENDA**

*There were none.*



## LEGISLATION INTRODUCED AT ROLL CALL

### Introduced by a Supervisor or the Mayor

#### Charter Amendments

##### **111329 [Charter Amendment - Consolidation of City Elections and Ranked-Choice Voting]**

###### **Sponsors: Campos; Avalos**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 2.101, 13.101, 13.102, 13.103.5, and Article XVII to: 1) consolidate odd-year elections for City elective offices to a single year and 2) increase voter education and clarify implementation of ranked-choice voting.

12/13/11; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 1/12/2012.

##### **111330 [Charter Amendment - Consolidating Odd-Year Municipal Elections]**

###### **Sponsor: Wiener**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 2.101, 13.101, and Article XVII to: 1) change the election cycle for the offices of City Attorney and Treasurer so that these offices will be elected in the same years as the elections for the offices of Mayor, District Attorney, and Sheriff; and 2) to amend the definition of general municipal election so that such elections occur only in even-numbered years and every other odd-numbered year.

12/13/11; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 1/12/2012.

##### **111331 [Charter Amendment - Analyzing Proposed Legislation in Relation to Net Job Loss]**

###### **Sponsor: Mayor**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 2.118 to: 1) require the President of the Board of Supervisors to determine whether proposed legislation imposes obligations or limitations on private businesses; 2) require the Controller to determine whether such legislation will result in a net job loss; 3) authorize the Small Business Commission to draft and propose alternative legislation for the Board of Supervisors' consideration; and 4) prohibit the Board of Supervisors from taking final action on such ordinances until the Small Business Commission submits alternative legislation or 60 days after the Controller's Office issues its report.

12/13/11; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 1/12/2012.

**Ordinances****111248 [Regulations for Jane Warner and Harvey Milk Plazas]****Sponsor: Wiener**

Ordinance: 1) approving regulations for Jane Warner Plaza at the intersection of Castro and 17th Streets and Harvey Milk Plaza adjacent to the intersection of Castro and Market Streets; and 2) authorizing official acts in connection with the regulations.

11/15/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

12/12/11; REFERRED TO DEPARTMENT.

12/13/11; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

**111332 [Appropriating \$4,442,514 of Fund Balance and Interest Earnings from the Sale of the Watermark Land and Condominiums to the Port Commission in FY2011-2012]****Sponsor: Mayor**

Ordinance appropriating \$4,442,514 consisting of \$3,709,630 in fund balance and \$732,884 in interest earnings from the sale of the Watermark Land and Condominiums to the Port Commission in FY2011-2012 to be used for the development of the Brannan Street Wharf and the Mixed-Use Cruise Terminal at Pier 27 and placing \$614,000 on Controller's Reserve pending receipt of the projected interest earnings.

(Fiscal Impact)

12/13/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**111333 [Appropriating \$192,000,000 of Earthquake Safety and Emergency Response General Obligation Bonds to the Department of Public Works in FY2011-2012]****Sponsors: Mayor; Chiu**

Ordinance appropriating \$192,000,000 of the 2012A Series Earthquake Safety and Emergency Response General Obligation Bond proceeds to the Department of Public Works in FY2011-2012 for necessary repairs and seismic improvements in order to better prepare San Francisco for a major earthquake or natural disaster and placing these funds on Controller's Reserve pending the sale of the bonds.

12/13/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**111334 [Appropriating \$75,009,139 of 2008 Clean and Safe Park Bond to the Recreation and Park Department and Port Commission in FY2011-2012]****Sponsor: Mayor**

Ordinance appropriating \$76,000,000 of 2008 Clean and Safe Park Bond sale proceeds to fund the improvement and construction at various recreation and park facilities, including \$62,176,132 in the Recreation and Park Department and \$10,394,975 in the Port Commission for FY2011-2012.

12/13/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**111335 [Appropriating \$76,500,000 of Road Repaving and Street Safety General Obligation Bonds to the Department of Public Works and the Municipal Transportation Agency in FY2011-2012]**

**Sponsors: Mayor; Wiener**

Ordinance appropriating \$74,000,000 of the 2012C Series Road Repaving and Street Safety General Obligation Bond proceeds to the Department of Public Works for street resurfacing, sidewalk, curb ramp, street structure improvements, and the redesign of streetscapes to include pedestrian and bicycle safety improvements for FY2011-2012 and placing these funds on Controller's Reserve pending the sale of the bonds.

12/13/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**111336 [Agreement - Bay Area Regional Interoperable Communications Systems]**

**Sponsor: Mayor**

Ordinance approving site access and use agreement with Motorola for the San Francisco sites to be used for the Bay Area 700 MHz public safety broadband spectrum to be managed and operated by the Bay Area Regional Interoperable Communications Systems for a term of 12 years and making findings, including environmental findings.

12/13/11; RECEIVED AND ASSIGNED to Public Safety Committee.

**111337 [Planning Code - Extension of Time for Legitimization of Existing Eastern Neighborhoods Uses]**

**Sponsor: Cohen**

Ordinance amending the San Francisco Planning Code Section 179.1(b) to: 1) extend by 90 days the period of time in which existing uses in the Eastern Neighborhoods area that have operated without permits may file an application for determination of eligibility for legitimization; and 2) making 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.

12/13/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 1/12/2012.

**111338 [Naming the Waller Street Stairway as Adah's Stairway]**

**Sponsors: Wiener; Olague**

Ordinance: 1) establishing the name of the Waller Street stairway at Waller and Broderick Streets and connecting to Buena Vista Park as "Adah's Stairway," in recognition of Adah Bakalinsky, author of the book Stairway Walks in San Francisco; 2) commemorating this location under Public Works Code Sections 789 et seq., the Commemorative Street Plaque Ordinance; 3) accepting a plaque and its installation in honor of Ms. Bakalinsky as a gift to the City; 4) waiving permit and inspection fees for plaque installation; and 5) directing official acts in furtherance of this Ordinance.

12/13/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

**111339 [Administrative Code - Reporting on Community Jobs Program]**

**Sponsor: Mirkarimi**

Ordinance amending the San Francisco Administrative Code by adding Section 20.32 to require the Human Services Agency and Department of Human Resources to periodically report to the Board of Supervisors and the Mayor on the Community Jobs Program's success in preparing program participants for employment and placing them in jobs.

12/13/11; ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 1/12/2012.

**111354 [Administrative Code - San Francisco Municipal Transportation Agency Revenue Bond]****Sponsors: Chu; Wiener and Chiu**

Ordinance amending the San Francisco Administrative Code by adding Chapter 43, Article XIII, Sections 43.13.1 through 43.13.8, to authorize the issuance of revenue bonds by the San Francisco Municipal Transportation Agency.

(Fiscal Impact)

12/13/11; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 1/12/2012.

**Resolutions****111340 [Contract - Shell Energy for CleanPowerSF Program]****Sponsor: Campos**

Resolution approving a contract with Shell Energy North America for a term of four years and six months for services required to launch the CleanPowerSF program and authorizing the General Manager of the Public Utilities Commission to take additional steps to launch the CleanPowerSF program, subject to conditions.

(Economic Impact, Fiscal Impact)

12/13/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**111341 [San Francisco Municipal Transportation Agency Revenue Bond Issuance - Not to Exceed \$170,000,000]****Sponsors: Chu; Wiener and Chiu**

Resolution authorizing the issuance of not to exceed \$170,000,000 aggregate principal amount of San Francisco Municipal Transportation Agency Revenue Bonds for the purpose of financing certain capital improvements related to the Agency, including the refinancing of certain outstanding revenue bonds issued by various non-profit public benefit corporations and/or the Parking Authority of the City and County of San Francisco to finance certain improvements to garages owned by the Agency, the Authority or the City, and/or parking meters; approving the forms of documents relating thereto; approving the maximum interest thereon; finding that the authorization and issuance of revenue bonds by the Agency is not a project under California Environmental Quality Act (CEQA) Guidelines and San Francisco Administration Code Chapter 31; and related matters.

(Fiscal Impact)

12/13/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**111342 [Accept and Expend Grant - Intertie Project - \$1,098,202]****Sponsor: Mayor**

Resolution authorizing the San Francisco Public Utilities Commission to retroactively accept and expend a California Department of Public Health administered grant in the amount of \$1,098,202 for the San Francisco Public Utilities Commission share of a San Francisco Public Utilities Commission/East Bay Municipal Utility District Intertie Project.

12/13/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**111343 [General Obligation Bonds - Road Repaving and Street Safety - Not to Exceed \$248,000,000]****Sponsors: Mayor; Chu**

Resolution providing for the issuance of not to exceed \$248,000,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Road Repaving and Street Safety Bonds, 2011); authorizing the execution, authentication, and registration of said Bonds; providing for the levy of a tax to pay the principal and interest thereof; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related thereto; ratifying certain actions previously taken; declaring the City's intent to reimburse certain expenditures; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds.  
(Fiscal Impact)

12/13/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**111344 [Earthquake Safety and Emergency Response General Obligation Bonds Sale - Not to Exceed \$192,000,000]****Sponsors: Mayor; Chiu and Chu**

Resolution authorizing and directing the sale of not to exceed \$192,000,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Earthquake Safety and Emergency Response Bonds, 2010) Series 2012A; prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related thereto; providing for the manner of sale of said bonds by competitive sale; approving the forms of official notice of sale and notice of intention to sell bonds; directing the publication of the notice of intention to sell bonds; approving the form of the preliminary official statement and the form and execution of the official statement relating to the sale of said bonds; approving the form of the continuing disclosure certificate; approving modifications to documents; ratifying certain actions previously taken; declaring the City's intent to reimburse certain expenditures; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds.

12/13/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**111345 [Clean and Safe Neighborhood Parks General Obligation Bonds Sale - Not to Exceed \$75,009,139]****Sponsor: Mayor**

Resolution authorizing and directing the sale of not to exceed \$76,000,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Clean and Safe Neighborhood Parks Bonds, 2008) Series 2012B; prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related thereto; providing for the manner of sale of said bonds by competitive sale; approving the forms of official notice of sale and notice of intention to sell bonds; directing the publication of the notice of intention to sell bonds; approving the form of the preliminary official statement and the form and execution of the official statement relating to the sale of said bonds; approving the form of the continuing disclosure certificate; approving modifications to documents; ratifying certain actions previously taken; declaring the City's intent to reimburse certain expenditures; waiving the deadline for submission of bond accountability reports; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds.  
(Fiscal Impact)

12/13/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**111346 [Road Repaving and Street Safety General Obligation Bonds Sale - Not to Exceed \$76,500,000]****Sponsors: Mayor; Wiener**

Resolution authorizing and directing the sale of not to exceed \$74,000,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Road Repaving and Street Safety Bonds, 2011) Series 2012C; prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related thereto; providing for the manner of sale of said bonds by competitive sale; approving the forms of official notice of sale and notice of intention to sell bonds; directing the publication of the notice of intention to sell bonds; approving the form of the preliminary official statement and the form and execution of the official statement relating to the sale of said bonds; approving the form of the continuing disclosure certificate; approving modifications to documents; ratifying certain actions previously taken; declaring the City's intent to reimburse certain expenditures; adopting certain CEQA findings; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds.

12/13/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**111347 [Accept and Expend Gift - World Cup Live 2010 at Civic Center Plaza - \$96,000]****Sponsor: Mayor**

Resolution authorizing the San Francisco Recreation and Park Department to retroactively accept and expend an in-kind gift, valued at \$96,000 from America Scores Bay Area to support operating costs associated with presenting World Cup Live 2010 in Civic Center Plaza.

12/13/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**111348 [Multifamily Housing Revenue Bonds - Ridgeview Terrace - Not to Exceed \$20,000,000]****Sponsor: Cohen**

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$20,000,000 for Ridgeview Terrace; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$20,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein).

12/13/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**111349 [San Francisco Road Runners Club Day - January 21, 2012]****Sponsor: Elsbernd**

Resolution recognizing the 10th Anniversary of the founding of the San Francisco Road Runners Club and proclaiming January 21, 2012, to be "San Francisco Road Runners Club Day" in the City and County of San Francisco.

12/13/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**111350 [San Francisco Unified School District General Obligation Bonds - Not to Exceed \$531,000,000]****Sponsor: Kim**

Resolution authorizing the San Francisco Unified School District to issue and sell, on its own behalf, its General Obligation Bonds approved by at least 55% of the voters at the November 8, 2011, election without further action by this Board of Supervisors or any other officer of the City and County of San Francisco; ratifying certain actions previously taken; and granting general authority to City and County of San Francisco officials to take necessary actions in connection with the issuance of the General Obligation Bonds by the San Francisco Unified School District; and providing prior notice to the City and County of San Francisco for the anticipated sale and issuance of any future series of bonds.

(Fiscal Impact)

12/13/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**111351 [Accept and Expend Gift - Glen Canyon Park - \$483,250]****Sponsor: Wiener**

Resolution authorizing the Recreation and Parks Department to retroactively accept and expend a gift-in-place valued up to \$483,250 from the Trust for Public Land for the Glen Canyon Park Improvement Plan and the related outreach process.

12/13/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Motion****111352 [Directing the Clerk of the Board of Supervisors to Work with KPOO Radio Regarding Broadcasting Board Meetings]****Sponsors: Mirkarimi; Mar**

Motion directing the Clerk of the Board to work with KPOO Radio on a plan to enable the radio station to broadcast weekly San Francisco Board of Supervisors meetings and to implement the plan for such broadcasts.

12/13/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Request for Hearing**

**111353 [Hearing - Foreclosure Crisis]**

**Sponsors: Avalos; Kim and Cohen**

Hearing on strategies, policies, administrative actions, and other potential steps that the City and County of San Francisco can take to address the foreclosure crisis that is affecting our residents and disproportionately impacting certain neighborhoods.

12/13/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.



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**Introduced by the President at the Request of a Department****PROPOSED ORDINANCES****111298 [Settlement of Lawsuit - Mary Jenn - \$72,500]**

Ordinance authorizing settlement of the lawsuit filed by Mary Jenn against the City and County of San Francisco for \$72,500; the lawsuit was filed on November 12, 2010, in San Francisco County Superior Court, Case No. CGC-10-505363; entitled Mary Jenn v. City and County of San Francisco, et al. (City Attorney)

11/30/11; RECEIVED FROM DEPARTMENT.

12/13/11; RECEIVED AND ASSIGNED to Rules Committee.

**111299 [Settlement of Lawsuit - DeWolf Realty Company, Inc. - \$91,000]**

Ordinance authorizing settlement of the lawsuit filed by DeWolf Realty Company, Inc., Gordon Pederson, and Chubb Custom Insurance Company against the City and County of San Francisco for \$91,000; the lawsuit was filed on July 19, 2010, in San Francisco Superior Court, Case No. CGC-10-501664; entitled DeWolf Realty Company, Inc., et al., v. City and County of San Francisco, et al. (City Attorney)

11/30/11; RECEIVED FROM DEPARTMENT.

12/13/11; RECEIVED AND ASSIGNED to Rules Committee.

**111305 [Planning Code Amendments - Glen Park Area Plan]****Sponsor: Wiener**

Ordinance amending the San Francisco Planning Code by: 1) adding and amending various sections to implement the Glen Park Area Plan, bounded generally by Chenery Street to the north, Roanoke Street to the east, San Jose Avenue and Bosworth Street to the south, and Elk Street to the west; 2) creating a new Section 738.1, establishing zoning controls for the Glen Park Neighborhood Commercial Transit district; and 3) making findings, including environmental findings and findings of consistency with General Plan and with the Priority Policies of Planning Code Section 101.1. (Planning Department)

11/28/11; RECEIVED FROM DEPARTMENT.

12/13/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 1/12/2012.

**111306 [Zoning Map Amendments - Glen Park Area Plan]****Sponsor: Wiener**

Ordinance amending the City and County of San Francisco Zoning Map Sheets ZN11 and HT11 to: 1) create a new zoning district, and amend height and bulk districts within the Glen Park Area Plan, as proposed in the Glen Park Community Plan; and 2) making environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Department)

11/28/11; RECEIVED FROM DEPARTMENT.

12/13/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 1/12/2012.

**111307 [General Plan Amendments - Glen Park Area Plan]**

Ordinance amending the San Francisco General Plan by adding the Glen Park Area Plan; and making findings, including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Department)

11/28/11; RECEIVED FROM DEPARTMENT.

12/13/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 1/12/2012.

**PROPOSED RESOLUTIONS****111301 [Settlement of Case - George and Vickie Bourdouris and Capital Insurance Group - \$67,205.32]**

Resolution approving the proposed settlement of the case of George and Vickie Bourdouris and Capital Insurance Group vs. the City and County of San Francisco for \$67,205.32, Unlitigated Claim No. 11-00689. (City Attorney)

11/30/11; RECEIVED FROM DEPARTMENT.

12/13/11; RECEIVED AND ASSIGNED to Rules Committee.

**111303 [Settlement of Unlitigated Claim - M/T Dubai Star/South Harmony Shipping - City to Receive \$65,000]**

Resolution approving the settlement of the unlitigated claim filed by the City and County of San Francisco against M/T Dubai Star/South Harmony Shipping, Inc. for \$65,000; claim was presented by the City on July 28, 2010. (City Attorney)

11/30/11; RECEIVED FROM DEPARTMENT.

12/13/11; RECEIVED AND ASSIGNED to Rules Committee.

**111308 [Real Property Lease - San Antonio Reservoir to Chevron Pipe Line Company]**

Resolution: 1) authorizing the General Manager of the San Francisco Public Utilities Commission to execute a 20 year lease for an approximately 11.73 acre pipeline right-of- way near the San Antonio Reservoir in Alameda County to Chevron Pipe Line Company at an initial rent of \$12,500 per year; 2) adopting environmental findings; and 3) authorizing other actions in furtherance of this Resolution. (Real Estate Department)

12/02/11; RECEIVED FROM DEPARTMENT.

12/13/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**111309 [Contract Amendment - Xtech - \$51,000,000]**

Resolution authorizing the Office of Contract Administration to enter into the Third Amendment between the City and County of San Francisco and Xtech (part of the technology store procurement vehicle), in which the amendment shall increase the contract limit from \$41,000,000 to \$51,000,000. (Office of Contract Administration)  
(Fiscal Impact)

12/05/11; RECEIVED FROM DEPARTMENT.

12/13/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**111310 [Contract Amendment - Xtech - \$60,000,000]**

Resolution authorizing the Office of Contract Administration to enter into the Fourth Amendment between the City and County of San Francisco and Xtech (part of the Technology Store procurement vehicle), in which the amendment shall increase the contract limit from \$40,000,000 to \$60,000,000. (Office of Contract Administration)

12/05/11; RECEIVED FROM DEPARTMENT.

12/13/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**111311 [Contract Amendment - En Pointe Technology Sales, Inc. - \$38,000,000]**

Resolution authorizing the Office of Contract Administration to enter into the Third Amendment between the City and County of San Francisco and En Pointe Technology Sales, Inc. part of the Technology Store procurement vehicle), in which the amendment shall increase the contract limit from \$28,475,000 to \$38,000,000. (Office of Contract Administration)

12/05/11; RECEIVED FROM DEPARTMENT.

12/13/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Requests Granted**

*From: Supervisor Mirkarimi*

*To: Director, Department of Public Works*

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

*San Francisco Bay Guardian*

*Northwest and Southwest corners of Fillmore and Post*

*Southwest corner of Divisadero and Sutter*

*Northwest corner of Hayes and Fillmore*

*Southeast corner of Fillmore and Haight*

*1825B Post*

*Northwest corner of Hayes and Gough*

*San Francisco Chronicle*

*Northwest corner of Fillmore and Hayes*

*Southeast corner of Haight and Fillmore*

*Southeast corner of Masonic and Fulton*

*783 Haight*

*Northwest corner of Steiner and Waller*

*Southeast corner of Buchanan and Post*

*Northwest corner of Page and Octavia*

*Northwest corner of Fell and Gough*

*Southeast corner of Masonic and Hayes*

*Southeast corner of Buena Vista West and Haight*

*Southwest corner of Haight and Clayton*

*Southeast corner of Haight and Masonic*

*San Francisco Examiner*

*Northwest corner of Fillmore and Hayes*

*Southeast corner of Haight and Fillmore*

*Southeast corner of Post and Webster*

*Southwest corner of Divisadero and Haight*

*1825B Post*

*Northwest corner of Hayes and Gough*

*SF Weekly*

*Southeast corner of Masonic and Haight*

*Southeast corner of Haight and Fillmore*

*1825B Post*

*Northwest corner of Page and Octavia*

*Southwest corner of Fell and Laguna*

*Northeast corner of Buchanan and Post*

*Approximately 429 Grove*

*Southeast corner of Post and Webster*

*Northwest corner of Hayes and Gough*

*Southeast corner of Masonic and Hayes*

*Advertisers*

*Southeast corner of Masonic and Hayes*

*Southeast corner of Masonic and Fulton*

*Jobs and Careers*

*Southeast corner of Masonic and Fulton*

*1825B Post*

*USA Today*

*Southeast corner of Buchanan and Post*

*Real Estate Times*

*Southeast corner of Masonic and Fulton*

*HP Western Addition Journal*

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Southeast corner of Webster and Post

From: Supervisor Mirkarimi

To: Director, Department of Public Works

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

Metal Poles

Northwest corner of Haight and Laguna

185 Haight

173 Haight

Approximately 135 Haight

Northwest corner of Haight and Laguna

Northwest corner of Haight and Buchanan

41 Haight

Northeast corner of Haight and Laguna

Northwest corner of Haight and Gough

75 Gough

95 Gough

1700 Market

Northwest corner of Fell and Gough

Southwest corner of Grove and Gough

Northwest corner of Hayes and Gough

Southwest corner of Hayes and Gough

101 Gough

Northwest corner of Oak and Gough

552 Octavia

Southwest corner of Oak and Octavia

Approximately 15 Octavia

201 Laguna

252 Laguna

Approximately 255 Laguna

Approximately 320 Laguna

Northeast corner of Lily and Laguna

Southwest corner of Lily and Laguna

Southwest corner of Ivy and Laguna

Southeast corner of Birch and Laguna

821 Laguna

877 Laguna

Approximately 917 Laguna

1015 Laguna

Southwest corner of Golden Gate and Laguna

Northwest corner of Golden Gate and Laguna

Southwest corner of Willow and Laguna

Approximately 1285 Laguna

Approximately 1305 Ellis

Southwest corner of Geary and Webster

Northwest corner of Eddy and Webster

249 Webster

607 Haight

909 Haight

937 Haight

Approximately 275 Broderick

Southeast corner of Fulton and Central

Wood Poles

Southwest corner of Laguna and Haight

Northwest corner of Rose and Gough

227 Laguna

Southeast corner of Grove and Laguna  
Concrete Poles  
Northwest corner of Fell and Gough  
893 Laguna  
Southeast corner of Hayes and Laguna  
Southeast corner of Geary and Webster  
Approximately 1051 Webster  
Approximately 951 Webster  
911 Webster

From: Supervisor Mirkarimi  
To: Director, Department of Public Works  
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:  
Residential and Commercial Buildings  
108 Haight  
100 Haight  
208 Scott  
48 Haight  
Northwest corner of Gough and Haight  
428 Grove (on East side)  
41 Octavia  
709 Webster  
725 Webster  
909 Haight  
208 Haight  
Billboards  
1700 Market (sidewalk billboard)  
Southwest corner of Haight and Divisadero

From: Supervisor Mirkarimi  
To: Director, Department of Public Works  
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following locations:  
Garbage Cans  
Northwest corner of Haight and Laguna  
Northwest corner of Haight and Octavia  
Northwest corner of Fell and Gough  
Northwest corner of Fulton and Gough  
Mailboxes  
Southeast corner of Masonic and Hayes  
Northeast corner of Haight and Buchanan  
Northwest corner of Octavia and Haight  
Northwest corner of Oak and Gough  
Southwest corner of Hayes and Laguna  
Southeast corner of Ellis and Laguna  
Southwest corner of Post and Laguna  
Southwest corner of Haight and Gough  
Fire Hydrants  
Northwest corner of Octavia and Haight  
Northwest corner of Laguna and Fulton  
Public Benches  
Southeast corner of Masonic and Fulton

*From: Supervisor Mirkarimi*

*To: Director, Department of Public Works*

*Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property located at the following locations:*

*Utility Boxes*

*Southwest corner of Page and Gough*

*Southwest corner of Lily and Octavia*

*546 Octavia*

*Southeast corner of Ivy and Octavia*

*Northwest corner of Market and Octavia*

*Northeast corner of Webster and Geary (on top of box)*

*Northwest corner of Fulton and Webster*

*1639 Fulton*

*Bus Shelters*

*Southwest corner of Buena Vista East and Haight*

*Northwest corner of Laguna and Haight*

*Southwest corner of Grove and Gough*

*Southwest corner of McAllister and Laguna*

*Northeast corner of Webster and Geary (on top of shelter)*

*Southwest corner of Geary and Webster*

*Southwest corner of Buchanan and Haight*

*Southwest corner of Pierce and Haight*

*Southwest and Northeast corners of Fillmore and Hayes*

*All four shelters on Haight and Fillmore*

*Emergency Boxes*

*Northeast corner of Laguna and Haight*

*1687 Market*

*Northwest corner of Gough and Haight*

*Southwest corner of Oak and Gough*

*Southeast corner of Steiner and Haight*

*Southwest corner of Oak and Broderick*

### **In Memoriams**

*Franklin Fung Chow - Supervisor Mar*

*John Patrick Landers - Supervisor Farrell*

*Cheryl Evans - Supervisor Cohen*

## **ADJOURNMENT**

*There being no further business, the Board adjourned at the hour of 12:06 a.m.*

*N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.*

*Approved by the Board of Supervisors on January 24, 2012.*

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Angela Calvillo, Clerk of the Board