

Petitions and Communications received from November 10, 2009, through November 16, 2009, for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on November 24, 2009.

From Center for Biological Diversity, submitting support for approval of the San Francisco Public Utilities Commission's proposed quarry lease to Oliver de Silva, Inc. to mine gravel under Surface Mining Permit 30 in the Sunol Valley. File 090832, Copy: Budget and Finance Committee, Clerk, 2 letters (1)

From T-Mobile, submitting notification letter regarding the placement of a cellular site antenna at 470 Columbus Avenue. (2)

From Office of the City Attorney, submitting copy of letter sent to Joseph Russoniello, United States Attorney's Office regarding the Board of Supervisors override of the Mayor's veto of an ordinance concerning the confidentiality of juveniles' immigration status. File No. 091032 (3)

From Department of Public Health, submitting the annual report of gifts received by the Department of Public Health for FY 2007-2008. (4)

From Department of Public Health, submitting the annual report of gifts received by the Department of Public Health for FY 2008-2009. (5)

From Office of the Controller, submitting an audit report on the management agreement between the Port and the Fisherman's Wharf Restaurant Association for the use and operation of the Triangle Parking Lot. (6)

From Recreation and Parks Department, submitting the Lead Poisoning Prevention report for the 1st quarter of FY 2009-2010. (7)

From concerned citizens, commenting on proposed legislation regarding the "Confidentiality of Juveniles' Immigration Status" an amendment to the Sanctuary Ordinance. File No. 091032, 3 letters (8)

From concerned citizens, regarding Sharp Park Golf Course. 2 letters (9)

From Mr. Gilleade, submitting support for proposed legislation concerning just cause eviction protections for residential tenants, extend to non-rent controlled units. File No. 090583, Copy: Each Supervisor, Land Use Clerk (10)

From concerned citizens, submitting opposition to proposed legislation regarding just cause eviction protections for residential tenants, extend to non-rent controlled units. File No. 090583, Copy: Land Use Clerk, 3 letters (11)

From concerned citizens, regarding Sharp Park. 2 letters (12)

From Health Service System, responding to request for information on national healthcare reform regarding a provision in Senate Finance Bill (S. 1796) calling for the implementation in 2013 of an "Applicable Dollar Limit and Implied Excise Tax." (Reference no. 20091006-003) (13)

From Emile Lawrence, requesting keys to all locked restrooms for City and County taxi drivers. Copy: Each Supervisor, City Attorney (14)

From concerned citizens, urging the Board of Supervisors to stop the lay-offs and bumping of City and County employees. File No. 091246, 5 letters (15)

From Liza Rivera, regarding budget cuts in Adult Protective Services. (16)

From John Baum, commenting on the current plans of the California High Speed Rail Authority for an on-the-surface route between San Jose and San Francisco to extend the "bullet-train" the last 50 miles of its connection between southern California and northern California. (17)

From students, Gordon Lau Elementary School, urging the Board of Supervisors not to eliminate the position of school secretary at Gordon Lau Elementary School. Approximately 70 letters (18)

ATTACHMENT A

1. Project Location

Site Identification Number: SF13272B
Site Name: Bank of the West
Site Address: 470 Columbus Avenue San Francisco, CA 94133
County: San Francisco
Assessor's Parcel Number: 0131-018
Latitude: 37° 47' 57.96" N
Longitude: 122° 24' 31.23" W

2. Project Description

Number of Antennas to be installed: 1
Tower Design: Rooftop
Tower Appearance: Panel Antenna concealed with Radome cylinder at building roof
Tower Height: 33 feet
Size of Buildings: 33' H x 130' L x 54' D

3. Business Addresses of all Governmental Agencies

City of San Francisco
Attn: Planning Director
1 Dr. Carlton B Goodlett Pl
San Francisco, CA 94102

City of San Francisco
Attn: City Clerk
1 Dr. Carlton B Goodlett Pl
San Francisco, CA 94102

City of San Francisco
Attn: City Manager
1 Dr. Carlton B Goodlett Pl
San Francisco, CA 94102

4. Land Use Approvals

Date Zoning Approval Issued: 10/28/09
Land Use Permit #: 200702053398
If Land use Approval was not required:



B + F comm + clerk
C page

#090832

November 11, 2009

San Francisco Board of Supervisors
Budget & Finance Committee
Supervisor John Avalos
Supervisor Ross Mirkarimi
Supervisor Carmen Chu
City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102-4689

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2009 NOV 13 AM 11:06
NY
PC

Support for Approval of Sunol SMP-30 Quarry Lease

The Center for Biological Diversity and the Alameda Creek Alliance strongly support the approval of the San Francisco Public Utilities Commission's proposed quarry lease to Oliver de Silva, Inc. to mine gravel under Surface Mining Permit (SMP) 30 in the Sunol Valley. This lease represents a new paradigm for San Francisco's gravel mining operations in the Sunol Valley.

In December 2008 our conservation groups signed a cooperative conservation agreement with Oliver de Silva, Inc. regarding the SMP-30 quarry project and the nearby Apperson Quarry on private land. The historic conservation agreement will provide substantial mitigations for wildlife, protect and enhance endangered species habitat, provide millions of dollars for fish-passage projects and restoration of Alameda Creek, secure habitat enhancements for tule elk, address greenhouse gas emissions, and dramatically change the impacts of the Apperson Quarry project, as well as delaying mining at the Apperson site until 2030.

The SMP-30 quarry lease before you and our conservation agreement are the result of several years of collective efforts by the SFPUC, Oliver de Silva, and our organizations to add environmental enhancements to the existing SMP-30 lease and to reduce impacts and improve conservation measures on the Apperson Quarry, which is adjacent to SFPUC watershed lands.

The joining of the two quarry projects and the selection of Oliver de Silva as the lease holder will provide major environmental enhancements that would not otherwise be possible. The changes to the Apperson Quarry project, as well as the avoidance, mitigation, and habitat enhancement measures contained in our conservation agreement are contingent upon approval of the SMP-30 lease and lease extensions.

Oliver de Silva has made commitments to environmental protections and restoration efforts through these two projects far above and beyond any other San Francisco leaseholder. In working with Oliver de Silva, we have found the company to be proactive, trustworthy and solution-oriented. We believe Oliver de Silva will be a responsible lease holder, a conscientious

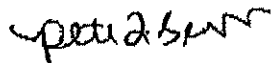


neighbor to the Sunol community, and provide a benefit to the environmental conditions of the watershed.

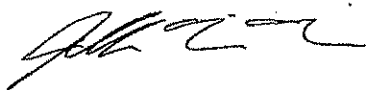
We encourage the approval of the SMP-30 lease by the Budget and Finance Committee and the full Board of Supervisors.

A copy of the press release announcing our conservation agreement is attached. Please contact us if you have any questions about the lease or our conservation agreement.

Sincerely,



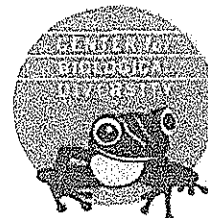
Peter Galvin
Conservation Director
Center for Biological Diversity
351 California Street, Suite 600
San Francisco, CA 94104
(707) 986-2600
E-mail: pgalvin@biologicaldiversity.org



Jeff Miller
Director
Alameda Creek Alliance
P.O. Box 2626
Niles, CA 94536
(510) 499-9185
E-mail: alamedacreek@hotmail.com



Oliver de Silva, INC



For Immediate Release, May 21, 2009

**Historic Conservation Agreement Signed for Apperson and Sunol Quarries
With Center for Biological Diversity and Alameda Creek Alliance**

***Apperson Quarry Project Will Be Delayed Until 2030; Substantial
Mitigations for Wildlife***

Contact: Jeff Miller, Alameda Creek Alliance, (510) 499-9185
Peter Galvin, Center for Biological Diversity, (707) 986-2600
Jim Summers, Oliver de Silva, Inc., (925) 828-7999

SUNOL, *Calif.* – Two conservation groups and a mining company today announced a historic cooperative conservation agreement for two quarry projects in the Sunol area — the Apperson Ridge Quarry and the Sunol Valley Quarry. The Center for Biological Diversity and the Alameda Creek Alliance signed an agreement in December 2008 with Oliver de Silva, Inc. that will dramatically change the Apperson Quarry project, protect and enhance endangered species habitat, provide millions of dollars for fish-passage projects and restoration of Alameda Creek, secure habitat enhancements for tule elk, and address greenhouse gas emissions.

“We are proud to announce conservation plans for the Apperson Ridge and Sunol Valley quarries that allow us to support both projects, and we applaud Oliver de Silva’s commitments to environmental protections and restoration efforts through these projects,” said Jeff Miller, director of the Alameda Creek Alliance. “This unprecedented agreement will significantly reduce the biological impacts of the Apperson Quarry, contribute to restoration of Alameda Creek, and provide extensive mitigation and conservation measures to protect and restore habitat for endangered and locally rare species such as steelhead trout, tule elk, and red-legged frog.”

“The Apperson agreement is a model for cooperative conservation planning between environmental groups and private companies,” said Peter Galvin, conservation director at the Center for Biological Diversity. “These historic conservation plans will result in permanent protection of more than 600 acres of endangered species habitat and secure funding for reintroduction and enhancement of tule elk. This agreement is a good deal for wildlife and a boon for conservation and restoration projects in the area for the next half century.”

"This provides a rare, once-in-a-lifetime opportunity to marry two projects and provide major environmental enhancements that would not be possible if we were not working together with the conservation groups," said Ed DeSilva, chairman of Oliver de Silva, Inc.

Under the agreement, Oliver de Silva will fund and implement an Apperson Ridge Conservation Plan that will reduce potential impacts of the approved Apperson Quarry operation on native wildlife species and their habitats, provide mitigation for any environmental impacts, and permanently protect and enhance habitat for special-status species. Oliver de Silva will also fund a Sunol Quarry Conservation Plan that will assist in fish passage projects for steelhead trout and significantly advance the restoration of Alameda Creek.

The Apperson Quarry (Surface Mining Permit 17 or "SMP-17") is a hard-rock quarry approved by Alameda County in 1984, with a footprint of approximately 116 acres, located within a 680-acre leasehold on a private ranch east of the Sunol Valley. The Sunol Valley Quarry ("SMP-30") is an existing gravel operation approved in the 1960s, on 325 acres of public land in the Sunol Valley, under lease from the San Francisco Public Utilities Commission.

The conservation agreement proposes changes to both quarry operations that, if approved by regulators, will dramatically reduce impacts to biological resources at Apperson Ridge. Quarrying at Apperson Ridge would be deferred until 2030 or cessation of operations at the Sunol Quarry site, whichever is later. Already approved processing plants to produce asphalt and concrete would be moved from Apperson Ridge to the Sunol Quarry site, which does not have habitat for special-status species. Material from Apperson Ridge would be transported for processing using a conveyor system, rather than an approved haul road, reducing road grading, truck traffic, and noise disturbance associated with the access road.

One of the major mitigation measures in the agreement is replacement of habitat loss at Apperson Ridge within the footprint of quarrying and due to project infrastructure, through purchase and/or permanent protection of similar habitats on private land, at a replacement ratio of 3 to 1, and with a minimum parcel or parcels consisting of 600 acres protected. The plan provides robust mitigation for any loss of breeding habitat for several focal species at a 4 to 1 replacement ratio. Oliver de Silva will also initiate an incidental-take permit process under the Endangered Species Act, using a federal Habitat Conservation Plan with the U.S. Fish and Wildlife Service.

The agreement contains a comprehensive tule elk mitigation and monitoring plan, including \$250,000 in initial funding and up to \$250,000 annually when activity begins at Apperson Ridge, to enhance and protect elk habitat and establish a tule elk reserve in northern California.

Oliver de Silva will contribute several million dollars for fish passage projects to help restore steelhead trout to Alameda Creek, including funding fish ladders at the BART

weir and inflatable rubber dams in the lower-Alameda Creek flood-control channel, and a fish passage project at a PG&E gas pipeline crossing of Alameda Creek in the Sunol Valley. The company will also revegetate stream banks and restore more natural stream function to enhance habitat quality in the stream reaches adjacent to the Sunol Quarry, and contribute financial support for an SFPUC Sunol Valley Restoration Plan to stabilize and restore the entire Sunol Valley reach of Alameda Creek.

Oliver de Silva has additionally committed to measures to reduce the greenhouse gas emissions of the Apperson Quarry project and to purchase approved offsets for 100 percent of the greenhouse gas emissions. It will also provide significant ongoing funding to the signatory conservation groups for efforts to protect wildlife and wild areas in the greater San Francisco Bay Area.

The agreement contains measures designed to avoid biological impacts, such as focused species surveys to determine presence of special-status species and the extent of suitable habitat, potential stockpiling of quarried rock at the SMP-30 site to allow for seasonal constraints on SMP-17 operations to minimize potential noise disturbance to wildlife, and "take" avoidance measures to exclude special status species from quarry areas before construction.

The changes to the Apperson Quarry project, as well as the avoidance, mitigation, and habitat enhancement measures contained in the conservation plans are contingent upon and triggered by agency approvals of the lease and lease extensions for the Sunol Quarry project (SMP-30) and agency approvals for the revised Apperson Quarry project (SMP-17).

More information about the Apperson Quarry agreement can be found on the Center for Biological Diversity Web site at:

www.biologicaldiversity.org/campaigns/apperson_quarry_conservation_agreement/index.html



Jeff Miller
<jmiller@biologicaldiversity.org>

11/11/2009 07:27 AM

To 'Bevan Dufty' <Bevan.Dufty@sfgov.org>, 'Carmen Chu' <Carmen.Chu@sfgov.org>, 'Chris Daly' <Chris.Daly@sfgov.org>, 'David Campos' <Chris.Daly@sfgov.org>, 'David Campos' <Chris.Daly@sfgov.org>, 'David Campos' <Chris.Daly@sfgov.org>
cc "'Harrington, Ed'" <EHarrington@sfgwater.org>, "'Spanjian, Laura'" <LSpanjian@sfgwater.org>, "'Martin, Michael'" <MMartin@sfgwater.org>, gdown@sfgwater.org

bcc

Subject Support for Sunol Quarry Lease

San Francisco Board of Supervisors
Budget & Finance Committee
Supervisor John Avalos
Supervisor Ross Mirkarimi
Supervisor Carmen Chu
City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102-4689

Support for Approval of Sunol SMP-30 Quarry Lease

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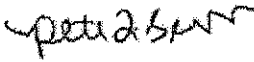
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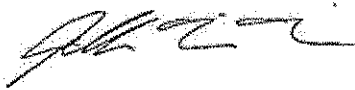
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Sincerely,



Peter Galvin
Conservation Director
Center for Biological Diversity
351 California Street, Suite 600
San Francisco, CA 94104
(707) 986-2600
E-mail: pgalvin@biologicaldiversity.org



Jeff Miller
Director
Alameda Creek Alliance
P.O. Box 2626
Niles, CA 94536
(510) 499-9185
E-mail: alamedacreek@hotmail.com



T-Mobile West Corporation
a subsidiary of T-Mobile USA Inc.
Engineering Development
1855 Gateway Boulevard, 9th Floor
Concord, California 94520

November 9, 2009

Anna Hom
Consumer Protection and Safety Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102

RECEIVED
BOARD OF SUPERVISORS
CITY OF SAN FRANCISCO
2009 NOV 13 AM 11:07
BY *RC*

RE: T-Mobile West Corporation as successor in interest to Omnipoint Communications, Inc. d/b/a T-Mobile (U-3056-C) Notification Letter for T-Mobile Site No. SF13272B

This letter provides the Commission with notice pursuant to the provisions of General Order No. 159A of the Public Utilities Commission of the State of California (CPUC) that with regard to the project described in Attachment A:

- (a) T-Mobile has obtained all requisite land use approval for the project described in Attachment A.
- (b) No land use approval is required because

A copy of this notification letter is being sent to the local government agency identified below for its information. Should there be any questions regarding this project, or if you disagree with the information contained herein, please contact Joni Norman, Senior Development Manager, for T-Mobile, at (925) 521-5987, or contact Ms. Anna Hom of the CPUC Consumer Protection and Safety Division at (415) 703-2699.

Sincerely,

Joni Norman
Sr. Development Manager
T-Mobile West Corporation
a subsidiary of T-Mobile USA Inc.

Enclosed: Attachment A

cc: City of San Francisco, Attn: City Planning Director, 1 Carlton B. Goodlett Place, San Francisco, CA 94102
City of San Francisco, Attn: City Clerk, 1 Carlton B. Goodlett Place, San Francisco, CA 94102
City of San Francisco, Attn: City Manager, 1 Carlton B. Goodlett Place, San Francisco, CA 94102

②

CITY AND COUNTY OF SAN FRANCISCO

OFFICE OF THE CITY ATTORNEY



DENNIS J. HERRERA
City Attorney

DIRECT DIAL: (415) 554-4748
E-MAIL: tara.collins@sfgov.org

November 10, 2009

Joseph P. Russoniello
United States Attorney
Northern District of California
Federal Building
450 Golden Gate Avenue, 11th Floor
Box 36055
San Francisco, CA 94102

Re: City and County of San Francisco Ordinance Amending its City of Refuge Ordinance Regarding Reporting of the Immigration Status of Juveniles

Dear Joe:

Today, the Board of Supervisors overrode the Mayor's veto of an ordinance amending the San Francisco City of Refuge ordinance (Administrative Code sections 12H.2, 12H.2-1 and 12H.3) to provide that City law enforcement officers and employees have the authority to report information regarding the immigration status of a juvenile to any state or federal agency only after the juvenile court (1) adjudicates the juvenile to be a ward of the court on the ground of felony conduct, (2) makes a finding of probable cause after the District Attorney directly files felony criminal charges against the minor, or (2) determines that the minor is unfit to be tried in juvenile court and the superior court makes a finding of probable cause (the "Amendment"). For your convenience, I attach a copy of the Amendment, which will become effective in 30 days.


If implemented, this Amendment would change the City's current practice of reporting to U.S. Immigration and Customs Enforcement ("ICE") the immigration status of juveniles when they have been booked for conduct that would be a felony if committed by an adult. As stated in Deputy Attorney General David Ogden's October 19, 2009 memorandum regarding investigations and prosecutions in states authorizing medical use of marijuana, "In general, United States Attorneys are vested with 'plenary authority with regard to federal criminal matters' within their districts. USAM 9-2.001," and "[i]n exercising this authority, United States Attorneys are 'invested by statute and delegation from the Attorney General with the broadest discretion in the exercise of such authority.' Id."

Because of the Board of Supervisor's adoption of the Amendment, and in view of your earlier assertions that certain City officials may have violated federal criminal laws regarding their past handling of certain juvenile arrestees and your seemingly broad interpretation of the harboring statute, I ask that the U.S. Attorney's Office provide an assurance that if the City

Letter to Mr. Russoniello
Page 2
November 10, 2009

proceeds to implement this Amendment in accordance with its terms, City law enforcement officers and employees will not be prosecuted for violating federal criminal laws. I would appreciate your timely response to this letter, preferably by December 7, 2009. If the U.S. Attorney's Office does not provide us with an adequate assurance that it will not prosecute City officials or employees who would implement the Amendment, my Office may be compelled to explore with City policymakers other options regarding the implementation and enforcement of the Amendment, including the possibility of filing a declaratory relief action in federal court.

Sincerely,



Dennis J. Herrera
City Attorney

cc: Mayor Gavin Newsom
Board of Supervisors
Juvenile Probation Commission
Chief Juvenile Probation Officer William Sifferman
Ted Cassman, Arguedes, Cassman & Headley



Gavin Newsom
Mayor

Gregg Sass
Chief Financial Officer

November 6, 2009

Through: Mitchell Katz, M.D.
Director of Health

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

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2009 NOV -9 PM 3:55
BY _____

RE: FY 07-08 Annual Report of Gifts

Dear Ms. Calvillo:

Enclosed is the FY 2007-08 Annual Report of Gifts received by the Department of Public Health. As required by Section 10.110 of the San Francisco Administrative Code the Department of Public Health annually reports to the Board of Supervisors all gifts received. This report was reviewed and accepted by the Health Commission. We realized that we may not have submitted this report to the Board last fall and we are make sure we are up to date with our reporting requirements.

Please accept and file this report. If you have any questions, please call me at 554-2610.

Sincerely,

Gregg Sass
Chief Financial Officer

4



Gavin Newsom
Mayor

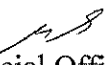
Mitchell H. Katz, MD
Director of Health

MEMORANDUM

DATE: September 15, 2009

TO: James Illig, President
and Honorable Members of the Health Commission

THROUGH: Mitchell Katz, M.D.
Director of Health

FROM: Gregg Sass, 
Chief Financial Officer

RE: **Annual Report of Gifts Received in FY 2007-08**

As required by section 10.100-201 of the San Francisco Administrative Code and consistent with the policy and procedure for the acceptance of gifts adopted by the Health Commission in October 1995, the following provides a summary of gifts received in FY 2007-08

Summary of Gifts Received in FY 2007-08

<u>Fund/Organization</u>	<u>Amount under</u> <u>\$25,000</u>	<u>Amount over</u> <u>\$25,000</u>	<u>Total</u>
San Francisco General Hospital SFGH Foundation	\$1,775,983	\$7,224,774	\$9,000,757
Laguna Honda Hospital			
Gift Fund	\$28,656	0	\$28,656
LHH Volunteers	<u>74,990</u>	<u>0</u>	<u>74,990</u>
Subtotal	\$103,646	\$0	\$103,646
Population Health & Prevention			
SF Public Health Foundation	\$333,232	\$87,192	\$420,424
Total Gifts	\$2,212,861	\$7,311,966	\$9,524,827

The Department is grateful to the volunteers and their leaders, and for the generous contributions received from the community.

San Francisco General Hospital

San Francisco General Hospital received gifts totaling \$9,000,757 in FY 2007-08 consisting of:

Fund / Organization	Amount Under \$25,000	Amount Over \$25,000	Total
SFGH Foundation	\$1,775,983	\$7,224,774	\$9,000,757

The contributions over \$25,000 are from the following donors:

Anonymous	\$	507,595	
Avon Foundation	\$	1,250,000	
Bank Of America	\$	25,000	
Bernard Osher Jewish Philan. Fnd	\$	25,000	
Estate of Patricia Flanagan	\$	618,483	
City and County of San Francisco	\$	36,644	
Doris & Donald Fisher Foundation	\$	25,000	
Estate of Mary Lee Warren	\$	457,219	
Fujitsu	\$	499,949	
Gordon and Betty Moore Foundation	\$	2,262,000	
Intel Corporation	\$	50,000	
Jeanne and Sanford Robertson Fund	\$	25,000	
Judy & Richard Guggenhime	\$	25,577	
Kaiser Permanente	\$	549,697	
Lyman Casey	\$	25,000	
MacFarlane Partners	\$	50,000	
Mary Wohlford Foundation	\$	50,000	
Mimi & Peter Haas Fund	\$	30,000	
Mount Zion Health Fund	\$	75,000	
Richard and Rhoda Goldman Fund	\$	125,000	
SalesForce Foundation	\$	100,000	
San Francisco Health Plan	\$	141,000	
Scarlett Law Group	\$	80,000	
Stanley S. Langendorf Foundation	\$	25,000	
Stryker	\$	36,610	
The San Francisco Foundation	\$	30,000	
Visa International	\$	50,000	
Wells Fargo	\$	50,000	
Total		\$ 7,224,774	

Programs and services funded in the period 7/1/07 to 6/30/08 were as follows:

Acute Care for the Elders	\$	60,287
Bay Area Perinatal AIDS Center	\$	54,742
Cancer Awareness Resource Education	\$	73,000
Cardiac Care	\$	32,929
CASARC	\$	97,116
Chinatown Public Health Education	\$	76,687
Chronic Care	\$	62,954
ER Capital Campaign	\$	59,031
Graduate Nursing Internship Program (Grant revenue booked in 2004)	\$	367,852
IT Department	\$	499,949
Mobile Data Center	\$	1,558,540
Neuro-Trauma	\$	20,375
Nurse 100K Lives	\$	39,166
Nurse Education	\$	112,429
Nurses Scholarship	\$	57,259
Nursing eMar Implementation	\$	572,819
Orthopedics Department	\$	543,357
Other Projects	\$	144,504
Radiology Education Fund	\$	1,820
Safety-Net Partnership Quality	\$	2,000
SFGHF Hearts Grant: Breast Feeding Center	\$	24,341
SFGHF Hearts Grant: Improving Patient Flow	\$	9,959
SFGHF Hearts Grant: Learning Center	\$	3,209
SFGHF Spirit	\$	16,289
Video Medical Interpretation	\$	175,827
Volunteer Program	\$	102,463
Women Health - Avon (portion of grants booked in prior periods)	\$	932,873
Women's Option Center	\$	1,117,039
Total	\$	<u>6,818,816</u>

Laguna Honda Hospital

Laguna Honda Hospital received gifts totaling \$103,646 in FY 2007-08. The gifts consisted of:

<u>Fund/Organization</u>	<u>Amount under</u> <u>\$25,000</u>	<u>Amount over</u> <u>\$25,000</u>	<u>Total</u>
Gift Fund	\$28,656	-	\$28,656
LHH Volunteers	\$74,990	-	\$74,990
Total	\$103,646	-	\$103,646

Gift Fund

Laguna Honda Hospital Gift Fund received a total of \$28,656 from cash donations in FY 2007-08, all of which were less than \$25,000. These included:

<u>Donors</u>	<u>Amount</u>
Donations ranging from \$1 - \$1,000 from 38 individuals	\$ 11,447
SF Adult Day Services Network	\$ 3,134
Partizan Entertainment, LLC	\$ 4,000
University of CA SF	\$ 2,750
Stanford University	\$ 3,750
Healthcare Interactive Inc.	\$ 1,500
United Way	\$ 2,076
	<hr/>
	\$ 28,656

Volunteers Inc.	\$ 74,990
	<hr/>
Total	\$ 103,646

LHH Volunteers, Inc.

LHH Volunteers, Inc. is an organization dedicated to enhancing the quality of life of the patients at Laguna Honda Hospital. In FY 2007-08, Laguna Honda received \$74,990 in cash donations from Volunteers, Inc.

Cash donations received in FY 2007-08 by the Laguna Honda Hospital Gift Fund and LHH Volunteers, Inc, combined with gifts received in prior years, were used for a number of activities. To date, expenditures totaling \$295,695 were used for the following activities:

	<u>FY-2007-08</u>
Ball Game	\$ 13,515
Bus Trips and Other Transportation	\$ 69,098
Medical Equipment	\$ 976
Entertainment	\$ 34,240
Pleasure Endeavor	\$ 209
Activity Therapy	\$ 76,515

Hospice Wards	\$	12,363
Miscellaneous	\$	47,756
Ward Money	\$	22,300
Restorative Nursing Training	\$	3,631
Physican Education Program	\$	3,563
Drawn Together Program	\$	6,426
Adult Day Care Center	\$	1,761
Others To Patients' Benefits	\$	3,342
Total	\$	<u>295,695</u>

Population Health and Prevention

Population Health and Prevention programs received gifts totaling \$420,424 in FY 2007-08 from the San Francisco Public Health Foundation. Contributions to the Foundations increased 240% in 2007-2008.

The San Francisco Public Health Foundation, founded in 1988, is dedicated to augmenting and expanding the services and programs of the San Francisco Department of Public Health. The Foundation provides the mechanism for individuals, corporation, foundations and organizations to support programs and fund special projects that make a meaningful contribution to the health and welfare of our city. The Foundation assists the Department in providing innovative services to San Francisco's most vulnerable residents. Thanks to funds directed through the foundation, children and adults, in addition to being physically healthy, thrive and enjoy an improved quality of life.

The gifts help support a growing number of new and innovative community programs and services.

<u>Fund/Organization</u>	<u>Amount under</u> <u>\$25,000</u>	<u>Amount over</u> <u>\$25,000</u>	<u>Total</u>
San Francisco Public Health Foundation	\$333,232	\$87,192	\$420,424

The sources of the gifts to the San Francisco Public Health Foundation in FY 2007-2008 included:

Individuals	37,696
Organizations	127,500
Corporate/Businesses	91,086
Foundations	149,240
Universities	<u>14,902</u>
Total	\$420,424

To date, expenditures totaling \$215,848 has been used for the following programs and services:

Public Health Education & Prevention	5171
Direct Patient Services	94,321
Communicable Disease Control/treatment/prevention	35,479
Outreach & Healthcare for the Homeless	23,814
Youth & Children's Services	40,888
Environmental Services	4,769
Public Outreach and Administration	<u>11,406</u>
	\$215,848

Foundation and Volunteer Boards

The Board of Directors for the San Francisco General Hospital Foundation, The San Francisco Public Health Foundation, and the volunteer organizations for SFGH and LHH are listed on the following pages.

San Francisco General Hospital Foundation Board of Directors

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City and County of San Francisco

Department of Public Health



Gavin Newsom
Mayor

Gregg Sass
Chief Financial Officer

November 6, 2009

Through: Mitchell Katz, M.D.
Director of Health

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

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RE: FY 08-09 Annual Report of Gifts

Dear Ms. Calvillo:

Enclosed is the FY 2008-09 Annual Report of Gifts received by the Department of Public Health. As required by Section 10.110 of the San Francisco Administrative Code the Department of Public Health annually reports to the Board of Supervisors all gifts received. This report was reviewed and accepted by the Health Commission.

Please accept and file this report. If you have any questions, please call me at 554-2610.

Sincerely,

Gregg Sass
Chief Financial Officer



Gavin Newsom
Mayor

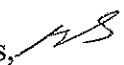
Mitchell H. Katz, MD
Director of Health

MEMORANDUM

DATE: September 15, 2009

TO: James Illig, President
and Honorable Members of the Health Commission

THROUGH: Mitchell Katz, M.D.
Director of Health

FROM: Gregg Sass, 
Chief Financial Officer

RE: **Annual Report of Gifts Received in FY 2008-09**

As required by section 10.100-201 of the San Francisco Administrative Code and consistent with the policy and procedure for the acceptance of gifts adopted by the Health Commission in October 1995, the following provides a summary of gifts received in FY 2008-09

Summary of Gifts Received in FY 2008-09

<u>Fund/Organization</u>	<u>Amount under \$25,000</u>	<u>Amount over \$25,000</u>	<u>Total</u>
San Francisco General Hospital SFGH Foundation	\$1,495,136	\$8,974,764	\$10,469,900
Laguna Honda Hospital Gift Fund	\$27,023	\$0	\$27,023
LHH Volunteers Inc.	\$70,714	\$0	\$70,714
Total	\$97,737	\$0	\$97,737
Population Health & Prevention San Francisco Public Health Foundation	\$300,694	\$444,284	\$744,978
Total Gifts	\$1,893,567	\$9,419,048	\$11,312,615

The Department is grateful to the volunteers and their leaders, and for the generous contributions received from the community.

San Francisco General Hospital

San Francisco General Hospital Foundation

The San Francisco General Hospital Foundation was established in 1994 to support programs and projects at the San Francisco General Hospital. For the above period, grants and donations totaling \$10,469,900 were received by the San Francisco General Hospital Foundation. Grants and gifts of \$25,000 and over amounted to \$8,974,764.

<u>Fund/Organization</u>	<u>Amount under</u> <u>\$25,000</u>	<u>Amount over</u> <u>\$25,000</u>	<u>Total</u>
SFGH Foundation	\$1,495,136	\$8,974,764	\$10,469,900

Grants and Donations \$25,000 and over are from the following donors:

Avon Foundation	\$ 1,150,000
California Healthcare Foundation	290,000
California Pacific Medical Center	60,000
Deborah G. Seymour Trust	50,000
Depuy Orthopaedic	65,000
Gordon and Betty Moore Foundation	4,075,764
Judy & Richard Guggenhime	57,088
Kadima Foundation	250,000
Kaiser	349,833
LucasFilm	50,000
Macy's West	52,085
The Mary Wholford Foundation	25,000
Mimi & Peter Haas Fund	30,000
The Estate of Ruth & Darrell Mueller	513,000
Richard and Rhoda Goldman Fund	50,000
Rosata Foundation	500,000
San Francisco Health Plan	237,808
Susan G. Komen Foundation	411,768
State of California - Department of Public Health	79,048
The San Francisco Foundation	377,370
UCSF	75,000
AT&T	100,000
Visa International	50,000
Wells Fargo	76,000
Total	<u><u>\$ 8,974,764</u></u>

Programs and services funded in the period 7/1/08 to 6/30/09 were as follows:

Amputee Support	\$ 20,550
Bay Area Perinatal AIDS Center	25,797
Cancer Awareness Resource Education	79,326
CASARC	5,178
Child Passenger Safety	8,895
Chinatown Public Health Education	112,754
Community Advisory Council	31,395
eReferral Specialty Care	210,082
Health Coaches for Youth	12,500
Hospital Rebuild Project	20,550
Immunization Incentive Program	5,774
Integrated Nurses Leadership Program	65,024
M. Sande Lectureship	24,982
Magnet Application Support	19,232
Mobile Data Center	15,000
Neuro-Trauma	5,695
Nursing Education	10,514
Nursing eMar Implementation	15,641
Orthopedics Department	1,391,698
Other Projects	51,686
Otolaryngology	19,173
Prevent Heart Attacks & Strokes	190,360
SFGHF Hearts Grant - Palative Care Room	15,983
SFGHF Hearts Grant: HIV Patient education	40,003
SFGHF Hearts Grant: HIV prevention for the Mentally Ill	37,362
SFGHF Hearts Grant: Infusion Center Renovation	7,350
SFGHF Hearts Grant: Learning Center	16,808
SFGHF Hearts Grant: Newborn Hearing Machine	20,072
SFGHF Hearts Grant: Other Projects	10,008
SFGHF Hearts Grant: Urgent Care Relocation	98,419
SFGHF Hearts Grant: Violence Survivor Guide	6,457
SFGHF Spirit	20,071
Surgery	3,993
Transitional Care Program	79,803
Video Medical Interpretation	219,885
Volunteer Program	28,405
Vulnerable Population	76,024
Women Health - Avon (portion of grants booked in prior periods)	881,247
Women's Option Center	201,540
	<hr/>
Total	\$ 4,105,237
	<hr/> <hr/>

Laguna Honda Hospital

Laguna Honda Hospital received gifts totaling \$97,737 in FY 2008-09. The gifts consisted of:

<u>Fund/Organization</u>	<u>Amount under</u> <u>\$25,000</u>	<u>Amount over</u> <u>\$25,000</u>	<u>Total</u>
Gift Fund	\$27,023	\$0	\$27,023
LHH Volunteers Inc.	\$70,714	\$0	\$70,714
Total	\$97,737	\$0	\$97,737

Gift Fund

Laguna Honda Hospital Gift Fund received a total of \$97,737 from cash donations in FY 2008-09. These included:

<u>Donors</u>	<u>Amount</u>
Donations ranging from \$1 - \$1,000 from 61 individuals	\$5,560
Elizaabeth Goos	10,000
SF Adult Day Services Network	6,250
United Way	3,963
Hands On Bay Area	1,250
Subtotal	27,023
Volunteers Inc.	70,714
Total	<u>\$97,737</u>

LHH Volunteers, Inc.

LHH Volunteers, Inc. is an organization dedicated to enhancing the quality of life of the patients at Laguna Honda Hospital. In FY 2008-09, Laguna Honda received \$331,908 in cash donations from Volunteers, Inc.

Cash donations received in FY 2008-09 by the Laguna Honda Hospital Gift Fund and LHH Volunteers, Inc, combined with gifts received in prior years, were used for a number of activities. To date, expenditures totaling \$253,772 were used for the following activities:

	<u>FY-2008-09</u>
Patient Lunch Out – Food	\$98,810
Ball Game	13,380
Bus Trips and Other Transportation	79,522
Material & Supply, Medical Equipment ..	28,977
Entertainment	26,718
Pleasure Endeavor	33,001
Ward money	18,600
Restorative Nursing Training	4,700
Art with Elders Program	28,200
Total	<u>\$331,908</u>

Population Health and Prevention

Population Health and Prevention programs received gifts totaling \$744,978 in FY 2008-2009 through the San Francisco Public Health Foundation. Contributions to the Foundations increased by 56% in 2008-2009.

The San Francisco Public Health Foundation, founded in 1988, is dedicated to augmenting and expanding the services and programs of the San Francisco Department of Public Health. The Foundation provides the mechanism for individuals, corporation, foundations and organizations to support programs and fund special projects that make a meaningful contribution to the health and welfare of our city. The Foundation assists the Department in providing innovative services to San Francisco's most vulnerable residents. Thanks to funds directed through the foundation, children and adults, in addition to being physically healthy, thrive and enjoy an improved quality of life.

In FY 2008-09 San Francisco Public Health Foundation received \$\$744,978 in gifts. These gifts are helping to support a growing number of new community programs and services.

<u>Fund/Organization</u>	<u>Amount under</u> <u>\$25,000</u>	<u>Amount over</u> <u>\$25,000</u>	<u>Total</u>
San Francisco Public Health Foundation	\$300,694	\$444,284	\$744,978

The sources of the gifts to the San Francisco Public Health Foundation in FY 2008-2009 included:

Government	\$38,416
Individuals	27,908
Organizations	179,674
Corporate/Businesses	26,888
Foundations	457,430
Universities	<u>14,662</u>
Total	\$744,978

Expenditures totaling \$399,710 were used for the following programs and services:

Public Health Education & Prevention	\$35,092
Direct Patient Services	265,019
Communicable Disease Control/treatment/prevention	23,013
Outreach & Healthcare for the Homeless	6292
Youth & Children's Services	50,978
Environmental Services	11,888
Public Outreach and Administration	<u>7,428</u>
	\$399,710

Foundation and Volunteer Boards

The Board of Directors for the San Francisco General Hospital Foundation, The San Francisco Public Health Foundation, and the volunteer organizations for SFGH and LHH are listed on the following pages.

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Tina Frank	<u>Ex-Officio Directors</u>
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		Steven Tierney
		Randy Wittorp

City and County of San Francisco

Office of the Controller – City Services Auditor

To: Angela Calvillo,
Clerk of the Board
From: Office of the Controller
City Services Auditor

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November 9, 2009

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Mayor Gavin Newsom
Philip A. Ginsburg, General Manager

November 6, 2009

Ms. Angela Calvillo
Clerk of the Board
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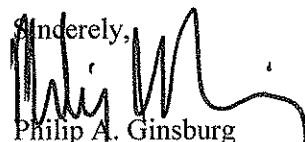
Dear Ms. Calvillo:

Please find attached the Recreation and Park Department's (RPD) report for the 1st quarter of FY09-10 in response to the requirements of Resolution 157-99 Lead Poisoning Prevention. To date, RPD has completed assessment and abatement at **156** sites since program inception in 1999.

The site list for FY09-10 surveys has been finalized, and the funding released for expenditure. Surveys are expected to begin in the next several weeks.

I hope that you and interested members of the public find that the Department's performance demonstrates our commitment to the health and well being of the children we serve. Please look for our next report in January 2010.

Thank you for your support of this important program. Please do not hesitate to contact me with any questions, comments or suggestion you have.

Sincerely,

Philip A. Ginsburg
General Manager

Attachments: 1. FY09-10 Implementation Plan, 1st Quarter Status Report
2. FY09-10 Site List
3. Status Report for All Sites

Copy: The Honorable Chris Daly
The Honorable Sophie Maxwell
K. Cohn, DPH, Children's Environmental Health Promotion



Attachment 1. Implementation Plan Status Report

1st Quarter Status Report

Plan Item	Status
I. Hazard Identification and Control	
a) Site Prioritization	<p>The site prioritization list is revised after each cycle which usually coincides with the fiscal year budget cycle. Prioritization is established from verified hazard reports (e.g. periodic inspections), documented program use (departmental and day care), estimated participant age, and presence of playgrounds or schoolyards.</p> <p>The site prioritization list for FY09-10 has been finalized.</p>
b) Survey	<p>Funding was released for expenditure in September, and we are waiting for DPW to begin surveys. We anticipate they will begin within several weeks.</p>
c) Abatement	<p>No abatement has been completed yet at any FY09-10 sites.</p>
d) Site Posting and Notification	<p>Each site has been or will be posted for abatement in advance so that staff and the public may be advised of the work to be performed.</p>
II. Facilities Operations and Maintenance	
a) Periodic Inspection	<p>Annual periodic facility inspections are completed by staff. For FY08-09, the completion rate was 62%. Data for FY09-10 is not yet available. Classes on how to complete these inspections continue to be offered quarterly. We hope to continue skill development through this class and expect this will improve the completion quality and rate.</p>
b) Housekeeping	<p>Housekeeping as it relates to lead is addressed in the training course for periodic inspections. In addition, custodial and administrative employees are reminded of this hazard and the steps to control it through our Safety Awareness Meeting program (discussed in Staff Training below).</p>

c) Staff Training

Under the Department's Injury and Illness Prevention Program, this training is required every two years. The Lead SAM is mandatory for FY09-10 for all custodial staff.

Lead training among Maintenance staff, which would allow them to perform lead-related work, was last conducted in February of 2000. Maintenance staff report that they have not performed lead work since that time but they are currently looking into it. If they decide to pursue this, maintenance staff will be re-trained prior to performing lead work.

Facility Name	Location	Completed	Notes	Retest
King Pool	3rd/Armstrong		Carryover from FY08-09	
Golden Gate Park	Conservatory		Carryover from FY08-09	
Golden Gate Park	Nursery		Carryover from FY08-09	
Golden Gate Park	Golf Course		Carryover from FY08-09	
Palace of Fine Arts	3601 Lyon Street		Carryover from FY08-09	
Pioneer Park/Coit Tower	Telegraph Hill		Carryover from FY08-09	
Saint Mary's Square	California Street/Grant		Carryover from FY08-09	
Union Square	Post/Stockton		Carryover from FY08-09	
Rochambeau Playground	24th Avenue/Lake Street		Carryover from FY08-09	Yes
Cayuga/Lamartine-Mini Park	Cayuga/Lamartine		Carryover from FY08-09	Yes
Willie Woo Woo Wong PG	Sacramento/Waverly		formerly Chinese PG; carryover from FY08-09	Yes
Cow Hollow Playground	Baker/Greenwich		Carryover from FY08-09	Yes

Attachment 3. Status Report for All Sites

Status Report for All Sites

Facility Name	Location	Completed	Notes	Retest	Entered in FLOW Program
Upper Noe Playground and Recreation Center	Day/Sanchez	99-00	Was to have been a retest in 04-05, but funds depleted. Then it was going to be a retest in 05-06 but the site is currently closed for extensive renovations, so it was removed from the retest list.		
Jackson Playground	17th/Carolina	99-00	Abatement completed in FY05-06.	04-05	
Mission Rec Center-Treat Street	745 Treat Street	99-00	Originally on list as Mission Rec-Harrison Street. Incorrect, so name changed, and information on site removed. Was to have been done in 05-06 but funds depleted. Then was to have been done in 06-07 but wrong facility surveyed (Mission Pool), so did not do.	06-07	X
Palega (aka Portola) Playground and Recreation Center	Felton/Holyoke	99-00			X
Eureka Valley Playground and Recreation Center	Collingwood/18th	99-00			
Glen Park Playground and Recreation Center and Canyon	Chenery/Elk	99-00			
North Beach Playground and Pool	Lombard/Mason	99-00			
Crocker Amazon Playground	Geneva/Moscow	99-00			
Christopher Playground	Diamond Hts/Duncan	99-00			
Alice Chalmers, Playground	Brunswick/Whittier	99-00			
Cayuga Playground	Cayuga/Naglee	99-00			
Cabrillo Playground	38th/Cabrillo	99-00			
Herz Playground and Coffman Pool		99-00			X
Mission Playground & Pool	19th & Linda	99-00			
Oceanview (Minnie & Lovey) Playground and Recreation Center	Capital Avenue/Montana	99-00			
Sunset Recreation Center	28th Avenue/Lawton	99-00			X
West Sunset Playground	39th Avenue/Ortega	99-00			
Excelsior Playground	Russia/Madrid	99-00			
Helen Wills Playground	Broadway/Larkin	99-00			
J. P. Murphy Playground	1960 9th Avenue	99-00			X
Argonne Playground	18th/Geary	99-00			
Duboce Park	Duboce/Scott	99-00			
Golden Gate Park	Panhandle	99-00			
Junipero Serra Playground	300 Stonecrest Drive	99-00			
Merced Heights Playground	Byxbee/Shields	99-00			
Miraloma Playground	Omar/Sequoia Ways	99-00			
Silver Terrace Playground	Silver Avenue/Bayshore	99-00			
South of Market Park	Folsom/Harriet/6th	99-00			

Status Report for All Sites

Facility Name	Location	Completed	Notes	Retest	Entered in FLOW Program
South Sunset Playground	40th Avenue/Vicente	99-00			
Potrero Hill Playground and Recreation Center	22nd/Arkansas	99-00			
Rochambeau Playground	24th Avenue/Lake Street	00-01			
Silver Tree Day Camp	Chenery/Elk	00-01	Done in FY00-01 as part of Glen Park Survey/Abatement		
Cow Hollow Playground	Baker/Greenwich	00-01	No abatement needed		
West Portal Playground	Ulloa/Lenox Way	00-01	No abatement needed		
Moscone Playground (Funston)	Chestnut/Buchanan	00-01			
Midtown Terrace Playground	Clarendon/Olympia	00-01	No abatement needed		
Presidio Heights Playground	Clay/Laurel	00-01			
Tenderloin Children's Rec. Ctr.	560/570 Ellis Street	00-01			
Hamilton Playground, Recreation Center and Pool	Geary/Steiner	00-01			
Randall Museum (Corona Hts.)	199 Museum Way	00-01			
Margaret Hayward Playground	Laguna, Turk	00-01			
James Lang Field (Part of Margaret Hayward Playground)	Gough/Turk	00-01	Completed as part of a Capital project renovation		
Saint Mary's Recreation Center	Murray St./JustinDr.	00-01			
Fulton Playground	27th Avenue/Fulton	00-01			
Bernal Heights Recreation Center and Playground	Moultrie/Jarboe	00-01	No abatement needed		
Douglass Playground	Upper/26th Douglass	00-01			
Garfield Playground and Pool	25th/Harrison	00-01			
Woh Hei Yuen	1213 Powell	00-01			
Boeddeker, Fr. A., Neighborhood Park	Ellis/Taylor/Eddy/Jones	00-01			
Gilman Playground	Gilman/Griffiths	00-01			X
Grattan Playground	Stanyan/Alma	00-01	No abatement needed		
Hayes Valley Playground	Hayes/Buchanan	00-01			
Youngblood Coleman	Galvez/Mendell	00-01			X
Coffman Pool (see Herz Playground)	Visitacion/Hahn	00-01			
Rossi Playground and Pool	Arguello Blvd./Anza	00-01			
Sava Pool and Larsen Park	19th/Wawona	00-01			
Sunnyside Playground	Melrose/Edna	00-01	No abatement needed		
Balboa Park Playground & Pool	Ocean/San Jose	00-01			X
Rolph Playground	Potrero Ave./Army Street	00-01, 02-03	This was originally supposed to be Rolph-Nicol (Eucalyptus) Park in 02-03, but the consultant surveyed the wrong site.		X
McLaren Park-Louis Sutter Playground	University/Wayland	00-01			
Richmond Playground	18th Avenue/Lake Street	00-01			
Joseph Lee Rec Center	Oakdale/Mendell	00-01			
Chinese RC	Washington/Mason	00-01			
McLaren Park	Visitacion Valley	06-07		05-06	

Status Report for All Sites

Facility Name	Location	Completed	Notes	Retest	Entered in FLOW Program
Mission Dolores Park	18th/Dolores	06-07	No abatement needed	05-06	
Bernal Heights Park	Bernal Heights Blvd.	01-02	No abatement needed		
Cayuga/Lamartine-Mini Park	Cayuga/Lamartine	01-02	No abatement needed		
Willie Woo Woo Wong PG	Sacramento/Waverly	01-02	formerly Chinese PG		
Harvey Milk Center		01-02			X
Civic Center Plaza	Grove/Larkin	01-02	No abatement needed		
Huntington Park	California/Taylor	01-02			
South Park	64 South Park Avenue	01-02			
Alta Plaza Park	Jackson/Steiner	01-02			
Bayview Playground	3rd/Armstrong	01-02	No abatement needed		
Chestnut & Kearny-Mini Park	NW Chestnut/Kearny	01-02	No survey done; structures no longer exist.		
Kimbell Playground	Pierce/Ellis	01-02			
Michelangelo Playground	Greenwich/Jones	01-02			
Peixotto Playground	Beaver/15th Street	01-02	No abatement needed		
Peixotto Playground (Corona Hts.)	15th/Roosevelt	01-02	No abatement needed		
States St. Playground (Corona Heights)	States St./Museum Way	01-02			
Adam Rogers Park	Jennings/Oakdale	01-02	No abatement needed		
Alamo Square	Hayes/Steiner	01-02			
Alioto Park - Mini Park	20th/Capp	01-02	No abatement needed		
Beideman/O'Farrell Park-Mini Park	O'Farrell/Beideman	01-02	No abatement needed		
Brooks Property	373 Ramsell	01-02	No abatement needed		
Buchanan St. Mall	Buchanan betw. Grove & Turk	01-02	No abatement needed		
Buena Vista Park	Buena Vista/Haight	01-02			
Bush/Broderick Mini Park	Bush/Broderick	01-02			
Cottage Row-Mini Park	Sutter/E. Fillmore	01-02			
Franklin Square	16th/Bryant	01-02			
Golden Gate Heights (Sunset Hts.)	12th Ave./Rockridge Dr.	01-02			
Hilltop Park	La Salle/Whitney Yg. Circle	01-02	No abatement needed		
Lafayette Square	Washington/Laguna	01-02			
Julius Kahn Playground	Jackson/Spruce	01-02			
Jose Coronado (Folsom) Playground	21st/Folsom	02-03	As of 10/10/02 as per Capital Program Director, G. Hoy, there are no current plans for renovation		
Golden Gate Park (playgrounds)	Fell/Stanyan	05-06			
Washington Sq. & Marini Pl.	Filbert/Stockton	02-03	No abatement needed. Children's play area and bathrooms to be renovated in 3/04.		
McCoppin Square	24th Avenue/Taraval	02-03	As of 10/10/02 as per Gary Hoy, no current plans for renovation		
Mountain Lake Park	12th Avenue/Lake Sreet	02-03	As of 10/10/02 as per Gary Hoy, no current plans for renovation		

Status Report for All Sites

Facility Name	Location	Completed	Notes	Retest	Entered in FLOW Program
Bright & Randolph Mini Park	Randolph/Bright	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
Campbell Rutland-Mini Park	Campbell Ave./E.Rutland	02-03	No abatement needed. Renovation scheduled 3/04.		
18th & Utah Mini Park	Utah/18th Street	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
Palou-Phelps-Mini Park	Palou at Phelps	02-03	No abatement needed. Renovation occurred Summer 2003. Marvin Yee was project mgr. No lead survey/abatement rpt in RPD files.		
Coleridge & Esmerelda Mini Park	Coleridge/Esmeralda	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
Lincoln Park Golf (includes playground)	34th Avenue/Clement	02-03	Renovation scheduled 9/04		
Little Hollywood Park	Lathrop-Tocoloma	02-03	No abatement needed. Renovation scheduled 9/04		
McKinley Square	20th/Vermont	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
Mission Recreation Center - Harrsion St.	2450 Harrison	02-03	No abatement needed. Was completed in 99/00 as part of Treat St. facility (they are the same, but listed as two separate bldgs. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
Noe Valley Courts	24th/Douglass	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
Parkside Square	26th Avenue/Vicente	02-03	Children's play area and bathrooms to be renovated in 9/03.		
Portsmouth Square	Kearny/Washington	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
Potrero del Sol	Potrero/Army	02-03	No abatement needed, renovation scheduled 9/04		
Potrero Hill-Mini Park	Connecticut/22nd Street	02-03	Renovation scheduled 9/04		
Precita Park	Precita/Folsom	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
Sgt. John Macaulay-Mini Park	Larkin/O'Farrell	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		

Status Report for All Sites

Facility Name	Location	Completed	Notes	Retest	Entered in FLOW Program
Stern Grove	19th Avenue/Sloat Blvd.	04-05	As of 10/10/02 Capital Program Director indicates no current plans for renovation. Funding expired; will complete in FY04-05		
Twenty-Fourth/York-Mini Park	24th/York/Bryant	02-03	Completed as part of current renovation in December 2002, Renovation scheduled 3/04.		
Camp Mather	Mather, Tuolumne County	04-05			X
Hyde/Vallejo-Mini Park	Hyde/Vallejo	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
Juri Commons-Mini Park	San Jose/Guerrero/25th	05-06			
Kelloch/Velasco	Kelloch/Velasco	02-03	No abatement needed. Children's play area scheduled for renovation on 9/04		
Koshland Park	Page/Buchanan	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
Head St. Mini Park	Head/Brotherwood Way	02-03	No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
Walter Haas Playground	Addison/Farnum/Beacon	02-03	Capital Projects to renovate in Spring 2003. Mauer is PM		
Holly Park	Holly Circle	02-03	Renovation planned to begin 4/03; Judi Mosqueda from DPW is PM		
Page-Laguna-Mini Park	Page/Laguna	04-05	No abatement needed		
Golden Gate/Steiner-Mini Park	Golden Gate/Steiner		No Facility, benches only		
Tank Hill	Clarendon/Twin Peaks	04-05	No abatement needed		
Rolph Nicol Park (Eucalyptus Park)	Eucalyptus Dr./25th Avenue	04-05	No abatement needed		
Golden Gate Park	Carrousel	05-06			
Golden Gate Park	Tennis Court	05-06			
Washington/Hyde-Mini Park	Washington/Hyde	04-05	No abatement needed		
Ridge Top Plaza	Whitney Young Circle	05-06	No abatement needed		
Golden Gate Park	Beach Chalet	06-07	No abatement needed		
Golden Gate Park	Polo Field	06-07			
Sharp Park Golf Course	Pacifica, San Mateo Co.	06-07			
Golden Gate Park	Senior Center	06-07			X
Pine Lake Pk.(adj. to Stern Grove)	Crestlake/Vale/Wawona	07-08			
Golden Gate Park	Stow Lake Boathouse	06-07			
Golden Gate Park	County Fair Building	06-07	No abatement needed		

Status Report for All Sites

Facility Name	Location	Completed	Notes	Retest	Entered in FLOW Program
Golden Gate Park	Sharon Bldg.	07-08			
Marina Green	Marina Blvd.	06-07			
Allyne Park	Gough/Green	06-07	No abatement needed		
DuPont Courts	30th Ave./Clement	07-08			
Golden Gate Park	Big Rec	07-08			
Great Highway	Sloat to Pt. Lobos	07-08			
Golden Gate Park	Kezar Pavilion	08-09			
King Pool	3rd/Armstrong				
Marina Yacht Harbor	Marina	07-08			
Palace of Fine Arts	3601 Lyon Street				
Pioneer Park/Coit Tower	Telegraph Hill				
Saint Mary's Square	California Street/Grant				
Union Square	Post/Stockton				
Gas House Cove	Marina	07-08			
Golden Gate Park	Angler's Lodge	07-08			
Golden Gate Park	Bandstand	07-08	No abatement needed		
Golden Gate Park	Bowling Green	07-08	Retested 4/09; 16 ppb first draw, still in program		X
Golden Gate Park	Conservatory				
Golden Gate Park	Golf Course				
Golden Gate Park	Kezar Stadium	07-08			X
Golden Gate Park	Nursery				
Golden Gate Park	Stables	na	Being demolished. Hazard assessment already completed by Capital.		
Golden Gate Park	McLaren Lodge	01-02, 02-03	Done out of order. Was in response to release/spill. See File 565.		
Exploratorium	3602 Lyon Street				
Theater	3603 Lyon Street				
Broadway Tunnel West-Mini Park	Leavenworth/Broadway				
Howard/Langton-Mini Park	Howard/Langton		Community garden now; no play area as per Superintendent 10/15/03.		
War Memorial Opera House	Van Ness/McAllister				
Hyde St. Reservoir, Russian Hill Pk	Hyde/Bay				
Hyde Street Reservoir	Hyde/Francisco				
Lake Merced	Skyline/Lake Merced				
Lombard Reservoir	SW Hyde/Lombard				
Merced Manor Residence	23rd/Sloat				
University Reservoir	SE Felton & University Ave. (University/Felton Lawns/Pathways)				
Ina Coolbrith Park	Vallejo/Taylor				
Parcel Four	Great Highway/Balboa				
Justin Herman Plaza	Clay/Embarcadero				

Status Report for All Sites

Facility Name	Location	Completed	Notes	Retest	Entered in FLOW Program
Candlestick Park	Jamestown Avenue		No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
Golden Gate Park	Maintenance Yard				
Bayview Park & Extension	LeConte Avenue				
Bernal Heights-Mini Park	Prentiss/Eugenia				
Billy Goat Hill	Laidley/30th				
Bonview Lots	Bonview/Bocana				
Brewster Street	Bernal				
Corona Heights	16th/Roosevelt				
Coso/Precita-Mini Park	Coso/Precita				
Diamond Heights lot 1	200 Berkeley Way				
Diamond Heights lot 2	8 Crags				
Diamond Heights lot 3	1701 Diamond/29th				
Dorothy Erskine Park	Martha/Baden				
Duncan & Castro Lots	Diamond Heights				
Edgehill Mountain	Edgehill/Kensington Way				
Embarcadero Plaza	Market/Steuart				
Everson/Digby Lot 1	61 Everson				
Everson/Digby Lot 2	101 Topaz (Diamond)				
Fairmont Plaza	Fairmont/Miguel				
Fifteenth Ave. Steps	Kirkham/15th Avenue				
Fort Funston	Great Highway				
Fuhrman Bequest (Fresno)	Fresno County				
Fuhrman Bequest (Kern)	Kern County				
Fuhrman Bequest (Monterey)	Monterey County				
Geneva Avenue Strip	Geneva/Delano				
Glen Park Lot	Diamond/Farnum				
Grandview Park & Extension	Moraga/14th Avenue				
Grandview Park Open Space	Moraga/15th Avenue				
Great Highway	Sloat to Skyline				
Hawk Hill	14th Avenue/Rivera				
India Basin	E. Hunters Pt. Blvd.				
India Basin	Evans				
India Basin-Ferrari Shoreline	Griffith betwn. Fairfax/Galvez				
Interior Green Belt	Sutro Forest				
Japanese Peace Pagoda	Post/Buchanan/Geary				
Japanese Peace Plaza	Post/Buchanan/Geary				
Jefferson Square	Eddy/Gough				
Joseph Conrad Square-Mini Park	Columbus/Beach				
Kite Hill	Yukon/19th				
Lakeview-Ashton Mini Park	Lakeview/Ashton				
Lessing-Sears-Mini Park	Lessing/Sears				

Status Report for All Sites

Facility Name	Location	Completed	Notes	Retest	Entered in FLOW Program
Marini Plaza (Washington Sq.)	Columbus/Union				
Maritime Plaza	Battery/Clay				
McLaren Park-Golf Course	2100 Sunnydale Avenue				
Monterey Conservatory	Monterey Baden				
Mount Davidson	Myra Way				
Mount Olympus	Upper Terrace				
Mullen/Peralta-Mini Park	Mullen/Peralta Mini Park				
Noe/Beaver-Mini Park	Noe/Beaver				
O'Shaughnessy Hollow	O'Shaughnessy Blvd.				
Park Presidio Blvd.	Park Presidio Blvd.				
Rock Outcropping	Ortega/14th Avenue		Lots 11, 12, 21, 22, 6		
Rowing Clubs: Dolphin/South End	Aquatic Park		Land is leased		
Russian Hill Park	Hyde/Larkin/Chestnut		Hyde Street Reservoir		
Saturn Street Steps	Saturn/Ord				
Seward St. Park & Ext.-Mini Park	Seward/Acme Alley				
Swimming Pool Site	Geary/32nd Avenue				
Twin Peaks Blvd. and Park	Twin Peaks Blvd.				
Fleming Golf	Skyline Blvd./Harding				
Golden Gate Yacht Club	Marina				
Harding Golf	Skyline Blvd./Harding				
Soccer Stadium	Ocean/San Jose				
St. Francis Yacht Club	Marina				
Sunset Boulevard	Sunset Blvd. (right-of-way)				
Hallidie Plaza	Market/Eddy				
Rincon Pt. Park					
South Beach Park & Marina					
City Hall Grounds	Van Ness/Grove				
Fillmore/Turk Mini Park	Fillmore/Turk				
Levi Plaza					
Redwood Park (Transamerica)					
Sidney Walton Park (Golden Gateway)					
Esprit Park	Minnesota Street				
Aqua Vista Park	Embarcadero/China Basin				
Embarcadero Promenade	Embarcadero				
Ferry Bldg. Plaza	Market/Embarcadero				
Warm Water Cove					
Hall of Justice	850 Bryant Street				
Richmond Police Stn.-Mini Park	7th Avenue/Anza				
Cole and Carl-Mini Park	Clayton/Frederick				

Status Report for All Sites

Facility Name	Location	Completed	Notes	Retest	Entered in FLOW Program
Library-Western Addition	1550 Scott Street				
Library-West Portal	190 Lenox Way				
Library-Sunset	1305 18th Avenue				
Library-Richmond	351 9th Avenue				
Library-Presidio	3150 Sacramento				
Library-Potrero	20th/Arkansas				
Library-Parkside	1200 Taraval				
Library-Ortega	3223 Ortega				
Library-Noe Valley	451 Jersey				
Library-Merced	155 Winston Dr.				
Library-Marina	Chestnut/Webster				
Library-Main	Civic Center				
Library-Excelsior	4400 Mission				
Library-Eureka Valley	3555 16th Street				
Library-Bernal	500 Cortland				
Library-Anza	550 37th Avenue				
UN Plaza	Market/Fulton				
Traffic Island	S. Laguna & Vasquez				
Peru Avenue Walkway	Athens to Valmar Terrace				
Kearny Street Steps	Vallejo/Fresno				
Joost/Baden-Mini Park	Joost/N of Baden				
Esmeralda Corridor/Prospect	Esmeralda/Bernal Hts.				
Chester Street Mini Park	Chester St. near Brotherhood Way				
Brotherhood Way	Brotherhood Way				
Broadway Tunnel East-Mini Park	Broadway/Himmelman				
Ferry Plaza	Market/Steuart				
India Basin	Hudson Avenue				
Twenty-third & Treat					
ilities: These facilities not to be included in CLPP survey as they were built after 1978.					
Alice Marble Courts	Greenwich/Hyde		Not owned by RPD. PUC demolished in 2003 and all will be rebuilt.		
Richmond Center	18th Ave./Lake St./Calif.		New facility		

Status Report for All Sites

Facility Name	Location	Completed	Notes	Retest	Entered in FLOW Program
Visitacion Valley Playground	Cora/Leland/Raymond		Original building clubhouse and PG demolished in 2001. Facility is new.		
to be included in survey at this time:					
Alamo School Yard	250 23rd Avenue		Not a RPD owned site		
Alvarado School Yard	625 Douglass Street		Not a RPD owned site		
Aptos Playground	Aptos/Ocean Avenue		Was in FLOW program; pulled b/c site was demolished.		
Argonne School Yard	675 17th Avenue & Cabrillo		Not a RPD owned site		
Bessie Carmichael School Yard	55 Sherman		Not a RPD owned site		
Candlestick Point Rec Area	171 Acres				
Cesar Chavez School Yard	825 Shotwell Street		Not a RPD owned site		
Ella Hill Hutch Center	1000 McAllister		No abatement needed. As of 10/10/02 Capital Program Director indicates no current plans for renovation		
Francisco School Yard	2190 Powell Street		Not a RPD owned site		
GGNRA with Presidio	2,066 Acres				
Guadalupe School Yard	859 Prague Street		Not a RPD owned site		
I M Scott School Yard - OS	Tennessee/22nd Street		Not a RPD owned site		
Jefferson School Yard	1725 Irving Street		Not a RPD owned site		
Lafayette School Yard	4545 Anza St. near 36th Ave.		Not a RPD owned site		
Lake Merced Sports Ctr.	Skyline Blvd./Harding		Rod & Gun Club. Known environmental contamination. Leased.		
Lawton School Yard	1570 31st Avenue		Not a RPD owned site		
Marshall School Yard	1575 15th Street		Not a RPD owned site		
Monroe School Yard	260 Madrid Street		Not a RPD owned site		
Paul Revere School Yard	555 Tompkins Avenue		Not a RPD owned site		
Peabody School Yard	251 6th Avenue		Not a RPD owned site		
Phelan (China Beach)	1,309 - leased to USA				
Redding School Yard	1421 Pine Street		Not a RPD owned site		
Rosa Parks Senior Center	1111 Buchanan/Golden Gate		Not a RPD owned site		
South of Market Lot	SE Sherman/Cleveland		No RPD Facilities		
Starr King School Yard	1215 Carolina		Not a RPD owned site		
Stern Grove Annex	20th Avenue/Sloat Blvd.		Will be included in Stern Grove Survey		
Tenth Avenue/Clement-Mini Park	Richmond Library		Not a RPD owned site		
Wawona Bowling Green&Clubhouse	See Stern Grove		Will be included in Stern Grove Survey		
Woods Yard Playground	22nd/Indiana		Not a RPD owned site		
Zoological Gardens	Great Highway/Sloat				
Hunters Pt. Recreation Center and Gym (Milton Meyer Center)	195 Kiska Road	99-00	No longer owned by RPD. Owned by Housing Authority (we had a lease which expired).		X

Status Report for All Sites

Facility Name	Location	Completed	Notes	Retest	Entered in FLOW Program
FY03-04 algorithm weights various features of a facility as noted in the algorithm. For instance, a site with a clubhouse noted as present, is weighted by a factor of 5 due to the high likelihood of the presence of children, versus a tennis court, where the likelihood is lower and so get a weighting factor of 1.					
Note that algorithms change year to year depending on the need to weight out certain factors. Once all sites are completed, this algorithm will have to be re-examined.					



AEvans604@aol.com
11/10/2009 03:40 PM

To board.of.supervisors@sfgov.org
cc
bcc
Subject Supes Override Veto of Campos' Immigration Law

Dear Friends and Neighbors,

On Tuesday (Nov. 10), the supes overrode Mayor Gavin's Newsom's veto of David Campos' immigration ordinance. The vote to override was eight in favor and three opposed, with Michela Alioto-Pier, Carmen Chu, and Sean Elsbernd in the minority.

The ordinance forbids SF officials from notifying the feds of any young illegal immigrants they may encounter if the youth are suspected of felonies. If local officials follow the ordinance, they will be in violation of federal law. If they follow federal law, they will be in violation of the board's ordinance.

Mayor Newsom has indicated that, faced with this dilemma, city officials will follow federal law. At Tuesday's meeting, however, Campos said the city should "follow the laws that are duly enacted by this board."

The matter will likely be resolved by federal courts. They will decide whether Congress or the the city's Board of Supes has the power to set national immigration policy.

Place your bets now.

Yours for rationality in government,

Arthur Evans

* * * * *



kelly alderson
<kell_alderson@yahoo.com>

11/11/2009 02:48 PM

To board.of.supervisors@sfgov.org

cc

bcc

Subject Illegal Immigrant legislation

To whom it may concern,

This legislation is retarded. Why should we wait on someone to commit a felony before we deport them?!?
So the SF tax payers should pay for them to go threw a tax payer court process and live off of tax payer
dollars in jail AFTER A "FELONY"!!! Come on people. They broke the law by coming here illegally.
As the current law stands they're breaking another law probably when the police pick them up.
Stop waisting our money! We have place you in office with the responsibility of wisely overseeing
the money of the San Francisco tax payers. Now that our city is broke who will be the ones we
the people will look to to blame? The Board Of Supervisors.

thank you

A Loyal SF TAX PAYER



"Darlene Ash"
<darash01@yahoo.com>

11/10/2009 07:14 AM

Please respond to
<darash01@yahoo.com>

To <david.campos@sfgov.org>,
<board.of.supervisors@sfgov.org>
cc
bcc
Subject Sanctuary Policy

Dear Board of Supervisors:

As a native San Franciscan and the daughter of immigrants, I understand the purpose of the sanctuary policy – that people living within the law and contributing to the community, but who might have come here without documentation have nothing to fear in the city of St. Francis. My understanding however, is that this policy extends only to those who abide by the law. For the sake of the future generations who would like to call San Francisco home, please do not override the mayor's veto today.

Sincerely,

Darlene Fernandez-Ash
District 6
SF, CA



"Byron Meyer & Co."
<byronmeyerco@aol.com>

11/10/2009 12:55 PM

To <Gavin.Newsom@sfgov.org>, <wordweaver21@aol.com>,
<bill.lee@flysfo.com>, <plangsf@gmail.com>,
<rm@well.com>, <Mooreurban@speakeasy.net>,
cc

bcc

Subject Redwood Park Expansion - 555 Washington St.

Please support the 555 Washington Street proposal for a new green building on the Transamerica block. It will create a community near jobs and transit that would be walking distance to jobs and transit, increase open space by more than 80%, and bring more residents and vitality to the nearby neighborhoods. Expanding Redwood Park and opening it to the public on weekends/holidays will also be good for the neighborhood and merchants. The new homes will provide more customers for local merchants; the City should do what it can to provide an economic boost for small businesses during these tough economic times.

The new residential building will be less than half the size of the Transamerica Pyramid, and it is well matched with the height of other nearby buildings in the Financial District, including taller structures in Embarcadero Center. The proposed height is reasonable for Downtown and enhances the skyline with its attractive design.

I urge you to support the 555 Washington Street proposal.

Byron R. Meyer

Principal



Real Estate

400 Pacific Ave., Suite #3W

San Francisco, CA 94133

415.362.1546 ph

415.362.6409 fx

9

Dear Supervisor Chiu:

I am a resident of your district and I like the 555 Washington St project.

The world is running out of resource and having more conserving-energy buildings in the city would save the resource for our children in the future. A tall building for homes next to the Transamerica building is fine too.

Having a larger park for people to use would mean a great deal to the people as well, I love parks and that is why I am writing this letter to you.

Letter to:
Supervisor David Chiu
1 Carlton B Goodlett Pl
San Francisco, California 94102

Thank You

Michael J. Carney

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2009 NOV 12 AM 11:43
BY *PC*

Vcps BOS dor
LU Clerk
File 090583

November 10, 2009

Gavin Newsom, Mayor
City of San Francisco and
Members, Board of Supervisors
City Hall, San Francisco

**Re: Should Just Cause Eviction Protections For Tenants in San Francisco be
Extended to Those Who Live in Rental Units Built After 1979. YES!**

Mayor Newsom and Members,
Board of Supervisors, District _____

RECEIVED
BOARD OF SUPERVISORS
CITY OF SAN FRANCISCO
2009 NOV 10 AM 10:13
BY LU

If tenants in rental units built before 1979 do not receive adequate just cause protections from **Wrongful Eviction Notices or Unlawful Rent Increases**, with or without the Rent Board process, then tenants before and after 1979 need legislation for effective just cause eviction protections.

Rent Board petitions alleging Wrongful Eviction without just cause (non-payment of rent) or Unlawful Rent Increase (no written agreement between the landlord and tenant) in violation of the Rent Board Ordinance (Section 37.9—Evictions) are illustrative of the need for just cause protection, new and old, with efficacy, and for the Rent Board too.

On May 28, 2009, the Rent Board rendered a Decision granting the tenant's petitions for Unlawful Rent Increase, which was dispositive of the Wrongful Eviction. Landlord, on March 12, 2009, with a Three Day Notice to Pay or Quit, targeted this nonagenarian tenant for eviction, and with 22 years of residency. Even though the tenant has never been delinquent for non-payment of rent as alleged. This alleged "unpaid rent for the period of time from 02/01/2008 through 03/31/2009," was for a 14 month period which excluded charges for the months of June and November—no explanation. Landlord charged tenant with 30 items for delinquent rent, in the amount of \$601.45, even though during the same period the tenant had a credit in the amount of \$ 691.91.

Undeterred by the Rent Board Decision, the landlord served the tenant with 3 more notices to vacate the rental unit (09/18/09, 10/14/09 and 10/30/09) and 5 more Unlawful Rent Increases (08/01/09, 09/18/09, 10/14/09, 10/27/09 and 10/30/09). Therefore, while seeking counsel at the Housing Rights Committee of San Francisco, November 2 at 1:00 PM, tenant received the enclosed flyer for testimony at the same time before the Board of Supervisors Land Use Committee. Tenant would like to have given testimony. On return to the Housing Rights Committee, November 5th, tenant received the enclosed "Call to action!" flyer to call or send a letter. Thus this letter, because orally or by phone with limited time, tenant would not have been able to adequately convey these facts in support of extending adequate just cause eviction protections to tenants in rental units built before and after 1979.

Tenant would like Mayor Newsom to find out, with copy to Sara Shortt, Executive Director, Housing Rights Committee of SF, how and why the landlord targeted this senior citizen for eviction with no just cause and no affirmative action for the tenant by the Rent Board, which, in its **Conclusions of Law**, found the Landlord "...not...in good faith," and in violation of the Rent Ordinance. Therefore, a statutory misdemeanor by the landlord, "not in good faith." A perpetrator, with no just cause for the eviction Notice. This is an abridgment of the rights and protections for the tenant by the Rent Board, and of egregious significance.

10

The Rent Board, on 03/31/2009, sent the landlord and the tenant **Notice of Receipt of Report of Alleged Wrongful Eviction with Warning To Landlord:**

“Whenever the landlord seeks to recover... possession of a rental unit in violation of the Rent Ordinance, [Sec.37.9–Evictions] that landlord may be found guilty of a [City of San Francisco Agency statutory] misdemeanor, and... the Rent Board, may bring [?, refer criminal action to the City Attorney or the District Attorney for prosecution ?] a civil action (lawsuit) for an injunction or treble damages (money), or both, and attorney fees.

The landlord had 5 days to complete the form indicating:

- “1. I agree _____ or disagree _____ with the [tenant’s] allegations...”
2. Sign affidavit:

I hereby declare under penalty of perjury that the ground stated in the Notice to Vacate is landlord’s dominant motive for seeking recovery of possession of the rental unit.”

April 2, 2009 landlord legal representative states:

“Please note that my client declines to submit a verified response to the Rent Board’s questionnaire. My client contends that eviction notices are privileged communications not subject to an affirmative action by the tenant or the Rent Board at this juncture. Therefore, my client will proceed in a manner allowed by law.”

The Rent Board did not provide tenant with a copy of this letter. Some time after the May 29, 2009 Rent Board Decision on the Unlawful Rent Increase, tenant inquired at the Rent Board Office as to the hearing date for the Wrongful Eviction Petition. The Advice Officer on duty informed tenant, according to the computer, the case was closed. Subsequently, pressing the issue with another Advice Officer, tenant requested a response in writing as to why this case was closed without a hearing and without informing the tenant.

The Rent Board response letter of July 22, 2009 states:

“Enclosed please find a copy of your landlord’s *Response of Alleged Wrongful Eviction* dated April 2, 2009, and received in this office on April 6, 2009. It appears that the landlord through his attorney, is asserting the litigation privilege. This privilege, has been recently [no date] defined and established by case law [no citation], and has been interpreted by attorneys representing landlords to mean that no wrongful eviction action will lie, with regard to communications between the landlord’s attorney and the tenant, prior to the filing of an unlawful detainer. I cannot offer you further advice in this matter.”

(Rent Board gave no interpretation and the landlord filed no unlawful detainer.)

Pressing further, tenant requested the Rent Board to put in writing the Board’s position on the “not in good faith” statutory misdemeanor by the perpetrator’s (landlord’s) refusal to submit the questionnaire. The Officer refused and a Senior Officer left a message on tenant’s telephone, August 17, 2009, “no power to require [the ‘not in good faith’ and perpetrator] landlord to file additional document...so there is nothing further the Rent Board can do at this point. So we will not be taking any further action.” The next day tenant left the message, “I need a written response.” In the August 25, reply by telephone, “no written response. You can seek counsel for further action.”

Apparently, the Rent Board forgot the **rule of law** that any party before a Federal, State, County, City or Local Government or its Agencies, must appear "in good faith" to receive directly or indirectly the proceeds and or benefits which that party seeks before that government or its agencies, or forfeit them. Simply, directly or indirectly, a perpetrator cannot keep or benefit from its crime—current prosecution of the financial and mortgage scams causing our economic depression.

When a party seeks in bad faith (not in good faith) proceeds or benefits before the government or is agency, that party forfeits its rights and privileges for the proceeds and benefits which would inure had the party been in good faith in the first instance.

Consequently, the Rent Board should have taken affirmative action and demanded the landlord complete and return its questionnaire. Refusal to comply with the order of the Rent Board would be another statutory misdemeanor for referral by the Rent Board to the City Attorney or the District Attorney.

As yet the City Attorney has not acknowledge tenants letter of September 23, 2009, for an explanation of the enforcement process against a landlord in violation of the Rent Ordinance, therefore "guilty of a misdemeanor."

Additionally, tenant's, September 3, 2009, **Incident Report** (No. 090907096) alleging the misdemeanor against landlord Parkmerced is in process with the District Attorney.

Landlord Parkmerced is located at 3711 Nineteenth Avenue with its Resident Service Office in the back, 1 Varela Avenue, both at the corner of Holloway Avenue opposite San Francisco State University, part owner for its students living throughout this Residential Community. Parkmerced is the largest landlord in San Francisco with over 3000 rental units housing upwards of 10,000 single and family residents and with plans to double and triple its population.

In the landlord's Resident Service Office, staff with tenants in an open area, answer questions to explain and to resolve their landlord tenant concerns. The sum and substance of the relationship, for all to hear, is a month-to-month tenancy and the landlord is not required to provide new lease documents. The tenant has no copy, and whether the tenant signs and returns the Notice of rent increase, the effective date for the rent or rent increase is due on the effective date, and is enforceable without the tenant's signature or return of the Notice form. Further, the written and enforceable rent agreement between the landlord and tenant is the Rent Ordinance and related City landlord and tenant codes, rules and regulations.

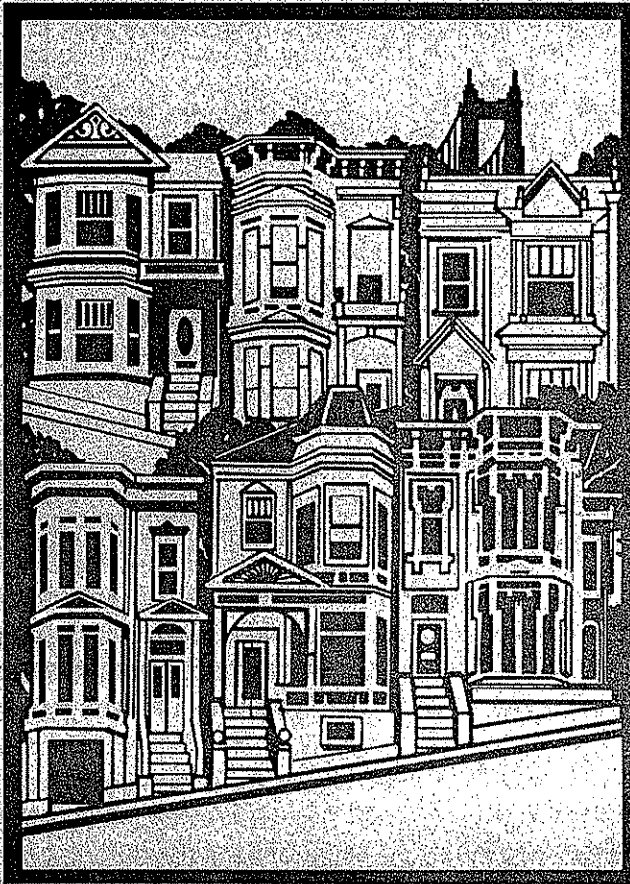
It would be appreciated should the Chair of the Board of Supervisors inform this tenant, with copy to Sara Shortt, Executive Director, Housing Rights Committee of SF, for all the good faith landlords and tenants, the contemplated expectations to extend and to improve just cause eviction protections for tenants who live in rental units built before and after 1979.

Le ROY F. GILLEAD
Parkmerced Tenant

Attachments: 6
c. Sara Shortt

Come Testify to Support...

**Just Cause Eviction Protections For
Tenants
in San Francisco**



▪ **Legislation has been introduced to extend just cause eviction protections to tenants who live in rental units built after 1979.**

▪ **Your testimony is important to educate members of the Board of Supervisors about your experience as a tenant.**

Monday November 2 at 1pm

Land Use Committee

Board of Supervisors, City Hall

Supported by: St. Peter's Housing Committee, Housing Rights Committee, Chinatown CDC & San Francisco Tenants' Union, Senior Action Network.

For more info: sara@hrssf.org, 415-703-8634

Call to action!

As you may know, renters in San Francisco living in homes built after 1979 are not under rent control, nor are they under just cause eviction protections.

The HRCSF was present at the Board of Supervisor's Land Use Committee Hearing on Monday, November 2nd in support of this ordinance. We are urging you to send emails, and give phone calls to the Supervisors in support of this ordinance! Please take maybe ten minutes of your time to make a world of difference for this city. Send an email, and give a phone call to the following people:

Sup. Sophie Maxwell
(415) 554-7670 - voice
(415) 554-7674 - fax
Sophie.Maxwell@sfgov.org

Mayor Gavin Newsom
Telephone: (415) 554-6141
Fax: (415) 554-6160
gavin.newsom@sfgov.org

Sup. Bevan Dufty
(415) 554-6968 - voice
(415) 554-6909 - fax
Bevan.Dufty@sfgov.org

Sup. Michela Alioto-Pier
(415) 554-7752 - voice
(415) 554-7843 - fax
Michela.Alioto-Pier@sfgov.org

Sup. Carmen Chu
(415) 554-7460 - voice
(415) 554-7432 - fax
Carmen.Chu@sfgov.org

Sup. Sean Elsbernd
(415) 554-6516 - voice
(415) 554-6546 - fax
Sean.Elsbernd@sfgov.org

Here is a draft of a letter you may want to use:

Dear Supervisor,

I am a renter in San Francisco and I am very concerned to learn that many renters here are not protected from evictions because their home was built after 1979.

There is no reason why a random group of renters could suddenly lose their housing at the drop of a hat. Rents are still so high in this city. Getting evicted means quickly finding housing that you can afford, which is nearly impossible in this market. Please support Supervisor Avalos's "Just Cause" ordinance. It is only fair.

Sincerely,

Luna Use Com / Clerk

175 Bluxome Street #217
San Francisco, CA 94107
Tel. (415) 374-7667
November 5, 2009

File 090583

Ms. Angela Calvillo
Clerk of the Board
San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102-4689

RECEIVED
BOARD OF SUPERVISORS
CITY OF SAN FRANCISCO
2009 NOV 10 AM 11:20
RV
PC

Ms. Cavillo:

As San Francisco homeowners, we would like to register our strong concerns regarding the fairness of the proposed Ordinance by Supervisor Avalos, file no. 090583, that would require us, should we chose to rent our residence at a later time, to provide "just cause" to evict any tenants.

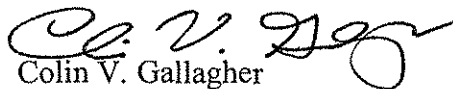
We had purchased our primary residence in the SOMA district of San Francisco with the understanding that, as a unit in a building constructed after the passage of the city's rent control ordinance in 1979, our residence would not be subject to either rent control or the "just cause" eviction requirement. We would not have made the purchase of our home if the property had been subject to either requirement. For the Board of Supervisors to rewrite the rules in this manner effectively has altered the contract between the seller of our home and us to our detriment. Were this proposal to become enacted, the likely resale value of our home, which the Assessor's office has already agreed had fallen well below the purchase price in 2006, would likely fall further. We are not wealthy persons and most of our savings have been devoted to building up equity in our residence. The passage of this measure could vaporize whatever equity remains in our home.

11

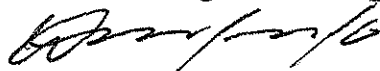
Moreover, this measure would increase the costs and time in evicting problem tenants from our building. During the past year, the unit above ours, which had been rented out by its owner, had been placed in foreclosure. During the time that the foreclosure process had been proceeding, the tenants in the unit above ours had carried out loud parties after 11 p.m. in contravention of our HOA rules and had substantially interfered with our right to the quiet enjoyment of our home. We had to call the police out on several occasions on account of their disruptive behavior. At several times, the tenants in the upstairs unit had thrown cigarette butts, and even on one occasion had vomited over, the railing onto the hallway of our floor and the ground floor hallway. If this measure had been enacted before the bank owning the unit above ours had evicted the tenants, they likely would still be in our building causing us and other residents in our building additional anguish.

What is especially unfair about this proposal is that the Board of Supervisors would decide to grant tenants in buildings built after 1979 additional protections from eviction without offering any compensation to the homeowners such as ourselves, despite Article I, Section 19(a) of the California Constitution, which prohibits the taking of private property for a public use with payment of just compensation to the property owner. We strongly urge the Board to reconsider this ill-considered and inequitable proposal.

Sincerely,



Colin V. Gallagher



Wilmer A. Pereira



"Galli, Marina"
<marina.galli@rbc.com>
11/10/2009 11:41 AM

To <board.of.supervisors@sfgov.org>
cc
bcc

Subject Proposed Eviction Laws & Condo Lottery

Please do not pass these proposed eviction laws. The rental market is horrible right now, it is already next to impossible to be a landlord in SF. I recently suffered a 1.5 year vacancy.

Why not generate revenues for the city and do away with the outdated and cumbersome condo lottery? The benefits are:

- 1) City would collect much needed condo fees now
- 2) Condo's when sold would increase the tax base, vs. if sold as TIC's
- 3) It would prevent the city from marrying people to TICs and risky shared mortgage exposure
- 4) More units would comply with current safety building codes after going through the conversion
- 5) Completing the work to satisfy the condo standards would create jobs and further stimulate the SF economy

In this time of mortgage meltdowns and stringent lending environment, why would you want to keep the citizens of San Francisco in these illiquid and dangerous TIC structures?

Best regards,
Marina

Marina Galli, CFA
Senior Vice President - Financial Consultant
RBC Wealth Management
Phone: 415.445.8519
Fax: 415.445.6396
www.thegalliinvestmentteam.com

RBC Wealth Management does not accept buy, sell, or cancel orders by e-mail, or any instructions by e-mail that would require your signature. Information contained in this communication is not considered an official record of your account and does not supersede normal trade confirmations or statements. Any information provided has been prepared from sources believed to be reliable but is not guaranteed, does not represent all available data necessary for making investment decisions and is for informational purposes only.

This e-mail may be privileged and/or confidential, and the sender

Board of
Supervisors/BOS/SFGOV

11/10/2009 03:35 PM

To BOS Constituent Mail Distribution,
cc
bcc
Subject Fw: Rent/Eviction Restrictions

----- Forwarded by Board of Supervisors/BOS/SFGOV on 11/10/2009 03:34 PM -----



"C" <y2cat@yahoo.com>

11/10/2009 10:54 AM

Please respond to
"C" <y2cat@yahoo.com>

To <board.of.supervisors@sfgov.org>
cc
Subject Re: Rent/Eviction Restrictions

Eviction/Rent Restrictions DO NOT WORK. They hurt the people you are most trying to help. Please review studies that show the effects of rent control. If you do an independent economic study you will find that it has the opposite effect of the results you are trying to achieve,

<http://www.econlib.org/library/Enc/RentControl.html>

<http://www.cato.org/pubs/pas/pa-274.html>

http://www.manhattan-institute.org/html/cr_3.htm

The laws we have on the books are 30 years old. They have been challenged and altered in courts more than any other legislation. The only winners of such laws are attorneys. The courts are clogged with meaningless cases. The City of San Francisco and it's residence would benefit greatly by a supervisor who would actually do something radical and solve the rent issues in San Francisco with new ideas not out-dated ideas that do not work.

Please use common sense when voting for this action.

Allan

P.O. Box 191443
San Francisco, CA 94119
November 8, 2009

San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102

To: San Francisco Board of Supervisors;

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2009 NOV 10 AM 11:25
BY Re

I am writing you to ask your support and vote for restoring the Sharp Park golf course in Pacifica, California back to wetlands and a park everyone can enjoy and benefit from. Please help make Sharp Park a national park.

For one, there are just way too much golf courses in the Bay Area and not enough golfers to support them. Bay Area Residents want hiking not golf.

Another point, 95% of the Bay Area's wetlands has been destroyed to development and because our way of life, we have increased the natural species extinction rate ten times. I think it is time to give back to nature and restore the wetlands and protect the endangered species in Sharp Park.

The Sharp Park golf course is very unsustainable. It should never have been built on wetlands and the natural sand barrier should never have been destroyed. Therefore, part of the golf course floods every year for part of the year. The maintenance of the golf course is killing endangered species, the San Francisco garter snake and the red-legged frog (both of which have been on the property way before the golf course – the SF garter snake follows the red-legged frog.) Furthermore, the golf course spends millions of dollars watering the course with drinkable water rather than recycled water. Also, the golf course is considered a substandard golf course and the operating costs are much more than is taken in, so the golf course is loosing money every year. It doesn't make sense to keep Sharp Park as a golf course.

Sharp Park as a national park will be so much better for the environment, the community and the economy. The wetlands will be restored, which we need more of. The wetlands are filled with biodiversity, they also clean the water and they work as nature's natural sponges by soaking up floodwaters. Flood control will come with restored wetlands. The Bay Area has 33

1/2
12

endangered species because of habitat loss through human development and our way of life. We must protect the SF Garter snake and the red-legged frog as well as their habitat, in order for their survival.

Sharp Park as a national park will provide hiking, bird watching, education, history, a visitor's center, and money. Yes, Sharp Park as a national park will improve the economy in Pacifica, as well as the shopping areas around Sharp Park and provide jobs. In addition, the money that is saved from restoring Sharp Park to wetlands it once was and a wonderful park everyone can use and enjoy can go to make other Bay Area golf courses better. This will help golf in the long run. Yes, Sharp Park has been there for 70 years but the wetlands and the endangered species have been there much longer and there are many more golf courses at comparable rates the golfers can go to. If Sharp Park stays a golf course it will be privatized and the rates to play golf will increase. Not what the golfers want. Sharp Park as a restored wetland and park and a new national park will bring many more benefits to the community than the current unsustainable, money loosing, substandard golf course it currently is. As a San Francisco resident who loves going to the beaches of Pacifica, I would love to go to Pacifica's new national park. Please support and vote yes for restoring Sharp Park and making it a new national park. Restoring Sharp Park makes sense. Thank you for your time.

Sincerely,

A handwritten signature in cursive script that reads "Barbara Beth". The letters are fluid and connected, with a prominent loop at the end of the word "Beth".

Barbara Beth



Laurie Julio
<lauriejulio@yahoo.com>

11/12/2009 03:20 PM

To recpark.commission@sfgov.org,
board.of.supervisors@sfgov.org
cc cmoffice@ci.pacifica.ca.us

bcc

Subject Sharp Park golf course

I'm writing to ask that the Sharp Park Golf Course be preserved. I am a local resident and enjoy walking the golf course.

Please allow it to remain a golf course in Pacifica.

Thank you.
Laurie

**Board of
Supervisors/BOS/SFGOV**

11/09/2009 01:01 PM

To Rana Calonsag/BOS/SFGOV, Lolita Espinosa/BOS/SFGOV,

cc

bcc

Subject Fw: REFERENCE: 20091006-003 Questions 2 & 3

----- Forwarded by Board of Supervisors/BOS/SFGOV on 11/09/2009 01:01 PM -----

Catherine Dodd/HSS/SFGOV

11/06/2009 06:03 PM

To Board.of.Supervisors@sfgov.org, Sean Elsbernd

<Sean.Elsbernd@sfgov.org>

cc Nancy Kirshner-Rodriguez/MAYOR/SFGOV@SFGOV

Subject REFERENCE: 20091006-003 Questions 2 & 3



warm regards,

Catherine

Catherine Dodd PhD, RN
Interim Director
San Francisco Health Service System

Laini Scott
Administrative Services Manager
415-554-0660



Prevent the Flu - go to: <http://www.sfgdcp.org/infectmenot.html> BoSRequest20091006-003.pdf

13

TO: Clerk of the Board
DATE: 11/06/2009
FROM: Catherine Dodd PhD, RN,
Interim Director Health Service System
REFERENCE: 20091006-003
Request dated 10/08/09 made by Supervisor Elsbernd at
BOS meeting 10/06/09
Due Date: 11/7/2009

The Board of Supervisors has requested information on national healthcare reform regarding a provision in Senate Finance Bill (S. 1796) calling for the implementation in 2013 of an "Applicable Dollar Limit and Implied Excise Tax." Specifically, the Board has asked:

- (1) Would an excise tax on high cost health plans affect any health benefits afforded to City employees and/or retirees?
- (2) What, if any, will be the impact on City retirees who receive Medicare?

The answers provided are given in the context that the House and Senate proposals continue to change daily. As of the date of this memo the House bill (Affordable Health Care for America Act - H.R. 3962) is expected to go to a floor vote in the next few days. The Senate bill (America's Healthy Future Act of 2009) is still in committee. There are several steps to go before a healthcare reform bill will become federal law. (See attached chart on Congressional legislative process.) Information in this report is based upon data from Mercer Health and Benefits LLC, the Kaiser Family Foundation, the Commonwealth Fund, and other public sources as well as discussions with experts.

Proposed Excise Tax: Overview

An excise is an indirect tax, meaning that the producer or seller who pays the tax to the government is expected to try to recover the tax by raising the price paid by the buyer. This healthcare excise tax proposed by the Senate committee will be paid by the issuer of the health insurance policy (the insurer). In the case of a self-insured plan the plan administrator or, in some cases, the employer, will pay the tax. (For example, the City, as the employer, would pay the tax for its self-insured PPO "City Plan" and dental plan.)

Under the Senate Finance Committee proposal, starting in 2013:

- A 40% excise tax would be charged on portions of employer sponsored health plans that exceed a certain value.
- The current proposal suggests that the determination will be made on a per employee basis and the tax would affect individual and family coverage (family = individual+1 or more).

- The tax would be imposed only on the amount above a legislated threshold, not the entire value of the plan.
- \$8,000 aggregate plan value is the baseline threshold proposed for a single individual.
- \$21,000 aggregate plan value is the baseline threshold proposed for a covered family of two or more individuals.

These threshold amounts would be increased for retired individuals not yet eligible for Medicare aged 55 and older and for employees engaged in high-risk professions. Increases to the thresholds for these categories of subscribers are \$1,850 for individual coverage and \$5,000 for family coverage (\$9,850/\$26,000).

These threshold values would also be indexed to the consumer price index +/- 1% for urban consumers during the first 3 years. In the 17 states with the highest healthcare costs, the baseline threshold amount is increased by 20% initially (\$9,600/\$25,200); this premium increase would be reduced by half each year until it is phased out in 2015.

Definition of a Health Plan's Aggregate Value

Under the Senate committee's most recent definition, the annual aggregate value of an insurance plan will include:

- Employer contributions to medical plan coverage.
- Employer contributions to coverage for dental, vision and other supplementary health benefits.
- Employer contributions to a healthcare savings account.
- Flexible spending account reimbursements.

Potential Excise Tax Impact on HSS Plans Currently Being Offered

Based on estimated rates for total covered lives, active and retired, for 2010-2011, Kaiser HMO medical coverage, plus vision and dental benefits, is the only plan that comes in under the \$8000 baseline threshold for individuals. Blue Shield and the City Plan, including dental and vision benefits, are both estimated to exceed the \$8,000 individual threshold in Plan Year 2010-2011.

By 2013 when the excise tax goes into effect all three plan combinations currently offered by the City and County for covered individuals without Medicare are estimated to exceed the \$8,000 threshold. Retirees who receive Medicare are unlikely to meet this threshold.

Additional Fees That May Raise Plan Rates

In addition, the Senate Finance Committee bill imposes new annual fees on segments of the healthcare sector for ten years. Because there is no provision that precludes these fees from being passed on to consumers, it is likely that these fees will be reflected in premium rate increases. This will raise rates further above the threshold that triggers the excise tax. The proposed annual fees are:

- \$2.3 billion annual fee on the pharmaceutical manufacturing sector.
- \$4 billion annual fee on the medical device manufacturing sector.
- \$6.7 billion annual fee on fully-insured health insurance products.

The \$6.7 billion fee on fully-insured plans begins in 2010 and does not apply to self-insured plans. Under a fully-insured plan an employer contracts with another organization, typically an insurer, to assume financial responsibility for the enrollees' medical claims and for all incurred administrative costs. Under a self-insured plan an employer directly assumes the cost and most or all of the risk of insuring employees. For example, the Blue Shield and Kaiser plans offered in 2009-2010 would be considered fully-insured plans.

By imposing fees on fully-insured plans, the \$6.7 billion fee incentivizes self-insured plans. More large groups may move into self-insured plans leaving the impact of the \$6.7 billion annual fee concentrated on public employers, small businesses and individuals over time. Moreover there are 16 states in the U.S. where more than 50% of the currently insured lives are in fully-insured plans. For example:

- 90% of the San Francisco Health Service System's covered lives are currently in fully-insured plans.
- 77% of the commercially enrolled population in California is enrolled in fully-insured health plans.
- Nationally more than half of the commercially enrolled population is in self-insured plans not subject to the fee.

If this fee is enacted, California will pay over one-third more than the average state on a per capita basis. California insurers and individual subscribers will be paying a greater proportion of the annual \$6.7 billion fee, while the other states that are predominantly self-insured will be exempt.

Considerations for City Retirees Covered by Medicare

Approximately 45% of City retirees who receive Medicare are currently in Medicare Advantage plans. Proposals in both the Senate and the House bills scale back the Centers for Medicare and Medicaid Services (CMS) subsidy

levels afforded to the Medicare Advantage program, put in place under President Bush. The Medicare Payment Advisory Commission estimates the Medicare Advantage program receives 14% greater funding nationally per capita than original Medicare. Studies have shown, however, that retirees may not be receiving all of this extra payment back in the form of reduced rates, extra benefits or improved quality of care.

Using the HSS 2010-2011 Medicare Advantage premium proposals as a starting point, we can see that a full 14% scale back of subsidy would have a significant impact. Plan costs could increase between 39% and 55%, depending on the plan. It should be acknowledged that an actual cutback, if any, would be driven by many extraneous factors, including the insurer's product strategy, actual regional subsidies and existing levels of extra benefits.

Unlike the Senate bill, the House bill establishes a temporary reinsurance program to provide reimbursement to participating employment-based plans for part of the cost of providing health benefits to retirees age 55-64 who are not yet eligible for Medicare and their families. The program reimburses participating employment-based plans for 80% of the cost of benefits provided per enrollee in excess of \$15,000 and below \$90,000. The plans are required to use the funds to lower costs borne directly by participants and beneficiaries. The act appropriates \$10 billion for this fund and those funds are available until expended. At present, the City Plan has 983 retiree members within this age group. Calculating the impact of this benefit would require reviewing claims data over time which was not possible for this report.

Further details on the future direction of the proposed Medicare Advantage program are necessary to determine the potential impact on the HSS retirees enrolled in Medicare.

Medicare's Increasing Costs

Medicare costs are increasing at a slower rate than overall health insurance costs. But as costs continue to grow unchecked, the impact on Medicare has become increasingly apparent. According to the Congressional Budget Office (CBO), total spending on healthcare will rise from 16% of the Gross Domestic Product (GDP) in 2007 to 25% in 2025, 37% in 2050, and 49% in 2082. Federal spending on Medicare and Medicaid will rise from 4% of GDP in 2007 to 7% in 2025, 12% in 2050, and 19% in 2082. (As a share of the economy, 19% of GDP in 2082 is roughly equivalent to the total federal budget today.)

The impact on individuals will be significant. Under projections by Medicare's actuaries, over one-half of the average senior's Social Security benefit check will be consumed on Medicare out-of-pocket costs by 2025. Health reform that "bends the cost curve" is essential if benefit cuts to Medicare are to be avoided in the future.

Additional Proposed Changes: Senate and House Bills

Both the Senate and House bills propose excluding the costs for over-the-counter drugs not prescribed by a doctor from being reimbursed through a Health Reimbursement Arrangement (HRA) or health Flexible Spending Account (FSA) and from being reimbursed on a tax-free basis through a Health Spending Account (HAS) or Medical Savings Account (MSA). This could increase some out-of-pocket costs for employees and retirees alike. Both bills also limit FSA reimbursements to \$2,500 per year. (Only active employees are eligible to participate in an FSA.)

The House bill eliminates the Part D "donut hole", beginning with a \$500 reduction in 2010, completing phase-out by 2019. (Part D is the Medicare prescription drug plan.) The "donut hole" is the difference between the initial coverage limit and the catastrophic coverage threshold. After a Medicare beneficiary surpasses the prescription drug coverage limit, the Medicare beneficiary is financially responsible for the entire cost of prescription drugs until the expense reaches the catastrophic coverage threshold. The House bill pays for the elimination of the gap with funds from drug manufacturers who will be required to provide Medicaid rebates for drugs used by full dual eligibles. It also incorporates a voluntary PhRMA agreement to provide discounts of 50% for brand name drugs used by Part D enrollees, beginning in 2010. Most importantly, it requires the Secretary of Health and Human Services to negotiate with drug manufacturers for lower Part D drug prices. These changes will benefit HSS Medicare members who are in the City Plan.

The House bill also proposes that, effective January 1, 2013, that a 2.5% excise tax be imposed on the first taxable sale of any medical device. (Medical devices include a wide range of items from electronic thermometers to pacemakers.)

The House Bill also extends COBRA eligibility to permit individuals to remain in their COBRA policy until a Health Insurance Exchange is up and running. This may benefit the small number of retirees with children who opted for COBRA upon aging out of HSS coverage. (It will assist employees separated from City employment who are ineligible for "hold over status," which guarantees HSS health coverage for 5 years as well as former employees whose holdover status is ending.)

The primary difference between the Senate and House bills is the financing. Instead of the excise tax proposed in the Senate, the House bill would impose a 5.4% tax (effective January 1, 2011) on individuals with modified adjusted gross income exceeding \$500,000 and families with modified adjusted gross income exceeding \$1,000,000.

Congressional Budget Office Analysis

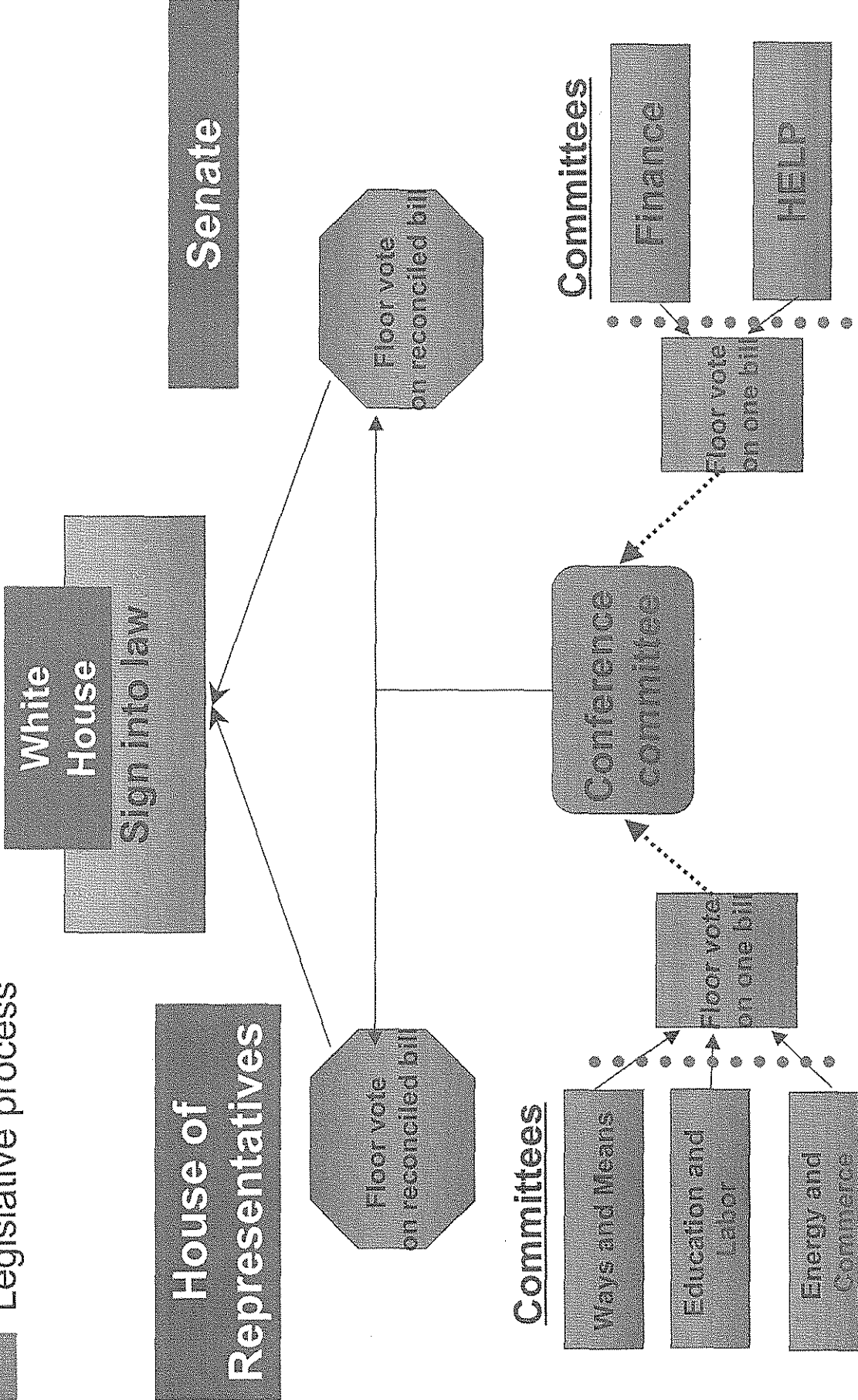
In an analysis of the House bill, the Congressional Budget Office found that a family of four with an income of \$78,000 in 2016 would pay an average annual premium of \$8,800 and annual copays of \$5,000, which would amount to approximately 18% of the family's income. A family of four with an income of \$66,000 in 2016 would pay premiums of \$6,300 and copays of \$3,700, which would amount to approximately 15% of its income, according to the report.

The CBO did not assess the projected cost of insurance if Congress does not take action, but previous CBO analyses have estimated that premiums for families buying coverage on their own will average \$11,000 in 2016.

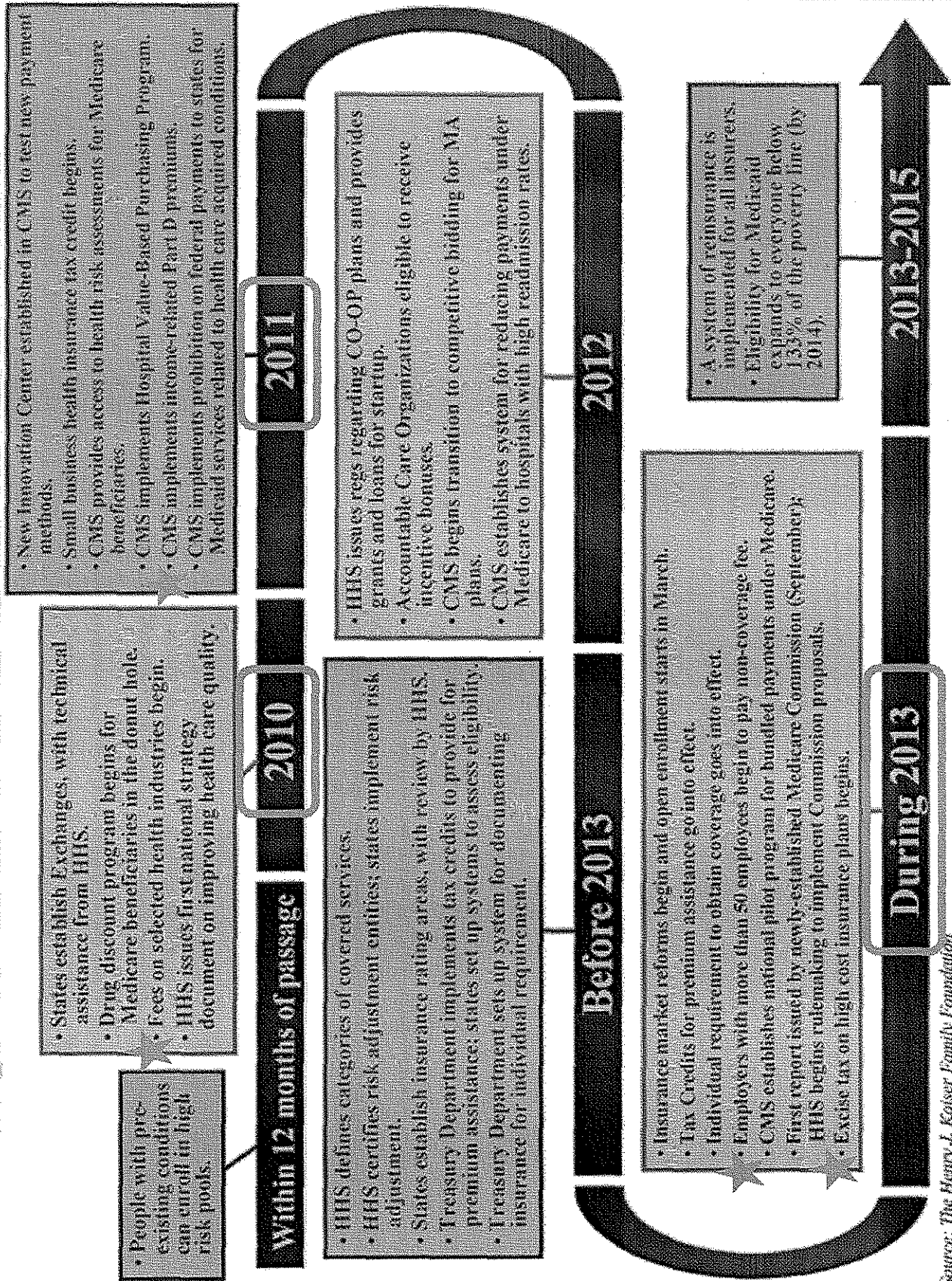
Charts

1. Legislative Process Chart (Mercer)
2. Senate Bill Implementation Timeline (Kaiser Foundation)
3. 2013 Excise Tax Calculations (Mercer)
4. Medicare Advantage Plan Subsidy (Mercer)
5. Impact of 14% Reduction in Medicare Subsidy (Mercer)

Health reform – Civics 101
Legislative process

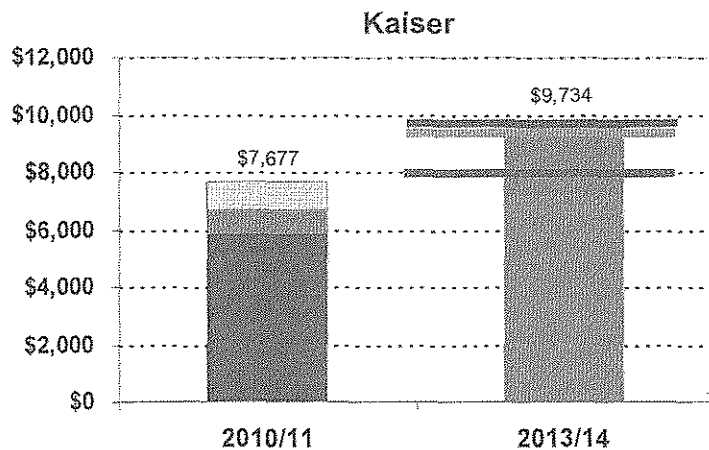
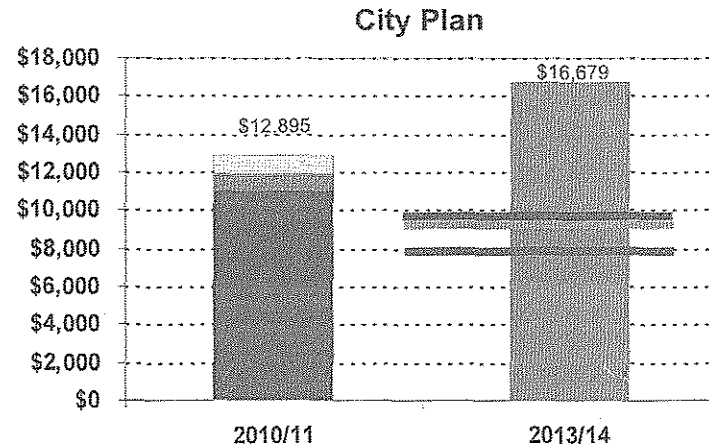
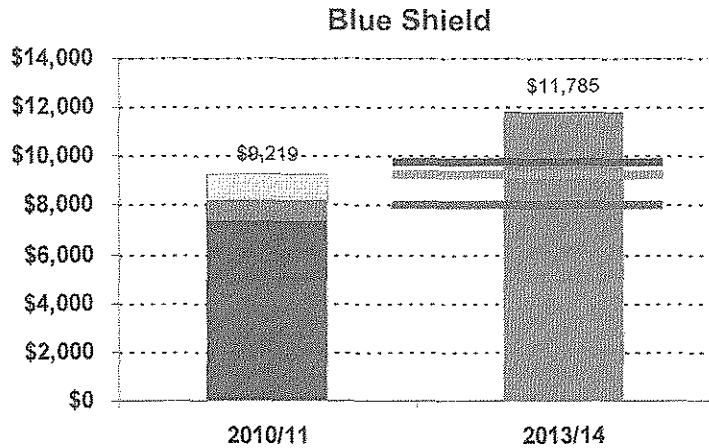


Implementation Timeline (Based on Senate Finance)



2013 Applicable Dollar Limit Calculations and Implied Excise Tax

Single employee subscriber preliminary analysis



Legend

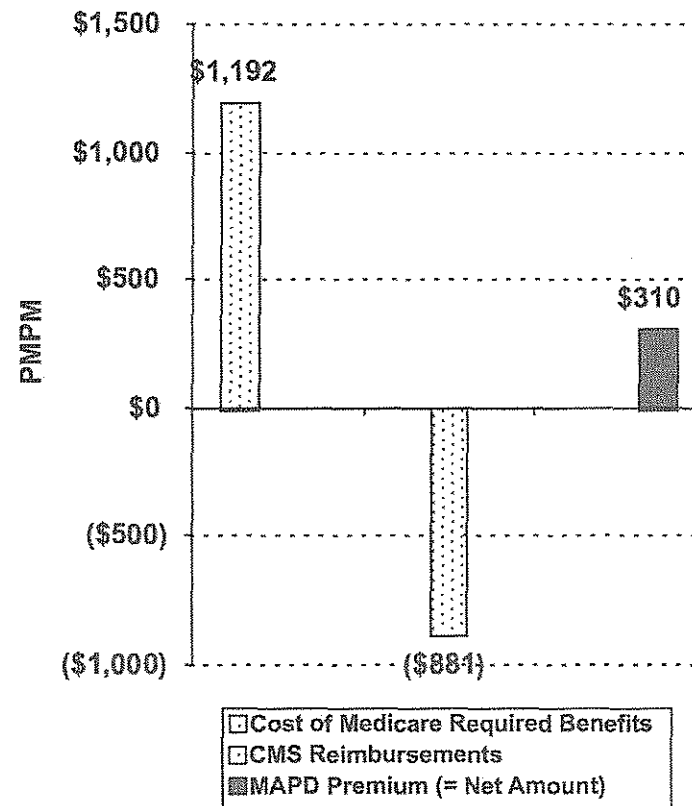
- Medical/Rx Premium
- Dental Premium
- Vision Premium
- Assumed Average FSA
- 2013/14 Plan Year Projection
- Applicable Dollar Limit (Unadjusted) (\$8,000/\$21,000)
- Applicable Dollar Limit (Adjusted for CA being one of the 17 high cost states) (\$9,600/\$25,200)
- Applicable Dollar Limit (Adjusted for employees in high risk professions) (\$9,850/\$26,000)

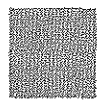
HSS Medicare Advantage Plans

Premiums are based on the difference between cost and Medicare subsidy

- Medicare Advantage premium rates are very sensitive to both the vendor's projected cost of providing coverage and the anticipated reimbursement from the Medicare for providing that coverage
- As an example, the \$310.23 PMPM rate quoted by Blue Shield for the 2009/10 plan year was "built" as follows:
 - Anticipated cost of providing benefits of \$1,191.68, less
 - Anticipated Medicare reimbursement amount of \$881.45

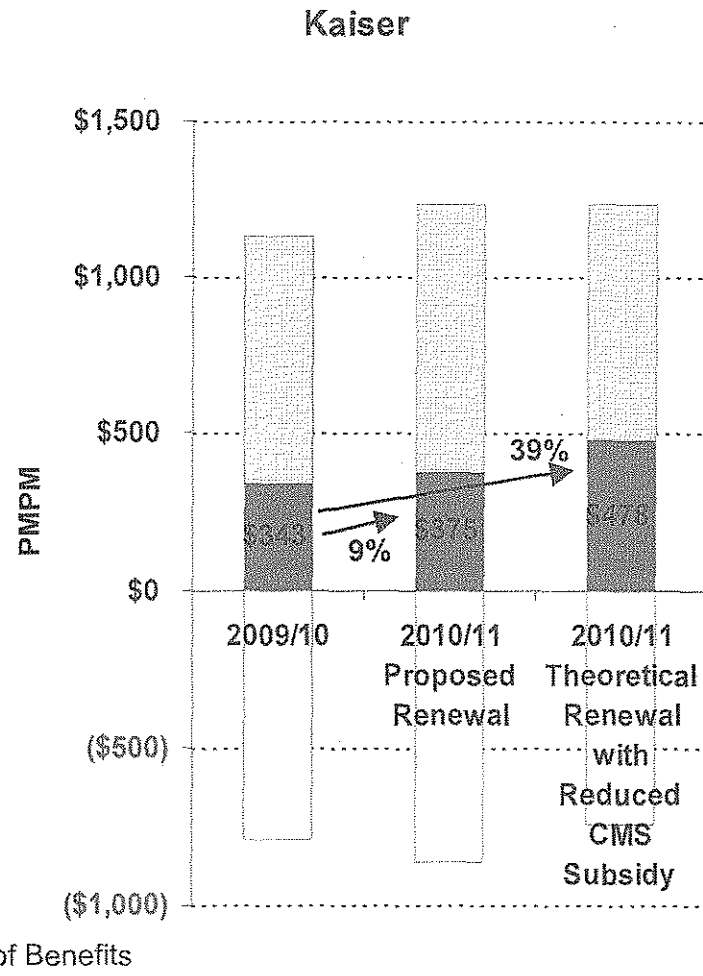
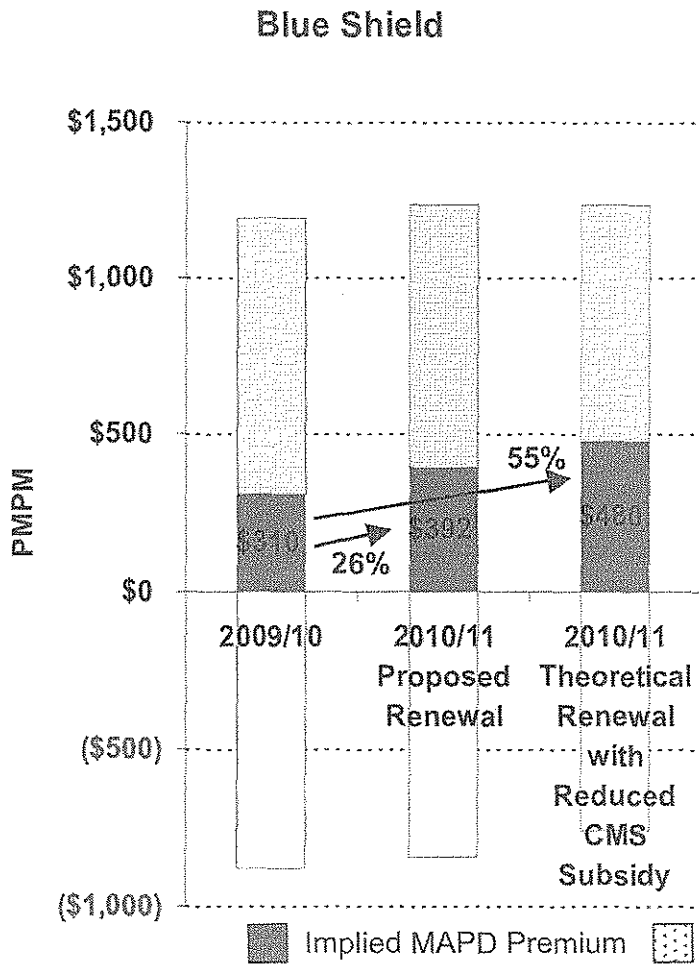
2009/10 Plan Year: Blue Shield





HSS Medicare Advantage Plans

Impact of a 14% reduction in Medicare subsidy on current HSS plans



November 10, 2009

Board of Supervisors
Room 253, City Hall
San Francisco, CA
94102

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2009 NOV 10 PM 2:58
BY _____

Re: #1 Second request for the keys to all locked restrooms for City & County taxi drivers, paid for by the City & County, controlled by the MTA, that Muni bus drivers, the SFPD, the Dept of Public Works, the Dept of Parking & Traffic and all other City employees that use them. Also, this is a request for a list of these restrooms, one list the MTA has yet to provide, after more than one requests.

Re: #2 Also, all other benefits City and County taxi drivers are entitled to, being under the control of the Municipal Transportation Agency (MTA) as part of the City and County's transportation network. The MTA can start with a moratorium on all parking citations issued by the MTA for taxis in the City and County of San Francisco, in that these 1500 taxis which are on the streets of San Francisco on a 24/7 basis, have an extremely low number of white zones to park or stop in, throughout the City & County. And, in these zones, unattended taxis receive citations.

Supervisors:

I have requested these rights, keys and information on more than one occasion, from the MTA. Carbon copy letters have been supplied to the City Attorney's Office. Absolutely no discussions on these issues have taken place since July of this year, when I made my first request

This letter is being given to this Board to avoid unnecessary litigation. Taxi drivers in the City and County of San Francisco should have the same privileges and rights that all other City Employees enjoy nothing less.

If we cannot come to an agreement on these issues, I will request in a complaint, that the courts, as punishment, fine the City and County of San Francisco \$10,000 per day on each and every issue, which goes unresolved.

Sincerely,



Emil Lawrence MBA
660 Westfield Road
Unit 281...287
San Francisco, CA 94128

cc: City Attorney, MTA, Civil Grand Jury investigating Pension Liabilities for City & County

14



Elisa Villafuerte
<elisa.villafuerte@gmail.com
>

11/09/2009 02:47 PM

To Eric.L.Mar@sfgov.org, Michela.Alioto-Pier@sfgov.org,
David.Campos@sfgov.org, Carmen.Chu@sfgov.org,
Chris.Daly@sfgov.org, Sean.Elsbernd@sfgov.org,

cc

bcc

Subject STOP THE LAY-OFFS & BUMPING!!

URGENT!

SUPPORT AVALOS, CAMPOS, & DALY'S PROPOSALS!

DO NOT ALLOW FOR LAYOFFS & BUMPING!

Aside from the impact this will have on our school and how it will affect our school community directly, I also ask you to pause and really think about what this act will be doing to the citizens of our great city-- as well as the message it is sending.

What you are proposing seems absolutely wrong and to be honest, simply inexcusable on a very basic human rights level!

I cannot understand how the city can propose to eliminate jobs, only to create jobs that will pay less? Doesn't anybody see something wrong with this? And then, it seems that the city employees who get laid off and bump the SFUSD employees make more. Therefore, what the city is doing is simply saying that it will be the school district's responsibility to pay the difference in salary and benefits? In other words, in order to balance/help the city's budget, you will pass along a deficit to the school district? Again, doesn't anybody see something wrong with this??

You are affecting the lives of all people in our San Francisco!

Signed,

Elisa Villafuerte

PLEASE READ ON TO SEE HOW IT WILL DIRECTLY AND NEGATIVELY AFFECT OUR SCHOOL COMMUNITY!

As you are aware, due to the recent San Francisco City Employee lay-offs, many of our San Francisco District employees have been directly affected. As such, we are sharing with you our feelings and concerns of how this will directly impact our school, Independence High School, and students in our San Francisco city community.

We write this to you with a heavy heart and in support of Mrs. Yadira Gonzalez. Mrs. Gonzalez is an exemplary secretary, contributing excellent skills in her efforts to help our students. We are united in our request that she continue in this position-- secretary at Independence High School. Please tell us what we can do to support you in your efforts for Mrs. Gonzalez to remain as secretary at Independence High School.

She has 10 years experience with our school - an alternative school supporting students who succeed in an environment that meets their needs. Our students have many demands on their personal lives and need school staff who understands their special circumstances. The first greeter is our school secretary; she helps them navigate the system so they feel emotionally supported, can achieve academically, gain the credits to graduate, and have an opportunity to attend higher education. Mrs. Gonzalez helps our students stay in high school, as she helps students understand the district and state requirements.

Because of her past years in the Independence High School office, she is familiar with our families and has earned their trust. She uses her bilingual and bi-literacy skills to promote communication with students and their extended families. Mrs. Gonzalez is culturally sensitive to our students' needs.

She supports teachers so they are prepared to help students achieve success in meeting high school graduation requirements and pass the California High School Exit Exam. She helps monitor transcripts so students are ensured of meeting the required credits for graduation. As well, she provides ongoing support to our school community in the following ways: she is the main liaison between our school and the district, dealing with all departments as necessary; she is in charge of the Student Information System, supervises the many technology adopted school programs, such as, the School Loop and People Soft programs, and helps with the overall facilitation and implementation of all ongoing school academic plans.

Please read the attached list of all the duties and responsibilities she holds at our school. As you read, please recognize and appreciate how important Mrs. Gonzalez is in our school community! Our students, staff and overall school community will be devastated with the loss of Mrs. Gonzalez. As such, you can readily see how vital it is to keep Mrs. Gonzalez in her current position as secretary of Independence High School.

Thank you for your help and your extraordinary efforts to help keep our school secretary, Mrs. Yadira Gonzalez.

File 091246



Angela Brown
<angela_brown@earthlink.net>

11/09/2009 03:22 PM

To Eric.L.Mar@sfgov.org, Michela.Alioto-Pier@sfgov.org,
David.Campos@sfgov.org, Carmen.Chu@sfgov.org,
Chris.Daly@sfgov.org, Sean.Elsbernd@sfgov.org,

cc

bcc

Subject Support Avalos, Campos & Daly's proposal -- Stop the
Layoffs & Bumping!

October 29, 2009

Dear Carlos Garcia, The California Superior Court & San Francisco District
Supervisors,

On October 19, 2009 the CA Superior Court rejected the District's request to
not bump or displace San Francisco Unified School District employees. This
ruling concerns me in two important ways:

#1. San Francisco Unified has historically struggled to provide a strong
holistic learning environment, which includes access and equity, strategies to
improve student achievement, and transparent accountability for all of its
students. However, in the last few years, there have been tremendous strides
made by our current administration with the advent of the Balanced Scorecard,
a strategic system that ensures that all school /community stake-holders are
on the same page when making agreed upon systemic changes. At this moment in
time, we are in a position to begin the work on making great strides. If we
lose up to 50+ of our fellow colleagues moral will fall and the important work
that must be done will be affected and delayed.

#2. On a more personal level, I have worked as an artist & educator within San
Francisco Unified for the last 6+ years and currently at Independence High
School for the past 2 ½ of those years. During this time, I have witnessed
first hand the complete compassionate and skilled-professionalism presented
every day by our secretary, Mrs. Yadira Gonzalez, who will, as a result of
this ruling, lose her job she has had for 10+ years. Mrs. Gonzalez not only
works as a secretary, but a counselor (through inputting all student data via
SIS), and in addition to this, she is often assisting students with a variety
of support services that they might need. Mrs. Gonzalez is a vital part of the
Independence High School community and a dear friend as well.

In closing, I urge you to reconsider this decision that will impact San
Francisco Unified in these two integral ways. Allow all of the current
District employees to continue working in their jobs, so we can continue
making San Francisco Unified the best urban educational experience for all of
its students.

Sincerely,
Angela Brown
Artist & Educator
San Francisco Unified

*"The important thing is not to stop questioning. Curiosity has its own reason for existing. One cannot
help but be in awe when he contemplates the mysteries of eternity, of life, of the marvelous structure of
reality."*

~ Albert Einstein



Richard Bullock
<riccardojr@gmail.com>

11/10/2009 05:12 PM

To Board.of.Supervisors@sfgov.org
cc
bcc
Subject

STOP THE LAYOFFS AND BUMPING!
SUPPORT AVALOS, CAMPOS, & DALY'S PROPOSALS



tammie winter
<tammiewinter@hotmail.com
>

11/09/2009 11:11 PM

To <eric.l.mar@sfgov.org>, <michela.alioto-pier@sfgov.org>,
<david.campos@sfgov.org>, <carmen.chu@sfgov.org>,
<chris.daly@sfgov.org>, <sean.elsbernd@sfgov.org>,

cc

bcc

Subject

STOP THE LAYOFFS AND BUMPING!
SUPPORT AVALOS, CAMPOS, & DALY'S PROPOSALS

Thank you,
Tammie Winter

Hotmail: Trusted email with powerful SPAM protection. [Sign up now.](#)



Liza Rivera
<liza_mriversa@yahoo.com>

11/10/2009 05:50 PM

To board.of.supervisors@sfgov.org

cc

bcc

Subject Adult protective services: case aids

I'm writing this letter, hoping you can help me understand why the Mayor's Office and Adult Protective Services in San Francisco made cuts in the Case Aides in A.P.S. I have family members and friends that have cases in that department and the Case Aides will no longer be helping them. The Case Aides have helped the elderly in assisting them with medical appointments, transportation to LAE, banking, grocery shopping. Case Aides help wheel chair bound clients in taking them to court, food deliveries, medical supplies & regular home visits.

The Case Aides in A.P.S have been a very big help to the elderly clients. I am not able to help my family members like I want to, because I'm unable to take time off of work. The A.P.S Case Aides assist the social workers, because they have a very heavy work load.

The cases that come through A.P.S are abuse and neglect cases. This is why I don't understand these cuts in regards the the Case Aides, when they are a so much needed when it comes to assisting these elderly clients.

The time the Case Aides spend with the elderly clients will be taken from them and they will not have any help. Can help me & the many others who are asking the same question. Alot of us are worried about what will happen to the elderly/seniors/disabled citizens of San Francisco.

Sincerely,
Liza M. Rivera

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Board of
Supervisors/BOS/SFGOV

11/10/2009 03:30 PM

To BOS Constituent Mail Distribution,

cc

bcc

Subject Fw: Support For Surface Route High Speed Rail to San
Francisco

----- Forwarded by Board of Supervisors/BOS/SFGOV on 11/10/2009 03:29 PM -----



John Baum
<baumgrenze@yahoo.com>

11/10/2009 10:33 AM

To board.of.supervisors@sfgov.org

cc

Subject Support For Surface Route High Speed Rail to San
Francisco

Dear Members of the Board:

Please stop to consider the possible consequences of your continuing support for the current plans of the California High Speed Rail Authority to push through an on-the-surface route between San Jose and San Francisco to extend the 'bullet-train' the last 50 miles of its connection between southern California and northern California.

A possible consequence I can readily foresee is a groundswell among residents of the Peninsula for the extension of I-280 to the Golden Gate Bridge on a two level freeway viaduct along the route of the current surface connection on 19th Avenue and Park Presidio Boulevard. Its community impact would be similar to that which would result from the CHSRA proposal, perhaps even less in that a modern equivalent of the Cypress Freeway, built to good earthquake engineering standards, would allow for full surface street access beneath the viaduct. This is a far cry from a 'great wall' berm running the length of the Peninsula. Just think of its consequences for Districts 1, 2, and 4.

Remember, 'what's past is prologue.'

John Baum
Palo Alto

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

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Dear Board of Supervisors

I don't want Ms. Lowe to go!

Ahaznaw

