

FILE NO. 121152

Petitions and Communications received from November 13, 2012, through November 26, 2012, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on December 4, 2012.

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

From Clerk of the Board, reporting the following individual has submitted a Form 700 Statement: (1)

Jess Montejano - Legislative Aide - Assuming

From Department of Public Health, submitting the FY2011-2012 Annual Report of Gifts Received. Copy: Each Supervisor. (2)

From Office of the Mayor, submitting notice that Mayor Ed Lee will be out of state from November 22, 2012, until November 24, 2012. Supervisor Mark Farrell will serve as Acting Mayor. (3)

From Office of the Mayor, submitting notice that Mayor Ed Lee will be out of state from November 24, 2012, until November 25, 2012. Supervisor Sean Elsbernd will serve as Acting Mayor. (4)

*From San Francisco Unified School District, submitting the 2012 Williams Settlement Annual Report. (5)

From Office of Economic and Workforce Development, responding to Supervisor John Avalos inquiry. (Reference No. 20121016-001). (6)

From concerned citizens, regarding Sharp Park Golf Course. File No. 120619, 27 letters. (7)

*From California Department of Public Health, submitting FY2012-2013 Scope of Work, California Home Visiting Program and Budget. (8)

From concerned citizens, regarding public nudity ban. File No. 120984. Copy: Each Supervisor, City Operations & Neighborhood Services Clerk. 22 letters. (9)

From Office of the Treasurer & Tax Collector, submitting CCSF Investment Report for October 2012. (10)

*From Office of the Controller, submitting July 1, 2010, Postretirement Health Plan Actuarial Valuation Report. Copy: Each Supervisor, Clerk of the Board. (11)

From San Francisco Transit Riders Union, supporting Vehicle License Fee restoration measure. Copy: Each Supervisor. (12)

From Office of the Controller, submitting report on ten selected organizations compiled with the San Francisco Administrative Code, Chapter 12G, by not using City funds for political activity. Copy: Each Supervisor. (13)

From California Academy of Sciences, submitting 2011 Financial Statements, as of June 30, 2012. (14)

From Office of the Controller - City Services Auditor, submitting Airport Commission Audits of Harmony Pharmacy and Health Center, Inc., and Nocal Rentals, Inc. Copy: Each Supervisor. (15)

From concerned citizens, regarding Shell Energy Plan. Copy: Each Supervisor. 2 letters. (16)

From concerned citizens, regarding Charlie, the dog. Copy: Each Supervisor. 3 letters. (17)

From Roland Lebrun, supporting Caltrain modernization program. Copy: Each Supervisor. (18)

From Michael Sonn, supporting the Transportation Impact Development Fee legislation. File No. 120523. Copy: Each Supervisor. (19)

From concerned citizens, opposing proposed lease agreement with Woodhouse Marina Green, LLC. File No. 120987. Copy: Each Supervisor, Government Audit & Oversight Committee Clerk. 4 letters. (20)

From concerned citizens, regarding proposed changes to California Environmental Quality Act Procedures. File No. 121019. Copy: Each Supervisor, Land Use & Economic Development Committee Clerk. 2 letters. (21)

*(An asterisked item represents the cover sheet to document that exceeds 25 pages. The complete document is available at the Clerk's Office, Room 244, City Hall.)

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 544-5227

Date: November 14, 2012
To: Honorable Members, Board of Supervisors
From: Angela Calvillo, Clerk of the Board
Subject: Form 700

This is to inform you that the following individual has submitted a Form 700 Statement:

Jess Montejano – Legislative Aide - Assuming

BOS-11
cpage



San Francisco Department of Public Health

Barbara A. Garcia, MPA
Director of Health

City and County of San Francisco
Edwin M. Lee
Mayor

November 6, 2012

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

Ben Rosenfield, Controller
1 Dr. Carlton B. Goodlett Place, Room 316
San Francisco, CA 94102-4689

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2012 NOV 19 PM 2:16

Dear Ms. Calvillo and Mr. Rosenfield

Enclosed is the FY 2011-12 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.

Sincerely,

Greg Wagner
Chief Financial Officer
Department of Public Health

2



City and County of San Francisco
Edwin M. Lee
Mayor


San Francisco Department of Public
Health


Barbara A. Garcia, MPA
Director of Health

MEMORANDUM

DATE: November 1, 2012

TO: Sonia Melara, President and Honorable Members of the Health Commission

THROUGH: Barbara A. Garcia  Director of Health

FROM: Greg Wagner, Chief Financial Officer 

RE: Annual Report of Gifts Received in FY 2011-12

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, we are submitting our annual report. While only funds donated directly to the Laguna Honda Gift Fund is subject to this requirement, we have chosen include support from the SFGH Foundation, Public Health Foundation and direct gifts to LHH residents so their support can be recognized by the City.

Gifts Received in FY 2011-12			
	<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	\$5,193,576	\$3,927,930	\$9,121,506
Laguna Honda Hospital (LHH)			
Patient Gifts Received by LHH Gift Fund			
Friends of Laguna Honda Hospital	-	46,294	46,294
Other Donors	27,042	-	27,042
Patient Gifts LHH Gift Fund Subtotal	27,042	46,294	73,336
Direct Patient Gifts			
Friends of Laguna Honda Hospital	-	109,705	109,705
Other Donors	4,150	-	4,150
Direct Patient Gifts Subtotal	4,150	109,705	113,855
LHH Total	31,192	155,999	187,191
Population Health & Prevention			
San Francisco Public Health Foundation	746,210	619,380	1,365,590
Total All DPH Divisions	\$5,970,978	\$4,703,309	\$10,674,287

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 \$9,121,506 were received by the San Francisco General Hospital Foundation. Grants and gifts of \$25,000 and over amounted to \$3,927,930. This represents a significant increase from the FY 10-11 total of \$3.8 million. Most of this increase is due to the capital campaign efforts by the Foundation to support the rebuild of the new SFGH.

	Amount under \$25,000	Amount over \$25,000	Total
SFGH Foundation	\$5,193,576	\$3,927,930	\$9,121,506

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

Avon Foundation	\$ 900,000
San Francisco Health Plan	541,885
The Stanley S. Langendorf Foundation	500,000
Kaiser	364,950
The Horace Goldsmith Foundation	250,000
Vertex	249,975
Synthes, Inc.	127,465
The San Francisco Foundation	110,325
Chevron Energy Solution	100,000
Center for Orthopedic Trauma Advancement	75,000
McKesson Foundation	75,000
State of California - Department of Public Health	71,470
Friends of the Congressional Glaucoma Caucus Foundation	50,000
Richard and Rhoda Goldman Foundation	50,000
George F. Jewett Foundation	50,000
Design Industries Foundation	47,545
Mimi & Peter Haas Fund	40,000
Survivors International	40,000
Genentech	38,470
Metta Fund	37,000
United Nations	31,920
OREF	26,925
Macy's	25,000
Firedoll Foundation	25,000
The Mary Wohlford Foundation	25,000

First Republic Bank	25,000
Wells Fargo Bank	25,000
Wells Fargo Bank Foundation	25,000
Total	\$ 3,927,930

Programs and services funded in the period 7/1/11 to 6/30/12 were as follows:

Bay Area Perinatal AIDS Center	\$ 102,708
Behavioral Health Center	14,659
Cancer Awareness Resource Education	74,996
Cancer Support	20,912
Caredination Planning Grant	23,655
Center for Vulnerable Population	633,218
Chinatown Public Health Education	119,127
Community Consortium CME Program	9,865
Draper Nursing Education Program	10,000
eReferral Specialty Care	235,016
General Medicine Clinic	34,905
Look to End Abuse Permanently	13,012
Lymphedema & Education referral Program	17,650
Medical-Legal Partnership	52,595
NeuroTrauma	9,425
Orthopedics Department	470,933
Other Projects	39,845
Palliative Care	50,585
Partners in Nursing	41,242
Positive Health Program	187,773
Potrero Hill Health Center	11,434
Prevent Heart Attacks & Strokes	103,253
Quality Improvement	68,965
Radiology Education Fund	12,460
SFGHF Hearts Grant - Adult Rigid Contact Lens	5,817
SFGHF Hearts Grant - Culture of Excellence	11,559
SFGHF Hearts Grant - CVP Renovation Project	25,000
SFGHF Hearts Grant - Doula Training	6,918
SFGHF Hearts Grant - Efficiency Management System – Lean	71,866
SFGHF Hearts Grant - ER Patient Flow Improvement	43,196
SFGHF Hearts Grant - Expectant Parents Club & Healthy Newborn Class	7,318
SFGHF Hearts Grant - HIV Patient Education	11,684
SFGHF Hearts Grant - Instilling Hope Through Innovative Activities	5,000
SFGHF Hearts Grant - Interdisciplinary QI Leadership Academy	12,265
SFGHF Hearts Grant - Lymphedema Education & Referral Program	20,644
SFGHF Hearts Grant - Natural Food Access Project	56,651

SFGHF Hearts Grant - Other Projects	34,530
SFGHF Hearts Grant - Palliative Care Education	5,728
SFGHF Hearts Grant - Preconception Wellness Program	6,366
SFGHF Hearts Grant - Promoting Wound and Ostomy Care	5,668
SFGHF Hearts Grant - Shared Governance Initiative	5,500
SFGHF Hearts Grant - Spiritual Care & Education Program	7,279
SFGHF Hearts Grant - Studying and Modeling Efficiency at the Endoscopy Center	35,900
SFGHF Hearts Grant - Team Building Training	20,000
SFGHF Hearts Grant - Tobacco Free Community Initiative	16,447
SFGHF Hearts Grant - Wellness Programs	47,522
SFGHF Hearts Grant - Work not to be Taken for Granted	5,000
Smart Steps	33,655
Tom Waddell Health Center	24,799
Transitional Care Program	1,130,380
Trauma Recovery	51,943
Video Medical Interpretation	112,028
Vocational Rehabilitation	7,322
Volunteer Program	105,419
Women Health - Avon (portion of grants booked in prior periods)	1,029,033
Women's Option Center	89,060
Total	\$ 5,409,730

Fundraising costs for the San Francisco General Hospital Foundation were approximately 15% of the funds raised during calendar year 2011. However, this number fluctuates year to year based on the amount raised by the Foundation.

Laguna Honda Hospital

Gifts to Resident Gift Fund

Laguna Honda received monetary gifts totaling \$73,336 in FY 2011-12. The gifts to the Laguna Honda Resident Gift Fund consisted of:

Donor	Amount under \$1,000	Amount at or over \$1,000	Total
Friends of Laguna Honda		\$46,294	\$46,294
Safeway, c/o Friends of Laguna Honda		\$20,000	\$20,000
Various	\$3,042	\$4,000	\$7,042
Total Gift Fund Donations	\$3,042	\$70,294	\$73,336

Received \$1,000 or more from the following 6 donors:

Friends of Laguna Honda	\$	46,294
Safeway, c/o Friends of Laguna Honda		20,000

The Center for Student Missions Inc.	1,000
Marika Szigethy	1,000
Michael Oleary	1,000
Philippe Chagniot	1,000
Received less than \$1,000 from each of 19 different donors	3,042
Total Gift Fund Donations	\$ 73,336

Programs and services funded in the period 7/1/11 to 6/30/12 were as follows:

Art with Elders	\$ 32,400
Ball Games	12,937
Entertainment	5,514
Hospital wide Special Events	28,192
Miscellaneous for Patients' Benefit	3,036
Outings - Chartered Buses	1,786
Outings - Restaurants, Movies, Admission Tickets	38,713
Palliative Care & Hospice Neighborhood Events	4,486
Positive Care Program Events	1,233
SATS Program	5,218
Special Food and Beverages provided w/ Activities	19,673
Supplies, Game Prizes	7,800
TOTAL	\$ 160,989

There are no direct fundraising costs as acceptance and expenditures of the LHH gift funds are managed as part of LHH's accounting staff duties.

Direct Patient Gifts - Non-LHH Gift Fund Donations

Although not required by the gift ordinance, the department will begin reporting the value of donations given directly to LHH residents and not handled by the LHH Gift Fund. In FY 2011-12, in addition to donations to its Gift Fund, Laguna Honda Hospital residents received \$113,855 in-kind donations from the Friends of Laguna Honda, Ms. Virginia Leishman, and the estate of Ms. Emilie Lang.

Friends of Laguna Honda, a non-profit organization founded in 1956, is dedicated to enhancing the quality of life for the residents at Laguna Honda Hospital by funding non-medical programs and services that would otherwise be unavailable. In addition to direct donations to the LHH gift fund, Friends of Laguna Honda also directly provides the hospital residents items for their personal needs identified through the Activity Therapy department. Items can include picture frames and other room decorations and toiletries, clothing, and orthopedic shoes for residents served under the hospital's Rehabilitation Services department. It also provides holiday gifts for all residents through Volunteer Services and funds recognition events for Laguna Honda volunteers every year.

In-kind donations from the Friends of Laguna Honda	
Equipment, computers, and other material & supplies	\$ 24,686

Services and subscriptions	22,800
Neighborhood small purchases	29,900
Orthopedic shoes	768
Holiday gifts	23,182
Volunteer recognition events	8,369
In-kind donations from other donors	4,150
Total Non-Gift Fund Donations	\$ 113,855

Fundraising costs for the Friends of Laguna Honda were approximately 4% of the total expenses in calendar year 2011.

San Francisco Public Health Foundation

Population Health and Prevention programs received gifts totaling \$ 1,365,590 in FY 2011-12 through the San Francisco Public Health Foundation. This represents a significant increase over the prior year's receipts of \$440,123. The gifts help support a growing number of new and innovative community programs and services.

	<u>Gift Amounts under \$25,000</u>	<u>Gift Amounts over \$25,000</u>	<u>Total</u>
San Francisco Public Health Foundation	\$746,210	\$619,380	\$1,365,590

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.

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

San Francisco State University	25,257.50
California Wellness Foundation	85,000.00
Langeloth Foundation	146,407.00
Kaiser Permanente	25,000.00
Vital Projects Fund	25,000.00
San Francisco Foundation	40,000.00
East Bay Community	272,716.00
Total Gifts over \$25,000	619,380.50

The sources of the gifts to the San Francisco Public Health Foundation in FY 2011-2012 included:

Conference Fees	18,322
Universities	97,720

Government	72,235
Corporate	40,529
Foundation	585,873
Organizations	524,082
Individuals	26,829
	\$1,365,590

Expenditures totaling \$ 993,110 were used for the following programs and services:

Public Health Education & Prevention	15,253
Direct Patient Services	94,140
Communicable Disease Control/treatment/prevention	9,564
Outreach & Healthcare for the Homeless	258,174
Youth & Children's Services	46,595
Environmental Services	19,715
Public Outreach and Administration	50,412
Total Expenses	\$993,110

The total overhead, administration and fundraising costs of the San Francisco Public Health Foundation for FY 2011-12 were \$ 82,241, approximately 8% of the program expenses.

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 below.

San Francisco General Hospital Foundation

Matthew Paul Carbone, President	Lisa Hauswirth
Jonathan Tsao, Vice President	Theodore Miclau
Pam Baer, Vice President	Magdalen Mui
Kirsten Bibbins-Domingo, Vice President	Walter Newman
Leon Tuan, Secretary	Roland Pickens
Mary Bersot, Treasurer	Laura A. Robertson
Sue Carlisle, Ex-Officio	Alex Rosenblatt
Sue Currin, Ex-Officio	Philip Schlein
David Sanchez, Ex-Officio	Connie Shanahan
Helen Archer-Dusté	Mike Silva
John Bell	Ruth Ann Stumpf
Amy Busch	Beth S. Veniar
Prisca Geeslin	Jamie Whittington
Judith Swift Gugginime	John Woods

Friends of Laguna Honda

Bruce Nelson, President
Richard J. Behrendt, Vice President
G. Barney Schley, Vice President
Craig B. Collins, Treasurer
W. Sloan Upton, Secretary
Peter W. Callander, M.D.
Kathleen Cardinal
Lisa Wilcox Corning
Patrick Devlin
Chris Escher
R. Porter Felton
Laura Fogelman
William J. Hoehler
Peter A. Johnson

Joseph S. Lerer
Terry Lowry
Mrs. James K. McWilliams
William C. Miller
Bruce Nelson
Morris H. Noble, Jr.
Katie Rafanelli
G. Barney Schley
Sara C. Stephens
Stephen H. Sutro

June R. Lilienthal (Emeritus)
William B. MacColl, Jr.(Emeritus)

San Francisco Public Health Foundation

Randy Wittorp, President
Cynthia Gomez, Vice President
Daniel Cody, Secretary
Arthur Weiss, Treasurer
Colleen Chawla
Martin Engel
Josh Greenblatt
Sonia Melara
Dani Nolan
Amanda Schmutzler

OFFICE OF THE MAYOR
SAN FRANCISCO



EDWIN M. LEE
MAYOR

*Orig: C page
c: BOS-11, COB, 3 Dep.
ACA, HCF file*

November 21, 2012

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

Dear Ms. Calvillo,

Pursuant to Charter Section 3.100, I hereby designate Supervisor Mark Farrell as Acting-Mayor from the time I leave the State of California on Thursday, November 22, 2012 at 9:20 a.m., until Saturday, November 24 at 2:00 p.m.

Sincerely,

A handwritten signature in cursive script, appearing to read "Edwin M. Lee".

Edwin M. Lee
Mayor

cc: Mr. Dennis Herrera, City Attorney

RECEIVED
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OFFICE OF THE MAYOR
SAN FRANCISCO



EDWIN M. LEE
MAYOR

*Orig: C page
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aca, Ac file*

November 21, 2012

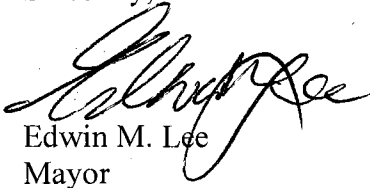
Ms. Angela Calvillo
San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102

Dear Ms. Calvillo,

Pursuant to Charter Section 3.100, I hereby designate Supervisor Sean Elsbernd as Acting-Mayor from Saturday, November 24 at 2:00pm., until I return on Sunday, November 25 at 11:00 p.m.

In the event I am delayed, I designate Supervisor Elsbernd to continue to be the Acting-Mayor until my return to California.

Sincerely,


Edwin M. Lee
Mayor

cc: Mr. Dennis Herrera, City Attorney

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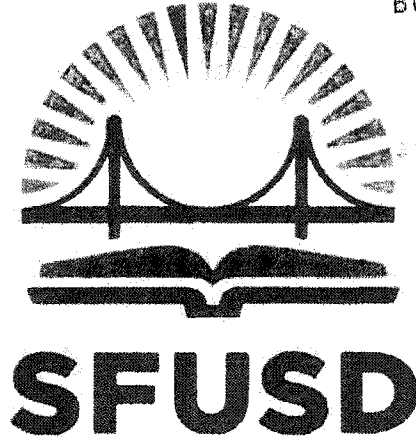
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SAN FRANCISCO

2012 NOV 13 PM 2:27

AK

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



Williams
Settlement
Annual Report
2012

Richard A. Carranza
Superintendent of Schools

(5)



To: BOS-Operations/BOS/SFGOV,
Cc:
Bcc:
Subject: Fw: Board of Supervisor Inquiry Reference # 20121016-001

From: Todd Rufo/MAYOR/SFGOV
To: Board.of.Supervisors@sfgov.org,
Cc: John Avalos/BOS/SFGOV@SFGOV
Date: 11/20/2012 05:36 PM
Subject: Board of Supervisor Inquiry Reference # 20121016-001

Please see attached response to this inquiry. Let me know if there's any additional questions or information needed. All the best, Todd

Todd Rufo
Director
Office of Economic and Workforce Development
City Hall
1 Dr. Carlton B. Goodlett Place, Room 448
San Francisco, CA 94102

Direct: (415) 554-5694
Fax: (415) 554-6018
Email: todd.rufo@sfgov.org



www.owd.org 121120 Board Inquiry Response.pdf



MEMORANDUM

TO: Clerk of the Board
FROM: Todd Rufo, Director
CC: Supervisor Avalos
DATE: November 20, 2012
RE: Board of Supervisor Inquiry Reference # 20121016-001

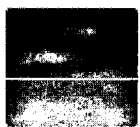
In response to the Board of Supervisor's Inquiry reference number 20121016-001 made on October 16, 2012 regarding the labor and hiring practices for the work being performed as part of the Dew Tour in Civic Center Plaza between October 8 and 24, 2012, the Office of Economic and Workforce Development (OEWD) was not involved in the workforce activities for the event, therefore does not have responsive information to the request.

The Dew Tour event hosted in Civic Center Plaza and its sponsor did not enter into a First Source Hiring Agreement with OEWD because our office does not traditionally enter into First Source Hiring Agreements with temporary work performed on non-publically funded contracts. For privately funded construction projects, as part of the City's Chapter 83: First Source Hiring Program, our office is notified by the Planning Department or the Department of Building Inspection.

OEWD would look to the Office of Labor Standards Enforcement (OLSE) for any responsive material in regards to the prevailing wage provisions of the City's Administrative Code.

27 taken

File 120619



To:
Cc:
Bcc:
Subject: Sharp Park

From: "Tom Weathered" <tweathered4@gmail.com>
To: <malia.cohen@sfgov.org>
Cc: <ed.lee@sfgov.org>, <david.chiu@sfgov.org>, <sean.elsbernd@sfgov.org>, <angela.calvillo@sfgov.org>
Date: 11/17/2012 12:41 PM
Subject: Sharp Park Golf Course Vote No on the Resolution to restart the EIR

Ms. Cohen:

I am a constituent, public golf course user and Member of the Board of Directors of Lincoln Park Golf course a public golf club playing out of Lincoln Park Golf course. Both the club and myself as an individual support the San Francisco Rec & Park Department's plan to save Sharp Park Golf Course, while at the same time protecting the environment by recovering frog and snake habitat in the golf course's wetlands.

Therefore, I urge you to vote No on Sharp Park resolution, File No. 120619, which would require the City's Rec & Park and Planning Departments to start over on the Environmental Review process for the City's Sharp Park plan (overwhelmingly endorsed by the Rec & Park citizens advisory committee and unanimously adopted by the Rec & Park Commission in December, 2009). Supervisor Olague's Resolution would mean a colossal waste of public time, money, and effort that has gone into the Sharp Park plan. We cannot afford such public waste -- especially not now, in hard economic times, when we need to spend public money carefully. Supervisor Olague's Resolution would let all of this money, time, and effort go to waste.

For these reasons, I respectfully request your "No" vote on File No. 120619.

Tom Weathered
999 16th Street, #7
San Francisco, CA 94107
(415)865-0399

Tweathered4@gmail.com
----- Forwarded by Angela Calvillo/BOS/SFGOV on 11/19/2012 10:47 AM -----

From: "Mary Lou Manalli" <mlmanalli@comcast.net>
To: <scott.wiener@sfgov.org>, <eric.mar@sfgov.org>, <malia.cohen@sfgov.org>
Cc: <david.chiu@sfgov.org>, <ed.lee@sfgov.org>, "sean.elsbernd@sfgov.org", <angela.calvillo@sfgov.org>
Date: 11/17/2012 02:08 PM
Subject: file number 120619 Sharp Park Golf Course

Dear San Francisco officials.

7

Really? Another study? Another plan? Another vote? More time? More money?

Please vote no on this resolution. The plan currently in place saves the golf course for us public course golfers (I have been one for over 30 years) and---equally important---it improves environmental protections for the flora and fauna, two of the main reasons we love Sharp Park so much. I'm sure I don't need to tell you that the city has much better uses for its time AND its money.

Respectfully,

ML Manalli
4042 Cesar Chavez St.
94131

----- Forwarded by Angela Calvillo/BOS/SFGOV on 11/19/2012 10:47 AM -----

From: Cindy Abbott <cala3319@gmail.com>
To: alisa.miller@sfgov.org, eric.mar@sfgov.org, scott.wiener@sfgov.org, malia.cohen@sfgov.org
Cc: ed.lee@sfgov.org, david.chiu@sfgov.org, Sean.elsbernd@sfgov.org, angela.calvillo@sfgov.org
Date: 11/17/2012 02:29 PM
Subject: Please vote NO on Resolution to Server Sharp Park from the Natural Areas EIR

**San Francisco Board of Supervisors
Land Use and Economic Development Committee
Supervisor Eric Mar
Supervisor Scott Weiner
Supervisor Malia Cohen**

**File No. 120619
Land Use, etc. Committee Hearing November 19, 2012, Agenda No. 5**

Dear Supervisors,

I support the San Francisco Rec & Park Department's plan to save the historic and popular Sharp Park Golf Course, while at the same time protecting the environment by recovering frog and snake habitat in the golf course's wetlands.

Please vote "No" on the Sharp Park resolution, File No. 120619, which would require the City's Rec & Park and Planning Departments to start over on the Environmental Review process for the City's Sharp Park plan (overwhelmingly endorsed by the Rec & Park citizens advisory committee and unanimously adopted by the Rec & Park Commission in December, 2009).

The City's Sharp Park plan is the result of more than a dozen public meetings in both San Francisco and Pacifica since April, 2009, by several San Francisco public agencies, including the

Rec & Park Commission and its citizens advisory committee ("PROSAC"), the SF Public Utilities Commission (on the related issue of the Sharp Park Recycled Water Project), and the Board of Supervisors and its City Audit and Neighborhood Services and Government Audit and Oversight committees.

Sharp Park has been part of the Significant Natural Areas Management Plan since the initial draft plan in 1995. The golf course was very explicitly the subject of the Environmental Impact public "scoping" written comments and public meetings in both San Francisco and Pacifica in May, 2009, and again in both public testimony and written comment to the Planning Commission on the Draft Environmental Impact Report in 2011 and 2012.

All of this represents thousands of hours of paid consultants' time public agency staff time over many years, and yet more thousands of hours of individual citizens' time in submitting written comments and appearing at the public hearings. Supervisor Olague's Resolution would let all of this money, time, and effort go to waste.

For these reasons, I respectfully request your "No" vote on File No. 120619.

Yours truly,

Cindy Abbott
51 Salada Avenue
Pacifica, CA 94044
(West Sharp Park, neighbor of the Sharp Park Golf Course)
650.350.5707
cala3319@gmail.com

cc: Mayor Ed Lee
David Chiu, President of the Board
Supervisor Sean Elsbernd
Angela Cavillo, Clerk of the Board of Supervisors

----- Forwarded by Angela Cavillo/BOS/SFGOV on 11/19/2012 10:47 AM -----

From: Mike Gehrke <mike.gehrke@gmail.com>
To: alisa.miller@sfgov.org, eric.mar@sfgov.org, scott.wiener@sfgov.org, malia.cohen@sfgov.org
Cc: ed.lee@sfgov.org, david.chiu@sfgov.org, sean.elsbernd@sfgov.org, angela.calvillo@sfgov.org
Date: 11/17/2012 02:51 PM
Subject: Please Vote No on Resolution to Sever Sharp Park from the Natural Areas EIR File No. 120619

Re: Please Vote No on Resolution to Sever Sharp Park from the Natural Areas EIR

File No. 120619

Land Use, etc. Committee Hearing November 19, 2012, Agenda No. 5

Dear Supervisors,

I am a public course golfer, and I support the San Francisco Rec & Park Department's plan to save the historic and popular Sharp Park Golf Course, while at the same time protecting the environment by recovering frog and snake habitat in the golf course's wetlands.

Please vote "No" on the Sharp Park resolution, File No. 120619, which would require the City's Rec & Park and Planning Departments to start over on the Environmental Review process for the City's Sharp Park plan (overwhelmingly endorsed by the Rec & Park citizens advisory committee and unanimously adopted by the Rec & Park Commission in December, 2009). Supervisor Olague's Resolution would mean a colossal waste of public time, money, and effort that has gone into the Sharp Park plan. We cannot afford such public waste -- especially not now, in hard economic times, when we need to spend public money carefully.

The City's Sharp Park plan is the result of more than a dozen public meetings in both San Francisco and Pacifica since April, 2009, by several San Francisco public agencies, including the Rec & Park Commission and its citizens advisory committee ("PROSAC"), the SF Public Utilities Commission (on the related issue of the Sharp Park Recycled Water Project), and the Board of Supervisors and its City Audit and Neighborhood Services and Government Audit and Oversight committees.

Sharp Park has been part of the Significant Natural Areas Management Plan since the initial draft plan in 1995. The golf course was very explicitly the subject of the Environmental Impact public "scoping" written comments and public meetings in both San Francisco and Pacifica in May, 2009, and again in both public testimony and written comment to the Planning Commission on the Draft Environmental Impact Report in 2011 and 2012.

All of this represents thousands of hours of paid consultants' time public agency staff time over many years, and yet more thousands of hours of individual citizens' time in submitting written comments and appearing at the public hearings. Supervisor Olague's Resolution would let all of this money, time, and effort go to waste.

For these reasons, I respectfully request your "No" vote on File No. 120619

Yours truly,

Michael Gehrke

1738 25th Ave, San Francisco

415-407-3478

cc: Mayor Ed Lee

President of the Board David Chiu

Supervisor Sean Elsbernd

Clerk of the Board of Supervisors

----- Forwarded by Angela Calvillo/BOS/SFGOV on 11/19/2012 10:47 AM -----

From: GGBACI@aol.com
To: david.chiu@sfgov.org, sean.elsbernd@sfgov.org, angela.calvillo@sfgov.org, ed.lee@sfgov.org, info@spublicgolf.com, malia.cohen@sfgov.org, scott.wiener@sfgov.org, eric.mar@sfgov.org, alisa.miller@sfgov.org
Date: 11/17/2012 03:00 PM
Subject: Sharps Park Golf

San Francisco Board of Supervisors

Land Use and Economic Development Committee alisa.miller@sfgov.org

Supervisor Eric Mar eric.mar@sfgov.org

Supervisor Scott Weiner scott.wiener@sfgov.org

Supervisor Malia Cohen malia.cohen@sfgov.org

Re: Please Vote No on Resolution to Sever Sharp Park from the Natural Areas EIR

File No. 120619

Land Use, etc. Committee Hearing November 19, 2012, Agenda No. 5

Dear Supervisors,

I am a public course golfer, and I support the San Francisco Rec & Park Department's plan to save the historic and popular Sharp Park Golf Course, while at the same time protecting the environment by recovering frog and snake habitat in the golf course's wetlands.

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public "scoping" written comments and public meetings in both San Francisco and Pacifica in May, 2009, and again in both public testimony and written comment to the Planning Commission on the Draft Environmental Impact Report in 2011 and 2012.

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For these reasons, I respectfully request your "No" vote on File No. 120619.

Yours truly,

George G. Bacigalupi

8 Juan Bautista Circle

San Francisco, CA. 94132

415 559 1057

----- Forwarded by Angela Calvillo/BOS/SFGOV on 11/19/2012 10:47 AM -----

From: Wayne Veatch <veatchlaw@gmail.com>
To: alisa.miller@sfgov.org, eric.mar@sfgov.org, scott.wiener@sfgov.org, malia.cohen@sfgov.org
Cc: ed.lee@sfgov.org, David.Chiu@sfgov.org, sean.elsbernd@sfgov.org, angela.calvillo@sfgov.org,
info@spublicgolf.com
Date: 11/17/2012 03:35 PM
Subject: To: Land Use and Economic Development Committee; Hearing November 19, 2012, Agenda No. 5

San Francisco Board of Supervisors, Land Use and Economic Development
Committee

Please Vote No on Resolution to Sever Sharp Park from the Natural Areas EIR, File
No. 120619, Land Use, etc. Committee Hearing November 19, 2012, Agenda No. 5

Dear Supervisors,

I am a public course golfer, and I support the San Francisco Rec & Park Department's plan to save the historic and popular Sharp Park Golf Course, while at the same time protecting the environment by recovering frog and snake habitat in the golf course's wetlands.

Please vote "No" on the Sharp Park resolution, File No. 120619, which would require the City's Rec & Park and Planning Departments to start over on the Environmental Review process for the City's Sharp Park plan (overwhelmingly endorsed

by the Rec & Park citizens advisory committee and unanimously adopted by the Rec & Park Commission in December, 2009). Supervisor Olague's Resolution would mean a colossal waste of public time, money, and effort that has gone into the Sharp Park plan. We cannot afford such public waste -- especially not now, in hard economic times, when we need to spend public money carefully.

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For these reasons, I respectfully request your "No" vote on File No. 120619.

Yours truly,

Wayne Veatch
120 Ripley St.
San Francisco, CA 94110
415-821-1806
veatchlaw@gmail.com

cc: Mayor Ed Lee
President of the Board David Chiu
Supervisor Sean Elsbernd
Clerk of the Board of Supervisors

----- Forwarded by Angela Calvillo/BOS/SFGOV on 11/19/2012 10:47 AM -----

From: Ken Reed <runkenrun@aol.com>
To: alisa.miller@sfgov.org, david.chiu@sfgov.org, sean.elsbernd@sfgov.org,
angela.calvillo@sfgov.org, ed.lee@sfgov.org, eric.mar@sfgov.org, scott.wiener@sfgov.org,
malia.cohen@sfgov.org
Date: 11/17/2012 04:23 PM
Subject: Land Use and Economic Development Committee; Hearing November 19, 2012, Agenda No. 5

San Francisco Board of Supervisors, Land Use and Economic Development Committee:

Please Vote No on Resolution to Sever Sharp Park from the Natural Areas EIR, File No. 120619, Land Use, etc. Committee Hearing November 19, 2012, Agenda No. 5

Dear Supervisors,

I am a public course golfer, and I support the San Francisco Rec & Park Department's plan to save the historic and popular Sharp Park Golf Course, while at the same time protecting the environment by recovering frog and snake habitat in the golf course's wetlands.

Please vote "No" on the Sharp Park resolution, File No. 120619, which would require the City's Rec & Park and Planning Departments to start over on the Environmental Review process for the City's Sharp Park plan (overwhelmingly endorsed by the Rec & Park citizens advisory committee and unanimously adopted by the Rec & Park Commission in December, 2009). Supervisor Olague's Resolution would mean a colossal waste of public time, money, and effort that has gone into the Sharp Park plan. We cannot afford such public waste -- especially not now, in hard economic times, when we need to spend public money carefully.

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For these reasons, I respectfully request your "No" vote on File No. 120619.

Yours truly,

Ken Reed
367 Byxbee St
San Francisco, CA 94132
415-810-3832
runkenrun@aol.com

cc: Mayor Ed Lee
President of the Board David Chiu
Supervisor Sean Elsbernd
Clerk of the Board of Supervisors

----- Forwarded by Angela Calvillo/BOS/SFGOV on 11/19/2012 10:47 AM -----

From: James Mallon <james.mallon@gmail.com>
To: alisa.miller@sfgov.org, eric.mar@sfgov.org, scott.wiener@sfgov.org, malia.cohen@sfgov.org
Cc: ed.lee@sfgov.org, david.chiu@sfgov.org, sean.elsbernd@sfgov.org, angela.calvillo@sfgov.org
Date: 11/17/2012 06:26 PM
Subject: Please Vote No on Resolution Sever Sharp Park from the Natural Areas EIR File No. 120619 Land Use, etc. Committee Hearing November 19, 2012, Agenda No. 5

Dear Supervisors,

I am a public course golfer, and I support the San Francisco Rec & Park Department's plan to save the historic and popular Sharp Park Golf Course, while at the same time protecting the environment by recovering frog and snake habitat in the golf course's wetlands.

Please vote "No" on the Sharp Park resolution, File No. 120619, which would require the City's Rec & Park and Planning Departments to start over on the Environmental Review process for the City's Sharp Park plan (overwhelmingly endorsed by the Rec & Park citizens advisory committee and unanimously adopted by the Rec & Park Commission in December, 2009). Supervisor Olague's Resolution would mean a colossal waste of public time, money, and effort that has gone into the Sharp Park plan. We cannot afford such public waste -- especially not now, in hard economic times, when we need to spend public money carefully.

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For these reasons, I respectfully request your "No" vote on File No. 120619.

Yours Truly

James Mallon

Member: Lincoln Park Golf Club

Tel: 415 609 3349

james.mallon@gmail.com

--

" I myself am made entirely of flaws, sewn together with good intentions" Augusten Burroughs
---- Forwarded by Angela Calvillo/BOS/SFGOV on 11/19/2012 10:47 AM ----

From: jasmlynch@aol.com
To: eric.mar@sfgov.org, scott.wiener@sfgov.org, malia.cohen@sfgov.org, alisa.miller@sfgov.org
Cc: ed.lee@sfgov.org, david.chiy@sfgov.org, sean.elsbernd@sfgov.org, angela.calvillo@sfgov.org
Date: 11/17/2012 07:06 PM
Subject: VOTE NO - File #120619 (Sharp Park EIR)

San Francisco Board of Supervisors

Land Use and Economic Development Committee alisa.miller@sfgov.org
Supervisor Eric Mar eric.mar@sfgov.org
Supervisor Scott Weiner scott.wiener@sfgov.org
Supervisor Malia Cohen malia.cohen@sfgov.org

Re: Please Vote No on Resolution to Sever Sharp Park from the Natural Areas EIR
File No. 120619
Land Use, etc. Committee Hearing November 19, 2012, Agenda No. 5

Dear Supervisors,

I am a San Francisco taxpayer, resident, a public course golfer, and I support the San Francisco Rec & Park Department's plan to save the historic and popular Sharp Park Golf Course, while at the same time protecting the environment by recovering frog and snake habitat in the golf course's wetlands.

As a San Francisco native, SFPD retiree and S.F. homeowner and taxpayer, I urge you to please vote "No" on the Sharp Park resolution, File No. 120619, which would require the City's Rec & Park and Planning Departments to start over on the Environmental Review process for the City's Sharp Park plan (overwhelmingly endorsed by the Rec & Park citizens advisory committee and unanimously adopted by the Rec & Park Commission in December, 2009). Supervisor Olague's Resolution would mean a colossal waste of public time, money, and effort that has gone into the Sharp Park plan. We cannot afford such public waste -- especially not now, in hard economic times, when we need to spend public money carefully.

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For these reasons, I respectfully request your "No" vote on File No. 120619.

Yours truly,
Jim Lynch
453 Duncan Street
San Francisco, CA 94131

cc: Mayor Ed Lee ed.lee@sfgov.org
President of the Board David Chiu david.chiu@sfgov.org
Supervisor Sean Elsbernd sean.elsbernd@sfgov.org
Clerk of the Board of Supervisors angela.calvillo@sfgov.org

----- Forwarded by Angela Calvillo/BOS/SFGOV on 11/19/2012 10:47 AM -----

From: John Ware <tcheware@mac.com>
To: eric.mar@sfgov.org, malia.cohen@sfgov.org, scott.wiener@sfgov.org
Cc: mark.farrell@sfgov.org, david.chu@sfgov.org, sean.elsbernd@sfgov.org, ed.lee@sfgov.org,

angela.calvillo@sfgov.org
Date: 11/17/2012 08:39 PM
Subject: Land Use, etc. Committee Hearing November 19, 2012, Agenda No. 5

San Francisco Board of Supervisors

Land Use and Economic Development Committee alisa.miller@sfgov.org

Supervisor Eric Mar eric.mar@sfgov.org

Supervisor Scott Weiner scott.wiener@sfgov.org

Supervisor Malia Cohen malia.cohen@sfgov.org

Re: Please Vote No on Resolution to Sever Sharp Park from the Natural Areas EIR

File No. 120619

Land Use, etc. Committee Hearing November 19, 2012, Agenda No. 5

Dear Supervisors,

I am a member of the board of the San Francisco Park Alliance, a resident of District 2, and I am also a public course golfer. I strongly support the San Francisco Rec & Park Department's plan to save the historic and popular Sharp Park Golf Course, while at the same time protecting the environment by recovering frog and snake habitat in the golf course's wetlands. This solution which responds to the best interests of all San Franciscans and is an example of good government policy.

Please vote "No" on the Sharp Park resolution, File No. 120619, which would require the City's Rec & Park and Planning Departments to start over on the Environmental Review process for the City's Sharp Park plan (overwhelmingly endorsed by the Rec & Park citizens advisory committee and unanimously adopted by the Rec & Park Commission in December, 2009). Supervisor Olague's Resolution would mean a colossal waste of public time, money, and effort that has gone into the Sharp Park plan. We cannot afford such public waste -- especially not now, in hard economic times, when we need to spend public money carefully.

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For these reasons, I respectfully request your "No" vote on File No. 120619.

Yours truly,

John Ware,

2766 Green St. San Francisco, CA 94123

415-921-7705

cc: Mayor Ed Lee ed.lee@sfgov.org
President of the Board David Chiu david.chiu@sfgov.org
Supervisor Sean Elsbernd sean.elsbernd@sfgov.org
Supervisor Mark Farrell mark.farrell@sfgov.org
Clerk of the Board of Supervisors angela.calvillo@sfgov.org

----- Forwarded by Angela Calvillo/BOS/SFGOV on 11/19/2012 10:47 AM -----

From: Bo Links <bo@slotelaw.com>
To: eric.mar@sfgov.org, scott.wiener@sfgov.org, malia.cohen@sfgov.org, alisa.miller@sfgov.org
Cc: ed.lee@sfgov.org, david.chiu@sfgov.org, Sean Elsbernd <sean.elsbernd@sfgov.org>, angela.calvillo@sfgov.org, "Richard H. Harris Jr." <Richard@erskinetulley.com>

Date: 11/18/2012 09:39 AM
Subject: File 120619 - Please Vote No on Resolution to Sever Sharp Park from the Natural Areas EI

Dear Supervisors,

I am a public course golfer (and have been playing our wonderful City courses since 1962). I fully support the San Francisco Rec & Park Department's plan to save the historic and popular Sharp Park Golf Course, while at the same time protecting the environment by recovering frog and snake habitat in the golf course's wetlands.

Please vote "No" on the Sharp Park resolution, File No. 120619, which would require the City's Rec & Park and Planning Departments to start over on the Environmental Review process for the City's Sharp Park plan (overwhelmingly endorsed by the Rec & Park citizens advisory committee and unanimously adopted by the Rec & Park Commission in December, 2009). Supervisor Olague's Resolution would mean a colossal waste of public time, money, and effort that has gone into the Sharp Park plan. We cannot afford such public waste -- especially not now, in hard economic times, when we need to spend public money carefully.

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For these reasons, I respectfully request your "No" vote on File No. 120619.

Yours truly,

BO LINKS

585 Ortega Street

San Francisco, CA 94122

(Public Course Golfer in San Francisco For Over 50 Years - Member and Co-Founder, SF Public Golf Alliance)

----- Forwarded by Angela Calvillo/BOS/SFGOV on 11/19/2012 10:47 AM -----

From: jim wagner <wags903@msn.com>
To: <alisa.miller@sfgov.org>, <eric.mar@sfgov.org>, <scott.wiener@sfgov.org>

Cc: <malia.cohen@sfgov.org>
<ed.lee@sfgov.org>, <david.chiu@sfgov.org>, <sean.elsbernd@sfgov.org>,
<angela.calvillo@sfgov.org>
Date: 11/18/2012 09:50 AM
Subject: Sharp Park Golf Course

San Francisco Board of Supervisors

Land Use and Economic Development Committee alisa.miller@sfgov.org

Supervisor Eric Mar eric.mar@sfgov.org

Supervisor Scott Weiner scott.wiener@sfgov.org

Supervisor Malia Cohen malia.cohen@sfgov.org

**Re: Please Vote No on Resolution to Sever Sharp Park from the Natural Areas EIR
File No. 120619**

Land Use, etc. Committee Hearing November 19, 2012, Agenda No. 5

Dear Supervisors,

I am a public course golfer, and I support the San Francisco Rec & Park Department's plan to save the historic and popular Sharp Park Golf Course, while at the same time protecting the environment by recovering frog and snake habitat in the golf course's wetlands.

Please vote "No" on the Sharp Park resolution, File No. 120619, which would require the City's Rec & Park and Planning Departments to start over on the Environmental Review process for the City's Sharp Park plan (overwhelmingly endorsed by the Rec & Park citizens advisory committee and unanimously adopted by the Rec & Park Commission in December, 2009). Supervisor Olague's Resolution would mean a colossal waste of public time, money, and effort that has gone into the Sharp Park plan. We cannot afford such public waste -- especially not now, in hard economic times, when we need to spend public money carefully.

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For these reasons, I respectfully request your "No" vote on File No. 120619.

Yours truly,

Jim Wagner
1005 Terra Nova Bl Ste A
Pacifica, Ca, 94044
wags903@msn.com

cc: Mayor Ed Lee ed.lee@sfgov.org
President of the Board David Chiu david.chiu@sfgov.org
Supervisor Sean Elsbernd sean.elsbernd@sfgov.org
Clerk of the Board of Supervisors angela.calvillo@sfgov.org

----- Forwarded by Angela Calvillo/BOS/SFGOV on 11/19/2012 10:47 AM -----

From: "Elliott, Jason" <jason.elliott@sfgov.org>
To: BOS-Supervisors <bos-supervisors.bp2ln@sfgov.microsoftonline.com>
Cc: BOS-Legislative Aides <bos-legislativeaides.bp2ln@sfgov.microsoftonline.com>
Date: 11/18/2012 10:37 AM
Subject: Invitation to Warriors/Labor press event tomorrow, Monday, November 19 @ 11am

Good morning Supervisors –

You are invited to join Mayor Lee at a press conference to announce an agreement between the Golden State Warriors and UNITE HERE Local 2 regarding jobs at the proposed new arena.

The event will be held in the International Room in Room 200 and will begin at 11am tomorrow, Monday, November 19th. Please let me know if you'd like to attend.

Thank you, and enjoy the rest of the weekend,
jason

Jason Elliott
Director of Legislative & Government Affairs
Office of Mayor Edwin M. Lee
(415) 554-5105

----- Forwarded by Angela Calvillo/BOS/SFGOV on 11/19/2012 10:47 AM -----

From: Bob <bob@sfadvertiser.com>
To: alisa.miller@sfgov.org, scott.wiener@sfgov.org, malia.cohen@sfgov.org, ed.lee@sfgov.org, david.chiu@sfgov.org, sean.elsbernd@sfgov.org, angela.calvillo@sfgov.org, Eric.L.Mar@sfgov.org
Date: 11/18/2012 12:14 PM
Subject: Committee Hearing November 19, 2012, Agenda No. 5

Dear Supervisors,

I am a public course golfer, and I support the San Francisco Rec & Park Department's plan to save the historic and popular Sharp Park Golf Course, while at the same time protecting the environment by recovering frog and snake habitat in the golf course's wetlands.

Please vote "No" on the Sharp Park resolution, File No. 120619, which would require the City's Rec & Park and Planning Departments to start over on the Environmental Review process for the City's Sharp Park plan (overwhelmingly endorsed by the Rec & Park citizens advisory committee and unanimously adopted by the Rec & Park Commission in December, 2009). Supervisor Olague's Resolution would mean a colossal waste of public time, money, and effort that has gone into the Sharp Park plan. We cannot afford such public waste – especially not now, in hard economic times, when we need to spend public money carefully.

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draft plan in 1995. The golf course was very explicitly the subject of the Environmental Impact public "scoping" written comments and public meetings in both San Francisco and Pacifica in May, 2009, and again in both public testimony and written comment to the Planning Commission on the Draft Environmental Impact Report in 2011 and 2012.

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For these reasons, I respectfully request your "No" vote on File No. 120619.

Yours truly,

Bob Hutchinson

130 10th St
San Francisco

----- Forwarded by Angela Calvillo/BOS/SFGOV on 11/19/2012 10:47 AM -----

From: <mdmason@mindspring.com>
To: <malia.cohen@sfgov.org>
Cc: <ed.lee@sfgov.org>, "Sean R. Elsbernd Supervisor, District 7" <sean.elsbernd@sfgov.org>, <david.chiu@sfgov.org>, <angela.calvillo@sfgov.org>, "Richard Harris" <info@sfpUBLICgolf.com>
Date: 11/18/2012 12:23 PM
Subject: Land Use, etc. Committee Hearing November 19, 2012, Agenda No. 5

Dear Supervisor Cohen:

My husband and I are public course golfers. We support the San Francisco Rec & Park Department's plan to save the historic and popular Sharp Park Golf Course, while at the same time protecting the environment by recovering frog and snake habitat in the golf course's wetlands.

Please vote "NO" on the Sharp Park resolution, File No. 120619, which would require the City's Rec & Park and Planning Departments to start over on the Environmental Review process for the City's Sharp Park plan (overwhelmingly endorsed by the Rec & Park citizens advisory committee and unanimously adopted by the Rec & Park Commission in December 2009). Supervisor Olague's Resolution would mean a colossal waste of public time, money, and effort that has gone into the Sharp Park plan. We cannot afford such public waste – especially not now, in hard economic times, when we need to spend public money carefully.

The City's Sharp Park plan is the result of more than a dozen public meetings in both San Francisco and Pacifica since April 2009, by several San Francisco public agencies, including the Rec & Park Commission and its citizens advisory committee ("PROSAC"), the SF Public Utilities Commission (on the related issue of the Sharp Park Recycled Water Project), and the Board of Supervisors and its City Audit and Neighborhood Services and Government Audit and Oversight committees.

Sharp Park has been part of the Significant Natural Areas Management Plan since the initial draft plan in 1995. The golf course was very explicitly the subject of the Environmental Impact public "scoping" written comments and public meetings in both San Francisco and Pacifica in

May 2009, and again in both public testimony and written comment to the Planning Commission on the Draft Environmental Impact Report in 2011 and 2012.

All of this represents thousands of hours of paid consultants' time, public agency staff time over many years, and yet more thousands of hours of individual citizens' time in submitting written comments and appearing at the public hearings. Supervisor Olague's Resolution would let all of this money, time, and effort go to waste.

For these reasons, we respectfully request your "NO" vote on File No. 120619.

Yours truly,

Michael and Diana Mason

t: 415 587-3218
email. mdmason@mindspring.com

----- Forwarded by Angela Calvillo/BOS/SFGOV on 11/19/2012 10:47 AM -----

From: ROBERT A FONTES <bob-jean@sbcglobal.net>
To: alisa.miller@sfgov.org, Eric.L.Mar@sfgov.org, scott.weiner@sfgov.org, malia.cohen@sfgov.org
Cc: ed.lee@sfgov.org, david.chiu@sfgov.org, sean.elsbernd@sfgov.org, angela.calvillo@sfgov.org, info@sfpublishgolf.com
Date: 11/18/2012 12:28 PM
Subject: File No. 120619

San Francisco Board of Supervisors
Land Use and Economic Development Committee
Supervisor Eric Mar
Supervisor Scott Weiner
Supervisor Malia Cohen

Re: Please Vote No on Resolution to Sever Sharp Park from the Natural Areas
EIR
File No. 120619
Land Use, etc. Committee Hearing November 19, 2012, Agenda No. 5

Dear Supervisors,

I am a public course golfer, and I support the San Francisco Rec & Park Department's plan to save the historic and popular Sharp Park Golf Course, while at the same time protecting the environment by recovering frog and snake habitat in the golf course's wetlands.

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For these reasons, I respectfully request your "No" vote on File No. 120619.

Yours truly,

Robert Fontes
1138 Barcelona Dr.
Pacifica, CA 94044
650-359-2630
bob-jean@sbcglobal.net

cc: Mayor Ed Lee
President of the Board David Chiu
Supervisor Sean Elsbernd
Clerk of the Board of Supervisors

----- Forwarded by Angela Calvillo/BOS/SFGOV on 11/19/2012 10:47 AM -----

From: Mark/Sharon Smoliarz <gpaandgma@att.net>
To: Alisa Miller <alisa.miller@sfgov.org>, Eric Mar <Eric.L.Mar@sfgov.org>, Scott Wiener <scott.wiener@sfgov.org>, Malia Cohen <malia.cohen@sfgov.org>
Cc: Ed Lee <ed.lee@sfgov.org>, Edwin Lee <mayoredwinlee@sfgov.org>, David Chiu <david.chiu@sfgov.org>, Sean Elsbernd <Sean.elsbernd@sfgov.org>, Angela Calvillo <angela.calvillo@sfgov.org>, "Richard H. Harris" <Richard@erskinetulley.com>
Date: 11/18/2012 12:32 PM
Subject: Sharp Park File No 120619

To: Land Use and Economic Development Committee alisa.miller@sfgov.org

Supervisor Eric Mar Eric.L.Mar@sfgov.org

Supervisor Scott Weiner scott.wiener@sfgov.org

Supervisor Malia Cohen malia.cohen@sfgov.org

Re: Please Vote No on Resolution to Sever Sharp Park from the Natural Areas EIR.

File No. 120619 Land Use, etc. Committee Hearing November 19, 2012, Agenda No. 5

Dear Supervisors,

I am a public course golfer, and I support the San Francisco Rec & Park Department's plan to save the historic and popular Sharp Park Golf Course, while at the same time protecting the environment by recovering frog and snake habitat in the golf course's wetlands.

Please vote "No" on the Sharp Park resolution, File No. 120619, which would require the City's Rec & Park and Planning Departments to start over on the Environmental Review process for the City's Sharp Park plan (overwhelmingly endorsed by the Rec & Park citizens advisory committee and unanimously adopted by the Rec & Park Commission in December, 2009). Supervisor Olague's Resolution would mean a colossal waste of public time, money, and effort that has gone into the Sharp Park plan. We cannot afford such public waste -- especially not now, in hard economic times, when we need to spend public money carefully.

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For these reasons, I respectfully request your "No" vote on File No. 120619.

Yours truly,

Mark Smoliarz

770 Bradford Way

Pacifica, CA 94044

PH: 650 359-4068

Email: gpaandgma@att.net

cc: Mayor Ed Lee ed.lee@sfgov.org

President of the Board David Chiu david.chiu@sfgov.org

Supervisor Sean Elsbernd sean.elsbernd@sfgov.org

Clerk of the Board of Supervisors angela.calvillo@sfgov.org

----- Forwarded by Angela Calvillo/BOS/SFGOV on 11/19/2012 10:47 AM -----

From: CLARENCE W BRYANT <clarence_bryant@sbcglobal.net>
To: eric.l.mar@sfgov.org, scott.weiner@sfgov.org, malia.cohen@sfgov.org
Cc: ed.lee@sfgov.org, david.chiu@sfgov.org, sean.elsbernd@sfgov.org, angela.calvillo@sfgov.org, Richard Harris <richard@erskinetulley.com>, Njackson <njackson352@comcast.net>, Gwen Brown <amaakyaa@aol.com>, Granville Brown <glb1911@gmail.com>, Ed Presley <egg1934@comcast.net>, Emmett Cobb <emmettcobb@aol.com>
Date: 11/18/2012 02:30 PM
Subject: November 19,2012 hearing on agenda item #5, Sever Sharp Park from the Natural Areas EIR file

Dear Supervisors,

I am a public golf course golfer. I support the San Francisco Recreation and Park Department's plan to
time protecting the environment

I have played many enjoyable rounds of golf at Sharp Park over the past 50 years and I assure you that there i
It is a course that is enjoyed by all elements of society; young, old, advantaged as well as disadvantaged. A "
beautiful experience continues.

The Sharp Park plan has been part of an overall environmental impact plan for over 15 years. Countless mee
consultant fees. In these times of budget cut-backs and economic austerity, it would seem unwise to start the
energy, and dollars. Supervisor Olague's resolution to abort and start ~~the process anew~~ is in my opinion wast
For these, and other reasons, I respectfully request your "No" vote on File # 120619.

Yours truly,

Clarence W. Bryant
366 Byxbee Street
San Francisco, CA 94132
clarence_bryant@sbcglobal.net

----- Forwarded by Angela Calvillo/BOS/SFGOV on 11/19/2012 10:47 AM -----

From: Gil Anda <gilaandaway@gmail.com>
To: sean.elsbernd@sfgov.org, ed.lee@sfgov.org, david.chiu@sfgov.org, angela.calvillo@sfgov.org
Cc: Richard Harris <Richard@erskinetulley.com>
Date: 11/18/2012 04:53 PM
Subject: Fwd: No on File No. 120619.

Dear Representatives,

Below is a message that I sent to members of the Land Use and Economic Development Committee
regarding Agenda item No. 5. This is yet one more of many attempts to sabotage the many public
deliberations and decisions to preserve and leave intact the Sharp Park Golf Course, while restoring the
habitat of the Red Legged Frog and SF Garter Snake. I would say that the Resolution to Sever Sharp Park
from the Natural Areas EIR is just a downright sneaky attempt to undermine the successful efforts of
many of your constituents to preserve Sharp Park Golf Course as a recreational option for a wide
range of people, both young and old alike.

----- Forwarded message -----

From: **Gil Anda** <gilaandaway@gmail.com>
Date: Sun, Nov 18, 2012 at 4:28 PM
Subject: No on File No. 120619.
To: alisa.miller@sfgov.org, scott.wiener@sfgov.org, malia.cohen@sfgov.org,
Eric.L.Mar@sfgov.org

San Francisco Board of Supervisors
Land Use and Economic Development Committee alisa.miller@sfgov.org
Supervisor Eric Mar eric.mar@sfgov.org

Supervisor Scott Weiner scott.wiener@sfgov.org
Supervisor Malia Cohen malia.cohen@sfgov.org

**Re: Please Vote No on Resolution to Sever Sharp Park from the Natural Areas EIR
File No. 120619
Land Use, etc. Committee Hearing November 19, 2012, Agenda No. 5**

Please move forward on Sharp Park golf course improvement as previously studied and approved by Supervisor for the benefit of golfers and both San Francisco and Pacifica communities. **No on File No. 120619.**

Respectfully,

Gil Anda
2931 Ridgeway Avenue
San Bruno, CA 94066
[\(650\) 766-5665](tel:(650)766-5665)

----- Forwarded by Angela Calvillo/BOS/SFGOV on 11/19/2012 10:47 AM -----

From: Richard Walczak <chicboy51@hotmail.com>
To: <ed.lee@sfgov.org>
Cc: <david.chiu@sfgov.org>, <sean.elsbernd@sfgov.org>, <angela.calvillo@sfgov.org>
Date: 11/18/2012 07:05 PM
Subject: Sharp Park

Dear Supervisors,

I am a public course golfer, and I support the San Francisco Rec & Park Department's plan to save the historic and popular Sharp Park Golf Course, while at the same time protecting the environment by recovering frog and snake habitat in the golf course's wetlands.

Please vote "No" on the Sharp Park resolution, File No. 120619, which would require the City's Rec & Park and Planning Departments to start over on the Environmental Review process for the City's Sharp Park plan (overwhelmingly endorsed by the Rec & Park citizens advisory committee and unanimously adopted by the Rec & Park Commission in December, 2009). Supervisor Olague's Resolution would mean a colossal waste of public time, money, and effort that has gone into the Sharp Park plan. We cannot afford such public waste -- especially not now, in hard economic times, when we need to spend public money carefully.

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All of this represents thousands of hours of paid consultants' time public agency staff time over many years, and yet more thousands of hours of individual citizens' time in submitting

written comments and appearing at the public hearings. Supervisor Olague's Resolution would let all of this money, time, and effort go to waste.
For these reasons, I respectfully request your "No" vote on File No. 120619.

Yours truly,

Richard Walczak

80 Palm Ave # 101

San Francisco ,Ca 94118

chicboy51@hotmail.com

cc: Mayor Ed Lee ed.lee@sfgov.org
President of the Board David Chiu david.chiu@sfgov.org
Supervisor Sean Elsbernd sean.elsbernd@sfgov.org
Clerk of the Board of Supervisors angela.calvillo@sfgov.org

----- Forwarded by Angela Calvillo/BOS/SFGOV on 11/19/2012 10:47 AM -----

From: Alice Rogers <arcomnsf@pacbell.net>
To: Eric Mar <Eric.L.Mar@sfgov.org>, Malia.Cohen@sfgov.org, Scott.Wiener@sfgov.org
Cc: Jane Kim <Jane.Kim@sfgov.org>, Katy Liddell <kliddell2001@yahoo.com>, Jamie Whitaker <jamiewhitaker@gmail.com>, Corinne Woods <Corinnewoods@cs.com>, David Chiu <David.Chiu@sfgov.org>, David Campos <David.Campos@sfgov.org>, John Avalos <John.Avalos@sfgov.org>, ed.lee@sfgov.org, Carmen.Chu@sfgov.org, sean elsbernd <Sean.Elsbernd@sfgov.org>, angela.calvillo@sfgov.org
Date: 11/18/2012 07:24 PM
Subject: Nov 19 Land Use Committee, Item 4: Postpone action

Dear Supervisors Mar, Cohen and Wiener,

Although I had hoped to address you directly tomorrow at your meeting, along with other concerned members of the Piers 30-32 CAC, work now prevents me from doing so. Nevertheless, I urge you to continue Item 121054 at least until after the just-scheduled Seawall Lot 330 presentation and workshop on Tuesday, Nov. 20th, or more appropriately until after a conceptual design has been developed at least to the level of detail that now exists for the piers portion of this development.

Neither the public nor the CAC has seen any meaningful information on the hotel/condo/retail/parking uses now proposed for this site. The first mention of hotel use was made during the Piers 30-32 presentation by the architect at the October 16th CAC meeting, and only then in relative massing diagrams.

The development team mentions repeatedly their desire for robust outreach and significant community engagement; now would be the time to pause to the process to kick the engagement into gear.

Respectfully,
Alice Rogers
CAC Member and 19-year homeowner/resident

.....
Alice Rogers
10 South Park St
Studio 2
San Francisco, CA 94107

----- Forwarded by Angela Calvillo/BOS/SFGOV on 11/19/2012 10:47 AM -----

From: Paul Slavin <phslavin45@gmail.com>
To: angela.calvillo@sfgov.org
Date: 11/18/2012 10:23 PM
Subject: resolution 120619

San Francisco Board of Supervisors
Land Use and Economic Development Committee
Supervisor Eric Mar
Supervisor Scott Weiner
Supervisor Malia Cohen
Dear Supervisors:

I am retired resident of Pacifica and an avid supporter of affordable public golf. I have followed, for some years now, the attempts by extreme, marginalized elements of the environmental movement to confiscate the historic Sharp Park Golf Course. During these years I have attended many public hearings held by the SF Rec & Park Commission, PROSAC, and the Board of Supervisors, among others, including public meetings in Pacifica.

All those meetings, all the time-consuming discussions, all the costly consultant's reports, ultimately resulted in the Sharp Park Plan, which was unanimously adopted by the Rec & Park Commission almost three years ago. That plan is now successfully recovering and preserving the habitat of the threatened species, while allowing golfers who cannot afford Country Club fees to continue playing the game they love. It is my understanding that this success has been validated in the Biological Opinion recently prepared by the federal Fish & Wildlife Service.

The resolution proposed by Supervisor Olague (File No. 120619) will only frustrate that success, nullify the lawful, orderly process of civic decision-making, and make a mockery of the time, effort and expense invested by many citizens like myself and the ten-fold investment of the City of San Francisco.

I will not speculate on the motives behind this resolution, but the many friends of Sharp Park find it disheartening when their beloved course becomes a political football. I urge you to vote "No" on Supervisor Olague's resolution.

Sincerely,

Paul Slavin
720 Arleen Way
Pacifica, CA, 94044
Cc: Mayor Ed Lee

President of the Board David Chiu
Supervisor Sean Elsbernd
Clerk of the Board of Supervisors

----- Forwarded by Angela Calvillo/BOS/SFGOV on 11/19/2012 10:47 AM -----

From: "Sharon Smoliarz" <dgiss@dgitraining.com>
To: <Scott.Wiener@sfgov.org>, <alisa.miller@sfgov.org>, <Eric.L.Mar@sfgov.org>, <malia.cohen@sfgov.org>
Cc: <ed.lee@sfgov.org>, <david.chiu@sfgov.org>, <sean.elsbernd@sfgov.org>, <angela.calvillo@sfgov.org>
Date: 11/19/2012 08:47 AM
Subject: Sharp Park File No 120619

Dear Supervisors,

I am a public course golfer, and I support the San Francisco Rec & Park Department's plan to save the historic and popular Sharp Park Golf Course, while at the same time protecting the environment by recovering frog and snake habitat in the golf course's wetlands.

Please vote "No" on the Sharp Park resolution, File No. 120619, which would require the City's Rec & Park and Planning Departments to start over on the Environmental Review process for the City's Sharp Park plan (overwhelmingly endorsed by the Rec & Park citizens advisory committee and unanimously adopted by the Rec & Park Commission in December, 2009). Supervisor Olague's Resolution would mean a colossal waste of public time, money, and effort that has gone into the Sharp Park plan. We cannot afford such public waste -- especially not now, in hard economic times, when we need to spend public money carefully.

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For these reasons, I respectfully request your "No" vote on File No. 120619.

Best Regards,
Sharon Smoliarz
Meeting Planner
DGI Training
PH: 650-306-8454
dgiss@dgitraining.com

DGI Training Center: *A Multi-Media training center offering dangerous goods transportation training for all hazard classes, and all modes of transport. Classroom, Online, Onsite & Webinar Training. You can virtually train from anywhere!* <http://www.dgitraining.com> Find DGI on [Facebook](#) & [Twitter](#)

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----- Forwarded by Angela Calvillo/BOS/SFGOV on 11/19/2012 10:47 AM -----

From: Marty Cerles <mcerles@bestwesternlighthouse.com>
To: "alisa.miller@sfgov.org" <alisa.miller@sfgov.org>
Cc: "eric.mar@sfgov.org" <eric.mar@sfgov.org>, "scott.wiener@sfgov.org" <scott.wiener@sfgov.org>, "malia.cohen@sfgov.org" <malia.cohen@sfgov.org>, "ed.lee@sfgov.org" <ed.lee@sfgov.org>, "david.chiu@sfgov.org" <david.chiu@sfgov.org>, "sean.elsbernd@sfgov.org" <sean.elsbernd@sfgov.org>, "angela.calvillo@sfgov.org" <angela.calvillo@sfgov.org>, "info@spublicgolf.com" <info@spublicgolf.com>
Date: 11/19/2012 09:41 AM
Subject: Resolution to Sever Sharp Park from the Natural Areas EIR

**Re: Please Vote No on Resolution to Sever Sharp Park from the Natural Areas EIR
File No. 120619**

Land Use, etc. Committee Hearing November 19, 2012, Agenda No. 5

Dear Supervisors,

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For these reasons, I respectfully request your "No" vote on File No. 120619.

Yours truly,

Marty Cerles
General Manager
BEST WESTERN PLUS Lighthouse Hotel
Tel: 650-355-6300
E-mail: mcerles@bestwesternlighthouse.com
Website: www.bestwesternlighthouse.com

cc: Mayor Ed Lee ed.lee@sfgov.org
President of the Board David Chiu david.chiu@sfgov.org
Supervisor Sean Elsbernd sean.elsbernd@sfgov.org
Clerk of the Board of Supervisors angela.calvillo@sfgov.org

----- Forwarded by Angela Calvillo/BOS/SFGOV on 11/19/2012 10:47 AM -----

From: Darlene Gonzalez <darlene.gonzalez@stearns.com>
To: "alisa.miller@sfgov.org" <alisa.miller@sfgov.org>
Cc: "david.chiu@sfgov.org" <david.chiu@sfgov.org>, "sean.elsbernd@sfgov.org" <sean.elsbernd@sfgov.org>, "angela.calvillo@sfgov.org" <angela.calvillo@sfgov.org>, "scott.wiener@sfgov.org" <scott.wiener@sfgov.org>, "malia.cohen@sfgov.org" <malia.cohen@sfgov.org>, "Eric.L.Mar@sfgov.org" <Eric.L.Mar@sfgov.org>
Date: 11/19/2012 10:00 AM
Subject: Re: Please Vote No on Resolution to Sever Sharp Park from the Natural Areas EIR

San Francisco Board of Supervisors
Land Use and Economic Development Committee alisa.miller@sfgov.org
Supervisor Eric Mar eric.l.mar@sfgov.org
Supervisor Scott Weiner scott.wiener@sfgov.org
Supervisor Malia Cohen malia.cohen@sfgov.org

Re: Please Vote No on Resolution to Sever Sharp Park from the Natural Areas EIR
File No. 120619
Land Use, etc. Committee Hearing November 19, 2012, Agenda No. 5

Dear Supervisors,

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For these reasons, I respectfully request your "No" vote on File No. 120619.

Yours truly,

Darlene Gonzalez

Stearns Lending
205 Rockaway Beach Blvd Ste 3
Pacifica, CA 94044
NMLS ID # 483911
Office: (650) 241-3598
Cell: (650) 504-6487
Fax: (866) 486-2769
Email: dgonzalez@stearns.com

cc: Mayor Ed Lee ed.lee@sfgov.org
President of the Board David Chiu david.chiu@sfgov.org
Supervisor Sean Elsbernd sean.elsbernd@sfgov.org
Clerk of the Board of Supervisors angela.calvillo@sfgov.org



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----- Forwarded by Angela Calvillo/BOS/SFGOV on 11/19/2012 10:47 AM -----

From: David & Dominique Wardell <wardgall@sbcglobal.net>
To: "angela.calvillo@sfgov.org" <angela.calvillo@sfgov.org>
Date: 11/19/2012 10:22 AM
Subject: Land Use

SF Board of Supervisors Land Use Committee

Dear Committee Members,

Whereas...I am a voter, tax payer and concerned citizen, I am distressed at even the thought of spending even more work, time and money on continued efforts to sidestep all the past work, time and money spent on the issue of the Sharp Park lands in Pacifica.

With all of the fiscal and social issues in San Francisco, I urge the

committee to get on with it. Move on to other, bigger issues and trust the voluminous work that has already been done. I support the current plan made by the SF Park & Rec. Department to save the Sharp Park Golf Course and support the continued vitality of the endangered Red Legged Frog and Garter Snake.

Thousands of golfers, including a huge percentage of senior citizens, use Sharp Park Golf Course as their chosen form of physical exercise. It actually helps to keep people out of hospitals. Your job is to continue the coexistence of people, the frog and the snake. You already have a plan. Now is the time to implement, not get bogged down the quicksand of redundancy and overspending.

Respectfully yours,
David Andrew Wardell



To: BOS Constituent Mail Distribution, Alisa Miller/BOS/SFGOV,

Cc:

Bcc:

Subject: Vote NO on resolution to sever Sharp Park from Natural areas file no. 120169

120619

From: edwardjpreston@comcast.net
To: Malia Cohen <malia.cohen@sfgov.org>, Eric Mar <eric.mar@sfgov.org>, Scott Wiener <scott.wiener@sfgov.org>,
Cc: board of supervisors <board.of.supervisors@sfgov.org>, Mayor Lee <mayoredwinlee@sfgov.org>, Richard Harris <info@sfpublishing.com>, "Chiu, David" <david.chiu@sfgov.org>
Date: 11/18/2012 12:28 PM
Subject: RE: Vote NO on resolution to sever Sharp Park from Natural areas file no. 120169

Edward Preston
393 Arlington St.
San Francisco, CA 94131

Dear Supervisors,

I am a public course golfer, and I support the San Francisco Rec & Park Department's plan to save the historic and popular Sharp Park Golf Course, while at the same time protecting the environment by recovering frog and snake habitat in the golf course's wetlands.

Please vote "No" on the Sharp Park resolution, File No. 120619, which would require the City's Rec & Park and Planning Departments to start over on the Environmental Review process for the City's Sharp Park plan (overwhelmingly endorsed by the Rec & Park citizens advisory committee and unanimously adopted by the Rec & Park Commission in December, 2009). Supervisor Olague's Resolution would mean a colossal waste of public time, money, and effort that has gone into the Sharp Park plan. We cannot afford such public waste -- especially not now, in hard economic times, when we need to spend public money carefully.

The City's Sharp Park plan is the result of more than a dozen public meetings in both San Francisco and Pacifica since April, 2009, by several San Francisco public agencies, including the Rec & Park Commission and its citizens advisory committee ("PROSAC"), the SF Public Utilities Commission (on the related issue of the Sharp Park Recycled Water Project), and the Board of Supervisors and its City Audit and Neighborhood Services and Government Audit and Oversight committees.

Sharp Park has been part of the Significant Natural Areas Management Plan since the initial draft plan in 1995. The golf course was very explicitly the subject of the Environmental Impact public "scoping" written comments and public meetings in both San Francisco and Pacifica in May, 2009, and again in both public testimony and written comment to the Planning Commission on the Draft Environmental Impact Report in 2011 and 2012.

All of this represents thousands of hours of paid consultants' time public agency staff time over many years, and yet more thousands of hours of individual citizens' time in submitting written comments and appearing at the public hearings. Supervisor Olague's Resolution would let all of this money, time, and effort go to waste.

For these reasons, I respectfully request your "No" vote on File No. 120619.

Yours truly,

Edward Preston
393 Arlington St.
San Francisco, CA 94131
edwardjpreston@comcast.net

cc: Mayor Ed Lee ed.lee@sfgov.org
President of the Board David Chiu david.chiu@sfgov.org
Supervisor Sean Elsbernd sean.elsbernd@sfgov.org
Clerk of the Board of Supervisors angela.calvillo@sfgov.org



RON CHAPMAN, MD, MPH
Director & State Health Officer

State of California—Health and Human Services Agency
California Department of Public Health

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



EDMUND G. BROWN JR.
Governor

October 31, 2012

Mary Hansell, DrPH, PHN
MCAH Director
City and County of San Francisco
30 Van Ness Avenue, Suite 260
San Francisco, Ca, 94102

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2012 NOV 16 PM 3:13

Dear Ms.Hansell:

APPROVAL OF AGREEMENT FUNDING APPLICATION (AFA) FOR
AGREEMENT # 201238 – Fiscal Year (FY) 2012-13

The Maternal, Child and Adolescent Health (MCAH) Division of the California Department of Public Health (CDPH) approves your Agency's AFA, including the enclosed Scope of Work (SOW) and Budget for administration of MCAH related programs.

To carry out the program outlined in the enclosed SOW, Attachment A Program Operational Requirements for the California Home Visiting Program (CHVP) and Budget during the State Fiscal Year beginning July 1, 2012 and ending June 30, 2013, the MCAH Division will reimburse expenditures up to the following amount:

CALIFORNIA HOME VISITING PROGRAM.....\$ 1,335,306

The availability of Maternal, Infant and Early Childhood Home Visiting (MIECHV) TITLE V funds are based upon funds appropriated in the FY 2012-13 Budget Act. Reimbursement of invoices is subject to compliance with all federal and state requirements pertaining to CDPH MCAH related programs and adherence to all applicable regulations, policies and procedures. Your Agency agrees to invoice actual and documented expenditures and to follow all the conditions of compliance stated in the current CDPH MCAH Program and Fiscal Policies and Procedures manuals, including the ability to substantiate all funds claimed. The policies and procedures manual can be accessed at: <http://www.cdph.ca.gov/services/funding/mcah/Pages/FiscalPoliciesandProceduresManual.aspx>

8

120984
23 letters



To: BOS Constituent Mail Distribution, Derek Evans/BOS/SFGOV,
Cc:
Bcc:
Subject: File 120984: Ban nudity?

From: Peter Lipovac <peter.lipovac@gmail.com>
To: Board.of.Supervisors@sfgov.org,
Date: 11/21/2012 03:45 AM
Subject: Ban nudity?

Dear Supervisors:

Your recent action in this regard was a step backwards.. and a vote against individual freedom and expression.. Hopefully, the more enlightened younger generation will undue your prudity... just like they are moving toward gay marriage and the legalization of marijuana..

Sincerely,

Peter Lipovac



To: BOS Constituent Mail Distribution, Derek Evans/BOS/SFGOV,
Cc:
Bcc:
Subject: File120984: SF should postpone final nudity vote, until new Supes take office

From: SUN <sunfreedom76@yahoo.com>
To: board_of_supervisors@ci.sf.ca.us,
Cc: matierandross@sfchronicle.com, letters BAR ebar <letters@ebar.com>, letters CHRON
<letters@sfchronicle.com>, editor@sfbaytimes.com, mayor edwin lee
<mayoredwinlee@sfgov.org>, sfbarea@yahoogroups.com, nakity@yahoogroups.com,
savefreedom@yahoogroups.com, franhattan@yahoogroups.com
Date: 11/20/2012 05:04 PM
Subject: SF should postpone final nudity vote, until new Supes take office

To the SF Board of Supervisors,

Supervisor Wiener's amended nudity ordinance passed, on first reading, by merely one vote; since the November 20th tally was six to five.

The final vote ["second reading"] is expected in early December.

But when will newly-elected Supervisors take their seats?

Please postpone the final vote until the new Supervisors can participate.

The new Supes, NOT the outgoing incumbents, will be living with whatever situation prevails after February first [the earliest possible date on which this proposed ordinance may take effect].

Considering the closeness of this vote, please take the time to make sure that EACH district is properly represented.

Whichever side prevails in the final vote, that side will have more credibility if its victory doesn't depend on a lame duck.

Why RUSH to the final decision?
Won't the newbies be seated before February 1, 2013?

Sincerely,

Tortuga Bi LIBERTY

c/o SUN, P.O.Box 426937-SUN, SF, CA 94142-6937

.....



To: BOS Constituent Mail Distribution, Derek Evans/BOS/SFGOV,
Cc:
Bcc:
Subject: File 120984: Nudity and tourism

From: <elnino@rcn.com>
To:
Date: 11/19/2012 02:10 PM
Subject: Nudity and tourism

Nudity and tourism

If the people able that can afford \$3,400 a month for rent don't want to see nudity in San Francisco, they ought not to move to San Francisco.

The only people paying \$3,400 a month for rent who complain about nudity in San Francisco DO NOT understand neither the tourism draw it brings nor the tourism cash it brings to San Francisco.

This is all ridiculous, and we (long-time residents/home owners/business owners of SF) support nudity in the Castro and all of San Francisco because we have benefited from the tourism dollars, and because we continue to benefit from the tourism dollars.

If the people paying \$3,400 a month for rent in San Francisco DO NOT like nudity in San Francisco, we suggest they move!

Sincerely,
Long-time residents/home owners/business owners of SF



To: BOS Constituent Mail Distribution, Derek Evans/BOS/SFGOV,
Cc:
Bcc:
Subject: File 120984: Nudity and tourism

From: <elnino@rcn.com>
To: Scott.Wiener@sfgov.org,
Cc: Board.of.Supervisors@sfgov.org
Date: 11/19/2012 06:20 PM
Subject: Re: Nudity and tourism

Supervisor Weiner,

People who complain are a new demographic in San Francisco who fail to understand Nudity and Tourism in San Francisco.

What is the new demographic? A new Homophobic demographic in San Francisco and you know that to be the truth as much as we and other long-time San Franciscans know to be the truth.

A cock ring on a penis is not offensive in the same manner as a body piercing is a form of body modification.

Is body piercing a criminal act?

No, it's a form of body modification.

Is a cock ring on a penis a criminal act?

No, it's a form of body modification.

Your logical fallacy that "Many long-time residents who pay far less than that are opposed to the nudity" describes a situation where there is a logical and apparent equivalence to long-time residents/home owners/business owners of SF support nudity in the Castro and all of San Francisco when in fact there is none leads us to question your motive behind criminalizing nudity in San Francisco.

If you can't understand nudity and tourism dollars in San Francisco, perhaps, it's you who ought to return to Philadelphia or Southern New Jersey.

If you can't understand nudity and tourism dollars in San Francisco, perhaps you are joining the ranks of the 75% corrupt Democratic members in Congress or the ranks of the 100% corrupt Republican members of Congress.

It's simple: Nudity is great for San Francisco in terms of tourism dollars!

We ask you stand out of the way of nudity and tourism dollars!

If you'd like advice on body modification, please feel free to contact us and ask any questions you might need any clarification on. We'd love to enlighten you on these matters.

With All due Respect Supervisor Wiener,
Long-time residents/home owners/business owners of San Francisco in support of nudity and tourism dollars in San Francisco

----- Original message -----

>Date: Mon, 19 Nov 2012 14:57:17 -0800

>From: Scott.Wiener@sfgov.org

>Subject: Re: Nudity and tourism

>To: "elnino@rcn.com" <elnino@rcn.com>

>

>

>Many long-time residents who pay far less than that are opposed to the
>nudity.

>

>Scott Wiener

>Supervisor, District 8

>(415) 554-6968

>

>To read or subscribe to my monthly newsletter or to follow me on Facebook
>or Twitter, go to www.scottwiener.com.

>

>On Nov 19, 2012, at 2:48 PM, elnino@rcn.com wrote:

>

>> Nudity and tourism

>>

>> If the people able that can afford \$3,400 a month for rent don't want to
>see nudity in San Francisco, they ought not to move to San Francisco.

>>

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>>

>> Sincerely,

>> Long-time residents/home owners/business owners of SF

>>

>> Nudity and tourism

>> <http://www.sfbg.com/politics/2012/10/18/nudity-and-tourism>

>

>



To: BOS Constituent Mail Distribution, Derek Evans/BOS/SFGOV,
Cc:
Bcc:
Subject: File 120984: tourists-nudity vote

From: Fran DeSart <frankdesart@att.net>
To: board.of.supervisors@sfgov.org,
Date: 11/20/2012 09:11 AM
Subject: tourists-nudity vote

Honorable Board of supervisors
City of San Franciscotall

As a former San Franciscan living in Sacramento, I have frequently brought friends and out of state relatives to the City.

Our last visit, 6 Texas relatives and four Sacrammento family members including four kids, ages 6-14, was marred by a naked male walking through Fisherman's Wharf, earning money by posing with tourists.

Our Texas relatives were shocked, and we were made uncomfortable.

We want to feel that we can bring guests to The City without worrying that we will have to shield our kids eyes, and make explanationas to our guedsts.

The Marin Headlands, redwoods, and Stinson Beach are our planned alternatives with a short trip back and forth over the Golden Gate.

The affect on the City would be the loss of \$220.00 for lunch in the restaurant at Bodines. \$550.00 spent on purchases at the Wharf and in stores around Union Square.

Will be watching closely to see if you vote to ban the extended nudity from tourist areas.

Please vote yes on the nudity issue. Our family and the whole nation be watching.

Frank DeSart

frankdesart@att.net



To: BOS Constituent Mail Distribution, Derek Evans/BOS/SFGOV,
Cc:
Bcc:
Subject: File 120984 Police Code Prohibiting Public Nudity

From: revlarsen001@aol.com
To: board.of.supervisors@sfgov.org,
Date: 11/20/2012 01:43 PM
Subject: Item 120984 Police Code Prohibiting Public Nudity

Dear Supervisors:

I support the addition of Section 154 to the Police Code, prohibiting public nudity. I ask that you also support of this addition. Allowing nudity at special events is plenty to offer in compromise.

I ask that you vote for this addition as part of doing what is necessary to maintain or increase the level of decency and civility in this City.

Thank you,
Arne Larsen
355 Serrano
District 7



To: BOS Constituent Mail Distribution, Derek Evans/BOS/SFGOV,
Cc:
Bcc:
Subject: File 120984: Public nudity

From: toibert466@sbcglobal.net
To: "Board.of.Supervisors@sfgov.org" <Board.of.Supervisors@sfgov.org>,
Date: 11/19/2012 09:55 AM
Subject: Public nudity

From this vast uncultured wasteland south of the Tehachapi Mountains I read that my beloved jewel by the Bay is considering banning public nudity. The thought of this sophisticated and cultured city, home of great opera, great weather and God's best natural landscape no longer allowing folks to run around naked in the streets is a bit shocking. You have a reputation to uphold.

From what i read many of the naked people running around are old white guys. Being one of those myself, I can empathize with the idea that we are generally better off if most of us keep our clothes on. So you might consider a limited ordinance, allowing only females between 18 and 30 with BMI of less than 20 to practice public nudity. This would also be very good for tourism !



To: BOS Constituent Mail Distribution, Derek Evans/BOS/SFGOV,
Cc:
Bcc:
Subject: File 120984: Public Nudity

From: Jaye Berenson <jayebjewels@yahoo.com>
To: "Board.of.Supervisors@sfgov.org" <Board.of.Supervisors@sfgov.org>,
Date: 11/18/2012 07:30 PM
Subject: Public Nudity

To the Board of Supervisors:

If people wish to take their clothes off,
they can do so in a private place such
as their own homes.

I do not wish to be exposed to some fool's idea of
how to exhibit her or him self in our lovely
City, and wish to be protected from such
behavior, in addition to keeping such from the children
and others.

Sincerely, Jaye Berenson
Presidio Heights



Public Nudity Ban

Derek Evans to: Peggy Nevin, Linda Wong

11/19/2012 08:08 AM

FYI - the following email were placed in File No. 120984 this morning.

Derek K. Evans

Assistant Committee Clerk

Board of Supervisors

1 Dr. Carlton B. Goodlett Place, City Hall, Room 244

San Francisco, CA 94102

Phone: (415) 554-7702 | Fax: (415) 554-5163

derek.evans@sfgov.org | www.sfbos.org

Complete a Board of Supervisors Customer Satisfaction form by clicking the link below.

<http://www.sfbos.org/index.aspx?page=104>

----- Forwarded by Derek Evans/BOS/SFGOV on 11/19/2012 08:14 AM -----

From: Board of Supervisors/BOS/SFGOV
To: Carmen Chu/BOS/SFGOV@SFGOV, David Campos/BOS/SFGOV@SFGOV, David Chiu/BOS/SFGOV@SFGOV, Eric L Mar/BOS/SFGOV@SFGOV, John Avalos/BOS/SFGOV@SFGOV, Sean Elsbernd/BOS/SFGOV@SFGOV, Malia Cohen/BOS/SFGOV@SFGOV, Scott Wiener/BOS/SFGOV@SFGOV, Jane Kim/BOS/SFGOV@SFGOV, Mark Farrell/BOS/SFGOV@SFGOV, Christina Olague/BOS/SFGOV@SFGOV, Derek Evans/BOS/SFGOV@SFGOV,
Date: 11/16/2012 06:17 PM
Subject: File 120984: Public Nudity in S.F.

From: "Ralph Higgs" <higgs@compuserve.com>
To: <board.of.supervisors@sfgov.org>,
Date: 11/15/2012 02:17 PM
Subject: Public Nudity in S.F.

S.F. Board of Supervisors:

I'm writing to urge you to vote for the proposed legislation to ban public nudity, as proposed by Supervisor Scott Wiener.

Perhaps some people think, because the Castro has a large percentage of Gay residents, that it is an 'anything goes' neighborhood. Please be assured, we have the same values and high aspirations for our community as other S.F. neighborhoods have for theirs. This nudity issue is not a Gay issue -- this is an issue which affects all of us who prefer to live in a civil and organized society.

Supervisor Wiener -- I applaud you for taking the necessary steps to prevent this small contingent of social and behavioral misfits from pushing their offensive and inappropriate behavior on our community (and all of San Francisco).

~Ralph Higgs

Castro neighborhood resident

----- Forwarded by Derek Evans/BOS/SFGOV on 11/19/2012 08:14 AM -----

From: Board of Supervisors/BOS/SFGOV
To: Carmen Chu/BOS/SFGOV@SFGOV, David Campos/BOS/SFGOV@SFGOV, David Chiu/BOS/SFGOV@SFGOV, Eric L Mar/BOS/SFGOV@SFGOV, John Avalos/BOS/SFGOV@SFGOV, Sean Elsbernd/BOS/SFGOV@SFGOV, Malia

File 120984



To: BOS Constituent Mail Distribution, Derek Evans/BOS/SFGOV,
Cc:
Bcc:
Subject: File 120984: Public Nudity in S.F.

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~Ralph Higgs
Castro neighborhood resident



To: BOS Constituent Mail Distribution, Derek Evans/BOS/SFGOV,
Cc:
Bcc:
Subject: File 120984: Nudists in San Francisco Public Spaces

From: John Bishop <John@bishopoffice.com>
To: San Francisco Board of Supervisors <board.of.supervisors@sfgov.org>,
Date: 11/15/2012 11:36 AM
Subject: Nudists in San Francisco Public Spaces

Sir / Madam / San Francisco Board of Supervisors / To Whom It May Concern:

Over the past number of years the issue of naked people walking around our City has evolved to the point of being beyond tolerance and civility.

I complained to Supervisor Weiner a number of years ago and was told, "nothing could be done", "nudity is a fact of life and I am not doing anything about the issue".

Upon following-up I was told that I would have to "perform a citizen's arrest" and proceed with the consequences. If you wish to receive a copy of my communication with Weiner, I shall willingly provide it. How times have changed. It is now time for the San Francisco Board of Supervisors to evolve and reflect the views of the citizenry and end the policy of accepting nudity in the City of San Francisco.

I like to live in a civilized, progressive, diverse environment, in fact I pay taxes, vote and am a responsible citizen in order not to live in a "state of anarchy".

I object to nudity in all public spaces. I expect the San Francisco Board of Supervisors to eliminate the problem of attention seeking nudists in this City.

I shall note, with disappointment, those San Francisco Supervisors that do not vote against the issue of nudity in the City. Fortunately, elected representatives are simply one election away from the realities of unemployment.

Sincerely,

John

John H Bishop, C.A., C.P.A.
Principal
Bishop Office, LLC
One Market Street, Suite 3600
San Francisco, CA 94105
415 259 6186 Direct
BishopOffice.com



To: BOS Constituent Mail Distribution, Derek Evans/BOS/SFGOV,
Cc:
Bcc:
Subject: File 120984: proposed nudity ban

From: pspaulding@mindspring.com
To: Board.of.Supervisors@sfgov.org,
Date: 11/15/2012 07:50 AM
Subject: proposed nudity ban

To the Board:

I am not a San Francisco resident, insofar as I live three time zones away; but I have been following this topic on an intermittent basis. Because your actions on this matter will have impact upon public opinion, and therefore upon public policy, nationwide, I feel a sense of involvement which impels me to write.

Nudity bans are nearly ubiquitous. Most people can deal with the topic only on bases of either derision or affront. None of this acknowledges the fact that these attitudes toward nudity make absolutely no sense other than to reinforce an exercise in circular logic -- nudity is rare, so it shocks people; nudity shocks people, so we make it rare.

San Francisco has an opportunity to make a Solomonic decision in this matter, and a ban on nudity per se would be regrettable. I acknowledge that SF has a problem with outre nudity -- nudity accompanied by bizarre or intentionally provocative behavior. I understand there have been proposals to eliminate the diverse array of problematic behaviors while leaving the nudity itself unrestricted. This is the correct solution and it deserves a few iterations of effort to make it work satisfactorily.

Closing the door on individual public nudity while opening a window, so to speak, for certain sanctioned events (fairs and parades, etc.) is not a desirable compromise because it offends the individually expressive character of nudity -- a willingness to present oneself with no pretenses or symbolic barriers. Restricting nudity to mass events obliterates this communicative socio-political aspect, leaving only what appears to be "theatrical" street nudity. I hardly think this is what the thoughtful city supervisor would advocate.

One final comment and suggestion: I have seen the nudity participants described as nudists. Nudism is an organized activity under the aegis of one or another national organization such as the American Association for Nude Recreation (AANR), the Naturist Society (TNS) or the Naturist Action Committee (NAC). These groups have had successful experience managing public nudity, as for example at Florida's Haulover Beach, for decades. The behaviors which have been offending San Francisco residents would not be acceptable to nudist groups, and do not occur in venues under their oversight. If you have not had the benefit of consultations with these experienced organizations, I would strongly suggest that you contact them before voting on a simplistic and thoroughly regrettable, restrictive law.

Thanks,

Preston T. Spaulding
Knoxville TN



To: BOS Constituent Mail Distribution, Derek Evans/BOS/SFGOV,
Cc:
Bcc:
Subject: File 120984: Nudity

From: dianne withelder <sfdianna@gmail.com>
To: board.of.supervisors@sfgov.org,
Date: 11/14/2012 02:38 PM
Subject: Nudity

PLEASE stop nudity where people have no choice but to be subjected to it. I have nothing against nudity, but there is a time and a place for everything: carrying a gun, yelling fire in a theater, etc

This is not only lack of civility but it deprives me and others the ability to teach children about the body when, where and how we see fit relative to the needs of the children.

About six months ago I stopped taking my many out of town guests to the Castro. It was always a point of pride to go there, share the freedom, enjoy lunch, dinner or shopping.

I have not done any of that since that time.

My last two visits were a point of shame. My guests were disgusted with the whole scene including the unsanitary element of people sitting on chairs, benches, etc. Really! My guests didn't want to sit anywhere, touch anything, nor eat or drink anything where the likely hood of feces or other matter being transferred to them was high. The health issue alone should be enough to do away rampant nudity.

Please do your part by stopping public nudity. Bring back respect and dignity to all not just a handful of people who want to squash it.

Dianne Withelder

Cohen/BOS/SFGOV@SFGOV, Scott Wiener/BOS/SFGOV@SFGOV, Jane Kim/BOS/SFGOV@SFGOV, Mark Farrell/BOS/SFGOV@SFGOV, Christina Olague/BOS/SFGOV@SFGOV, Derek Evans/BOS/SFGOV@SFGOV,

Date: 11/16/2012 06:20 PM
Subject: File 120984: Nudists in San Francisco Public Spaces

From: John Bishop <John@bishopoffice.com>
To: San Francisco Board of Supervisors <board.of.supervisors@sfgov.org>,
Date: 11/15/2012 11:36 AM
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Sincerely,

John

John H Bishop, C.A., C.P.A.
Principal
Bishop Office, LLC
One Market Street, Suite 3600
San Francisco, CA 94105
415 259 6186 Direct
BishopOffice.com

----- Forwarded by Derek Evans/BOS/SFGOV on 11/19/2012 08:14 AM -----

From: Board of Supervisors/BOS/SFGOV
To: Carmen Chu/BOS/SFGOV@SFGOV, David Campos/BOS/SFGOV@SFGOV, David Chiu/BOS/SFGOV@SFGOV, Eric L Mar/BOS/SFGOV@SFGOV, John Avalos/BOS/SFGOV@SFGOV, Sean Elsbernd/BOS/SFGOV@SFGOV, Malia Cohen/BOS/SFGOV@SFGOV, Scott Wiener/BOS/SFGOV@SFGOV, Jane Kim/BOS/SFGOV@SFGOV, Mark Farrell/BOS/SFGOV@SFGOV, Christina Olague/BOS/SFGOV@SFGOV, Derek Evans/BOS/SFGOV@SFGOV,
Date: 11/16/2012 06:21 PM
Subject: File 120984: Nudity legislation



To: BOS Constituent Mail Distribution, Derek Evans/BOS/SFGOV,
Cc:
Bcc:
Subject: File 120984: Nudity legislation

From: "Beth Allen" <ballencac@earthlink.net>
To: <board.of.supervisors@sfgov.org>,
Date: 11/15/2012 11:15 AM
Subject: Nudity legislation

I write to urge you all to vote for Supervisor Weiner's legislation regarding public nudity. I have been offended on a number of occasions by nude men reclining in public at Harvey Milk Plaza. I have grandchildren whom I do not wish to have exposed to this behavior; it is PRIVATE and should be exercised in the privacy of one's own home, if desired. Additionally, the wrong headedness of those attempting to make this a "gay issue" is outrageous. Just because the public nudity has occurred in the Castro does not make it a "gay issue". As a gay person myself, I see this as a misguided attempt to push San Francisco's envelope. As gay citizens, we have banded together to fight for things worth fighting for -- acceptance, equality, etc. This is NOT one of those times. We look ridiculous, we lose credibility, and offend the public which can only hurt the city. Nor is the Castro an "adult neighborhood". I myself was raised there, I spend a lot of time there and I take my grandchildren there as well.

I see nothing of value to be gained by allowing naked people to walk about in public places and urge you to so vote.

Beth Allen
Certified Abacus Consultant
ballencac@earthlink.net
415-297-7276

From: "Beth Allen" <ballencac@earthlink.net>
To: <board.of.supervisors@sfgov.org>,
Date: 11/15/2012 11:15 AM
Subject: Nudity legislation

I write to urge you all to vote for Supervisor Weiner's legislation regarding public nudity. I have been offended on a number of occasions by nude men reclining in public at Harvy Milk Plaza. I have grandchildren whom I do not wish to have exposed to this behavior; it is PRIVATE and should be exercised in the privacy of one's own home, if desired. Additionally, the wrong headedness of those attempting to make this a "gay issue" is outrageous. Just because the public nudity has occurred in the Castro does not make it a "gay issue". As a gay person myself, I see this as a misguided attempt to push San Francisco's envelope. As gay citizens, we have banded together to fight for things worth fighting for -- accpetance, equality, etc. This is NOT one of those times. We look rediculous, we loose credibility, and offend the public which can only hurt the city. Nor is the Castro an "adult neighborhood". I myself was raised there, I spend a lot of time there and I take my grandchildren there as well.

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----- Forwarded by Derek Evans/BOS/SFGOV on 11/19/2012 08:14 AM -----

From: Board of Supervisors/BOS/SFGOV
To: Carmen Chu/BOS/SFGOV@SFGOV, David Campos/BOS/SFGOV@SFGOV, David Chiu/BOS/SFGOV@SFGOV, Eric L Mar/BOS/SFGOV@SFGOV, John Avalos/BOS/SFGOV@SFGOV, Sean Elsbernd/BOS/SFGOV@SFGOV, Malia Cohen/BOS/SFGOV@SFGOV, Scott Wiener/BOS/SFGOV@SFGOV, Jane Kim/BOS/SFGOV@SFGOV, Mark Farrell/BOS/SFGOV@SFGOV, Christina Olague/BOS/SFGOV@SFGOV, Derek Evans/BOS/SFGOV@SFGOV,
Date: 11/16/2012 06:25 PM
Subject: File 120984: proposed nudity ban

From: pspaulding@mindspring.com
To: Board.of.Supervisors@sfgov.org,
Date: 11/15/2012 07:50 AM
Subject: proposed nudity ban

To the Board:

I am not a San Francisco resident, insofar as I live three time zones away; but I have been following this topic on an intermittent basis. Because your actions on this matter will have impact upon public opinion, and therefore upon public policy, nationwide, I feel a sense of involvement which impels me to write.

Nudity bans are nearly ubiquitous. Most people can deal with the topic only on bases of either derision or affront. None of this acknowledges the fact that these attitudes toward nudity make absolutely no sense other than to reinforce an exercise in circular logic -- nudity is rare, so it shocks people; nudity shocks people, so we make it rare.

San Francisco has an opportunity to make a Solomonic decision in this matter, and a ban on nudity per se would be regrettable. I acknowledge that SF has a problem with outre nudity -- nudity accompanied by bizarre or intentionally provocative behavior. I understand there have been proposals to eliminate the diverse array of problematic behaviors while leaving the nudity itself unrestricted. This is the correct solution and it deserves a few iterations of effort to make it work satisfactorily.

Closing the door on individual public nudity while opening a window, so to speak, for certain sanctioned events (fairs and parades, etc.) is not a desirable compromise because it offends the individually expressive character of nudity -- a willingness to present oneself with no pretenses or symbolic barriers. Restricting nudity to mass events obliterates this communicative socio-political aspect, leaving only what appears to be "theatrical" street nudity. I hardly think this is what the thoughtful city supervisor would advocate.

One final comment and suggestion: I have seen the nudity participants described as nudists. Nudism is an organized activity under the aegis of one or another national organization such as the American Association for Nude Recreation (AANR), the Naturist Society (TNS) or the Naturist Action Committee (NAC). These groups have had successful experience managing public nudity, as for example at Florida's Haulover Beach, for decades. The behaviors which have been offending San Francisco residents would not be acceptable to nudist groups, and do not occur in venues under their oversight. If you have not had the benefit of consultations with these experienced organizations, I would strongly suggest that you contact them before voting on a simplistic and thoroughly regrettable, restrictive law.

Thanks,

Preston T. Spaulding
Knoxville TN

----- Forwarded by Derek Evans/BOS/SFGOV on 11/19/2012 08:14 AM -----

From: Board of Supervisors/BOS/SFGOV
To: Carmen Chu/BOS/SFGOV@SFGOV, David Campos/BOS/SFGOV@SFGOV, David Chiu/BOS/SFGOV@SFGOV, Eric L Mar/BOS/SFGOV@SFGOV, John Avalos/BOS/SFGOV@SFGOV, Sean Elsbernd/BOS/SFGOV@SFGOV, Malia Cohen/BOS/SFGOV@SFGOV, Scott Wiener/BOS/SFGOV@SFGOV, Jane Kim/BOS/SFGOV@SFGOV, Mark Farrell/BOS/SFGOV@SFGOV, Christina Olague/BOS/SFGOV@SFGOV, Derek Evans/BOS/SFGOV@SFGOV,
Date: 11/16/2012 06:28 PM
Subject: File 120984: Nudity

From: dianne withelder <sfdianne@gmail.com>

To: board.of.supervisors@sfgov.org,
Date: 11/14/2012 02:38 PM
Subject: Nudity

PLEASE stop nudity where people have no choice but to be subjected to it. I have nothing against nudity, but there is a time and a place for everything: carrying a gun, yelling fire in a theater, etc

This is not only lack of civility but it deprives me and others the ability to teach children about the body when, where and how we see fit relative to the needs of the children.

About six months ago I stopped taking my many out of town guests to the Castro. It was always a point of pride to go there, share the freedom, enjoy lunch, dinner or shopping. I have not done any of that since that time.

My last two visits were a point of shame. My guests were disgusted with the whole scene including the unsanitary element of people sitting on chairs, benches, etc. Really! My guests didn't want to sit anywhere, touch anything, nor eat or drink anything where the likelihood of feces or other matter being transferred to them was high. The health issue alone should be enough to do away rampant nudity.

Please do your part by stopping public nudity. Bring back respect and dignity to all not just a handful of people who want to squash it.

Dianne Withelder

----- Forwarded by Derek Evans/BOS/SFGOV on 11/19/2012 08:14 AM -----

From: Board of Supervisors/BOS/SFGOV
To: Carmen Chu/BOS/SFGOV@SFGOV, David Campos/BOS/SFGOV@SFGOV, David Chiu/BOS/SFGOV@SFGOV, Eric L Mar/BOS/SFGOV@SFGOV, John Avalos/BOS/SFGOV@SFGOV, Sean Elsbernd/BOS/SFGOV@SFGOV, Malla Cohen/BOS/SFGOV@SFGOV, Scott Wiener/BOS/SFGOV@SFGOV, Jane Kim/BOS/SFGOV@SFGOV, Mark Farrell/BOS/SFGOV@SFGOV, Christina Olague/BOS/SFGOV@SFGOV, Derek Evans/BOS/SFGOV@SFGOV,
Date: 11/16/2012 06:30 PM
Subject: File 120984: Nudity legislation

From: Beth Allen <ballen@drummondlaw.net>
To: "board.of.supervisors@sfgov.org" <board.of.supervisors@sfgov.org>,
Date: 11/16/2012 12:24 PM
Subject: Nudity legislation

same letter

I write to urge you all to vote for Supervisor Weiner's legislation regarding public nudity. I have been offended on a number of occasions by nude men reclining in public at Harvey Milk Plaza. I have grandchildren whom I do not wish to have exposed to this behavior; it is PRIVATE and should be exercised in the privacy of one's own home, if desired. Additionally, the wrong headedness of those attempting to make this a "gay issue" is outrageous. Just because the public nudity has occurred in the Castro does not make it a "gay issue". As a gay person myself, I see this as a misguided attempt to push San Francisco's envelope. As gay citizens, we have banded together to fight for things worth fighting for -- acceptance, equality, etc. This is NOT one of those times. We look ridiculous, we lose credibility, and

offend the public which can only hurt the city. Nor is the Castro an "adult neighborhood". I myself was raised there, I spend a lot of time there and I take my grandchildren there as well.

I see nothing of value to be gained by allowing naked people to walk about in public places and urge you to so vote.

Beth Allen

Drummond & Associates

201 Mission Street, Suite 1330

San Francisco, CA 94105

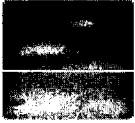
ballen@drummondlaw.net

Phone: 415-433-2261 x 2

Fax: 415-438-9819

This communication is intended for the person(s) to whom it is address and may contain information that is privileged, confidential and/or exempt from disclosure under applicable law. Dissemination, distribution or copying of this communication is strictly prohibited. If you received this communication in error, please notify us immediately by telephone and delete the original and all copies of this message.

File 120984



To:
Cc:
Bcc:
Subject: File 120984: Public Nudity Ban for C-pages

From: Bill Ung <bill@midnightinsanity.org>
To: John.Avalos@sfgov.org, David.Campos@sfgov.org, David.Chiu@sfgov.org,
Carmen.Chu@sfgov.org, Malia.Cohen@sfgov.org, Sean.Elsbernd@sfgov.org,
Mark.Farrell@sfgov.org, Jane.Kim@sfgov.org, Eric.L.Mar@sfgov.org,
Christina.Olague@sfgov.org, mayoredwinlee@sfgov.org,
Cc: ✓ Derek.Evans@sfgov.org, Linda.Wong@sfgov.org
Date: 11/13/2012 08:25 PM
Subject: File Reference Number 120984 Ban on Public Nudity
Sent by: Bill Ung <ufopinball@gmail.com>

San Francisco is my favorite city. I visit several times a year. I take friends with me, and/or meet up with friends from nearby cities, and show them the town! Even if I'm more than an hour's drive away, I'll make an excuse to visit while I'm in the area. I love the diversity of San Francisco, and the idea that you're really free to express yourself however you like, so long as you aren't hurting anyone.

This brings me to my opinion about the proposed ban on public nudity. San Francisco currently doesn't have a ban on public nudity, so people go ahead and do it. Nude, but not lewd, which is within the bounds of the present statute. The current version of the law seems to be the perfect balance between freedom of expression, and something that is X-Rated.

I've been to several of the events that allow nudity, and I think it is a beautiful thing. I'm sure if it was a bunch of college girls walking around nude, there would be far less of a protest, but that's hardly fair. The human body *is* a beautiful thing. I've seen all shapes, sizes, ages and sexual orientations at these events, in all states of dress or undress. Everyone is friendly, and nobody judges. This alone is beautiful, but it should not be restricted to one or two events in a year.

I may not be a resident of your lovely city, but I'll always know its there, in the back of my mind, waiting for my next visit. I'll never know what I'll run into when I arrive, but that's all part of the charm.

Every time I leave, I feel the visit is too short, and I can't wait to come back. Whether it's for business or pleasure, I hope the freedom and the spirit of the city remains the same. Please consider voting against the ban on public nudity.

Thank you for listening to my opinions.

Bill Ung

From: "Gotopless.org Equality" <gotopless.org@gmail.com>
To: John.Avalos@sfgov.org, David.Campos@sfgov.org, David.Chiu@sfgov.org,
Carmen.Chu@sfgov.org, Malia.Cohen@sfgov.org, Sean.Elsbernd@sfgov.org,
Mark.Farrell@sfgov.org, Jane.Kim@sfgov.org, Eric.L.Mar@sfgov.org,
Christina.Olague@sfgov.org, Scott.Wiener@sfgov.org, mayoredwinlee@sfgov.org,
Derek.Evans@sfgov.org, Linda.Wong@sfgov.org,

Date: 11/14/2012 08:31 PM
Subject: GoTopless actively supports nudity in San Francisco / see attached article

Dear members of the San Francisco Government,

The members of GoTopless, an international organization based in the US that claims women's constitutional right to go topless in public wherever men have that right, have been closely following the conflict in San Francisco over a ban on Nudity.

We fully support the SF Nudists in their right and find the ban on Nudity introduced by Mr. Weiner a complete human rights violation.

The following article was published on our website and passed on through numerous social media venues.

<http://gotopless.org/news.php?extend.89>

Sincerely,

Nadine Gary, President GoTopless

--

Please sign the petition for Constitutional Equal Topless Rights:

<http://www.thepetitionsite.com/1/womens-constitutional-right-to-go-topless/>

BOARD RECEIVED SUPERVISORS
SAN FRANCISCO
NOV 16 PM 3:43

Subject: Nudists in San Francisco Public Spaces
Date: Thursday, November 15, 2012 11:37:52 AM Pacific Standard Time
From: John Bishop
To: San Francisco Board of Supervisors

File 120984

BOS-11
cpage

Sir / Madam / San Francisco Board of Supervisors / To Whom It May Concern:

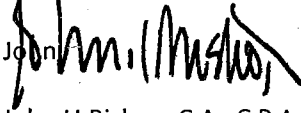
Over the past number of years the issue of naked people walking around our City has evolved to the point of being beyond tolerance and civility.

I complained to Supervisor Weiner a number of years ago and was told, "nothing could be done", "nudity is a fact of life and I am not doing anything about the issue". Upon following-up I was told that I would have to "perform a citizen's arrest" and proceed with the consequences. If you wish to receive a copy of my communication with Weiner, I shall willingly provide it. How times have changed. It is now time for the San Francisco Board of Supervisors to evolve and reflect the views of the citizenry and end the policy of accepting nudity in the City of San Francisco.

I like to live in a civilized, progressive, diverse environment, in fact I pay taxes, vote and am a responsible citizen in order not to live in a "state of anarchy". I object to nudity in all public spaces. I expect the San Francisco Board of Supervisors to eliminate the problem of attention seeking nudists in this City.

I shall note, with disappointment, those San Francisco Supervisors that do not vote against the issue of nudity in the City. Fortunately, elected representatives are simply one election away from the realities of unemployment.

Sincerely,



John H Bishop, C.A., C.P.A.
Principal
Bishop Office, LLC
One Market Street, Suite 3600
San Francisco, CA 94105

415 259 6186 Direct
BishopOffice.com

JOHN H BISHOP, C.A., C.P.A.
PRINCIPAL

BISHOP OFFICE, LLC

ONE MARKET STREET, SUITE 3600
SAN FRANCISCO, CALIFORNIA 94105

415 259 6186
JOHN@BISHOFFICE.COM
BISHOFFICE.COM



To: BOS Constituent Mail Distribution, Derek Evans/BOS/SFGOV,
Cc:
Bcc:
Subject: File 120984 - Supervisor Scott Wiener's & Supervisor David Chiu Credibility are on the line.

From: <elnino@rcn.com>
To:
Date: 11/21/2012 05:21 PM
Subject: Supervisor Scott Wiener's & Supervisor David Chiu Credibility are on the line.

Supervisor Scott Wiener's & Supervisor David Chiu Credibility are on the line.

According to the nudists we've interviewed, Supervisor David Chiu (Harvard University) gave some of the nudists reason to believe that he would be voting against Scott Wiener's legislation; however, it appears David Chiu (Harvard University) voted for his Alma Mater (Harvard University) and fellow Alumnus, Scott Wiener (Harvard Law School graduate).

Did Supervisor David Chiu (Harvard University) voted for his Alma Mater (Harvard University) and fellow Alumnus, Supervisor Scott Wiener (Harvard Law School graduate)?

Wiener's credibility is on the line. His word keeps changing to the media compared to what he has stated previously to his constituency.

Here is yet another example:

Man Named Wiener Trying to Ban Public Nudity in San Francisco
<http://gawker.com/5961661/man-named-wiener-trying-to-ban-public-nudity-in-san-francisco>

"I don't think having some guys taking their clothes off and hanging out seven days a week at Castro and Market Street is really what San Francisco is about. I think it's a caricature of what San Francisco is about," Wiener said.

Exactly what is Wiener's position?

Is it "Many people complained" or is it, "Too Many People complained" or is it what lie exactly?

"This legislation has strong support in the community," Wiener said to kick off the debate before Tuesday's vote. "I'm talking about support from everyday citizens who live and work in this wonderful neighborhood."...

"The dominant demographic expressing concern is gay men," Wiener told his colleagues as he implored them to expand on an earlier ordinance requiring clothing in restaurants and a barrier between naked bodies and public seating.

...

Sincerely,
Native born Long-time Residents/Home Owners/Business Owners of San Francisco

David Chiu (Corrupt politician)
http://en.wikipedia.org/wiki/David_ChIU_%28politician%29

Chiu graduated from Harvard University

Scott Wiener (Corrupt politician)
http://en.wikipedia.org/wiki/Scott_Wiener

Fulbright Scholar, and Harvard Law School graduate

Weird homophobic attack ad from the San Francisco Association of Realtors
Flashback
<http://www.sfbg.com/politics/2012/10/08/weird-homophobic-attack-ad-association-realtors>

CLEVE JONES "MILK" INTERVIEW PART 1
http://wn.com/cleve_jones?orderby=relevance&upload_time=all_time

Supervisor Wiener's "we gay people can be just like oppressive straight people" began during the ACTUP days, and we remember everything as expressed by dearly departed Sandy Mack of Electric City, San Francisco, who was one of the very first of thousands of low-income members of the LGBT community priced out of the Castro that Supervisor Wiener no longer represents. ...

Nudity ban's bottom line: genitalia
<http://www.sfgate.com/bayarea/matier-ross/article/Nudity-ban-s-bottom-line-genitalia-4055500.php#photo-3770031>

"It has its place," said the nude ban author, Supervisor Scott Wiener. "We're just trying to chart some kind of middle path."



To: BOS Constituent Mail Distribution, Derek Evans/BOS/SFGOV,
Cc:
Bcc:
Subject: File 120984: Corrupt Philadelphia born, Supervisor Scott Wiener, and the Corrupt Merchants of Upper Market Castro (MUMC) Controlling Municipal Ground from Behind Closed Door Meetings at the Eureka Valley Recreation Center on Collingwood

From: <elnino@rcn.com>
To:
Date: 11/22/2012 04:25 AM
Subject: Corrupt Philadelphia born, Supervisor Scott Wiener, and the Corrupt Merchants of Upper Market Castro (MUMC) Controlling Municipal Ground from Behind Closed Door Meetings at the Eureka Valley Recreation Center on Collingwood

Corrupt Philadelphia born, Supervisor Scott Wiener, and the Corrupt Merchants of Upper Market Castro (MUMC) Controlling Municipal Ground from Behind Closed Door Meetings at the Eureka Valley Recreation Center on Collingwood

- Exactly what is the Motive behind Scott Wiener's & Merchants of Upper Market Castro Nudity Criminalization Legislation?

- Corrupt Mayor Ed Lee Won't Fly Trans Flag at City Hall

- Corrupt Philadelphia born, Supervisor Scott Wiener, and the Corrupt MUMC Deny Trans activist, Veronika Fimbres, request to fly the Trans Pride flag

- Corrupt Philadelphia born, Supervisor Scott Wiener, and the Corrupt Merchants of Upper Market Castro Controlling Municipal Ground from Behind Closed Door Meetings at the Eureka Valley Recreation Center on Collingwood

- Exactly what is the Motive behind Scott Wiener's & Merchants of Upper Market Castro Nudity Criminalization Legislation?

- Supervisor Scott Wiener, and the Corrupt MUMC Deny Trans activist, Veronika Fimbres, request to fly the Trans Pride flag

Putting the 'T' First in LGBT: The Million Trans March for Inclusion & Tolerance
<http://castrobiscuit.com/2012/11/20/putting-the-t-first-in-lgbt-the-million-trans-march-for-inclusion-tolerance/>

Scott Wiener, San Francisco Supervisor, Considering Public Nudity Ban Over Increased Cock Ring Use
http://www.huffingtonpost.com/2012/09/14/scott-wiener-san-francisco-public-nudity-ban-cock-ring-_n_1885278.html

"People can have whatever view they want to have on public nudity in general. But to be walking around with a cock ring on or something similar is just not acceptable, responsible behavior," Wiener, who is openly gay, told the publication. "The whole purpose of a cock ring is to draw attention to that area."

Wiener's credibility is on the line. His word keeps changing to the media compared to what he has stated previously to his constituency.

Exactly what is Wiener's position?

Is it "Many people complained" or is it, "Too Many People complained" or is it

what lie exactly?

Here are several examples of Corrupt Philadelphia born, Supervisor Scott Wiener's changing statements to the media:

Man Named Wiener Trying to Ban Public Nudity in San Francisco

<http://gawker.com/5961661/man-named-wiener-trying-to-ban-public-nudity-in-san-francisco>

"I don't think having some guys taking their clothes off and hanging out seven days a week at Castro and Market Street is really what San Francisco is about. I think it's a caricature of what San Francisco is about," Wiener said.

San Francisco approves nudity ban

<http://latimesblogs.latimes.com/lanow/>

"This legislation has strong support in the community," Wiener said to kick off the debate before Tuesday's vote. "I'm talking about support from everyday citizens who live and work in this wonderful neighborhood."...

"The dominant demographic expressing concern is gay men," Wiener told his colleagues as he implored them to expand on an earlier ordinance requiring clothing in restaurants and a barrier between naked bodies and public seating.

...

Weird homophobic attack ad from the San Francisco Association of Realtors
Flashback

<http://www.sfbg.com/politics/2012/10/08/weird-homophobic-attack-ad-association-realtors>

With All Due Respect,

Native Born Long-time Residents/Home owners/Business Owners of San Francisco



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: CCSF Investment Report for October 2012

From: "Durgy, Michelle" <michelle.durgy@sfgov.org>
To: "Rosenfield, Ben" <ben.rosenfield@sfgov.org>, Board of Supervisors
<board.of.supervisors@sfgov.org>, "cynthia.fong@sfcta.org" <cynthia.fong@sfcta.org>,
"graziolij@sfusd.edu" <graziolij@sfusd.edu>, Rick Wilson <rick.wilson@sfgov.org>, "Bullen,
Jessica" <jessica.bullen@sfgov.org>, "Cisneros, Jose" <jose.cisneros@sfgov.org>,
"sfdocs@sfpl.info" <sfdocs@sfpl.info>, "Lediju, Tonia" <tonia.lediju@sfgov.org>, "Rydstrom, Todd"
<trydstrom@sflower.org>, "Marx, Pauline" <pauline.marx@sfgov.org>, Peter Goldstein
<pgoldste@ccsf.edu>,
Cc: "Starr, Brian" <brian.starr@sfgov.org>
Date: 11/15/2012 11:00 AM
Subject: CCSF Investment Report for October 2012

Hello -

Please find the CCSF Investment Report for October 2012 attached for your review and use.

Regards,
Michelle

Michelle Durgy
Chief Investment Officer
City and County of San Francisco
Office of the Treasurer - Tax Collector
1 Dr. Carlton B. Goodlett Place, Room 140
San Francisco, CA 94102
415-554-5210 direct
415-554-5660 fax



CCSF Monthly Investment Report for 2012-Oct.pdf

Office of the Treasurer & Tax Collector
City and County of San Francisco



José Cisneros, Treasurer

Pauline Marx, Chief Assistant Treasurer
Michelle Durgy, Chief Investment Officer

Investment Report for the month of October 2012

November 15, 2012

The Honorable Edwin M. Lee
Mayor of San Francisco
City Hall, Room 200
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4638

The Honorable Board of Supervisors
City and County of San Francisco
City Hall, Room 244
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4638

Ladies and Gentlemen,

In accordance with the provisions of California State Government Code Section 53646, we forward this report detailing the City's pooled fund portfolio as of October 31, 2012. These investments provide sufficient liquidity to meet expenditure requirements for the next six months and are in compliance with our statement of investment policy and California Code.

This correspondence and its attachments show the investment activity for the month of October 2012 for the portfolios under the Treasurer's management. All pricing and valuation data is obtained from Interactive Data Corporation.

CCSF Pooled Fund Investment Earnings Statistics *

<i>(in \$ million)</i>	Current Month		Prior Month	
	Fiscal YTD	October 2012	Fiscal YTD	September 2012
Average Daily Balance	\$ 4,907	\$ 4,935	\$ 4,898	\$ 4,929
Net Earnings	17.89	3.85	14.04	4.64
Earned Income Yield	1.08%	0.92%	1.14%	1.15%

CCSF Pooled Fund Statistics *

<i>(in \$ million)</i>	% of Portfolio	Book Value	Market Value	Wtd. Avg. Coupon	Wtd. Avg. YTM	WAM
Investment Type						
U.S. Treasuries	17.9%	\$ 889	\$ 900	1.10%	0.91%	1,233
Federal Agencies	69.5%	3,448	3,485	1.17%	1.03%	948
TLGP	0.5%	25	25	2.09%	1.76%	50
State & Local Government						
Agency Obligations	1.8%	91	91	2.21%	0.49%	396
Public Time Deposits	0.02%	1	1	0.51%	0.51%	157
Negotiable CDs	7.5%	375	375	0.49%	0.49%	108
Commercial Paper	1.6%	80	80	0.00%	0.49%	157
Medium Term Notes	1.2%	61	60	2.89%	0.55%	102
Totals	100.0%	\$ 4,969	\$ 5,017	1.13%	0.95%	899

In the remainder of this report, we provide additional information and analytics at the security-level and portfolio-level, as recommended by the California Debt and Investment Advisory Commission.

Very truly yours,

José Cisneros
Treasurer

cc: Treasury Oversight Committee: Peter Goldstein, Joe Grazioli, Todd Rydstrom, Richard Sullivan
Ben Rosenfield, Controller, Office of the Controller
Tonia Lediju, Internal Audit, Office of the Controller
Cynthia Fong, Deputy Director for Finance & Administration, San Francisco County Transportation Authority
Jessica Bullen, Fiscal and Policy Analyst
San Francisco Public Library

* Please see last page of this report for non-pooled funds holdings and statistics.

Portfolio Summary

Pooled Fund

As of October 31, 2012

<i>(in \$ million)</i>							
Security Type	Par Value	Book Value	Market Value	Market/Book Price	Current % Allocation	Max. Policy Allocation	Compliant?
U.S. Treasuries	\$ 885	\$ 889	\$ 900	101.28	17.95%	100%	Yes
Federal Agencies	3,436	3,448	3,485	101.10	69.47%	70%	Yes
TLGP	25	25	25	99.26	0.50%	30%	Yes
State & Local Government							
Agency Obligations	89	91	91	99.26	1.80%	20%	Yes
Public Time Deposits	1	1	1	100.00	0.02%	100%	Yes
Negotiable CDs	375	375	375	99.91	7.47%	30%	Yes
Bankers Acceptances	-	-	-	-	0.00%	40%	Yes
Commercial Paper	80	80	80	100.15	1.59%	25%	Yes
Medium Term Notes	60	61	60	98.85	1.20%	15%	Yes
Repurchase Agreements	-	-	-	-	0.00%	100%	Yes
Reverse Repurchase/ Securities Lending Agreements	-	-	-	-	0.00%	\$75mm	Yes
Money Market Funds	-	-	-	-	0.00%	100%	Yes
LAIF	-	-	-	-	0.00%	\$50mm	Yes
TOTAL	\$ 4,950	\$ 4,969	\$ 5,017	100.96	100.00%	-	Yes

The City and County of San Francisco uses the following methodology to determine compliance: Compliance is pre-trade and calculated on both a par and market value basis, using the result with the lowest percentage of the overall portfolio value. Cash balances are included in the City's compliance calculations.

Please note the information in this report does not include cash balances. Due to fluctuations in the market value of the securities held in the Pooled Fund and changes in the City's cash position, the allocation limits may be exceeded on a post-trade compliance basis. In these instances, no compliance violation has occurred, as the policy limits were not exceeded prior to trade execution.

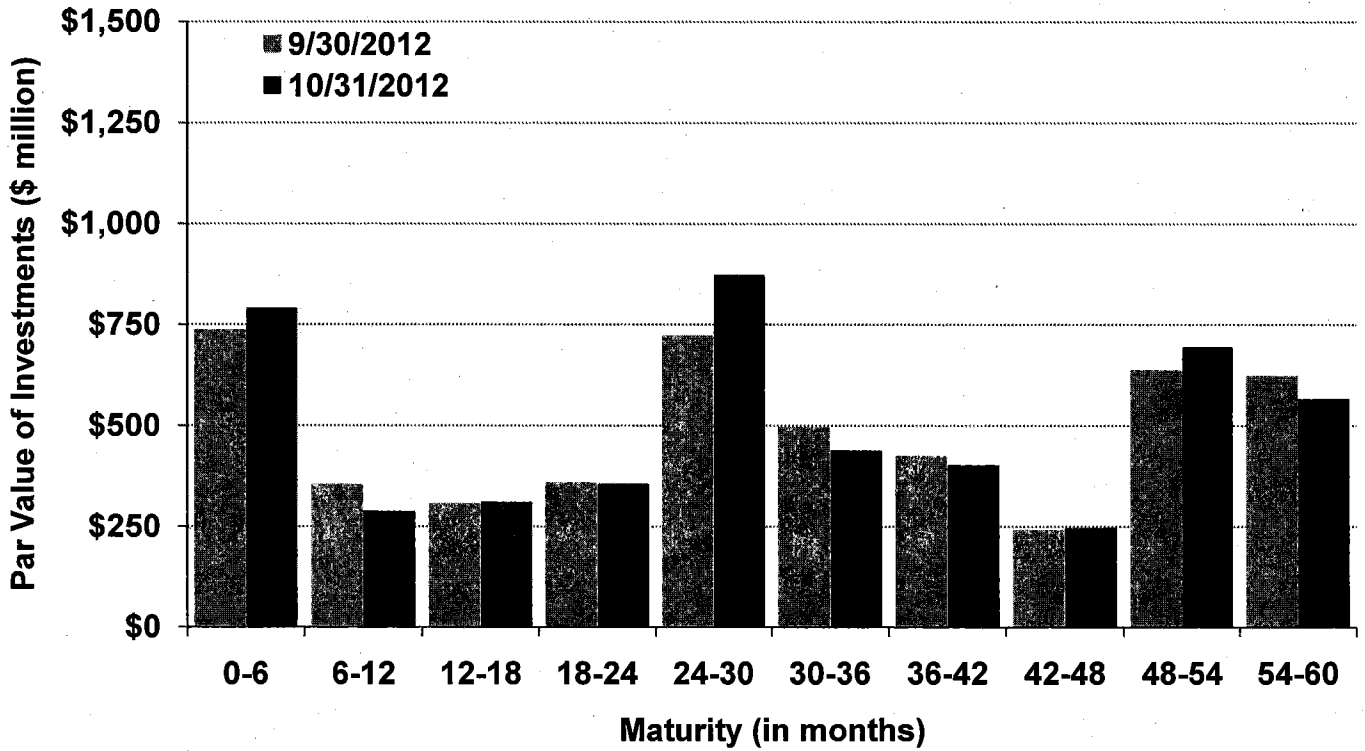
The full Investment Policy can be found at <http://www.sftreasurer.org/>, in the Reports & Plans section of the About menu.

Totals may not add due to rounding.

Portfolio Analysis

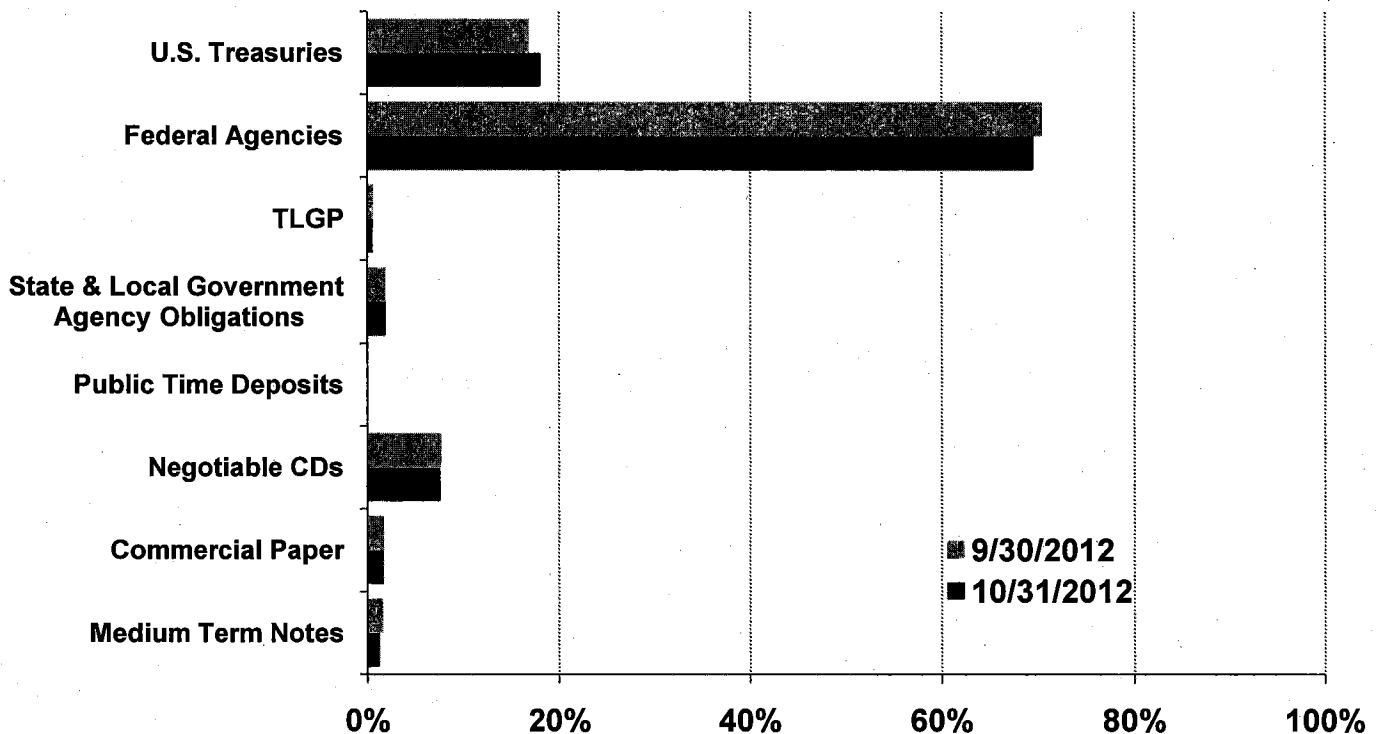
Pooled Fund

Par Value of Investments by Maturity



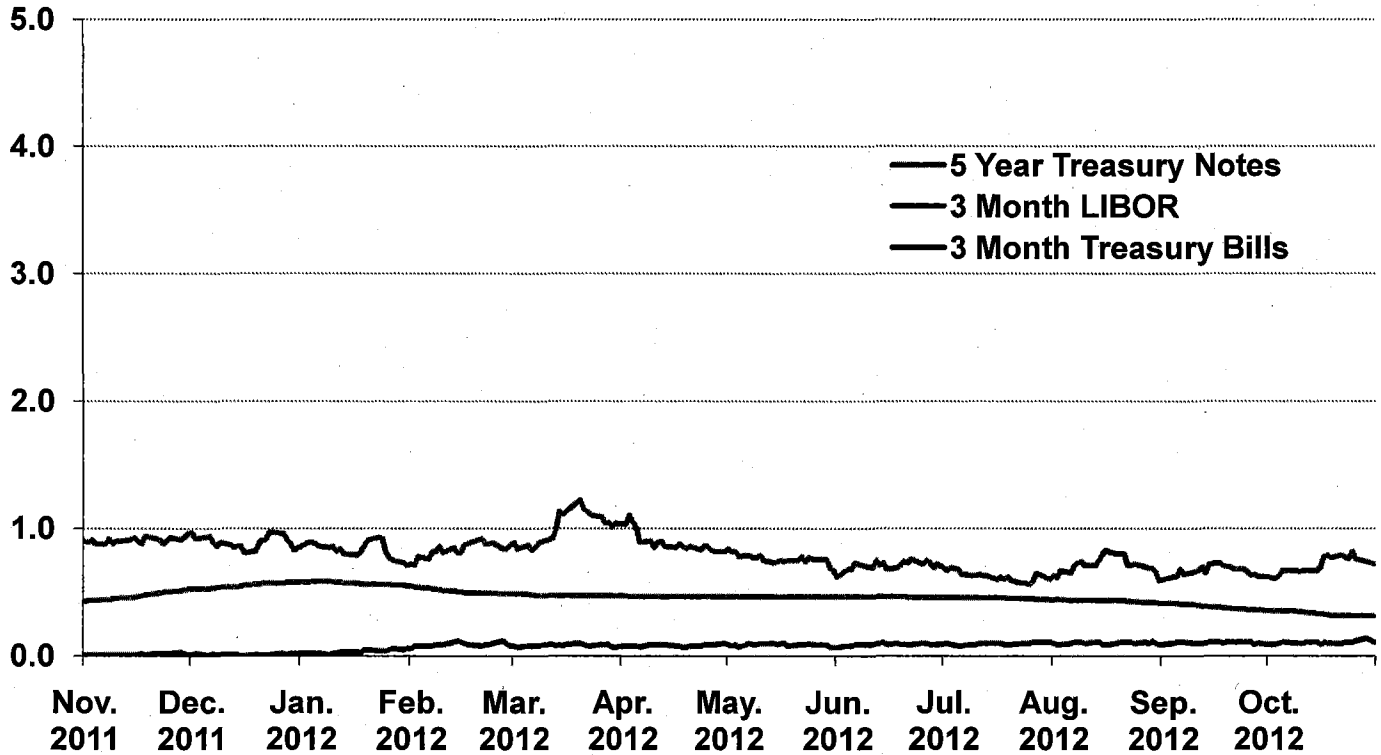
Callable bonds shown at maturity date.

Asset Allocation by Market Value



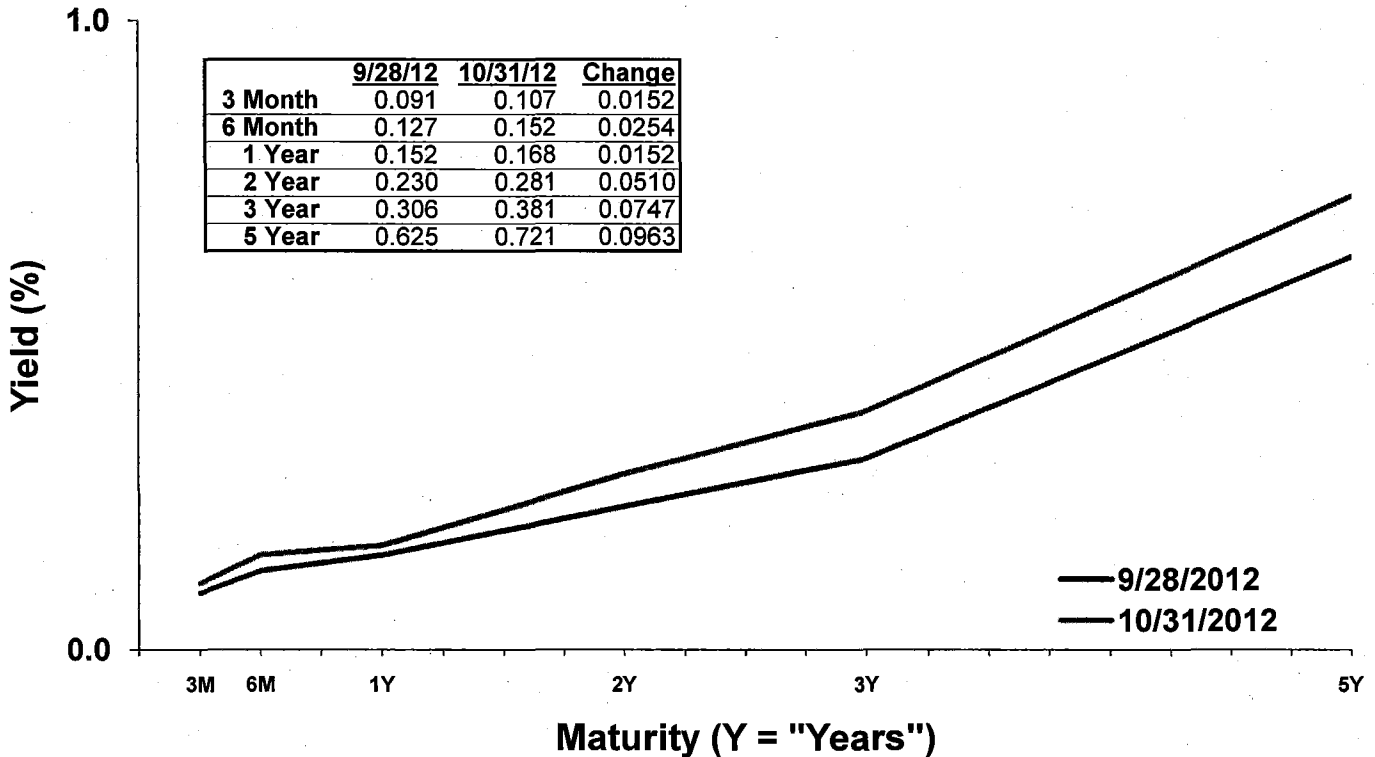
Yield Curves

Yields (%) on Benchmark Indices



Source: Bloomberg

U.S. Treasury Yield Curves



Source: Bloomberg

Investment Inventory

Pooled Fund

As of October 31, 2012

Type of Investment	CUSIP	Issue Name	Settle	Maturity	Duration	Coupon	Par Value	Book Value	Amortized	
			Date	Date					Book Value	Market Value
U.S. Treasuries	912828QE3	US TSY NT	6/1/11	4/30/13	0.50	0.63	\$ 25,000,000	\$ 25,095,703	\$ 25,024,645	\$ 25,056,750
U.S. Treasuries	912828JT8	US TSY NT	6/1/11	11/30/13	1.07	2.00	25,000,000	25,851,563	25,367,487	25,476,500
U.S. Treasuries	912828PQ7	US TSY NT	6/1/11	1/15/14	1.20	1.00	25,000,000	25,226,563	25,103,949	25,230,500
U.S. Treasuries	912828LC2	US TSY NT	6/1/11	7/31/14	1.71	2.63	25,000,000	26,382,813	25,761,982	26,021,500
U.S. Treasuries	912828MW7	US TSY NT	2/24/12	3/31/15	2.36	2.50	50,000,000	53,105,469	52,416,280	52,609,500
U.S. Treasuries	912828TK6	US TSY NT	9/4/12	8/15/15	2.78	0.25	100,000,000	99,826,087	99,836,203	99,688,000
U.S. Treasuries	912828PE4	US TSY NT	12/23/11	10/31/15	2.95	1.25	25,000,000	25,609,375	25,473,477	25,642,500
U.S. Treasuries	912828PJ3	US TSY NT	12/16/10	11/30/15	3.01	1.38	50,000,000	49,519,531	49,701,632	51,480,500
U.S. Treasuries	912828PJ3	US TSY NT	12/16/10	11/30/15	3.01	1.38	50,000,000	49,519,531	49,701,632	51,480,500
U.S. Treasuries	912828PJ3	US TSY NT	12/23/10	11/30/15	3.01	1.38	50,000,000	48,539,063	49,089,244	51,480,500
U.S. Treasuries	912828QF0	US TSY NT	3/15/12	4/30/16	3.40	2.00	50,000,000	52,199,219	51,862,112	52,656,500
U.S. Treasuries	912828RJ1	US TSY NT	10/11/11	9/30/16	3.85	1.00	75,000,000	74,830,078	74,866,289	76,359,750
U.S. Treasuries	912828SJ0	US TSY NT	3/14/12	2/28/17	4.26	0.88	100,000,000	99,695,313	99,734,323	101,164,000
U.S. Treasuries	912828SJ0	US TSY NT	3/21/12	2/28/17	4.26	0.88	25,000,000	24,599,609	24,649,520	25,291,000
U.S. Treasuries	912828SJ0	US TSY NT	3/21/12	2/28/17	4.26	0.88	25,000,000	24,599,609	24,649,520	25,291,000
U.S. Treasuries	912828SM3	US TSY NT	4/4/12	3/31/17	4.33	1.00	50,000,000	49,835,938	49,854,937	50,816,500
U.S. Treasuries	912828TM2	US TSY NT	9/17/12	8/31/17	4.76	0.63	60,000,000	59,825,423	59,830,204	59,836,200
U.S. Treasuries	912828TS9	US TSY NT	10/18/12	9/30/17	4.85	0.63	75,000,000	74,636,461	74,639,456	74,736,000
Subtotals					3.38	1.42	\$ 885,000,000	\$ 888,897,346	\$ 887,562,891	\$ 900,317,700
Federal Agencies	31398A6V9	FNMA FRN QTR FF+20	12/21/10	12/3/12	0.09	0.36	\$ 50,000,000	\$ 50,000,000	\$ 50,000,000	\$ 50,008,000
Federal Agencies	31398A6V9	FNMA FRN QTR FF+20	12/23/10	12/3/12	0.09	0.36	50,000,000	50,000,000	50,000,000	50,008,000
Federal Agencies	31331G2R9	FFCB	3/26/10	12/7/12	0.10	1.88	37,000,000	37,333,370	37,012,159	37,063,270
Federal Agencies	31331JAB9	FFCB BULLET	4/16/10	12/24/12	0.15	1.63	50,000,000	50,048,500	50,002,615	50,107,500
Federal Agencies	3134G1U69	FHLMC FRN QTR FF+19	1/11/11	1/10/13	0.19	0.35	50,000,000	50,000,000	50,000,000	50,017,500
Federal Agencies	3134G1U69	FHLMC FRN QTR FF+19	1/12/11	1/10/13	0.19	0.35	50,000,000	49,989,900	49,999,030	50,017,500
Federal Agencies	3134G1U69	FHLMC FRN QTR FF+19	3/22/11	1/10/13	0.19	0.35	35,000,000	35,015,925	35,001,689	35,012,250
Federal Agencies	31331KM31	FFCB FLT T-BILL+22	12/12/11	5/1/13	0.75	0.33	20,000,000	20,002,800	20,001,002	20,015,400
Federal Agencies	3137EABM0	FHLMC BONDS	5/13/11	6/28/13	0.65	3.75	25,000,000	26,608,250	25,494,687	25,592,000
Federal Agencies	3134G2B50	FHLMC FRN FF+23	9/1/11	9/3/13	0.84	0.39	50,000,000	49,979,500	49,991,442	50,075,500
Federal Agencies	3134G2K43	FHLMC FLT NT FF+21	9/13/11	9/12/13	0.86	0.37	50,000,000	49,969,500	49,986,839	50,068,500
Federal Agencies	31315PLT4	FARMER MAC	12/6/10	12/6/13	1.09	1.25	35,000,000	34,951,700	34,982,372	35,354,200
Federal Agencies	31331J6A6	FFCB	12/23/10	12/23/13	1.14	1.30	22,000,000	21,993,125	21,997,384	22,265,540
Federal Agencies	313371UC8	FHLB	11/18/10	12/27/13	1.15	0.88	40,000,000	39,928,000	39,973,293	40,290,800
Federal Agencies	3135G0AZ6	FNMA FRN QTR T-BILL+21	3/4/11	3/4/14	1.34	0.31	25,000,000	24,985,000	24,993,321	25,035,250
Federal Agencies	3135G0AZ6	FNMA FRN QTR T-BILL+21	3/4/11	3/4/14	1.34	0.31	25,000,000	24,992,500	24,996,661	25,035,250
Federal Agencies	313379RV3	FHLB FLT NT FF+12	6/11/12	3/11/14	1.36	0.28	50,000,000	49,986,700	49,989,681	50,030,500
Federal Agencies	31398A3R1	FNMA AMORT TO CALL	11/10/10	3/21/14	1.38	1.35	24,500,000	24,564,827	24,500,000	24,797,430
Federal Agencies	31315PHX0	FARMER MAC MTN	4/10/12	6/5/14	1.55	3.15	14,080,000	14,878,195	14,670,015	14,670,093
Federal Agencies	3133XWE70	FHLB TAP	5/15/12	6/13/14	1.58	2.50	48,000,000	50,088,480	49,620,705	49,694,400
Federal Agencies	3133XWE70	FHLB TAP	6/11/12	6/13/14	1.58	2.50	50,000,000	52,094,500	51,685,329	51,765,000
Federal Agencies	3133724E1	FHLB	12/31/10	6/30/14	1.65	1.21	50,000,000	50,000,000	50,000,000	50,743,500
Federal Agencies	3137EACU1	FHLMC BONDS	6/2/11	7/30/14	1.73	1.00	75,000,000	74,946,000	74,970,239	75,915,000
Federal Agencies	3134G2UA8	FHLMC NT	12/1/11	8/20/14	1.79	1.00	53,000,000	53,468,944	53,310,268	53,624,340
Federal Agencies	3134G2UA8	FHLMC NT	12/14/11	8/20/14	1.79	1.00	25,000,000	25,232,315	25,155,746	25,294,500
Federal Agencies	31398A3G5	FNMA EX-CALL NT	4/4/12	9/8/14	1.83	1.50	13,200,000	13,515,216	13,440,232	13,448,424
Federal Agencies	3128X3L76	FHLMC BONDS	12/23/10	11/13/14	0.00	5.00	21,910,000	24,606,902	23,318,234	23,891,102
Federal Agencies	3128X3L76	FHLMC BONDS	12/23/10	11/13/14	0.00	5.00	1,000,000	1,123,090	1,064,274	1,090,420
Federal Agencies	3136FTRF8	FNMA FLT QTR FF+39	12/12/11	11/21/14	2.05	0.55	26,500,000	26,523,585	26,516,455	26,633,295

Investment Inventory

Pooled Fund

Type of Investment	CUSIP	Issue Name	Settle	Maturity	Duration	Coupon	Par Value	Book Value	Amortized	
			Date	Date					Book Value	Market Value
Federal Agencies	31331J4S9	FFCB	12/16/10	12/8/14	2.07	1.40	24,000,000	23,988,000	23,993,666	24,528,480
Federal Agencies	31331J4S9	FFCB	12/8/10	12/8/14	2.07	1.40	19,000,000	18,956,680	18,977,258	19,418,380
Federal Agencies	313371W51	FHLB	12/6/10	12/12/14	2.08	1.25	50,000,000	49,725,000	49,855,470	50,839,000
Federal Agencies	313371W51	FHLB	12/8/10	12/12/14	2.08	1.25	75,000,000	74,391,000	74,679,496	76,258,500
Federal Agencies	3133XVNU1	FHLB	11/23/10	12/12/14	2.05	2.75	25,400,000	26,848,308	26,154,490	26,698,448
Federal Agencies	3133XVNU1	FHLB	11/23/10	12/12/14	2.05	2.75	2,915,000	3,079,668	3,000,783	3,064,015
Federal Agencies	3133XVNU1	FHLB	12/8/10	12/12/14	2.05	2.75	50,000,000	52,674,000	51,407,272	52,556,000
Federal Agencies	313371W93	FHLB	12/15/10	12/15/14	2.09	1.34	75,000,000	75,000,000	75,000,000	76,565,250
Federal Agencies	3136FTVN6	FNMA FLT QTR FF+35	12/15/11	12/15/14	2.11	0.51	75,000,000	75,000,000	75,000,000	75,319,500
Federal Agencies	3135G0GM9	FNMA CALL NT	12/23/11	12/23/14	2.12	0.83	25,000,000	25,040,000	25,022,818	25,103,750
Federal Agencies	31331J6Q1	FFCB	12/29/10	12/29/14	2.12	1.72	27,175,000	27,157,065	27,165,326	27,956,281
Federal Agencies	31331J6Q1	FFCB	12/29/10	12/29/14	2.12	1.72	65,000,000	64,989,600	64,994,391	66,868,750
Federal Agencies	3133EAQ35	FFCB FLT NT FF+14	9/4/12	3/4/15	2.33	0.27	100,000,000	99,924,300	99,929,120	99,953,000
Federal Agencies	3133EAJP4	FFCB FLT NT 1ML+1.5	4/30/12	4/27/15	2.48	0.23	50,000,000	49,992,600	49,993,854	49,977,000
Federal Agencies	31315PWJ4	FARMER MAC FLT NT FF+26	5/3/12	5/1/15	2.74	0.47	50,000,000	50,000,000	50,000,000	50,111,500
Federal Agencies	3133EANJ3	FFCB BD	5/1/12	5/1/15	2.48	0.50	50,000,000	49,944,000	49,953,410	50,149,500
Federal Agencies	3133EAQC5	FFCB FLT NT 1ML+1	6/8/12	5/14/15	2.53	0.22	50,000,000	49,985,500	49,987,479	49,967,000
Federal Agencies	3137EACM9	FHLMC BONDS	12/15/10	9/10/15	2.79	1.75	50,000,000	49,050,000	49,427,254	51,862,000
Federal Agencies	313370JB5	FHLB	12/15/10	9/11/15	2.80	1.75	75,000,000	73,587,000	74,147,792	77,773,500
Federal Agencies	31315PGT0	FARMER MAC	9/15/10	9/15/15	2.79	2.13	45,000,000	44,914,950	44,951,187	46,810,800
Federal Agencies	31398A3T7	FNMA NT EX-CALL	10/14/11	9/21/15	2.82	2.00	25,000,000	25,881,000	25,645,740	26,120,750
Federal Agencies	31398A4M1	FNMA	12/15/10	10/26/15	2.93	1.63	25,000,000	24,317,500	24,581,508	25,871,750
Federal Agencies	31398A4M1	FNMA	12/23/10	10/26/15	2.93	1.63	42,000,000	40,924,380	41,337,472	43,464,540
Federal Agencies	31315PWW6	FARMER MAC CALL MTN	5/2/12	11/2/15	0.00	0.74	34,000,000	34,000,000	34,000,000	34,000,680
Federal Agencies	31331J2S1	FFCB	12/15/10	11/16/15	2.96	1.50	25,000,000	24,186,981	24,497,801	25,830,500
Federal Agencies	313371ZY5	FHLB	12/3/10	12/11/15	3.02	1.88	25,000,000	24,982,000	24,988,860	26,135,500
Federal Agencies	313371ZY5	FHLB	12/14/10	12/11/15	3.02	1.88	50,000,000	49,871,500	49,919,996	52,271,000
Federal Agencies	313375RN9	FHLB NT	4/13/12	3/11/16	3.31	1.00	22,200,000	22,357,620	22,335,324	22,533,000
Federal Agencies	3133EAJU3	FFCB NT	4/12/12	3/28/16	3.35	1.05	25,000,000	25,220,750	25,189,760	25,474,750
Federal Agencies	313379Z21	FHLB NT	4/18/12	4/18/16	3.42	0.81	20,000,000	19,992,200	19,993,252	20,163,000
Federal Agencies	313373ZN5	FHLB	6/6/11	6/6/16	3.46	2.03	35,000,000	35,000,000	35,000,000	36,776,600
Federal Agencies	31315PYC7	FAMCA CALL MTN	6/6/12	6/6/16	3.53	0.95	10,000,000	10,000,000	10,000,000	10,006,900
Federal Agencies	31315PB73	FAMCA NT	2/9/12	6/9/16	3.54	0.90	10,000,000	10,000,000	10,000,000	10,150,800
Federal Agencies	31315PA25	FAMCA NT	7/27/11	7/27/16	3.60	2.00	15,000,000	14,934,750	14,951,286	15,706,050
Federal Agencies	3134G2SP8	FHLMC CALL	7/28/11	7/28/16	3.61	2.00	50,000,000	50,022,500	50,003,600	50,194,500
Federal Agencies	313370TW8	FHLB BD	10/11/11	9/9/16	3.72	2.00	25,000,000	25,727,400	25,570,573	26,392,000
Federal Agencies	3135G0CM3	FNMA NT	10/11/11	9/28/16	3.82	1.25	25,000,000	24,856,450	24,887,075	25,616,750
Federal Agencies	3134G22E1	FHLMC CALL NT	12/27/11	11/2/16	0.00	1.60	25,000,000	25,082,500	25,000,265	25,000,750
Federal Agencies	3135G0ES8	FNMA NT	12/14/11	11/15/16	3.92	1.38	50,000,000	50,309,092	50,253,565	51,467,500
Federal Agencies	3134G3CB4	FHLMC NT CALL	2/23/12	12/5/16	3.95	1.63	34,695,000	34,950,008	34,725,316	34,737,675
Federal Agencies	3136FTUZ0	FNMA CALL NT	12/30/11	12/30/16	4.04	1.40	50,000,000	49,975,000	49,979,201	50,579,000
Federal Agencies	31315PWW5	FARMER MAC MTN	5/4/12	1/17/17	4.13	1.01	49,500,000	49,475,250	49,477,856	50,075,685
Federal Agencies	3136FTL31	FNMA STEP BD CALL	4/30/12	2/7/17	4.20	0.75	30,765,000	30,872,678	30,841,936	30,920,979
Federal Agencies	3137EADC0	FHLMC NT	3/12/12	3/8/17	4.26	1.00	50,000,000	49,697,500	49,736,350	50,505,000
Federal Agencies	3133782N0	FHLB NT	3/12/12	3/10/17	4.28	0.88	14,845,000	14,698,035	14,716,889	15,919,522
Federal Agencies	3133782N0	FHLB NT	3/12/12	3/10/17	4.28	0.88	55,660,000	55,157,087	55,221,606	55,939,413
Federal Agencies	3136FTZ77	FNMA STR NT	3/13/12	3/13/17	4.28	1.00	50,000,000	50,000,000	50,000,000	50,199,000
Federal Agencies	31315PTQ2	FARMER MAC MTN	4/10/12	4/10/17	4.33	1.26	12,500,000	12,439,250	12,446,070	12,689,250
Federal Agencies	3134G3TR1	FHLMC MTN CALL	4/12/12	4/12/17	4.32	1.45	30,000,000	30,000,000	30,000,000	30,172,500
Federal Agencies	3136G0CC3	FNMA STRNT	4/18/12	4/18/17	4.39	0.85	30,000,000	30,000,000	30,000,000	30,257,700

Investment Inventory

Pooled Fund

Type of Investment	CUSIP	Issue Name	Settle	Maturity	Duration	Coupon	Par Value	Book Value	Amortized	
			Date	Date					Book Value	Market Value
Federal Agencies	31315PUQ0	FARMER MAC MTN	4/26/12	4/26/17	4.39	1.13	10,500,000	10,500,000	10,500,000	10,621,485
Federal Agencies	3133EAPB8	FFCB CALL NT	5/2/12	5/2/17	4.37	1.23	25,000,000	25,000,000	25,000,000	25,090,750
Federal Agencies	3135G0KP7	FNMA CALL NT	5/3/12	5/3/17	4.32	1.75	75,000,000	75,858,000	75,430,175	75,596,250
Federal Agencies	3133794Y2	FHLB FIX-TO-FLOAT CALL NT	5/9/12	5/9/17	4.47	0.50	25,000,000	25,000,000	25,000,000	24,676,750
Federal Agencies	3137EADF3	FHLMC NT	5/14/12	5/12/17	4.39	1.25	25,000,000	25,134,736	25,122,267	25,521,000
Federal Agencies	3136G0GW5	FNMA STEP NT CALL	6/11/12	5/23/17	4.47	0.85	50,000,000	50,311,750	50,253,323	50,279,000
Federal Agencies	3133EAUW6	FFCB FLT NT FF+22	6/19/12	6/19/17	4.59	0.37	50,000,000	50,000,000	50,000,000	49,911,000
Federal Agencies	3136G0ZA2	FNMA STEP NT	9/12/12	9/12/17	4.78	0.75	15,000,000	15,000,000	15,000,000	15,030,000
Federal Agencies	3136G0B59	FNMA STEP NT	9/20/12	9/20/17	4.81	0.70	64,750,000	64,750,000	64,750,000	64,837,413
Federal Agencies	3136G0D81	FNMA STEP NT	9/27/12	9/27/17	4.83	0.72	100,000,000	100,000,000	100,000,000	100,369,000
Subtotals					2.53	1.19	\$ 3,436,095,000	\$ 3,447,560,412	\$ 3,442,671,803	\$ 3,485,450,809
TLGP	36967HAV9	GENERAL ELECTRIC TLGP	11/6/09	12/21/12	0.14	2.13	\$ 25,000,000	\$ 25,253,750	\$ 25,011,120	\$ 25,066,250
Subtotals					0.14	2.13	\$ 25,000,000	\$ 25,253,750	\$ 25,011,120	\$ 25,066,250
State/Local Agencies	130583ER4	CALIFORNIA SCHOOL CASH PROG.	7/2/12	3/1/13	0.33	2.00	\$ 6,435,000	\$ 6,510,032	\$ 6,472,206	\$ 6,471,680
State/Local Agencies	130583ET0	CALIFORNIA SCHOOL CASH PROG.	7/2/12	6/3/13	0.59	2.00	6,200,000	6,298,952	6,263,023	6,262,620
State/Local Agencies	107889RL3	TOWNSHIP OF BRICK NJ BAN	7/26/12	7/26/13	0.73	1.00	23,915,000	24,033,858	24,001,945	24,024,052
State/Local Agencies	967244L36	CITY OF WICHITA KS	8/9/12	8/15/13	0.79	0.75	4,105,000	4,113,292	4,111,415	4,108,695
State/Local Agencies	022168KZ0	ALUM ROCK ESD SAN JOSE CA	7/13/12	9/1/13	0.83	0.80	1,665,000	1,665,000	1,665,000	1,664,584
State/Local Agencies	463655GW4	IRVINE RANCH CA WTR PRE-RE	3/29/12	3/15/14	1.35	2.61	15,000,000	15,606,300	15,422,547	15,427,800
State/Local Agencies	463655GW4	IRVINE RANCH CA WTR PRE-RE	6/8/12	3/15/14	1.35	2.61	11,115,000	11,542,594	11,445,805	11,432,000
State/Local Agencies	463655GW4	IRVINE RANCH CA WTR PRE-RE	6/8/12	3/15/14	1.35	2.61	8,150,000	8,463,531	8,392,561	8,382,438
State/Local Agencies	13063A5B6	CALIFORNIA ST GO BD	5/2/12	4/1/14	1.38	5.25	2,820,000	3,044,359	2,985,621	2,987,254
State/Local Agencies	62451FFC9	WHISMAN SCHOOL DIST MTN VIEW	7/24/12	8/1/14	1.74	0.75	1,125,000	1,125,000	1,125,000	1,130,468
State/Local Agencies	64966DPC7	NEW YORK CITY GO	6/7/12	11/1/14	1.90	4.75	8,000,000	8,812,720	8,682,864	8,648,800
Subtotals					1.09	2.25	\$ 88,530,000	\$ 91,215,638	\$ 90,567,987	\$ 90,540,390
Public Time Deposits		BANK OF THE WEST PTD	4/9/12	4/9/13	0.44	0.53	\$ 240,000	\$ 240,000	\$ 240,000	\$ 240,000
Public Time Deposits		SAN FRANCISCO FCU PTD	4/9/12	4/9/13	0.44	0.53	240,000	240,000	240,000	240,000
Public Time Deposits		BANK OF SAN FRANCISCO PTD	5/18/12	4/9/13	0.44	0.53	240,000	240,000	240,000	240,000
Public Time Deposits		FIRST NAT. BANK OF NOR. CAL. PTI	8/3/12	4/9/13	0.44	0.50	240,000	240,000	240,000	240,000
Subtotals					0.44	0.52	\$ 960,000	\$ 960,000	\$ 960,000	\$ 960,000
Negotiable CDs	78009NBL9	RBC YCD FLT 1ML+22	11/2/11	11/2/12	0.00	0.43	\$ 50,000,000	\$ 50,000,000	\$ 50,000,000	\$ 50,000,928
Negotiable CDs	78009NBU9	RBC YCD	11/16/11	11/16/12	0.04	0.67	50,000,000	50,000,000	50,000,000	49,997,917
Negotiable CDs	78009NCS3	RBC YCD	12/16/11	12/17/12	0.13	0.72	50,000,000	50,000,000	50,000,000	49,993,611
Negotiable CDs	89112XLC7	TD YCD	1/12/12	1/14/13	0.21	0.35	50,000,000	50,000,000	50,000,000	49,989,722
Negotiable CDs	60682AAX4	MITSUBISHI UFJ FIN GRP YCD	9/12/12	3/12/13	0.36	0.44	50,000,000	50,000,000	50,000,000	49,959,972
Negotiable CDs	06417ER96	BANK OF NOVA SCOTIA YCD	4/26/12	3/21/13	0.39	0.46	50,000,000	50,000,000	50,000,000	49,957,222
Negotiable CDs	06417E2P7	BANK OF NOVA SCOTIA FF+38	6/7/12	6/7/13	0.60	0.53	25,000,000	25,000,000	25,000,000	25,012,869
Negotiable CDs	06417FAY6	BANK OF NOVA SCOTIA YCD	9/4/12	8/30/13	0.83	0.38	50,000,000	50,000,000	50,000,000	49,748,333
Subtotals					0.30	0.50	\$ 375,000,000	\$ 375,000,000	\$ 375,000,000	\$ 374,660,575

Investment Inventory

Pooled Fund

Type of Investment	CUSIP	Issue Name	Settle	Maturity	Duration	Coupon	Par Value	Book Value	Amortized	
			Date	Date					Book Value	Market Value
Medium Term Notes	89233P5P7	TOYOTA FLT QTR 3ML+20	12/14/11	12/17/12	0.13	0.59	\$ 18,200,000	\$ 18,200,000	\$ 18,200,000	\$ 18,211,284
Medium Term Notes	89233P5Q5	TOYOTA FLT QTR 3ML+20	12/15/11	1/11/13	0.20	0.55	10,000,000	10,000,000	10,000,000	10,008,100
Medium Term Notes	36962GZY3	GE MTN	3/23/12	1/15/13	0.21	5.45	10,000,000	10,399,100	10,100,445	10,099,100
Medium Term Notes	592179JG1	MET LIFE GLOBAL FUNDING MTN	9/6/12	4/10/13	0.44	5.13	3,710,000	3,815,909	3,788,451	3,784,386
Medium Term Notes	36962G3T9	GE MTN	6/12/12	5/1/13	0.49	4.80	17,648,000	18,397,275	18,110,286	18,012,608
Subtotals					0.28	2.95	\$ 59,558,000	\$ 60,812,285	\$ 60,199,182	\$ 60,115,477
Grand Totals					2.39	1.11	\$ 4,950,143,000	\$ 4,969,403,680	\$ 4,961,677,233	\$ 5,016,932,523

Monthly Investment Earnings

Pooled Fund

For month ended October 31, 2012

Type of Investment	CUSIP	Issue Name	Par Value	Coupon	YTM ¹	Settle Date	Maturity Date	Earned Interest	Amort. Expense	Realized Gain/(Loss)	Earned Income /Net Earnings
U.S. Treasuries	912828QE3	US TSY NT	\$ 25,000,000	0.63	0.42	6/1/11	4/30/13	\$ 13,169	\$ (4,244)	\$ -	\$ 8,925
U.S. Treasuries	912828JT8	US TSY NT	25,000,000	2.00	0.62	6/1/11	11/30/13	42,350	(28,914)	-	13,436
U.S. Treasuries	912828PQ7	US TSY NT	25,000,000	1.00	0.65	6/1/11	1/15/14	21,060	(7,324)	-	13,736
U.S. Treasuries	912828LC2	US TSY NT	25,000,000	2.63	0.85	6/1/11	7/31/14	55,282	(37,082)	-	18,200
U.S. Treasuries	912828MW7	US TSY NT	50,000,000	2.50	0.48	2/24/12	3/31/15	106,456	(85,119)	-	21,337
U.S. Treasuries	912828TK6	US TSY NT	100,000,000	0.25	0.31	9/4/12	8/15/15	21,060	5,407	-	26,467
U.S. Treasuries	912828PE4	US TSY NT	25,000,000	1.25	0.61	12/23/11	10/31/15	26,339	(13,417)	-	12,922
U.S. Treasuries	912828PJ3	US TSY NT	50,000,000	1.38	1.58	12/16/10	11/30/15	58,231	8,229	-	66,460
U.S. Treasuries	912828PJ3	US TSY NT	50,000,000	1.38	1.58	12/16/10	11/30/15	58,231	8,229	-	66,460
U.S. Treasuries	912828PJ3	US TSY NT	50,000,000	1.38	2.00	12/23/10	11/30/15	58,231	25,119	-	83,350
U.S. Treasuries	912828QF0	US TSY NT	50,000,000	2.00	0.91	3/15/12	4/30/16	84,284	(45,239)	-	39,045
U.S. Treasuries	912828RJ1	US TSY NT	75,000,000	1.00	1.05	10/11/11	9/30/16	63,874	2,901	-	66,774
U.S. Treasuries	912828SJ0	US TSY NT	100,000,000	0.88	0.94	3/14/12	2/28/17	74,931	5,213	-	80,144
U.S. Treasuries	912828SJ0	US TSY NT	25,000,000	0.88	1.21	3/21/12	2/28/17	18,733	6,877	-	25,609
U.S. Treasuries	912828SJ0	US TSY NT	25,000,000	0.88	1.21	3/21/12	2/28/17	18,733	6,877	-	25,609
U.S. Treasuries	912828SM3	US TSY NT	50,000,000	1.00	1.07	4/4/12	3/31/17	42,582	2,791	-	45,374
U.S. Treasuries	912828TM2	US TSY NT	60,000,000	0.63	0.69	9/17/12	8/31/17	32,113	3,293	-	35,407
U.S. Treasuries	912828TS9	US TSY NT	75,000,000	0.63	0.73	10/18/12	9/30/17	18,029	2,995	-	21,023
Subtotals			\$ 885,000,000					\$ 813,687	\$ (143,410)	\$ -	\$ 670,277

Federal Agencies	313376CU7	FHLB BD	\$ -	0.16	0.15	12/22/11	10/9/12	\$ 50	\$ (3)	\$ -	\$ 46
Federal Agencies	31398A6V9	FNMA FRN QTR FF+20	50,000,000	0.36	0.36	12/21/10	12/3/12	15,431	-	-	15,431
Federal Agencies	31398A6V9	FNMA FRN QTR FF+20	50,000,000	0.36	0.36	12/23/10	12/3/12	15,431	-	-	15,431
Federal Agencies	31331G2R9	FFCB	37,000,000	1.88	1.53	3/26/10	12/7/12	57,813	(10,471)	-	47,342
Federal Agencies	31331JAB9	FFCB BULLET	50,000,000	1.63	1.59	4/16/10	12/24/12	67,708	(1,530)	-	66,179
Federal Agencies	3134G1U69	FHLMC FRN QTR FF+19	50,000,000	0.35	0.35	1/11/11	1/10/13	15,028	-	-	15,028
Federal Agencies	3134G1U69	FHLMC FRN QTR FF+19	50,000,000	0.35	0.43	1/12/11	1/10/13	15,028	429	-	15,457
Federal Agencies	3134G1U69	FHLMC FRN QTR FF+19	35,000,000	0.35	0.17	3/22/11	1/10/13	10,519	(748)	-	9,771
Federal Agencies	31331KM31	FFCB FLT T-BILL+22	20,000,000	0.33	0.30	12/12/11	5/1/13	5,511	(172)	-	5,339
Federal Agencies	3137EABM0	FHLMC BONDS	25,000,000	3.75	0.69	5/13/11	6/28/13	78,125	(64,164)	-	13,961
Federal Agencies	3134G2B50	FHLMC FRN FF+23	50,000,000	0.39	0.43	9/1/11	9/3/13	16,722	867	-	17,589
Federal Agencies	3134G2K43	FHLMC FLT NT FF+21	50,000,000	0.37	0.43	9/13/11	9/12/13	15,861	1,295	-	17,156
Federal Agencies	31315PLT4	FARMER MAC	35,000,000	1.25	1.30	12/6/10	12/6/13	36,458	1,366	-	37,824
Federal Agencies	31331J6A6	FFCB	22,000,000	1.30	1.31	12/23/10	12/23/13	23,833	194	-	24,028
Federal Agencies	313371UC8	FHLB	40,000,000	0.88	0.93	11/18/10	12/27/13	29,167	1,967	-	31,133
Federal Agencies	3135G0AZ6	FNMA FRN QTR T-BILL+21	25,000,000	0.31	0.35	3/4/11	3/4/14	6,570	424	-	6,995
Federal Agencies	3135G0AZ6	FNMA FRN QTR T-BILL+21	25,000,000	0.31	0.33	3/4/11	3/4/14	6,570	212	-	6,782
Federal Agencies	313379RV3	FHLB FLT NT FF+12	50,000,000	0.28	0.30	6/11/12	3/11/14	11,986	646	-	12,632
Federal Agencies	31398A3R1	FNMA AMORT TO CALL	24,500,000	1.35	1.27	11/10/10	3/21/14	27,563	-	-	27,563
Federal Agencies	31315PHX0	FARMER MAC MTN	14,080,000	3.15	0.50	4/10/12	6/5/14	36,960	(31,481)	-	5,479
Federal Agencies	3133XWE70	FHLB TAP	48,000,000	2.50	0.40	5/15/12	6/13/14	100,000	(85,300)	-	14,700
Federal Agencies	3133XWE70	FHLB TAP	50,000,000	2.50	0.40	6/11/12	6/13/14	104,167	(88,702)	-	15,465
Federal Agencies	3133724E1	FHLB	50,000,000	1.21	1.21	12/31/10	6/30/14	50,417	-	-	50,417
Federal Agencies	3137EACU1	FHLMC BONDS	75,000,000	1.00	1.02	6/2/11	7/30/14	62,500	1,451	-	63,951
Federal Agencies	3134G2UA8	FHLMC NT	53,000,000	1.00	0.67	12/1/11	8/20/14	44,167	(14,640)	-	29,527
Federal Agencies	3134G2UA8	FHLMC NT	25,000,000	1.00	0.65	12/14/11	8/20/14	20,833	(7,349)	-	13,485
Federal Agencies	31398A3G5	FNMA EX-CALL NT	13,200,000	1.50	0.51	4/4/12	9/8/14	16,500	(11,017)	-	5,483
Federal Agencies	3128X3L76	FHLMC BONDS	21,910,000	5.00	1.71	12/23/10	11/13/14	91,292	(58,835)	-	32,457
Federal Agencies	3128X3L76	FHLMC BONDS	1,000,000	5.00	1.71	12/23/10	11/13/14	4,167	(2,685)	-	1,481

Monthly Investment Earnings

Pooled Fund

Type of Investment	CUSIP	Issue Name	Par Value	Coupon	YTM ¹	Settle Date	Maturity Date	Earned Interest	Amort. Expense	Realized Gain/(Loss)	Earned Income /Net Earnings
Federal Agencies	3136FTRF8	FNMA FLT QTR FF+39	26,500,000	0.55	0.51	12/12/11	11/21/14	12,514	(680)	-	11,834
Federal Agencies	31331J4S9	FFCB	24,000,000	1.40	1.41	12/16/10	12/8/14	28,000	256	-	28,256
Federal Agencies	31331J4S9	FFCB	19,000,000	1.40	1.46	12/8/10	12/8/14	22,167	919	-	23,086
Federal Agencies	313371W51	FHLB	50,000,000	1.25	1.39	12/6/10	12/12/14	52,083	5,811	-	57,895
Federal Agencies	313371W51	FHLB	75,000,000	1.25	1.46	12/8/10	12/12/14	78,125	12,887	-	91,012
Federal Agencies	3133XVNU1	FHLB	25,400,000	2.75	1.30	11/23/10	12/12/14	58,208	(30,336)	-	27,872
Federal Agencies	3133XVNU1	FHLB	2,915,000	2.75	1.31	11/23/10	12/12/14	6,680	(3,449)	-	3,231
Federal Agencies	3133XVNU1	FHLB	50,000,000	2.75	1.37	12/8/10	12/12/14	114,583	(56,583)	-	58,000
Federal Agencies	313371W93	FHLB	75,000,000	1.34	1.34	12/15/10	12/15/14	83,750	-	-	83,750
Federal Agencies	3136FTVN6	FNMA FLT QTR FF+35	75,000,000	0.51	0.51	12/15/11	12/15/14	31,774	-	-	31,774
Federal Agencies	3135G0GM9	FNMA CALL NT	25,000,000	0.83	0.77	12/23/11	12/23/14	17,188	(1,696)	-	15,491
Federal Agencies	31331J6Q1	FFCB	27,175,000	1.72	1.74	12/29/10	12/29/14	38,951	381	-	39,331
Federal Agencies	31331J6Q1	FFCB	65,000,000	1.72	1.72	12/29/10	12/29/14	93,167	221	-	93,387
Federal Agencies	3133EAQ35	FFCB FLT NT FF+14	100,000,000	0.27	0.30	9/4/12	3/4/15	23,250	2,576	-	25,826
Federal Agencies	3133EAJP4	FFCB FLT NT 1ML+1.5	50,000,000	0.23	0.23	4/30/12	4/27/15	9,893	210	-	10,103
Federal Agencies	31315PWJ4	FARMER MAC FLT NT FF+26	50,000,000	0.47	0.47	5/3/12	5/1/15	19,547	-	-	19,547
Federal Agencies	3133EANJ3	FFCB BD	50,000,000	0.50	0.54	5/1/12	5/1/15	20,833	1,585	-	22,419
Federal Agencies	3133EAQC5	FFCB FLT NT 1ML+1	50,000,000	0.22	0.24	6/8/12	5/14/15	9,820	420	-	10,241
Federal Agencies	3137EACM9	FHLMC BONDS	50,000,000	1.75	2.17	12/15/10	9/10/15	72,917	17,023	-	89,940
Federal Agencies	313370JB5	FHLB	75,000,000	1.75	2.31	12/15/10	9/11/15	109,375	25,305	-	134,680
Federal Agencies	31315PGT0	FARMER MAC	45,000,000	2.13	2.17	9/15/10	9/15/15	79,688	1,444	-	81,131
Federal Agencies	31398A3T7	FNMA NT EX-CALL	25,000,000	2.00	1.08	10/14/11	9/21/15	41,667	(18,992)	-	22,674
Federal Agencies	31398A4M1	FNMA	25,000,000	1.63	2.22	12/15/10	10/26/15	33,854	11,913	-	45,767
Federal Agencies	31398A4M1	FNMA	42,000,000	1.63	2.19	12/23/10	10/26/15	56,875	18,860	-	75,735
Federal Agencies	31315PVW6	FARMER MAC CALL MTN	34,000,000	0.74	0.74	5/2/12	11/2/15	20,967	-	-	20,967
Federal Agencies	31331J2S1	FFCB	25,000,000	1.50	2.20	12/15/10	11/16/15	31,250	14,025	-	45,275
Federal Agencies	313371ZY5	FHLB	25,000,000	1.88	1.89	12/3/10	12/11/15	39,063	304	-	39,367
Federal Agencies	313371ZY5	FHLB	50,000,000	1.88	1.93	12/14/10	12/11/15	78,125	2,185	-	80,310
Federal Agencies	313375RN9	FHLB NT	22,200,000	1.00	0.82	4/13/12	3/11/16	18,500	(3,422)	-	15,078
Federal Agencies	3133EAJU3	FFCB NT	25,000,000	1.05	0.82	4/12/12	3/28/16	21,875	(4,733)	-	17,142
Federal Agencies	313379Z21	FHLB NT	20,000,000	0.81	0.82	4/18/12	4/18/16	13,500	166	-	13,666
Federal Agencies	313373ZN5	FHLB	35,000,000	2.03	2.03	6/6/11	6/6/16	59,208	-	-	59,208
Federal Agencies	31315PYC7	FAMCA CALL MTN	10,000,000	0.95	0.95	6/6/12	6/6/16	7,917	-	-	7,917
Federal Agencies	31315PB73	FAMCA NT	10,000,000	0.90	0.90	2/9/12	6/9/16	7,500	-	-	7,500
Federal Agencies	31315PA25	FAMCA NT	15,000,000	2.00	2.09	7/27/11	7/27/16	25,000	1,107	-	26,107
Federal Agencies	3134G2SP8	FHLMC CALL	50,000,000	2.00	1.99	7/28/11	7/28/16	83,333	(1,268)	-	82,065
Federal Agencies	313370TW8	FHLB BD	25,000,000	2.00	1.39	10/11/11	9/9/16	41,667	(12,562)	-	29,104
Federal Agencies	3135G0CM3	FNMA NT	25,000,000	1.25	1.37	10/11/11	9/28/16	26,042	2,453	-	28,495
Federal Agencies	3134G22E1	FHLMC CALL NT	25,000,000	1.60	1.53	12/27/11	11/2/16	33,333	(8,223)	-	25,110
Federal Agencies	3135G0ES8	FNMA NT	50,000,000	1.38	1.25	12/14/11	11/15/16	57,292	(5,329)	-	51,963
Federal Agencies	3134G3CB4	FHLMC NT CALL	34,695,000	1.63	1.47	2/23/12	12/5/16	46,983	(27,641)	-	19,342
Federal Agencies	3136FTUZ0	FNMA CALL NT	50,000,000	1.40	1.41	12/30/11	12/30/16	58,333	424	-	58,758
Federal Agencies	31315PWW5	FARMER MAC MTN	49,500,000	1.01	1.02	5/4/12	1/17/17	41,663	446	-	42,109
Federal Agencies	3136FTL31	FNMA STEP BD CALL	30,765,000	0.75	0.68	4/30/12	2/7/17	19,228	(5,151)	-	14,077
Federal Agencies	3137EADC0	FHLMC NT	50,000,000	1.00	1.13	3/12/12	3/8/17	41,667	5,147	-	46,813
Federal Agencies	3133782N0	FHLB NT	14,845,000	0.88	1.08	3/12/12	3/10/17	10,824	2,498	-	13,322
Federal Agencies	3133782N0	FHLB NT	55,660,000	0.88	1.06	3/12/12	3/10/17	40,585	8,547	-	49,133
Federal Agencies	3136FTZ77	FNMA STR NT	50,000,000	1.00	1.00	3/13/12	3/13/17	41,667	-	-	41,667
Federal Agencies	31315PTQ2	FARMER MAC MTN	12,500,000	1.26	1.36	4/10/12	4/10/17	13,125	1,031	-	14,156
Federal Agencies	3134G3TR1	FHLMC MTN CALL	30,000,000	1.45	1.45	4/12/12	4/12/17	36,250	-	-	36,250

Monthly Investment Earnings

Pooled Fund

Type of Investment	CUSIP	Issue Name	Par Value	Coupon	YTM ¹	Settle Date	Maturity Date	Earned Interest	Amort. Expense	Realized Gain/(Loss)	Earned Income /Net Earnings
Federal Agencies	3136GCC3	FNMA STRNT	30,000,000	0.85	0.85	4/18/12	4/18/17	21,250	-	-	21,250
Federal Agencies	31315PUQ0	FARMER MAC MTN	10,500,000	1.13	1.13	4/26/12	4/26/17	9,844	-	-	9,844
Federal Agencies	3133EAPB8	FFCB CALL NT	25,000,000	1.23	1.23	5/2/12	5/2/17	25,625	-	-	25,625
Federal Agencies	3135GOKP7	FNMA CALL NT	75,000,000	1.75	1.51	5/3/12	5/3/17	109,375	(72,871)	-	36,504
Federal Agencies	3133794Y2	FHLB FIX-TO-FLOAT CALL NT	25,000,000	0.50	0.50	5/9/12	5/9/17	10,417	-	-	10,417
Federal Agencies	3137EADF3	FHLMC NT	25,000,000	1.25	1.14	5/14/12	5/12/17	26,042	(2,260)	-	23,781
Federal Agencies	3136G0GW5	FNMA STEP NT CALL	50,000,000	0.85	0.73	6/11/12	5/23/17	35,417	(12,666)	-	22,751
Federal Agencies	3133EAUW6	FFCB FLT NT FF+22	50,000,000	0.37	0.37	6/19/12	6/19/17	16,139	-	-	16,139
Federal Agencies	3136G0ZA2	FNMA STEP NT	15,000,000	0.75	0.75	9/12/12	9/12/17	9,375	-	-	9,375
Federal Agencies	3136G0B59	FNMA STEP NT	64,750,000	0.70	0.70	9/20/12	9/20/17	37,771	-	-	37,771
Federal Agencies	3136G0D81	FNMA STEP NT	100,000,000	0.72	0.72	9/27/12	9/27/17	60,000	-	-	60,000
Subtotals			\$3,436,095,000					\$3,377,433	\$ (497,962)		\$ 2,879,471
TLGP	36967HAV9	GENERAL ELECTRIC TLGP	\$ 25,000,000	2.13	1.79	11/6/09	12/21/12	\$ 44,271	\$ (6,894)	\$ -	\$ 37,377
Subtotals			\$ 25,000,000					\$ 44,271	\$ (6,894)		\$ 37,377
State/Local Agencies	130583ER4	CALIFORNIA SCHOOL CASH PROG.	\$ 6,435,000	2.00	0.24	7/2/12	3/1/13	\$ 10,725	\$ (9,612)	\$ -	\$ 1,113
State/Local Agencies	130583ET0	CALIFORNIA SCHOOL CASH PROG.	6,200,000	2.00	0.26	7/2/12	6/3/13	10,333	(9,130)	-	1,204
State/Local Agencies	107889RL3	TOWNSHIP OF BRICK NJ BAN	23,915,000	1.00	0.50	7/26/12	7/26/13	19,929	(10,095)	-	9,834
State/Local Agencies	967244L36	CITY OF WICHITA KS	4,105,000	0.75	0.55	8/9/12	8/15/13	2,566	(693)	-	1,873
State/Local Agencies	022168KZ0	ALUM ROCK ESD SAN JOSE CA	1,665,000	0.80	0.80	7/13/12	9/1/13	1,110	-	-	1,110
State/Local Agencies	463655GW4	IRVINE RANCH CA WTR PRE-RE	15,000,000	2.61	0.53	3/29/12	3/15/14	32,563	(26,250)	-	6,312
State/Local Agencies	463655GW4	IRVINE RANCH CA WTR PRE-RE	11,115,000	2.61	0.42	6/8/12	3/15/14	24,129	(20,551)	-	3,578
State/Local Agencies	463655GW4	IRVINE RANCH CA WTR PRE-RE	8,150,000	2.61	0.42	6/8/12	3/15/14	17,692	(15,069)	-	2,623
State/Local Agencies	13063A5B6	CALIFORNIA ST GO BD	2,820,000	5.25	1.04	5/2/12	4/1/14	12,338	(9,950)	-	2,387
State/Local Agencies	62451FFC9	WHISMAN SCHOOL DIST MTN VIEW	1,125,000	0.75	0.75	7/24/12	8/1/14	704	-	-	704
State/Local Agencies	64966DPC7	NEW YORK CITY GO	8,000,000	4.75	0.68	6/7/12	11/1/14	31,667	(27,385)	-	4,282
Subtotals			\$ 88,530,000					\$ 163,755	\$ (428,734)		\$ 35,021
Public Time Deposits		BANK OF THE WEST PTD	\$ 240,000	0.53	0.53	4/9/12	4/9/13	\$ 110	\$ -	\$ -	\$ 110
Public Time Deposits		SAN FRANCISCO FCU PTD	240,000	0.53	0.53	4/9/12	4/9/13	108	-	-	108
Public Time Deposits		BANK OF SAN FRANCISCO PTD	240,000	0.53	0.53	5/18/12	4/9/13	110	-	-	110
Public Time Deposits		FIRST NAT. BANK OF NOR. CAL. PTI	240,000	0.50	0.50	8/3/12	4/9/13	102	-	-	102
Subtotals			\$ 960,000					\$ 429	\$ -		\$ 429
Negotiable CDs	78009NBL9	RBC YCD FLT 1ML+22	\$ 50,000,000	0.43	0.43	11/2/11	11/2/12	\$ 18,719	\$ -	\$ -	\$ 18,719
Negotiable CDs	78009NBU9	RBC YCD	50,000,000	0.67	0.67	11/16/11	11/16/12	28,847	-	-	28,847
Negotiable CDs	78009NCS3	RBC YCD	50,000,000	0.72	0.72	12/16/11	12/17/12	31,000	-	-	31,000
Negotiable CDs	89112XLC7	TD YCD	50,000,000	0.35	0.35	1/12/12	1/14/13	15,069	-	-	15,069
Negotiable CDs	60682AAX4	MITSUBISHI UFJ FIN GRP YCD	50,000,000	0.44	0.44	9/12/12	3/12/13	18,944	-	-	18,944
Negotiable CDs	06417ER96	BANK OF NOVA SCOTIA YCD	50,000,000	0.46	0.46	4/26/12	3/21/13	19,806	-	-	19,806
Negotiable CDs	06417E2P7	BANK OF NOVA SCOTIA FF+38	25,000,000	0.53	0.53	6/7/12	6/7/13	11,514	-	-	11,514
Negotiable CDs	06417FAY6	BANK OF NOVA SCOTIA YCD	50,000,000	0.38	0.38	9/4/12	8/30/13	16,361	-	-	16,361
Subtotals			\$ 375,000,000					\$ 160,261	\$ -		\$ 160,261
Commercial Paper	89233GNJ1	TOYOTA CP	\$ 30,000,000	0.00	0.60	4/24/12	1/18/13	\$ 15,500	\$ -	\$ -	\$ 15,500
Commercial Paper	89233GSU1	TOYOTA CP	50,000,000	0.00	0.43	8/31/12	5/28/13	18,514	-	-	18,514
Subtotals			\$ 80,000,000					\$ 34,014	\$ -		\$ 34,014

Monthly Investment Earnings

Pooled Fund

Type of Investment	CUSIP	Issue Name	Par Value	Coupon	YTM ¹	Settle Date	Maturity Date	Earned Interest	Amort. Expense	Realized Gain/(Loss)	Earned Income /Net Earnings
Medium Term Notes	64952WAJ2	NEW YORK LIFE MTN	\$ -	5.25	0.42	1/19/12	10/16/12	\$ 28,908	\$ (26,091)	\$ -	\$ 2,817
Medium Term Notes	89233P5P7	TOYOTA FLT QTR 3ML+20	18,200,000	0.59	0.59	12/14/11	12/17/12	9,227	-	-	9,227
Medium Term Notes	89233P5Q5	TOYOTA FLT QTR 3ML+20	10,000,000	0.55	0.55	12/15/11	1/11/13	5,016	-	-	5,016
Medium Term Notes	36962GZY3	GE MTN	10,000,000	5.45	0.51	3/23/12	1/15/13	45,417	(41,517)	-	3,900
Medium Term Notes	592179JG1	MET LIFE GLOBAL FUNDING MTN	3,710,000	5.13	0.31	9/6/12	4/10/13	15,845	(15,200)	-	645
Medium Term Notes	36962G3T9	GE MTN	17,648,000	4.80	0.61	6/12/12	5/1/13	70,592	(62,653)	-	7,939
Subtotals			\$ 59,558,000					\$ 175,004	\$ (145,461)	\$ -	\$ 29,544
Grand Totals			\$ 4,950,143,000					\$ 4,768,855	\$ (922,461)	\$ -	\$ 3,846,394

¹Yield to maturity is calculated at purchase

Investment Transactions

For month ended October 31, 2012

Transaction		Maturity												Transaction	
Type	Settle Date	Date	Type of Investment	Issuer Name	CUSIP	Par Value	Coupon	YTM	Price	Interest			Amount		
Purchase	10/18/2012	9/30/2017	U.S. Treasuries	US TSY NT	912828TS9	\$ 75,000,000	0.63	0.73	\$ 99.48	\$ -			\$ 74,636,461		
Subtotals						\$ 75,000,000	0.63	0.73	\$ 99.48	\$ -			\$ 74,636,461		
Maturity	10/9/2012	10/9/2012	Federal Agencies	FHLB BD	313376CU7	\$ 1,400,000	0.16	0.15	\$ 100.01	\$ 1,120			\$ 1,401,120		
Maturity	10/16/2012	10/16/2012	Medium Term Notes	NEW YORK LIFE MTN	64952WAJ2	13,215,000	5.25	0.42	103.57	346,894			13,561,894		
Subtotals						\$ 14,615,000	4.76	0.39	\$ 103.23	\$ 348,014			\$ 14,963,014		
Interest	10/1/2012	4/1/2014	State/Local Agencies	CALIFORNIA ST GO BD	13063A5B6	\$ 2,820,000	5.25	1.04	\$ 107.96	\$ 61,276			\$ 74,025		
Interest	10/2/2012	11/2/2012	Negotiable CDs	RBC YCD FLT 1ML+22	78009NBL9	50,000,000	0.45	0.45	100.00	17,519			17,519		
Interest	10/10/2012	1/10/2013	Federal Agencies	FHLMC FRN QTR FF+19	3134G1U69	50,000,000	0.35	0.35	100.00	42,653			42,653		
Interest	10/10/2012	1/10/2013	Federal Agencies	FHLMC FRN QTR FF+19	3134G1U69	50,000,000	0.35	0.42	99.98	42,653			42,653		
Interest	10/10/2012	1/10/2013	Federal Agencies	FHLMC FRN QTR FF+19	3134G1U69	35,000,000	0.35	0.18	100.05	29,857			29,857		
Interest	10/10/2012	4/10/2017	Federal Agencies	FARMER MAC MTN	31315PTQ2	12,500,000	1.26	1.36	99.51	78,750			78,750		
Interest	10/10/2012	4/10/2013	Medium Term Notes	MET LIFE GLOBAL FUNDING	592179JG1	3,710,000	5.13	0.31	102.85	17,957			95,069		
Interest	10/11/2012	1/11/2013	Medium Term Notes	TOYOTA FLT QTR 3ML+20	89233P5Q5	10,000,000	0.66	0.66	100.00	16,805			16,805		
Interest	10/12/2012	4/12/2017	Federal Agencies	FHLMC MTN CALL	3134G3TR1	30,000,000	1.45	1.45	100.00	217,500			217,500		
Interest	10/14/2012	5/14/2015	Federal Agencies	FFCB FLT NT 1ML+1	3133EAQC5	50,000,000	0.23	0.24	99.97	9,740			9,740		
Interest	10/18/2012	4/18/2017	Federal Agencies	FNMA STRNT	3136G0CC3	30,000,000	0.85	0.85	100.00	127,500			127,500		
Interest	10/18/2012	4/18/2016	Federal Agencies	FHLB NT	313379Z21	20,000,000	0.81	0.82	99.96	81,000			81,000		
Interest	10/26/2012	10/26/2015	Federal Agencies	FNMA	31398A4M1	25,000,000	1.63	2.22	97.27	203,125			203,125		
Interest	10/26/2012	10/26/2015	Federal Agencies	FNMA	31398A4M1	42,000,000	1.63	2.19	97.44	341,250			341,250		
Interest	10/26/2012	4/26/2017	Federal Agencies	FARMER MAC MTN	31315PUQ0	10,500,000	1.13	1.13	100.00	59,063			59,063		
Interest	10/27/2012	4/27/2015	Federal Agencies	FFCB FLT NT 1ML+1.5	3133EAJP4	50,000,000	0.23	0.24	99.99	9,604			9,604		
Interest	10/31/2012	4/30/2013	U.S. Treasuries	US TSY NT	912828QE3	25,000,000	0.63	0.42	100.38	78,125			78,125		
Interest	10/31/2012	10/31/2015	U.S. Treasuries	US TSY NT	912828PE4	25,000,000	1.25	0.61	102.44	156,250			156,250		
Interest	10/31/2012	4/30/2016	U.S. Treasuries	US TSY NT	912828QF0	50,000,000	2.00	0.91	104.40	500,000			500,000		
Subtotals						\$ 571,530,000	0.88	0.76	\$ 100.24	\$ 2,090,627			\$ 2,180,487		

Grand Totals	1	Purchases
	0	Sales
	(2)	Maturities / Calls
	(1)	Change in number of positions

Non-Pooled Investments

As of October 31, 2012

Type of Investment	CUSIP	Issue Name	Settle	Maturity	Duration	Coupon	Par Value	Book Value	Amortized	
			Date	Date					Book Value	Market Value
State/Local Agencies	797712AD8	SFRDA SOUTH BEACH HARBOR	1/20/12	12/1/16	3.89	3.50	\$ 5,690,000	\$ 5,690,000	\$ 5,690,000	\$ 5,690,000
Subtotals					3.89	3.50	\$ 5,690,000	\$ 5,690,000	\$ 5,690,000	\$ 5,690,000
Money Market Funds		CITI SWEEP	10/31/12	11/1/12	0.00	0.02	\$ 85,697,451	\$ 85,697,451	\$ 85,697,451	\$ 85,697,451
Subtotals					0.00	0.02	\$ 85,697,451	\$ 85,697,451	\$ 85,697,451	\$ 85,697,451
Grand Totals					0.24	0.24	\$ 91,387,451	\$ 91,387,451	\$ 91,387,451	\$ 91,387,451

NON-POOLED FUNDS PORTFOLIO STATISTICS

(in \$ million)	Current Month		Prior Month	
	Fiscal YTD	October 2012	Fiscal YTD	September 2012
Average Daily Balance	\$ 91,385,172	\$ 91,387,405	\$ 91,384,420	\$ 91,385,826
Net Earnings	\$ 72,239	\$ 18,073	\$ 54,167	\$ 18,023
Earned Income Yield	0.24%	0.23%	0.24%	0.24%

Note: All non-pooled securities were inherited by the City and County of San Francisco as successor agency to the San Francisco Redevelopment Agency. Book value and amortized book value are derived from limited information received from the SFRDA and are subject to verification.



Issued: Report on Retiree (Postemployment) Medical Benefit Costs
Reports, Controller

to:

Calvillo, Angela, Nevin, Peggy, BOS-Supervisors, BOS-Legislative Aides, Kawa, Steve, Howard, Kate, Falvey, Christine, Elliott, Jason, Campbell, Severin, Newman, Debra, sfdocs@sfpl.info, gmetcalf@spur.org, CON-Media Contact, ggiubbini@sftc.org, CON-EVERYONE, CON-CCSF Dept Heads, CON-Finance Officers
11/20/2012 02:54 PM

Sent by:

"Chapin-Rienzo, Shanda" <shanda.chapin-rienzo@sfgov.org>

Hide Details

From: "Reports, Controller" <controller.reports@sfgov.org> Sort List...

To: "Calvillo, Angela" <angela.calvillo@sfgov.org>, "Nevin, Peggy"

<peggy.nevin@sfgov.org>, BOS-Supervisors <bos-supervisors.bp2ln@sfgov.microsoftonline.com>, BOS-Legislative Aides <bos-legislativeaides.bp2ln@sfgov.microsoftonline.com>, "Kawa, Steve" <steve.kawa@sfgov.org>, "Howard, Kate" <kate.howard@sfgov.org>, "Falvey, Christine" <christine.falvey@sfgov.org>, "Elliott, Jason" <jason.elliott@sfgov.org>, "Campbell, Severin" <severin.campbell@sfgov.org>, "Newman, Debra" <debra.newman@sfgov.org>, "sfdocs@sfpl.info" <sfdocs@sfpl.info>, "gmetcalf@spur.org" <gmetcalf@spur.org>, CON-Media Contact <con-mediacontact.bp2ln@sfgov.microsoftonline.com>, "ggiubbini@sftc.org" <ggiubbini@sftc.org>, CON-EVERYONE <con-everyone.bp2ln@sfgov.microsoftonline.com>, CON-CCSF Dept Heads <con-ccsfdeptheads.bp2ln@sfgov.microsoftonline.com>, CON-Finance Officers <confinanceofficers.bp2ln@sfgov.microsoftonline.com>,

Sent by: "Chapin-Rienzo, Shanda" <shanda.chapin-rienzo@sfgov.org>

The Office of the Controller is pleased to issue the City and County of San Francisco July 1, 2010 Postretirement Health Plan Actuarial Valuation Report. This report is an updated valuation of the City's retiree (or postemployment) medical benefits liability as required by Governmental Accounting Standards Board Statement Number 45 (GASB-45). The City's unfunded actuarial liability for other post-employment health benefits reported in this valuation report is \$4.42 billion. This number represents the future cost of providing retiree health benefits earned by employees and retirees as of July 1, 2010, net of a modest balance of \$3.2 million in the Retiree Health Care Trust Fund. The last valuation report performed in 2008 showed an estimated \$4.36 billion unfunded actuarial liability. The unfunded liability estimate for 2010 is relatively unchanged from the prior valuation largely due to lower than expected medical inflation during the past two years, a long-term assumption that medical inflation will be marginally lower in future years, and some reductions from steps the City has taken in recent years to reduce costs for new employees. The actuarial and analytical work was performed by Cheiron, Inc., the actuarial consulting firm that also provides services to the San Francisco Employee Retirement System.

To view the full report, please visit our website at: <http://co.sfgov.org/webreports/details.aspx?id=1498>

This is a send-only email address.

For questions about the report, please contact Ben Rosenfield at Ben.Rosenfield@sfgov.org or (415) 554-7500.

11



Ben Rosenfield
Controller

Monique Zmuda
Deputy Controller

MEMORANDUM

TO: Mayor Edwin Lee
Members of the Board of Supervisors

FROM: Ben Rosenfield, Controller *BR*

DATE: November 20, 2012

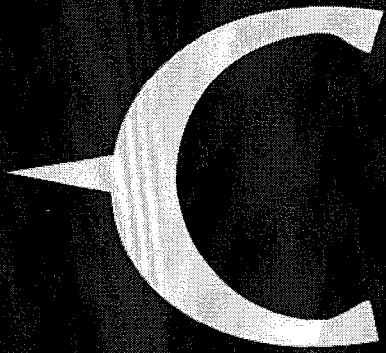
SUBJECT: Report on Retiree (Postemployment) Medical Benefit Costs

I am providing with this letter an updated valuation of the City's retiree (or postemployment) medical benefits liability as required by Governmental Accounting Standards Board Statement Number 45 (GASB-45), *Accounting and Financial Reporting by Employers for Postemployment Benefits Other Than Pensions*. The actuarial and analytical work was performed by Cheiron, Inc., the actuarial consulting firm that also provides services to the San Francisco Employee Retirement System. This letter briefly summarizes the analysis and the attached package includes Cheiron's July 1, 2010 Postretirement Health Plan Actuarial Valuation Report and a slide presentation illustrating the findings.

Executive Summary

- The City's unfunded actuarial liability for other post-employment health benefits (OPEB) reported in the July 1, 2010 valuation report is \$4.42 billion. This number represents the future cost of providing retiree health benefits earned by employees and retirees as of that date, net of a modest balance of \$3.2 million in the Retiree Health Care Trust Fund.
- This unfunded liability estimate is largely unchanged from the prior study performed two years ago, despite inflationary impacts that would otherwise be expected to increase it. This is largely due to lower than expected medical inflation during this past two years, a long-term assumption that medical inflation will be marginally lower in future years, and some reductions from steps the City has taken in recent years to reduce costs for new employees.

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



City and County of San Francisco

**July 1, 2010
Postretirement Health Plan
Actuarial Valuation Report**

Produced by Cheiron

November 2012



Classic Values, Innovative Advice



SAN FRANCISCO TRANSIT RIDERS UNION

P.O. Box 193141, San Francisco, CA 94119
www.sftru.org

November 20, 2012

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

Bos-11
Cpage

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
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AK

Dear Supervisors:

The San Francisco Transit Riders Union was extremely pleased that Senator Mark Leno recently secured the Governor's signature on SB 1492, authorizing San Francisco to restore the full vehicle license fee (VLF) within the City to provide augmented local revenue.

We urge the Board of Supervisors to place an appropriate measure before the voters to approve this new revenue source and to assign as much as \$50 million annually of additional General Fund revenues, as needed, to expand Municipal Railway transit service, as specified below.

While the funds would constitute general revenue thereby requiring only a 50% vote for approval, we feel such approval will only be forthcoming with a strong commitment from the Board of Supervisors as to how such revenues would be used. Furthermore, being derived from a transportation source, we believe the highest priority for such funds should be transportation purposes, and that such funds should first and foremost be committed to Municipal Railway service needs. Because VLF funds are annually recurrent, this is an appropriate source to tap for recurrent budgetary needs, not one-time proposals.

In particular,

1. To reach our goals of 50% of all trips being taken in cars rather than the current 62% we need to have reliable transit. As the Board knows, Muni service was reduced by over 10% in 2010, only a portion of which was subsequently restored. Several Board members pledged to seek restoration of the remainder of this service--VLF funds would enable you to do so. In addition, a reserve or other mechanism should be established to protect against future budget-driven service cuts such as those of 2009 and 2010.

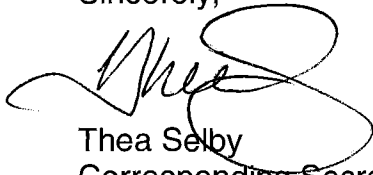
2. The VLF should also help bring the Muni fleet to a "state of good repair" by fixing the buses and light rail vehicles currently out of service, further improving service and reliability for transit riders.
3. The SFMTA is committed to implementing the Transit Effectiveness Project (TEP), but operating funds have not been identified. VLF funds provide an appropriate partial or full funding source.
4. Muni service should be expanded to a still higher level, and, in fact, even the original TEP Study identified a "Preferred" network at a higher resource level than now planned. VLF funds offer the opportunity to fund the TEP at this preferred higher level our City requires.

Following approval of a VLF revenue measure, we seek your commitment to assign as much as \$50 million of General Fund revenue per year to achieve these aims.

We would be glad to work with members of the Board to detail such a program, and pledge our work to help secure voter passage of a VLF restoration measure with such intent.

We look forward to your support in achieving these goals.

Sincerely,



Thea Selby
Corresponding Secretary
San Francisco Transit Riders Union

cc: Mayor Ed Lee
San Francisco Municipal Transportation Authority Board of Directors
Supervisors-elect London Breed, Norman Yee
Ed Reiskin, SFMTA Director of Transportation
José Luis Moscovich, SFCTA Executive Director



Issued: Ten Selected Organizations Complied With the San Francisco Administrative Code, Chapter 12G, by Not Using City Funds for Political Activity
 Reports, Controller

to:

Calvillo, Angela, Nevin, Peggy, BOS-Supervisors, BOS-Legislative Aides, Kawa, Steve, Howard, Kate, Falvey, Christine, Elliott, Jason, Campbell, Severin, Newman, Debra, sfdocs@sfpl.info, CON-EVERYONE, CON-CCSF Dept Heads, CON-Finance Officers, Assmann, David, Hayes-White, Joanne, Rhorer, Trent, Garcia, Barbara, Herrera, Luis, Kelly, Jr, Harlan, Ed.Reiskin@sfmta.com, Biel, Mike, Nelson, Mary, Corso, Mark, Tookes, Valerie, Curto, David, Patel, Ashish, Gannon, Maureen, Longhitano, Robert, Fine, Ivy, publicaffairs@sfpl.org, syoshida@sfpl.org, mikesmith@aef-sf.org, tommy.chan@abm.com, vinay@asianimprov.org, tfang@asianweek.com, jcoronel@asianweek.com, mary@biritemarket.com, stephen@brownieshardware.com, blin@sffb.org, mbraude@sffb.org, masen@transgenderlawcenter.org, gholm@waxie.com, chechanova@waxie.com

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The Office of the Controller's City Services Auditor Division (CSA) today issued a memorandum on its

13

assessment of ten organizations' compliance with Chapter 12G of the San Francisco Administrative Code, which prohibits the use of city funds for political activity. The assessment found that the ten organizations did not use city funds received under city grants, contracts, or loans in fiscal year 2010-11 to participate in, support, or attempt to influence a political campaign for any candidate or ballot measure.

To view the full memorandum, please visit our website at: <http://co.sfgov.org/webreports/details.aspx?id=1496>

This is a send-only email address.

For questions about the memorandum, please contact Director of City Audits Tonia Lediju at Tonia.Lediju@sfgov.org or 415-554-5393, or the CSA Audits Unit at 415-554-7469.



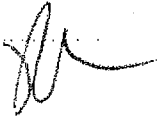
CITY AND COUNTY OF SAN FRANCISCO
OFFICE OF THE CONTROLLER

Ben Rosenfield
Controller

Monique Zmuda
Deputy Controller

MEMORANDUM

TO: Mayor and Board of Supervisors

FROM: Tonia Lediju, Director of City Audits
City Services Auditor Division 

DATE: November 19, 2012

SUBJECT: Ten Selected Organizations Complied With the San Francisco
Administrative Code, Chapter 12G, by Not Using City Funds for Political
Activity

EXECUTIVE SUMMARY

The City and County of San Francisco (City), Office of the Controller (Controller), City Services Auditor Division (CSA), assessed the compliance of ten organizations, five nonprofit and five for-profit, with Chapter 12G of the San Francisco Administrative Code (Administrative Code), which prohibits the use of city funds for political activity. CSA conducted this assessment to meet the Administrative Code's requirement that the Controller annually review at least ten persons or entities that enter contract, grant, or loan agreements with the City to ensure that the selected entities complied with the prohibition. The Administrative Code defines political activity as participating in, supporting, or attempting to influence a political campaign for any candidate or ballot measure. All ten organizations assessed did not use for political activity city funds they received under city grants, contracts, or loans in fiscal year 2010-11.

BACKGROUND, OBJECTIVES & METHODOLOGY

Background

To ensure compliance with the prohibition on the use of city funds for political activity, Chapter 12G of the Administrative Code requires the Controller to annually review at least ten persons or entities that enter contract, grant, or loan agreements with the City. San Francisco voters caused this prohibition to become city law when they passed Proposition Q in November 2002. The law defines political activity as participating in, supporting, or attempting to influence a political campaign for any candidate or ballot measure, and requires that all city contract, grant, and loan agreements disclose the prohibition.

The Controller's rules for implementing the Administrative Code's prohibition require the City to demand repayment of any city funds used for political purposes. Moreover, the rules specify penalties for recipients of city funds that use them for political purposes.

Objective

The assessment's primary purpose was to determine whether any of the ten selected organizations illegally expended city funds to participate in, support, or attempt to influence a political campaign for any candidate or ballot measure.

Methodology

Using the City's financial system records, CSA selected ten organizations from among those that received city funds under contracts, grants, or loan agreements during city fiscal year 2010-11 (July 1, 2010, through June 30, 2011). Exhibit 1 summarizes amounts the City paid to organizations under *all* contracts, grants, and loans. CSA also obtained databases containing records of contributions to local and state political organizations.

EXHIBIT 1		City Contract, Grant, Loan, and Other Payments Fiscal Year 2010-11
	Payment Category	Total Payments
	Contracts	\$1,300,468,270
	Grants	279,318,940
	Loans	43,464,018
	Other*	96,198,601
	Total	\$1,719,449,829

Note: *In-kind payments including services such as equipment and building maintenance provided by departments.

Source: Auditor's analysis of data from Office of the Controller's Accounting Operations and Systems Division.

Using audit analytic software, CSA searched for matches between the names and addresses of organizations receiving city funds and the names and addresses of organizations that made contributions to political groups. CSA summarized and grouped the matched database records, and selected ten organizations for the assessment. The selection was made to include various types of organizations and agreements, and considered other factors, such as the total amount of political contributions made by the organization — higher amounts increased the likelihood of selection — and whether the organization had been selected for a previous Proposition Q assessment — if it had, this reduced the likelihood of selection. Exhibit 2 lists the organizations CSA selected for the assessment.

**EXHIBIT 2 Ten Organizations Selected for Political Activity Assessment
Fiscal Year 2010-11**

Organization	Type	Category	City Funding Received
AIDS Emergency Fund	Nonprofit	Contracts	\$1,300,531
Ampco System Parking	For-profit	Contracts	547,967
Asian Improv Arts	Nonprofit	Grants	28,000
Asian Week Foundation	Nonprofit	Grants	4,500
Bi-Rite Market, Inc.	For-profit	Contracts	6,119
Brownies Hardware, Inc.	For-profit	Contracts	49,696
Roxie Food Center	For-profit	Contracts	14,523
San Francisco Food Bank	Nonprofit	Contracts, Grants	1,069,806
Transgender Law Center	Nonprofit	Grants	31,133
Waxie Sanitary Supply	For-profit	Contracts, Others	2,071,343
Total			\$5,123,618

Source: Auditor's analysis of data from Office of the Controller's Accounting Operations and Systems Division.

To conduct the assessment, CSA verified that the selected organizations' agreements with the City included the prohibition on using city funds for political activity. CSA reviewed invoices submitted by the organizations, inspected tax returns, financial statements and accounting records, and verified certain payments that the City made to each organization during fiscal year 2010-11.

The auditors inquired of the organizations' officers whether they had spent city or other funds for purposes related to political activity. CSA also obtained written management representation from each organization certifying that no city funds were used for political activity.

Generally accepted government auditing standards do not cover the conduct of nonaudit services, which are defined as professional services other than audits or attestation engagements. Therefore, CSA is not responsible for the substantive outcomes of the work performed during this assessment. Rather, management of the city departments that engaged the assessed organizations is responsible to be in a position, in fact and appearance, to make an informed judgment on the results of the nonaudit service.

RESULTS

The ten organizations assessed complied with the prohibition on using for political activity city funds received under grants, contracts, and loans from or with city departments. The ten organizations did not use city funds to participate in, support, or attempt to influence a political campaign for any candidate or ballot measure. An inspection of each organization's reimbursement requests and financial records found no evidence of political expenses paid with city funds during fiscal year 2010-11.

CSA extends its appreciation to those who assisted with this assessment. If you have any questions or concerns, please contact me at (415) 554-5393 or tonia.lediju@sfgov.org.

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To: "Angela Calvillo (Board.of.Supervisors@sfgov.org)" <Board.of.Supervisors@sfgov.org>,
Date: 11/19/2012 11:27 AM
Subject: California Academy of Sciences Audited Financials

Hi Angela,

I hereby forward our audited financials for the year ended June 30, 2012.

Please let me know if you have any questions.

Best,

Kristin Klingvall
Controller
California Academy of Sciences
p. 415.379.5141
f. 415.379.5701
kklingvall@calacademy.org
www.calacademy.org

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Prepare to be moved! *Earthquake* , an all-new exhibit and planetarium show, is now open.



11-15-12 - California Academy of Science Financial Statements (Final).pdf

California Academy of Sciences

**Financial Statements
June 30, 2012 and 2011.**

California Academy of Sciences
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June 30, 2012 and 2011

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Report of Independent Auditors

To the Board of Trustees
California Academy of Sciences

In our opinion, the accompanying statements of financial position and the related statements of activities and cash flows present fairly, in all material respects, the financial position of the California Academy of Sciences (the "Academy") at June 30, 2012 and 2011, and the changes in its net assets and its cash flows for the years then ended in conformity with accounting principles generally accepted in the United States of America. These financial statements are the responsibility of the Academy's management. Our responsibility is to express an opinion on these financial statements based on our audits. We conducted our audits of these statements in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements, assessing the accounting principles used and significant estimates made by management, and evaluating the overall financial statement presentation. We believe that our audits provide a reasonable basis for our opinion.

PricewaterhouseCoopers LLP

November 15, 2012

California Academy of Sciences
Statements of Financial Position
June 30, 2012 and 2011

	2012				2011			
	Operating	Plant	Endowment	Total	Operating	Plant	Endowment	Total
Assets								
Cash and cash equivalents	\$ 205,381	\$ -	\$ -	\$ 205,381	\$ 1,627,636	\$ -	\$ -	\$ 1,627,636
Investments	4,221,659	248,541,198	150,722,867	403,485,724	4,221,659	238,648,642	172,313,558	415,183,859
Receivables, net								
Research grants	465,828	-	-	465,828	348,575	-	-	348,575
Accrued interest and dividends	-	745,330	28,962	774,292	-	30,516	51,211	81,727
Other receivables, net	515,748	-	-	515,748	680,737	-	-	680,737
Contributions, net	2,743,293	9,629,155	62,970	12,435,418	4,321,606	15,331,687	115,989	19,769,282
Due (to) from other funds	6,834,496	1,177,323	(8,011,819)	-	7,366,735	894,354	(8,261,089)	-
Inventory	61,486	-	-	61,486	64,901	-	-	64,901
Prepaid expenses	1,080,409	15,000	-	1,095,409	1,119,224	-	-	1,119,224
Notes receivable, net	-	-	1,077,354	1,077,354	-	-	912,248	912,248
Investments held in trusts	-	-	4,212,293	4,212,293	-	-	4,371,342	4,371,342
Deferred bond financing costs, net	-	2,767,751	-	2,767,751	-	2,873,525	-	2,873,525
Property and equipment, less accumulated depreciation	-	403,590,796	-	403,590,796	-	415,633,250	-	415,633,250
Total assets	\$ 16,128,300	\$ 666,466,553	\$ 148,092,627	\$ 830,687,480	\$ 19,751,073	\$ 673,411,974	\$ 169,503,259	\$ 862,666,306
Liabilities and Net Assets								
Liabilities								
Accounts payable	\$ 986,858	\$ 239,847	\$ -	\$ 1,226,705	\$ 950,427	\$ -	\$ -	\$ 950,427
Accrued expenses and other liabilities	2,601,893	212,075	659,294	3,473,262	3,032,963	51,831	668,958	3,753,752
Deferred income	3,954,219	-	-	3,954,219	3,613,534	-	-	3,613,534
Annuities payable	-	-	1,275,489	1,275,489	-	-	1,347,022	1,347,022
Bonds payable	-	281,450,000	-	281,450,000	-	281,450,000	-	281,450,000
Other long-term liabilities	294,583	35,000	-	329,583	320,327	35,000	-	355,327
Total liabilities	7,837,553	281,936,922	1,934,783	291,709,258	7,917,251	281,536,831	2,015,980	291,470,062
Commitments and contingencies (Note 11)								
Net assets								
Unrestricted								
Available for operations	2,631,649	247,532,962	9,560,845	259,725,456	2,556,744	237,243,699	7,665,382	247,465,825
Designated for property and equipment	-	125,132,514	-	125,132,514	-	137,069,642	-	137,069,642
Designated for endowment	-	-	51,884,684	51,884,684	-	-	69,675,003	69,675,003
Total unrestricted net assets	2,631,649	372,665,476	61,445,529	436,742,654	2,556,744	374,313,341	77,340,385	454,210,470
Temporarily restricted	5,659,098	11,864,155	28,956,155	46,479,408	9,277,078	17,561,802	34,430,052	61,268,932
Permanently restricted	-	-	55,756,160	55,756,160	-	-	55,716,842	55,716,842
Total net assets	8,290,747	384,529,631	146,157,844	538,978,222	11,833,822	391,875,143	167,487,279	571,196,244
Total liabilities and net assets	\$ 16,128,300	\$ 666,466,553	\$ 148,092,627	\$ 830,687,480	\$ 19,751,073	\$ 673,411,974	\$ 169,503,259	\$ 862,666,306

The accompanying notes are an integral part of these financial statements.

California Academy of Sciences
Statements of Activities
Years Ended June 30, 2012 and 2011

	2012				2011			
	Operating	Plant	Endowment	Total	Operating	Plant	Endowment	Total
Change in unrestricted net assets								
Revenue and gains (losses)								
Admissions	\$ 16,451,198	\$ -	\$ -	\$ 16,451,198	\$ 17,952,690	\$ -	\$ -	\$ 17,952,690
Contributions	6,714,335	4,918,813	1,162,197	12,795,345	6,809,709	7,038,078	487,628	14,335,415
Memberships	7,592,779	-	-	7,592,779	8,005,154	-	-	8,005,154
Tuition and program fees	2,790,838	-	-	2,790,838	2,680,867	-	-	2,680,867
Auxiliary activities	3,703,767	-	23,193	3,726,960	3,591,121	-	1,574	3,592,695
Government grant revenue	1,963,585	-	-	1,963,585	1,535,345	-	-	1,535,345
City and County of San Francisco	4,029,811	-	-	4,029,811	4,142,382	-	-	4,142,382
Net investment income (loss)	(160,172)	6,170,860	1,293,609	7,304,297	561,354	1,936,257	441,532	2,939,143
Net realized and unrealized gains (losses) on investments	96,222	(1,994,893)	(5,331,976)	(7,230,647)	23,004	56,335	11,906,727	11,986,066
Loss on sale of property and equipment	-	(17,605)	-	(17,605)	-	(9,762)	-	(9,762)
Total unrestricted revenue and gains (losses)	43,182,363	9,077,175	(2,852,977)	49,406,561	45,301,626	9,020,908	12,837,461	67,159,995
Net assets released from restrictions	6,571,520	6,472,753	3,368,239	16,412,512	3,663,820	11,392,209	7,379,451	22,435,480
Total unrestricted revenue, gains, and other support	49,753,883	15,549,928	515,262	65,819,073	48,965,446	20,413,117	20,216,912	89,595,475
Expenses								
Research	13,500,444	6,982,152	-	20,482,596	12,212,698	6,288,690	-	18,501,388
Public programs	26,047,881	4,613,789	-	30,661,670	22,971,992	4,155,553	-	27,127,545
Aquarium	14,603,005	6,551,798	-	21,154,803	13,749,040	5,901,080	-	19,650,120
Development and membership	5,417,835	199,463	-	5,617,298	4,986,620	209,616	-	5,196,236
Management and general	4,627,857	742,665	-	5,370,522	4,719,922	668,904	-	5,388,826
Total operating expenses	64,197,022	19,089,867	-	83,286,889	58,640,272	17,223,843	-	75,864,115
Transfers between funds								
Capital expenditures	(1,892,074)	1,892,074	-	-	(1,795,888)	1,795,888	-	-
Other transfers	13,482,207	-	(13,482,207)	-	8,281,882	-	(8,281,882)	-
Contributed investment fund transfer	2,927,911	-	(2,927,911)	-	3,479,767	-	(3,479,767)	-
Change in unrestricted net assets	\$ 74,905	\$ (1,647,865)	\$ (15,894,856)	\$ (17,467,816)	\$ 290,935	\$ 4,985,162	\$ 8,455,263	\$ 13,731,360

The accompanying notes are an integral part of these financial statements.

California Academy of Sciences
Statements of Activities
Years Ended June 30, 2012 and 2011

	2012				2011			
	Operating	Plant	Endowment	Total	Operating	Plant	Endowment	Total
Change in unrestricted net assets	\$ 74,905	\$ (1,647,865)	\$ (15,894,856)	\$ (17,467,816)	\$ 290,935	\$ 4,985,162	\$ 8,455,263	\$ 13,731,360
Change in temporarily restricted net assets								
Contributions and fund transfers	2,953,540	775,106	-	3,728,646	10,492,938	3,046,589	-	13,539,527
Net investment income	-	-	1,235,692	1,235,692	-	-	1,371,359	1,371,359
Net realized and unrealized gains (losses) on investments	-	-	(3,273,308)	(3,273,308)	-	-	15,279,115	15,279,115
Change in value of investments held in trust	-	-	(68,042)	(68,042)	-	-	419,900	419,900
Net assets released from restrictions	(6,571,520)	(6,472,753)	(3,368,239)	(16,412,512)	(3,663,820)	(11,392,209)	(7,379,451)	(22,435,480)
Change in temporarily restricted net assets	(3,617,980)	(5,697,647)	(5,473,897)	(14,789,524)	6,829,118	(8,345,620)	9,690,923	8,174,421
Change in permanently restricted net assets								
Contributions	-	-	36,630	36,630	-	-	641,422	641,422
Net investment income	-	-	686	686	-	-	4,136	4,136
Change in value of investments held in trust	-	-	2,002	2,002	-	-	106,724	106,724
Change in permanently restricted net assets	-	-	39,318	39,318	-	-	752,282	752,282
Total change in net assets	(3,543,075)	(7,345,512)	(21,329,435)	(32,218,022)	7,120,053	(3,360,458)	18,898,468	22,658,063
Net assets								
Beginning of year	11,833,822	391,875,143	167,487,279	571,196,244	4,713,769	395,235,601	148,588,811	548,538,181
End of year	\$ 8,290,747	\$ 384,529,631	\$ 146,157,844	\$ 538,978,222	\$ 11,833,822	\$ 391,875,143	\$ 167,487,279	\$ 571,196,244

The accompanying notes are an integral part of these financial statements.

California Academy of Sciences
Statements of Cash Flows
Years Ended June 30, 2012 and 2011

	2012	2011
Cash flows from operating activities		
Change in net assets	\$ (32,218,022)	\$ 22,658,063
Adjustments to reconcile change in net assets to net cash provided by operating activities		
Depreciation	15,920,529	15,560,812
Amortization of deferred bond financing costs	105,774	105,774
Loss on sale of property and equipment	15,804	9,762
Net realized and unrealized losses (gains) on investments	10,503,955	(27,265,181)
Changes in investments held in trust	(81,146)	(646,036)
Contributions restricted for endowment	(36,630)	(641,422)
Donated securities	(332,217)	(3,971,830)
Proceeds from sale of donated securities	332,217	3,971,830
Donated property and equipment	(821,000)	(767,891)
Changes in assets and liabilities		
Receivables, net	6,584,641	5,183,184
Inventory	3,415	67,087
Prepaid expenses	23,815	(186,385)
Accounts payable, accrued expenses and other liabilities	(44,707)	669,885
Deferred income	340,685	31,577
Other long-term liabilities	(25,744)	32,582
Net cash provided by operating activities	<u>271,369</u>	<u>14,811,811</u>
Cash flows from investing activities		
Purchase of investments	(1,710,797,339)	(437,762,727)
Proceeds from sale of investments	1,712,114,376	420,799,423
Purchase of property and equipment	(2,912,635)	(1,806,199)
Proceeds from sale of property and equipment	-	2,000
Proceeds from repayment of notes receivable	-	2,250,000
Loans made	(133,000)	(150,000)
Net cash used in investing activities	<u>(1,728,598)</u>	<u>(16,667,503)</u>
Cash flows from financing activities		
Cash contributions restricted for endowment	108,918	1,751,020
Investment return on annuity trusts	117,338	134,818
Annuity trust payments to beneficiaries	(191,282)	(186,065)
Net cash provided by financing activities	<u>34,974</u>	<u>1,699,773</u>
Net decrease in cash and cash equivalents	(1,422,255)	(155,919)
Cash and cash equivalents		
Beginning of year	<u>1,627,636</u>	<u>1,783,555</u>
End of year	<u>\$ 205,381</u>	<u>\$ 1,627,636</u>
Supplemental information		
Interest paid	\$ 2,333,464	\$ 1,010,668
Noncash transactions		
Accrued purchases of property and equipment	212,075	51,831
Donated securities	332,217	3,971,830
Donated property and equipment	821,000	767,891

The accompanying notes are an integral part of these financial statements.

California Academy of Sciences
Notes to the Financial Statements
Year Ended June 30, 2012

1. Organization

The California Academy of Sciences (the "Academy") is a not-for-profit organization founded in 1853, with the mission to explore, explain and protect the natural world using the resources of the natural history museum, aquarium and planetarium. Through original research in systematic biology – the study of the diversity of living things, their relationships to each other and their classification – and a broad array of science education activities, the Academy has informed the understanding of both the scientific community and the general public.

2. Summary of Significant Accounting Policies

The significant accounting policies followed by the Academy are described below:

Basis of Accounting

The accompanying financial statements have been prepared on the accrual basis of accounting in accordance with accounting principles generally accepted in the United States of America.

Net assets and revenues, gains and losses are classified based on the existence or absence of donor-imposed restrictions. Accordingly, the net assets of the Academy and the changes therein are classified and reported as follows:

Unrestricted Net Assets

Unrestricted net assets are net assets that are not subject to donor-imposed restrictions. Unrestricted net assets may be designated for specific purposes by action of the Board of Trustees or otherwise limited by contractual arrangements with outside parties. Board designated net assets consist of gifts and bequests which have been set aside as endowment funds for special programs, plant and general operating support.

Temporarily Restricted Net Assets

Temporarily restricted net assets are net assets that are subject to donor-imposed restrictions which can be fulfilled either by actions of the Academy pursuant to those restrictions and/or expire with the passage of time. Temporarily restricted net assets consist primarily of grants, pledges, and contributions restricted for research and education.

Permanently Restricted Net Assets

Permanently restricted net assets are net assets that are subject to donor-imposed restrictions that they be maintained permanently by the Academy. Permanently restricted net assets consist primarily of endowment funds.

Revenues are reported as increases in unrestricted net assets unless use of the related assets is limited by donor-imposed restrictions. Expenses are reported as decreases in unrestricted net assets. Investment income and gains or losses on investments and other assets or liabilities are reported as increases or decreases in unrestricted net assets, unless restricted by the donor or by law. Expirations of temporary restrictions on net assets (i.e., the donor-restricted purposes have been fulfilled and/or the stipulated time period has elapsed) are reported as reclassifications between the applicable classes of net assets.

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Notes to the Financial Statements

Year Ended June 30, 2012

Use of Estimates

In preparing these financial statements in conformity with accounting principles generally accepted in the United States of America, management of the Academy has made certain estimates and assumptions relating to the reporting of assets and liabilities and the disclosure of contingent assets and liabilities at the date of the financial statements and the reported amounts of revenues and expenses during the reporting period. Actual results could differ from those estimates.

Description of Funds

The Academy's endowment fund includes permanently restricted contributions, unrestricted and purpose-restricted contributions which have been internally designated as endowment funds by the Board of Trustees and the realized and unrealized gains and losses associated with these funds. The plant fund includes the Academy's fixed assets, net of related debt and depreciation expenses, as well as unspent debt proceeds and restricted and board designated resources contributed specifically for construction projects, exhibit fabrication, plant additions, and the general capital improvement of the Academy's facilities. The operating fund captures all other activity.

Revenue Recognition

Memberships and program fees which are paid in advance are deferred and subsequently recognized as revenue during the duration of the membership and in the period in which they are earned, respectively.

Contributions

Contributed materials and equipment are reflected as contributions in the accompanying statements at their estimated values at date of receipt. Contributions received which relate to the Academy's core activities are classified as unrestricted.

Contributions received with donor-imposed restrictions that are met in the same year as received are reported as revenues of the temporarily restricted net asset class and a reclassification to unrestricted net assets is made to reflect the expiration of such restrictions. Contributions received for specific events are recognized upon the date of the event. Contributions for capital improvements are released when the capital asset is placed in service.

Contributions are reviewed for collectibility and reserves for uncollectible amounts are established when needed.

At June 30, 2012 and 2011, 38% and 27% of contributions receivable were due from three donors, respectively. During fiscal years 2012 and 2011, 28% and 22% of contribution revenue was received from three donors, respectively.

Grants

Grants that are considered exchange transactions are recorded as revenue when earned, which is generally when the related expenditures are incurred. Grants that are considered nonexchange transactions and are unconditional are recorded when the Academy receives notification of the grant award. Grants receivable are reviewed by management for collectibility and reserves for uncollectible amounts are established when needed. There was no allowance against grants receivable at June 30, 2012 and 2011.

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Year Ended June 30, 2012

Contributed Assets and Services

The Academy receives contributed services, principally in respect of advertising, in addition to gifts in-kind such as equipment and supplies. The Academy records revenue and a corresponding expense for these contributed assets and services based on market rates for equivalent assets or services. In fiscal years 2012 and 2011, contributed assets and services totaled \$1,027,677 and \$1,087,399, respectively.

Fundraising Expenses

Fundraising expenses incurred by the Academy were approximately \$658,200 and \$838,500 for the years ended June 30, 2012 and 2011, respectively. These are included as development and membership expenses in the statements of activities.

Functional Allocation of Expenses

Significant expenses which relate to two or more programs or support activities are allocated to the respective programs and activities. These costs principally relate to occupancy and support costs and are allocated based on the square footage used by the departments, on the number of full time equivalents, or by estimated usage. Support costs include: Web Services department, which drives attendance and donations via the Website; Admissions related costs include labor, equipment and supplies used for guest admittance; Information Technology, while supporting all areas, focuses more than half its time on research and public programs efforts; Marketing and Communications efforts primarily benefit Public Programs and the Aquarium but also Development and Research; the Security staff is primarily located in the public areas and allocated accordingly; Purchasing provides support primarily to Public Programs and the Aquarium as these are areas of unique needs, such as food for the animals.

Description of Major Programs

The Academy's primary programs as reflected in the statements of activities are described as follows:

Research: Includes expeditions to biodiversity hotspots around the globe to discover, document and protect as many unknown species as possible before they vanish; maintains a library of more than 26 million specimens; addresses the changing climate and other ecological challenges.

Education Programs: Provides Careers in Science internship program for high school and college students; hosts free field trips for San Francisco school groups; conducts student labs that focus on science; produces classroom kits that are portable containers filled with materials for teachers to do science activities in the classroom; sponsors the Teacher Institute on Science and Sustainability, an intensive two-year professional development opportunity for 3rd- to 5th-grade teachers in which they learn how to incorporate sustainability themes into their science curriculum.

Public Programs: Steinhart Aquarium is home to 38,000 live animals from around the world; The four-story Rainforest has free-flying birds and butterflies and exotic reptiles and amphibians. African Hall has chameleons, cichlids, a monitor lizard and a colony of 20 African penguins. The Planetarium relies on scientific data to depict current discoveries. It also has the flexibility to present a wide variety of programming that is both educational and entertaining. The *Earthquake* exhibit delves into the science of the dynamic planet and how to prepare for the next big one.

Cash and Cash Equivalents

Cash and cash equivalents include all cash balances and short-term, highly liquid investments with a remaining maturity of three months or less from the date acquired, that are not held for long-term

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investment. Cash is held on deposit at various institutions. At times, cash deposits may exceed federally insured limits.

Investments

Investments are stated at fair value and purchases and sales are recorded on a trade date basis. The fair value of all debt and equity securities with a readily determinable fair value are based on quotations obtained from national securities exchanges. The fair value of investments in real estate is based on an appraisal from a qualified real estate appraiser using values for comparable properties in the area. The alternative investments, which are not readily marketable, are carried at estimated fair values based on the net asset value of the fund as provided by the general partner of each investment fund. The Academy reviews and evaluates the values provided by the investment managers and agrees with the valuation methods and assumptions used in determining the fair value of the alternative investments. Those estimated fair values may differ significantly from the values that would have been used had a ready market for these securities existed. Unrealized gains or losses are the difference between the cost and the fair market value of investments at June 30, 2012 and 2011. Realized gains and losses are recorded at time of disposition during the year and are determined on a first-in, first-out basis. The net effect of unrealized and realized gains and losses are included in the statement of activities. The Academy's endowment fund investments are primarily held by one financial institution and are managed by eleven professional investment managers.

Investment securities are exposed to various risks such as interest rate, market and credit. Due to the level of risk associated with certain investments securities and the level of uncertainty related to changes in the value of investment securities, it is at least reasonably possible that changes in risks in the near term could materially affect the Academy's investments and total net asset balances.

Investments Held in Trusts

Pooled income funds and charitable remainder trusts represent gifts for which the Academy is the remainderman and the trustee; donors retain a lifetime interest in a portion of fund and trust income. Pooled income fund and charitable remainder trust investments are carried at fair value based upon quoted market prices and are held with two commercial institutions. Annuities payable are calculated at fair market value based upon the estimated life of each participant using discount rates ranging from 5.40% to 5.89%. The classification of the change in value of the pooled income funds and the investments held in trusts is recorded on the statement of activities based on donor restrictions.

Endowment Management

The Academy follows a total return approach to managing its endowment funds. Each year the Board of Trustees approves an amount to be allocated to support operations. For fiscal years 2012 and 2011, the allocation from the endowment funds for operating support amounted to \$13,482,207 and \$8,281,882, respectively.

Property and Equipment

Building and related building improvements under construction by the Academy in Golden Gate Park are valued at cost and are reflected in the accompanying statements of financial position because a substantial portion of the costs are being funded through support from the Academy's donors, the assets are integral to operations and the Academy has free use of the facilities for its charitable purposes. Under the terms of the Charter of the City and County of San Francisco ("the City"), no one other than the City may hold title to buildings on City property. As the Academy

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facilities in Golden Gate Park are acquired, title is transferred to the City. These assets cannot be converted or sold for the benefit of the Academy.

Property and equipment acquired through the use of operating funds are accounted for as transfers to the plant fund. Maintenance, repairs and improvements which neither materially add to the value of the property nor appreciably prolong its life are charged to expense as incurred.

Depreciation of buildings, exhibits, software and equipment is provided over the estimated useful lives of the respective assets ranging from 3 to 40 years on a straight-line basis.

The library collection is valued at historical cost. Management of the Academy believes that the collection consists of rare books with a perpetual value and therefore the library collection is not depreciated.

Contributions of living and other collections held as part of a collection – for education, research or public exhibition rather than for sale – are not recognized or capitalized. Such items which have been acquired through purchase have similarly not been capitalized.

Impairment of Long-Lived Assets

The Academy reviews long-lived assets for impairment whenever events or changes in circumstances indicate that the carrying amount of an asset may not be recoverable. Recoverability of assets to be held and used is measured by a comparison of the carrying amount of the asset to future net cash flows expected to be generated by the asset. If such assets are considered to be impaired, the impairment recognized is measured by the amount by which the carrying amount of the assets exceeds the fair value of the assets. Assets to be disposed of are reported at the lower of the carrying amount or fair value less cost to sell. For fiscal years 2012 and 2011, there has been no impairment of long-lived assets.

Deferred Bond Financing Costs

Deferred bond financing costs, which include bond issuance fees, are amortized over the life of the bonds.

Fair Value of Financial Instruments

The carrying amounts of cash and cash equivalents and receivables approximate fair value due to the short-term maturities of these instruments. Contributions receivable recognized in fiscal years 2009 and later are discounted at a risk-adjusted rate commensurate with the duration of the donor's payment plan. Contributions receivable recognized in fiscal years prior to 2009 were recorded at a discount based on a risk-free rate.

Income Taxes

The Academy is qualified as a tax-exempt organization under Section 501(c) (3) of the Internal Revenue Code and is not a private foundation. The Academy is also a public-benefit, tax-exempt corporation under the laws of the State of California. Accordingly, the operations of the Academy are currently considered exempt from federal income and state franchise taxes.

Subsequent Events

The Academy has evaluated the financial statements for subsequent events through November 15, 2012, the date of the issuance of this report.

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New Accounting Pronouncements

In January 2010, the Financial Accounting Standards Board (FASB) issued Accounting Standards Update *Improving Disclosures about Fair Value Measurements (ASU 2010-06)*. The ASU 2010-06 amends ASC 820 to add separate disclosures about purchases, sales, issuances and settlements on a gross basis relating to Level 3 measurements. The ASU also clarifies existing fair value disclosures about the level of disaggregation and about inputs and valuation techniques used to measure fair value. The Academy adopted this guidance on July 1, 2011. There was no impact to the financial statement amounts as the guidance impacted disclosure only.

Revisions

During fiscal year 2012, management engaged legal counsel to review supporting documentation for all donor restricted funds. The review identified that the classification of certain net assets did not correctly reflect the donors' intent of the original gifts. These gifts were correctly categorized as endowment fund gifts but their corresponding net asset classification was incorrect. As a result, management revised beginning net assets for the year ended June 30, 2011 as follows: permanently restricted net assets decreased by \$6,325,142; temporarily restricted net assets increased by \$1,502,839; and unrestricted net assets increased by \$4,822,303. The change in unrestricted net assets for the year ended June 30, 2011 increased by \$1,431,699 while the change in temporarily restricted net assets decreased by a corresponding amount. Management also revised corresponding footnote disclosures. There was no impact of these revisions on total revenues, total expenses, total net assets, or fund balances as previously reported. Management believes these revisions are not material to the 2011 financial statements.

In addition, the 2011 statement of cash flows incorrectly reflected contributions of securities on a net basis rather than gross in cash flows from operating activities. While it was appropriate to include this activity within operating cash flows, a gross presentation is preferred under generally accepted accounting principles. In addition, certain noncash activities related to donated equipment and split interest agreements were not presented properly. Revisions related to the 2011 financial statements are as follows: net cash provided by operating activities decreased by \$1,034,155; net cash used in investing activities decreased by \$1,279,110; and net cash provided by financing activities decreased by \$244,955. Such revisions had no impact on the net decrease in cash and cash equivalents nor total revenues, total expenses, change in net assets, or total net assets as previously reported. Management believes these revisions are not material to the 2011 financial statements.

3. Investments

At June 30, 2012 and 2011, the fair value of investments is as follows:

	2012			2011		
	Plant	Endowment and Operating	Total	Plant	Endowment and Operating	Total
Cash and cash equivalents	\$ 2,712,642	\$ 4,163,168	\$ 6,875,810	\$ 5,358,092	\$ 2,916,753	\$ 8,274,845
U.S. treasury bonds and notes	-	-	-	48,537,232	-	48,537,232
Government agency and foreign government obligations	66,270,204	-	66,270,204	48,852,461	7,365,453	56,217,914
Corporate bonds	179,558,352	14,967,069	194,525,421	135,900,857	9,022,352	144,923,209
Domestic and foreign equity securities and mutual funds	-	73,833,997	73,833,997	-	105,476,612	105,476,612
Global allocation absolute return funds	-	48,862,511	48,862,511	-	38,455,856	38,455,856
Venture capital funds	-	4,257,495	4,257,495	-	4,324,305	4,324,305
Equity hedge funds	-	8,850,150	8,850,150	-	8,963,750	8,963,750
Other	-	10,136	10,136	-	10,136	10,136
Total investments	\$ 248,541,198	\$ 154,944,526	\$ 403,485,724	\$ 238,648,642	\$ 176,535,217	\$ 415,183,859

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Notes to the Financial Statements
Year Ended June 30, 2012

The following schedule summarizes the Academy's investment return for the years ended June 30, 2012 and 2011:

	2012			
	Operating	Plant	Endowment	Total
Net investment (loss) income	\$ (160,172)	\$ 6,170,860	\$ 2,529,987	\$ 8,540,675
Net realized and unrealized unrealized gains (losses) on investment	96,222	(1,994,893)	(8,605,284)	(10,503,955)
	<u>\$ (63,950)</u>	<u>\$ 4,175,967</u>	<u>\$ (6,075,297)</u>	<u>\$ (1,963,280)</u>
	2011			
	Operating	Plant	Endowment	Total
Net investment income	\$ 561,354	\$ 1,936,257	\$ 1,817,027	\$ 4,314,638
Net realized and unrealized gains on investments	23,004	56,335	27,185,842	27,265,181
	<u>\$ 584,358</u>	<u>\$ 1,992,592</u>	<u>\$ 29,002,869</u>	<u>\$ 31,579,819</u>

Fair Value of Financial Instruments

Accounting Standards Codification ("ASC") 820, *Fair Value Measurements*, defines fair value, establishes a framework for measuring fair value under generally accepted accounting principles and enhances disclosures about fair value measurements. Fair value is defined as the exchange price that would be received for an asset or paid to transfer a liability (an exit price) in the principal or most advantageous market for the asset or liability in an orderly transaction between market participants on the measurement date.

ASC 820 established a hierarchy of valuation inputs based on the extent to which the inputs are observable in the marketplace. Observable inputs reflect market data obtained from sources independent of the reporting entity and unobservable inputs reflect the entity's own assumptions about how market participants would value an asset or liability based on the best information available. Valuation techniques used to measure fair value under ASC 820 must maximize the use of observable inputs and minimize the use of unobservable inputs. The standard describes a fair value hierarchy based on three levels of inputs, of which the first two are considered observable and the last unobservable, that may be used to measure fair value.

The following describes the hierarchy of inputs used to measure fair value and the primary valuation methodologies used by the Academy for financial instruments measured at fair value on a recurring basis. The three levels of inputs are as follows:

Fair value for Level 1 is based upon quoted prices in active markets that the Academy has the ability to access for identical assets and liabilities. Market price data is generally obtained from exchange or dealer markets. The Academy does not adjust the quoted price for such assets and liabilities.

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Year Ended June 30, 2012

Fair value for Level 2 is based on quoted prices for similar instruments in active markets, quoted prices for identical or similar instruments in markets that are not active, and model-based valuation techniques for which all significant assumptions are observable in the market or can be corroborated by observable market data for substantially the full term of the assets. Inputs are obtained from various sources including market participants, dealers, and brokers.

Fair value for Level 3, is based on valuation techniques that use significant inputs that are unobservable as they trade infrequently or not at all.

Investments included in Level 3 primarily consist of the Academy's ownership in alternative investments (principally limited partnership interests in hedge, private equity, real estate, and other similar funds). The value of certain alternative investments represents the ownership interest in the net asset value (NAV) of the respective partnership. The fair values (NAV) of the securities held by limited partnerships that do not have readily determinable fair values are determined by the general partner and are based on appraisals, or other estimates that require varying degrees of judgment. If no public market exists for the investment securities, the fair value is determined by the general partner taking into consideration, among other things, the cost of the securities, prices of recent significant placements of securities of the same issuer, and subsequent developments concerning the companies to which the securities relate. The Academy has performed due diligence around these investments to ensure NAV is an appropriate measure of fair value as of June 30.

The methods described above may produce a fair value calculation that may not be indicative of net realizable value or reflective of future fair values. Furthermore, while the Academy believes its valuation methods are appropriate and consistent with other market participants, the use of different methodologies or assumptions to determine the fair value of certain financial instruments could result in a different estimate of fair value at the reporting date.

A financial instrument's categorization within the valuation hierarchy is based upon the lowest level of input that is significant to the fair value measurement.

The following table presents the investments and investments held in trusts carried at fair value on the statement of financial position as of June 30, 2012 by the ASC 820 valuation hierarchy defined above:

	Level 1	Level 2	Level 3	Total
Cash and cash equivalents	\$ 6,875,810	\$ -	\$ -	\$ 6,875,810
Government agency and foreign government obligations	-	66,270,204	-	66,270,204
Corporate bonds	-	194,525,422	-	194,525,422
Domestic and foreign equity securities and mutual funds	73,833,997	-	-	73,833,997
Global allocation absolute return funds	3,415,209	26,020,517	19,426,784	48,862,510
Venture capital funds	-	-	4,257,495	4,257,495
Equity hedge funds	-	-	8,850,150	8,850,150
Other	-	-	10,136	10,136
Total investments	84,125,016	286,816,143	32,544,565	403,485,724
Investments held in trusts	4,212,293	-	-	4,212,293
Total	\$ 88,337,309	\$ 286,816,143	\$ 32,544,565	\$ 407,698,017

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Notes to the Financial Statements
Year Ended June 30, 2012

The following table presents the investments and investments held in trust carried at fair value on the statement of financial position as of June 30, 2011 by the ASC 820 valuation hierarchy defined above:

	Level 1	Level 2	Level 3	Total
Cash and cash equivalents	\$ 8,274,845	\$ -	\$ -	\$ 8,274,845
U.S. treasury bonds and notes	48,537,232	-	-	48,537,232
Government agency and foreign government obligations	-	56,217,914	-	56,217,914
Corporate bonds	-	144,923,209	-	144,923,209
Domestic and foreign equity securities and mutual funds	105,476,612	-	-	105,476,612
Global allocation absolute return funds	3,563,942	25,135,918	9,755,996	38,455,856
Venture capital funds	-	-	4,324,305	4,324,305
Equity hedge funds	-	-	8,963,750	8,963,750
Other	-	-	10,136	10,136
Total investments	165,852,631	226,277,041	23,054,187	415,183,859
Investments held in trusts	4,371,342	-	-	4,371,342
Total	\$ 170,223,973	\$ 226,277,041	\$ 23,054,187	\$ 419,555,201

The following table is a rollforward of the statement of financial position amounts for the year ended June 30, 2012 for financial instruments classified by the Academy within Level 3 of the fair value hierarchy defined above:

	Global Allocation Absolute Return Funds	Venture Capital Funds	Equity Hedge Funds	Other	Total
Beginning balances at June 30, 2011	\$ 9,755,996	\$ 4,324,305	\$ 8,963,750	\$ 10,136	\$ 23,054,187
*Transfers in	-	-	-	-	-
*Transfers out	-	-	-	-	-
Realized gains (losses)	-	435,155	-	-	435,155
Change in unrealized gains (losses)	1,170,788	51,612	(113,600)	-	1,108,800
Purchases	8,500,000	414,574	-	-	8,914,574
Sales and settlements	-	(968,151)	-	-	(968,151)
Ending balance at June 30, 2012	\$ 19,426,784	\$ 4,257,495	\$ 8,850,150	\$ 10,136	\$ 32,544,565
Change in unrealized gains (losses) for open positions held at June 30, 2012	\$ 1,170,788	\$ 51,612	\$ (113,600)	\$ -	\$ 1,108,800

*Internal transfers between asset classes.

All net realized and change in unrealized gains (losses) in the table above are reflected in the accompanying statement of activities.

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Notes to the Financial Statements
Year Ended June 30, 2012

The following table is a rollforward of the statement of financial position amounts for the year ended June 30, 2011 for financial instruments classified by the Academy within Level 3 of the fair value hierarchy defined above:

	Global Allocation Absolute Return Funds	Venture Capital Funds	Equity Hedge Funds	Real Estate and Other	Total Investment
Fair value, July 1, 2010	\$ 8,699,984	\$ 3,968,509	\$ 7,252,740	\$ 2,245,136	\$ 22,166,369
Realized gains (losses)	-	335,251	97,620	(674,508)	(241,637)
Unrealized gains (losses)	1,056,012	672,442	613,390	-	2,341,844
Net purchases, sales, settlements	-	(651,897)	1,000,000	(1,560,492)	(1,212,389)
Transfers in/out	-	-	-	-	-
Fair value, June 30, 2011	\$ 9,755,996	\$ 4,324,305	\$ 8,963,750	\$ 10,136	\$ 23,054,187

All net realized and unrealized gains (losses) in the tables above are reflected in the accompanying statements of activities. Net unrealized gains (losses) relate to those financial instruments held by the Academy at June 30, 2011.

The following table lists these investments by major category for which the Academy uses NAV to determine fair value at June 30, 2012.

	Number of Funds	Fair Value	Unfunded Commitments	Redemption Terms	Redemption Restrictions in Place at Year End
(a) Equity hedge funds - diversified - Domestic equities	1	\$ 8,850,150	\$ -	- Quarterly with 60 days notice after three-year lockup effective 12/2008	Not redeemable until 12/2012
(b) Global allocation absolute return funds	1	19,426,785	-	- New money must be held for minimum of 2 years. One year's notice is required in order to withdraw funds.	None
(c) Global allocation absolute return funds	1	26,020,518	-	- Monthly with 14 days notice	None
(d) Venture capital funds - US	3	4,257,495	4,989,409	Not redeemable	N/A
	<u>6</u>	<u>\$ 58,554,948</u>	<u>\$ 4,989,409</u>		

- a. This category includes an investment in a hedge fund that pursues multiple strategies to diversify risks and reduce volatility including U.S. equity value and growth opportunities.
- b. This category includes a pooled private fund that pursues an investment strategy which is balanced and diversified.
- c. This category includes a venture capital fund that invests primarily in U.S. private companies. Distributions from this fund will be received as the underlying investments of the fund are liquidated.

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Notes to the Financial Statements
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4. Endowments and Net Assets

The Academy's endowment consists of approximately 49 individual donor restricted endowment funds and 26 board-designated endowment funds for a variety of purposes plus the following where the assets have been designated for endowment: pledges receivable, split interest agreements, and other net assets. The net assets associated with endowment funds including funds designated by the Board of Trustees to function as endowments, are classified and reported based on the existence or absence of donor imposed restrictions.

The Board of Trustees of the Academy has interpreted the "Uniform Prudent Management of Institutional Funds Act" (UPMIFA) as requiring the preservation of the original gift as of the gift date of the donor-restricted endowment funds absent explicit donor stipulations to the contrary. As a result of this interpretation, the Academy classifies as permanently restricted net assets: (a) the original value of gifts donated to the permanent endowment, (b) the original value of subsequent gifts to the permanent endowment, and (c) accumulations to the permanent endowment made in accordance with the direction of the applicable donor gift instrument at the time the accumulation is added to the fund. The remaining portion of the donor-restricted endowment fund that is not classified in permanently restricted net assets is classified as temporarily restricted net assets until those amounts are appropriated for expenditure by the Academy in a manner consistent with the standard of prudence prescribed by UPMIFA. In accordance with UPMIFA, the Academy considers the following factors in making a determination to appropriate or accumulate endowment funds:

- (1) The duration and preservation of the fund.
- (2) The purposes of the Academy and the donor restricted endowment fund.
- (3) General economic conditions.
- (4) The possible effect of inflation and deflation.
- (5) The expected total return from income and the appreciation of investments.
- (6) Other resources of the Academy.
- (7) The investment policies of the Academy.

The Academy had the following endowment activities during the year ended June 30, 2012 delineated by net asset class and donor-restricted versus Board-designated funds.

Endowment net asset composition by type of fund as of June 30, 2012:

	Unrestricted	Temporarily Restricted	Permanently Restricted	Total
Endowment net asset composition by type of fund as of June 30, 2012				
Donor-restricted endowment funds	\$ (85,814)	\$ 28,956,155	\$ 55,756,160	\$ 84,626,501
Board-designated endowment funds	61,531,343	-	-	61,531,343
Total endowment funds	<u>\$ 61,445,529</u>	<u>\$ 28,956,155</u>	<u>\$ 55,756,160</u>	<u>\$ 146,157,844</u>

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Changes in endowment net assets for the year ended June 30, 2012:

	Unrestricted	Temporarily Restricted	Permanently Restricted	Total
Endowment net assets at beginning of year	\$ 77,340,385	\$ 34,430,052	\$ 55,716,842	\$ 167,487,279
Investment return				
Investment income	1,293,609	1,235,692	686	2,529,987
Realized and unrealized gains (losses)	(5,331,976)	(3,341,350)	2,002	(8,671,324)
Contributions	1,185,390	-	36,630	1,222,020
Withdrawals/transfers	(13,041,879)	(3,368,239)	-	(16,410,118)
Endowment net assets at end of year	<u>\$ 61,445,529</u>	<u>\$ 28,956,155</u>	<u>\$ 55,756,160</u>	<u>\$ 146,157,844</u>

The Academy had the following endowment activities during the year ended June 30, 2011 delineated by net asset class and donor-restricted versus Board-designated funds.

Endowment net asset composition by type of fund as of June 30, 2011:

	Unrestricted	Temporarily Restricted	Permanently Restricted	Total
Endowment net asset composition by type of fund as of June 30, 2011				
Donor-restricted endowment funds	\$ (59,076)	\$ 34,430,052	\$ 55,716,842	\$ 90,087,818
Board-designated endowment funds	77,399,461	-	-	77,399,461
Total endowment funds	<u>\$ 77,340,385</u>	<u>\$ 34,430,052</u>	<u>\$ 55,716,842</u>	<u>\$ 167,487,279</u>

Changes in endowment net assets for the year ended June 30, 2011:

	Unrestricted	Temporarily Restricted	Permanently Restricted	Total
Endowment net assets at beginning of year	\$ 68,885,122	\$ 24,739,129	\$ 54,964,560	\$ 148,588,811
Investment return				
Investment income	441,532	1,371,359	4,136	1,817,027
Realized and unrealized gains	11,906,727	15,699,015	106,724	27,712,466
Contributions	489,202	-	641,422	1,130,624
Withdrawals/transfers	(4,382,198)	(7,379,451)	-	(11,761,649)
Endowment net assets at end of year	<u>\$ 77,340,385</u>	<u>\$ 34,430,052</u>	<u>\$ 55,716,842</u>	<u>\$ 167,487,279</u>

California Academy of Sciences
Notes to the Financial Statements
Year Ended June 30, 2012

Description of Amounts Classified as Permanently Restricted Net Assets and Temporarily Restricted Net Assets (Endowments Only)

Permanently Restricted Net Assets

The portion of perpetual endowment funds that is required to be retained permanently either by explicit donor stipulation or by California UPMIFA as of June 30, 2012:

Restricted for research support	\$ 19,258,580
Restricted for public program support	19,639,726
Restricted for general operations	<u>16,857,854</u>
Total endowment assets classified as permanently restricted net assets	<u>\$ 55,756,160</u>

The portion of perpetual endowment funds that is required to be retained permanently either by explicit donor stipulation or by California UPMIFA as of June 30, 2011:

Restricted for research support	\$ 19,258,030
Restricted for public program support	17,103,646
Restricted for general operations	<u>19,355,166</u>
Total endowment assets classified as permanently restricted net assets	<u>\$ 55,716,842</u>

Temporarily Restricted Net Assets

The portion of permanent endowment funds not yet appropriated by the Board of Trustees under California UPMIFA as of June 30, 2012:

Restricted for research support	\$ 21,194,500
Restricted for public program support	5,261,655
Restricted for division chair support	<u>2,500,000</u>
Total endowment assets classified as temporarily restricted net assets	<u>\$ 28,956,155</u>

The portion of permanent endowment funds not yet appropriated by the Board of Trustees under California UPMIFA as of June 30, 2011:

Restricted for research support	\$ 24,128,112
Restricted for public program support	\$ 7,801,940
Restricted for division chair support	<u>2,500,000</u>
Total endowment assets classified as temporarily restricted net assets	<u>\$ 34,430,052</u>

Endowment Funds with Deficits

From time to time, the fair value of assets associated with individual donor-restricted endowment funds may fall below the value of the initial and subsequent donor gift amounts (deficit). When donor endowment deficits exist, they are classified as a reduction of unrestricted net assets. Deficits of this nature reported in unrestricted net assets were \$85,814 and \$59,076 as of June 30, 2012 and 2011, respectively. These deficits resulted from unfavorable market fluctuations that occurred shortly after the investment of newly established endowments. The Academy does not authorize any spending from such funds.

California Academy of Sciences
Notes to the Financial Statements
Year Ended June 30, 2012

Return Objectives and Risk Parameters

The Academy has adopted endowment investment and spending policies that attempt to provide a balance of the immediate need to sustain current operations and the long-term responsibility to preserve the endowment in order to assure the availability of the funds for future operations of the Academy. Under this policy, the return objective for the endowment assets, measured over a full market cycle, shall be to earn an average annual real total return equal to at least 5%. Actual returns in any given year may vary from this amount.

Endowment Spending Allocation and Relationship of Spending Policy to Investment Objectives

The Board of Trustees of the Academy determines the method to be used to appropriate endowment funds for expenditure. Calculations are performed for individual endowment funds at a rate of 6% of the rolling 3 year average market value on a unitized basis one year subsequent to the calculation. The corresponding calculated spending allocations are distributed in equal quarterly installments on the first day of each quarter from the current net total or accumulated net total investment returns for individual endowment funds. In establishing this policy, the Board of Trustees considered the expected long term rate of return on its endowment.

In fiscal year 2011, the Board of Trustees established a reserve fund of previously received unrestricted large contributions to help smooth out the use of those funds. \$3 million annually from the unrestricted endowment was set aside for the Academy's operating budget. The Board of Trustees subsequently approved the fiscal year 2011 budget, which designated \$3.5 million use of the fund. This fund is listed as the Contributed Investment Fund transfer in the financial statements. It is replenished as additional large unrestricted contributions (mainly bequests) are received.

Temporarily restricted net assets at June 30, 2012 and 2011 are restricted for the following purposes:

	2012	2011
Research	\$ 20,669,632	\$ 23,810,087
Public programs	9,922,782	15,806,161
Plant and new academy project	11,864,155	17,561,802
General operations	2,551,350	2,551,350
Investments held in trust	1,471,489	1,539,532
	<u>\$ 46,479,408</u>	<u>\$ 61,268,932</u>

California Academy of Sciences
Notes to the Financial Statements
Year Ended June 30, 2012

5. Contributions Receivable

As of June 30, 2012 and 2011, contributions receivable were as follows:

	2012	2011
Contributions receivable before discount	\$ 12,902,487	\$ 20,817,869
Less: Unamortized discount	(213,285)	(645,251)
Less: Allowance for doubtful contributions receivable	<u>(253,784)</u>	<u>(403,336)</u>
Net contributions receivable	<u>12,435,418</u>	<u>19,769,282</u>
Amounts due		
Within one year	9,981,412	13,984,553
Two to five years	<u>2,921,075</u>	<u>6,833,316</u>
	<u>\$ 12,902,487</u>	<u>\$ 20,817,869</u>

Discount rates used for the fiscal years ended June 30, 2012 and 2011 ranged from 0.125% to 0.5%.

6. Notes Receivable

In fiscal year 2011, the Academy revised the Promissory Note for \$675,000 from the Music Concourse Capital Partners (the "MCCP"). The new note has a fixed interest rate of 6%. Interest payments are to be made on December 27 of each year. The note matures on December 1, 2042. The note receivable including accrued interest at June 30, 2012 and 2011 was \$805,015 and \$759,448, respectively.

In fiscal year 2011, the Academy received a Promissory Note for \$150,000 from an employee for housing support. The note had a fixed interest rate of 3.53%, payable on October 1 of each year. The note matures on October 1, 2020. Per the terms and conditions of this note, 1/10 of the principal was forgiven on October 1, 2011. The note receivable including accrued interest at June 30, 2012 was \$138,558.

In fiscal year 2012, the Academy received a Promissory Note for \$133,000 from an employee for housing support. The note had a fixed interest rate of 2.72%, payable on April 13 of each year. The note matures on April 13, 2022. The note receivable including accrued interest at June 30, 2012 was \$133,781.

California Academy of Sciences
Notes to the Financial Statements
Year Ended June 30, 2012

7. Property and Equipment

At June 30, 2012 and 2011, the major classes of property and equipment are as follows:

	2012	2011
Land	\$ 760,000	\$ 760,000
Building and improvements	367,008,605	364,908,247
Aquarium	28,975,787	28,822,863
Planetarium	4,816,297	4,816,297
Library and rare books	12,211,319	12,044,973
Furniture, equipment and software	20,720,814	19,152,552
Phone and information technology/infrastructure	7,671,118	7,656,585
Exhibit halls	26,032,155	26,032,155
Construction in progress	364,730	542,224
	<u>468,560,825</u>	<u>464,735,896</u>
Less: Accumulated depreciation	<u>(64,970,029)</u>	<u>(49,102,646)</u>
	<u>\$ 403,590,796</u>	<u>\$ 415,633,250</u>

Depreciation expense for the years ended June 30, 2012 and 2011 was \$15,920,529 and \$15,560,812, respectively.

8. Employees' Retirement Plan

The Academy has a retirement plan offering individual annuity contracts and a variety of other investment vehicles for all regular staff members who are at least age 21 with one year of service and work 20 or more hours per week. Retirement plan expenses for the years ended June 30, 2012 and 2011 were \$756,548 and \$778,958, respectively.

9. Bonds Payable

In July 2008, the Academy issued Series 2008 A-F revenue bonds ("2008 Bonds") through the California Infrastructure and Economic Development Bank in the amount of \$281,450,000. The bond proceeds were used to refund previously issued bonds in full, and to fund construction and improvements of the facilities in Golden Gate Park. The 2008 Bonds will mature on September 1, 2038, however, they are subject to mandatory redemption beginning in 2034. Interest rates on the 2008 Bonds are set daily, and ranged from 0.92% to 1.17% and 0.03% to 2.5% during the years ended June 30, 2012 and 2011, respectively. During the years ended June 30, 2012 and 2011, the Academy incurred bond interest costs and auction related fees of \$2,333,464 and \$1,010,668, respectively.

The Academy maintains standby credit facilities with commercial banks to provide alternative liquidity to support the repurchase of tendered variable rate bonds in the event they are unable to be remarketed. Financing obtained through standby credit facilities to fund the repurchase of such bonds would bear interest rates and maturities different from those associated with the original bond issues.

California Academy of Sciences
Notes to the Financial Statements
Year Ended June 30, 2012

The Academy capitalized \$3,116,756 in associated issuance costs, to be amortized over the 30 year life of the 2008 bonds. The Academy recognized amortization expense of \$105,774 for each of the years ended June 30, 2012 and 2011.

Tax-exempt bond issues which were issued on or after September 1, 1986 are subject to the arbitrage rebate requirements imposed by Section 148(f) (2) of the Internal Revenue Code (the "IRC"). The arbitrage rebate requirements require that any profit or arbitrage be rebated to the U.S. Government. The rebate amount due to the U.S. Government is equal to the excess of the amount earned on all nonpurpose investments as defined in the IRC purchased with gross proceeds of the bonds over the amount which would have been earned if such nonpurpose investments were invested at a rate equal to the yield on the bonds. The rebate is calculated over a five-year period.

The 2008 Bonds agreements contain certain restrictive covenants, including a covenant requiring the Academy's adjusted Unrestricted Net Asset ("UNA") Ratio to equal at least .70. At June 30, 2012 and 2011, the Academy was in compliance with all such covenants.

On July 7, 2011, the Academy converted the interest rate on the Series 2008 A Bonds, the Series 2008 B Bonds, the Series 2008 C Bonds, the Series 2008 D Bonds and the Series 2008 F Bonds outstanding in the aggregate principal amounts of \$93,360,000, \$60,010,000, \$44,265,000, \$34,425,000 and \$24,595,000, respectively, from the Daily Interest Rate to the Index Interest Rate. The Series 2008 E Bonds continue to bear interest at the Daily Interest Rate.

10. City and County of San Francisco Support of Operations

Section 16.106 of the City Charter states that the City shall provide funds necessary for the maintenance of the Steinhart Aquarium and funds for the maintenance of the Golden Gate Park buildings. During the years ended June 30, 2012 and 2011, the Academy received \$4,029,811 and \$4,051,382, respectively, from the City for this support.

11. Commitments and Contingencies

The Academy is involved in various claims and legal actions arising in the ordinary course of its operations. In the opinion of management, the ultimate disposition of all legal matters will not have a material adverse effect on the Academy's financial position or change in net assets.



Report Issued: Airport Commission: Audits of Harmony Pharmacy & Health Center, Inc. and Nocal Rentals, Inc. dba Payless Car Rental
Reports, Controller

to:

Calvillo, Angela, Nevin, Peggy, BOS-Supervisors, BOS-Legislative Aides, Kawa, Steve, Howard, Kate, Falvey, Christine, Elliott, Jason, Campbell, Severin, Newman, Debra, sfdocs@sfpl.info, gmetcalf@spur.org, CON-Media Contact, ggiubbini@sftc.org, CON-EVERYONE, CON-CCSF Dept Heads, CON-Finance Officers, Martin, John (SFO), Caramatti, Jean, McCoy, Tryg, Tang, Wallace, Nashir, Cheryl, ema@mgocpa.com, loliveri@paylesscar.com, mkausch@ttga.com

11/21/2012 01:31 PM

Sent by:

"Chapin-Rienzo, Shanda" <shanda.chapin-rienza@sfgov.org>

Hide Details

From: "Reports, Controller" <controller.reports@sfgov.org> Sort List...

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<peggy.nevin@sfgov.org>, BOS-Supervisors <bos-

supervisors.bp2ln@sfgov.microsoftonline.com>, BOS-Legislative Aides <bos-

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Sent by: "Chapin-Rienzo, Shanda" <shanda.chapin-rienza@sfgov.org>

The City and County of San Francisco's Airport Commission (Airport) coordinates with the Office of the Controller's City Services Auditor Division (CSA) to conduct periodic concession or compliance audits of the Airport's tenants and airlines. CSA engaged Macias Gini & O'Connell LLP (MGO) to audit tenants and airlines at San Francisco International Airport to determine whether they complied with the reporting, payment, and selected other provisions of their agreements with the Airport.

CSA presents the reports of MGO's recent audits of Harmony Pharmacy & Health Center, Inc. and Nocal Rentals, Inc. dba Payless Car Rental.

To view the full reports, please visit our website at:

Harmony Pharmacy & Health Center, Inc. -- <http://co.sfgov.org/webreports/details.aspx?id=1500>

Audit Period: April 8, 2011, through April 7, 2012

Harmony Pharmacy & Health Center, Inc. (Harmony) correctly reported gross revenues of \$1,173,025 and correctly paid rent to the Airport. However, Harmony did not always submit on time its certified statement of revenues and made multiple late payments resulting in late fee assessments of \$2,340.

Nocal Rentals, Inc. dba Payless Car Rental -- <http://co.sfgov.org/webreports/details.aspx?id=1499>

Audit Period: December 1, 2010, through December 31, 2011

Nocal Rentals, Inc. dba Payless Car Rental, (Payless) correctly reported gross revenues of \$3,624,361 and correctly paid rent to the Airport. However, Payless made multiple late payments resulting in late fee assessments of \$3,771.

This is a send-only email address.

For questions about the reports, please contact Director of City Audits Tonia Lediju at Tonia.Lediju@sfgov.org or 415-554-5393, or the CSA Audits Unit at 415-554-7469.

City and County of San Francisco

Office of the Controller – City Services Auditor

AIRPORT COMMISSION:

Harmony Pharmacy & Health Center, Inc. Correctly Paid Its Rent, but Owes \$2,340 in Late Charges and Did Not Submit on Time Its Certified Statement of Revenue for April 8, 2011, Through April 7, 2012



November 21, 2012

**OFFICE OF THE CONTROLLER
CITY SERVICES AUDITOR**

The City Services Auditor (CSA) was created in the Office of the Controller through an amendment to the Charter of the City and County of San Francisco (City) that was approved by voters in November 2003. Under charter Appendix F, CSA has broad authority to:

- Report on the level and effectiveness of San Francisco's public services and benchmark the City to other public agencies and jurisdictions.
- Conduct financial and performance audits of city departments, contractors, and functions to assess efficiency and effectiveness of processes and services.
- Operate a whistleblower hotline and website and investigate reports of waste, fraud, and abuse of city resources.
- Ensure the financial integrity and improve the overall performance and efficiency of city government.

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

CSA conducts its audits in accordance with the Government Auditing Standards published by the U.S. Government Accountability Office (GAO). These standards require:

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

For questions about the report, please contact Director of City Audits Tonia Lediju at Tonia.Lediju@sfgov.org or 415-554-5393, or CSA at 415-554-7469.

CSA Audit Team: Winnie Woo, Associate Auditor

Audit Consultants: Macias Gini & O'Connell LLP (MGO)



CITY AND COUNTY OF SAN FRANCISCO
OFFICE OF THE CONTROLLER

Ben Rosenfield
Controller

Monique Zmuda
Deputy Controller

November 21, 2012

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

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

Dear Commission President, Commissioners, and Mr. Martin:

The City and County of San Francisco's Airport Commission (Airport) coordinates with the Office of the Controller's City Services Auditor Division (CSA), to conduct periodic concession audits of the Airport's tenants and airlines. CSA engaged Macias Gini & O'Connell LLP (MGO) to audit the Airport's tenants to determine whether they complied with the reporting, payment, and other selected provisions of their leases.

CSA presents the attached report for the concession audit of Harmony Pharmacy & Health Center, Inc. (Harmony) prepared by MGO.

Reporting Period: April 8, 2011, through April 7, 2012

Rent Paid: \$240,000

Results:

Harmony correctly reported gross revenues of \$1,173,025 and correctly paid rent to the Airport. However, Harmony did not always submit on time its certified statement of revenues and had multiple late payments resulting in late fee assessments of \$2,340.

The responses from the Airport and Harmony are attached to this report.

CSA appreciates the assistance and cooperation of Airport and tenant staff during the audit. For questions about the report, please contact me at Tonia.Lediju@sfgov.org or 415-554-5393, or CSA at 415-554-7469.

Respectfully,

Tonia Lediju
Director of City Audits

Attachment

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

**CITY AND COUNTY OF SAN FRANCISCO
OFFICE OF THE CONTROLLER**

**PERFORMANCE AUDIT REPORT
HARMONY PHARMACY &
HEALTH CENTER, INC.**

April 8, 2011 through April 7, 2012



Certified Public Accountants.



Performance Audit Report

Macias Gini & O'Connell LLP (MGO) presents its report concerning the performance audit of Harmony Pharmacy & Health Center, Inc. (Harmony) as follows:

Background

Harmony operates under a lease and operating agreement (lease) with the Airport Commission of the City and County of San Francisco (Commission) to operate a pharmacy, health, and beauty store in Terminal 3 at the San Francisco International Airport (SFO). Harmony entered into this agreement on November 17, 2008. The agreement expires April 7, 2014. The agreement requires Harmony to submit to the Airport Department (Airport) a monthly report showing its sales revenue and rent due.

For the period of our performance audit, April 8, 2011 through April 7, 2012, the lease required payment of the greater of monthly minimum rent or percentage rent described below.

- Lease:** 08-01333
- Reporting Periods:** April 8, 2011 through April 7, 2012
- Lease Term:** November 17, 2008 through April 7, 2014
- Percentage Rent:** 8% of Gross Revenues achieved from prescription sales plus;
12% of Gross Revenues from all other product offerings, excluding prescription sales, achieved up to \$1,500,000, plus;
14% of Gross Revenues from all product offerings excluding prescription sales, achieved between \$1,500,000.01 and \$2,000,000.
16% of Gross Revenues from all product offerings excluding prescription sales achieved over \$2,000,000.

Minimum monthly rent is specified in the lease and has step increases stipulated by the lease.

Minimum Annual Guarantee	
Period	08-01333
Lease Year ended 2012	\$ 240,000

The percentage rent owed each month in excess of the monthly minimum is due as additional rent to the Airport.

Objective and scope

The purpose of this performance audit was to obtain reasonable assurance that Harmony complied with the reporting, payment and other rent related provisions of its lease with the Commission. Based upon the provisions of the City and County of San Francisco PSC# 4042-11/12 dated April 1, 2012 between MGO and the City and County of San Francisco, and per Appendix A therein, the objectives of our performance audit were: verify that revenues for the audit period were reported to the Airport in accordance with the lease provisions, and that such amounts agree with the underlying accounting records; identify and report

the amount and cause of any significant error (over or under) in reporting together with the impact on rent payable to the Airport; and identify and report any recommendations to improve record keeping and reporting processes of Harmony relative to its ability to comply with lease provisions; and identify and report any recommendations to improve the Airport's compliance with significant lease terms and lease management activities.

Methodology

To meet the objectives of our performance audit, we performed the following procedures: reviewed the applicable terms of the lease and the adequacy of Harmony's procedures for collecting, recording, summarizing and reporting its sales revenue to the Airport; selected and tested samples of daily and monthly sales revenue; recalculated monthly rent due; and verified the timeliness of reporting revenues and rent and submitting rent payments to the Airport.

Audit Results

Gross revenues and percentage rent are defined in the Lease Agreement for Boarding Area "F" Pharmacy, Health, and Beauty Store Lease in the Terminal 3 Building at the San Francisco International Airport between the City and County of San Francisco and Harmony.

The table below shows Harmony's reported total gross revenue and percentage rent paid to the Airport.

**Sales Revenues and Percentage Rent Paid
April 8, 2011 through April 7, 2012**

<u>Lease Period</u>	<u>Total Revenue Reported by Tenant</u>	<u>Calculated Percentage Rent Stipulated by Lease</u>	<u>Minimum Rent Stipulated by Lease</u>	<u>Additional Rent Due</u>	<u>Rent Paid Per Airport Payment Records</u>	<u>(Over) Payment</u>
	A	B	C	D (B-C)	E	F (B-E)
April 8, 2011 through April 7, 2012	\$ 1,173,025	\$ 140,763	\$ 240,000	\$ -	\$ 240,000	\$ -
Total	<u>\$ 1,173,025</u>	<u>\$ 140,763</u>	<u>\$ 240,000</u>	<u>\$ -</u>	<u>\$ 240,000</u>	<u>\$ -</u>

For the lease year ended April 7, 2012, the Airport did not issue any credit memos to Harmony.

Finding 2012-1 - Certified Statement of Revenues

Pursuant to agreement No. 08-0133, Section 4.5 Annual Report and Adjustment stipulates that "Within ninety (90) days after the end of each lease year, tenant shall submit to Director an unqualified year-end financial report certified by a Certified Public Accountant showing Gross Revenues achieved with respect to the prior lease year." We noted that Harmony submitted its 2012 certified year-end financial report on July 24, 2012 which was past the 90 day due date of July 6, 2012. In addition, it was noted the year-end financial report was not certified by the "Certified Public Accountant" but Harmony's Secretary. As a result, Harmony was not in compliance with the terms of the lease agreement for lease year 2012.

Recommendation 2012-1

We recommend the Airport establish a policy to obtain a certified year-end financial report within 90 days after the end of each lease year. This policy will ensure the tenant is in compliance with the terms of the lease.

Finding 2012-2 - Late Payment

During our testing of lease payments made by Harmony to the Airport, we noted that Harmony had multiple late lease payments.

Per lease agreement No. 08-0133, Section 4.3 "Any rent not paid when due shall be subject to a service charge equal to the lesser of the rate of 1.5% per month, and the maximum rate permitted by law."

We recalculated the late fee assessment for lease year ended April 7, 2012 to be \$2,340.

Recommendation 2012-2

We recommend that the Airport collect \$2,340 from Harmony for uncollected late fees during the audit period. Additionally, we recommend that the Airport establish procedures to ensure proper review of the payment receipt date, calculation of late fees per the terms of the lease agreement and timely collection of calculated late fees.

We conducted this performance audit in accordance with the provisions of our contract, as outlined in the objective and scope section above, and in accordance with generally accepted government auditing standards. Those standards require that we plan and perform the audit to obtain sufficient, appropriate evidence to provide a reasonable basis for our findings and conclusions based on our audit objectives. We believe that the evidence obtained provides a reasonable basis for our findings and conclusions based on our audit objectives. Our performance audit report is limited to those areas specified in the scope and objectives section of this report.

This report is intended solely for the information and use of Harmony, the Commission, and the City and County of San Francisco, and is not intended to be and should not be used by anyone other than these specified parties.

Macias Gini & C'Connell LLP

Walnut Creek, California
November 13, 2012



San Francisco International Airport

November 8, 2012

Ms. Tonia Lediju
Director of Audits
Office of the Controller
City Services Auditor Division
City and County of San Francisco
1 Dr. Carlton B. Goodlett Place, Room 477
San Francisco, CA 94102

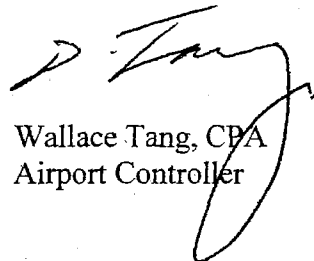
Subject: Performance Audit – Harmony Pharmacy & Health Center, Inc.


Dear Ms. Lediju:

Attached is the completed Audit Recommendation and Response Form regarding the performance audit of Harmony Pharmacy & Health Center, Inc.

If you have any questions, please feel free to call us at (650) 821-2850 (Wallace) or (650) 821-4501 (Cheryl).

Very truly yours,


Wallace Tang, CPA
Airport Controller


Cheryl Nashir
Associate Deputy Airport Director
Revenue Development and Management

Attachment

cc: Eugene Ma – MGO
Mark Tipton - CSA
Winnie Woo – CSA

AIRPORT COMMISSION CITY AND COUNTY OF SAN FRANCISCO

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MAYOR

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Post Office Box 8097 San Francisco, California 94128 Tel 650.821.5000 Fax 650.821.5005 www.flysfo.com

AIRPORT COMMISSION: PERFORMANCE AUDIT OF HARMONY PHARMACY & HEALTH CENTER, INC.

For each recommendation, indicate whether you concur, do not concur, or partially concur with the recommendation. If you concur with the recommendation, please indicate the expected implementation date and your implementation plan. If you do not concur or partially concur, please provide an explanation and an alternate plan of action to address the identified issue.

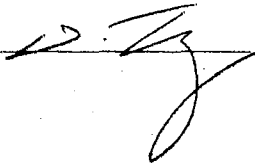
AUDIT RECOMMENDATIONS AND RESPONSES

Recommendation	Responsible Agency	Response
<p>1. We recommend the Airport establish a policy to obtain a certified year-end financial report within 90 days after the end of each lease year. This policy will ensure the tenant is in compliance with the terms of the lease.</p>	<p>San Francisco International Airport</p>	<p>Concur. Revenue Development and Management has a policy for the collection of the year end statement. The tenant is notified at two intervals prior to the due date of the statement. RDM staff has improved monitoring efforts for this lease administration function including, as of January 1, 2012, the assessment of daily fines for late submittals.</p>
<p>2. We recommend that the Airport collect \$2,340 from Harmony for uncollected late fees during the audit period. Additionally, we recommend that the Airport establish procedures to ensure proper review of the payment receipt date, calculation of late fees per the terms of the lease agreement and timely collection of calculated late fees.</p>	<p>San Francisco International Airport</p>	<p>Partially concur with alternate plan of action. A new procedure was established effective April 1, 2012 whereby a service charge of 1.5% per month is automatically charged for late payments of rent, operating fees, and other billable services. Property managers are notified through accounting regarding late payments monthly.</p> <p>Prior to April 1, 2012, the Airport did not collect for late fees as a standard practice therefore we do not recommend collecting late fees for any period before this date.</p>

Name: Wallace Tang

Title/Organization: Airport Controller

Telephone Number: (650) 821-2850

Signature:  Date 11/8/2012

Name: Cheryl Nashir

Title/Organization: Associate Deputy Airport Director
Revenue Development and Management

Telephone Number: (650) 821-4501

Signature:  Date 11-8-12



HARMONY
health & beauty™

November 7, 2012

Tonia Lediju
Director of City Audits
Office of the Controller - City Services Auditor Division City Hall, Room 476
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102

Dear Tonia,

Harmony Health & Beauty has reviewed the audit results as submitted to us by Eugene Ma on November 5, 2012.

The fine for late payment appears to be accurate and will be paid this month. As for having a CPA certify the revenue / sales Harmony will have the 2012 sales certified within the 90 day time period which will be the end of March 2013.

Should you need any further information from us, please let us know.

Sincerely,

Martha F. Kausch
Corporate Operations

AIRPORT COMMISSION:

Nocal Rentals, Inc. dba Payless Car Rental Correctly Paid Its Rent, but Owes \$3,771 in Late Charges for December 1, 2010, Through December 31, 2011



November 21, 2012

**OFFICE OF THE CONTROLLER
CITY SERVICES AUDITOR**

The City Services Auditor (CSA) was created in the Office of the Controller through an amendment to the Charter of the City and County of San Francisco (City) that was approved by voters in November 2003. Under charter Appendix F, CSA has broad authority to:

- Report on the level and effectiveness of San Francisco's public services and benchmark the City to other public agencies and jurisdictions.
- Conduct financial and performance audits of city departments, contractors, and functions to assess efficiency and effectiveness of processes and services.
- Operate a whistleblower hotline and website and investigate reports of waste, fraud, and abuse of city resources.
- Ensure the financial integrity and improve the overall performance and efficiency of city government.

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

CSA conducts its audits in accordance with the Government Auditing Standards published by the U.S. Government Accountability Office (GAO). These standards require:

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

For questions about the report, please contact Director of City Audits Tonia Lediju at Tonia.Lediju@sfgov.org or 415-554-5393, or CSA at 415-554-7469.

CSA Audit Team: Winnie Woo, Associate Auditor

Audit Consultants: Macias Gini & O'Connell LLP (MGO)



CITY AND COUNTY OF SAN FRANCISCO
OFFICE OF THE CONTROLLER

Ben Rosenfield
Controller

Monique Zmuda
Deputy Controller

November 21, 2012

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

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

Dear Commission President, Commissioners, and Mr. Martin:

The City and County of San Francisco's Airport Commission (Airport) coordinates with the Office of the Controller's City Services Auditor Division (CSA), to conduct periodic concession audits of the Airport's tenants and airlines. CSA engaged Macias Gini & O'Connell LLP (MGO) to audit the Airport's tenants to determine whether they complied with the reporting, payment, and other selected provisions of their leases.

CSA presents the attached report for the concession audit of Nocal Rentals, Inc. dba Payless Car Rental (Payless) prepared by MGO.

Reporting Period: December 1, 2010, through December 31, 2011

Rent Paid: \$947,980

Results:

Payless correctly reported gross revenues of \$3,624,361 and correctly paid rent to the Airport. However, Payless made multiple late payments resulting in late fee assessments of \$3,771.

The responses from the Airport and Payless are attached to this report.

CSA appreciates the assistance and cooperation of Airport and tenant staff during the audit. For questions about the report, please contact me at Tonia.Lediju@sfgov.org or 415-554-5393, or CSA at 415-554-7469.

Respectfully,

Tonia Lediju
Director of City Audits

Attachment

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

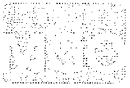
**CITY AND COUNTY OF SAN FRANCISCO
OFFICE OF THE CONTROLLER**

**PERFORMANCE AUDIT REPORT
NOCAL RENTALS, INC.
dba PAYLESS CAR RENTAL**

December 1, 2010 through December 31, 2011



Certified Public Accountants.



Performance Audit Report

Macias Gini & O'Connell LLP (MGO) presents its report concerning the performance audit of Nocal Rentals, Inc. dba Payless Car Rental (Payless) as follows:

Background

Payless operates under an operating permit (Permit) with the Airport Commission of the City and County of San Francisco (Commission) to operate an off-airport rental car business at the San Francisco International Airport (SFO). Payless entered into this Permit on January 11, 2011. The Permit shall continue in force until revoked or mutually terminated. The Permit requires Payless to submit to the Airport Department (Airport) a monthly report showing its gross revenues and fees due.

For the period of our performance audit, December 1, 2010 through December 31, 2011, the Permit required payment of percentage fees described below.

- Permit:** 4147
- Reporting Periods:** December 1, 2010 through December 31, 2011
- Lease Term:** December 2010 until terminated.
- Privilege Fee** Privilege Fee of 10% of Gross Revenues.
Transportation Fee of \$20.00 per rental contract between Payless and its customer for the rental of a vehicle.

There are no minimum monthly fee requirements under this Permit.

Objective and scope

The purpose of this performance audit was to obtain reasonable assurance that Payless complied with the reporting, payment and other fees related provisions of its permit with the Commission. Based upon the provisions of the City and County of San Francisco PSC# 4042-11/12 dated April 1, 2012 between MGO and the City and County of San Francisco, and per Appendix A therein, the objectives of our performance audit were: verify that revenues for the audit period were reported to the Airport in accordance with the permit provisions, and that such amounts agree with the underlying accounting records; identify and report the amount and cause of any significant error (over or under) in reporting together with the impact on fees payable to the Airport; and identify and report any recommendations to improve record keeping and reporting processes of Payless relative to its ability to comply with Permit provisions; and identify and report any recommendations to improve the Airport's compliance with significant Permit terms and Permit management activities.

Methodology

To meet the objectives of our performance audit, we performed the following procedures: reviewed the applicable terms of the Permit and the adequacy of Payless' procedures for collecting, recording, summarizing and reporting its sales revenue to the Airport; selected and tested samples of daily and monthly gross revenue; recalculated monthly fees due; and verified the timeliness of reporting revenues and fees and submitting fee payments to the Airport.

Audit Results

Gross revenues and fees are defined in the Off-Airport Rental Car Business Permit between the City and County of San Francisco and Payless.

The table below shows Payless' reported total gross revenue and fees paid to the Airport.

**Privilege and Transportation Fees Paid
December 1, 2010 through December 31, 2011**

<u>Lease Period</u>	<u>Total Revenue Reported by Tenant</u>	<u>Calculated Privilege Fee Stipulated by Lease</u>	<u>Transport. Fee Stipulated by Lease</u>	<u>Total Fees Due</u>	<u>Fees Paid Per Airport Payment Records</u>	<u>(Over) Payment</u>
	A	B	C	D (B+C)	E	F (D-E)
December 1, 2010 through December 31, 2011	\$ 3,624,361	\$ 362,436	\$ 488,660	\$ 851,096	\$ 947,980	\$ (96,884)
Total	<u>\$ 3,624,361</u>	<u>\$ 362,436</u>	<u>\$ 488,660</u>	<u>\$ 851,096</u>	<u>\$ 947,980</u>	<u>\$ (96,884)</u>

The overpayment was due to the inclusion of various charges that are not considered "Gross Revenue" as outlined in Section 1.1(b) of the Permit (i.e. Collision Damage Waiver, Supplemental Liability Insurance, Towing Charges, etc). The Airport issued a credit memo of approximately \$97,000 on June 4, 2012 to Payless due to the overpayment during the Permit year ended December 31, 2011 and did not issue any additional credit during the audit period.

Finding 2011-1 - Late Payment

During our testing of fee payments made by Payless to the Airport, we noted that Payless had multiple late Privilege and Transportation fee payments.

Per Permit 4147, Section 5.7 Payment, "Any payment not made when due shall be subject to interest there on the rate of 1.5% per month."

We recalculated the late fee assessment for the period from December 1, 2010 through December 31, 2011 to be \$3,771.

Recommendation 2011-1

We recommend that the Airport collect \$3,771 from Payless for uncollected late fees during the audit period. Additionally, we recommend that the Airport establish procedures to ensure proper review of the payment receipt date, calculation of late fees per the terms of the lease agreement and timely collection of calculated late fees.

We conducted this performance audit in accordance with the provisions of our contract, as outlined in the objective and scope section above, and in accordance with generally accepted government auditing standards. Those standards require that we plan and perform the audit to obtain sufficient, appropriate evidence to provide a reasonable basis for our findings and conclusions based on our audit objectives. We believe that the evidence obtained provides a reasonable basis for our findings and conclusions based on our audit objectives. Our performance audit report is limited to those areas specified in the scope and objectives section of this report.

This report is intended solely for the information and use of Payless, the Commission and the City and County of San Francisco, and is not intended to be and should not be used by anyone other than these specified parties.

Macias Gini & Cunnell LLP

Walnut Creek, California
November 13, 2012



San Francisco International Airport

November 8, 2012

Ms. Tonia Lediju
Director of Audits
Office of the Controller
City Services Auditor Division
City and County of San Francisco
1 Dr. Carlton B. Goodlett Place, Room 477
San Francisco, CA 94102

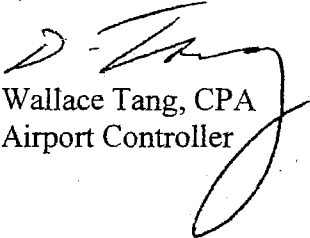
Subject: Performance Audit – Nocal Rentals, Inc. dba Payless Car Rental


Dear Ms. Lediju:

Attached is the completed Audit Recommendation and Response Form regarding the performance audit of Nocal Rentals, Inc. dba Payless Car Rental.

If you have any questions, please feel free to call us at (650) 821-2850 (Wallace) or (650) 821-4501 (Cheryl).

Very truly yours,


Wallace Tang, CPA
Airport Controller


Cheryl Nashir
Associate Deputy Airport Director
Revenue Development and Management

Attachment

cc: Eugene Ma – MGO
Mark Tipton - CSA
Winnie Woo – CSA

AIRPORT COMMISSION CITY AND COUNTY OF SAN FRANCISCO

EDWIN M. LEE
MAYOR

LARRY MAZZOLA
PRESIDENT

LINDA S. CRAYTON
VICE PRESIDENT

ELEANOR JOHNS

RICHARD J. GUGGENHIME

PETER A. STERN

JOHN L. MARTIN
AIRPORT DIRECTOR

AIRPORT COMMISSION: PERFORMANCE AUDIT OF NOCAL RENTALS, INC. dba PAYLESS CAR RENTAL

For each recommendation, indicate whether you concur, do not concur, or partially concur with the recommendation. If you concur with the recommendation, please indicate the expected implementation date and your implementation plan. If you do not concur or partially concur, please provide an explanation and an alternate plan of action to address the identified issue.

AUDIT RECOMMENDATION AND RESPONSE

Recommendation	Responsible Agency	Response
1. We recommend that the Airport collect \$3,771 from Payless for uncollected late fees during the audit period. Additionally, we recommend that the Airport establish procedures to ensure proper review of the payment receipt date, calculation of late fees per the terms of the lease agreement and timely collection of calculated late fees.	San Francisco International Airport	Partially concur with alternate plan of action. A new procedure was established effective April 1, 2012 whereby a service charge of 1.5% per month is automatically charged for late payments of rent, operating fees, and other billable services. Property managers are notified through accounting regarding late payments monthly. Prior to April 1, 2012, the Airport did not collect for late fees as a standard practice therefore we do not recommend collecting late fees for any period before this date.

Name: Wallace Tang

Title/Organization: Airport Controller


Telephone Number: (650) 821-2850

Signature:  Date 11/8/2012

Name: Cheryl Nashir

Title/Organization: Associate Deputy Airport Director
Revenue Development and Management

Telephone Number: (650) 821-4501

Signature:  Date 11-8-12





November 6, 2012

Tonia Lediju
Director of City Audits
Office of the Controller - City Services Auditor Division
City Hall, Room 476
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102

Dear Tonia,

This letter is to confirm that Payless Car Rental is in agreement with your audit findings, with the exception of Finding 2011-1 – Late Payment.

Should you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read 'Lisa Oliveri', written over a horizontal line.

Lisa Oliveri
Financial Analyst/Western Region



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: OPT - OUT - Shell Energy Plan

From: "Dana Wheat" <DanaB@arcadiacare.com>
To: <board.of.supervisors@sfgov.org>,
Date: 11/19/2012 09:33 AM
Subject: OPT - OUT - Shell Energy Plan

To the San Francisco Board of Supervisors:

I would like to opt-out of this energy plan.

This plan is ridiculous. We should be reducing energy costs not increasing it!!!

A concerned SF resident,

Armida C. Calixto
51 Masonic Avenue #3
San Francisco, CA 94118
(415) 829-7695
armidac@arcadiacare.com



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: Shell energy

From: Vicki Vittori <vickivittori@gmail.com>
To: board.of.supervisors@sfgov.org,
Date: 11/19/2012 11:01 AM
Subject: Shell energy

Please consider this a formal request/demand that the City and County of San Francisco say no to the Shell Contract. First, it is my understanding that this would possibly/probably double rates for the citizens and secondly the idea a dealing with an oil company for our power is abhorrent to me. Please DO NOT accept the Shell Energy contract.

Vicki Vittori
124 Drake Street
San Francisco, CA 94112



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: Charlie (the dog spooked by a horse)

From: DVK <diane_k_usa@yahoo.com>
To: "Board.of.Supervisors@sfgov.org" <Board.of.Supervisors@sfgov.org>,
Date: 11/16/2012 03:12 PM
Subject: re: Charlie (the dog spooked by a horse)

Dear Board,

No visitation rights for a dog in detention is cruel and unusual punishment for a dog who has not been found "guilty" yet.

This whole case makes me say "There for the grace of God go I." Because the few times my city pup (like Charlie is a city pup) sees a horse, THANK GOD we've been in a car or he's been on leash. Because a dogs natural INSTINCT is mightier than any command in any new situation, especially when it involve an enormous animal (like a horse) that could be perceived as a threat, either to the dog or its owner.

I pray this dog is released and police on horseback avoid off-leash area, for everyone's sake. But at the very least, please allow poor Charlie a little comfort and give him visitation time with his owner.

Sincerely,

Diane Karagienakos



Information Request Form
board.of.supervisors to: board.of.supervisors

11/16/2012 04:40 PM

To:board.of.supervisors@sfgov.org
Email:board.of.supervisors@sfgov.org
FIRST_NAME:susan
LAST_NAME:lister
ADDRESS:95 Carr Road
CITY:Leeds
STATE:
ZIP:
PHONE_NUMBER:01274 615154
FAX:
CONTACT_EMAIL:susanlister11@yahoo.co.uk
DATE_OF_RECORD:
FILENUMBER:
RESOLUTIONNUMBER:
ORDINANCENUMBER:
MOTIONNUMBER:
SEE_FILE_ON:
PICK_UP_INFORMATION ON:

ADDITIONAL_INFORMATION_DETAIL:Please show some compassion towards the dog,Charlie. The USA is renowned throughout the world for its' forward thinking and I urge you to think of this when you make your final decision about this poor, bewildered little animal. This case has gained international attention and the USA needs to show us exactly what qualities in humanity the USA possess.



Information Request Form
board.of.supervisors to: board.of.supervisors

11/17/2012 08:51 AM

To:board.of.supervisors@sfgov.org
Email:board.of.supervisors@sfgov.org
FIRST_NAME:CIS
LAST_NAME:WRAY
ADDRESS:101 HARBOR STREEAT
CITY:VIRGINIA BEACH
STATE:VA
ZIP:23462
PHONE_NUMBER:757-431-0212
FAX:
CONTACT_EMAIL:CISSYWRAY@YAHOO.COM
DATE_OF_RECORD:NOVEMBER 21, 2012
FILENUMBER:
RESOLUTIONNUMBER:
ORDINANCENUMBER:
MOTIONNUMBER:
SEE_FILE_ON:
PICK_UP_INFORMATION ON:
ADDITIONAL_INFORMATION:Yes
ADDITIONAL_INFORMATION_DETAIL:THE RULING WILL BE ON THE 21ST AS TO
WHETHER TO EXECUTE CHARLIE WHO BIT A POLICE HORSE. IT IS NOT FAIR. IT IS
NOT RIGHT OR HUMANE TO DO THIS. PLEASE DO NOT. THE POOR DOG WAS
SCARED. WHY NOT THE 10 DAY QUARANTEEN? THAT WOULD AT LEAST BE MORE
FAIR. CHARLIE IS NOT, OBVIOUSLY, AN AGGRESSIVE DOG.....JUST FRIGHTENED.
PLEASE CARE!!!!



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: Fw: SFCTA November Board Meeting

From: Roland Lebrun <ccss@msn.com>
To: Supervisor David Campos <david.campos@sfgov.org>,
Cc: <board.of.supervisors@sfgov.org>, Sheila Chung-Hagen <sheila.chung.hagen@sfgov.org>
Date: 11/19/2012 06:32 AM
Subject: SFCTA November Board Meeting

Dear Supervisor Campos,

Please find attached my reasons for requesting a deferral of the appropriation of Prop K funds for the Caltrain CBOSS PTC system.

Sincerely,



Roland Lebrun.SFCTA November 2012 Board Meeting item #7.pdf

Roland Lebrun
 CCSS@MSN.COM
 11/20/12 SFCTA Board Meeting
 Item #7
 Prop K funds for Caltrain CBOSS

Dear Chair Campos and Members of the Board,

I am a strong supporter of the Caltrain modernization program but I am respectfully requesting that you consider deferring the appropriation of \$3,000,000 of Prop K funds for the Caltrain CBOSS PTC project for the following reasons:

1) Prop K funds are earmarked for Caltrain electrification, not a new signaling system

Resolution 13-17 page 2 states "WHEREAS, Implementation of the CBOSS system... will prepare the system for electrification". This contradicts page 10 of the 10/6/11 Caltrain Board meeting minutes where legal counsel replied to a question by chair Elsbernd that "The record can and should reflect that there is nothing that inextricably links this particular procurement to electrification".

2) There is ample cash flow for the CBOSS PTC project in FY13

	2012Q3	2012Q4	2013Q1	2013Q2		
Contract - Design	\$ 2,134,292	\$ 4,100,627	\$ 8,391,984		\$ 14,626,902	
Contract - Procurement/equipment					\$ -	
Contract - Installation/Testing					\$ -	
Contract - Commercial (Bond and Warranty)	\$ 1,715,500				\$ 1,715,500	
Agency Staff	\$ 807,000	\$ 282,034	\$ 292,415	\$ 367,230	\$ 409,377	\$ 2,158,056
Program/Project Management	\$ 6,219,202	\$ 1,128,136	\$ 1,189,859	\$ 1,468,921	\$ 1,637,507	\$ 11,623,425
Other Project Direct Cost	\$ 15,000	\$ 15,000	\$ 315,000	\$ 15,000		\$ 360,000
Project contingency	\$ 326,243	\$ 527,029	\$ 986,090	\$ 163,751		\$ 2,003,113
Subtotal	\$ 8,741,702	\$ 3,885,705	\$ 6,104,729	\$ 11,529,225	\$ 2,225,635	\$ 32,486,996

Fund Source	Planned	Programmed	Allocated	Total
PCJPB Partner Share			\$4,250,000	
Prop K sales tax		\$15,860,000		
SF Member Agency Funds (TBD)	\$7,540,000			
Santa Clara Valley Transportation Authority		\$23,400,000		
San Mateo Transportation Authority		\$20,400,000	\$3,000,000	
FTA Formula Funds (5307 and 5309)		\$27,000,000		
FRA High Speed Rail		\$2,800,000	\$17,250,000	
Prop 1A High Speed Rail Connectivity		\$65,700,000	\$39,800,000	
Prop 1B State/Local Partnership		\$2,400,000	\$1,600,000	
Total:			\$68,300,000	

3) Concerns with the current design should be reviewed by an independent third party familiar with the design and implementation of advanced signal systems before the Caltrain Board approves the next phase of the project.

Sincerely,
 Roland Lebrun.



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: File 120523: Transportation Sustainability Program replacing Transportation Impact Development Fee

From: Michael Sonn <sonn.michael@gmail.com>
To: board.of.supervisors@sfgov.org, David.Chiu@sfgov.org,
Cc: Carmen.Chu@sfgov.org, Malia.Cohen@sfgov.org, Sean.Elsbernd@sfgov.org,
Mark.Farrell@sfgov.org, Jane.Kim@sfgov.org, Eric.L.Mar@sfgov.org,
Christina.Olague@sfgov.org, Scott.Wiener@sfgov.org, David.Campos@sfgov.org,
John.Avalos@sfgov.org
Date: 11/16/2012 08:05 AM
Subject: Transportation Sustainability Program replacing Transportation Impact Development Fee

Dear Board President Chiu,

I am writing to ask you to support the TIDF legislation coming before you on November 20th. The TIDF legislation is an important first step in achieving the goals of the Transportation Sustainability Program. Under the TSP, the City will finally invest in sorely needed and overdue systematic improvements to the transportation system. San Francisco proudly declares itself a "Transit First" city. At the heart of this declaration is the belief that a functioning and efficient transportation system is essential to a thriving, democratic city. However, for years many new development projects haven't paid for the increasing burdens they place on the City's transportation system. Yet, these developments have relied on public transit to carry employees, customers and service recipients to and from these developments. This is not putting transit first; it's putting development first.

I understand that the non-profit community is fighting to be exempted from the TIDF. I support non-profit services but need to point out that some of the City's biggest institutions – and some of the projects that place the biggest burden on the transportation system – operate as non-profits. Non-profits and institutions – especially the big ones - represent 20% of all projected development activity. The burden those projects place on the transportation system has never been addressed, and everyone in San Francisco pays the price for that. The TIDF update will address this deficiency.

To be clear: the TIDF only applies to net new development. This means a building can be torn down and a new one can be put up in its footprint, and as long as the new building has less or the same square footage as the old building, then TIDF doesn't apply. If the building adds new square footage, the TIDF only applies to these additional square feet. This isn't about punishing non-profits who want to renovate an existing space or build a new development within the footprint of an old building; it's about making organizations who build larger and more expansive campuses and buildings accountable for the added strain being imposed on our transportation system.

The reality is that most small social service providers don't propose new



To: BOS Constituent Mail Distribution,
Cc:
Bcc:
Subject: File 120523: Transportation Sustainability Program replacing Transportation Impact Development Fee

From: Michael Sonn <sonn.michael@gmail.com>
To: board.of.supervisors@sfgov.org, David.Chiu@sfgov.org,
Cc: Carmen.Chu@sfgov.org, Malia.Cohen@sfgov.org, Sean.Elsbernd@sfgov.org,
Mark.Farrell@sfgov.org, Jane.Kim@sfgov.org, Eric.L.Mar@sfgov.org,
Christina.Olague@sfgov.org, Scott.Wiener@sfgov.org, David.Campos@sfgov.org,
John.Avalos@sfgov.org
Date: 11/16/2012 08:05 AM
Subject: Transportation Sustainability Program replacing Transportation Impact Development Fee

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I understand that the non-profit community is fighting to be exempted from the TIDF. I support non-profit services but need to point out that some of the City's biggest institutions – and some of the projects that place the biggest burden on the transportation system – operate as non-profits. Non-profits and institutions – especially the big ones - represent 20% of all projected development activity. The burden those projects place on the transportation system has never been addressed, and everyone in San Francisco pays the price for that. The TIDF update will address this deficiency.

To be clear: the TIDF only applies to net new development. This means a building can be torn down and a new one can be put up in its footprint, and as long as the new building has less or the same square footage as the old building, then TIDF doesn't apply. If the building adds new square footage, the TIDF only applies to these additional square feet. This isn't about punishing non-profits who want to renovate an existing space or build a new development within the footprint of an old building; it's about making organizations who build larger and more expansive campuses and buildings accountable for the added strain being imposed on our transportation system.

The reality is that most small social service providers don't propose new

developments. I also understand that small social service providers are proposed to be exempted from the fee, which means that only those non-profits with sufficient funding to build new projects would need to pay their share to recognize the burden they place on the transportation system. Additionally, the TIDF has grandfathering for non-profits, which means that non-profit projects would likely never pay the TIDF, if the TSP can move forward efficiently.

I know that you understand the value of the City's transportation system and can see the many benefits of implementing the TSP. I hope that you won't allow self-interest to undermine a really great program that finally means we will see real environmental mitigation for new development impacts on the transportation system. Thank you for your support.

Michael Sonn
District 3 Resident

Arthur Scampa
Attorney-at-Law

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO

2012 NOV 14 PM 4:09

BY AK

325 Marina Boulevard
San Francisco, CA 94123
Phone (415) 673-9000
Fax (415) 673-3500

File 120987 GAO
Bos-11 clerk
cpage

14 November 2012

Mr. David Chiu
President
SF Board of Supervisors
City Hall
San Francisco, CA

Re: File #120987

Request to Deny Proposed Restaurant Lease with Woodhouse Marina Green LLC

Dear President Chiu and Members of the Board,

My name is Arthur Scampa. I have been a resident on Marina Boulevard for close to thirty years and reside at 325 Marina Boulevard. My neighbors and myself urgently request that the proposed lease at the old Degaussing Station on the Marin Green with Woodhouse Marina Green LLC be denied for the following reasons:

1. **Lack of Notice to impacted Residents**
2. **No Finding of Consistency with General Plan before Rec & Park Approval**
3. **In Conflict with the Recreation and Open Space Element of the General Plan**
4. **No HRER – Historic Evaluation Report**
5. **Historic Building – Request for a Historic Preservation Commission Finding**
6. **Environmental Impact – Bird Life – Request for Environmental Impact Report**
7. **Increased Traffic Flow, Circulation – Request for Traffic Study**
8. **Nuisance Impact to Marina Boulevard Residents**
9. **Serving Alcohol in a Public Playground against Public Policy**
10. **Opposed by the Coalition for SF Neighborhoods, comprising 48 Neighborhood Organizations**
11. **Conflict of Interest – Request for Supervisor Farrell to recuse himself**

Please see detailed explanation attached.

We, the Marina Boulevard residents and adjacent neighbors, are quite tolerant of all the activities on the Marina Green on the weekends and enjoy most of them. However, it is not too much to ask that we also deserve a few days of rest during the week, particularly since most of the bedrooms face directly towards the Marina Green. To put a commercial restaurant there is just WRONG.

We urge you to oppose this project.

Respectfully submitted,



Re: File #120987

Request to Deny Proposed Restaurant Lease with Woodhouse Marina Green LLC

1. Lack of Notice.

The immediately affected neighbors were *not* notified by the Department of Rec & Park about this proposed venture. Neither were the two traditional neighborhood associations notified, i.e., the Marina Neighborhood Association and the Marina Civic Improvement and Property Owners Association. It can only be assumed that this was a strategic reason to blindside the affected and surrounding property owners.

An after the fact PR write-up in the throw away paper Marina Times, which most everybody discards and not reads, cannot be considered a legal notice. Why is it when a property owner wants to change a small window in a home, everyone in the neighborhood has to be notified, but not so for a change of use of a Public Recreational Open Space Shoreline to a commercial use?

It seems that the majority of spokespeople which were paraded before the Rec & Park Commission in support of this project were folks associated with the hospitality industry, restaurant suppliers, restaurant employees and the operator and his sons.

The directly affected neighbors were cavalierly brushed aside.

2. No Finding of Consistency with General Plan before Rec & Park Approval.

There was no Finding of Consistency with the General Plan before the Rec & Park Commission approved this lease.

For 77 years the City has respected the original 1935 legislation for the Marina Green. It is truly a unique and historic Public Recreational Open Shoreline in an urban setting. Why would anyone want to spoil it with a commercial restaurant? It is not that we are short of restaurants in the Marina.

3. In Conflict with the Recreation and Open Space Element of General Plan

Notwithstanding the vaguely reasoned General Plan Referral by the Planning Department, dated October 18, 2012, this restaurant project is in *direct conflict* with the Recreation and Open Space Element of the SF General Plan for the western portion of the north waterfront:

- **Policy 2.2 – Preserve existing Public Open Space**
- **Para 4** – “Proposals for *nonrecreational* uses in public parks and playgrounds may arise in the future Development of this kind in parks and playgrounds *should, without exceptions, be prohibited.*”
- **Policy 2.4 – Gradually Eliminate Nonrecreational Uses**
- **Para 2** – “In cases where it is possible to provide services elsewhere it should be the City’s policy to *eliminate nonrecreational uses* in parks and playgrounds, *demolish* the facility and *return the site to open space use.*”
- **Shoreline Objective 3 – Provide Continuous Public Open Space along the Shoreline** unless public access conflicts with Maritime uses or other uses requiring a waterfront location.

- **Para 2** – “The western and northwestern shoreline should function as a long unbroken stretch of open space; its natural qualities should be preserved”
- **Para 3**- “On the northeastern and eastern shoreline the objective is different.”
- **Policy 3.1 – Priority Land Uses** – “The most important uses of the shoreline should be those providing substantial longterm public benefits *that cannot be provided on other sites* within the City.”
- **Policy 3.1 – Prohibited Land Uses** – “More specifically, industry or commercial uses that are not dependent upon use of or proximity to the water, or which do not further maritime, commerce, or public recreation or enjoyment of the waterfront, *should not be permitted*”

4. HRER – Historic Resource Evaluation Response

According to the Assessor’s office, the Marina Green is a Zoning A – High Historic Resource Category. To allow a commercial restaurant operation there should require a HRER – Historic Resource Evaluation Response, which was not provided before the Rec & Parks Commission approval.

5. Historic Building – Request for a Historic Preservation Commission Finding

The Degaussing Station has always been considered a historic building in the past. It was built by the Navy for *temporary* use and was to be *demolished* afterwards and the shoreline restored to its original condition, the preference for the majority of nearby residents. Short of demolition, there are certainly better uses for this building to serve the public besides a commercial restaurant. A children’s playground, a children’s soccer club house to support the children soccer activities on the Marina Green or sailing center or other water oriented recreational activity center would make more sense in keeping with the character of the Marina Green Open Space Shoreline purpose.

There have been no architect drawings presented showing how the operator intends to put an ADA accessible kitchen, an ADA accessible patron’s bathroom and an ADA accessible public bathroom plus seating for 25 in this small building plus another seating for 60 in a non-existent patio. All that is being shown is some colored exterior drawing, which clashes with the existing building and the surrounding “Marina” architecture.

6. Environmental Impact – Bird Life – Request for Environmental Impact Report

It would seem outrageous to approve such a change of use without a full Environmental Impact Report. No mention has been made how this project would affect the Marina Green bird life, such as the Black Crowned Night Herons, Blue Herons, Killdeers, Pelicans and other species. It certainly would attract more rats, which already is a big problem in the area. How would this negatively affect the meaning and spirit of the Board of Supervisors’ Urban Bird Refuge Resolution 18406, passed last year?

Further, it is the only part of the Marina shoreline without light pollution where one can enjoy and observe the night sky.

7. Increased Traffic Flow, Circulation – Request for Traffic Study

No information has been given how the restaurant operation would affect and

increase the traffic flow. Additionally, it seems that the proposed move of the building 13 feet south would eliminate the sidewalk and create a bottleneck.

8. Nuisance Impact on Marina Boulevard Residents

To have a seven days a week, 7:00AM to 9:00PM, operating commercial restaurant at this site, presents a great nuisance to the immediate neighbors, most of whom have spent considerable investment to live there because of this unique urban Open Space Public Shoreline environment.

It will create noise, smell and light pollution. Further, as the restaurant proposes to have a take-out counter, more in line with a fast food restaurant, it will create trash problems all along the Marina Green, already an ongoing problem for nearby residents.

9. Serving Alcohol in a Public Playground against Public Policy

The Marina Green is being used as a public playground by hundreds of children playing soccer on the weekends and dozens more during the week (one more reason to utilize this building as children's soccer clubhouse).

The Board of Supervisors' own ordinance *prohibits* the sale of alcoholic beverages in public children's playgrounds. It is our understanding that the operator is filing for a beer and wine license in order to serve alcoholic beverages at this proposed restaurant, only a few feet from where the children are playing.

10. Opposed by the Coalition for San Francisco Neighborhoods

The Marina Green belongs to all SF residents who should have a voice in the change of use of this important Public Open Shoreline Recreation Area. It should be noted that the Coalition for San Francisco Neighborhoods, an umbrella organization of 48 SF neighborhood organizations, strongly oppose this project.

11. Conflict of Interest – Request for Supervisor Farrell to recuse himself

With all due respect, Supervisor Farrell should recuse himself from any decision in this matter. Supervisor Farrell is or was a Managing Director of QV Hospitality and Thayer Ventures, which claim that their strategic limited partners own and operate over 10,000 restaurant locations. This manifests a clear conflict of interest.

Further, Supervisor Farrell's father is a director of the Marina Community Association, the only community association in favor of this project and the only association notified by Rec & Park. The omission of notice to other neighborhood associations and to the directly affected neighbors can only be perceived as an omission by design.

POLICY 2.2 Preserve existing public open space.

San Francisco's public open space system is fairly extensive. It ranges from large parks to undeveloped street rights-of-way. Much of the system is park land and other public open space under the jurisdiction of the Recreation and Park Department. In addition to this land, a significant portion of the public open space in San Francisco is only informally part of the city's park and recreation system. This open space is held by a number of public agencies and is also either used for recreation or appreciated for its natural qualities, but is neither a public park nor a playground. Open Spaces in this second category include certain shoreline areas under the jurisdiction of the Port of San Francisco shown in Maps 4 - 9, certain reservoirs, grounds of public institutions, forts, land for slope and view protection, roadway landscaping, alleys, dedicated public walkways and undeveloped street rights-of-way. Open spaces such as these are a very important part of the city's open space system. They supplement playgrounds and parks and are a major visual asset.

Development sometimes threatens public open spaces regardless of whether or not it is a formal part of the City's park and open space system. While few public open spaces have been lost in their entirety to other uses, almost all public open space at one time or another has been viewed as a source of vacant land for new construction. The shortage of vacant sites and the

intensity of development in San Francisco produce pressures on the city's public open space. These same factors generate considerable demand for open space and leave few opportunities to expand the open space system. Consequently, it is essential that the City preserve the public open space which remains.

Despite general agreement on the need to preserve public open space, over the years developments may indeed be proposed on public land designated as open space in this plan. It is anticipated that the most persuasive arguments in favor of development will be based on the "public value" of the proposed development. The public value will differ among proposals, and a determination, of this value as compared with the value of open space will be difficult. In order to assist in this determination, four types of potential development proposals have been identified. If proposals for these types of development occur, the following policies should be applied:

Nonrecreational Uses

Proposals for nonrecreational uses in public parks and playgrounds may arise in the future. Some may be for public facilities such as parking garages, streets and buildings, and for private or semi-public facilities.

Development of this kind in parks and playgrounds should, without exception, be prohibited.

Recreation and Cultural Buildings

POLICY 2.4 Gradually eliminate nonrecreational uses in parks and playground and reduce automobile traffic in and around public open spaces.

Nonrecreational Uses

The City should gradually eliminate nonrecreational uses in its public open spaces. In the past parks and playgrounds have been used as sites for public facilities such as libraries, fire and police stations, sewer plants and schools. Undoubtedly, the public need for them was great at the time of their construction and many are still essential. But as nonrecreational facilities such as these become obsolete, the City is faced with the decision to renovate them or to relocate them altogether.

In cases where it is possible to provide services elsewhere it **should** be the City's policy to eliminate nonrecreational uses in parks and playgrounds, **demolish the facility** and return the site to open space use. If the facility can be successfully converted to recreational use, then reuse could be an alternative to demolition. The City should not, however, permit the reuse of such facilities for other nonrecreational purposes. The same policy should apply to the reuse of obsolete recreational facilities.

In cases where it is not presently possible to provide services elsewhere, the City should simply maintain the facility and not permit its expansion.

SHORELINE

OBJECTIVE 3 PROVIDE CONTINUOUS PUBLIC OPEN SPACE ALONG THE SHORELINE UNLESS PUBLIC ACCESS CLEARLY CONFLICTS WITH MARITIME USES OR OTHER USES REQUIRING A WATERFRONT LOCATION.

The Pacific Ocean, San Francisco Bay and their respective shorelines are the most important natural resources in San Francisco. Their open space potential is considerable. Together they offer unlimited opportunities for water oriented recreation. They are the pride of San Francisco's views and the source of the city's agreeable climate. Furthermore, most of the property adjacent to the thirty-two mile shoreline is in public ownership. This offers an unparalleled opportunity to provide a variety of open space experiences.

The western and northwestern shoreline should function as a long unbroken stretch of open space; its natural qualities should be preserved and should complement the more urban character of new open spaces along the Bay.

On the northeastern and eastern shoreline the objective is different. Here the challenge is to provide more open space along the Bay and public access to the shoreline while maintaining active maritime and other essential waterfront uses.

POLICY 3.1 Assure that new development adjacent to the shoreline capitalizes on its unique waterfront location, considers shoreline land use provisions, improves visual and physical access to the water, and conforms with urban design policies.

In order to protect the shoreline and safeguard the public interest in it, the following policies should be applied to new shoreline developments.

Land Use

The Elements and Area Plans contained in the General Plan together define appropriate land uses for the City. Below is a general summary of these land use policies as they relate to shoreline areas. This general summary must be read in conjunction with the appropriate Elements and Area Plans to fully determine acceptable land uses on the shoreline.

Priority Land Uses. The most important uses of the shoreline should be those providing substantial long-term public benefits that cannot be provided on other sites within the city. Maritime shipping and freight handling facilities, ship repair; water-related public recreation, open space including shoreline public access and water-dependent habitat areas; commercial fishing; and commercial and recreational maritime activities (e.g. ferries, excursion boats, water taxis, historic ship and visiting ship berthing, recreational boating) and maritime support services are included in this category.

Restricted Land Uses. Office, residential, public assembly and recreational sports facility with associated commercial uses, water oriented commercial recreation and public assembly uses such as restaurants, hotels and shops , museums, visitor centers, theaters and other activities such as non-water-oriented community facilities and industrial uses are appropriate in the areas designated in the General Plan. These uses may provide limited public benefits and should be restricted to areas which are not needed for priority uses. Parking accessory to these uses should be in structures or otherwise screened from view. Recreation-oriented commercial services should be permitted where appropriate on land adjacent to open space areas.

Prohibited Land Uses. All developments which do not fall in the previous two categories are not acceptable shoreline land uses. More specifically, **industry or commercial uses** that are not dependent upon use of, or proximity to the water, or which do not further **maritime, commerce, or public recreation or enjoyment of the waterfront**, should not be permitted. Airports and at grade or elevated freeways should not be permitted. Uses such as these should be located away from the shoreline. Parking, unless it is accessory to a permitted use, should not be allowed at or near the waters edge. Finally, all land uses which do not comply with applicable water quality environmental laws and regulations should be prohibited.

Coalition for San Francisco



Neighborhoods

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

September 18, 2012

President

Judith Berkowitz 415.824.0617

1st Vice President

George Wooding

2nd Vice President

Rose Hillson

Recording Secretary

Penelope Clark

Treasurer/Corresponding

Secretary

Dick Millet

Members-at-Large

Charles Head

Jeanne Quock

Mark Buell, President

Recreation & Park Commission

McLaren Lodge, Golden Gate Park

501 Stanyan Street

San Francisco CA 94117-1898

Re: Proposed lease agreement with the Woodhouse Fish Company Restaurant for the Marina Green degaussing station.

Dear Mr. Buell,

The Coalition for San Francisco Neighborhoods (CSFN) is an "umbrella" organization comprised of 48 individual San Francisco neighborhood organizations representing thousands of the city's residents.

The General Plan's guidelines for the San Francisco shoreline are explicit. They state that if a facility doesn't need to be on the shoreline, then it should be located elsewhere.

We urge you to take into account these deeply felt concerns as well as the guidelines explicit in the General Plan.

The delegates from the CSFN member organizations voted unanimously in support the following resolution.

Whereas, the San Francisco General Plan states: "The shoreline is our most important natural resource;"

Whereas, the General Plan mandates that facilities which by their nature do not need to be sited on the shoreline, should not be sited on the shoreline;

Whereas, for 77 years the California Statutes of 1935 Chapter 437 forbidding commercial leases on the Marina Green have been respected by previous Recreation and Park Commissions and other governmental bodies;

Whereas, the immediate neighbors across the street from the Marina Green were not notified by RPD staff of the proposed change of use of the degaussing station from a former military use to a public use as a commercial restaurant and take-out food use; therefore be it

Resolved, that the Coalition for San Francisco Neighborhoods (CSFN) opposes the proposed lease agreement with the Woodhouse Fish Company Restaurant for the Marina Green degaussing station.

We therefore respectfully urge you to reject the proposed lease agreement the Woodhouse Fish Company Restaurant for the Marina Green degaussing station.

Thank you for your deliberations on this matter.

Sincerely,

Judith Berkowitz

President

Sarbury Coast Neighborhood Assn
Buena Vista Neighborhood Assn
Cathedral Hill Neighbors Assn
Cayuga Improvement Assn
Cole Valley Improvement Assn
Cow Hollow Assn
Diamond Heights Community Assn
Dolores Heights Improvement Club
East Mission Improvement Assn
Ewing Terrace Neighborhood Assn
Excelsior District Improvement Assn
Fair Oaks Community Coalition
Forest Knolls Neighborhood Assn
Francisco Heights Civic Assn
Golden Gate Heights Neighborhood Assn
Greater West Portal Neighborhood Assn
Haight Ashbury Improvement Assn
Inner Sunset Park Neighbors
Inner Sunset Action Committee
Jordan Park Improvement Assn
Laurel Heights Improvement Assn
Liberty Hill Neighborhood Assn
Manna Civic Improvement & Property Owners Assn
Middle Peck Neighborhood Assn
Midtown Terrace Homeowners Assn
Miraflores Park Improvement Club
New Mission Terrace Improvement Assn
Nob Hill Neighbors
North Beach Neighbors
Oceanview, Merced Heights
Ingleside - Neighbors in Action
Outer Mission Merchants & Residents Assn
Pacific Heights Residents Assn
Parkside Residents Organization
Stanyan-Fulton
Parkmerced Action Coalition
Potrero Boosters Neighborhood Assn
Richmond Community Assn
Rincon Point Neighborhood Assn
Russian Hill Improvement Assn
Russian Hill Neighbors
Sunset Heights Assn of Responsible People
Sunset-Parkside Education & Action Committee
Telegraph Hill Dwellers
Twin Peaks Council & Open Space Conservancy
Twin Peaks Improvement Assn
University Terrace Neighborhood Assn

Cc: Tom Harrison, Vice President; Paige Arata; Gloria Bonilla; Meagan Levitan; Larry Martin



MARINA NEIGHBORHOOD ASSOCIATION

September 18, 2012

Mark Buell, President
Recreation and Park Commission
McLaren Lodge, Golden Gate Park
501 Stayan Street
San Francisco, CA 94117

RE: Item No.7-Sept.20,2012 Agenda
MARINA DEGAUSSING STATION

Dear Commissioners,

There has been grossly inadequate outreach in the Marina Neighborhood regarding the change of use of the vacant Naval DeGaussing Station from a non-profit, military use to a commercial, for-profit restaurant and take-out food establishment, with a liquor license.

A small, 8½" x 11" piece of paper attached inconspicuously to the chainlink fence does not constitute adequate public outreach.

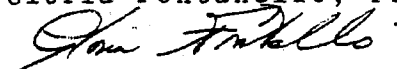
The Marina neighbors directly across the street from the Marina Green were not notified by the Recreation and Park Department staff.

The Marina Neighborhood Association was not notified of this proposed change in use. We have a decades-long history of advocating for the preservation of our Marina Green Public Shoreline Open Space and opposing commercial leases to for-profit corporations.

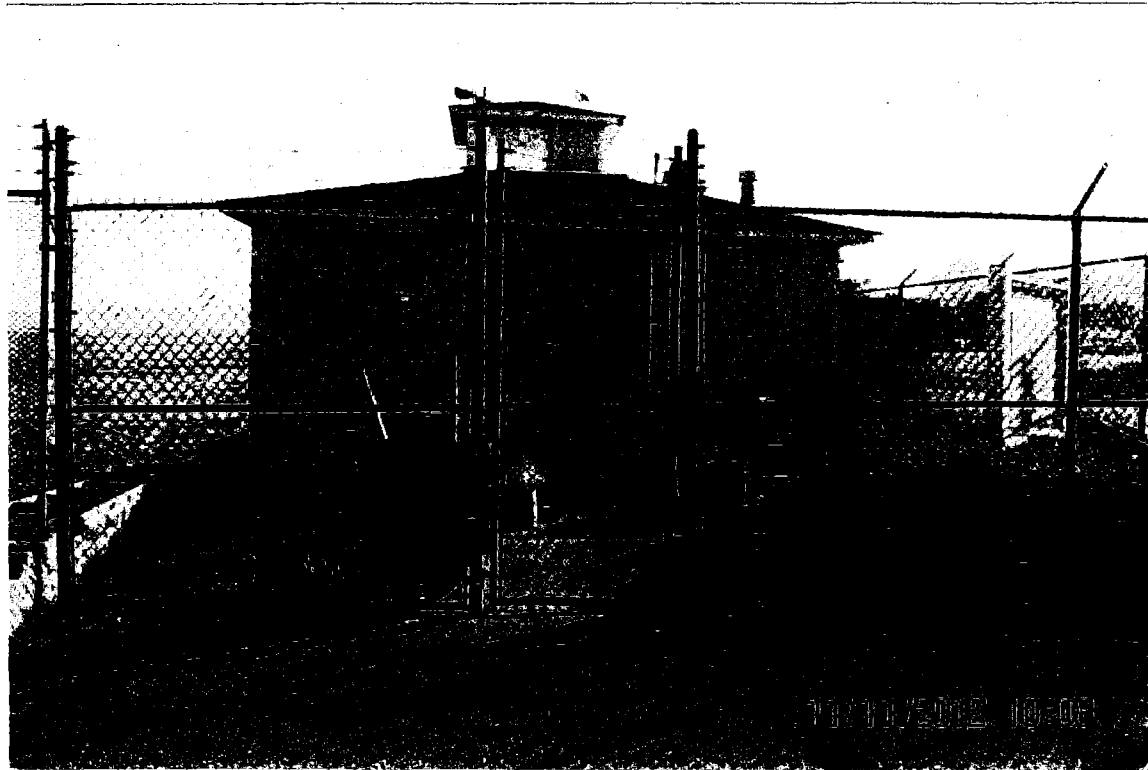
We are opposed to the proposed lease agreement between the City and Woodhouse Marina Green LLC for the operation of a restaurant at the vacant Naval DeGaussing Station. We want the vacant structure demolished and the site returned to open space.

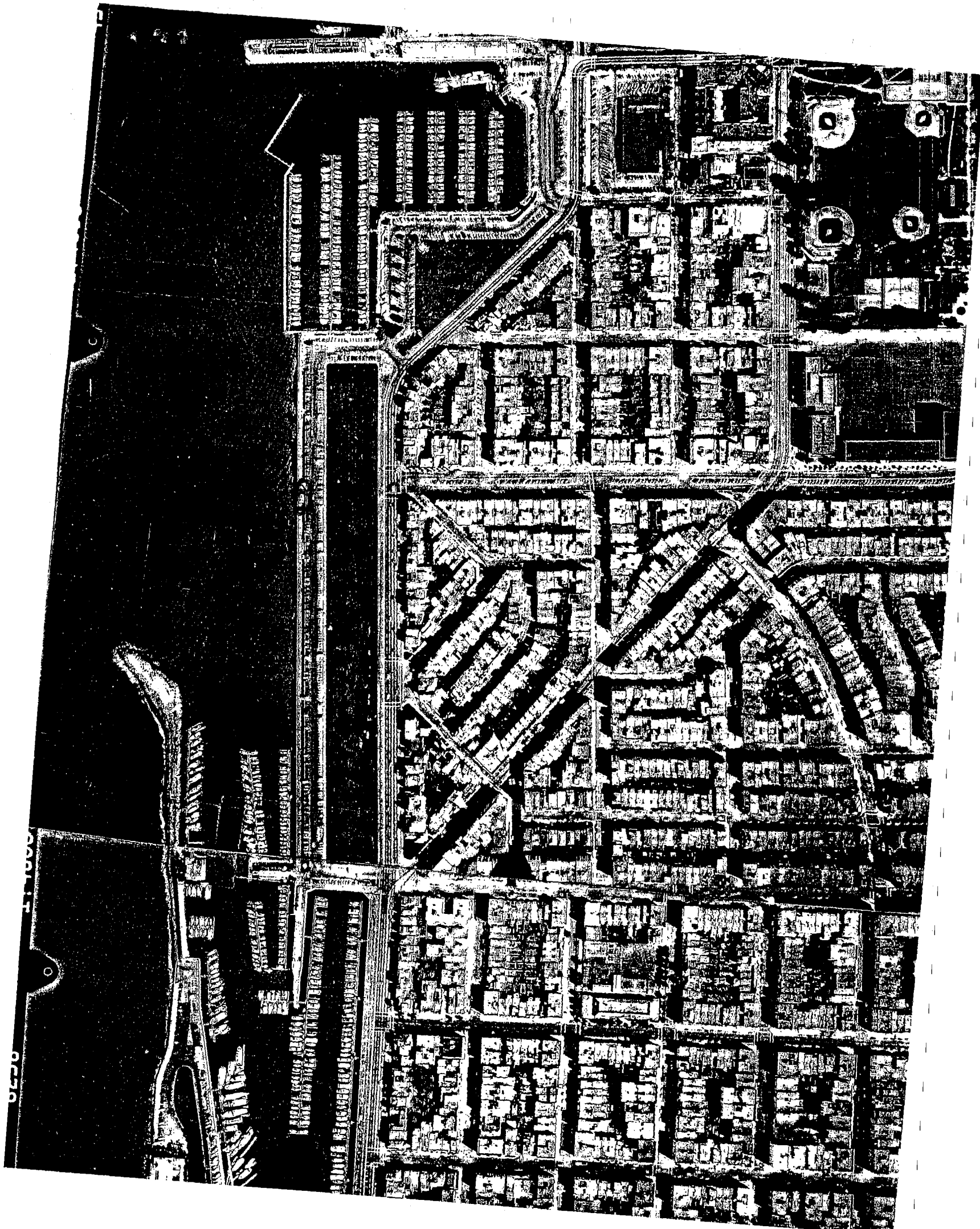
Sincerely,

Gloria Fontanello, President



cc: Board of Supervisors





THE UNIVERSITY OF CHICAGO
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BOS-11
File 120987 (original)
page

November 13, 2012

Mr. David Chiu, President
SF Board of Supervisors
City Hall
San Francisco, CA

Dear David and Members of the Board:

My name is Greg Harris and I reside with my wife and two young children at 335 Marina Blvd.

We are strongly opposed to the proposed conversion of the old Degaussing Station on the Marina Green to a commercial restaurant use.

I spoke in opposition to the use at the recent Parks and Rec hearing, amid the parade of Woodhouse Fish Company employees and restaurant suppliers who endorse the project. Several community groups also oppose the project, yet none were acknowledged.

The proposed change is totally inconsistent with the Recreation and Open Space Element of the General Plan. The manner in which Parks and Rec is forcing this conversion through is really unbelievable. The last thing needed on the Marina Green is the serving of alcohol in the evening. After the building is moved to the South, a bottleneck will be created within the already narrow parking lot. None of these issues have been addressed properly.

We would love to see the building converted into a less intense use, such as a community soccer clubhouse, Bay environment exposition, or museum.

Amid the highly "regulatory" world in which we live, it amazes me that so little care and so little community outreach has been exhibited here.

We urge you to oppose this project, it sets a terrible precedent for our open space.

Thank you,



Greg Harris
(415) 500-1583

file 120987



To: BOS Constituent Mail Distribution, Alisa Miller/BOS/SFGOV,
Cc:
Bcc:
Subject: Opposition to File 120987 - Proposed lease agreement with Woodhouse Marina Green LLC

From: wozopozo <wozopozo@pacbell.net>
To: board.of.supervisors@sfgov.org,
Date: 11/15/2012 11:28 PM
Subject: Opposition to File 120987 - Proposed lease agreement with Woodhouse Marina Green LLC

Please distribute to all supervisors.

Opposed to File 120987 - Proposed lease agreement with Woodhouse Marina Green LLC for a restaurant at the Marina Green degaussing station.

Dear Board of Supervisors,

We are opposed to the proposed lease agreement with the for-profit Woodhouse Marina Green LLC at the Marina Green degaussing station. The shoreline is our most important natural resource and should be maintained as open space. For the last 77 years, previous Recreation and Park Commission have honored the California Statutes of 1935 Chapter 437 forbidding commercial leases on the Marina Green. Currently, the Marina has many restaurants for people to enjoy and there is no need for a commercial restaurant to be permitted at this location.

Therefore, we respectfully urge you to reject the proposed lease agreement for a commercial restaurant at the Marina Green degaussing station.

Thank you for your consideration.

Ray and Lorraine Lucas
42 Clayton St.



To: BOS Constituent Mail Distribution, Alisa Miller/BOS/SFGOV,
Cc:
Bcc:
Subject: File No. 120987 - Marina Green Degaussing Station/Woodhouse Restaurant

From: artscampa@aol.com
To: Judson.True@sfgov.org,
Cc: Board.of.Supervisors@sfgov.org
Date: 11/15/2012 11:42 AM
Subject: File No. 120987 - Marina Green Degaussing Station/Woodhouse Restaurant

Dear Judson,

As a sense of fairness to the affected Marina residents, we strongly request that President Chiu move to have this issue put before the full Board for a hearing with public testimony allowed. This is truly too divisive an issue to be decided by Committee.

It seems totally unfair for Supervisor Farrel to decide on this, when his father is the pitchman for this restaurant project. It would be the decent and honorable thing to do for Supervisor Farrell to recuse himself. We requested a meeting with Supervisor Elsbernd to voice our concerns, but were denied a meeting and were told "the supervisor is in a transitional period because his term is up at the end of the year". If this is his attitude not to listen to the residents' concerns, how can he vote on a project that affects many residents long after he no longer serves as supervisor?

If the restaurant lease is approved on Monday, we ask President Chiu to please not have the Committee Report be decided by the Board of Supervisor on Tuesday, November 20, but have it go to one of the December or January meetings. It would be fair and give the affected residents more time, most of whom only found out about this issue yesterday, when we went around to get a petition signed.

Thank you for your consideration.

Art Scampa
325 Marina Blvd
415.673.9000

File 121019

C:BSH/low
LV Clerk
cpage



CENTER for BIOLOGICAL DIVERSITY

November 14, 2012

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO

2012 NOV 15 AM 10:02
JW

Via e-mail and hand delivery

Supervisor Scott Wiener
1 Dr. Carlton B. Goodlett Place
City Hall, Room. 244
San Francisco, Ca 94102-4689

**Re: Ordinance Amending San Francisco Administrative Code Chapter 31;
Proposed Changes to California Environmental Quality Act Procedures
(File No. 121019)**

Dear Supervisor Wiener:

On behalf of our thousands of members, supporters, and activists in the City of San Francisco, the Center for Biological Diversity (“Center”) respectfully submits the following comments concerning amendments to San Francisco’s California Environmental Quality Act (“CEQA”) procedures introduced by your office on October 19, 2012 (File No. 121019; hereafter “proposed amendments”). Both the Center and many of its individual members strongly support the twin purposes of CEQA, namely its procedural emphasis on full disclosure and analysis of environmental impacts with an opportunity for public participation, and its substantive requirement that public agencies and private developers mitigate or avoid the significant impacts of their projects to the extent feasible. Faithful compliance with CEQA—including public input—has improved countless public and private projects in California over the last 40 years, resulting in tangible protection for endangered species and their habitats, cleaner air and water, and more efficient use of scarce public resources.

Although many of the proposed amendments appear to be technical conforming changes, the proposal as a whole would make public participation in City decision-making more difficult. First and foremost, the repeal of existing appeal procedures in Administrative Code 31.16, and their replacement with the far more restrictive and limited provisions in the proposed amendments, will both raise obstacles to public participation in development decisions and narrow the scope of the Board’s review. The Board of Supervisors is the ultimate decision-maker in the City of San Francisco, and its elected members are the representatives whom the people must be able to hold accountable for the environmental consequences of development choices. As the California Supreme Court held more than 20 years ago, CEQA documents are not mere vehicles for information disclosure, but rather essential tools of democratic accountability. *Laurel Heights Improvement Ass’n v. Regents of the Univ. of California* (1988) 47 Cal.3d 376, 392. By restricting the scope of the Board’s authority to review

Alaska • Arizona • California • Florida • Minnesota • Nevada • New Mexico • New York • Oregon • Vermont • Washington, DC

Kevin P. Bundy • Senior Attorney • 351 California St., Suite 600 • San Francisco, CA 94104
Phone: 415-436-9682 x313 • Fax: 415-436-9683 • kbundy@biologicaldiversity.org

21

Supervisor Scott Wiener

Re: Proposed Changes to CEQA Procedures (File No. 121019)

November 14, 2012


CEQA decisions on appeal, the proposed amendments could inappropriately constrain the Board's ability to act as the City's final decision-making body.

Other specific provisions of the proposed amendments would raise additional bars to public participation, potentially conflict with state law, and increase rather than reduce the City's exposure to CEQA litigation. Specifically:

- The proposed amendments establish a confusing and unnecessarily complex process for providing notice of CEQA exemption determinations.
- A narrow definition of historical resources in the proposed amendments appears to conflict with state law, which may increase the City's litigation risk in determining that certain projects are categorically exempt from CEQA.
- Under the proposed amendments, members of the public must submit written materials regarding an appeal to the Board of Supervisors one full day *before* the City is required to give notice of the appeal. Put another way, written materials will be due before members of the public are informed that an appeal is happening. This will make it very difficult, if not impossible, for the public to provide meaningful input on appeals.
- The proposed amendments would "deem valid" prior CEQA approval actions, which could force project appellants to file lawsuits even before the Board reaches decisions on their appeals in order to avoid CEQA's strict statute of limitations. This will subject the City to additional unnecessary and expensive litigation.
- The proposed amendments would force members of the public to file *two* appeals—and pay two appeal fees of \$500 each—in order to seek review of a proposed negative declaration before the Board of Supervisors. There is no rational basis for making review of a negative declaration more difficult and more expensive than review of an exemption or EIR.

These concerns and other issues are addressed in the attached analysis. I would be happy to discuss these comments with you or your staff. I can be reached at (415) 436-9682 x313 or by email at kbundy@biologicaldiversity.org. Thank you for considering our serious concerns with this proposal.

Sincerely,



Kevin P. Bundy
Senior Attorney

Cc: Members of the Board of Supervisors
Members of the Planning Commission

Center for Biological Diversity
Analysis of Proposed Amendments to Administrative Code Chapter 31
November 14, 2012

I. Major Concerns

• **Page 7, line 15-page 8, line 3 (Proposed § 31.08(e)(2)):** The proposed amendments expressly require notice of exemption determinations only in specific circumstances (e.g., where historical resources are affected, demolition will occur, or the City invokes a Class 31 or 32 categorical exemption). Otherwise, notice appears to be provided only where a public hearing on the underlying approval action will be held (Proposed § 31.08(f)) or provided solely at the discretion of City officials (Proposed § 31.08(g)). Proposed section 31.16(f)(2) establishes three different deadlines for appeal depending upon whether and when notice has been provided. It would be much simpler, and fairer to members of the public attempting to comply with the proposed appeal procedures, to require prompt and effective notice of all exemption determinations. In addition to being posted on the Planning Department website, such notice should be provided to all individuals and organizations who have previously requested notice of exemption determinations.

• **Page 7, lines 16-23 (Proposed § 31.08(e)(2)(i)):** The proposed amendments define historical resources in a manner that appears to conflict with state law. Public Resources Code section 21084.1 provides that a project causing a significant adverse change in a historical resource may have a significant effect on the environment. This section also provides that historical resources “deemed significant” pursuant to Public Resources Code section 5024.1(g) are “presumed to be historically significant . . . unless *the preponderance of the evidence* demonstrates that the resource is not historically or culturally significant” (emphasis added).

The proposed amendments, however, allow the Environmental Review Officer to determine whether such a resource is historically significant based on *substantial* evidence (i.e., any credible evidence) rather than a *preponderance* of the evidence (i.e., the majority of the evidence). This lower “substantial evidence” standard is therefore inconsistent with the standard prescribed by Public Resources Code section 21084.1. Because many CEQA exemptions (categorical exemptions) do not apply where a project may have a significant impact on the environment, and Public Resources Code section 21084.1 treats historical resource impacts as potentially significant, these proposed amendments may result in legally vulnerable determinations by the Environmental Review Officer.

• **Page 23, lines 7-18 (Proposed Section 31.16(c)(4), (5)):** The proposed amendments would provide notice of an appeal to the public *after* the deadline for submission of written materials on the appeal. This could make it impossible for members of the public to submit timely written materials.

Under Proposed Section 31.16(c)(4), the City must provide notice of an appeal to organizations and individuals who have requested notice “no less than ten days prior” to the hearing date. Under Proposed Section 31.16(c)(5), however, members of the public must submit any written materials to the Board “no later than noon, 11 days prior to the scheduled hearing.” Written materials on the appeal thus would be due *one day before* public notice of the appeal is given. This provision will frustrate public input and deprive the Board of comments from members of the public other than the appellant. Members of the public should have a reasonable period of time following notice of the appeal to prepare written materials for the Board’s consideration.

• **Page 24, lines 12-16 (Proposed Section 31.16(c)(9)):** The proposed amendments create a situation where appellants will be compelled to file litigation *prior* to the Board’s decision on appeal. This could result in potentially unnecessary lawsuits being filed in Superior Court on virtually every project appealed to the Board of Supervisors, dramatically increasing potential costs to both the City and members of the public.

The amendments would deem valid “any approval actions” for a project “made prior to the appeal decision” if the Board affirms the challenged CEQA decision. These “approval actions” could include the filing of notices of exemption or notices of decision. *See* Proposed Sections 31.08(h), 31.11(j), 31.15(e). Filing of these notices triggers CEQA’s short statutes of limitations. Pub. Res. Code § 21167 (allowing 30 days from the filing of a notice of determination for a negative declaration or EIR, and 35 days from the filing of a notice of exemption for an exemption determination, to file a challenge).

Under the timelines provided in the proposed amendments, however, the Board’s decision on appeal could be rendered as many as 90 days following expiration of the deadline for appeal—that is, as many as 110 days from the original CEQA decision and approval. Proposed Section 31.16(7). CEQA’s statute of limitations therefore could expire long before the Board renders a decision on appeal.

The California Supreme Court has strictly enforced CEQA’s statutes of limitations in cases where notices of determination and exemption are even arguably valid. *See, e.g., Stockton Citizens for Sensible Planning v. City of Stockton* (2010) 48 Cal.4th 481; *Committee for Green Foothills v. Santa Clara County Board of Supervisors* (2010) 48 Cal.4th 32. Under the proposed amendments, if the original CEQA decision and project approval included filing of a notice of determination or notice of exemption, that notice apparently would be deemed valid as of the original filing date. As a result, in order to avoid letting CEQA’s statute of limitations expire 30 or 35 days after filing of the original notice, appellants could be forced to file protective CEQA litigation well before any decision on appeal is rendered. The proposed amendments thus could lead to potentially unnecessary litigation over virtually every decision appealed to the Board of Supervisors, dramatically increasing costs to the City and members of the public.

- **Page 25, lines 23-25 (Proposed Section 31.16(e)(1)):** The proposed amendments will require members of the public to pay appeal fees twice in order to seek review of a negative declaration before the Board of Supervisors.

Under Proposed Section 31.11(e), any person may, in response to a notice of intent to adopt a negative declaration, *either* appeal the proposed negative declaration to the Planning Commission *or* submit comments. However, in order to appeal a decision to adopt a negative declaration to the Board of Supervisors, the appellant must have previously appealed that decision to the Planning Commission; submission of timely comments on the negative declaration is insufficient. Proposed Section 31.16(e)(1).

The proposed amendments thus treat appeals of negative declarations differently from appeals of EIRs. In order to appeal an EIR, the appellant need only have submitted timely comments on the draft EIR. Proposed Section 31.16(d)(1). Because a separate appeal fee is required for appeals to the Planning Commission and the Board of Supervisors, Administrative Code section 31.22(a)(3), (4), appellants seeking review of negative declarations—unlike appellants of EIRs—will be required to pay a \$500 fee twice. In addition, the City may be forced to expend staff and financial resources on two separate appeals.

There is no rational basis for this different treatment. Timely comments on a proposed negative declaration should be sufficient to preserve an appellant's right to review by the Board of Supervisors.

II. Other Concerns and Technical Issues

- **Page 2, lines 23-25 (Proposed Section 31.04(g)):** The proposed amendments allow the City to provide any notice required to be “mailed” by email whenever a City official has an email address for the recipient. Because notice is very important to timely compliance with appeal deadlines, members of the public should have the option of specifying that they would prefer to receive notice by mail.
- **Page 5, lines 14-17 (Proposed Section 31.08(a)):** The definition of “community plan exemption” references “CEQA streamlining procedures” that allow reliance on a prior environmental document. It is not clear whether this definition is intended to reference only recent amendments to CEQA streamlining the CEQA process for infill projects (SB 226), or whether it refers to the long-standing practice of “tiering” analysis of later projects to prior environmental documents. The former could properly be called at least a partial “exemption” from CEQA. The “tiering” process in general, however, is not an “exemption” from CEQA and should not be defined as such. The definition should thus include a cross-reference to the SB 226 exemption.
- **Page 11, lines 12 and 19 (Proposed Section 31.10(f)(1), (2)):** By striking references to the “fair argument” standard, the proposed amendments may create confusion about what standard the City is applying in determining whether CEQA requires a negative

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declaration or an EIR for a particular project. Although the proposed language appears to be consistent with CEQA Guidelines section 15070, references to the “fair argument” standard should be retained, if only to reflect that the City is not attempting to deviate from prevailing CEQA standards.

- **Page 14, line 8 (Proposed Section 31.11(g)):** Again, the proposed amendments should reference the “fair argument” standard in the context of decisions whether or not to prepare an EIR.



To: BOS Constituent Mail Distribution, Alisa Miller/BOS/SFGOV,
Cc:
Bcc:
Subject: File 121019: Case No. 2012.1329U - CEQA changes proposed

File 121019

From: Aaron Goodman <amgodman@yahoo.com>
To: linda.avery@sfgov.org, hs.commish@yahoo.com, Mooreurban@aol.com, plangsf@gmail.com, wordweaver21@aol.com, cwu.planning@gmail.com, richhillissf@yahoo.com, planning@rodneymong.com, anmarie.rogers@sfgov.org, john.rahaim@sfgov.org, bill.wycko@sfgov.org, jeff.joslin@sfgov.org, Andres.Power@sfgov.org, Tim.Frye@sfgov.org, board.of.supervisors@sfgov.org
Cc:
Date: 11/14/2012 08:46 PM
Subject: Case No. 2012.1329U - CEQA changes proposed

Wednesday November 14th, 2012

**RE: Case No. 2012.1329U [Board File No. 12-1019] CEQA Proposal by Supervisor Wiener
SF Planning Commissioners, and SF Board of Supervisors**

I am deeply concerned that the discussion on the proposed changes of CEQA by Supervisor Wiener's projects proposed by big developments and institutions in how they affect the existing work, insight, thoughtful solutions, and even better public interest views of a proposed project.

There have often at meetings and hearings on projects been insightful comment, suggesting this dialogue and limit the ability during the hearing process and CEQA existing system and harmful to existing urban community members, often of low income, or low resources to rely solely on their ability to spend more money on attorney's and money paid to fund staffing to

As more and more projects take on larger and more increasingly complex roles in the urban as Parkmerced, Treasure Island, and the BVHP, disparate diffused sites such as the SFPL need larger need to allow the public adequate time to raise concerns and investigate the project agencies working in "cahootz" means that individuals speaking on sincere and simple principles

Supervisor Wiener's proposal to change CEQA appeals and process seems to allow too much sent by SF Architectural Heritage soundly raises concerns in terms of historical properties and of projects that would be directly affected by this legislation would be approvals and CAT-E the allowing of approval of smaller chunks or blocks without directly looking at the prior no SFPL projects dealt with dis-continuous sites throughout SF in the Appleton and Wolfard Li the prior design and integrity of "concepts" of the architects who designed them. Other raises inadequate addressing of alternatives on the North-Beach and Merced branch library project

The ability of low-income residents (tenants) and their "notification" time-frame is also a concern. Contact lists, which in the cities directory of local and community organizations is often "outdated" and incomplete. Community groups. Tenants and low-income residents also need more time to review such large volumes of HEAVY, CEQA documentation in the SFSU-CSU Masterplan AND the Parkmerced case. Commissioners noted that tenants needed to raise CEQA related points during those hearings. Concern or issue. By limiting the time and ability to raise issue or concern or suggest a resolution through manipulating the ability of groups to raise question to the cities approval process or the legal route and that only occurs post most of the hearings. Only by encouraging participation at CEQA hearings to provide public comment to ensure that their "voice" is heard.

As I am unable to attend the hearing and speak directly to you on this concern, I have submitted comments on SF and person involved commenting on a couple of the above projects.

I would rather see a few more longer nights in meetings or hearings, and a few more months of delay that communities are not being "BULLDOZED" without adequate review and analysis environmental jobs are about, and not just green-lighting every set of plans that are placed in front of you.

To suggest changes to CEQA without adequate discussion with ALL affected parties and in a way that affect EVERY citizen in SF. The built environment and the need to ensure that we consider a balance between yes sometimes more paperwork and delays. That is the system, it works well as is, and if we can provide supportive assistance to document and comprehend how the proposed CEQA changes suggest appeals.

The fact that CEQA and the process of approvals is still in court for the Parkmerced case alone on a single project that is delayed, it is projects that individuals have raised SOLID and SOUND concerns that sound PUBLIC POLICY and challenges the city on it, we should not just circumvent any further

Preservation, Environmental, Community, and Planning groups all question why this needs to be done that prior indicators on CEQA proposals for "on-the-fly" changes were met with strong challenge by Supervisor Scott Wiener.....

Sincerely

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