

Date: September 23, 2008

Item No. 8a
File No. 08040*

SUNSHINE ORDINANCE TASK FORCE

AGENDA PACKET CONTENTS LIST*

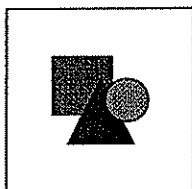
- Complaint by: Eula Walters v RPD**
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Completed by: Frank Darby Date: September 17, 2008

***This list reflects the explanatory documents provided**

~ Late Agenda Items. (documents received too late for distribution to the Task Force Members)

** The document this form replaces exceeds 25 pages and will therefore not be copied for the packet. The original document is in the file kept by the Administrator, and may be viewed in its entirety by the Task Force, or any member of the public upon request at City Hall, Room 244.



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MEMORANDUM

September 12, 2008

EULA M. WALTERS v. RECREATION AND PARKS COMMISSION (08040)

COMPLAINT

THE COMPLAINANT ALLEGES THE FOLLOWING FACTS:

Complainant Eula M. Walters regularly attends the Recreation and Parks Commission ("Commission") and is on the Commissions mailing list. Eula Walters states that she received the agenda for May and June meetings the afternoon before the Commissions meeting the following day. Eula Walters noticed that the May agenda had a section for discussion about a plaque for Ferry Park. Eula Walter's went to meeting and the Commission voted down the proposal. When Eula Walters reviewed the June agenda she noticed that the plaque for Ferry Park was again on for discussion. At the June meeting, Ms. Walters spoke in opposition to the plaque. Following public comment, the item was tabled. When Eula Walters reviewed the July agenda, she noticed that the plaque for Ferry Park was again on for discussion. At the July meeting, Ms. Walters spoke in opposition to the plaque. After Ms. Walters spoke, the Commission heard from the woman who was being considered for the plaque. After discussions, the Commission voted in favor of putting a plaque honoring the woman at Ferry Park.

COMPLAINANT FILES COMPLAINT:

On July 29, 2008, Eula Walters filed a complaint alleging that the Commission violated 67.7 of the Ordinance for its failure to provide timely notice of the meetings and that the Commission violated 67.24 of the Ordinance for its failure to provide information at the Commission hearing.

JURISDICTION

Based on the allegations of the complaint and the sections of the Ordinance stated below, the Task Force has jurisdiction to hear this matter. In addition the parties in this case do not contest jurisdiction.

Memorandum**APPLICABLE STATUTORY SECTIONS:**

1. Sunshine Ordinance Section 67.1 which deals with Findings and Purpose.
2. Sunshine Ordinance Section 67.7 deals with Agenda Requirements.
3. Sunshine Ordinance Section 67.9 deals with Agendas and related materials.
4. Sunshine Ordinance Section 67.15 deals with public testimony.
5. Article I Section 3 of the California Constitution deals with openness in government.

APPLICABLE CASE LAW:

none

ISSUES TO BE DETERMINED**1. FACTUAL ISSUES****A. Uncontested Facts:**

- The Commission sent notices of its agenda for the May, June, and July meetings.
- The Commission had on its agenda for the May, June, and July meetings, the item of a plaque for Ferry Plaza.
- Eula Walters spoke at the June and July meeting against the proposal of a plaque.
- The Commission voted in favor of the Plaque at the July meeting.

B. Contested facts/ Facts in dispute:

The Task Force must determine what facts are true.

i. Relevant facts in dispute:

- Did Eula Walters receive proper notice of the meetings.
- Did the Commission provide materials relevant to the discussion of the plaque for Ferry Plaza.
- Did the Commission provide the materials in compliance with the Sunshine Ordinance?
- Did the Commission provide the opportunity to voice her position on the issue?

Memorandum

QUESTIONS THAT MIGHT ASSIST IN DETERMINING FACTS:

none

LEGAL ISSUES/LEGAL DETERMINATIONS;

- **Were sections of the Sunshine Ordinance (Section 67.7, and 67.9), Brown Act, Public Records Act, and/or California Constitution Article I, Section three violated?**
- **Was there an exception to the Sunshine Ordinance, under State, Federal, or case law?**

CONCLUSION

THE TASK FORCE FINDS THE FOLLOWING FACTS TO BE TRUE:

THE TASK FORCE FINDS THAT THE ALLEGED VIOLATIONS TO BE TRUE OR NOT TRUE.

Memorandum

THE CALIFORNIA CONSTITUTION AS AMENDED BY PROPOSITION 59 IN 2004 PROVIDES FOR OPENNESS IN GOVERNMENT.

Article I Section 3 provides:

- a) The people have the right to instruct their representative, petition government for redress of grievances, and assemble freely to consult for the common good.
- b)(1) The people have the right of access to information concerning the conduct of the people's business, and therefore, the meetings of public bodies and the writings of public officials and agencies shall be open to public scrutiny.
 - 2) A statute, court rule, or other authority, including those in effect on the effective date of this subdivision that limits the right of access shall be adopted with findings demonstrating the interest protect by the limitation and the need for protecting that interest.
 - 3) Nothing in this subdivision supersedes or modifies the right of privacy guaranteed by Section 1 or affects the construction of any statute, court rule, or other authority to the extent that it protects that right to privacy, including any statutory procedures governing discovery or disclosure of information concerning the official performance or professional qualifications of a peace officer.
 - 4) Nothing in this subdivision supersedes or modifies any provision of this Constitution, including the guarantees that person may not be deprived of life, liberty, or property without due process of law, or denied equal protection of the laws, as provided by Section 7.
 - 5) This subdivision does not repeal or nullify, expressly or by implication, any constitutional or statutory exception to the right of access to public records or meetings or public bodies that is in effect on the effective date of this subdivision, including, but not limited to, any statute protecting the confidentiality of law enforcement and prosecution records.
 - 6) Nothing in this subdivision repeals, nullifies, supersedes, or modifies protections for the confidentiality of proceedings and records of the Legislature, the Members of the Legislature, and its employees, committee, and caucuses provided by Section 7 of Article IV, state law, or legislative rules adopted in furtherance of those provisions: nor does it affect the scope of permitted discovery in judicial or administrative proceedings regarding deliberations of the Legislature, the Members of the Legislature, and its employees, committees, and caucuses.

Memorandum**ATTACHED STATUTORY SECTIONS FROM CHAPTER 67 OF THE SAN
FRANCISCO ADMINISTRATIVE CODE (THE SUNSHINE ORDINANCE)
UNLESS OTHERWISE SPECIFIED**

Section 67.1 addresses Findings and Purpose

The Board of Supervisors and the People of the City and County of San Francisco find and declare:

- (a) Government's duty is to serve the public, reaching its decisions in full view of the public.
- (b) Elected officials, commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. The people do not cede to these entities the right to decide what the people should know about the operations of local government.
- (c) Although California has a long tradition of laws designed to protect the public's access to the workings of government, every generation of governmental leaders includes officials who feel more comfortable conducting public business away from the scrutiny of those who elect and employ them. New approaches to government constantly offer public officials additional ways to hide the making of public policy from the public. As government evolves, so must the laws designed to ensure that the process remains visible.
- (d) The right of the people to know what their government and those acting on behalf of their government are doing is fundamental to democracy, and with very few exceptions, that right supersedes any other policy interest government officials may use to prevent public access to information. Only in rare and unusual circumstances does the public benefit from allowing the business of government to be conducted in secret, and those circumstances should be carefully and narrowly defined to prevent public officials from abusing their authority.
- (e) Public officials who attempt to conduct the public's business in secret should be held accountable for their actions. Only a strong Open Government and Sunshine Ordinance, enforced by a strong Sunshine Ordinance Task Force can protect the public's interest in open government.
- (f) The people of San Francisco enact these amendments to assure that the people of the City remain in control of the government they have created.
- (g) Private entities and individuals and employees and officials of the City and County of San Francisco have rights to privacy that must be respected. However, when a person or entity is before a policy body or passive meeting body, that person, and the public, has the right to an open and public process.

Memorandum

Section 67.7 deals with Agenda Requirements for public meetings and provides:

(a) At least 72 hours before a regular meeting, a policy body shall post an agenda containing a meaningful description of each item of business to be transacted or discussed at the meeting. Agendas shall specify for each item of business the proposed action or a statement the item is for discussion only. In addition, a policy body shall post a current agenda on its Internet site at least 72 hours before a regular meeting.

(b) A description is meaningful if it is sufficiently clear and specific to alert a person of average intelligence and education whose interests are affected by the item that he or she may have reason to attend the meeting or seek more information on the item. The description should be brief, concise and written in plain, easily understood English. It shall refer to any explanatory documents that have been provided to the policy body in connection with an agenda item, such as correspondence or reports, and such documents shall be posted adjacent to the agenda or, if such documents are of more than one page in length, made available for public inspection and copying at a location indicated on the agenda during normal office hours.

(c) The agenda shall specify the time and location of the regular meeting and shall be posted in a location that is freely accessible to members of the public.

(d) No action or discussion shall be undertaken on any item not appearing on the posted agenda, except that members of a policy body may respond to statements made or questions posed by persons exercising their public testimony rights, to the extent of asking a question for clarification, providing a reference to staff or other resources for factual information, or requesting staff to report back to the body at a subsequent meeting concerning the matter raised by such testimony.

(e) Notwithstanding subdivision (d), the policy body may take action on items of business not appearing on the posted agenda under any of the following conditions:

(1) Upon a determination by a majority vote of the body that an accident, natural disaster or work force disruption poses a threat to public health and safety.

(2) Upon a good faith, reasonable determination by a two-thirds vote of the body, or, if less than two-thirds of the members are present, a unanimous vote of those members present, that (A) the need to take immediate action on the item is so imperative as to threaten serious injury to the public interest if action were deferred to a subsequent special or regular meeting, or relates to a purely commendatory action, and (B) that the need for such action came to the attention of the body subsequent to the agenda being posted as specified in subdivision (a).

(3) The item was on an agenda posted pursuant to subdivision (a) for a prior meeting of the body occurring not more than five calendar days prior to the date action is taken on the item, and at the prior meeting the item was continued to the meeting at which action is being taken.

(f) Each board and commission enumerated in the charter shall ensure that agendas for regular and special meetings are made available to speech and hearing impaired persons through telecommunications devices for the deaf, telecommunications relay services or equivalent systems, and, upon request, to sight impaired persons through Braille or enlarged type.

(g) Each policy body shall ensure that notices and agendas for regular and special meetings shall include the following notice:

Memorandum**KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE**
(Chapter 67 of the San Francisco Administrative Code)

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

**FOR MORE INFORMATION ON YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE
OR TO REPORT A VIOLATION OF THE ORDINANCE,
CONTACT THE SUNSHINE ORDINANCE TASK FORCE**

(h) Each agenda of a policy body covered by this Sunshine Ordinance shall include the address, area code and phone number, fax number, e-mail address, and contact person's name for the Sunshine Ordinance Task Force Information on how to obtain a free copy of the Sunshine Ordinance shall be included on each agenda.

Section 67.9 of the San Francisco Administrative Code provides for Agendas and Related Materials: Public Records as follows;

- a) Agendas of meetings and any other documents on file with the clerk of the policy body, when intended for distribution to all, or a majority of all, of the members of a policy body in connection with a matter anticipated for discussion or consideration at a public meeting shall be made available to the public. To the extent possible, such documents shall also be made available through the policy body's Internet site. However, this disclosure need not include any material exempt from public disclosure under this ordinance.
- b) Records which are subject to disclosure under subdivisions a) and which are intended for distribution to a policy body prior to commencement of a public meeting shall be made available for public inspection and copying upon request prior to commencement of such meeting, whether or not actually distributed to or received by the body at the time of the request.
- c) Records which are subject to disclosure under subdivision a) and which are distributed during a public meeting but prior to commencement of their discussion shall be made available for public inspection prior to commencement of , and during, their discussion.
- d) Records which are subject to disclosure under subdivision a) and which are distributed during their discussion at a public meeting shall be made available for public inspection immediately or as soon thereafter as is practicable.

Section 67.15 of the San Francisco Administrative Code provides for public testimony as follows:

- a.) Every agenda for regular meetings shall provide an opportunity for members of the public to directly address a policy body on items of interest to the public that are within policy body's subject matter jurisdiction, provided that no action shall be taken on any item not appearing on

Memorandum

the agenda unless the action is otherwise authorized by Section 67.7(e) of this article. However, in the case of a meeting of the Board of Supervisors, the agenda need not provide an opportunity for members of the public to address the Board on any item that has already been considered by a committee, composed exclusively of members of the Board, at a public meeting wherein all interested members of the public were afforded the opportunity to address the committee on the item, before or during the committee's consideration of the item, unless the item has been substantially changed since the committee heard the item, as determined by the Board.

b.) Every agenda for special meetings at which action is proposed to be taken on an item shall provide an opportunity for each member of the public to directly address the body concerning that item prior to action thereupon.

c.) A policy body may adopt reasonable regulations to ensure that the intent of subdivisions (a) and (b) are carried out, including, but not limited to, regulations limiting the total amount of time allocated for public testimony on particular issues and for each individual speaker. Each policy body shall adopt a rule providing that each person wishing to speak on an item before the body at a regular or special meeting shall be permitted to be heard once for up to three minutes. Time limits shall be applied uniformly to members of the public wishing to testify.

Eula M. Walters
440 Davis Court, # 311
San Francisco, CA. 94111

415-391-3339

September 9, 2008

Re: Eula M. Walters (08040) v. Recreation and Parks Commission
Attention: Chris Rustom, Asst. Administrator, Sunshine Ordinance
Task Force City Hall, Room 244, San Francisco, Ca 94102-4689

This Complaint is brought under Section 69.9 (re Agendas) and
Sect 67.24 (re: Public Material that must be disclosed!)

Briefly, the History of the case deals with the dispute regarding
a Plaque which Walters (myself) knows should not be placed on Ferry
Park. Under the aforementioned Codes her right to obtain necessary
information has been denied her.

First. The lack of timely mailing of the agendas. On receipt of
the first notice in May (I believe) the Agenda was received on the
afternoon before the Rec-Park meeting the next afternoon. Shocked that
anyone would want to put a plaque on Ferry Park, I arrived at the
meeting in a high pitch of dismay and anger. That first time, the
full Commission voted down the whole idea, and I went home satisfied
that that was the end of that.

But no. On ~~May~~^{June} 5, another agenda arrived, late again. This time
I was treated like an outsider and my repeated questions to know who
the Donnor of the plaque was, rudely ignored as if it was none of my
business. Yes, and I'd spent a forth of my life saving the park from
some good builders, and spending my vacation money supporting my
ideas. Also, I was disregarded when I'd request specifics relating
to the blown-up things the proponent of the Plaque was claiming. Anyh
the Commissioner and the "Proponent" continued their conversation
back and forth like two old pals -- while I was put in the background
darkness. I complained loudly that I was entitled to know everything
that involves this public Park. Yes, still ignored. The item was
casually tabled. That was it.

Now comes agenda for the July 17 meeting. This Item on the
Agenda did not clearly speak to what was yet to occur. I thought it
was unusual to call on me to say what I felt. I just said what
I'd said at the last meeting -- about important info being withheld
from me. I got the gong, stating my three precious minutes had been
used up.

Now, the proponent Lady took to the mike and she and the
Commissioner talked back and forth about the Plaque and the Park-- then,
suddenly the whole Commission woted for the Lady to have her Plaque
on Ferry Park. I was still requesting answers and recognition.

Now, the curtain went up and the theatre began -- as planned, by
those insiders. Ms "Lady" pulled out her document and began her
Acceptance Speech of a lifetime. It had been typed for the "Lady"
Why had I not noticed what was transpiring the whole time? Now, I
observed Ms "Lady", hair coiffed, New black tailored pant suite. She always
wore a very casual summer dress and flat sandals on bare feet. And,
why didn't I notice the professional cameraman, all ready to capture
the moment.

All this was planned in advance. I should have known, when she
said, her son and grand-son could not come because of other plans.

The Sunshine Act forced Architect T. Brown, as well as Ms E. Weiss'
list of "accomplishments" into the light.

Eula M. Walters



Olive Gong/RPD/SFGOV
09/17/2008 11:58 AM

To SOTF/SOTF/SFGOV@SFGOV
cc
bcc
Subject Sunshine complaint # 08040_Eula Walters vs Rec & Park Commission

Dear Mr. Rustom,

We are in receipt of the complaint mentioned in subject line above.

I am attaching the documents I sent you previously from Margaret McArthur for the July 17 meeting, as well as additional documents for the May 1, May 15, June 5, meetings.

These documents include:

- copy of the email to sfdocs requesting the library to post the agenda
- copy of the website posting record of agendas for 2008 showing the date and time of the agenda posting
- copy of the emails verifying when the agenda was emailed
- copy of the agendas for May 1, May 15, and June 5







Attached also is the copy of blue card Eula Walters filled out to speak at the July 17 meeting

During the meeting, the public speaker presents a blue card to the commission secretary, and then each public speaker speaks in the order in which these cards have been given to the commission secretary. This procedure was followed during the meeting in question.

Also attached is a memo regarding the installation, and gift policy documents.

Sincerely,

Olive Gong

 memo of installation, gift policy docs.pdf
  Agenda for May 1, May 15, June 5.pdf
  Agenda July 17.doc
  Eula Card and posting docs.pdf
 July 17 posting docs.pdf
  Library recieved document stamp date.pdf

Olive Gong
Assistant, GM's Office
Recreation and Park Department
McLaren Lodge, GGP
501 Stanyan St., SF CA 94117
415.831-2708 direct

415.831-2096 fax
olive.gong@sfgov.com email

Thanks,
Olive

Olive Gong
Assistant, GM's Office
Recreation and Park Department
McLaren Lodge, GGP
501 Stanyan St., SF CA 94117
415.831-2708 direct
415.831-2096 fax
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City and County of San Francisco
Recreation and Park Department

McLaren Lodge In Golden Gate Park

501 Stanyan Street, San Francisco, CA 94117

TEL: 415.831.2700 FAX: 415.831.2095 WEB: <http://parks.sfgov.org>

To: Recreation and Park Commission
From: Yomi Agunblade, General Manager
Date: July 8, 2008
Re: Installation of Honorary Plaque at Sue Bierman Park

Agenda Item Wording:

Discussion and possible action to) approve the placement and wording of a plaque honoring Ernestine Weiss in Sue Bierman Park.

Description and History:

Sue Bierman Park, formerly Ferry Park, had a humble beginning. Prior to the 1989 Loma Prieta earthquake, this land was simply part of the Embarcadero Freeway underpass. After the earthquake, community members supported the demolition of the freeway and the formation of a five-acre public open space between the Embarcadero and Clay, Davis and Washington streets, dubbed Ferry Park. Over the next several years, the community, led by Ernestine Weiss and others, managed to fight off efforts to develop the land. In 2001, with legislation first introduced by former Supervisor Sue Bierman and re-introduced by current Supervisor Aaron Peskin, Ferry Park was officially made a part of the Recreation and Park Department family, a move that protects the land from development in perpetuity.

In June 2007, the San Francisco Recreation and Park Commission approved the renaming of Ferry Park in honor of Ms. Bierman, who passed away in 2006.

Attached is the proposed wording.

Financial Support:

Currently, funds are set aside from the Downtown Park Fund to further improve the site.



FERRY PARK HISTORIC PLAQUE

Discussion and possible action to approve the installation of a historic plaque offered by a private donor: "In Honor of Ernestine Waters Weiss. Through her vision and leadership after the 1989 Loma Prieta earthquake and the ensuing demolition of the Embarcadero Freeway, she initiated a jurisdictional transfer of the underlying land (Blocks 202 and 203) from the Department of Public Works to the Recreation and Park Department. Her tireless efforts with the support of many individuals and community groups resulted in the creation of Ferry Park as open space in perpetuity, protecting and preserving this valuable waterfront land from development for the benefit of future generations."

Ernestine Waters Weiss

Background:

Expertise in real estate; worked for major Real Estate corporations and developers in New York such as Tishman.

For the past twenty years, Ms. Weiss has been a tireless crusader seeking to improve the quality of life in San Francisco, making it a better place for all of us to live in, and a more attractive place for visitors, a key source of revenue. Ms. Weiss is a role model for others to follow in contributing to the City. She works with most of the Commissions and Committees in the City to represent public interest and persistently tracks through the hierarchy to engage the proper groups/people who can affect the outcome. She engages with other interested community groups and individuals to strongly influence the proper decision makers. This approach has led to the following accomplishments:

Accomplishments:

- Advised Willie Brown in his campaign for Mayor of San Francisco to focus on revitalization of Muni as a key issue in his campaign; active in his campaign and re-election.
- Consulted with the new Mayor on other vital issues, suggesting he address redevelopment of the Port and affordable housing.
- Advised the Waterfront Land Use Plan.
- Prime force in creating Ferry Park after the 1989 Loma Prieta earthquake which destroyed the Embarcadero freeway: initiated clearing rubble, planting grass, installing lighting and benches. Defeated proposal for underground garage, DeYoung Museum, Butterfly Museum, condos, etc. Initiated legislation to transfer land from DPW to Rec & Park Department, resulting in permanent open space.
- Advised the Waterfront Land Use Plan.
- Following upon advice to Willie Brown to redevelop the Port and generate income for the City, worked diligently to make it happen:
 - Lobbied and campaigned for the Giants Ballpark
 - Lobbied for Exploratorium at Piers 15 - 17
 - Lobbied for development at Piers 27 - 31 (includes Offices and Cruise Terminal)
 - Lobbied for development at Piers 30 - 32 (use undetermined)
 - Lobbied for Ferry Building renovation
 - Lobbied for Pier 1 (Port offices)
 - Lobbied for Piers 1 ½, 3, 5 (mixed use)
 - Lobbied for Sea Wall Lot 337 (Giants Parking and mixed use).
- Lobbied for Rincon Park and Heron's Head Park.
- Lobbied for developing connecting footpaths on waterfront open space.
- Introduced overhead lighting on the Bay Bridge, adding significant distinction to our city.
- Recognized and supported winning developer of Trans Bay Terminal proposal.

- Lobbied for Broadway Family Apartments (Broadway and Battery) including Broadway improvements such as new benches, trees and lighting.
- Lobbied for Third Street light rail and Muni to Cal-Train projects.
- Defeated an ill-conceived rail line proposal for Washington Street.
- Initiated use of Trans-Link plastic card allowing riders easy access to regional transportation alternatives.
- Introduced Next Bus electronic bus schedule monitor pilot program now in use.
- Established timed cross-walk signals on Van Ness, Drumm, Washington, Geary and other major streets thus protecting pedestrian safety.
- Lengthening bus zones in Chinatown, at Fillmore and Sacramento and several other major intersections to facilitate the flow of traffic around stopped busses.
- Introduced "Unlock the Gridlock" program which improves traffic flow on Market Street by placing traffic control officers at First, Second and Third Streets.
- Installed steel bars on concrete ledges in Justin Herman Plaza, Ferry Park and along the waterfront to prevent skateboarders from destroying public property.
- Removed homeless, shopping carts, etc., from 10th Street to the end of Market Street and Drumm Street retail areas.
- Removed concrete benches along Market Street and broken concrete and wood benches in Justin Herman Plaza, improving the ambiance of the city and preventing the homeless from sleeping on them and creating litter.
- Placed bench dividers on Ferry Park and Market Street wood benches to prevent their use for sleeping.
- Increased protection for 1200 plus residences in Golden Gateway Center by forcing the installation of a state-of-the-art fire alarm system.
- Recommended acquisition of defibrillators for City Hall, Rec & Park facilities and other public buildings.
- Initiated current anti-litter campaign with DPW.

On-Going Activities:

- Civilian volunteer for Police Department.
- Civilian volunteer for Neighborhood Emergency Response Team.
- Promote affordable housing for middle and low income workers and key City personnel such as Police, Fire, Nurses, Teachers, etc.
- Defend against eviction of Seniors, Disabled and Chronically Ill people.
- Champion tenant rights at Rent Board, specifically to prevent unreasonable pass-throughs, especially to Seniors and Disabled Persons.
- Champion legislation to stop hotelization (accommodations for overflow guests of hotels and corporate rentals of residential properties) which deprives the City of hotel tax revenue and causes a shortage of affordable housing for City residents.
- Champion development of Vocational Schools in San Francisco.
- Champion reassignment of Police Officers currently assigned administrative duties to return to Patrol duties on the street.
- Champion prioritizing the rebuilding of the Central Police Station to modernize the facility and equipment necessary to bring the force into the 21st Century and properly support the Police Officers.

RECREATION AND PARK COMMISSION GIFT POLICY

RESOLUTION NO. 15586

Adopted January 18, 1990

Amended January 16, 1997

Resolution No. 9716-230

(State Historic and National Landmark Plaques)

Amended March 20, 2001

INTRODUCTION

Every year hundreds of gifts are donated to the Recreation and Park Department ("Department") from individuals and organizations and nonprofits. Gifts may directly support recreation program objectives, enhance existing and developing horticultural features within San Francisco's many parks and squares, augment approved seismic upgrading, provide equipment, facility improvements or expansion and/or modification of recreational facilities. Other gifts are also offered that serve to commemorate particular individuals, events or organizations, or are of artistic merit.

TYPES OF GIFTS

A gift may be monetary, a gift-in-place, an in-kind gift or a commemorative gift. All of these gifts may be defined as a major gift if the value is in excess of \$10,000.00. Gifts may fall into any of the above categories and have been defined below:

- Monetary gifts are cash donations.
- A gift-in-place is any gift that a donor gives the department which is not a cash gift but an actual item such as: capital improvements, artwork, sculpture or park amenities.
- In-kind gifts may be either services or equipment donated to the Department.
- A commemorative gift honors a person or an event and includes memorial gifts. A commemorative gift may include, but is not limited to sculpture, art work, monuments, plaques, fountains, gardens, benches, or park amenities.

POLICIES GOVERNING THE ACCEPTANCE OF GIFTS

Compatibility with the Recreation and Park Department Mission

Type of gifts encouraged

The Department encourages such gifts as trees and benches, an endowment of a staff position, programs or equipment. The Recreation and Park Commission ("Commission") may approve and periodically update a list of specific projects or improvements that are suitable gifts which promote the overall mission of the Department.

Type of gifts generally discouraged

The Department generally discourages gifts whose primary focus is the advertisement of a commercial entity and religious gifts.

Compatibility with Proposed Site

Site Selection

Site selection shall be determined by considering such matters as the quality, character, size and proportions of the gift, the contribution of the gift to park landscape or urban design; the relationship of the gift to priorities already established for the Department.

Several siting options should be considered when gifts are proposed. Donors may be asked to broaden their search for an appropriate location and consider other public or privately owned spaces which may provide a more suitable location.

Gift acceptance and placement should be in accordance with adopted policy; current and/or historic land use; and/or master plans, and should be in keeping with general Department goals. If there is no current or historic master plan, the Department shall prepare a "Statement of Character" which describes how the proposed gift relates to the design and character of the suggested park site. The location and design of the gift should be consistent with the character and design intentions of the park. The quality, scale, and character of the gift should be commensurate to the particular park setting.

The gift should significantly contribute to the park setting, from a functional or design standpoint, and significantly enhance the chosen location in a way that is meaningful to park visitors.

The location of the gift should not interfere with existing and proposed circulation and use patterns of the park.

Restricted sites

The Department has parks that are of particular historic or natural value. Gifts for these sites will receive extra scrutiny for suitability and compatibility. These parks include: Bernal Heights Park, Bayview Park, Billy Goat Hill, Brooks

Property, Corona Heights Park, Dorothy Erskine Park, Duncan Castro Lots, Edgehill Mountain, Everson Digby Lots, Fairmont Plaza, Glen Canyon, Golden Gate Heights, Golden Gate Park, Grandview Heights, Hawk Hill, Interior Green Belt, Kite Hill, Lake Merced, Lake View Ashton Mini park, Park Presidio Blvd. (median strip), Twin Peaks and Tank Hill.

Compatibility with Recreation and Park Department Programs, Policies and Guidelines for Gifts-In-Place and In-Kind Gifts

Commemorative gifts will also be judged on the following criteria to determine appropriateness:

- **Significance:** If a person or event is being memorialized they/it must be deemed significant enough to merit such an honor.
 - The commemoration or memorial represents the mission of the Department.
 - The commemoration or memorial represents broad community values.
 - The commemoration or memorial has timeless qualities and makes a statement of significance to future generations.
- The location of memorials warrant special consideration. There should be specific geographic justification for the memorial being located at a specific site.

Compliance with the City and County of San Francisco Policies and Guidelines

Gifts Not to Exceed \$10,000

Pursuant to Section 10.116 of the Administrative Code, the Board of Supervisors authorizes Department heads to accept any gift of cash in an amount not to exceed \$10,000, or goods of market value not to exceed \$10,000, which may be offered to the City and County of San Francisco through any department, board or commission thereof, for the benefit of the designated department, board or commission and for such purposes within its prescribed legal jurisdiction as may be specified by the donors. The Board of Supervisors authorizes said departments, boards and commissions to receive and administer such gifts in accordance with the wishes of the donors.

Cash Gifts

In accordance with Section 10.116-1 of the Administrative Code, all cash gifts when received shall be deposited with the Treasurer of the City and County of San Francisco in accounts to be designated by the Controller. All disbursements from such accounts shall be made for the respective purposes, if any, specified by the donors, and in accordance with disbursing procedure as prescribed by the Controller.

Equipment

In accordance with Section 10.116-2 of the Administrative Code, all gifts of equipment worth, in total, \$10,000 or less, shall be promptly tagged and in writing reported by the department head to the Controller.

Reports

In accordance with Section 10.116-3 of the Administrative Code, the Department will furnish to the Board of Supervisors annually, within the first two weeks of July, a report showing gifts received, the nature or amount of said gifts and the disposition thereof.

Gifts that have a value in excess of \$10,000

Any gift in excess of \$10,000 must go to the Recreation and Park Commission for their recommendation to the Board of Supervisors to accept and expend such gift.

Required Information From Donor

Under the Sunshine Ordinance the Department is required to disclose the amount of the gift, the name of the contributor, and any financial interest the contributor has involving the City before the acceptance of any gift in aggregate of more than \$100.

In addition to the above requirements, staff should note if the donor wishes the gift to be used for a specific purpose. If the donor gives a gift for an unspecified purpose, staff should make a recommendation to its use.

Religious Gifts

It is the policy of this Commission not to accept gifts that are religious in nature.

Recognition, Naming and Sponsorship

From time to time a donor may request the naming rights to components of an existing facility or new park that the Commission deems appropriate. For recognition, naming and sponsorship where the allocated gift amount is at least 50% of the total project cost, the Commission may approve the opportunity to naming rights.

Improvements

Improvements on land under the jurisdiction of the Commission become the property of the City and County of San Francisco.

Funding

Funding includes costs for fabrication, installation, insurance and maintenance. These costs must be underwritten by the project sponsor.

Maintenance and Security

Maintenance

If a gift of basic park amenities meets park standards for construction and materials, the Department will assume maintenance responsibilities. If the donor requests materials and/or design that is not standard and will cause increased maintenance, the donor will be asked to provide a maintenance endowment at the time the gift is approved, as part of the acceptance agreement.

Any display or placement of artwork, whether temporary or permanent, must be backed by insurance, a bond or endowment fund adequate to ensure its care so that the gift will remain in a condition satisfactory to the donor and the Department. The posted insurance or bond must also cover costs of installation and/or removal. Maintenance includes not only care of the gift itself, but of the park land immediately surrounding the gift.

Security Requirement

Some gifts will require special security or may be subject to vandalism. This is a factor that creates a liability to the Department and must be addressed in a gift proposal.

Durability

Gifts must be designed of durable materials and placed in a manner that will reduce the potential for vandalism.

Safety

Gifts must be safely designed and not present an attractive nuisance or create hazards for children.

Engineering Requirements

Utility connections, site modifications, structural reinforcements or other engineering requirements or site modifications should be described in the gift proposal and developed in construction plans and specifications.

Relocation or Removal

The Department reserves the right to resite or remove a gift if it becomes a hazard or liability or if the approved terms of acceptance are not fulfilled. The Commission, working with the Art Commission, may consider the deaccession of works of art.

Accessibility

In determining whether to accept a gift, the staff shall consider what measures may be required to make the gift accessible.

PROCEDURES FOR THE REVIEW AND ACCEPTANCE OF GIFTS

Cash Gifts/Gifts-In-Place and Gifts-In-Kind less than \$10,000

The Commission authorizes the General Manager of the Department to accept and expend any gift valued at less than \$10,000.

Gifts-In-Place/In-Kind Gifts

Review of Gift Policy

Project sponsor should review the gift policy to assure that proposed gifts are consistent with the approval criteria. Copies of the gift policy as well as the naming policy are available by contacting the Commission Secretary. Once the policy has been reviewed, the project sponsor should consult with staff as staff must prepare a write up on the gift. A project sponsor should call the Commission Secretary or the General Manager's Office to be directed to the appropriate staff.

Submission of a Written Proposal

A written proposal must be submitted to the General Manager of the Department. The proposal should include as much detail as possible and address the gift policy. Preliminary sketches, site alternatives, plaque wording and a schedule should be included in the written proposal. Donors should not select specific designs prior to "approval in principle" of the proposal and site. Conditions or restrictions attached to a gift may limit its placement on parklands and should be clearly delineated in any gift proposal.

Staff Review and Recommendation

Once approved by the General Manager, staff will prepare a recommendation for consideration by the Commission. If no current master plan exists, or if there is some reason to question the suggested location in light of circulation or use patterns, the proposal will be delayed until an analysis can be done. Where a master plan exists and a proposed gift is at variance to the master plan, the proposal will be processed as an amendment to the master plan. Staff may meet with the donor to request additional information or suggest modifications before a recommendation is conveyed to the Commission. Staff will determine if there is a need for additional public meetings, displays or hearings.

Committee Review

It is the intent of the Commission that either the Parks and Planning Committee or the Finance and Administration Committee of the Commission review each major gift proposal at a public hearing to determine if said gift is consistent with the adopted gift policy and the land use and management objectives of the Commission. The Committee may recommend approval or denial by the full Commission, or request modification or continued consultation with staff.

Commission Approval

Following Committee review and recommendation, a major gift proposal will be referred to the full Commission for consideration of acceptance of the conceptual design or plan. An acceptance agreement which includes a description of the proposed gift, the location selected, site modifications and the maintenance endowment requirements, and other pertinent information relative to the placement of the gift will be prepared and presented to the Commission when a gift is considered for final Commission approval.

Design Development

After a gift has been accepted in conceptual design or plan by the full Commission, specific plans for site design, installation, maintenance and protection may be developed and undertaken in cooperation with the Department.

Art Commission

The Art Commission must approve all public structures, including those given as gifts. In addition, the Art Commission must approve the design and location of all works of art.

Additional Approvals Required

Gifts may require approvals from other agencies and jurisdictions or may be subject to an environmental evaluation. Project sponsors should consult with staff to determine if additional approvals are required.

Final Commission Approval

Should any amendment be made to the original acceptance agreement after plans are developed and financing arranged, and subject to required approvals from other agencies and jurisdictions, the project, including a revised acceptance agreement shall be brought before the Commission for final consideration.

Any gift-in-place or in-kind gift valued in excess of \$10,000 must go to the Commission for their recommendation to the Board of Supervisors to accept and expend such gift before construction may begin or a gift is used.

Gifts from Foreign Governments

Gifts offered by foreign governments for statuary or landscape development present special problems and shall be given special consideration to ensure that the location of a gift enhances San Francisco and does not lessen park values. A committee shall be established composed of a representative from the Mayor's Office, a member of the Commission, a member of the Art Commission and the General Manager of the Department. As warranted, the Director of the Fine Arts Museums of San Francisco, The Director of the Academy of Sciences, the Director of the Department of Public Works, the Director of the Zoological Gardens or the Director of the Arboretum may be added as committee members. This Committee shall give expeditious consideration to such gifts and report their findings to the Mayor and to the Commission. Gifts presented by foreign

governments are subject to the same approval criteria, including the requirement of a maintenance endowment fund as other proposed gifts.

APPENDICES

- Matrix of Types of Gifts
- Naming Policy
- GGP Master Plan
- Sample Disclosure Documents

GIFT	DESCRIPTION	GIFT-IN-PLACE	IN-KIND GIFT
Commemorative	Honors an event or deceased person. A commemorative gift may include, but is not limited to, any of the following: sculpture, art work, monuments, plaques, fountains, gardens, benches, or park amenities.	May be memorial	
Monuments	Structures, sculptures, or other objects such as a stone marker erected to perpetuate the memory of a person or of an event. Monuments may include inscriptions or plaques.	May be memorial	
Plaques	Plaques are either simple plates, disks, or slab of metal or other material affixed to a statue, ground, wall stone or other material with an inscription or ornamentation. The size should be a maximum of 2' x 2', or 587 square inches, preferably smaller. State historic or national landmark plaques shall also be permitted.	May be memorial	
Fountains	Water features which may be fairly simple or large and complex. Fountains typically require additional infrastructure (plumbing and electrical).	May be memorial	
Basic Park Amenities	Benches, picnic tables, drinking fountains and trash receptacles.	May be memorial	

Commemorative Trees	Trees planted in memory or honor of an individual, event or organization in keeping with the memorial tree program administered by the Urban Forestry Division of the Recreation and Park Department.	X	
Tree		X	
Park improvements	Could include building or landscape improvements	X	
Equipment	Could be recreation equipment or maintenance equipment		X
Recreational Programs	Could be recreational or volunteer activities		X
Design Plans	Could include architectural and/or landscape design plans		X
Property		X	

RECREATION AND PARK COMMISSION
“CULTIVATING THE FUTURE OF
SAN FRANCISCO”

AGENDA

REGULAR MEETING
OF THE RECREATION AND PARK COMMISSION
THURSDAY, JUNE 5, 2008, 2:00 P.M.

CITY HALL, ROOM 416

**RECREATION AND PARK
COMMISSION**

Larry Martin, President
Jim Lazarus, Vice President
Gloria Bonilla
Tom Harrison
David Lee
Meagan Levitan
Michael J. Sullivan

**RECREATION AND PARK
DEPARTMENT**

Yomi Agunbiade, General Manager
Dennis Kern, Director of Operations
Katie Petrucione, Director of Administration
and Finance
Rhoda Parhams, Capital Program Manager
Margot Shaub, Director of Partnerships and
Resource Development
Rose Dennis, Director of Public Affairs

RECREATION AND PARK COMMISSION
STANDING COMMITTEES

JOINT ZOO COMMITTEE

Commissioner Tom Harrison, Chair
Commissioner Gloria Bonilla
Commissioner David Lee

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KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact Frank Darby by mail to Administrator, Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102-4689; by phone at 415-554-7724; by fax at 415 554 7854; or by email at soff@sfgov.org.

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Larry Martin, President
Recreation and Park Commission
McLaren Lodge, Golden Gate Park
501 Stanyan Street
San Francisco, CA 94117-1898

1. ROLL CALL

COMMUNICATIONS

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

- a) Legislation
- b) Budget Analyst report
- c) Legislative Analyst report
- d) Recreation and Park Department cover letter and/or report
- e) Consultant report
- f) Public correspondence
- g) Report or correspondence from other Department or Agency

These items will be available for review at McLaren Lodge, 501 Stanyan St., Commission Room.

Note: The Commission will hear public comment on each item on the agenda before or during consideration of that item.

2. PRESIDENT'S REPORT (DISCUSSION ONLY)

3. GENERAL MANAGER'S REPORT (DISCUSSION ONLY)

- a) Financial Matters
- b) Capital Report
- c) Property Management
- d) Recreation Programs
- e) Park, Recreation and Open Space Advisory Committee Report
- f) Events

4. GENERAL PUBLIC COMMENT - UP TO 15 MINUTES

At this time, members of the public may address the Commission on items of interest to the public that are within the subject matter jurisdiction of the Commission and that do not appear on the agenda. With respect to agenda items, your opportunity to address the Commission will be afforded when the item is reached in the meeting.

5. CONSENT CALENDAR (ACTION ITEM)

A. DUBOCE PARK

Discussion and possible action to amend the construction contract with Ranis Construction & Electrical, Inc., in an amount not to exceed \$255,166.17, which is greater than 10% over the original contract amount. (ACTION ITEM)

B. MOSCONE RECREATION CENTER

Discussion and possible action to amend the construction contract with NBC General Contractors for the Moscone Recreation Center in an amount not to exceed \$750,000 which is greater than 10% over the original approved contract amount, and to extend the term of the contract to July 30, 2008. (ACTION ITEM)

C. UPPER NOE VALLEY RECREATION CENTER

Discussion and possible action to amend the Galeria, Inc. DBA Trico construction contract for the Upper Noe Valley Recreation Center in an amount not to exceed \$1,500,000, which is greater than 10% over the original approved contract amount, and to extend the term of the contract to August 30, 2008. (ACTION ITEM)

GENERAL CALENDAR

6. RECREATION AND PARK DEPARTMENT BUDGET FY 2008-09

Discussion and possible action to approve the staff recommendation for additional amendments to the Recreation and Park Department's recommended budget for FY 2008-2009. (ACTION ITEM)

7. CROCKER-AMAZON PLAYGROUND
Discussion and possible action to approve the installation of a donor recognition panel at the Crocker Amazon Playground soccer fields. (ACTION ITEM)
8. SEE'S CANDIES LEASE
Discussion and possible action to authorize staff to commence negotiations and enter into a Lease with See's Candies for the use of a portion of the pavilion at Union Square. (ACTION ITEM)
9. THEATRE BAY AREA LEASE
Discussion and possible action to authorize staff to commence negotiations and enter into a Lease with the Theatre Bay Area for the use of a portion of the pavilion at Union Square that will be effective July 1, 2008. (ACTION ITEM)
10. GOLDEN GATE PARK – SEGWAY TOUR PERMIT
Discussion and possible action to extend the revocable temporary and non-possessory permit to operate guided pre-determined Segway tours in Golden Gate Park to January 4, 2009 and expanding the number of days per week for operation. (ACTION ITEM)
11. GOLDEN GATE PARK - OUTSIDE LANDS MUSIC FESTIVAL
Discussion and possible action to approve the transportation, exiting and security planning for the San Francisco Outside Lands Music & Arts Festival scheduled to take place in Golden Gate Park, August 22, 23 & 24, 2008. (ACTION ITEM)
12. RECREATION AND PARK DEPARTMENT - 2008 CLEAN AND SAFE NEIGHBORHOOD PARKS BOND
Presentation and discussion of the pre-implementation of the Clean and Safe Neighborhood Parks Bond planning. (DISCUSSION ONLY)
13. JOSEPH L. ALIOTO PERFORMING ARTS PIAZZA
Discussion and possible action to approve a request from Slow Food Nation and Victory Gardens 2008+ for a Temporary Encroachment Permit to install a "victory garden" at Civic Center Plaza from July 1, 2008 through September 30, 2008. (ACTION ITEM)
14. JOSEPH L. ALIOTO PERFORMING ARTS PIAZZA
Discussion and possible action to approve a request from "San Francisco Juneteenth Committee to produce the 58th Annual Juneteenth Celebration in San Francisco on June 21-22, 2008 from 11 AM to 7 PM with amplified sound, a request to sell alcohol, and a request for a fee waiver. (ACTION ITEM)
15. WASHINGTON SQUARE
Discussion and possible action to approve a request from Sunset Promotions to produce the 15th Annual North Beach Jazz Festival on July 26 and July 27, 2008 and permit amplified sound from 11 AM to 7 PM (Saturday, July 26, 2008) and from 1 PM to 7 PM (Sunday, July 27, 2008) and for approval of alcohol consumption in Washington Square. (ACTION ITEM)
16. POTRERO DEL SOL PARK
Discussion and possible action to grant the Friends of Potrero del Sol Park a temporary encroachment permit for a mural to be installed on the retaining wall of the skate structure at Potrero del Sol Park from June 21, 2008 until December 21, 2008 and a request to waive fees. (ACTION ITEM)
17. RANDALL MUSEUM
Discussion and possible action to approve the construction of an outdoor seating area at the Randall Museum as a part of a successful Community Challenge Grant application. (ACTION ITEM)

18. **SUE BIERMAN PARK – RECOGNITION PLAQUE**
 Discussion and possible action to approve the installation of a plaque recognizing Ernestine Waters Weiss for her many years of dedicated work to effectuate the jurisdictional transfer of this land to the Recreation and Park Department, protecting in perpetuity this wonderful waterfront resource for the enjoyment of all who live, work and visit our Golden Gateway neighborhood and further recognizing the tireless efforts of the many community and civic leaders, whom, after the 1989 Loma Prieta Earthquake and ensuing demolition of the Embarcadero Freeway, and with the strong support of Supervisor Sue Bierman, campaigned to preserve this land as public open space. (ACTION ITEM)
19. **PUBLIC COMMENT - CONTINUED**
 At this time members of the public may address the Commission on items that are within the subject matter jurisdiction of the Recreation and Park Commission and that do not appear on the agenda.
20. **COMMISSIONERS' MATTERS**
 This item is designed to allow Commissioners to raise issues they believe the Commission should address at future meetings. There will be no discussion of these items at this time.
21. **NEW BUSINESS/AGENDA SETTING (DISCUSSION ONLY)**
- New Business
 - Agenda Setting (Targeted Commission meeting, subject to change)
 - Discussion and possible action to approve a revised policy for use of the Open Space Fund Contingency Reserve (June 19, 2008)
 - Discussion and possible award of a construction contract for the GGP Music Concourse Site Furnishings (June 19, 2008)
 - Discussion and possible action to approve an MOU with the San Francisco Housing Authority for the operation of a garbage and recycling compactor at John McLaren Park on Sunnydale Avenue. (June 19, 2008)
 - Approve Tennis Pros Request for Qualifications (June 19, 2008)
 - Approve Berthing Fee Increase for Marina Yacht Harbor (July 3, 2008)
 - Approve State Loan Document for Marina Yacht Harbor (July 3, 2008)
 - Approve policy allowing boat owners with boats up to 25 feet to pay fees based on the length of the boat (July 3, 2008)
 - Presentation by Kemper Sports Management in regard to the Harding Park Golf Course. (July 3, 2008 – GM Report)
 - Crocker Amazon Concession (July 17, 2008)
 - Informational presentation and discussion only on the Department's Reservation Policy (August 21, 2008)
 - Patricia's Green / Hayes Valley - temporary art installation in October 2008 (Date to be Determined)
 - Approve Visitacion Valley Permit (Date to be Determined)
 - Informational presentation on HANC Recycling Center (Date to be Determined)

- Approve Japanese Tea Garden Request For Proposal (Date to be Determined)
- Informational presentation and discussion on Department facility use by non-city agencies (Date to be Determined)
- Approve Music Concourse Request for Proposal (Date to be Determined)
- Approve Palace of Fine Arts League (Theatre) Lease (Date to be Determined)
- Approve Strawberry Music Festival Lease (Date to be Determined)
- Informational presentation and discussion only on the Department's fee schedule (Date to be Determined)
- Award a construction contract to clean up Sharp Park Rifle Range (Date to be Determined)

22. COMMUNICATIONS

23. ADJOURNMENT

RECREATION AND PARK COMMISSION
"CULTIVATING THE FUTURE OF
SAN FRANCISCO"

AGENDA

REGULAR MEETING
OF THE RECREATION AND PARK COMMISSION
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Tom Harrison
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5. CONSENT CALENDAR (ACTION ITEM)

A. MINUTES

Discussion and possible action to approve the minutes from the February 21, 2008 meeting.

B. SAN FRANCISCO ZOOLOGICAL GARDENS

ANIMAL TRANSACTIONS

Discussion and possible action to approve the following animal transactions for the San Francisco Zoological Society which were processed under Resolution No. 13572.

DONATION TO:

California Academy of Sciences
875 Howard St.
San Francisco, CA 94103
USDA- N/A

0.01 Madagascar giant day gecko NIL
Phelsuma madagascariensis grandis

GENERAL CALENDAR

6. RECREATION AND PARK DEPARTMENT BUDGET FY 2008-09

Discussion and possible action to approve the staff recommendation for additional amendments to the Recreation and Park Department's recommend budget for FY 2008-09.
(ACTION ITEM)

7. GOLDEN GATE PARK - MUSIC CONCOURSE

Discussion and possible action to approve: 1) a request from Live Nation to produce a private concert for Google at the Music Concourse in Golden Gate Park on June 11, 2008 and 2) a request to modify the amplified sound policy and permit amplified sound from 7:00 to 10:00 p.m. (ACTION ITEM)

8. POTRERO DEL SOL PARK
Discussion and possible action to amend the construction contract with Angotti and Reilly for the Potrero del Sol Skatepark in the amount of \$958,000 which is greater than 10% over the original approved contract amount, and to extend the term of the contract to July 7, 2008. (ACTION ITEM)
9. POTRERO DEL SOL PARK
Discussion and possible action to extend the construction contract duration for the James Rolph Clubhouse and Potrero del Sol Park project by 35.3%, from 365 calendar days to 494 calendar days. (ACTION ITEM)
10. RECREATION AND PARK DEPARTMENT FUTSOL AND SEVEN-A-SIDE PROGRAM FEES
Discussion and possible action to recommend to the Board of Supervisors the revisions to Article 12, FEES of the Park Code to include fees for Futsol and Seven a Side Soccer Programs and to be enacted with the approval of the Fiscal Year 2008 / 2009 Department Budget. (ACTION ITEM)
11. RECREATION AND PARK DEPARTMENT WOMEN'S BASKETBALL AND VOLLEYBALL PROGRAM FEES
Discussion and possible action to recommend to the Board of Supervisors the revisions to Article 12, FEES of the Park Code to include fees for Women's Basketball and Volleyball Programs and to be enacted with the approval of the Fiscal Year 2008 / 2009 Department Budget. (ACTION ITEM)
12. TENNIS COURT USE FEES AT GOLDEN GATE TENNIS
Discussion and possible action to recommend to the Board of Supervisors the adoption of revisions to Article 12, FEES of the Park Code to include an increase of fees for the use of the Golden Gate Tennis Courts to be enacted with the approval of the Fiscal Year 2008 / 2009 Department Budget. (ACTION ITEM)
13. RECREATION AND PARK DEPARTMENT NOT-FOR-PROFIT FEE APPLICATION POLICY
Discussion and possible action to recommend to the Board of Supervisors the adoption of revisions to Article 12, FEES of the Park Code to approve the Athletic Field Not-for-Profit Fee Application Policy for the use of indoor and outdoor athletic facilities managed by the Recreation and Park Department to be enacted with the approval of the Fiscal Year 2008 / 2009 Department Budget. (ACTION ITEM)
14. RECREATION AND PARK DEPARTMENT – NEW FEES FOR RECREATION PROGRAMS
Discussion and possible action to recommend to the Board of Supervisors the revisions to Article 12, FEES of the Park Code to include fees for recreation programs and to be enacted with the approval of the Fiscal Year 2008 / 2009 Department Budget. (ACTION ITEM)
15. VICTORIA MANALO DRAVES
Discussion and possible action to approve the installation of USGS earthquake monitoring equipment at Victoria Manalo Draves Park located on 7th Street and Folsom Street within Assessors Blocks 203, Lot 14. (ACTION ITEM)
16. PUBLIC COMMENT - CONTIUNED
At this time members of the public may address the Commission on items that are within the subject matter jurisdiction of the Recreation and Park Commission and that do not appear on the agenda.
17. Public Comment on all matters pertaining to the closed session.

18. Vote to conduct closed session pursuant to Government Code Section 54956.9 (a) and San Francisco Administrative Code Section 67.10 (d) to confer with legal counsel.
19. Closed Session:
Conference with Legal Counsel, Existing Litigation (ACTION ITEM)
City and County of San Francisco v. Competent Builders, Inc.
Alameda Superior Court Case No. RG-05-229-274 (Formerly San Francisco Superior Court Case No. CGC-04-437148)
20. Reconvene in open session.
21. a. Vote to elect whether to disclose any or all discussions held in closed session. (San Francisco Administrative Code Section 67.12 (a)). (ACTION ITEM)
22. COMMISSIONERS' MATTERS
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24. COMMUNICATIONS

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- From Karen Boudreaux and reply from staff in regard to Tai Chi at Sunnyside.
- From staff in regard to Sunnyside Clubhouse design changes.
- From Bryan Hornbeck in regard to SFSA nonprofit.

25. ADJOURNMENT

RECREATION AND PARK COMMISSION
"CULTIVATING THE FUTURE OF
SAN FRANCISCO"

AGENDA

REGULAR MEETING
OF THE RECREATION AND PARK COMMISSION
THURSDAY, MAY 15, 2008, 2:00 P.M.

CITY HALL, ROOM 416

**RECREATION AND PARK
COMMISSION**

Larry Martin, President
Jim Lazarus, Vice President
Gloria Bonilla
Tom Harrison
David Lee
Meagan Levitan
Michael J. Sullivan

**RECREATION AND PARK
DEPARTMENT**

Yomi Agunbiade, General Manager
Dennis Kern, Director of Operations
Katie Petrucione, Director of Administration
and Finance
Rhoda Parhams, Capital Program Manager
Margot Shaub, Director of Partnerships and
Resource Development
Rose Dennis, Director of Public Affairs

RECREATION AND PARK COMMISSION
STANDING COMMITTEES

JOINT ZOO COMMITTEE

Commissioner Tom Harrison, Chair
Commissioner Gloria Bonilla
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1. ROLL CALL

COMMUNICATIONS

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

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These items will be available for review at McLaren Lodge, 501 Stanyan St., Commission Room.

Note: The Commission will hear public comment on each item on the agenda before or during consideration of that item.

2. PRESIDENT'S REPORT (DISCUSSION ONLY)

3. GENERAL MANAGER'S REPORT (DISCUSSION ONLY)

- a) Financial Matters
- b) Capital Report
- c) Property Management
- d) Recreation Programs
- e) Park, Recreation and Open Space Advisory Committee Report
- f) Events
- g) Presentation of Annual Report

4. GENERAL PUBLIC COMMENT - UP TO 15 MINUTES

At this time, members of the public may address the Commission on items of interest to the public that are within the subject matter jurisdiction of the Commission and that do not appear on the agenda. With respect to agenda items, your opportunity to address the Commission will be afforded when the item is reached in the meeting.

5. CONSENT CALENDAR (ACTION ITEM)

A. MINUTES

Discussion and possible action to approve the minutes from the March 2008 meetings.

B. GOLDEN GATE PARK

Discussion and possible action to approve the installation of stop signs on Martin Luther King Jr. Drive at the intersection with 7th Avenue in Golden Gate Park.

C. HAIGHT ASHBURY COOPERATIVE NURSERY SCHOOL - GRATTEN CLUBHOUSE AND PLAYGROUND

Discussion and possible action to approve a new three (3)-year Revocable Permit for the operation of the Haight Asbury Cooperative Nursery School at Grattan Clubhouse and Playground.

GENERAL CALENDAR

6. RECREATION AND PARK DEPARTMENT BUDGET FY 2008-09

Discussion and possible action to approve the staff recommendation for additional amendments to the Recreation and Park Department's recommend budget for FY 2008-09. (ACTION ITEM)

7. SAN FRANCISCO ZOO
Discussion and presentation only to update the Commission on the progress of work as directed by the Commission and the Mayor in response to the Christmas Day tiger incident. (DISCUSSION ONLY)
8. RECREATION PROGRAM, FACILITIES AND PUBLIC SAFETY
Presentation and discussion only on safety concerns at recreation facilities and parks including environmental and program issues. (DISCUSSION ONLY)
9. GOLDEN GATE TENNIS COURT USE FEES
Discussion and possible action to recommend to the Board of Supervisors the adoption of revisions to Article 12.41 Tennis Fees of the Park Code to include an increase of fees for the use of the Golden Gate Tennis Courts to be enacted with the approval of the Fiscal Year 2008-2009 Department Budget. (ACTION ITEM)
10. AQUATICS SEASON PASSES AND ADMISSION FEES
Discussion and possible action to recommend to the Board of Supervisors the revisions to Article 12.40 Aquatic Fees of the Park Code to include fees for Aquatic Season Passes and Admission Fees and to be enacted with the approval of the Fiscal Year 2008-2009 Department Budget. (ACTION ITEM)
11. HARVEY MILK AND THE RANDALL MUSEUM - FACILITY RENTAL FEES
Discussion and possible action to recommend to the Board of Supervisors the revisions to Article 12.21 Clubhouse Fees of the Park Code to include rental fees for The Randall Museum and The Harvey Milk Performing Arts Center to be enacted with the approval of the Fiscal Year 2008-2009 Department Budget. (ACTION ITEM)
12. ATHLETIC LEAGUE FEES
Discussion and possible action to recommend to the Board of Supervisors to amend Article 12 of the Park Code to create a new fee schedule for Recreation and Park Department-run athletic leagues to be enacted with the approval of the Fiscal Year 2008-2009 Department Budget. (ACTION ITEM)
13. FIELD USE FEE ADJUSTMENTS
Discussion and possible action to recommend to the Board of Supervisors the revisions to Article 12.36 Athletic Field Fees for Adults of the Park Code to include Youth Programs and to make other Field Use fee adjustments to be enacted with the approval of the Fiscal Year 2008-2009 Department Budget. (ACTION ITEM)
14. PUBLIC COMMENT - CONTINUED
At this time members of the public may address the Commission on items that are within the subject matter jurisdiction of the Recreation and Park Commission and that do not appear on the agenda.
15. Public Comment on all matters pertaining to the closed session.
16. Closed session held pursuant to Government Code Section 54957 and San Francisco Administrative Code Section 67.10 (b):

PUBLIC EMPLOYEE PERFORMANCE EVALUATION
TITLE: General Manager, Recreation and Park Department
(DISCUSSION ONLY)
17. Reconvene in open session.
18. Vote to elect whether to disclose any or all discussions held in closed session. (San Francisco Administrative Code Section 67.12 (a)). (ACTION ITEM)

19. **COMMISSIONERS' MATTERS**

This item is designed to allow Commissioners to raise issues they believe the Commission should address at future meetings. There will be no discussion of these items at this time.

20. **NEW BUSINESS/AGENDA SETTING (DISCUSSION ONLY)**

- New Business
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21. COMMUNICATIONS

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- From Andrea O'Leary in regard to the Capital Division Project Updates.
- From SPFamilies thanking staff for the Sunnyside Recreation Center visit.
- From Captain James Dudley, copies of Central Station's Newsletters.
- From Andrea O'Leary in regard to locks on top of locks.
- Emails between Andrea O'Leary and staff in regard to the punch list item.
- From staff in regard to illegal posting of flyers and staff threats.
- From Katie Davis copies of the SF Zoo Director's Weekly Updates
- From Andrea O'Leary in regard to a possible lawsuit.
- From Rita Burns in regard to the Children's Playground.
- From Miriam Moss in regard to community meetings.
- From Miro Kielbus in regard to the need for a large area and recreation center in San Francisco.
- From David Alumbaugh in regard to the need for a large area and recreation center in San Francisco.
- From staff in regard to Project Insight ASL Festival May 31.
- From Kemper Sports a copy of the e-news.
- From Bill Wilson in regard to requested e-mails.
- From Zachary Salem in regard to the Golf Task Force.

22. ADJOURNMENT

18. Vote to conduct closed session pursuant to Government Code Section 54956.9 (a) and San Francisco Administrative Code Section 67.10 (d) to confer with legal counsel.
19. Closed Session:
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RECREATION AND PARK COMMISSION
“CULTIVATING THE FUTURE OF
SAN FRANCISCO”

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CITY HALL, ROOM 416

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5. CONSENT CALENDAR (ACTION ITEM)

A. MINUTES

Discussion and possible action to approve the minutes from the May 15, 2008 meeting and June 5, 2008 special meeting.

B. KOSHLAND PARK

Discussion and possible action to recommend to the Board of Supervisors to accept and expend a gift-in-place of a retaining wall from the Hayes Valley Neighborhood Parks Group and valued at \$40,000.

C. CALIFORNIA ACADEMY OF SCIENCES

Discussion and possible action to permit a temporary "Penguin Path" decal installation from 8th Avenue and Fulton Street to the Academy of Sciences.

D. GLEN CANYON ISLAIS CREEK

Discussion and possible action to recommend to the Board of Supervisors to accept and expend a Habitat Conservation grant in the amount of \$157,000 for the Glen Canyon Islais Creek Restoration and Trail Project.

- F. SAN FRANCISCO BOTANICAL GARDEN
Discussion and possible action to recommend that the Board of Supervisors does accept a gift-in-place valued up to the amount of \$1,945,000 from the San Francisco Botanical Garden Society for improvements to the San Francisco Botanical Garden in Golden Gate Park. Specific garden and facility improvements include: the Australian Garden, Chilean Garden, Garden of Fragrance, Gondwana Circle Garden, repairs to the Horticulture Library roof, New Zealand Garden, Primitive Plants Garden, Southeast Asian Cloud Forest Garden and the Zellerbach Garden.
- G. PALACE OF FINE ARTS
Discussion and possible action to award Alternate 1 in the amount of \$2,203,663 for the Palace of Fine Arts Phase IIB Rotunda and Colonnade Restoration Project to BBI Construction.
- H. 49ER RENT CREDIT
Discussion and possible action to approve a rent credit in the amount of \$900,000 to the San Francisco Forty Niners, Ltd. (the "49ers") for certain repairs and improvements to be performed by the 49ers at Monster Park.

GENERAL CALENDAR

6. SUE BIERMAN PARK
Discussion and possible action to) approve the placement and wording of a plaque honoring Ernestine Weiss in Sue Bierman Park. (ACTION ITEM)
7. RECREATION AND PARK DEPARTMENT BUDGET FY 2008-09
Presentation and discussion only to update the Commission on the Recreation and Park Department's budget for FY 2008-2009. (DISCUSSION ONLY)
8. SAN FRANCISCO ZOO
Discussion and presentation only to update the Commission on operational and management issues at the San Francisco Zoo. (DISCUSSION ONLY)
9. VISITACION VALLEY GREENWAY (TIOGA LOT)
Discussion and possible action to approve an increase to the construction contract with Synergy Project Management by up to \$187,104 (from \$1,169,440 to \$1,356,504) to close out the contract for the development of the Tioga Lot of the Visitacion Valley Greenway. Approval of this change order exceeds the allowable 10% contract overrun by up to 6%. (ACTION ITEM)
10. J.P. MURPHY PLAYGROUND AND CLUBHOUSE
Discussion and possible action to approve an increase to the construction contract with Rose Construction by up to \$348,697 (from \$2,470,000 to \$2,818,697) for change orders exceeding the allowable 10% contract overrun by 4.12%. (ACTION ITEM)
11. COMMUNITY OPPORTUNITY FUND TASK FORCE
Discussion and possible action to: 1) review and approve the composition of the Community Opportunity Fund Task Force as recommended by the Park, Recreation and Open Space Advisory Committee and 2) establish a nomination and appointment process for the Community Opportunity Fund Task Force. (ACTION ITEM)
12. GOLDEN GATE PARK – MUSIC CONCOURSE
Discussion and possible action to: 1) approve a request from the California Academy of Sciences to produce the Public Grand Opening of the California Academy of Sciences at the Music Concourse via a two-day public festival on September 27 and 28, 2008, 2) approve a request to modify the sound policy and allow amplified sound from 9:30 a.m. to 8:00 p.m. and 3) approve a request for a fee waiver. (ACTION ITEM)

13. **MCLAREN PARK - JERRY GARCIA AMPHITHEATER**
Discussion and possible action to approve a request from the "Friends of the San Francisco Public Library, Portola Branch Library" to produce the "Portola Family Movie Night" and allow amplified sound from 7:00 – 10:00 p.m. on September 6, 2008 and sales of coffee mugs and refreshments and a request for a fee waiver. (ACTION ITEM)
14. **PATRICIA'S GREEN, HAYES VALLEY**
Discussion and possible action to: 1) approve and a request from the San Francisco Arts Commission, to install a temporary public art project "Peace Sign" at Patricia's Green, Hayes Valley for six months from October 15, 2008 to April 15, 2009 and 2) approve their request for a fee waiver for an encroachment permit. (ACTION ITEM)
15. **JOSEPH L. ALIOTO PERFORMING ARTS PIAZZA**
Discussion and possible action to: 1) approve a request from Dominic Phillips Event Marketing to produce "Slow Food Nation Festival" from August 29 to September 1, 2008 from 9:00 a.m. to 5:00 p.m. at Joseph L. Alioto Performing Arts Piazza with amplified sound, 2) allow food and beverage sales, wine sales, and cooking demonstrations and 3) approve a request for a fee waiver. (ACTION ITEM)
16. **DUBOCE PARK**
Discussion and possible action to: 1) approve the application of the Neighborhood Parks Council to hold their annual gala event at Duboce Park on September 16, 2008 from 6:00 to 9:00 p.m., 2) approve their request to serve alcohol, and 3) approve their request to have amplified sound during these hours. (ACTION ITEM)
17. **UPPER NOE PLAYGROUND AND RECREATION CENTER – DOG PLAY AREA**
Discussion and possible action to name the Dog Play Area at Upper Noe Playground and Recreation Center "Joby's Run". (ACTION ITEM)
18. **NEIGHBORHOOD SERVICE AREAS**
Presentation and discussion only of Neighborhood Service Area organization and community meeting schedule. (DISCUSSION ONLY)
19. **PUBLIC COMMENT - CONTINUED**
At this time members of the public may address the Commission on items that are within the subject matter jurisdiction of the Recreation and Park Commission and that do not appear on the agenda.
20. **CLOSED SESSION**
21. **Public Comment on all matters pertaining to the closed session.**
22. **Vote to conduct closed session pursuant to Government Code Section 54956.9 (a) and San Francisco Administrative Code Section 67.10 (d) to confer with legal counsel.**
23. **Closed Session pursuant to Government Code Section 54956.9 (a) and San Francisco Administrative Code Section 67.10 (d) to confer with legal counsel.**

A. Conference with Legal Counsel, Existing Litigation (ACTION ITEM)
Twylah Sperka v. City and County of San Francisco
San Francisco Superior Court Case No. 460-772

B. CONFERENCE WITH LEGAL COUNSEL –ANTICIPATED LITIGATION (ACTION ITEM)
Tiger mauling at San Francisco Zoological Gardens on December 25, 2007.

24. Reconvene in open session.
25. a. Vote to elect whether to disclose any or all discussions held in closed session. (San Francisco Administrative Code Section 67.12 (a)). (ACTION ITEM)
26. **COMMISSIONERS' MATTERS**
This item is designed to allow Commissioners to raise issues they believe the Commission should address at future meetings. There will be no discussion of these items at this time.
27. **NEW BUSINESS/AGENDA SETTING (DISCUSSION ONLY)**
- New Business
 - Agenda Setting (Targeted Commission meeting, subject to change)
 - Discussion and Possible action to approve CPI increases in the green fees at Gleneagles (McLaren) golf course as provided for in Sec. 12.20 and Sec 12.37 of the Park Code (August 7, 2008)
 - Approve Strawberry Music Festival Lease (August 7, 2008)
 - Approve Tennis Pros Request for Qualifications (August 7, 2008)
 - Presentation and discussion only, a presentation of open space acquisition strategies for the Eastern Neighborhoods Plan (August 7, 2008)
 - Approve Berthing Fee Increase for Marina Yacht Harbor (August 7, 2008)
 - Approve State Loan Document for Marina Yacht Harbor (August 7, 2008)
 - Approve policy allowing boat owners with boats up to 25 feet to pay fees based on the length of the boat (August 7, 2008)
 - Presentation and discussion of the Master Planning Process currently underway at North Beach Library / Joe DiMaggio Playground. (August 7, 2008)
 - Informational presentation and discussion only on the Department's Reservation Policy (August 21, 2008)
 - Crocker Amazon Concession (August 21, 2008)
 - Award of construction contract for the San Francisco Botanical Garden Pathway Improvement Project (September 4, 2008)
 - Presidio Heights Playground MOU with the Friends of Presidio Heights Playground through Parks Trust (September 4, 2008)
 - Discussion and Possible Action to approve the conceptual plan for the Renovation of the Chinese Recreation Center (September 18, 2008)
 - Discussion and Possible Action to approve the award of a professional services contract for architectural and engineering services for the renovation of the Marina Yacht Harbor, West Harbor November 20, 2008)
 - Award of Contract for Franklin Square Play Area Renovation Project (Date to be Determined)
 - Approve Visitacion Valley Permit (Date to be Determined)
 - Informational presentation on HANC Recycling Center (Date to be Determined)

- Approve Japanese Tea Garden Request For Proposal (Date to be Determined)
- Informational presentation and discussion on Department facility use by non-city agencies (Date to be Determined)
- Approve Music Concourse Request for Proposal (Date to be Determined)
- Approve Palace of Fine Arts League (Theatre) Lease (Date to be Determined)
- Informational presentation and discussion only on the Department's fee schedule (Date to be Determined)
- Award a construction contract to clean up Sharp Park Rifle Range (Date to be Determined)

28. COMMUNICATIONS

- From Mayor Jim Ridenour, City of Modesto, George Allen, Steve Premo, Jimmy Johnson, Craig Fortune, Maria MacGunigal, Sarah Harmon, Michael Hall, Harvey White, Bruce Hayden, Terry Mollica, Wes Peters, Doug Price, Lisa Burns, Tracy Avent, Jeff Belden, Tracey Hillman, Kim Rogers, Martin Lefkowitz, Carolyn Berke, Jeff Terri Davis, Heidi Wilson, Dennis Brunnenmeyer, Grace Bergen, Hazel Chan, Candice Cunha, Matthew McKean, Phil, Lisa and Aidan O'Neill, Barbara Langworthy, Cherle Hung, Mary Stallings, Rick Helin, Diana Watts, Peter and Donna Thomas, Randy Palermo, Scott Owens, Elicia Burton, Blaise Nauyokas, Jenny Ferguson, Gail Korich, Rhonda Barovsky, Ken Celli, John Hauptert, Daniel Dawson, Emma McMacken, Mahlon Aldridge, Anna Hirst, Jade Adkins, Jeff November, Deb and Rory Pool, Ellen Aldridge, Cathy Levin, Kim Scheuer, Patricia Gomez, Paul Jolly, Arlyn Osborne, Cecily Underwood, Dan Webster, John Ingham, Erin Bucci, Kathy Espinoza, Larry Graff, Christa Taylor, Peter Fox, Eloy Lores, John Hunt, Julia Weber, Elise Baril Monet Thompson, Kristen Lake, Linwood Gil, Jodi Barnett, Leann Brooks, Katherine Brown, Jenny Warner, Barry Pequita, Loree Robinson, Laura Cunningham, Debby Brackman, Heidi Miller, Michael Grimes, Jeff Waldron, Michael Grimes, John Stoneham, Sarah Piccolo, Phyllis Kitchen-Dye, Ben Cart, Stephen Hutchinson, Dave Bonnot, Judy Stoltenberg, Ken Jay, Jamie Byrd, Victoria Mayes-Webb, Mark Becker, Steven Stubblefield, Tom and Janet Mingee, Dave Hook, Casey Walsh Cady, Beverley Madden, John Gordon, Windsor Green, Ted Weinstein, Eric Cutter, Patti Carlise, Steve Premo, Norm Rickson, Alice Michel, Stacy Petterson, John Bateman, Steve Vanderpan, Peggy Mosley, Stephen Curl, Lynn Ferry, Matthew Moreau, JaNahn Scalapino, Doug Williams, Brad Manosevitz, Blair Hammond, Kristin Doud, correspondence in regard to the Strawberry Music Festival.
- From Michael McLaughlin in regard to the San Francisco Zoo.
- Series of emails between Andrea O'Leary and staff in regard to padlocked gates at Sunnyside.
- From Michelle Carboni in regard to Noe Courts.
- From Julien Pinol in regard to soccer.
- From William Wilson in regard to staff actions at the June 19, 2008 meeting.
- From Mariam Moss in regard to work orders at Glen Park.
- From Captain James I. Dudley, copies of the Central Station Newsletters.
- From Mariam Moss in regard to vending machines.
- Series of emails between Andrea O'Leary and staff in regard to Park Management Plan/Evaluations.
- From Andrea O'Leary in regard to trees in parks.
- From Andrea O'Leary in regard to trees at Sunnyside.
- From Carole Bonina in regard to Alta Plaza Park.
- From Leo Gonzalez in regard to the San Francisco Zoo.

29. ADJOURNMENT

CITY AND COUNTY OF SAN FRANCISCO
RECREATION AND PARK COMMISSION

Date of Meeting 7-17-08

Name EULA M. WALTERS
(Optional)

Representing CITZ FOR O.S.
(Optional)

Subject PLANE Item Number 6

Support _____ Oppose Neutral _____

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File	Language	ID	Status	Date Modified	Last Editor
April 03, 2008	1033	78131	A	3/28/2008 10:28:56 AM	McArthur, Margaret
April 17, 2008	1033	78882	A	4/14/2008 1:43:37 PM	McArthur, Margaret
August 07, 2008	1033	85834	A	9/1/2008 9:31:02 PM	McArthur, Margaret
August 07, 2008 Amended	1033	85997	A	8/4/2008 11:39:19 AM	McArthur, Margaret
August 21, 2008	1033	86673	A	8/19/2008 11:42:53 AM	McArthur, Margaret
February 07, 2008	1033	74706	A	2/4/2008 9:36:40 AM	McArthur, Margaret
February 21, 2008	1033	75427	A	2/21/2008 12:09:55 PM	McArthur, Margaret
January 11, 2008 Room Change	1033	73992	A	1/10/2008 12:46:16 PM	McArthur, Margaret
January 11, 2008 Special	1033	73195	A	1/7/2008 7:09:03 PM	McArthur, Margaret
January 17, 2008	1033	73610	A	1/17/2008 8:35:24 AM	McArthur, Margaret
July 03, 2008 Cancellation	1033	83655	A	6/30/2008 9:37:39 AM	McArthur, Margaret
July 17, 2008	1033	84320	A	7/11/2008 3:34:07 PM	McArthur, Margaret
July 21, 2008 Special Meeting	1033	84432	A	7/14/2008 2:08:26 PM	McArthur, Margaret
June 05, 2008	1033	81903	A	6/2/2008 8:33:01 AM	McArthur, Margaret
June 05, 2008 Special Meeting with City Planning Commission	1033	81814	A	6/2/2008 3:12:35 PM	McArthur, Margaret
June 19, 2008	1033	82694	A	6/16/2008 8:39:13 AM	McArthur, Margaret
June 19, 2008 Amended	1033	82693	A	6/19/2008 11:13:56 AM	McArthur, Margaret
March 06, 2008	1033	76155	A	2/29/2008 8:22:02 AM	McArthur, Margaret
March 20, 2008	1033	77434	A	3/17/2008 1:26:53 PM	McArthur, Margaret
May 01, 2008	1033	79755	A	4/25/2008 4:02:45 PM	McArthur, Margaret
May 15, 2008	1033	80442	A	5/15/2008 11:58:51 AM	McArthur, Margaret
September 04, 2008	1033	87406	A	8/29/2008 3:49:05 PM	McArthur, Margaret
September 18, 2008 Special Meeting	1033	88507	A	9/12/2008 9:46:08 AM	McArthur, Margaret
September 18, 2008 Special Meeting at 3:30 p.m.	1033	88686	A	9/15/2008 2:49:45 PM	McArthur, Margaret

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- Calendar of Events

Margaret
McArthur/RPD/SFGOV
04/25/2008 03:23 PM

To sfdocs@sfpl.info
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Subject agenda for posting

Attached please find the agenda for the May 1, 2008 meeting of the Recreation and Park Commission for posting.



050108.doc

Margaret A. McArthur
Commission Liaison
Recreation and Park Commission
Phone:415-831-2750
Fax: 415-221-8034

City and County of San Francisco

Recreation and Park Department



FAX TRANSMITTAL

Date: April 25, 2008

To: City Documents Librarian
Government Information Center

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MESSAGE:

To follow please find the agenda for the May 1, 2008 meeting of the Recreation and Park Commission for posting.

Please post and confirm receipt.
1 Original to follow for file via email to sfdocs@sfpd.info as requested.

Thank you.

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4/25/08*

McLaren Lodge, Golden Gate Park
501 Stanyan Street
San Francisco, CA 94117-1898

Phone: (415) 831-2700
Fax: (415) 221-8034



julie.creer@sfgov.org

04/25/2008 01:30 PM

Please respond to
julie.creer@sfgov.org

To margaret.mcarthur@sfgov.org

cc

bcc

Subject Job Order #5613-9824-20080425152728-FTW8-CWML
Response

Thank you for using our online order center.

We have received your order and will contact you if there are any questions.

REMEMBER!

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Message Type: Job Order #5613-9824-20080425152728-FTW8-CWML

Your Name: Margaret McArthur
Your Department: RPD
Your Account Number: 420000
Address: 501 stanyan street
City, State: San Francisco, CA
Zip: 94117
Phone Number: 831-2752
Fax Number:
E-mail Address: margaret.mcarthur@sfgov.org
Confirm e-mail address: margaret.mcarthur@sfgov.org
Job Description: May 1, 2008 agenda mailing
Date in: 4/25/08
Date due: 4/28/08
Time due: noon
Number of originals: 6
Number of copies: 550
Artwork: original artwork submitted
Sides: two
Ink(s): Black
Specify ink colors:
Size: 8.5 x 11
Specify size:
Paper: 20# text
If NCR, please specify:
Paper color: White
Specify paper color(s):
Cover paper color:
Specify cover paper color:
Collate: yes
Staple:
Bind:
Fold: letterfold
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Cut:
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Special Instructions: please mail by 4/28/08 at noon - sooner if possible
envelopes are being sent via interoffice this afternoon

When Ready:

Call:

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Additional Details: Thank you

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Margaret
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05/09/2008 02:45 PM

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Subject agenda for posting

Attached please find the agenda for the May 15, 2008 meeting of the Recreation and Park Commission for posting. Thank you.



051508.doc

Margaret A. McArthur
Commission Liaison
Recreation and Park Commission
Phone:415-831-2750
Fax: 415-221-8034



julie.creer@sfgov.org

05/09/2008 11:33 AM

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To margaret.mcarthur@sfgov.org

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Message Type: Job Order #5613-9824-20080509132714-HN7C-977J

Your Name: margaret mcarthur
Your Department: rpd
Your Account Number: 420000
Address: 501 stanyan street
City, State: San Francisco, CA
Zip: 94117
Phone Number: 831-2752

Fax Number:
E-mail Address: margaret.mcarthur@sfgov.org
Confirm e-mail address: margaret.mcarthur@sfgov.org
Job Description: may 15, 2008 agenda mailing

Date in: 5/9/08
Date due: 5/9/08

Time due:
Number of originals: 6
Number of copies: 131
Artwork: original artwork submitted

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If NCR, please specify:
Paper color: White
Specify paper color(s):
Cover paper color:
Specify cover paper color:
Collate: yes

Staple:
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Fold: letterfold
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Special Instructions: please mail today if possible - if not must go out by
noon on Monday, 5/12/08 envelopes being sent via interoffice this afternoon

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Additional Details: thank you for your assistance with this request

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McArthur/RPD/SFGOV
06/02/2008 09:05 AM

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Subject please post agendas

Attached please find the agendas for both the Special Joint meeting with Planning and the regular meeting of the Recreation and Park Commission on June 5, 2008 for posting. Thank you.



060508 special joint meeting.doc 060508.doc

Margaret A. McArthur
Commission Liaison
Recreation and Park Commission
Phone:415-831-2750
Fax: 415-221-8034

City and County of San Francisco

Recreation and Park Department



FAX TRANSMITTAL

Date: June 2,, 2008
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MESSAGE:

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Received at SFC
6/2/08

McLaren Lodge, Golden Gate Park
501 Stanyan Street
San Francisco, CA 94117-1898

Phone: (415) 831-2700
Fax: (415) 221-8034



julie.creer@sfgov.org

05/30/2008 04:39 PM

Please respond to
julie.creer@sfgov.org

To margaret.mcarthur@sfgov.org

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Subject Job Order #5613-9824-20080530182925-3BER-RY8Q
Response

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Message Type: Job Order #5613-9824-20080530182925-3BER-RY8Q

Your Name: margaret mcarthur

Your Department: rpd

Your Account Number: 420000

Address: 501 stanyan street

City, State: San Francisco, CA

Zip: 94117

Phone Number: 831-2752

Fax Number:

E-mail Address: margaret.mcarthur@sfgov.org

Confirm e-mail address: margaret.mcarthur@sfgov.org

Job Description: june 5, 2008 agenda mailing

Date in: 5/30/08

Date due: 6/2/08

Time due: noon

Number of originals: 9

Number of copies: 550

Artwork: original artwork submitted

Sides: two

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If NCR, please specify:

Paper color: White

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Cover paper color:

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Collate: yes

Staple:

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Special Instructions: please mail by noon on monday, june 2, 2008 - envelopes
are being sent on monday morning via interoffice

When Ready:

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Additional Details: thank you for your help with this

Filename: 060508 meetings.pdf

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August 6, 2008

To: Olive Gong
From: Margaret McArthur
Subject: Sunshine Complaint Received: #08040_Eula Walters vs
Recreation & Park Commission

Here is the information to reply to Sunshine Complaint #08040 in regard to the July 17, 2008 meeting:

1. Attachment A – copy of the email to sfdocs requesting the library post the agenda
2. Attachment B – copy of the website posting record of agendas for 2008 showing the date and time of the agenda was posted
3. Attachment C – copy of emails verifying when the agenda was emailed
4. Attachment D – Copy of return mail post marked July 11, 2008
5. Attachment E – copy of work order to Reproduction Services for the agenda mailing.

In addition the agenda was posted at City Hall on July 14, 2008 before 2:00 p.m.

I am waiting for one more document....

Attachment A

Margaret
McArthur/RPD/SFGOV
07/14/2008 08:07 AM

To sfdocs@sfpl.info
cc
bcc
Subject RPC agenda for posting

Attached please find the agenda for the July 17, 2008 meeting of the Recreation and Park Commission meeting for posting.



071708.doc

Margaret A. McArthur
Commission Liaison
Recreation and Park Commission
Phone: 415-831-2750
Fax: 415-221-8034

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Title	Language	ID	Status	Date Modified	Last Editor
April 03, 2008	1033	78131	A	3/29/2008 10:28:56 AM	Mearthurj, Margaret
April 17, 2008	1033	78882	A	4/14/2008 1:49:37 PM	Mearthurj, Margaret
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August 07, 2008 Amended	1033	85897	A	8/4/2008 11:39:19 AM	Mearthurj, Margaret
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May 01, 2008	1033	79755	A	4/25/2008 4:02:45 PM	Mearthurj, Margaret
May 15, 2008	1033	80442	A	5/15/2008 11:58:51 AM	Mearthurj, Margaret

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Content

Attachment C

Recpark
Commission/RPD/SFGOV
07/14/2008 10:25 AM

To
cc
bcc hairlon@aol.com; sabels@igc.org; sabels@igc.org;
altoels@yahoo.com; altoels@yahoo.com;
laramies2@aol.com; laramies2@aol.com;
j.salinasr@att.net; jimwarshell@yahoo.com;
albertmsandoval@comcast.net; sansbury@worldnet.att.net;
sansbury@worldnet.att.net;
LScancarelli@sfrealestatelaw.com;
LScancarelli@sfrealestatelaw.com; ellieschafer@msn.com;
ellieschafer@msn.com; claus@hellgatemodels.com;
claus@hellgatemodels.com; schmidt.david@epa.gov;
schmidt.david@epa.gov; cschoop@sbcglobal.net;
cschoop@sbcglobal.net; marciadvd@aol.com;
marciadvd@aol.com; csekino@sbcglobal.net;
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ann_s@pacbell.net; ann_s@pacbell.net; r.sher@yahoo.com;
r.sher@yahoo.com; susannekshields@yahoo.com;
susannekshields@yahoo.com; jsiff@sbcglobal.net;
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alansilverman185@comcast.net; asin68@aol.com;
asin68@aol.com; patskain@aol.com; patskain@aol.com;
cliffsmethurst@comcast.net; cliffsmethurst@comcast.net;
JATBS36@aol.com; JATBS36@aol.com;
Laronda_45@yahoo.com; vikingsmith@earthlink.net;
smithany@msn.com; Laronda_45@yahoo.com;
nancenumber1@aol.com; sallysolial@hotmail.com;
sallysolial@hotmail.com; bobsommer@pobox.com;
jespain@aol.com; livingclassroom@lejyouth.org;
livingclassroom@lejyouth.org; dsteinming@yahoo.com;
ht.stein@ucsf.edu; ht.stein@ucsf.edu;
sheri@mercenaryproductions.com;
zachstewart@sbcglobal.net; zachstewart@sbcglobal.net;
bruce@brucestone.com; bruce@brucestone.com;
beansandme@earthlink.net; beansandme@earthlink.net;
ruthow@dslextreme.com; ruthow@dslextreme.com;
sstrolis@comcast.net; sstrolis@comcast.net;
rstrong@sfsu.edu; bobsommer@pobox.com;
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sundfors@sbcglobal.net; sundfors@sbcglobal.net;
dodiescrawford@yahoo.com; birdwatchernow@yahoo.com;
birdwatchernow@yahoo.com; mthomas@sfnpc.org;
buzzthomas@pacbell.net; mthomas@sfnpc.org;
arnoldcthompson@yahoo.com;
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tlierney@pacbell.net; tosta@usfca.edu; tosta@usfca.edu;
revtword@hotmail.com; myra@chinesenews.com;
jtbook@earthlink.net; charliepacific@aol.com;
charliepacific@aol.com; Kent@ftcskate.com;
Kent@ftcskate.com; smvalente@mindspring.com;
smvalente@mindspring.com; chaosvampire69@yahoo.com;
chaosvampire69@yahoo.com; pvaughey@yahoo.com;
shean@earthlink.net; landscapechase@sbcglobal.net;
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lilav@sensoryrevolution.com; lilavittori@yahoo.com;
lilav@sensoryrevolution.com; onnyxw@yahoo.com;
marybeth@wallaceremodeling.com;
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sfc98@pacbell.net; sfc98@pacbell.net;
jessica.wheeler@yahoo.com; jessica.wheeler@yahoo.com;
whelan@speakeasy.net; kasjkw@juno.com;
kasjkw@juno.com; wavernage@yahoo.com;
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bill.f.wilson@gmail.com; bwinegarner@examiner.com;
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rlwoodson2004@yahoo.com; rlwoodson2004@yahoo.com;
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jyap@siprep.org; jyap@siprep.org; jr.yeager@earthlink.net;
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hwz@igc.org; hwz@igc.org; mail@csrsf.com;
mail@csrsf.com; RPD-Rec & Park Department
Everyone/RPD/SFGOV

Subject RPC agenda for July 17, 2008

Attached please find the agenda for the July 17, 2008 meeting of the Recreation and Park Commission.



071708.doc

Recpark
Commission/RPD/SFGOV
07/14/2008 10:21 AM

To
cc
bcc espanolajackson@sbcglobal.net;
Jamespatriciathreat@msn.com; brian@sfpt.org;
rbj-on-telehill@usfamily.net; Lindseyj@sfpride.org;
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lani@sharonartstudio.org; lani@sharonartstudio.org;
cindyreuter@yahoo.com; cindyreuter@yahoo.com

Subject RPC agenda for July 17, 2008

Attached please find the agenda for the July 17, 2008 meeting of the Recreation and Park Commission.



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Recpark
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07/14/2008 10:19 AM

To
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McManus/BOS/SFGOV@SFGOV; David
Noyola/BOS/SFGOV@SFGOV; Rose
Chung/BOS/SFGOV@SFGOV; Rachel
Redondiez/BOS/SFGOV@SFGOV; Catherine
Stefani/BOS/SFGOV@SFGOV; Jason
Chan/MAYOR/SFGOV@SFGOV; Kate

Howard/MAYOR/SFGOV@SFGOV; Cassandra Costello/BOS/SFGOV@SFGOV; efc@sfsu.edu; danielle_conrad@mac.com; bencore@hotmail.com; birgitlein@hotmail.com; cathy@ework.com; connelcraig@att.net; mitchcraighead@gmail.com; IAC349@aol.com; kcrommie@aol.com; mcronin_promo@comcast.net; steven.currier@sfdistricts.org; mabear08@aol.com; home@PROSF.org; frandacosta@att.net; jayadevi@att.net; jdarrah@pacbell.net; director@walksf.org; sfilindad@pacbell.net; k david1942@aol.com; george12357@hotmail.com; patricia.delgado@sbcglobal.net; waynederman@hotmail.com; jderyan@aol.com; onedesmond@aol.com; ddv@youthlaw.org; nbmc@earthlink.net; ddill49@aol.com; loudillon@juno.com; dombiker@yahoo.com; jdowney324@aol.com; mkduane@comcast.net; cdmd@sfpix.com; eildurham@yahoo.com; dutch13@earthlink.net; msuslugs@earthlink.net; sayakachan@hotmail.com; ajemail7@aol.com; jeigerman@reubenlaw.com; jessemellinger@earthlink.net; blongle@earthlink.net; deirdree@urbanwildlife.org; marken@sonic.net; brad@theatrebayarea.org; mestebez@jps.net; PRINCEOFMALTA@aol.com; donnafaura@yahoo.com; noeneighbors@yahoo.com; arthurfelstein@earthlink.net; afelsilner@unitehere.org; monica.fish@sfgov.org; seanspot@pacbell.net; Belfoote@hotmail.com; jandjforbes@earthlink.net; juliepopcorn@hotmail.com; jumbosound@earthlink.net; sherripup@earthlink.net; globalgarden@juno.com; netifred@aol.com; pinkgreg@yahoo.com; melinda@cityfieldsfoundation.org; tracygable@aol.com; monica7299@sbcglobal.net; afgantner@aol.com; christine@animalattorney.com; marsha@sfnorthbeach.org; roulhac@flash.net; jgatewood@nccrc.org; mgebrian@sbcglobal.net; agemmill@earthlink.net; geoff.glaub@abc.com; Jegerbs@sbcglobal.net; glassgerrie@earthlink.net; emmettg1@yahoo.com; gluesenkamp@egret.org; jane@well.com; sgolub@mindspring.com; drbgmalo@aol.com; jgonzalez@ggu.edu; cgood@sfnpc.org; mgoode@vom.com; lgoodin1@mindspring.com; leahlacar@comcast.net; gravanis@earthlink.net; martingreenlaw@yahoo.com; lguevara@sfnpc.org; ron@lsc-sf.org; haimovitcha@yahoo.com; prez@sfnaba.com; khaleck@shorenstein.com; roaddog2727@aol.com; bhalsey94118@yahoo.com; margross@igc.org; virginia@animalswitchboard.org; ckhanks@yahoo.com; hanlin@aol.com; Patrick@hannancom.com; mharil@aol.com; bettylou1@aol.com; alharris127@yahoo.com; grandma5sf@sbcglobal.net; lharte@earthlink.net; rmhashimoto@aol.com; phavlicek@comcast.net; charleshead@hotmail.com; chelser@earthlink.net; great2006year@yahoo.com; sherman@ccsf.edu; william.herndon@sfgov.org; jpher@gmail.com; mhesse@pacbell.net; jschaeffer2000@yahoo.com; carolhgh@hotmail.com; dan@onboardent.com; Lizzy Hirsch; susan@hirschassoc.com; theo_hobbs@hotmail.com; philhoehn@yahoo.com; rhohtwei@ctwmb.ca.gov; bholzman@sfsu.edu; hmabsh@aol.com; ash@sfo.com; trip@saucesf.com; jhouillon@sonic.net; musicconcourse@earthlink.net; kathyhoward@earthlink.net;

khu@ccsf.edu; shervon@comcast.net; mail@NextArts.org;
siingersoll7@comcast.net; dnjino7@yahoo.com;
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rbj-on-telehill@usfamily.net; Lindseyj@sfpride.org;
victoriajordanova@earthlink.net; drdevisf@gmail.com
Subject RPC agenda for July 17, 2008 meeting

Attached please find the agenda for the July 17, 2008 meeting of the Recreation and Park Commission.



071708.doc

Attachment D

**City and County of
San Francisco
Recreation and Park Commission**

McLaren Lodge, Golden Gate Park
San Francisco, CA 94117-1898

J. Alexander
3600 Lyon Street
San Francisco CA 94123

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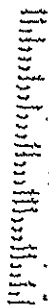
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Attachment E

Margaret
McArthur/RPD/SFGOV
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To
cc
bcc
Subject Fw: Job Order #5613-9824-20080710193653-4H4B-4ACV

margaret.mcarthur@sfgov.org



margaret.mcarthur@sfgov.org

07/10/2008 05:45 PM

Please respond to
margaret.mcarthur@sfgov.org

To julie.creer@sfgov.org
cc
Subject Job Order #5613-9824-20080710193653-4H4B-4ACV

A file was sent to you via your Web site:

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Your Department: rpd
Your Account Number: 420000
Address: 501 stanyan street
City, State: San Francisco, CA
Zip: 94117
Phone Number: 831-2752
Fax Number:
E-mail Address: margaret.mcarthur@sfgov.org
Confirm e-mail address: margaret.mcarthur@sfgv.org
Job Description: mailing for agenda of 7/17/08
Date in: 7/10/08
Date due: 7/11/08
Time due:
Number of originals: 7
Number of copies: 531
Artwork: original artwork submitted
Sides: two
Ink(s): Black
Specify ink colors:
Size: 8.5 x 11
Specify size:
Paper: 20# text
If NCR, please specify:
Paper color: White
Specify paper color(s):
Cover paper color:
Specify cover paper color:
Collate: yes
Staple:
Bind:
Fold: letterfold
Specify folding:
Cut:
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RECREATION AND PARK COMMISSION "CULTIVATING THE FUTURE OF SAN FRANCISCO"

AGENDA

REGULAR MEETING
OF THE RECREATION AND PARK COMMISSION
THURSDAY, MAY 15, 2008, 2:00 P.M.

CITY HALL, ROOM 416

sf
R25
01
5/15/08

**RECREATION AND PARK
COMMISSION**

Larry Martin, President
Jim Lazarus, Vice President
Gloria Bonilla
Tom Harrison
David Lee
Meagan Leviton
Michael J. Sullivan

**RECREATION AND PARK
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Dennis Keru, Director of Operations
Katie Petruzzone, Director of Administration
and Finance
Rhoda Perbans, Capital Program Manager
Margot Shank, Director of Partnerships and
Resource Development
Rose Dennis, Director of Public Affairs

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RECREATION AND PARK COMMISSION
"CULTIVATING THE FUTURE OF
SAN FRANCISCO"

AGENDA

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OF THE RECREATION AND PARK COMMISSION
THURSDAY, MAY 15, 2008, 2:00 P.M.

SF
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CITY HALL, ROOM 416

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Tom Harrison
David Lee
Mengau Levitan
Michael J. Sullivan

**RECREATION AND PARK
DEPARTMENT**

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Dennis Kern, Director of Operations
Katie Petrucione, Director of Administration
and Finance
Rhoda Parkhams, Capital Program Manager
Margot Shaub, Director of Partnerships and
Resource Development
Rose Dennis, Director of Public Affairs

RECREATION AND PARK COMMISSION
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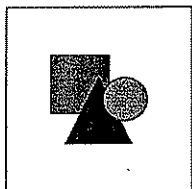
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Commissioner Tom Harrison, Chair
Commissioner Gloria Bonilla
Commissioner David Lee

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ERNEST H. LLORENTE
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September 3, 2008

Nick Goldman, Chair
Members of the Complaint Committee

Re: Eula M. Walters (08040) v. Recreation and Parks Commission

Dear Chair Goldman and Members of the Complaint Committee:

This letter addresses the issue of whether the Sunshine Ordinance Task Force ("Task Force") has jurisdiction over the complaint of Eula M. Walters against the San Francisco Recreation and Parks Commission.

BACKGROUND

Complainant Eula Walters observed the Recreation and Parks Commission meeting held on 7/17/08. At this meeting Eula Walter observed what she perceived to be violations of the Sunshine Ordinance.

COMPLAINT

On July 29, 2008, Eula Walters filed a complaint against the Recreation and Parks Commission alleging violations of the Section 67.7 and 67.24 of the Sunshine Ordinance.

SHORT ANSWER

Based on Complainant's allegation and the applicable sections of the Sunshine Ordinance and the California Public Records Act, which are cited below, the Sunshine Ordinance Task Force *does* have jurisdiction over the allegation. The allegations are covered under 67.7 and 67.9 of the Ordinance.

DISCUSSION AND ANALYSIS

Article I Section 3 of the California Constitution as amended by Proposition 59 in 2004, the State Public Records Act, the State Brown Act, and the Sunshine Ordinance as amended by Proposition G in 1999 generally covers the area of Public Records and Public Meeting laws that the Sunshine Ordinance Task Force uses in its work.

The Sunshine Ordinance is located in the San Francisco Administrative Code Chapter 67. All statutory references, unless stated otherwise, are to the Administrative Code. Section 67.7 generally covers agenda requirements for policy body meetings, Section 67.9 covers agenda and related materials as public records and Section 67.24 covers Public Information that must be disclosed.

Letter to the Complaint Committee

Page 2

September 3, 2008

In this case, Eula Walters alleges that information that was presented at the hearing on 7/17/08 was not timely provided to the other side or to the public. This allegation puts the complaint within the jurisdiction of the Task Force. The Chair's scheduling of speakers is within the prerogative of the Chair and may not be within the jurisdiction of the Task Force. The Task Force will determine whether the Recreation and Parks Commission violated the Ordinance and/or State Brown Act.



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Tel. (415) 554-7724; Fax (415) 554-7854
<http://www.sfgov.org/sunshine>

SUNSHINE ORDINANCE COMPLAINT

Complaint against which Department or Commission Park- Rec Commission
Name of individual contacted at Department or Commission Margaret McArthur, Secretary

Yes Alleged violation public records access
Yes Alleged violation of public meeting. Date of meeting _____

Sunshine Ordinance Section See below -
(If known, please cite specific provision being violated)

Please describe alleged violation. Use additional paper if needed. Please attach any relevant documentation supporting your complaint. SEC. 67.7 Right to be informed in time to prepare for a meeting. Also, the meeting should be performed in an appropriate manner -- with the proponent speaking before the opponent. SEC. 67.24 Right to know the info known by the proponent so that the opponent has a fair chance of presenting their side. Public record must be available to the parties in general. If info is withheld or presented, then there must be disclosure as to whome is withholding and what the self-interest reason is in doing so? There are more that I will describe in an attachment to this complaint form.

Do you wish a public hearing before the Sunshine Ordinance Task Force? yes yes _____ no.

(Optional)¹
Your name EULA M. WALTERS Address _____
San Francisco, Ca. 94111 Date 7-29-08

Telephone (415) _____ If anonymous, please let us know how to contact you.

Signature Eula M. Walters, C.R.M.A., J.

¹ NOTICE: PERSONAL INFORMATION THAT YOU PROVIDE IS SUBJECT TO DISCLOSURE UNDER THE CALIFORNIA PUBLIC RECORDS ACT AND THE SUNSHINE ORDINANCE, EXCEPT WHEN CONFIDENTIALITY IS SPECIFICALLY REQUESTED. COMPLAINANTS CAN BE ANONYMOUS AS LONG AS THE COMPLAINANT PROVIDES A RELIABLE MEANS OF CONTACT WITH THE SOTF (PHONE NUMBER, FAX NUMBER, OR E-MAIL ADDRESS).

CITIZENS for OPEN SPACE and to RETAIN the VAILLANCOURT FOUNTAIN

440 Davis Court, #311
San Francisco, CA 94111

Founder/Representative: Eula M. Walters

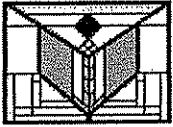
Attn: Sunshine Task Force

From Eula M. Walters (See Caption)

Statement now: I will bring explanations in detail as soon as I can get the Park Rec Commission Secretary to let me come out and look at the files that I requested regarding this case..

Thanks very much.

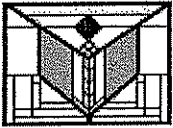
Sincerely,  C.R.N.A., J.D.
Eula M. Walters -- 7- 29- "08.



Olive Gong /RPD/SFGOV
08/07/2008 10:45 AM

To SOTF@sfgov.org
cc
bcc
Subject Fw: Sunshine complaint # 08040_Eula Walters vs Rec & Park Commission

— Forwarded by Olive Gong/RPD/SFGOV on 08/07/2008 10:46 AM —



Olive Gong /RPD/SFGOV
08/06/2008 04:29 PM

To SOFT@sfgov.org
cc Virginia Dario Elizondo/CTYATT@CTYATT, Elton
Pon/RPD/SFGOV@SFGOV, Rose
Dennis/RPD/SFGOV@SFGOV
Subject Sunshine complaint # 08040_Eula Walters vs Rec & Park Commission

Dear Mr. Rustom,

We are in receipt of the complaint mentioned in subject line above.

1. Attached are documents documenting that we are posting and emailing our agendas in a timely manner.
2. During the meeting, the public speaker presents a blue card to the commission secretary, and then each public speaker speaks in the order in which these cards have been given to the commission secretary. This procedure was followed during the meeting in question.

Please let me know if you have any further questions,
Olive Gong



margarets proof.pdf agenda.doc

Olive Gong
Assistant, GM's Office
Recreation and Park Department
McLaren Lodge, GGP
501 Stanyan St., SF CA 94117
415.831-2708 direct
415.831-2096 fax
olive.gong@sfgov.com email

August 6, 2008

To: Olive Gong
From: Margaret McArthur
Subject: Sunshine Complaint Received: #08040_Eula Walters vs
Recreation & Park Commission

Here is the information to reply to Sunshine Complaint #08040 in regard to the July 17, 2008 meeting:

1. Attachment A – copy of the email to sfdocs requesting the library post the agenda
2. Attachment B – copy of the website posting record of agendas for 2008 showing the date and time of the agenda was posted
3. Attachment C – copy of emails verifying when the agenda was emailed
4. Attachment D – Copy of return mail post marked July 11, 2008
5. Attachment E – copy of work order to Reproduction Services for the agenda mailing.

In addition the agenda was posted at City Hall on July 14, 2008 before 2:00 p.m.

I am waiting for one more document....

Attachment A

Margaret
McArthur/RPD/SFGOV
07/14/2008 08:07 AM

To sfdocs@sfpl.info
cc
bcc
Subject RPC agenda for posting

Attached please find the agenda for the July 17, 2008 meeting of the Recreation and Park Commission meeting for posting.



071708.doc

Margaret A. McArthur
Commission Liaison
Recreation and Park Commission
Phone: 415-831-2750
Fax: 415-221-8034

http://web1.sfgov.org: CMS-400 Workarea for mpearthur - Microsoft Internet Explorer

Workarea

View Contents of Folder "2008"

English (US)

Title	Language	ID	Status	Date Modified	Last Editor
April 03, 2008	1033	78131	A	3/28/2008 10:28:56 AM	McArthur, Margaret
April 17, 2008	1033	78882	A	4/14/2008 1:43:37 PM	McArthur, Margaret
August 07, 2008	1033	85834	A	8/1/2008 3:31:02 PM	McArthur, Margaret
August 07, 2008 Amended	1033	85897	A	8/4/2008 11:39:19 AM	McArthur, Margaret
February 07, 2008	1033	74706	A	2/4/2008 9:36:40 AM	McArthur, Margaret
February 21, 2008	1033	75427	A	2/21/2008 12:09:55 PM	McArthur, Margaret
January 11, 2008 Room Change	1033	73392	A	1/10/2008 12:46:16 PM	McArthur, Margaret
January 11, 2008 Special	1033	73195	A	1/7/2008 7:09:03 PM	McArthur, Margaret
January 17, 2008	1033	73610	A	1/17/2008 8:35:24 AM	McArthur, Margaret
July 03, 2008 Cancellation	1033	83655	A	6/30/2008 9:37:39 AM	McArthur, Margaret
July 17, 2008	1033	84320	A	7/11/2008 3:34:07 PM	McArthur, Margaret
July 21, 2008 Special Meeting	1033	84432	A	7/14/2008 2:08:26 PM	McArthur, Margaret
June 05, 2008	1033	81903	A	6/2/2008 8:33:01 AM	McArthur, Margaret
June 05, 2008 Special Meeting with City Planning Commission	1033	81814	A	6/2/2008 3:12:35 PM	McArthur, Margaret
June 19, 2008	1033	82694	A	6/16/2008 8:39:13 AM	McArthur, Margaret
June 19, 2008 Amended	1033	82693	A	6/19/2008 11:13:56 AM	McArthur, Margaret
March 06, 2008	1033	76155	A	2/29/2008 8:22:02 AM	McArthur, Margaret
March 20, 2008	1033	77434	A	3/17/2008 1:26:53 PM	McArthur, Margaret
May 01, 2008	1033	79755	A	4/25/2008 4:02:45 PM	McArthur, Margaret
May 15, 2008	1033	80442	A	5/15/2008 11:58:51 AM	McArthur, Margaret

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Harbor Advisory
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Recreation Primr

Attachment C

Recpark
Commission/RPD/SFGOV
07/14/2008 10:25 AM

To
cc
bcc hairlon@aol.com; sabels@igc.org; sabels@igc.org;
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marciadvd@aol.com; csekino@sbcglobal.net;
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jsiff@sbcglobal.net; jakesigg@earthlink.net;
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asin68@aol.com; patskain@aol.com; patskain@aol.com;
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sallysolial@hotmail.com; bobsommer@pobox.com;
jespain@aol.com; livingclassroom@lejyouth.org;
livingclassroom@lejyouth.org; dsteinming@yahoo.com;
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dodiescrawford@yahoo.com; birdwatchernow@yahoo.com;
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arnoldcthompson@yahoo.com;
arnoldcthompson@yahoo.com; ttierney@pacbell.net;
ttierney@pacbell.net; tosta@usfca.edu; tosta@usfca.edu;
revtword@hotmail.com; myra@chinesenews.com;
jtbook@earthlink.net; charliepacifica@aol.com;
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sfjuneteenth@sbcglobal.net; sfjuneteenth@sbcglobal.net;
rlwoodson2004@yahoo.com; rlwoodson2004@yahoo.com;
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susannagrace@netscape.net; susannagrace@netscape.net;
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eyoung@bizjournals.com; Katie2371@aol.com;
youngbird@worldnet.att.net; lzander@exploratorium.edu;
hwz@igc.org; hwz@igc.org; mail@csrsf.com;
mail@csrsf.com; RPD-Rec & Park Department
Everyone/RPD/SFGOV

Subject RPC agenda for July 17, 2008

Attached please find the agenda for the July 17, 2008 meeting of the Recreation and Park Commission.



071708.doc

Recpark
Commission/RPD/SFGOV
07/14/2008 10:21 AM

To
cc
bcc espanolajackson@sbcglobal.net;
Jamespatriclathreat@msn.com; brian@sfpt.org;
rbj-on-telehill@usfamily.net; Lindseyj@sfpride.org;
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phollies@rcn.com; tmurphysf@yahoo.com;
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cindyreuter@yahoo.com; cindyreuter@yahoo.com

Subject RPC agenda for July 17, 2008

Attached please find the agenda for the July 17, 2008 meeting of the Recreation and Park Commission.



071708.doc

Recpark
Commission/RPD/SFGOV
07/14/2008 10:19 AM

To
cc

bcc coachrich1@yahoo.com; melinda@hontaias.net;
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Karibeale@hotmail.com; wrbeech@aol.com;
miribeer@aol.com; berensonsb@juno.com;
sfjberk@mac.com; nathanielsf@yahoo.com;
bermandad@aol.com; dawnesf@aol.com;
bab_2123@yahoo.com; youngbird@worldnet.att.net;
gblackstock@bmc.com; friedberg4@sbcglobal.net;
RCL3@mindspring.com; Kelle_bode@yahoo.com;
deniz_b@yahoo.com; alane4democracy@hotmail.com;
mary-boyle@sbcglobal.net; spfamilies@aol.com;
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mbrenner@creativehealingproject.org;
pb@hotelcouncilsf.org; mhbriscoe@pacbell.net;
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jenevieve72@aol.com; rolypoly77@yahoo.com;
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Crowley/BOS/SFGOV@SFGOV; Nicholas
Kinsey/BOS/SFGOV@SFGOV; Rebekah
Krell/BOS/SFGOV@SFGOV; Rachella
McManus/BOS/SFGOV@SFGOV; David
Noyola/BOS/SFGOV@SFGOV; Rose
Chung/BOS/SFGOV@SFGOV; Rachel
Redondiez/BOS/SFGOV@SFGOV; Catherine
Stefani/BOS/SFGOV@SFGOV; Jason
Chan/MAYOR/SFGOV@SFGOV; Kate

Howard/MAYOR/SFGOV@SFGOV; Cassandra Costello/BOS/SFGOV@SFGOV; etc@sfsu.edu; danielle_conrad@mac.com; bencore@hotmail.com; birgittlein@hotmail.com; cathy@ework.com; connellcraig@att.net; mitchcraighead@gmail.com; IAC349@aol.com; kcrommie@aol.com; mcronin_promo@comcast.net; steven.currier@sfdistricts.org; mabear08@aol.com; home@PROSF.org; frandacosta@att.net; jayadevi@att.net; jdarrah@pacbell.net; director@walksf.org; sflindad@pacbell.net; kdavid1942@aol.com; george12357@hotmail.com; patricia.delgado@sbcglobal.net; waynederman@hotmail.com; jderyan@aol.com; onedesmond@aol.com; ddv@youthlaw.org; nbmc@earthlink.net; ddil49@aol.com; loudillon@juno.com; dornbiker@yahoo.com; jdowney324@aol.com; mkduane@comcast.net; cdmd@sfpix.com; eildurham@yahoo.com; dutch13@earthlink.net; msuslugs@earthlink.net; sayakachan@hotmail.com; ajemail7@aol.com; jeigerman@reubenlaw.com; jessemlinger@earthlink.net; blongle@earthlink.net; deirdree@urbanwildlife.org; marken@sonic.net; brad@theatrebayarea.org; mestebez@jps.net; PRINCEOFMALTA@aol.com; donnafaure@yahoo.com; noenelghbors@yahoo.com; arthurfeinstein@earthlink.net; afeistiner@unitehere.org; monica.fish@sfgov.org; seanspot@pacbell.net; Betfoote@hotmail.com; jandjaforbes@earthlink.net; juliepopcorn@hotmail.com; jumbosound@earthlink.net; sherripup@earthlink.net; globalgarden@juno.com; netifred@aol.com; pinkgreg@yahoo.com; melinda@cityfieldsfoundation.org; tracygable@aol.com; monica7299@sbcglobal.net; afgantner@aol.com; christine@animalattorney.com; marsha@sfnorthbeach.org; roulhac@flash.net; jgatewood@nccrc.org; mgebrian@sbcglobal.net; agemmill@earthlink.net; geoff.glaub@abc.com; Jegerbs@sbcglobal.net; glassgerrie@earthlink.net; emmett1@yahoo.com; gluesenkamp@egret.org; jane@well.com; sglub@mindspring.com; drbgmalo@aol.com; jgonzalez@ggu.edu; cgood@sfnpc.org; mgoode@vom.com; lgoodin1@mindspring.com; LeahIacar@comcast.net; gravanis@earthlink.net; martingreenlaw@yahoo.com; lguevara@sfnpc.org; ron@isc-sf.org; haimovitcha@yahoo.com; prez@sfnaba.com; khaleck@shorenstein.com; roaddog2727@aol.com; bhalsey94118@yahoo.com; margross@igc.org; virginia@animalswitchboard.org; ckhanks@yahoo.com; hanlin@aol.com; Patrick@hannancom.com; mharit@aol.com; bettylou1@aol.com; alharris127@yahoo.com; grandma5sf@sbcglobal.net; lharte@earthlink.net; rmhashimoto@aol.com; phavlicek@comcast.net; charleshead@hotmail.com; chelser@earthlink.net; great2006year@yahoo.com; sherman@ccsf.edu; william.herndon@sfgov.org; jpherms@gmail.com; mhesse@pacbell.net; jschaeffer2000@yahoo.com; carolhigh@hotmail.com; dan@onboardent.com; Lizzy Hirsch; susan@hirschassoc.com; theo_hobbs@hotmail.com; philhoehn@yahoo.com; rhohlwei@ciwmb.ca.gov; bholzman@sfsu.edu; hmabsh@aol.com; ash@sfo.com; trip@saucesf.com; jhoullion@sonic.net; musicconcourse@earthlink.net; kathyhoward@earthlink.net;

khu@ccsf.edu; shervon@comcast.net; mail@NextArts.org;
stingersoil7@comcast.net; dnjino7@yahoo.com;
espanolajackson@sbcglobal.net;
Jamespatriciathreat@msn.com; brian@sfpt.org;
rbj-on-telehill@usfamily.net; Lindseyj@sfpride.org;
victoriajordanova@earthlink.net; drdevisf@gmail.com
Subject RPC agenda for July 17, 2008 meeting

Attached please find the agenda for the July 17, 2008 meeting of the Recreation and Park Commission.



071708.doc

Attachment D

**City and County of
San Francisco
Recreation and Park Commission**

McLaren Lodge, Golden Gate Park
San Francisco, CA 94117-1898

J. Alexander
3600 Lyon Street
San Francisco CA 94123

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Attachment E

Margaret
McArthur/RPD/SFGOV
08/06/2008 02:37 PM

To
cc
bcc
Subject Fw: Job Order #5613-9824-20080710193653-4H4B-4ACV

margaret.mcarthur@sfgov.org



margaret.mcarthur@sfgov.org

07/10/2008 05:45 PM

Please respond to
margaret.mcarthur@sfgov.org

To julie.creer@sfgov.org
cc
Subject Job Order #5613-9824-20080710193653-4H4B-4ACV

A file was sent to you via your Web site:

Message Type: Job Order #5613-9824-20080710193653-4H4B-4ACV

Your Name: margaret mcarthur
Your Department: rpd
Your Account Number: 420000
Address: 501 stanyan street
City, State: San Francisco, CA
Zip: 94117
Phone Number: 831-2752
Fax Number:
E-mail Address: margaret.mcarthur@sfgov.org
Confirm e-mail address: margaret.mcarthur@sfgv.org
Job Description: mailing for agenda of 7/17/08
Date in: 7/10/08
Date due: 7/11/08
Time due:
Number of originals: 7
Number of copies: 531
Artwork: original artwork submitted
Sides: two
Ink(s): Black
Specify ink colors:
Size: 8.5 x 11
Specify size:
Paper: 20# text
If NCR, please specify:
Paper color: White
Specify paper color(s):
Cover paper color:
Specify cover paper color:
Collate: yes
Staple:
Bind:
Fold: letterfold
Specify folding:
Cut:
Pad (Sheets per pad):

Specify (Sheets per pad):

Hole punch:

Hole location:

Special Instructions: please mail tomorrow 7/11/08 - envelopes being sent tomorrow am via interoffice

When Ready:

Call:

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Additional Details: thank you

Filename: 071708.xls

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RECREATION AND PARK COMMISSION
“CULTIVATING THE FUTURE OF
SAN FRANCISCO”

OF THE RECREATION AND PARK COMMISSION
THURSDAY, JULY 17, 2008, 2:00 P.M.

CITY HALL, ROOM 416

**RECREATION AND PARK
COMMISSION**

Larry Martin, President
Jim Lazarus, Vice President
Gloria Bonilla
Tom Harrison
David Lee
Meagan Levitan
Michael J. Sullivan

**RECREATION AND PARK
DEPARTMENT**

Yomi Agunbiade, General Manager
Dennis Kern, Director of Operations
Katie Petrucione, Director of Administration
and Finance
Rhoda Parhams, Capital Program Manager
Margot Shaub, Director of Partnerships and
Resource Development
Rose Dennis, Director of Public Affairs

RECREATION AND PARK COMMISSION
STANDING COMMITTEES

JOINT ZOO COMMITTEE

Commissioner Tom Harrison, Chair
Commissioner Gloria Bonilla
Commissioner David Lee

DISABILITY ACCESS

Room 416 is wheelchair accessible. The closest accessible BART Station is the Civic Center station located at the intersection of Market, Hyde and Grove Streets, three blocks from City Hall. Accessible curbside parking has been designated at points along McAllister Street. Accessible MUNI lines serving City Hall are: the 9 San Bruno, the #71 Haight/Noriega and the F Line. Accessible MUNI Metro lines are the J, K, L, M and N. For more information about MUNI services, call 923-6142. Large print agendas are available by calling the Commission Office at 415-831-2750. Sign language interpreters are available upon request by contacting 415-831-2774 at least two working days prior to a meeting. Individuals with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities should also call 415-831-2774. In order to assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City accommodate these individuals. The TDD phone number for the Recreation and Park Department is 415-554-8922.

The ringing and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chair may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact Frank Darby by mail to Administrator, Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102-4689; by phone at 415-554-7724; by fax at 415 554 7854; or by email at sotf@sfgov.org.

Citizens interested in obtaining a free copy of the Sunshine Ordinance can request a copy from Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, <http://www.sfgov.org/sunshine/>

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance (SF Campaign & Governmental Conduct Code Section 2.100) to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 481-2317; web site: sfgov.org/ethics.

For further information contact the Commission Office at 415-831-2750

WRITTEN COMMENTS

Persons attending the meeting and those unable to attend may submit written comments regarding the subject of the meeting. Such comments will be made part of the official public record and will be brought to the attention of the Commission. Written comments should be submitted to:

Larry Martin, President
Recreation and Park Commission
McLaren Lodge, Golden Gate Park
501 Stanyan Street
San Francisco, CA 94117-1898

1. ROLL CALL

COMMUNICATIONS

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

- a) Legislation
- b) Budget Analyst report
- c) Legislative Analyst report
- d) Recreation and Park Department cover letter and/or report
- e) Consultant report
- f) Public correspondence
- g) Report or correspondence from other Department or Agency

These items will be available for review at McLaren Lodge, 501 Stanyan St., Commission Room.

Note: The Commission will hear public comment on each item on the agenda before or during consideration of that item.

2. PRESIDENT'S REPORT (DISCUSSION ONLY)

3. GENERAL MANAGER'S REPORT (DISCUSSION ONLY)

- a) Financial Matters
- b) Capital Report
- c) Property Management
- d) Recreation Programs
- e) Park, Recreation and Open Space Advisory Committee Report
- f) Events
- g) Legislation

4. GENERAL PUBLIC COMMENT - UP TO 15 MINUTES

At this time, members of the public may address the Commission on items of interest to the public that are within the subject matter jurisdiction of the Commission and that do not appear on the agenda. With respect to agenda items, your opportunity to address the Commission will be afforded when the item is reached in the meeting.

5. CONSENT CALENDAR (ACTION ITEM)

A. MINUTES

Discussion and possible action to approve the minutes from the May 15, 2008 meeting and June 5, 2008 special meeting.

B. KOSHLAND PARK

Discussion and possible action to recommend to the Board of Supervisors to accept and expend a gift-in-place of a retaining wall from the Hayes Valley Neighborhood Parks Group and valued at \$40,000.

C. CALIFORNIA ACADEMY OF SCIENCES

Discussion and possible action to permit a temporary "Penguin Path" decal installation from 8th Avenue and Fulton Street to the Academy of Sciences.

D. GLEN CANYON ISLAIS CREEK

Discussion and possible action to recommend to the Board of Supervisors to accept and expend a Habitat Conservation grant in the amount of \$157,000 for the Glen Canyon Islais Creek Restoration and Trail Project.

- F. **SAN FRANCISCO BOTANICAL GARDEN**
Discussion and possible action to recommend that the Board of Supervisors does accept a gift-in-place valued up to the amount of \$1,945,000 from the San Francisco Botanical Garden Society for improvements to the San Francisco Botanical Garden in Golden Gate Park. Specific garden and facility improvements include: the Australian Garden, Chilean Garden, Garden of Fragrance, Gondwana Circle Garden, repairs to the Horticulture Library roof, New Zealand Garden, Primitive Plants Garden, Southeast Asian Cloud Forest Garden and the Zellerbach Garden.
- G. **PALACE OF FINE ARTS**
Discussion and possible action to award Alternate 1 in the amount of \$2,203,663 for the Palace of Fine Arts Phase IIB Rotunda and Colonnade Restoration Project to BBI Construction.
- H. **49ER RENT CREDIT**
Discussion and possible action to approve a rent credit in the amount of \$900,000 to the San Francisco Forty Niners, Ltd. (the "49ers") for certain repairs and improvements to be performed by the 49ers at Monster Park.

GENERAL CALENDAR

6. **SUE BIERMAN PARK**
Discussion and possible action to approve the placement and wording of a plaque honoring Ernestine Weiss in Sue Bierman Park. (ACTION ITEM)
7. **RECREATION AND PARK DEPARTMENT BUDGET FY 2008-09**
Presentation and discussion only to update the Commission on the Recreation and Park Department's budget for FY 2008-2009. (DISCUSSION ONLY)
8. **SAN FRANCISCO ZOO**
Discussion and presentation only to update the Commission on operational and management issues at the San Francisco Zoo. (DISCUSSION ONLY)
9. **VISITACION VALLEY GREENWAY (TIOGA LOT)**
Discussion and possible action to approve an increase to the construction contract with Synergy Project Management by up to \$187,104 (from \$1,169,440 to \$1,356,504) to close out the contract for the development of the Tioga Lot of the Visitacion Valley Greenway. Approval of this change order exceeds the allowable 10% contract overrun by up to 6%. (ACTION ITEM)
10. **J.P. MURPHY PLAYGROUND AND CLUBHOUSE**
Discussion and possible action to approve an increase to the construction contract with Rose Construction by up to \$348,697 (from \$2,470,000 to \$2,818,697) for change orders exceeding the allowable 10% contract overrun by 4.12%. (ACTION ITEM)
11. **COMMUNITY OPPORTUNITY FUND TASK FORCE**
Discussion and possible action to: 1) review and approve the composition of the Community Opportunity Fund Task Force as recommended by the Park, Recreation and Open Space Advisory Committee and 2) establish a nomination and appointment process for the Community Opportunity Fund Task Force. (ACTION ITEM)
12. **GOLDEN GATE PARK – MUSIC CONCOURSE**
Discussion and possible action to: 1) approve a request from the California Academy of Sciences to produce the Public Grand Opening of the California Academy of Sciences at the Music Concourse via a two-day public festival on September 27 and 28, 2008, 2) approve a request to modify the sound policy and allow amplified sound from 9:30 a.m. to 8:00 p.m. and 3) approve a request for a fee waiver. (ACTION ITEM)

13. **MCLAREN PARK - JERRY GARCIA AMPHITHEATER**
Discussion and possible action to approve a request from the "Friends of the San Francisco Public Library, Portola Branch Library" to produce the "Portola Family Movie Night" and allow amplified sound from 7:00 – 10:00 p.m. on September 6, 2008 and sales of coffee mugs and refreshments and a request for a fee waiver. (ACTION ITEM)
14. **PATRICIA'S GREEN, HAYES VALLEY**
Discussion and possible action to: 1) approve and a request from the San Francisco Arts Commission, to install a temporary public art project "Peace Sign" at Patricia's Green, Hayes Valley for six months from October 15, 2008 to April 15, 2009 and 2) approve their request for a fee waiver for an encroachment permit. (ACTION ITEM)
15. **JOSPEH L. ALIOTO PERFORMING ARTS PIAZZA**
Discussion and possible action to: 1) approve a request from Dominic Phillips Event Marketing to produce "Slow Food Nation Festival" from August 29 to September 1, 2008 from 9:00 a.m. to 5:00 p.m. at Joseph L. Alioto Performing Arts Piazza with amplified sound, 2) allow food and beverage sales, wine sales, and cooking demonstrations and 3) approve a request for a fee waiver. (ACTION ITEM)
16. **DUBOCE PARK**
Discussion and possible action to: 1) approve the application of the Neighborhood Parks Council to hold their annual gala event at Duboce Park on September 16, 2008 from 6:00 to 9:00 p.m., , 2) approve their request to serve alcohol, and 3) approve their request to have amplified sound during these hours. (ACTION ITEM)
17. **UPPER NOE PLAYGROUND AND RECREATION CENTER – DOG PLAY AREA**
Discussion and possible action to name the Dog Play Area at Upper Noe Playground and Recreation Center "Joby's Run". (ACTION ITEM)
18. **NEIGHBORHOOD SERVICE AREAS**
Presentation and discussion only of Neighborhood Service Area organization and community meeting schedule. (DISCUSSION ONLY)
19. **PUBLIC COMMENT - CONTINUED**
At this time members of the public may address the Commission on items that are within the subject matter jurisdiction of the Recreation and Park Commission and that do not appear on the agenda.
20. **CLOSED SESSION**
21. **Public Comment on all matters pertaining to the closed session.**
22. **Vote to conduct closed session pursuant to Government Code Section 54956.9 (a) and San Francisco Administrative Code Section 67.10 (d) to confer with legal counsel.**
23. **Closed Session pursuant to Government Code Section 54956.9 (a) and San Francisco Administrative Code Section 67.10 (d) to confer with legal counsel.**

A. Conference with Legal Counsel, Existing Litigation (ACTION ITEM)
Twylah Sperka v. City and County of San Francisco
San Francisco Superior Court Case No. 460-772

B. CONFERENCE WITH LEGAL COUNSEL –ANTICIPATED LITIGATION (ACTION ITEM)
Tiger mauling at San Francisco Zoological Gardens on December 25, 2007.

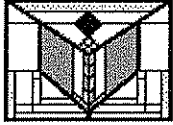
24. Reconvene in open session.
25. a. Vote to elect whether to disclose any or all discussions held in closed session. (San Francisco Administrative Code Section 67.12 (a)). (ACTION ITEM)
26. **COMMISSIONERS' MATTERS**
 This item is designed to allow Commissioners to raise issues they believe the Commission should address at future meetings. There will be no discussion of these items at this time.
27. **NEW BUSINESS/AGENDA SETTING (DISCUSSION ONLY)**
- New Business
 - Agenda Setting (Targeted Commission meeting, subject to change)
 - Discussion and Possible action to approve CPI increases in the green fees at Gleneagles (McLaren) golf course as provided for in Sec. 12.20 and Sec 12.37 of the Park Code (August 7, 2008)
 - Approve Strawberry Music Festival Lease (August 7, 2008)
 - Approve Tennis Pros Request for Qualifications (August 7, 2008)
 - Presentation and discussion only, a presentation of open space acquisition strategies for the Eastern Neighborhoods Plan (August 7, 2008)
 - Approve Berthing Fee Increase for Marina Yacht Harbor (August 7, 2008)
 - Approve State Loan Document for Marina Yacht Harbor (August 7, 2008)
 - Approve policy allowing boat owners with boats up to 25 feet to pay fees based on the length of the boat (August 7, 2008)
 - Presentation and discussion of the Master Planning Process currently underway at North Beach Library / Joe DiMaggio Playground. (August 7, 2008)
 - Informational presentation and discussion only on the Department's Reservation Policy (August 21, 2008)
 - Crocker Amazon Concession (August 21, 2008)
 - Award of construction contract for the San Francisco Botanical Garden Pathway Improvement Project (September 4, 2008)
 - Presidio Heights Playground MOU with the Friends of Presidio Heights Playground through Parks Trust (September 4, 2008)
 - Discussion and Possible Action to approve the conceptual plan for the Renovation of the Chinese Recreation Center (September 18, 2008)
 - Discussion and Possible Action to approve the award of a professional services contract for architectural and engineering services for the renovation of the Marina Yacht Harbor, West Harbor November 20, 2008)
 - Award of Contract for Franklin Square Play Area Renovation Project (Date to be Determined)
 - Approve Visitacion Valley Permit (Date to be Determined)
 - Informational presentation on HANC Recycling Center (Date to be Determined)

- Approve Japanese Tea Garden Request For Proposal (Date to be Determined)
- Informational presentation and discussion on Department facility use by non-city agencies (Date to be Determined)
- Approve Music Concourse Request for Proposal (Date to be Determined)
- Approve Palace of Fine Arts League (Theatre) Lease (Date to be Determined)
- Informational presentation and discussion only on the Department's fee schedule (Date to be Determined)
- Award a construction contract to clean up Sharp Park Rifle Range (Date to be Determined)

28. COMMUNICATIONS

- From Mayor Jim Ridenour, City of Modesto, George Allen, Steve Premo, Jimmy Johnson, Craig Fortune, Maria MacGunigal, Sarah Harmon, Michael Hall, Harvey White, Bruce Hayden, Terry Mollica, Wes Peters, Doug Price, Lisa Burns, Tracy Avent, Jeff Belden, Tracey Hillman, Kim Rogers, Martin Lefkowitz, Carolyn Berke, Jeff Terri Davis, Heidi Wilson, Dennis Brunnenmeyer, Grace Bergen, Hazel Chan, Candice Cunha, Matthew McKean, Phil, Lisa and Aidan O'Neill, Barbara Langworthy, Cherle Hung, Mary Stallings, Rick Helin, Diana Watts, Peter and Donna Thomas, Randy Palermo, Scott Owens, Elicia Burton, Blaise Nauyokas, Jenny Ferguson, Gail Korich, Rhonda Barovsky, Ken Celli, John Hauptert, Daniel Dawson, Emma McMacken, Mahlon Aldridge, Anna Hirst, Jade Adkins, Jeff November, Deb and Rory Pool, Ellen Aldridge, Cathy Levin, Kim Scheuer, Patricia Gomez, Paul Jolly, Arlyn Osborne, Cecily Underwood, Dan Webster, John Ingham, Erin Bucci, Kathy Espinoza, Larry Graff, Christa Taylor, Peter Fox, Eloy Lores, John Hunt, Julia Weber, Elise Baril Monet Thompson, Kristen Lake, Linwood Gil, Jodi Barnett, Leann Brooks, Katherine Brown, Jenny Warner, Barry Pequita, Loree Robinson, Laura Cunningham, Debby Brackman, Heidi Miller, Michael Grimes, Jeff Waldron, Michael Grimes, John Stoneham, Sarah Piccolo, Phyllis Kitchen-Dye, Ben Cart, Stephen Hutchinson, Dave Bonnot, Judy Stoltenberg, Ken Jay, Jamie Byrd, Victoria Mayes-Webb, Mark Becker, Steven Stubblefield, Tom and Janet Mingee, Dave Hook, Casey Walsh Cady, Beverley Madden, John Gordon, Windsor Green, Ted Weinstein, Eric Cutter, Patti Carlise, Steve Premo, Norm Rickson, Alice Michel, Stacy Petterson, John Bateman, Steve Vanderpan, Peggy Mosley, Stephen Curl, Lynn Ferry, Matthew Moreau, JaNahn Scalapino, Doug Williams, Brad Manosevitz, Blair Hammond, Kristin Doud, correspondence in regard to the Strawberry Music Festival.
- From Michael McLaughlin in regard to the San Francisco Zoo.
- Series of emails between Andrea O'Leary and staff in regard to padlocked gates at Sunnyside.
- From Michelle Carboni in regard to Noe Courts.
- From Julien Pinol in regard to soccer.
- From William Wilson in regard to staff actions at the June 19, 2008 meeting.
- From Mariam Moss in regard to work orders at Glen Park.
- From Captain James I. Dudley, copies of the Central Station Newsletters.
- From Mariam Moss in regard to vending machines.
- Series of emails between Andrea O'Leary and staff in regard to Park Management Plan/Evaluations.
- From Andrea O'Leary in regard to trees in parks.
- From Andrea O'Leary in regard to trees at Sunnyside.
- From Carole Bonina in regard to Alta Plaza Park.
- From Leo Gonzalez in regard to the San Francisco Zoo.

29. ADJOURNMENT



Olive Gong/RPD/SFGOV
08/08/2008 04:17 PM

To SOTF@sfgov.org
cc Margaret McArthur/RPD/SFGOV@SFGOV
bcc
Subject Complaint# 08040 Eula Walters vs Rec and Park
Commission

Dear Mr. Rustom,

Attached is an additional document supporting that we posted the Commission meeting agenda more than 72 hours ahead of time. This document was received at the Public Library with the date stamp of when it was received.



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Olive Gong
Assistant, GM's Office
Recreation and Park Department
McLaren Lodge, GGP
501 Stanyan St., SF CA 94117
415.831-2708 direct
415.831-2096 fax
olive.gong@sfgov.com email

**RECREATION AND PARK COMMISSION
"CULTIVATING THE FUTURE OF
SAN FRANCISCO"**

**OF THE RECREATION AND PARK COMMISSION
THURSDAY, JULY 17, 2008, 2:00 P.M.**

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#1
7/17/08

CITY HALL, ROOM 416

**RECREATION AND PARK
COMMISSION**

Larry Martin, President
Jim Lazarus, Vice President
Gloria Bonilla
Tom Harrison
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Resource Development
Rose Dennis, Director of Public Affairs

**RECREATION AND PARK COMMISSION
STANDING COMMITTEES**

JOINT ZOO COMMITTEE

Commissioner Tom Harrison, Chair
Commissioner Gloria Bonilla
Commissioner David Lee

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CITIZENS for OPEN SPACE and to RETAIN the VAILLANCOURT FOUNTAIN

440 Davis Court, #311
San Francisco, CA 94111

Founder/Representative: Eula M. Walters

To: Chris Rustom, Manager Sunshine Task Force

Aug. 14, 2008

From: Eula M. Walters (see caption). Complainant # 08040, Park Rec Commission - Weiss Plaque.

Statement: This is to clarify or amend my original statement of complaints. Regarding the late arrivals of the mailed to me agendas in which those Agendas for the two meetings prior to the July 17 one (Tabled) arrives in my mail thk afternoon before the meetings the next d. That givev me very little time to prepare for the meeting.

The meeting on July 17 was mailed four days ahead of time which was o.k. BUT, my complaint about the meeting and the outcome of the July 17 is about the way it was handled---There was every indication at the meeting that the outcome had already been decided. I wondered as I watched -- why did they bother?

This is what I saw: First, The Secretary, whois Mr. Agumbiade's Aid presided. I gave her documentts that I'd written for that meeting and asked her to place one at eachCommissioners seat. I did not see her do this -- as Ms McCarthy usually does. O.K., we'll move on Up front, the Secretary called my name to speak. Very unusual that opponents would be called before the proponent for the PLAQUE, Ms Weiss. Now, it became obvious what what followed, that the outcome of the day was a foregone conclusion that Ms Weiss had already planned (some one had typed it for her) her acceptance speech which she read into the mike, solelyfully and slowly. It was also obvious that she was suited in her black tailored pant suit that someone had dressed her in for her big occasion. Oh yes, it was a surprise to me to see a professional photographer there ready to snap her picture. Oh yes, Ms Weiss was havi "her moment." But, I had other things more important to do, than be lured to a public meeting under false pretenses that I would have a chance to save Ferry Park from such deceit and what I really expected from a public government meeting where all citizens should have an equal chance to win. Ms Weiss does not deserve a plaque or anything else on Ferry Park where I have proof of the things she did which made my job of winning the park more difficult.

All the acts of July 17 were vidio taped -- please, see the theatr for yourself.

Again, Except for July 17, all the other Agendas usually arrive late: The outcome for that meeting was well planned and staged for the pleasure of Ms Weiss and the Commission.

Regarding request material --The commission and Ms Weiss should not conceal who the donor of the plaque and other gifts to Ms Weiss regarding self interest of the land of Ferry Park. Also, whether Ms Weise is a Citizen of the USA? Where was she born, what was her birth name? And, how long a resident of San Francisco? Proof of the "enormous amount of research" she says she did on Ferry Park?

Ms Weiss does not like any playing on the park, no singing, no bird watchers. She ~~wants~~ a still and quiet place for her to look at when she walks by or looks out her doorway from seventh floor above.

Eula M. Walters CBNA, JD.

MARGARET
McARTHUR
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CITIZENS for OPEN SPACE and to RETAIN the VAILLANCOURT FOUNTAIN

440 Davis Court, #311
San Francisco, CA 94111

Founder/Representative: Eula M. Walters

August 21, 2008

To: Chris Rustom, Assistant Administrator Sunshine Complaints.

From: Eula M. Walters complaintant vs. Rec- Park Commission.

Re: # 08040 Eula Walters.

Statement: This is to amend and add to my complaint as follows:

1. My statement against a plaque being placed on Ferry Park for Ms Weiss. She has not shown the kind of citizenship worthy of the respect of a permanent plaque. The following gives facts of this reason for her name not be placed on Ferry Park.

After the correct number of Supervisors had voted that Ferry Park become permanent, I then set out to ^{make} enjoyable by people of all ages, by giving an Annual Easter Egg Hunt of Ferry Park. Year after year they became more successful.

On the 6th and 7th years, Ms Weiss comes down from her Studio Apartment on Seventh Floor overlooking the Park and performs in a manner that she's making inspection. I was called by one of the guests to go to Ms Weiss, She said to me that she wanted to check the musician. ~~for~~. I told her to "get lost".

On the seventh Easter Egg Hunt she disrupted also a volunteer. (V.P. OF Wells Fargo) who was playing with the kids playing -- Pin the tail on the Bunny). The Bunny (pastboard in color) was snatched off the tree by Ms Weiss and the Vice president had to chase her down to retrieve it.

Now, that was very rude of Ms Weiss. Certainly a person who does things openly disruptive to a fellow tenant and other volunteers on Ferry ^{PA} does not deserve to have her name parmanently planted on this park. I am told that already, Ms weiss has has gotten a City Certificate from her friend Supervisor Peskin thanking her for helping them out. Too, I was at a meeting at the Hyatt Regengy one evening whenshe and others were presented fromed certificates for picking up trash on the streets and parks. (I've never seen Ms Weiss pick up even one piece of trash. Now, the Commission must reverse the Weiss Plaque decision. True facts must be considered. More on another day about the park and keeping it clean.

Thank you for now.

Eula M. Walters, CRNA, J.D.



SusShine Case

8-21-08

Re: Eula Walters case # 08040
Walters vs PK-Rec Commission.

Clarification of Refusal of Commission
To grant requested information
on meetings June 5 and also
on July 17, '08. I also asked
Margaret M^o Arthur, Secy to PK-REC
Commission for this same information

Now, what do I want to know,
you ask!

I want, and need to know who
The donor of the plaque is ???
On each time that I requested
this information, you have pretended
not to understand -- then,
you quickly went on to another
Subject.

The reason I want to
know is because when someone
else volunteers to pay for a
plaque honoring Mrs. WEISE, they
could possibly want a favor
in return -- wouldn't they? That
is call self-interest which is

Forbidden in the Sunshine Rules. It is also forbidden in the Ethics Rules.

If this is allowed to slide by, then anyone could hang or place their plaque on public property as long as they come up with the cost of the plaque.

I also want to know the cost of this plaque?

I also want to know the definite size? And the definite size & content of the lettering?

But, foremost = who are the donors?

Thank you for a prompt answer.

EWALD M. WALTERS, CRNA, J.D.