DEPARTMENT OF ELECTIONS City and County of San Francisco

www.sfgov.org/elections



JOHN ARNTZ Director

April 16, 2008

Dear San Francisco Voter:

In the June 3, 2008 Consolidated Statewide Direct Primary Election, voters must vote according to their party affiliations. <u>Voters who have registered with a particular political party may only receive that party's ballot, and cannot vote using another party's ballot.</u>

However, the Democratic Party and the Republican Party will allow voters who have declined to state a party affiliation to vote on their party ballots. Decline-to-state voters may also vote a purely nonpartisan ballot, which includes only state and local measures and the contest for Judge of the Superior Court.

Decline-to-state voters who are also permanent vote-by-mail voters have been mailed a postcard that they can use to request a Democratic or Republican Party ballot. Decline-to-state voters who vote at polling places on Election Day must tell the pollworker if they want either of these party ballots. If no request is made, the voter will receive a nonpartisan ballot.

Please read page 6 of this pamphlet for more information about party-affiliated and decline-to-state voters. The last day for people to register to vote in this election or to change their party affiliation is May 19.

YOUR BALLOT

The ballot will have partisan candidate contests (if any), the contest for the Judge of the Superior Court, and state and local measures on the same side. Any candidate contests will appear on the left side of the ballot and the measures will appear in the middle of the ballot. Also, most ballots have contests on the back of the cards, so remember to look on both sides of each ballot card before mailing your ballot to the Department of Elections or voting at the polling place.

VOTING IN CITY HALL

29 days before every election, outside our City Hall office, the Department opens a polling place that is available for all voters regardless of where they live in the City. Before the May 19 deadline to register to vote, people can change their registration information such as their party affiliation and then vote the same day. The City Hall polling place is open during the week from 8 a.m. until 5 p.m. and during the two weekends prior to Election Day – May 24 and 25; May 31 and June 1 – from 10 a.m. until 4 p.m.

TO CONTACT US

If you have questions or need more information on any issue related to the election, please contact the Department at 554-4375, 554-4367 (Chinese), or 554-4366 (Spanish). Also, our Web site – www.sfgov.org/elections – is an excellent source of information and provides materials in English, Chinese, and Spanish.

Respectfully, John Arntz, Director



Purpose of the Voter Information Pamphlet

The purpose of this pamphlet is to provide voters with information about candidates and ballot measures before each election. In addition to the sample ballot, this pamphlet contains: information about voting in a primary election; an impartial summary of each local ballot measure prepared by the City's Ballot Simplification Committee; a financial analysis of each local ballot measure prepared by the City's Controller; an explanation of how each local ballot measure qualified for the ballot; arguments supporting and opposing local ballot measures; and the legal text of each local ballot measure.

You may bring this pamphlet with you to your polling place. In addition, every precinct is supplied with a copy of the Voter Information Pamphlet. Please ask a pollworker if you would like to see it.

The Department of Elections delivers the Voter Information Pamphlets to the Post Office for delivery to individual voters. If you do not receive your pamphlet by May 19, 2008, please contact your local Post Office and the Department of Elections.

This pamphlet is also available in Chinese and Spanish.

這本手冊有**中文**版,如果要索取中文版,請致電:(415)554-4367。

Este folleto también está disponible en **español**. Para solicitar una copia, por favor llame al 415-554-4366.

The Ballot Simplification Committee

The Ballot Simplification Committee prepares an impartial summary of each local ballot measure. In addition, the Committee writes or reviews other information in this pamphlet, including the glossary of "Words You Need to Know" and the Frequently Asked Questions (FAQs). The Committee members have backgrounds in journalism, education and written communication, and they volunteer their time to prepare these informational materials for voters. The Committee members are:

Betty Packard, Chair

Nominated by the Northern California Broadcasters Association

Suzanne Stassevitch

Nominated by the League of Women Voters

Dana Chisnell

Nominated by the Northern California Media Workers Guild

June Fraps

Nominated by the National Academy of Television Arts and Sciences

Ann Jorgensen

Nominated by the San Francisco Unified School District

Ann O'Leary, ex officio Deputy City Attorney



Accessible Voting and Services for Voters With Disabilities

Vote-by-Mail before Election Day – Vote-by-mail voters are mailed an official ballot prior to the upcoming election, which allows them to vote privately and at their own leisure. Any registered voter may request to vote by mail in any election. A Vote-by-Mail Application can be found on the back cover of this pamphlet. For more information, see page 7.

Early Voting in City Hall – During the 29 days prior to an election a voter may come to the Department of Elections on the ground floor of City Hall and vote. City Hall is fully accessible from any of its four entrances. The polling station at City Hall is equipped with all of the assistance tools provided at all polling places on Election Day. For more information, see page 7.

Access to the Voter Information Pamphlet – The San Francisco Public Library for the Blind and Print Disabled, at 100 Larkin Street, distributes recorded copies of the Voter Information Pamphlet on cassette. To request a copy call Martin Magid at 415-557-4253. These are also available at the Department of Elections. In addition, you may access a PDF or text copy of the Voter Information Pamphlet online on the Department of Elections Web site: www.sfgov.org/elections

Accessible Voting Machine – Voters with, but not limited to, sight and mobility impairments have the option to use an accessible voting machine. This machine is designed to assist voters with specific needs to vote independently and privately; it is available at every polling place on Election Day. For instruction on its use, please see page 14.

Other Forms of Assistance at the Polling Place:

Personal Assistance – A voter may bring up to two persons, or pollworkers, into the voting booth for assistance in marking his or her ballot.

Curbside Voting – If a voter is unable to enter a polling place, pollworkers can be asked to bring the necessary voting materials to the voter outside the polling place.

Reading Tools – Every polling place is provided with large print instructions on how to mark a ballot and special optical sheets to magnify the print on the ballot.

Seated Voting – Every polling place has at least one voting booth that allows voters to vote while in a seated position.

Voting Tools – Every polling place has two easy-grip pens for signing the roster and marking the ballot.

TTY (Teletypewriter Device) – The Department of Elections can also be reached via TTY by calling 415-554-4386.

If your polling place is not functionally accessible, you may call 415-554-4551 prior to Election Day to find out the location of the nearest accessible polling place within your district. For accessible polling place information on Election Day, or further information on accessibility for the upcoming election, please contact the Department of Elections at 415-554-4375.



Multilingual Voter Services: Voter Assistance in Chinese and Spanish

多種語言選民服務: 選民中文和西班牙文語言協助

Servicios Multilingües para los Electores: Asistencia para los Electores en Chino y Español

In compliance with federal law and local ordinance, the Department of Elections provides services to voters and official election materials in Chinese and Spanish, in addition to English. Multilingual voter services include:

- Translated election materials including: ballots, voter registration forms, voter notices, vote-by-mail ballot applications and instructions, and Voter Information Pamphlets.
- Telephone assistance in Chinese and Spanish, available Monday through Friday, 8 a.m. to 5 p.m. and from 7 a.m. to 8 p.m. on Election Day.
 - Telephone Assistance in Chinese: 415-554-4367
 - Telephone Assistance in Spanish: 415-554-4366
- Instructional signs in English, Chinese and Spanish at all polling places on Election Day.
- Chinese and Spanish bilingual pollworker assistance at designated polling places on Election Day.
- · Voter information in Chinese and Spanish on our Web site at www.sfgov.org/elections

中文選民服務

依照聯邦法律和地方法令,選務處提供選民中文服務和官 方選舉資料。中文服務包括:

- 已翻譯的選舉資料,其中包括:選票、選民登記表、 選舉預告、郵寄投票申請表和指南以及選民資料手 冊。
- 由星期一至星期五上午8時至下午5時及選舉日上午 7時至晚上8時提供的中文電話協助:415-554-4367。
- 於選舉日在每個投票站提供中文的說明標牌。
- 於選舉日在指定的投票站提供中文語言協助。
- 在選務處網站(www.sfgov.org/elections)提供中文選舉 資料。

中文版的選民資料手冊

除了英文版選民資料手冊之外,選務處還提供中文版的選 民資料手冊。如果你想要選務處郵寄給你一本中文版的選 民資料手冊,請致電:415-554-4367。

Asistencia para los Electores en Español

Conforme a la ley federal y el reglamento municipal, el Departamento de Elecciones proporciona materiales electorales y asistencia a los electores en español. Servicios para los electores en español incluyen:

- Materiales electorales traducidos incluyendo: la boleta electoral, el formulario de inscripción para votar, avisos a los electores, solicitudes e instrucciones para votar por correo y el Folleto de Información para los Electores.
- Asistencia telefónica en español disponible de lunes a viernes de 8 a.m. a 5 p.m. y en el Día de las Elecciones de 7 a.m. a 8 p.m. llamando al 415-554-4366.
- Rótulos con las instrucciones en español en los lugares de votación el Día de las Elecciones.
- Trabajadores electorales bilingües en los lugares de votación designados.
- Información electoral en nuestro sitio Web en español: www.sfqov.org/elections

El Folleto de Información para los Electores en español

Además del Folleto de Información para los Electores en inglés, el Departamento de Elecciones provee un Folleto de Información para los Electores en español a los electores que lo soliciten. Si desea recibir un Folleto de Información para los Electores en español, por favor llame al 415-554-4366.



Primary Election Information for Party-Affiliated and Decline-to-State (Nonpartisan) Voters

The Department of Elections has provided this sample ballot booklet for the June 3, 2008 Consolidated Statewide Direct Primary Election for the following qualified parties:

- · American Independent Party
- Democratic Party
- Green Party
- Libertarian Party
- · Peace and Freedom Party
- · Republican Party

To determine your party registration, look at the box containing your polling place address on the back cover of this booklet. The party with which you are registered is identified by one of the codes listed below:

Al	American Independent Party	PF	Peace and Freedom Party
DEM	Democratic Party	REP	Republican Party
GRN	Green Party	NP	Decline to state a party affiliation (DTS) / Nonpartisan
LIB	Libertarian Party		

The June 3, 2008 election is a modified closed primary. In this type of election, a voter who has registered with a particular political party may vote *only* for candidates from that party. Voters who declined to state a party affiliation at the time of registration (decline-to-state voters) may request a ballot from one of the parties that allow decline-to-state voters to vote their party ballot in this election. All registered voters, regardless of party affiliation, may vote in nonpartisan contests and for or against ballot measures.

In this election, decline-to-state voters may request a party ballot for the following political parties:

- The Democratic Party, which allows decline-to-state voters to vote for candidates for all offices except County Central Committee.
- The Republican Party, which allows decline-to-state voters to vote for candidates for all offices except County Central Committee.

Note: The American Independent Party also allows decline-to-state voters to vote its party ballot in this election. However, there are no American Independent Party candidates for any partisan contest; instead, a nonpartisan ballot that includes candidates for nonpartisan office and ballot measures is available.

Decline-to-state voters who wish to receive a ballot from one of the parties listed above must request that ballot from a poll-worker when signing the roster on Election Day. Decline-to-state voters requesting a vote-by-mail ballot can indicate their choice on the Vote-by-Mail Application located on the back cover of this Voter Information Pamphlet. Please note that under state law, when a decline-to-state voter chooses a party ballot, this choice must be noted in the roster of voters and becomes part of the public record.

Decline-to-state voters who do not request a specific party ballot will be given a nonpartisan ballot that includes only nonpartisan contests and the measures to be voted on.

Sample ballots begin on page 21. To find the page number of your sample ballot, please refer to the Table of Contents or the front cover of this pamphlet.

To change your party registration, you must complete and submit a new voter registration card by May 19, 2008. You can request that a voter registration card be mailed to you on our Web site at *sfgov.org/elections* or by calling 415-554-4375, or fill one out in person at the Department of Elections in City Hall.





Early Voting in Person or by Mail



(Absentee Voting)

Any voter may request a vote-by-mail ballot (absentee ballot). You can request that a ballot be mailed to you, or you can come to the Department of Elections and vote in person starting on May 5, 2008.

VOTING IN PERSON

You can vote on or before Election Day at *City Hall, 1 Dr. Carlton B. Goodlett Place, Room 48.* Office hours for early voting are as follows:

- · 8 a.m. to 5 p.m., Monday through Friday, beginning May 5, 2008;
- 10 a.m. to 4 p.m., Saturday and Sunday, May 24-25 and May 31-June 1;
- 7 a.m. to 8 p.m. on Election Day, Tuesday, June 3, 2008.

VOTING BY MAIL FOR THIS ELECTION ONLY

To request a ballot by mail, **complete the application on the back cover of this pamphlet**, and mail it to the Department of Elections. You may also request a ballot by sending a written request or postcard to the Department of Elections. Remember to include your home address, the address to which you want the ballot mailed, your birthdate, name and **signature**. **Your signature must be included!** Mail your request to the address on the front cover of this pamphlet, or fax it to 415-554-4372. Your request must be received by the Department of Elections before 5 p.m. on May 27, 2008. (By law, the Department of Elections cannot accept requests for mailed ballots received after 5 p.m. on May 27, 2008, *regardless of when these requests were post-marked!*) Once we process your request, a ballot will be sent to you.

When you receive your ballot, please read the instructions carefully. You can mark your ballot using a #2 pencil (recommended) or a black pen. If you use another type of marking device, the vote-counting machines may not record your votes properly. (Do not use a felt-tip pen because these can bleed through to the reverse side of the ballot card.) You can mail your ballot back to the Department of Elections—free-of-charge—by inserting your ballot into the envelope provided, signing and sealing the envelope, and dropping it in any mailbox—no stamp is required. You can also drop off your voted ballot at any San Francisco polling place on Election Day, Tuesday, June 3, 2008. The Department of Elections MUST receive your ballot by 8 p.m. on Tuesday, June 3, 2008.

If your ballot is damaged or you make a mistake, check the "Spoiled Ballot" box on the back of the return envelope and return it to the Department of Elections, no later than 5 p.m. on May 27, 2008, to be mailed a new one. You may also surrender the spoiled ballot at your polling place or at the Department of Elections in City Hall, Room 48, to obtain a new ballot.

VOTING BY MAIL FOR ALL ELECTIONS

Any voter may request to be a permanent vote-by-mail voter (permanent absentee voter).

Once you are on our permanent vote-by-mail voter mailing list, we will mail you a ballot automatically for every election until you move, re-register, or do not vote in two consecutive statewide general elections.

If you do not vote in two consecutive statewide general elections, you will no longer be a permanent vote-by-mail voter. However, you will remain on the voter roll unless the Department of Elections has been informed that you no longer live at the address at which you are registered. To regain your permanent vote-by-mail status, you will need to re-apply as described below.

To become a permanent vote-by-mail voter, complete the Vote-by-Mail Application on the back cover and return it to the Department of Elections, or call for an application at 415-554-4375. **Be sure to check the box that says, "Permanent Vote-by-Mail Voter" and sign your name where indicated.**



IMPORTANT NOTICE TO PERMANENT VOTE-BY-MAIL VOTERS

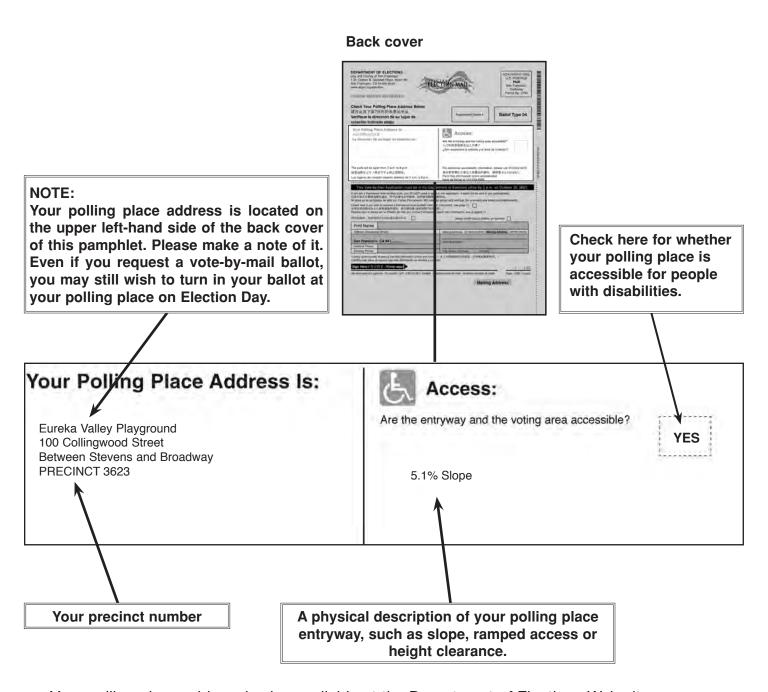
If you have already registered as a permanent vote-by-mail voter, your ballot will be mailed on or about May 5. To find out if you are registered as a permanent vote-by-mail voter, please call the Department of Elections at 415-554-4411. If you have not received your ballot by May 19, please call 415-554-4375.

Track and Confirm Receipt of Your Vote-by-Mail Ballot

Vote-by-mail voters can track and confirm when their voted ballot was received by the Department of Elections. To determine the receipt status of your ballot, visit our Web site at www.sfgov.org/elections or call the Department of Elections at 415-554-4411.

How to Locate Your Polling Place Note: Your Polling Place May Have Changed!

Check the back cover of this pamphlet (upper left-hand side):



Your polling place address is also available at the Department of Elections Web site: www.sfgov.org/elections

If your polling place is not functionally accessible, you may call 415-554-4551 prior to Election Day to find the nearest accessible polling place within your district. For accessible polling place information on Election Day, call 415-554-4375.



Polling Places Change Every Election

Each election an average of 13% of San Francisco's polling places change due to cancellations. To confirm the location of your polling place, always check the back cover of your Voter Information

Pamphlet. There you will find the accessibility status and location of your polling place, including cross-streets.



Check the back cover of your Voter Information Pamphlet before each election.



Change of Polling Place Card

If a polling place becomes unavailable after the Voter Information Pamphlet has been mailed, the Department of Elections sends change notification postcards to all registered voters within the precinct to inform them of the new location.

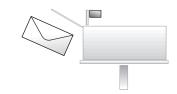


Change of Polling Place Signs

For those voters who are unaware that their polling place has changed, the Department of Elections posts "Change of Polling Place" signs at the address of the old location on Election Day. Voters can tear off a sheet of paper with the location name, address and cross-streets of their new polling place from a pad attached to the "Change of Polling Place" sign.

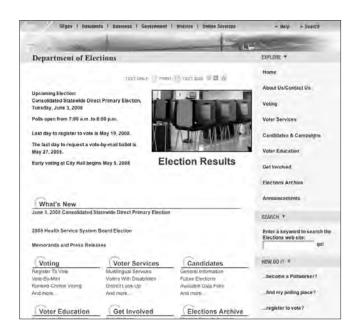
Some Voters Must Vote by Mail

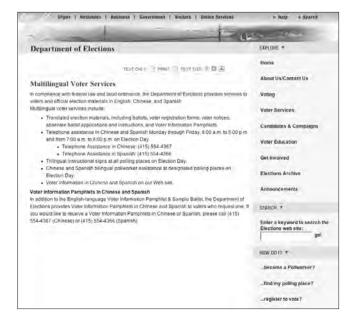
Voting precincts with fewer than 250 registered voters may be designated "Mail Ballot Precincts". An official ballot and postage-paid return envelope will be mailed automatically to all voters in those precincts approximately four weeks before every election.



For those voters who would prefer to drop off their official mail ballot at a polling place, the location names and addresses of the two polling places nearest their precinct are provided with the ballot.

Visit our Web site www.sfgov.org/elections for information on:





VOTING



- · Voting by mail
- · Voting at the polls on Election Day
- · Polling place and sample ballot look-up
- · Access for voters with disabilities

MULTILINGUAL VOTER SERVICES



- List of services available in English, Chinese and Spanish
- Contact numbers for Chinese and Spanish telephone assistance
- Bilingual voter registration forms and vote-by-mail ballot applications
- Voter Information Pamphlets in Chinese and Spanish

UPCOMING ELECTIONS



- · Election calendar
- · Official list of local ballot measures
- · Qualified candidates list
- · Voter Information Pamphlet

HOW TO GET INVOLVED



- Become a pollworker on Election Day
- · High school student pollworker program
- · Provide your property as a polling place
- · Voter education programs

ANNOUNCEMENTS



- · Press releases and memoranda
- · Employment opportunities
- · Local election results

ELECTIONS ARCHIVE



- Historical Voter Information Pamphlets going back to 1907!
- Election results dating back to 1995
- · Historical voter turnout records

Your first source for election information is www.sfgov.org/elections





Contacting the Department of Elections

The Department of Elections has telephone lines for specific purposes:

- For general information, call 415-554-4375;
- To register to vote, call 415-554-4375;
- To request a Vote-by-Mail Application, call 415-554-4375;
- For assistance in Chinese, call 415-554-4367; 中文電話協助: 415-554-4367;
- For assistance in Spanish, call 415-554-4366; Para recibir asistencia en español, llame al 415-554-4366;
- For TTY assistance, call 415-554-4386;
- For information about becoming a pollworker, call 415-554-4395;
- For election results on Election Night, call 415-554-4375;
- To offer your facility as a polling place, call 415-554-4551;
- To request a voter education presentation or voter education materials for distribution, call 415-554-4340.

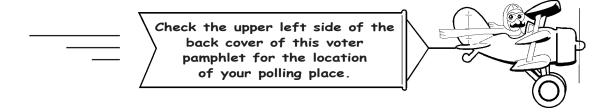
Our office hours are Mondays through Fridays (except holidays) from 8 a.m. until 5 p.m.



To Vote by Mail

- B
- 1. Complete and detach the application on the back cover of this pamphlet.
- B
- 2. Affix sufficient postage where indicated.
- RF.
- 3. Drop your completed application into a mailbox.

Applications must be received by the Department of Elections no later than 5 p.m. on Tuesday, May 27, 2008.



Your Polling Place May Have Changed

We urge you to double-check the location of your polling place printed on the back cover of this pamphlet.



Voting at Your Polling Place on Election Day



Approach the table where pollworkers are issuing ballots and state your name and address. When one of the pollworkers finds your name in the roster of voters, the pollworker will repeat your name and address. Sign your name on the signature line next to your name in the roster of voters.

The pollworker will give you your ballot and your ballot's stub receipt in a blue secrecy folder. Your ballot may consist of multiple cards. Take your ballot to one of the voting booths, where you may mark your ballot in privacy. There will be a special ballot-marking pen in each voting booth.

Marking the Ballot

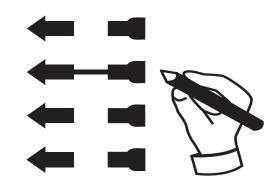
You will vote a paper ballot that may be printed on both sides of the page, unless you prefer to use an accessible touchscreen voting machine (see page 14). Using the ballot-marking pen provided at your polling place, mark your ballot by connecting the head and tail of the arrow pointing to your choice for each contest, as shown in the picture. Be sure to review both sides of each ballot card!

Please note: the number of candidates you may select for each contest or choice will be printed above the list of candidate names for each contest. If you overvote by marking more than the allowed number of candidates for any contest or choice, or by marking both "YES" and "NO" in a measure contest, your votes for that contest cannot be counted!

In addition to the candidates listed on the ballot, there may be other people running as qualified write-in candidates. For a list of qualified write-in candidates, please ask a pollworker. Voters with mailed ballots may access the list of qualified write-in candidates by visiting our Web site at www.sfgov.org/elections or by calling the Department of Elections at 415-554-4375.

To vote for a qualified write-in candidate, write the name of the candidate in the space marked "Write-In." You must connect the head and tail of the arrow pointing to the "Write-In" space for your write-in vote to be counted. Only write-in votes for qualified write-in candidates can be counted. Do not write in a vote for a candidate whose name is printed on the ballot.

If you make a mistake while voting, ask a pollworker for another ballot. Voters may request up to two replacement sets of ballots.



PRESIDENT

Vote For One

THOMAS A. EDISON	← ■
ALBERT EINSTEIN	—
FLORENCE NIGHTINGALE	—
BOOKER T. WASHINGTON	—
Write-In John Hancock	

Once You Have Marked Your Ballot



Make sure that your ballot stub receipt has been detached from each ballot card. Insert your ballot, one card at a time, into the slot in the front of the voting machine. The ballot can be inserted into the voting machine in any direction: upside down, right side up, backwards or forwards. The voting machine counts the votes electronically when the ballots are inserted by the voter. The ballots are stored in a locked compartment inside the voting machine.



Guidelines for Provisional Voting

If you are a registered San Francisco voter, you have the right to cast a provisional ballot at your polling place if:

- You were issued a vote-by-mail ballot that you are unable to surrender and you want to vote at the polls;
- · Your name does not appear in the roster of voters for the precinct;
- You wish to vote a ballot from a party different from the one listed beside your name in the roster of voters;
- · You have moved within San Francisco but did not re-register to vote; or
- You are a first-time voter listed in the pink Provisional Roster and were unable to provide a valid California driver's license or state identification number or the last four digits of your Social Security number on your voter registration form.

How to cast a provisional vote:

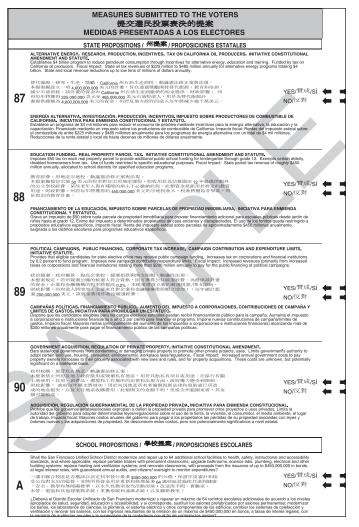
You will receive a ballot and the pink provisional ballot envelope from a pollworker. The pollworker will fill out the pollworker section of the envelope. You must complete the voter's section of the provisional envelope, including providing your name, date of birth, current address and previous address. You must also sign the declaration confirming that you are a resident of San Francisco and are registered and eligible to vote in this election. It is very important that you sign your name at the bottom of the envelope – without your signature your provisional ballot cannot be counted.

Once you have filled out the voter's section of the provisional envelope and marked your ballot, insert your ballot into the provisional envelope, seal the envelope, and return it to a pollworker.

A double-sided receipt on the back of the provisional envelope includes a Web site and a toll-free number which you may use to find out whether your provisional ballot was counted. To determine the status of your provisional ballot, call 1-866-325-9163 or visit the Department of Elections Web site (*www.sfelections.org/pv/*) no sooner than July 14 and provide the number printed on your provisional voter receipt.

Your Sample Ballot

This pamphlet includes sample ballots for each qualified political party and for decline-to-state (nonpartisan) voters. Your current party registration is printed on the back cover of this pamphlet (for more information, see page 6). Please refer to the Table of Contents for the location of your sample ballot. It is a reduction in size of the Official Ballot you will use to cast your vote on Election Day. Feel free to mark your sample ballot and bring it to the polling place to use as a guide on Election Day. (You can also use the Ballot Worksheet, located on page 173 of this pamphlet, for the same purpose.)





Voting with the Accessible Touchscreen Voting Machine

For every election, each polling place will have one accessible touchscreen voting machine that assists voters with disabilities to vote independently and privately. This accessible voting machine allows voters to make ballot selections using a touchscreen and review their selections on a paper record before casting their vote.

Additionally, the touchscreen voting machine provides an audio ballot feature that allows voters to listen to instructions and ballot selections while voting. The touchscreen machine also has an option for voters to use their own personal assistive device such as a sip/puff switch.

The accessible touchscreen voting machine will be available for use at each of the City's polling places and during Early Voting in City Hall. If you would like to vote using the touch-screen voting machine on Election Day, please tell a pollworker.



Audio Ballot and Hand-held Keypad

For audio voting, the accessible voting machine is equipped with headphones and a Braille embossed hand-held keypad. When using the audio ballot feature, the voting machine will provide you with audio instructions and guide you through the ballot. The keypad is used to move through the ballot and make selections. If you would like to use the audio ballot feature, please tell a pollworker.





Steps for Voting Using the Touchscreen

Step 1: Insert Voter Card



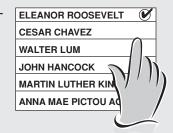
Step 2: Select Language



Step 3: Select Candidates and Ballot Measure Choices

Make your selections by touching the candidate or choice for which you intend to cast your vote. A green check mark will appear in the circle indicating your selection.

To change your selection, touch your selection again. The check mark will disappear and you can make a new selection.



After making your selection, touch the "Next" arrow button at the bottom of the screen to go to the next contest or measure. Touch the "Back" arrow button to return to the previous screen.

een.

Back

Touch the "ABC" button to enlarge the text on the screen.

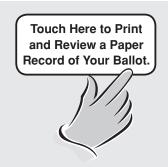


Step 4: Print and Review Selections

At the end of the ballot, a review screen is displayed showing all your selections.

To change a selection, touch the box of the contest or measure and select a new candidate or choice.

After completing your ballot review on screen, print and review a paper record of your ballot. A paper record of your selections will appear in the window on the left side of the screen.



Step 5: Cast Ballot or Make Changes

After verifying the paper record touch either "Cast Ballot" or "Make Changes."

Touch "Cast Ballot" to finish voting. The printer will show "Accepted" on the paper record. The voter card will eject for you to return to the pollworker.

IMPORTANT! – You cannot change your vote after "Cast Ballot" is pressed.

Touch "Make Changes" to change a selection. After you make a change you can review a new paper record of your ballot.

IMPORTANT! – You can print only two paper records of your ballot for review. After this you will need to cast your ballot.

Please review the paper record of your ballot.

You may now cast your ballot or make changes.

Make Changes

Cast Ballot

Write-in Candidates

Next

To vote for a qualified write-in candidate, touch "Write-in" and a keyboard will appear on screen. Type the name of the candidate and press "OK."



Ballot Review

At any time you can review your ballot selections by touching "Review." The review screen will show you a summary of your selections. To change a selection, touch the box of the contest or measure and select a new candidate or choice.



Eligibility, Registration and Voting Information

Registration Forms

For this election, the registration deadline is May 19. To obtain a voter registration form:

- Visit www.sfgov.org/elections to fill out or download a form;
- Call the Department of Elections at 415-554-4375 and request that one be mailed to you; or
- Pick one up at the Department of Elections in City Hall, the County Clerk's office, the Department of Motor Vehicles, or at public libraries and post offices throughout San Francisco.

Effective January 1, 2006 each registrant *must* provide a current and valid California driver's license or California identification number on his or her voter registration form. Registrants who do not have either must provide the last four digits of their Social Security number to meet the identification requirements. If a voter does not have any of these three forms of identification, a unique identifying number will be assigned for voter registration purposes only. Any registrant who does not provide this information prior to Election Day, June 3, may have to vote a provisional ballot; if the identification cannot be confirmed, the provisional ballot cannot be counted.

Once the Department of Elections receives a completed voter registration form, the new voter will receive a card in the mail as proof of his or her right to vote.

New Citizen Registration and Voting

California election law extends the registration and voting deadline to the 7th day before the election for those who become new citizens after the close of registration on May 19. Anyone who becomes a new citizen between May 20 and May 27 must, no later than May 27:

- Present your Certificate of U.S. Naturalization to the Department of Elections;
- · Complete a voter registration form; and
- · Vote at the Department of Elections after registering.

Have You Moved?

When voters move, they must inform the Department of Elections of the address change to update their voter registration records. Voters must inform the Department of address changes at least 15 days before an election to vote in that election. Voters may change their address by:

- · Completing and submitting a voter registration form; or
- Submitting a written notice of their change of address along with their signature, printed name, date of birth, and previous and new addresses.

NOTE: Voters who moved within the county and were unable to change their address prior to the deadline 15 days before the election are encouraged to:

- Go to their new polling place on Election Day, complete a new voter registration form to update their registration information, and cast a provisional ballot; or
- Come to City Hall, Room 48, on or before Election Day, complete a new voter registration form to update their registration information, and vote at the Department of Elections.

Not Yet 18?

Any person who will turn 18 years of age on or before the next election is eligible to register and vote in that election. To register:

- · Complete a voter registration form; and
- Submit the registration form either in person or by mail no later than 15 days before that election.

Overseas and Military Voters

Special Overseas and Military Voters are:

- · Members of the armed forces;
- · Spouses or dependents of members of the armed forces;
- United States citizens temporarily living outside of the country; or
- U.S. citizens serving on a merchant vessel documented under the laws of the United States.

Special Overseas and Military Voters can register to vote and receive a vote-by-mail (absentee) ballot by completing the Federal Post Card Application (FPCA). The application can be downloaded from http://www.fvap.gov/pubs/onlinefpca.pdf or obtained from embassies, consulates, or from military voting assistance officers.

Ex-Offenders' Right to Vote

In addition to standard voting age and residency requirements, California law allows a person who has been convicted of a felony to register and vote if he or she:

- Has completed his or her prison term for a felony, including any period of parole or supervised release.
- · Is on federal or state probation.
- Is incarcerated in county jail as a condition of felony probation or as a result of a misdemeanor sentence.

Additionally, people who have been convicted of a misdemeanor can register and vote even while on probation, supervised release, or incarcerated in county jail.

In order to restore the right to vote, a person only needs to complete and return a voter registration form. No other documentation is required.



Frequently Asked Questions (FAQs)

by the Ballot Simplification Committee

Q — Who can vote?

A — U.S. citizens, 18 years or older, who are registered to vote in San Francisco on or before May 19, 2008.

Q — When do I vote?

A — Election Day is Tuesday, June 3, 2008. Your polling place will be open from 7 a.m. to 8 p.m.

Q — Where do I go to vote?

A — Go to your polling place. The address is on the back cover of this book.

Q — My 18th birthday is after May 19, 2008 but on or before June 3. May I vote in the June 3 election?

A — Yes, if your 18th birthday is on or before June 3, but after May 19, you can register to vote on or before May 19 and vote June 3 — even though you were not 18 at the time you registered to vote.

Q — If I was arrested or convicted of a crime, can I still vote?

A — You can register and vote as long as you are not in prison or on parole for a felony conviction. You must complete a new registration form on or before May 19 to vote.

Q — I have just become a U.S. citizen. Can I vote in the June 3 election?

A — If you became a U.S. citizen on or before May 19, you may vote in the election, but you must register to vote by May 19;

OR

If you became a U.S. citizen after May 19, but on or before May 27, you may register <u>and</u> vote at the Department of Elections office by May 27 with proof of citizenship.

Q — I have moved within the county but have not reregistered. Can I vote in this election?

A — Yes, but you must go to your new polling place or City Hall, Room 48, and complete a voter registration form to update your registration information. You can look up the address of your new polling place by entering your new home address on the Department of Elections Web site (www.sfgov.org/elections). You may be asked to vote a provisional ballot at your new polling place.

Q — What do I do if my polling place is not open?

 ${\bf A}$ — Check the back cover of this book to make sure you have gone to the right place. Polling places often change. If

you *are* at the right place, call the Department of Elections immediately at 415-554-4375.

Q — If I don't know what to do when I get to my polling place, is there someone there to help me?

A — Yes, the pollworkers at the polling place will help you.

Q — Can I take my sample ballot or my own written list into the voting booth?

A — Yes. Deciding your votes before you get to the polls is helpful. Your sample ballot is located inside this voter pamphlet, or you may use the Ballot Worksheet included in this pamphlet for this purpose.

Q — Do I have to vote on every item on the ballot?

A — No, you do not. The votes you cast will be counted whether you have voted on every item or not.

Q — Is there any way to vote instead of going to the polling place on Election Day?

A — Yes, you can vote before June 3 if vou:

Fill out and mail the Vote-by-Mail Application printed on the back cover of this book. Once we process your request, a vote-by-mail ballot will be sent to you. Your request must be *received* by the Department of Elections no later than 5 p.m. on May 27, 2008;

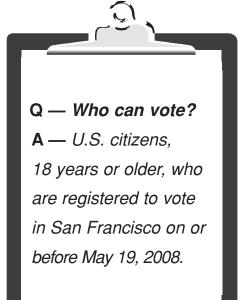
OR

Go to the Department of Elections at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 48, from May 5 to June 3. The office hours are: 8 a.m. to 5 p.m., Monday through Friday; 10 a.m. to 4 p.m. Saturday and Sunday on May 24-25 and May 31-June 1; and

7 a.m. to 8 p.m. on Election Day, June 3.

Q — If I don't use an application, can I get a Vote-by-Mail Ballot some other way?

A — You can send a note, preferably on a postcard, to the Department of Elections asking for a ballot. This note must include: your printed home address, the address where you want the ballot mailed, your birthdate, your printed name and your *signature*. Mail your request to the address on the front cover of this pamphlet, or fax it to 415-554-4372. Your request must be received by the Department of Elections no later than 5 p.m. on May 27, 2008.





Voter Bill of Rights

- 1. You have the right to cast a ballot if you are a valid registered voter.
 - A valid registered voter means a United States citizen who is a resident in this state, who is at least 18 years of age and not in prison or on parole for conviction of a felony, and who is registered to vote at his or her current residence address.
- 2. You have the right to cast a provisional ballot if your name is not listed on the voting rolls.
- 3. You have the right to cast a ballot if you are present and in line at the polling place prior to the close of the polls.
- 4. You have the right to cast a secret ballot free from intimidation.
- 5. You have the right to receive a new ballot if, prior to casting your ballot, you believe you made a mistake.
 - If, at any time before you finally cast your ballot, you feel you have made a mistake, you have the right to exchange the spoiled ballot for a new ballot. Vote-by-mail voters may also request and receive a new ballot if they return their spoiled ballot to an elections official prior to the closing of the polls on Election Day.
- 6. You have the right to receive assistance in casting your ballot, if you are unable to vote without assistance.
- 7. You have the right to return a completed vote-by-mail ballot to any precinct in the county.
- 8. You have the right to election materials in another language, if there are sufficient residents in your precinct to warrant production.
- 9. You have the right to ask questions about election procedures and observe the elections process.
 - You have the right to ask questions of the precinct board and election officials regarding election procedures and to receive an answer or be directed to the appropriate official for an answer. However, if persistent questioning disrupts the execution of their duties, the board or election officials may discontinue responding to questions.
- 10. You have the right to report any illegal or fraudulent activity to a local elections official or to the Secretary of State's Office.

If you believe you have been denied any of these rights, or you are aware of any election fraud or misconduct, please call the Secretary of State's confidential toll-free **Voter Protection Hotline at 1-800-345-VOTE** (8683).

CALIFORNIA SECRETARY OF STATE DEBRA BOWEN

Any voter has the right under California Elections Code Sections 9295 and 13314 to seek a writ of mandate or an injunction, prior to the publication of the Voter Information Pamphlet, requiring any or all of the materials submitted for publication in the Pamphlet to be amended or deleted.



Important Election Dates for the June 3, 2008 Consolidated Statewide Direct Primary Election

▶ Deadline to register to vote (see page 16):	May 19, 5 p.m.
▶ Deadline to change party affiliation (see page 6):	May 19, 5 p.m.
▶ Deadline to notify Department of Elections of address change: (see page 16)	May 19, 5 p.m.
First day of Early Voting at City Hall (see page 7):	May 5
▶ Weekend Early Voting at City Hall (see page 7):	May 24-25 May 31-June 1
▶ Deadline to request a vote-by-mail ballot (see page 7):	May 27, 5 p.m.
▶ Deadline for new citizens to register and vote (see page 16):	May 27, 5 p.m.
▶ Election Day:	June 3, 7 a.m. to 8 p.m.

Absentee voting has a new name:

Voting by Mail!

Starting January 1, 2008, "absentee voting" is now referred to as "voting by mail" in all of the Department of Elections' literature. A new state law mandates this change, but all the benefits and requirements remain the same!

To receive your ballot in the mail, send in the application on the back cover of this pamphlet. The Department of Elections must receive your application by 5:00 p.m. on Tuesday, May 27, 2008.

For more information about voting by mail, see page 7.



Before Casting a Write-In Vote, Read This:



Every write-in vote must be manually reviewed by the Department of Elections.

Unfortunately, a great majority of write-in votes cast each election cannot be counted.

Here's why:

- The write-in vote was not for a <u>qualified</u> write-in candidate. Only votes for qualified write-in candidates can be counted. Write-in votes for anyone else CANNOT be counted. Qualified write-in candidates can be found on the Certified Write-In List, available at your polling place, on the Department of Elections Web site (www.sfgov.org/elections) or by calling the Department of Elections.
- The write-in candidate was qualified for a different party's ballot. In a primary election, any qualified write-in candidates can only be voted for on the appropriate party ballot. To see the party affiliation of a write-in candidate, check the Certified Write-in List.
- The write-in vote was not correctly marked. Write-in votes must be indicated by both completing the arrow next to the "Write-In" space and writing the candidate's name in the space provided.
- Overvoting by selecting a candidate listed on the ballot and <u>also</u> marking a write-in vote for the same candidate will invalidate your vote for that contest.

Make sure your write-in vote counts!



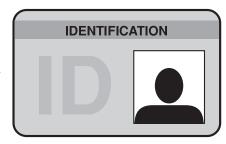
Changes Affecting Voter Registration

Confidential Voter Records

Changes to Permissible Uses of Voter Registration Information

Beginning in 2006, state law changed the way personal information supplied by voters for the purpose of completing a voter registration affidavit can be used. To protect your privacy and the integrity of voting, new laws that took effect in 2006 create safeguards for voter records as follows:

Information on your voter registration affidavit will be used by elections officials to send you official information on the voting process, such as the location of your polling place and the issues and candidates that will appear on the ballot. Commercial use of voter registration information is prohibited by law and is a misdemeanor. Voter information may be provided to a candidate for office, a ballot measure committee, or other person for election, scholarly, journalistic, political, or governmental purposes, as determined by the Secretary of State. Driver's license, state identification and social security numbers, or your signature as



shown on your voter registration form, cannot be released for these purposes. If you have any questions about the use of voter information or wish to report suspected misuse of such information, please call the Secretary of State's Voter Protection and Assistance Hotline: 1-800-345-VOTE (8683).

Additionally, any person obtaining information on your voter registration affidavit shall not send that information outside of the United States or make it available in any way electronically to persons outside the United States, including, but not limited to, access over the Internet.

Secretary of State's "Safe At Home" Program

Certain voters facing life-threatening situations may qualify for confidential voter status. For more information, please contact the Secretary of State's "Safe At Home" program at 877-322-5227, or visit the Secretary of State's Web site at www.ss.ca.gov

Information on Local Ballot Measures

DIGEST AND ARGUMENT PAGES

On the following pages, you will find information about local ballot measures. For each measure, a digest has been prepared by the Ballot Simplification Committee. This digest includes a brief explanation of "The Way it is Now," what each proposal would do, what a "Yes" vote means, and what a "No" vote means. Also included is a statement by the City Controller about the fiscal impact or cost of each measure. There is also a statement of how the measure qualified to be on the ballot. Following the ballot digest page, you will find arguments for and against each measure.

NOTE: All arguments are strictly the opinions of their authors. They have not been checked for accuracy by the Department of Elections or any other City official or agency. Arguments and rebuttals are reproduced as they are submitted, including any typographical, spelling or grammatical errors.

PROPONENT'S AND OPPONENT'S ARGUMENTS

For each measure, one argument in favor of the measure ("Proponent's Argument") and one argument against the measure ("Opponent's Argument") is printed in the Voter Information Pamphlet free of charge.

The designations "Proponent's Argument" and "Opponent's Argument" indicate only that the arguments were selected in accordance with criteria in Section 540 of the San Francisco Municipal Elections Code and were printed free of charge. The Director of Elections does not edit the arguments and makes no claims as to the accuracy of statements in the arguments.

SELECTION OF PROPONENT'S AND OPPONENT'S ARGUMENTS

The Proponent's Argument and the Opponent's Argument are selected according to the following priorities:

PROPONENT'S ARGUMENT

OPPONENT'S ARGUMENT

- 1. The official proponent of an initiative petition; or the Mayor, 1. For a referendum, the person who files the referendum the Board of Supervisors, or four or more members petition with the Board of Supervisors. of the Board, if the measure was submitted by same.
- 2. The Board of Supervisors, or any member or members designated by the Board.
- 3. The Mayor.
- 4. Any bona fide association of citizens, or combination of 4. Any bona fide association of citizens, or combination of voters and association of citizens, any individual voter.
- 2. The Board of Supervisors, or any member or members designated by the Board.
- 3. The Mayor.
 - voters and association of citizens, any individual voter.

REBUTTAL ARGUMENTS

The author of a Proponent's Argument or an Opponent's Argument may also prepare and submit a rebuttal argument. Rebuttals are also the opinions of the author and are not checked for accuracy by the Director of Elections or any other City official or agency. Rebuttal arguments are printed below the corresponding Proponent's Argument and Opponent's Argument.

PAID ARGUMENTS

In addition to the Proponents' Arguments, Opponents' Arguments, and rebuttals, which are printed without charge, any eligible voter, group of voters, or association may submit paid arguments.

Paid arguments are printed in the pages following the Proponents' and Opponents' Arguments and rebuttals. All of the paid arguments in favor of a measure are printed together, followed by the paid arguments opposed to that measure. Paid arguments for each measure are printed in order of submission.

Arguments and rebuttals are solely the opinions of their authors. Arguments and rebuttals are not checked for accuracy by the Director of Elections, or by any other City official or agency. Information about those submitting arguments is available from the Department of Elections.



Words You Need to Know

by the Ballot Simplification Committee

LISTED BELOW ARE DEFINITIONS OF TERMS:

ABSENTEE (VOTE-BY-MAIL) BALLOTS (FREQUENTLY ASKED QUESTIONS) — Ballots mailed to voters or given to voters in person at the Department of Elections. Absentee ballots can be mailed back to the Department of Elections, turned in at the Department of Elections office in City Hall, or turned in at any San Francisco polling place on election day. Also known as vote-by-mail ballots. See page 7 for more information.

ALICE GRIFFITH HOUSING DEVELOPMENT (PROPOSITIONS F AND G) — The public housing, also known as Double Rock, which the Housing Authority of the City and County of San Francisco owns and operates on Candlestick Point for very low income families.

AMEND (PROPOSITIONS A, B, C, D AND E) — To change.

BAYVIEW (PROPOSITIONS F AND G) — The Bayview Hunters Point neighborhood of San Francisco.

CANDLESTICK POINT (PROPOSITIONS F AND G) — Area in the Bayview (see Exhibit A, pages 161 and 166).

CHARTER AMENDMENT (PROPOSITIONS B, C, D AND E) — A change to the City's Charter. The Charter is the City's Constitution. The Charter can only be changed by a majority of the votes cast.

Commission On The Status Of Women (Proposition D) — A Charter-created City commission charged with developing and recommending policies and practices for the City and County to reduce the particular impacts on women and girls of problems such as domestic violence, sexual harassment, employment and health care inequity, and homelessness. The Commission also advocates on behalf of women and girls in such areas.

COMPOUND (PROPOSITION B) —To compute interest on the sum of the principal and any previously computed interest that has been added at regular intervals.

CONCEPTUAL FRAMEWORK (PROPOSITIONS F AND G) — A preliminary outline for a proposed real estate development project, including: a description of the objectives that the project is intended to achieve, the general location and type of land uses that would be developed, and the infrastructure that would serve those uses, such as street layout, transportation and open space improvements.

EARLY VOTING — Voting in person at City Hall before election day or mailing a vote-by-mail ballot before election day. See page 7 for more information.

ENVIRONMENTAL REVIEW PROCESS (PROPOSITION G) — A public informational process required under the California Environmental Quality Act for a government agency to consider the physical changes to the environment that a proposed project may cause before it is approved.

GENERAL OBLIGATION BOND (PROPOSITION A) — A promise issued by the City to pay back money borrowed, plus interest, by a certain date. When the City wants to raise money to pay for a large public project, it can borrow money by issuing General Obligation Bonds. The City then repays the money plus interest over a period of years with property taxes. General obligation bonds must be approved by the voters.

GREEN OFFICE (PROPOSITION G) — An environmentally sustainable office development that includes buildings designed and built for energy efficiency and that incorporates non-polluting building materials; or an office housing an organization that promotes energy efficiency or conservation.

HUNTERS POINT SHIPYARD (PROPOSITIONS F AND G) — Former federal naval base in the Bayview (see Exhibit A, pages 161 and 166).

INFRASTRUCTURE (PROPOSITION G) — The basic facilities and services needed for the functioning of a community, such as transportation and communications systems, and water and power lines.

INITIATIVE (PROPOSITIONS F AND G) — A proposition placed on the ballot by voters. Any voter may place an initiative on the ballot by gathering the required number of signatures on a petition.

Master Teachers (Proposition A) — Experienced teachers with proven success at increasing student achievement who act as models and mentors for other teachers. These teachers are assigned to high need schools where they work directly with students as classroom teachers and spend at least 20% of their time directly supporting other teachers.

(continued on the next page)



WORDS YOU NEED TO KNOW (continued)

MIXED-USE PROJECT (PROPOSITIONS F AND G) — A real estate development that has multiple significant uses in the project site, such as housing, office buildings, research and development facilities, retail spaces and parks.

MORAL TURPITUDE (PROPOSITION C) — There is no precise definition. Generally, a crime involving moral turpitude is one that reveals a person's dishonesty, readiness to do evil, bad character, or moral depravity. The courts decide this on a case-by-case basis. Examples would include crimes (misdemeanor or felony) involving theft, fraud, or breach of public trust.

OPEN SPACE (PROPOSITION G) — Land that is not developed for private uses, including land in a natural state that is dedicated to the public.

OPTIONAL EXEMPTION (PROPOSITION A) — To choose to withdraw from an obligation, duty, or liability to which others are subject.

Ordinance (Propositions F, G and H) — A local law passed by the Board of Supervisors or by the voters.

OVERSIGHT (PROPOSITION A) — Watchful care or management; supervision.

Parcel Tax (Proposition A) — A tax that is based on a flat fee for each unit of real property that receives a separate tax bill.

PEER ASSISTANCE AND REVIEW PROGRAM (PROPOSITION A) — Teacher coaches provide peer support for new teachers as well as veteran teachers whose evaluations reflect less than satisfactory performance. Teachers are required to meet certain standards in order to exit the program and continue in the classroom. This program is a collaborative effort of the School District and its teacher and administrative unions to support and renew quality teaching in every classroom.

PROPOSITION (PROPOSITIONS A THROUGH H) — Any measure that is submitted to the voters for approval or disapproval.

QUALIFIED WRITE-IN CANDIDATE — A person who has completed the required paperwork and signatures for inclusion as a write-in candidate. Although the name of this person will not appear on the ballot, voters can vote for this person by writing the name of the person in the space on the ballot provided for write-in votes. The Department of Elections counts write-in votes only for qualified write-in candidates.

San Francisco Median Income (Proposition F) — A level of income based on all incomes earned within San Francisco. Half of all San Francisco households have incomes above this level and half have incomes below this level.

Solicit (Proposition H) — To try to get something by asking.

TANGIBLE (PROPOSITION G) — Something recognizable, real or concrete.

VESTING ALLOWANCE (PROPOSITION C) — A benefit option available to a worker who terminates employment before retirement, has 5 or more years of service, and elects to leave all contributions with the Retirement System rather than have them refunded.

Voluntary Disclosures (Proposition D) — Freely revealed or uncovered.

VOTING BY MAIL (FREQUENTLY ASKED QUESTIONS) — Also known as absentee voting. See page 7 for more information.



Ballot Worksheet

Fill in your choices - Cut out and take with you to the polls

Not all voters are eligible to vote on all partisan contests. Your sample ballot includes the contests for which you are eligible to vote. For more information, see page 6 and your sample ballot.

PARTISAN OFFICES		
United States Representative	Vote for one	
State Senator	Vote for one	
Member, State Assembly	Vote for one	
Members, County Central Committee	The spaces to the right allow for the maximum number of County	
	Central Committee candidates for which any voter may vote.	
	Please refer to your sample bal-	
	lot for the number of candidates for which you may vote.	
NONPARTISAN OFFICES		
Judge of the Superior Court, Seat #12	Vote for one	

(The ballot	worksheet	continues	on	the	next	page





Ballot Worksheet (continued)

Fill in your choices - Cut out and take with you to the polls

PROPOSITIONS				
TITLE	YES	NO		
98 : Eminent Domain. Limits on Government Authority. Initiative Constitutional Amendment.				
99 • Eminent Domain. Limits on Government Acquisition of Owner-Occupied Residence. Initiative Constitutional Amendment.				
A : School Parcel Tax				
B : Changing Qualifications for Retiree Health and Pension Benefits and Establishing a Retiree Health Care Trust Fund				
 Forfeiture of Retirement Benefits for Conviction of a Crime Involving Moral Turpitude in Connection with City Employment 				
D : Appointments to City Boards and Commissions				
Requiring Board of Supervisors' Approval of Mayor's Appointments to the Public Utilities Commission and Creating Qualifications for Commission Members				
Affordable Housing Requirement for the Candlestick Point and Hunters Point Shipyard Mixed-Use Development Project				
G : Mixed-Use Development Project for Candlestick Point and Hunters Point Shipyard				
Prohibiting Elected Officials, Candidates, or Committees They Control from Soliciting or Accepting Contributions from Certain City Contractors				

Notes:	



The Department of Elections makes every effort to print Candidate Statements and Proposition Arguments <u>exactly</u> as submitted – mistakes and all.



However, with all the items that are included in the Voter Information Pamphlet, it is possible that we have made a mistake of some kind in the layout and printing process. If we learn of any substantial errors on our part after the pamphlet has been printed and mailed out, we will publish a correction notice in local newspapers in the days preceding the election.

If necessary, a correction notice will appear in the Public Notices section of the *San Francisco Chronicle* and in *Sing Tao Daily* on May 20, 21 and 22, in *El Reportero* on May 21 and in *El Mensajero* on May 25.

Candidate Information

Notice about Candidates' Statements of Qualifications

Not all candidates submit a statement of qualifications. A complete list of candidates appears on the sample ballots located in this pamphlet. Please refer to the Table of Contents for the location of the sample ballot for each qualified political party and for decline-to-state (nonpartisan) voters.

Each candidate's statement of qualifications, if any, is volunteered by the candidate and is printed at the expense of the candidate, unless otherwise determined by the jurisdiction. The statements have been printed as submitted by the candidates and have not been checked for accuracy by any City official or agency. Spelling and grammatical errors have not been corrected. Please refer to the Table of Contents for the location of specific candidate statements in this pamphlet.

Voluntary Campaign Spending Limits and Legislative Candidates' Statements

In November 2000, California voters approved Proposition 34, which states that if a candidate for State Senate or State Assembly accepts voluntary campaign spending limits specified in Section 85400 of the California Government Code, that candidate may purchase the space to place a candidate statement in the Voter Information Pamphlet.

The legislative candidates who have accepted the voluntary spending limits and are therefore eligible to submit a candidate statement for the June 3, 2008 Consolidated Statewide Direct Primary Election are listed below:

State Senator, District 3

Joe Nation - Democratic

Member, State Assembly, District 12

Conchita Applegate - Republican

Member, State Assembly, District 13

Tom Ammiano – Democratic Harmeet K. Dhillon – Republican



Candidates for Superior Court Judge, Seat #12

MARY E. MALLEN

My occupation is Trial Attorney.

My qualifications are:

- USF School of Law (JD)
- UC Berkeley, Bachelor of Science (Honors)
- · Deputy Public Defender San Francisco
- · Assistant District Attorney San Francisco
- Legislative Assistant SF Board of Supervisors
- Private Practice Criminal, Employment and Business Law

Having worked as an Assistant District Attorney and Deputy Public Defender, I am uniquely qualified to render fair judgment with proper dignity, propriety and absent any suspicion of political interference.

My experience in the private sector as a trial attorney and owner/operator of a small business, and in the public sector as an Assistant District Attorney, Deputy Public Defender, and Constituent Liaison to then Supervisor Gavin Newsom provide me with the singular ability to view legal situations from both perspectives.

I am a fifth generation San Franciscan. My father was the late Judge William Mallen, whose exemplary judicial demeanor and unwavering dedication to justice shaped my character and inspired my legal career.

Judicial candidates are required to "avoid political activity that may create the appearance of political bias or impropriety." Our conduct, governed by the Code of Judicial Ethics, must demonstrate "independence and impartiality." I have the highest respect for that standard - for that reason, my endorsers are not included here.

www.marymallen.org

Mary E. Mallen

THOMAS MELLON

My occupation is Judge of the Superior Court.

My qualifications are:

Politics Has No Place in Our Courts.

I am a trial judge – not a politician. I provide justice for all who appear in my court – regardless of political considerations or any other factors.

A Lifetime of Honorable Service.

My strong record of service has earned me the support of the overwhelming number of my judicial colleagues, including 5 members of the California Supreme Court and 12 of the Court of Appeal. I have presided over more than 500 trials, confronting issues touching nearly every facet of the law

Prior to serving as judge, I practiced law in San Francisco for 22 years. Before that I worked as a VISTA volunteer in an inner-city neighborhood, as a poverty law attorney providing free assistance to poor families and as a law clerk for a prominent federal jurist. I am a graduate of the University of San Francisco. My wife and I raised two daughters in San Francisco.

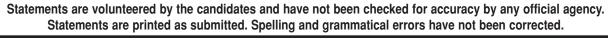
Justice, Not Politics.

My experience is in the law. My focus is bringing justice to all who appear before me. Now I need your help to make sure our courts focus on justice, not politics.

Please join us at www.KeepJudgeMellon.com.

Thank you.

Judge Thomas Mellon





Candidates for Superior Court Judge, Seat #12

GERARDO C. SANDOVAL

My occupation is Member, San Francisco Board of Supervisors/Attorney.

My qualifications are:

Please visit www.SandovalForJudge.com for a detailed list of my qualifications.

- Columbia Law School graduate: alumni include six U.S. Supreme Court Justices.
- S.F. Board of Supervisors, member and lawmaker for the past seven years.
- Completed many jury trials and appeared in court countless times.
- Aide to S.F. Mayor Art Agnos, overseeing many legal issues for the City.
- · Experienced civil attorney & criminal attorney.

Endorsements (partial list)

S.F. Public Defender Jeff Adachi

S.F. District Attorney Arlo Smith (former)

S.F. Labor Council President Tim Paulson*

Art Torres, Chairman, California Democratic Party*

Senator Carole Migden & Senator Leland Yee Assemblywoman Fiona Ma S.F. Treasurer José Cisneros S.F. Supervisors Tom Ammiano, Bevan Dufty, Aaron Peskin, Sophie Maxwell, Jake McGoldrick, Chris Daly, & Ross Mirkarimi.

Service Employees International Union (SEIU) S.F. Building & Construction Trades Council S.F. Firefighters Local 798 UFCW Local 648 & IBEW Local 6

The Harvey Milk LGBT Club Jane Morrison, Connie O'Connor, Gerry Crowley, Susan Hall

*For identification purposes only

www.SandovalForJudge.com

Gerardo C. Sandoval

Statements are volunteered by the candidates and have not been checked for accuracy by any official agency. Statements are printed as submitted. Spelling and grammatical errors have not been corrected.



Candidates for State Senate, District 3

JOE NATION

My qualifications are:

Too many politicians in Sacramento care more about scoring political points or advancing pet issues than about solving California's biggest problems.

As your Senator, I'll listen to you.

As a former Assemblymember, Climate Change Advisor at ENVIRON, and professor at USF and Stanford, I've built a reputation for working with colleagues to address the most important issues.

My record shows that this collaborative style works. I was the principal co-author of California's landmark climate change bill, AB 32-Global Warming Solutions Act, that reduces global warming pollution by 30%. As an Assemblymember, I authored nearly 50 bills that became law.

I've focused on issues that matter the most to us. I authored legislation to establish commuter rail and transit alternatives, eliminate solar energy taxes, and launch a class size reduction program.

My work on climate change is just beginning. I'll fight for more state funding to develop clean alternative energy, promote policies that reduce our dependence on foreign oil, and launch a "carbon market" by 2010.

I'll work everyday to lower medical costs through universal health care and expand our transit options. I'll use my expertise to fix the budget mess and help rebuild our sagging economy. I will work to make San Francisco safer by helping the police department recruit and retain officers. And unlike my opponents, I won't vote to cut school funding.

I respectfully ask for your vote.

Joe Nation

www.joenation.com This Nation Works for San Francisco

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Candidates for State Assembly, District 13

TOM AMMIANO

My occupation is San Francisco Supervisor.

My qualifications are:

I've lived in the 13th Assembly District for 34 years. I began my career teaching at Buena Vista Elementary. My daughter and granddaughters were born and live in the Mission. I've served San Francisco as an educator, civil-rights advocate, School Board President and Board of Supervisors President. Some of my legislative accomplishments include:

- · Passed universal healthcare for San Francisco
- · Won Living Wage for lowest-paid workers
- · Passed pioneering domestic partner law
- · Secured \$300 million for public schools
- Created city identification cards, available to all San Franciscans
- · Authored public and solar power initiatives
- · Preserved immigrants' housing
- · Created safe house for exploited children
- Won landmark police reforms and gang prevention funding
- Established Children's Fund, which provides millions of dollars for childcare, healthcare, and social services
- Wrote landmark campaign finance reform to curb the influence of special interests in local elections

In the State Assembly, I will advocate for:

- · Quality and affordable healthcare for all Californians
- Improved public schools and colleges
- Renewable energy sources and reduce global warming
- · Affordable housing and protecting tenant's rights

Please join my supporters:

State Senator Leland Yee, State Senator Carole Migden, Assemblymember Mark Leno, Assemblymember Fiona Ma, Board of Equalization President Betty Yee, District Attorney Kamala Harris, City Attorney Dennis Herrera, Sheriff Mike Hennessey, Public Defender Jeff Adachi, Board of Supervisors President Aaron Peskin

Sierra Club California, San Francisco Labor Council, United Educators of San Francisco, California Nurses Association, San Francisco Firefighters, Harvey Milk LGBT Democratic Club, Alice B. Toklas LGBT Democratic Club

Tom Ammiano

www.TomAmmiano.com

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School Parcel Tax



PROPOSITION A

To enhance quality educational programs for children; attract and retain quality teachers and staff by increasing salaries; provide teachers with additional compensation for extra work at hard-to-staff schools and in hard-to-fill subject areas; and increase teacher training, resources and classroom support, technology, innovation, and accountability, shall the San Francisco Unified School District be authorized to levy \$198 per parcel annually, adjusted for inflation, with mandatory citizen oversight?



Digest

by the Ballot Simplification Committee

THE WAY IT IS NOW: The San Francisco Unified School District educates approximately 60,000 pre-kindergarten through twelfth grade students at more than 120 schools and child development centers.

The District is funded mostly by the state and federal governments; it also receives local funds approved by the voters. For example, in 2003 and 2006 voters approved general obligation bond measures to upgrade the District's school facilities. In 2004, voters approved a Charter Amendment to provide local funding for arts, music, sports and library programs.

State law allows local school districts to collect a parcel tax if the tax is approved by two-thirds of the voters in the district.

THE PROPOSAL: Proposition A would authorize the District to collect an annual tax of \$198 per parcel of taxable property in the City beginning July 1, 2008 until July 1, 2028. This amount would be adjusted annually to account for inflation. The District could use this tax revenue to:

- attract and retain teachers by raising salaries, providing retention bonuses and offering additional compensation to teachers who work at schools with high teacher turnover and in hard-to-fill subject areas;
- retain other school personnel by providing more competitive compensation or benefits;
- provide additional training to teachers and teachers' aides;
- promote professional learning and accountability by developing a Master Teacher program and expanding the Peer Assistance and Review program;
- provide recognition and resources to schools that show the most growth in student achievement;
- provide students, parents and teachers with access to current technology;

- improve technology and other support resources to encourage innovative teaching; and
- allocate a portion of the funds for public charter schools.

Proposition A would provide an optional exemption from the tax for senior citizens who turn 65 years of age before July 1 of the tax year, own an interest in the property being taxed, and use the property as their principal residence. To receive the exemption, eligible senior citizens must annually apply to the District before July 1 of each tax year or, during the first year, at a date the District will determine.

Proposition A would require the District to create an independent oversight committee to ensure that the parcel tax revenue is used only for the purposes set forth in the measure. State law requires that the District create a separate account into which the tax revenue would be deposited and file an annual report on the funds collected and spent.

A "YES" VOTE MEANS: If you vote yes, you want to allow the District to collect an annual parcel tax of \$198 per parcel beginning July 1, 2008 until July 1, 2028 to increase compensation for teachers and staff, improve training, promote accountability and recognition for teachers and schools, support academic innovation, provide access to current technology, and allocate funds for public charter schools.

A "NO" VOTE MEANS: If you vote no, you do not want to allow the District to collect the annual parcel tax for these purposes.

Notice to Voters:

The "Controller's Statement" and "How 'A' Got on the Ballot" information on this measure appear on the opposite (facing) page.

THIS MEASURE REQUIRES 662/3% AFFIRMATIVE VOTES TO PASS.

ARGUMENTS FOR AND AGAINST THIS MEASURE IMMEDIATELY FOLLOW THIS PAGE. THE FULL TEXT BEGINS ON PAGE 145. SOME OF THE WORDS USED IN THE BALLOT DIGEST ARE EXPLAINED ON PAGE 90.



Controller's Statement on "A"

City Controller Edward Harrington has issued the following statement on the fiscal impact of Proposition A:

Should the proposed measure be approved by the voters, in my opinion, parcel tax revenues would be generated in the amount of approximately \$28 million annually at current rates. This amount would increase over time as the tax amount is adjusted for inflation. The funds would be available for teacher salaries and training and other purposes of the San Francisco Unified School District subject as specified in the measure.

The measure specifies that the parcel tax will be collected beginning July 1, 2008 for a period of 20 years to July 1, 2028.

How "A" Got on the Ballot

On February 12, 2008 the San Francisco Board of Education voted 6 to 0 to place Proposition A on the ballot.

The members of the Board of Education voted as follows: **Yes:** Members Kim, Mar, Mendoza, Sanchez, Wynns and Yee **Absent:** Member Maufas.

State law allows a school district to place a measure on the ballot in this manner.

THIS MEASURE REQUIRES 662/3% AFFIRMATIVE VOTES TO PASS.



PROPONENT'S ARGUMENT IN FAVOR OF PROPOSITION A

Voting YES on Proposition A will allow San Francisco to attract and retain highly qualified teachers and improve the quality of public education.

Every child deserves a great teacher. Excellent teachers help our children graduate with the skills necessary to succeed in college, career, and life. Voting YES will ensure that we have a quality teacher with the proper qualifications, training, and support in every San Francisco classroom.

Like all professionals, teachers need ongoing training to stay current with the most innovative and effective ways to teach. Prop A doubles teacher training. It also assures accountability – teachers who are struggling will receive mentoring and support from other successful teachers to help them improve, or they will leave the classroom.

San Francisco has the highest cost of living of any city in California. Prop A will enable us to recruit and pay teachers a living wage so they don't keep leaving to work for other districts that offer higher salaries and a lower cost of living.

Prop A also will provide support for teachers who work at schools with high teacher turnover. Our schools will be better equipped to support teachers that work in shortage areas like math, science, and special education. Finally, this proposition will update antiquated school computers and technology resources.

Prop A creates local funding at a time when Sacramento is slashing education budgets. Prop A also appoints an independent oversight committee and requires regular financial audits to ensure all funds are spent appropriately.

Join parents, teachers, business leaders, and labor by *voting YES on A* so that our San Francisco children can have the quality teachers they deserve to thrive and succeed.

Mayor Gavin Newsom*
San Francisco Board of Education
San Francisco Chamber of Commerce
United Educators of San Francisco
Parents for Public Schools

*For identification purposes only

REBUTTAL TO PROPONENT'S ARGUMENT IN FAVOR OF PROPOSITION A

Vote No on Proposition A.

We agree with the proponents arguments. Every child does deserve a great teacher. Teachers do need adequate pay and ongoing training. San Francisco does have a very high cost of living.

The problem is the method of financing. About 2/3 of The City's residents will not pay a single penny toward this tax. The School Board could have put a simple pass through in their legislation. Instead, they decided take the unfair but politically expedient route.

Don't place the unfair burden of supporting the San Francisco Unified School district on a small minority of San Franciscans.

Vote No on Proposition A.

San Francisco Republican Party Howard Epstein Chairman

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OPPONENT'S ARGUMENT AGAINST PROPOSITION A

Vote No on Proposition A.

San Franciscans agree that our schools should have adequate funding. However, long-time home and condominium owners will see a tax increase of as much as 6% based on an assessed \$300,000 value. Large commercial buildings will see an increase of as little as 1/6th of 1%.

The proponents of Proposition A had other options. Instead, they decided to place the burden on the City's small property owners. They could have asked for a sales tax increase, which would have fairly shared the burden among all San Francisco residents, businesses and visitors. They could have based the tax on square footage.

Vote no on Proposition A. Let the proponents come back with a tax that is fair to all.

Howard Epstein, Chairman San Francisco Republican Party

REBUTTAL TO OPPONENT'S ARGUMENT AGAINST PROPOSITION A

Proposition A will improve the quality of public education for San Francisco children.

Quality teachers and excellent schools will help our San Francisco community thrive. These conditions can't exist without adequate funding, which our opponents agree we don't have. With Sacramento's dramatic cuts this year, budgets for our teachers and schools will be slashed.

San Francisco has the second highest cost of living of any city in the United States, yet San Francisco ranks 14th in California for teacher pay. Our city loses teachers to other school districts that pay up to \$15,000 more.

In order to attract, retain, and nurture highly qualified teachers, we need to invest in our children and pass Proposition A -- to give San Francisco teachers a living wage.

With Prop A, we can bring some local control and stability to school funding. All the funds raised by Proposition A stay here in San Francisco and will help our city attract and retain the best and brightest teachers.

Prop A will increase teacher-training opportunities and provide funding to upgrade and replace the schools oldest computers and technologies. It will provide support for teachers who work at schools with high teacher turnover. Finally, our schools will be better equipped to support teachers that work in shortage areas like math, science, and special education.

Mandatory audits will ensure all of the funds are spent properly.

Help our schools, teachers, and kids. Vote Yes on A.

San Francisco Chamber of Commerce Mayor Gavin Newsom* San Francisco Board of Education United Educators, San Francisco Parents for Public Schools

*For identification purposes only

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Looking for the legal text?

The full legal text of all ballot measures is printed at the back of the book.

The text starts on page 145.



Changing Qualifications for Retiree Health and Pension Benefits and Establishing a Retiree Health Care Trust Fund



PROPOSITION B

Shall the City increase the years of service required for new City employees and certain employees of the School District, the Superior Court and the Community College District to qualify for employer-funded retiree health benefits, establish a separate Retiree Health Care Trust Fund to fund retiree health care costs, and increase retirement benefits and retirement cost-of-living adjustments for certain City employees?



Digest

by the Ballot Simplification Committee

THE WAY IT IS NOW: Under the City Charter, City employees, and certain employees of the School District, the Superior Court and the Community College District who retire under the San Francisco Employees Retirement System or the California Public Employees' Retirement System are eligible for employer-funded retiree health care benefits after 5 years of service. They may receive credit toward meeting this 5-year requirement for years worked with other public employers with whom the City has an agreement, such as the State of California. The City and these other public employers contribute a majority of the retiree's health benefits and pay for these benefits as the costs are incurred. The City estimates that it will owe \$4 billion over the next 30 years in retiree health care costs. The City and these other public employers have no separate fund to pay for retiree health benefits.

City employees other than certain safety employees such as police officers and firefighters are referred to as "miscellaneous" employees. These employees are represented by various unions that collectively bargain for wages and benefits. The amount of retirement allowance for these employees is determined by multiplying their highest annual salary by an age factor for each year of service. The age factor is 1% at age 50, rising to 2% at age 60. Thus, employees with 20 years of service receive 40% of their highest annual income if they retire at age 60.

Each year, the basic cost of living adjustment (COLA) benefit is calculated based on the original retirement benefit amount up to 2%. When the retirement fund has enough excess investment earnings, the retirement system must also pay an additional benefit called a supplemental COLA, not to exceed a total adjustment of 3%.

THE PROPOSAL: Proposition B is a Charter Amendment that would increase the years of service required to qualify for employer-funded retiree health benefits for City employees and certain employees of the School District, the Superior Court and the Community College District who retire under the San Francisco Employees Retirement System or the California Public Employees' Retirement System and were hired on or after January 10. 2009.

Employees become eligible to participate in the retirement health care system after 5 years of service. Employer contributions to the retiree health benefits for these new employees would be as follows:

- No employer contribution for employees with 5 to 10 years of service;
- 50% for employees with 10 to 15 years of service;
- 75% for employees with 15 to 20 years of service;
- 100% for employees with 20 or more years of service, employees who retire for disability, and surviving spouses or domestic partners of employees killed in the line of duty.

Years of employment with other public employers will not be included in calculating credit for years of service.

Proposition B would establish a separate Retiree Health Care Trust Fund to pay for the City's future costs related to retiree health care. This Trust Fund would be funded by employer and employee contributions for employees hired on or after January 10, 2009. These new employees would contribute up to 2% of their pre-tax pay and employers would contribute 1%. The School District and the Community College District would have the option to participate in and contribute to this Trust Fund if their governing boards approve.

This Trust Fund would be administered by a Retiree Health Care Board governed by five trustees, one selected by the City Controller, one by the City Treasurer, one by the Executive Director of the San Francisco Employees Retirement System, and two elected by the active and retired members of the City's Health Service System.

In addition, Proposition B would make the following changes to retirement benefits and COLAs for miscellaneous City employees who retire on or after January 10, 2009:

- The age factor for employees who retire at age 60 would increase to 2.1% and rise to 2.3% at age 62. Thus, employees with 20 years of service would receive 42% of their highest annual salary if they retire at age 60 or 46% if they retire at age 62.
- The basic COLA benefit would be compounded annually based on the retirement benefits payable on June 30th of the prior year.
- The supplemental COLA, which is paid when there is enough excess investment earnings, also would increase for a total adjustment of retirement benefits up to 3-1/2%.

The City would freeze wages and other economic benefits for miscellaneous City employees from July 1, 2009 through June 30, 2010.

A "YES" VOTE MEANS: If you vote yes, you want to change the Charter to increase the years of service required for new City employees and certain employees of the School District, the Superior Court and the Community College District to qualify for employer-funded retiree health benefits. You want the City to establish a separate Retiree Health Care Trust Fund to fund retiree health care costs. You want the City to increase retirement benefits and retirement COLAs for certain City employees and to freeze wages and other economic benefits of these employees for one year

A "NO" VOTE MEANS: If you vote no, you do not want to make these changes to the Charter.

Notice to Voters:

The "Controller's Statement" and "How 'B' Got on the Ballot" information on this measure appear on the opposite (facing) page.

THIS MEASURE REQUIRES 50%+1 AFFIRMATIVE VOTES TO PASS.

ARGUMENTS FOR AND AGAINST THIS MEASURE IMMEDIATELY FOLLOW THIS PAGE. THE FULL TEXT BEGINS ON PAGE 146. SOME OF THE WORDS USED IN THE BALLOT DIGEST ARE EXPLAINED ON PAGE 90.





Changing Qualifications for Retiree Health and Pension Benefits and Establishing a Retiree Health Care Trust Fund

Controller's Statement on "B"

City Controller Edward Harrington has issued the following statement on the fiscal impact of Proposition B:

Should the proposed charter amendment be approved by the voters, in my opinion, the City will have both significant added costs in the near and medium term for the cost of employee pension benefits and significant savings in the near term under its labor contracts and in the long term for the cost of retiree health benefits.

Pension Benefits: The Charter amendment would increase the maximum retirement benefit available to City miscellaneous employees from the current 2% of final pay at 60 years of age, up to 2.3% of final pay at age 62 and enhance cost of living increases for pension recipients. These changes would add approximately 3.5% of salary to the cost of funding an average employee's retirement benefits, or an ongoing annual cost to the City of approximately \$84 million for the next 20 years, dropping after 20 years to an ongoing annual cost of 1.1% of salary or approximately \$27 million at current rates.

To partially pay for this increased retirement benefit, the amendment freezes wages for the 2009-2010 fiscal year. This provision is estimated to save the City approximately 2.1% of salary or an estimated \$35 million on an annual basis. These savings estimates are based on an assumption that the City would otherwise have provided wage increases at percentage rates at or near the projected consumer price index for that period and is consistent with the City's historical experience in negotiated labor contracts. Finally, the Charter amendment specifies that the City's ongoing expenditures for improved retirement benefits under this proposal must be considered the equivalent of wages in future labor arbitration proceedings. Note that these provisions do not apply to the labor contracts for police, firefighters, sheriffs, nurses and transit operators.

Retiree Health Benefits: Currently, employees are eligible for fully paid health benefits following retirement after five years of working for the City and regardless of where they spend the balance of their careers. The amendment retains eligibility at five years, but changes the City contribution to provide graduated levels of paid coverage; 50% paid with ten years of service of service, 75% with 15, and 100% with 20 years of service. It also requires that employees actually retire within 180 days of leaving City employment to receive benefits. Under the Charter and Federal laws, these changes will not affect any current employees—only those hired after January 10, 2009.

Employees hired after January 10, 2009 will pay 2% of salary, and the City will pay 1% of salary into a new trust fund to pay for retiree health benefits. The amendment would reduce the number of people who would eventually have been eligible for paid retiree health benefits and the cost to the City of their benefits. It also will create significant savings for the City as investment earnings in the trust will help pay for the cost of the benefits going forward. By 2031 the majority of employees will be under this new benefit plan and, based on the City's actuarial analysis, the proposed funding of 3% of salary is estimated to be sufficient to cover the cost of the benefits on an ongoing basis.

Note that the City currently pays the cost of retirees' health benefits each year as that year's expense is due. As a result, there is a substantial unfunded liability, estimated to be approximately \$4 billion in total, for the future cost of retiree health benefits that current employees have already earned. That liability is somewhat reduced by the proposals in this Charter amendment which address future hires, but the bulk of the cost, estimated at between \$250 and \$300 million annually at current rates, will have to be otherwise addressed by the City.

How "B" Got on the Ballot

On February 26, 2008 the Board of Supervisors voted 10 to 0 to place Proposition B on the ballot.

The Supervisors voted as follows:

Yes: Supervisors Alioto-Pier, Ammiano, Chu, Daly, Elsbernd, Maxwell,

McGoldrick, Mirkarimi, Peskin and Sandoval.

Excused: Supervisor Dufty.

THIS MEASURE REQUIRES 50%+1 AFFIRMATIVE VOTES TO PASS.

ARGUMENTS FOR AND AGAINST THIS MEASURE IMMEDIATELY FOLLOW THE FACING PAGE. THE FULL TEXT BEGINS ON PAGE 146. SOME OF THE WORDS USED IN THE BALLOT DIGEST ARE EXPLAINED ON PAGE 90.





Changing Qualifications for Retiree Health and Pension Benefits and Establishing a Retiree Health Care Trust Fund

This disclaimer applies to the proponent's argument on this page and the rebuttal to the opponent's argument on the facing page. *The Board of Supervisors authorized the submission of the following argument.* As of the date of the publication of this Voter Information Pamphlet, the following Supervisors endorse the measure: Supervisors Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Peskin and Sandoval; take no position on the measure: Supervisors Chu, Maxwell, McGoldrick and Mirkarimi.

PROPONENT'S ARGUMENT IN FAVOR OF PROPOSITION B

San Francisco's retiree health care system faces a fiscal crisis.

In just six years, annual retiree health care costs have risen from \$17 million to \$115 million. San Francisco now faces a \$4 billion unfunded liability for retiree health care costs already promised.

Left unchecked, this staggering liability could undermine health benefits for all employees, drastically impact taxpayers and city services, and, without action, potentially bankrupt the system.

Proposition B is a comprehensive reform package that protects retiree health care, taxpayers and city residents.

Crafted by city employees and their unions, working together with the Mayor and Board of Supervisors, Proposition B maintains current retiree health care benefits, but lengthens the period required for new city employees to qualify for subsidized benefits. In return, city employees, whose pension rates are among the lowest in the state, will receive a modest pension increase.

Proposition B:

- Maintains eligibility for retiree health care for all current and new city employees;
- Extends the time necessary for a city employee to work to gain fully subsidized retiree health care;

- Creates a separate retiree Health Care Trust Fund and mandates contributions from both employees and the city to help defray future retiree health care costs:
- Increases Cost of Living Adjustments (COLA) for retirees and modestly improves pensions for employees who retire at or after age 60;

Proposition B was passed unanimously by the Board of Supervisors and is strongly supported by city employees, their unions, Mayor Newsom, San Francisco taxpayers and business leaders.

Protect retiree health care and our future economic stability by voting YES on B.

Mayor Gavin Newsom Board of Supervisors President Aaron Peskin* Supervisor Sean Elsbernd Tim Paulson, Executive Director, San Francisco Labor Council Steve Falk, President, Chamber of Commerce Judith Berkowitz, President, Coalition for San Francisco Neighborhoods

*For identification purposes only

REBUTTAL TO PROPONENT'S ARGUMENT IN FAVOR OF PROPOSITION B

MAJOR REFORM OF THE SAN FRANCISCO CITY CHARTER IS NEEDED REGARDING COSTLY AND TAX WASTING ELECTIONS ON MINOR MUNICIPAL EMPLOYMENT QUESTIONS:

Proposition B is a classical case of why we need to change the San Francisco City Charter regarding municipal employment rules.

As matters stand, virtually any minor change in City employee laws must be voted upon in a costly City Charter election -- such as this one.

Many tens of thousands of dollars will be spent on counting the votes on this very minor City Charter amendment.

We need to draft new City Charter language to delegate to the Mayor and Board of Supervisors the right to modify carefully defined minor City employee laws.

As a safeguard, perhaps we should require a two-thirds vote on the Board of Supervisors.

In any event, Proposition B is just the latest minor proposal to appear on the ballot in a City Charter election, costing taxpayers a mountain of money for a molehill of municipal employee law change.

Amend the City Charter. End all the tax waste.

Dr. Terence Faulkner, J.D.

Republican Central Committeeman*

Past Chairman of San Francisco Republican Party* (founded: January 1856) Parkmerced Residents' Organization (PRO) Board Member*

Eve Del Castello

Republican Central Committee Candidate*

Denis J. Norrington

Owner

Arrow Stamp Company*

Econo-Color*

Privacy Plus*

Doo Sup Park

Voting Alternate Delegate

Republican Central Committee*

Mike Garza

San Francisco Chapter President

Mexican American Political Association (MAPA)*

*For identification purposes only



Changing Qualifications for Retiree Health and Pension Benefits and Establishing a Retiree Health Care Trust Fund



OPPONENT'S ARGUMENT AGAINST PROPOSITION B

THIS BALLOT MEASURE UNDERLINES WHY MINOR CITY EMPLOYEE WORK RULES SHOULD NOT BE PUT IN THE CITY CHARTER:

This proposed San Francisco City Charter amendment proposal [Proposition B] illustrates why City employment work rules should not be locked into the Charter. Every time the rules need to be changed, another expensive election and vote-counting is required.

The Board of Supervisors (perhaps by a two-thirds majority?) and the Mayor should be delegated these powers... to save public tax funds. This would be a good government measure.

Dr. Terence Faulkner, J.D.
 Past State Secretary
 California Republican County Chairmen's Association*

– Eve Del Castello
 Republican County Central Committee Candidate*

*For identification purposes only

REBUTTAL TO OPPONENT'S ARGUMENT AGAINST PROPOSITION B

San Franciscans have come together to Support Proposition B

We have come together to develop Prop B, a plan that preserves fair health and retirement benefits for city workers, while reducing future healthcare costs by more than a billion dollars..

The **Mayor** AND the **Board of Supervisors** enthusiastically endorse Proposition B because it sets aside money now to meet the City's long-term obligations. Prop B preserves health benefits and provides a fair pension for all city workers. It lengthens the probationary period before new city employees receive full health benefits. And it saves \$1.4 billion in healthcare costs over 30 years. The **Chamber of Commerce** AND the **San Francisco Labor Council** support Proposition B because this comprehensive reform package protects retirees' health benefits and provides a modest cost-of-living adjustment while avoiding hundreds of millions in unnecessary healthcare spending.

The San Francisco Democratic Party AND the San Francisco Republican Party urge residents vote Yes on B, because it was a compromise measure where people of all sides came together to make it reform. Proposition B protects San Francisco's economy and ensures retiree benefits in the future.

SPUR (San Francisco Planning and Urban Research Association) supports Proposition B because it is sensible, smart reform.

Now is the time for comprehensive reform. We urge you to vote Yes on B.

Mayor Gavin Newsom
Board of Supervisors President Aaron Peskin *
Supervisor Sean Elsbernd
Tim Paulson, Executive Director, San Francisco Labor Council
Steve Falk, President and CEO, San Francisco Chamber of Commerce
Judith Berkowitz, President, Coalition for San Francisco
Neighborhoods

*For identification purposes only





Changing Qualifications for Retiree Health and Pension Benefits and Establishing a Retiree Health Care Trust Fund

PAID ARGUMENTS IN FAVOR OF PROPOSITION B

San Francisco's Neighborhoods support Prop B

It's fair, it's responsible, and it's good government.

Who else do you know besides our city employees that only has to work 5 YEARS at a job before getting FULL health benefits after retirement age?

FACT: Health Care Pension Costs have to be paid before any other item in the city's budget.

This measure...

- Reforms the system to proportional benefits for service of 5, 10, 15, and 20 years before full benefits are accrued.
- Requires new hires to contribute to health care fund.
- Saves billions of dollars over the next few decades.

If we don't act now, neighborhoods and services will be compromised with the crushing costs of escalating health care.

Vote YES on Prop B!

- Coalition for San Francisco Neighborhoods

The true source of funds for the printing fee of this argument is the Coalition for SF Neighborhoods.

YES ON PROPOSITION B

City government has a \$4 billion debt for retiree health insurance benefits that has to be fixed. We got into this mess because the city has allowed people who may have worked for the city for as little as 5 years to be eligible at age 50 for taxpayer paid health insurance, even though they may not have worked for the city in decades.

Prop B will require city employees to pay into a trust fund for part of the cost of their future retirement health insurance costs and to make the benefit available only to employees who leave city employment at retirement age. In exchange for reining-in health insurance costs, Prop B improves pension benefits, in line with those of other local jurisdictions.

Business, labor and civic groups agree, Vote YES on PROP. B.

San Francisco Chamber of Commerce

The true source of funds for the printing fee of this argument is the SF Chamber of Commerce.

Vote Yes on Prop. B!

The City has an unfunded liability of over 4 billion dollars to provide health care for retired civil servants.

Prop. B brings San Francisco's benefits in line with other cities of California and provides a mechanism to eventually eliminate this liability.

It is a fiscally responsible and prudent first step.

Bill Campbell, Vice Chair – Finance, San Francisco Republican Party

Sarah Vallette, Candidate, SFRCCC, 13th AD Guy Vaillancourt, Candidate, SFRCCC, 13th AD Alisa Farenzena, Candidate, SFRCCC, 13th AD

The true source of funds for the printing fee of this argument is Bill Campbell.

Proposition B is a modest step in the right direction.

Projections for San Francisco's retiree health benefit have grown beyond our means to pay for them – over \$4 billion. That's because San Francisco subsidizes retiree health benefits after just 5 years of employment – a ridiculously low qualifier by any public or private standard.

Prop B will increase the years of service necessary for new hire retiree health care benefits to 10 years. Over time, our \$4 billion deficit will be decreased, and then eliminated.

Vote YES on B.

Small Property Owners of San Francisco

The true source of funds for the printing fee of this argument is Small Property Owners of San Francisco.

Yes On Proposition B

San Francisco's Civil Service rules need to be reformed. While this reforms only healthcare benefits, it is a good first step.



Changing Qualifications for Retiree Health and Pension Benefits and Establishing a Retiree Health Care Trust Fund



PAID ARGUMENTS IN FAVOR OF PROPOSITION B

Yes On Proposition B

San Francisco Republican Party

Officers

Howard Epstein, Chairman
Jennifer DePalma, Treasurer
Bill Campbell, VC – Finance
Janet Campbell, VC – Special Events
Leo Lacayo, VC – Communications
Christopher L. Bowman, VC – Precinct Operations

Members

12th Assembly District Jim Anderer Michael Antonini, DDS Harold M. Hoogasian Stephanie Jeong David R. Kiachko Ron "Dr. K" Konopaski Rita O'Hara

13th Assembly District John Brunello Mike DeNunzio Harmeet Dhillon Christine Hughes Dana Walsh Sue C. Woods

SFRP Endorsed Candidates

Dana Walsh, Congressional District 8

Conchita Applegate, Assembly District 12

Harmeet Dhillon, Assembly District 13

Mike DeNunzio, Supervisorial District 3

The true source of funds for the printing fee of this argument is the San Francisco Republican Party.

The three largest contributors to the true source recipient committee are: 1. The DGF Y2K Special Purpose Trust, 2. PG&E, 3. The California Republican Party.

B Stops the Bleeding

Where else besides San Francisco government can you work for 5 years and get subsidized retiree health care benefits for the rest of your life? San Francisco is over \$4 billion in the hole because of it.

Proposition B is a rare good idea that will increase the 5 years to 10 for partial benefits, and to 20 years service for full benefits – still generous by any public or private comparisons. The \$4 billion deficit will decrease over time.

Good ideas like this deserve taxpayer support – vote **YES** on **B**.

San Francisco Taxpayers Union

The true source of funds for the printing fee of this argument is the SF Taxpayers Union.

Current and Retired City Employees Support Prop B

Prop B is a carefully crafted package to protect the fiscal health of the City's active and retiree medical plan, ensure good retirement benefits for city workers and save as much as \$1.4 billion in healthcare costs over the next 30 years. That is money that is available for other initiatives and programs. We, the undersigned current and retired employees of the City and County of San Francisco, urge a YES vote on Prop B – good public policy that is good for us all.

John W. Madden, Retiree
Claire Zvanski, Labor Activist
Stephanie Mischak Lyons
Kate Favetti
Joe Driscoll
Michael Humphrey
Larry Dean Coate
Roger Francis
Michael Chan
Donovan Corliss
Bing Chu
Cheong-Zseng Eng
Allen Chan
Charles W. Lewis
John Foecke

The true source of funds for the printing fee of this argument is Citizens United for Reform.

The contributor to the true source recipient committee is the SF Labor Council Neighbor Members Education Political Issues Comm.





Changing Qualifications for Retiree Health and Pension Benefits and Establishing a Retiree Health Care Trust Fund

PAID ARGUMENTS IN FAVOR OF PROPOSITION B

Healthcare Benefits and a Balanced Budget. Democrats Support Prop B!

Prop B is an opportunity for San Francisco to be able to still provide great healthcare benefits to their city employees and retirees, and help keep medical costs down for decades to come. Democrats are united in their support of benefits for city employees and for Prop B.

San Francisco Democratic Party

The true source of funds for the printing fee of this argument is Citizens United for Reform.

The contributor to the true source recipient committee is the SF Labor Council Neighbor Member Educ. Political Issues Comm.

Labor and Business Agree: Prop B Protects Health Benefits and Reduces Costs

Proposition B is a sensible plan — developed by a coalition of city workers, retirees, fiscal watchdogs, business leaders and supported by the Mayor and the Board Supervisors — to preserve health benefits and provide a fair retirement for city workers, while reducing the city's long-term healthcare costs. By setting aside money now, we can protect ourselves against spiraling future healthcare costs. Experts say, Prop B could save as much as \$1.4 billion in city healthcare expenses over the next 30 years. By planning ahead, we can prevent the need for tax increases and service cuts brought on by healthcare cost increases.

Vote YES on Prop B

San Francisco Labor Council San Francisco Chamber of Commerce

The true source of funds for the printing fee of this argument is Citizens United for Reform.

The two contributors to the true source recipient committee are the SF Labor Council Neighbor Member Education Political Issues Comm and the SF Chamber of Commerce's 21st Century Political Action Committee (PAC).

Proposition B Preserves Health Benefits and Protects City Finances

For years, San Francisco has provided good health benefits for its employees. But spiraling healthcare costs are making it harder for the city to provide good health benefits for city workers at an affordable price. New studies show that, unless something is done now, a massive share of the city budget will go to paying healthcare costs for retired city employees in years to come.

Prop B fixes this problem by setting aside sufficient reserves now to cover future benefits costs. It also lengthens the probation period before new city employees receive full health benefits, so employees who don't stay with the city don't earn lifetime benefits for short-term service. Prop B is reasonable reform supported by both city workers and fiscal watchdogs.

Building Owners and Managers Association

The true source of funds for the printing fee of this argument is Citizens United for Reform.

The contributor to the true source recipient committee is the SF Labor Council Neighbor Member Education Political Issues

Police Officers, Firefighters and Public Safety Professionals Support Prop B

Proposition B will save more than a billion dollars in healthcare costs over the next 30 years, preserving funding for police, fire and other public safety services and programs. That's why San Francisco Police Officers, Firefighters and public safety professionals urge you to vote YES on B.

District Attorney Kamala D. Harris San Francisco Police Officers Association San Francisco Firefighters, Local 798

The true source of funds for the printing fee of this argument is Citizens United for Reform.

The contributor to the true source recipient committee is the SF Labor Council Neighbor Member Education Political Issues Committee.



Changing Qualifications for Retiree Health and Pension Benefits and Establishing a Retiree Health Care Trust Fund



PAID ARGUMENTS IN FAVOR OF PROPOSITION B

Prop B Reforms Government Spending

Prop B reforms medical and retirement benefits for city employees. Unless something is done to control costs, the City eventually will pay 11% of its total payroll on healthcare.

Proposition B is a smart plan that allows the City to preserve health benefits the way they are now while reducing long-term costs. Prop B will save the City as much as \$1.4 billion in health-care charges over the next 30 years.

Vote YES on B.

Senator Leland Yee Assessor Phil Ting* Supervisor Carmen Chu Leon Chow, Chair, Chinese Progressive Association*

*For identification purposes only

The true source of funds for the printing fee of this argument is Citizens United for Reform.

The contributor to the true source recipient committee is the SF Labor Council Neighbor Member Education Political Issues Comm.

Save Healthcare — Vote YES on Prop B

Proposition B protects the city's healthcare system for current and retired employees, while preserving funding for vital city services, like our public health system. This badly needed reform will save more than a billion dollars over the next three decades. Please join us in voting YES on B.

Senator Carole Migden
Assemblyman Mark Leno
Supervisor Tom Ammiano
Supervisor Bevan Dufty
Alice B. Toklas LGBT Democratic Club
Harvey Milk LGBT Democratic Club

The true source of funds for the printing fee of this argument is Citizens United for Reform.

The contributor to the true source recipient committee is the SF Labor Council Neighbor Member Education Political Issues Committee.

Prop B ensures that the City Budget Isn't Balanced on the Backs of Neighborhood Businesses

Small business owners understand what it takes to balance a budget, meet a payroll and plan for the future. Prop B allows the City to do just that by creating a sensible plan to tackle rising healthcare costs, while preserving health insurance for employees. If the City doesn't pay down its multi-billion dollar unfunded healthcare liability, we'll all end up paying more in the future — either through higher taxes or cuts in vital neighborhood services. Prop B creates a long-term plan to save up to \$1.4 billion in healthcare costs.

Vote Yes on B

Pat Christensen, ED Small Business Advocates and Small Business Network*

Stephen Cornell, Former Small Business Commissioner

Steven Sarver, San Francisco Soup Company

*For identification purposes only

The true source of funds for the printing fee of this argument is Citizens United for Reform.

The contributor to the true source recipient committee is the SF Labor Council Neighbor Member Education Political Issues Committee.

African American Leaders Support Prop B

Proposition B guarantees the retirement and health security that so many in our community have fought to achieve. Prop B budgets for the future and ensures that, in the face of rising healthcare costs, the city will be able to afford to provide health insurance to retired bus drivers, healthcare workers, police officers and firefighters. Prop B will save as much as \$1.4 billion in healthcare costs over the next 30 years.

Please join us in voting YES on Prop B.

Leroy King, Labor Leader, I.L.W.U. Local 6* James Bryant, COPE Chair, SEIU 1021*

*For identification purposes only

The true source of funds for the printing fee of this argument is Citizens United for Reform.





Changing Qualifications for Retiree Health and Pension Benefits and Establishing a Retiree Health Care Trust Fund

PAID ARGUMENTS IN FAVOR OF PROPOSITION B

The contributor to the true source recipient committee is the SF Labor Council Neighbor Member Educ. Political Issues Comm.

San Francisco Planning and Urban Research (SPUR) Urges Your Support for Proposition B

Proposition B is a consensus solution to the City's biggest looming financial problem. Every organization in America — businesses, governments, schools and nonprofits — faces the prospect of rapidly rising healthcare costs.

Prop. B is a sensible approach that demonstrates San Francisco's leadership on this national issue.

Experts estimate that San Francisco's unfunded healthcare liability is as much as \$4 billion. That means the **City owes \$4 billion to provide medical benefits for its current and future retirees.** We have no existing reserves to meet these costs and healthcare costs are still growing every year.

Prop. B addresses the growth in retiree health costs head on. Future employees will prefund their retirement health costs through contributions shared with the City. Prop B also lengthens

the probationary period before new City employees receive full health benefits.

Finding a solution to the retiree health care problem is also the result of a unique confluence of political and economic circumstances and personalities that might not appear again.

Given that the City's workforce is aging, retiree health costs are expected to increase even more quickly in the future and **we need to begin solving this issue now.**

SPUR urges a YES vote on Prop B

For the full analysis, go to www.spur.org

San Francisco Planning and Urban Research (SPUR)

The true source of funds for the printing fee of this argument is the SPUR Urban Issues Committee.

The three largest contributors to the true source recipient committee are: 1. SPUR, 2. Paul Sack, 3. Michael Wilmar.

PAID ARGUMENTS AGAINST PROPOSITION B

NO PAID ARGUMENTS AGAINST PROPOSITION B WERE SUBMITTED





PROPOSITION C

Shall the City prohibit San Francisco Employees' Retirement System members who are convicted of a crime involving moral turpitude in connection with their employment from receiving any retirement benefits funded with employer contributions?



Digest

by the Ballot Simplification Committee

THE WAY IT IS NOW: The Charter prohibits employees who were members of the San Francisco Employees' Retirement System (SFERS) from receiving any employer-funded retirement benefit if they were convicted of a crime involving moral turpitude (see "Words You Need to Know" on page 90) in connection with their employment. This provision was first added in 1966. New retirement plans must be approved by the voters through Charter amendments. Since 1966, this prohibition relating to conviction for certain crimes was not consistently added to all new retirement plans added to the Charter.

A court recently found that the Charter's prohibition relating to conviction for certain crimes applies only to retirement service benefits and not to all other forms of benefits, such as claims for disability retirement or a vesting allowance.

THE PROPOSAL: Proposition C is a Charter Amendment that would prohibit San Francisco Employees' Retirement System members who are convicted of a crime involving moral turpitude in connection with their employment from receiving any retirement benefits funded with employer contributions.

This prohibition would apply to employees regardless of whether they retired from service, retired as a result of a disability, or were receiving a vesting allowance.

A "YES" VOTE MEANS: If you vote yes, you want to amend the Charter to prohibit San Francisco Employees' Retirement System members who are convicted of a crime involving moral turpitude in connection with their employment from receiving any retirement benefits funded with employer contributions.

A "NO" VOTE MEANS: If you vote no, you do not want to make these changes to the Charter.

Controller's Statement on "C"

City Controller Edward Harrington has issued the following statement on the fiscal impact of Proposition C:

Should the proposed charter amendment be approved by the voters, in my opinion, it would not affect the cost of government. The Charter amendment affirms prior voter-approved policy by conforming retirement-related sections of the Charter to state that retirement system members who are convicted of a crime involving moral turpitude related to their public employment are prohibited from receiving employer-funded retirement benefits.

How "C" Got on the Ballot

On February 5, 2008 the Board of Supervisors voted 10 to 1 to place Proposition C on the ballot.

The Supervisors voted as follows:

Yes: Supervisors Alioto-Pier, Ammiano, Chu, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin and Sandoval.

No: Supervisor Daly.

THIS MEASURE REQUIRES 50%+1 AFFIRMATIVE VOTES TO PASS.

ARGUMENTS FOR AND AGAINST THIS MEASURE IMMEDIATELY FOLLOW THIS PAGE. THE FULL TEXT BEGINS ON PAGE 155. SOME OF THE WORDS USED IN THE BALLOT DIGEST ARE EXPLAINED ON PAGE 90.





This disclaimer applies to the proponent's argument on this page and the opponent's argument and the rebuttal to the opponent's argument on the facing page. The Board of Supervisors authorized the submission of the following argument. As of the date of the publication of this Voter Information Pamphlet, the following Supervisors endorse the measure: Supervisors Alioto-Pier, Dufty, Elsbernd, Peskin and Sandoval; oppose the measure: Supervisor Daly; take no position on the measure: Supervisors Ammiano, Chu, Maxwell, McGoldrick and Mirkarimi.

PROPONENT'S ARGUMENT IN FAVOR OF PROPOSITION C

Voters Oppose Funding Dishonest Acts!

For a near half century, the City's Charter has upheld the will of the voters by prohibiting City employees from receiving any tax-payer-funded retirement benefits if they were criminally convicted of a crime involving moral turpitude committed against the City in the course of their employment. Past examples of such crimes include stealing books from our public libraries, and stealing parking meter revenue that should have gone to improving our MUNI system.

Despite the voters' intent, a recent court ruling stated that this provision applies only to a certain classification of retirements, not all retirements.

Proposition C will reaffirm the voters' intent, by responding directly to this poorly crafted judicial opinion by prohibiting any and all City employees convicted of a crime involving moral turpitude against the City, during the course of their employment, from receiving any taxpayer contributions to their pensions upon application for their retirement.

All but one member of the Board of Supervisors voted in favor of Proposition C, and the San Francisco Employees' Retirement System Board unanimously approved the measure.

Please join me in reaffirming the will of the voters by voting YES on C.

Sean R. Elsbernd
Member, San Francisco Board of Supervisors
Member, San Francisco Employee Retirement System Board*

* For identification purposes only

REBUTTAL TO PROPONENT'S ARGUMENT IN FAVOR OF PROPOSITION C

The politicians are at it again, cluttering up our ballot with purely symbolic measures. The proponents of Proposition C have provided no compelling reason to justify the expense of yet another ballot measure to alter the City's charter. Worse still, even as a purely symbolic measure, Proposition C is unworthy of our great city. It falsely suggests that San Francisco's public employees are committing crimes on the job and going unpunished, but the truth is that most public health nurses, firefighters, teachers and other public employees are extraordinarily dedicated and lawabiding public servants. When a bad actor does commit a crime, our excellent district attorney has the tools she needs to root out public corruption. There is simply no need for a measure like Proposition C. Proposition C is all the more repugnant for its use of language - "crimes of moral turpitude" - that has long been used in many parts of this country as a way to prosecute homosexual activity. The Harvey Milk Club does not like publicemployee-bashing any more than we like gay-bashing. We join the San Francisco Democratic Party and the San Francisco Labor Council in urging you to vote NO on Proposition C.

Harvey Milk LGBT Democratic Club





OPPONENT'S ARGUMENT AGAINST PROPOSITION C

No on Prop C.

In the past, **moral turpitude** has been defined in discriminatory ways by conservative judges.

San Francisco values mean standing up for all of us against consevative attacks.

Please vote no on Prop C.

Supervisor Chris Daly

REBUTTAL TO OPPONENT'S ARGUMENT AGAINST PROPOSITION C

Dishonesty is not a San Francisco value.

San Francisco voters do not support providing taxpayer funded retirement benefits to former City employees convicted of stealing taxpayer money while working for the City. Current law requires such benefits be forfeited by such persons because voters passed the measure over forty years ago and have continued to do so at every opportunity.

Measure C does not change current law.

Measure C defends current law by eliminating a loophole created by a drafting error decades ago and uncovered in a recent court ruling.

The decision to award or deny retirement benefits is not, and has never been, made by "conservative judges".

The decision is made by the San Francisco Retirement Board, composed of members appointed by the Mayor and the Board of Supervisors and elected by retirees.

Without the clarification provided by Measure C, convicted criminals will profit at the taxpayer's expense twice: first by stealing from their publicly funded City employer, and second by exploiting a weakness in the City Charter to illegally qualify for publicly funded benefits.

Uphold the will of the voters. Vote yes on C!

Sean R. Elsbernd Member, San Francisco Board of Supervisors Member, San Francisco Retirement Board





PAID ARGUMENTS IN FAVOR OF PROPOSITION C

NO PAID ARGUMENTS IN FAVOR OF PROPOSITION C WERE SUBMITTED

PAID ARGUMENTS AGAINST PROPOSITION C

NO PAID ARGUMENTS AGAINST PROPOSITION C WERE SUBMITTED



Appointments to City Boards and Commissions



PROPOSITION D

Shall it be City policy that the membership of City boards and commissions reflect the interests and contributions of both men and women of all races, ethnicities, sexual orientations and types of disabilities and that City officers and agencies support the nomination, appointment or confirmation of female, minority and disabled candidates to fill seats on those bodies?



Digest

by the Ballot Simplification Committee

THE WAY IT IS NOW: The Charter requires that City boards and commissions be broadly representative of the communities of interest, neighborhoods, and the diversity in ethnicity, race, age and sexual orientation of the City and County and have representation of both sexes.

The Charter does not require the City to collect data on the diversity of members serving on City boards and commissions.

THE PROPOSAL: Proposition D is a Charter Amendment that would make it official City policy that the membership of City boards and commissions reflect the interests and contributions of both men and women of all races, ethnicities, sexual orientations and types of disabilities. The policy would further urge that City officers and agencies, as appropriate, support the nomination, appointment or confirmation of female, minority and disabled candidates to fill seats on those bodies.

Proposition D would require the Commission on the Status of Women to analyze, report and track the diversity of appointments to City boards and commissions every two years. The Commission would base its analysis only on voluntary disclosures of information by appointed members.

A "YES" VOTE MEANS: If you vote yes, you want to make these changes to the Charter.

A "NO" VOTE MEANS: If you vote no, you do not want to make these changes to the Charter.

Controller's Statement on "D"

City Controller Edward Harrington has issued the following statement on the fiscal impact of Proposition D:

Should the proposed charter amendment be approved by the voters, in my opinion, there would be a minimal impact on the cost of government.

How "D" Got on the Ballot

On February 12, 2008 the Board of Supervisors voted 11 to 0 to place Proposition D on the ballot.

The Supervisors voted as follows:

Yes: Supervisors Alioto-Pier, Ammiano, Chu, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin and Sandoval.

THIS MEASURE REQUIRES 50%+1 AFFIRMATIVE VOTES TO PASS.





Appointments to City Boards and Commissions

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PROPONENT'S ARGUMENT IN FAVOR OF PROPOSITION D

Vote Yes on D.

The people who sit on the City and County of San Francisco's advisory bodies are a powerful group, as they play an integral part in the policy-making process. They advise public officials on community concerns, significant policy matters, administrative oversight and give voice to San Franciscans throughout the legislative process.

The Commission on the Status of Women recently conducted a survey of San Francisco's commissions, boards, and task forces and found that membership on these advisory bodies does not reflect properly San Francisco's demographics. This reflects poorly on government process, as only those truly represented can participate in a democracy and be truly governed.

In response, this charter amendment asks that it be official city policy to appoint an authentically diverse group of commissioners to the advisory bodies that serve at the very core of our government. Women and men of all disability types, of all races, ethnic backgrounds, and sexual orientation make up our vibrant and amazing city, and they should be heard in our policies and govern-

ment in much the same way.

In order to track the progress San Francisco is making on this official city policy, the Commission on the Status of Women will report on the diversity of these bodies every other year.

Let the voices heard in City Hall really be the voices of San Francisco.

Vote Yes on D.

Supervisor Jake McGoldrick*
Board President Supervisor Aaron Peskin*
Supervisor Sophie Maxwell*
Supervisor Ross Mirkarimi
Supervisor Sean Elsbernd
Supervisor Gerardo Sandoval*
Supervisor Tom Ammiano*
National Women's Political Caucus – San Francisco
Democratic Women In Action

*For identification purposes only

REBUTTAL TO PROPONENT'S ARGUMENT IN FAVOR OF PROPOSITION D

THE ATTIC HIGHWAYMAN PROCRUSTES WOULD HAVE LOVED PROPOSITION D:

In Ancient Greek mythology there was a legendary highwayman of Attica named Procrustes. He tied his victims to an iron bed. Procrustes stretched the legs or cut off the legs of his victims to make them conform to the length of the Procrustean Bed.

The hero Theseus, afterwards King of Athens, slew Procrustes by attaching him to his own Procrustean Bed.

The adjective "Procrustean" is defined as: "Harsh or inflexible in fitting (someone or something) to a preconceived idea, system, etc."

Good potential appointees for City boards and commissions come from all ethnic, religious, and sexual communities...but never in the exact mathematical order demanded by San Francisco City Hall "bean counters".

The science of statistics does not work that way -- as those of us who have taken college courses in statistics know, all too well.

Proposition D would have the Commission on the Status of Women

prepare regular reports on "bean counting" the ethnic, religious, and sexual orientations of City board and commission appointees.

At best, these reports would just be a waste of time and money.

At worst, because of the influence of "bean counting", many inferior appointees might well be chosen to create artificial statistical models that almost never occur in nature.

Vote against "bean counting" Proposition D.

Dr. Terence Faulkner, J.D.
Republican Central Committeeman*
Past San Francisco Republican Party Chairman*

Eve Del Castello
Republican Central Committee Candidate*

Doo Sup Park
Voting Alternate Delegate
San Francisco Republican Central Committee*

*For identification purposes only



Appointments to City Boards and Commissions



OPPONENT'S ARGUMENT AGAINST PROPOSITION D

ENDLESS REPORTS AND INVESTIGATIONS DON'T PROMOTE "DIVERSITY" – THAT ONLY COSTS MONEY AND PROMOTES "TOKENISM" – THE ONLY ANSWER IS TO MAKE TOP QUALITY APPOINTMENTS FROM ALL COMMUNITIES:

Proposition D is a taxwaster, calling for endless reports on the ethnic backgrounds, religious views, and sexual ties of San Francisco appointees to local commissions and other agencies.

Proposition D is bad government and "tokenism" walking around the City and County of San Francisco – insulting just about *every* community.

San Francisco needs first class appointees to all of it's many different communities to City boards, commissions, and agencies. Proposition D just calls for endless "bean counting"... and for individuals to be appointed without regard to their personal qualifications.

The ill-fated General Custer, if he were to come back from the dead, might meet a number of demographic catagories: Would we want to put him in charge of a high-risk Police Department or Fire Department unit? – Think carefully about all those text book military mistakes made at the Battle of the Little Big Horn.

Vote "NO! on Proposition D.

Dr. Terence Faulkner, J.D.
 Past Executive Committee Member
 California Republican Party*

*For identification purposes only

REBUTTAL TO OPPONENT'S ARGUMENT AGAINST PROPOSITION D

Vote Yes on D.

Amidst truly inscrutable statements regarding a Civil War General and "bean counting", the opponent argues that Measure D would lead to tokenism and bad government. In fact, nothing is further from the truth.

At this time, the advisory bodies that are at the core of the City Hall policy are not truly representative of the people of San Francisco in terms of diversity in race, gender, disabilities, and age. Measure D would merely ask that those who appoint individuals to advisory bodies look for the most qualified individuals to serve from ALL of San Francisco's vital communities.

Thomas Jefferson looked to the broad representation of the people in government in order to keep the will of the governed at the fore-front of the national policy. Measure D will push for broad representation in commissions, task forces and other advisory bodies, in the construction of the laws, in oversight and in the voice of the people that govern San Francisco.

This can only lead to a better, stronger government.

Vote Yes on D.

Supervisor Jake McGoldrick



PAID ARGUMENTS IN FAVOR OF PROPOSITION D

NO PAID ARGUMENTS IN FAVOR OF PROPOSITION D WERE SUBMITTED

PAID ARGUMENTS AGAINST PROPOSITION D

D is a Waste of Time and Money

Does anyone think that San Francisco does not already prioritize diversity ahead of competence? It is the rare city commission that does not reflect set-asides, quotas, and the favorite special interest group of the appointing authorities.

Proposition D would take such pandering to a new level and require the collection of data to support this misguided practice. The data would be collected not by the Human Rights Commission, but the Commission on the Status of Women, which apparently needs a reason to justify its continued existence.

Vote NO on D.

San Francisco Taxpayers Union

The true source of funds for the printing fee of this argument is the SF Taxpayers Union.





PROPOSITION E

Shall the City set qualifications for members of the Public Utilities Commission (PUC) and change the process for appointing members to the PUC by requiring a majority of the Board of Supervisors to approve the Mayor's appointments to the PUC?



Digest

by the Ballot Simplification Committee

THE WAY IT IS NOW: Under the City Charter, the San Francisco Public Utilities Commission (the "PUC") is charged with the responsibility of overseeing the use and control of the City's water supplies, energy supplies and utilities.

The PUC consists of five members, all appointed by the Mayor for four-year terms. The Mayor's appointments to the PUC take effect immediately, but the Board of Supervisors may reject any appointment by a two-thirds vote (at least eight members) within 30 days.

PUC members must be eligible to vote in City elections. The Charter does not require any other qualifications to serve on the PUC.

THE PROPOSAL: Proposition E is a Charter Amendment that would change the process for appointing members to the PUC and would set qualifications for commission members. The Mayor would continue to nominate candidates to the PUC, but the nominees would not take office until the Board of Supervisors voted to approve their appointments by a majority (at least six members).

Proposition E also would require that PUC members meet the following qualifications:

Seat 1 must have experience in environmental policy and an

understanding of environmental justice issues;

- Seat 2 must have experience in ratepayer or consumer advocacy;
- Seat 3 must have experience in project finance;
- Seat 4 must have expertise in water systems, power systems, or public utility management; and
- Seat 5 would be an at-large member.

Proposition E provides for staggered four-year terms for members. Initially, seats 2 and 4 would serve two years; seats 1, 3 and 5 would serve four years.

The terms of all current members of the PUC would end on August 1, 2008. Members appointed under these new requirements could then take office.

A "YES" VOTE MEANS: If you vote yes, you want to make these changes to the City Charter.

A "NO" VOTE MEANS: If you vote no, you do not want to make these changes to the Charter.

Controller's Statement on "E"

City Controller Edward Harrington has issued the following statement on the fiscal impact of Proposition E:

Should the proposed charter amendment be approved by the voters, in my opinion, there would be a minimal impact on the cost of government.

How "E" Got on the Ballot

On February 12, 2008 the Board of Supervisors voted 9 to 2 to place Proposition E on the ballot.

The Supervisors voted as follows:

Yes: Supervisors Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin and Sandoval.

No: Supervisors Alioto-Pier and Chu.

THIS MEASURE REQUIRES 50%+1 AFFIRMATIVE VOTES TO PASS.





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PROPONENT'S ARGUMENT IN FAVOR OF PROPOSITION E

Proposition E is a simple, straightforward measure that requires qualifications and experience for appointments to the Public Utilities Commission.

The Public Utilities Commission is one of the most important commissions in San Francisco. Its responsibilities include overseeing a \$400 million water, wastewater, and municipal power enterprise serving San Francisco and 1.6 million customers in neighboring municipalities. The PUC has embarked on a state-mandated \$4.3 billion seismic retrofit project for our Hetch-Hetchy water system.

Despite the magnitude of these responsibilities, there are NO minimum qualifications for serving on the five- member PUC Commission. By comparison, state water infrastructure commissions have long required their members have minimum qualifications.

Proposition E fixes that glaring oversight. This measure is grounded in good government principles of efficiency and accountability.

Proposition E mandates San Francisco Public Utilities Commissioners have experience and an understanding of the complex issues they are responsible for overseeing.

Proposition E requires its five members have experience in:

• Environmental policy and environmental justice issues;

- Finance:
- Public utilities or water systems management;
- And, ratepayer and consumer advocacy issues.

The final appointment will be reserved for a member of the general public.

San Francisco deserves a Commission with knowledgeable, experienced citizens committed to helping rebuild our water system and leading us towards a sustainable and renewable energy future.

San Francisco's water and infrastructure needs are too important to our quality of life and to the economic vitality of our city for us not to utilize the city's most valuable resource – experienced, qualified citizens.

VOTE YES ON PROPOSITION E for EXPERIENCE and EFFICIENCY.

Supervisor Sophie Maxwell* Board of Supervisors President Aaron Peskin* Supervisor Sean Elsbernd* Supervisor Tom Ammiano*

* For identification purposes only

REBUTTAL TO PROPONENT'S ARGUMENT IN FAVOR OF PROPOSITION E

DON'T GIVE THE POLITICIANS EVEN MORE POWER TO RAISE OUR WATER AND SEWER RATES.

Proposition E is a political ploy that gives the Board of Supervisors the extraordinary power to require political loyalty from every member the Public Utilities Commission. We need more professionalism at the PUC – not more politics.

The Board is already using their existing power to reject commissioners who don't support political projects that could result in MASSIVE INCREASES IN WATER AND SEWER RATES. That last thing we should do is give this Board of Supervisors even more power to politicize the PUC.

The current Board of Supervisors is already injecting politics into PUC decisions. This is the same Board that is trying to put polluting power plants in our neighborhoods in order to drive a public power

agenda. This is the same Board that is already meddling in contracts, requiring us to pay more for our water and sewer services.

PROP. E REQUIRES THE IMMEDIATE REMOVAL OF EVERY COMMISSIONER so the Board can require political loyalty and use their new power to gain even more political power.

DON'T LET THIS BOARD OF SUPERVISORS TAKE OVER THE PUC.

VOTE NO ON PROPOSITON E.

-Coalition for San Francisco Neighborhoods





OPPONENT'S ARGUMENT AGAINST PROPOSITION E

The last thing we need is more politics at the San Francisco Public Utilities Commission.

We need citizen oversight from a qualified commission, not political meddling. But that's exactly what Proposition E will do – put even more politics into a vital city agency.

The PUC should stay focused on rebuilding the Hetch Hetchy water system and delivering clean water at an affordable price. After decades of neglect, we are finally rebuilding this system so that we can protect the health and safety of our residents and guarantee safe water supplies, even after a major earthquake.

Now the Board of Supervisors has yet another plan to increase their power. This time they want to inject politics into the Public Utilities Commission.

Don't let them take over the San Francisco Public Utilities Commission.

The Board already has oversight power over every Commissioner appointed – power they used recently to reject qualified commissioners who did not agree with their politics.

Ed Harrington was recently nominated to run the PUC. He is a nationally-recognized manager and fiscal watchdog with great expertise in the operations of the PUC. We need to let experts like Harrington finish the job of rebuilding our water system at a reasonable price. We don't want this important job to be subjected to political pressure.

The Board should focus on the job they were elected to do – provide oversight and respond to constituents. They should not be allowed to take over city agencies for political reasons. The consequences of political interference in the PUC will be higher water rates and a slower rebuild of Hetch Hetchy.

Keep Politics Away from the SFPUC.

VOTE NO on Proposition E.

Mayor Gavin Newsom Supervisor Michela Alioto-Pier

REBUTTAL TO OPPONENT'S ARGUMENT AGAINST PROPOSITION E

Opponents say Proposition E would politicize appointments to the Public Utilities Commission. Ironically, the opponents are politicians themselves. Proposition E isn't about politics, it's about safeguarding one of our most important commissions with the kinds of checks and balances that are vital to any constitutional democracy.

The city's most important commissions currently operate on this good government system of checks and balances: the Mayor appoints commission members and the Board reviews and approves them. The Municipal Transportation Agency is structured in this way. Prop E would treat Mayoral appointments in the same fashion as the Planning, Building, and Police Commissions.

The challenges facing San Francisco's Public Utilities Commission are enormous – from rebuilding the Hetch-Hetchy water system, to completing and implementing the Sewer System Master Plan, and leading the city's charge towards a more sustainable and renewable energy portfolio.

The PUC must succeed at these daunting tasks, and will need a commission with acumen and experience in environmental policy, finance, and public utilities management. Perhaps most importantly, Proposition E guarantees that ratepayers will have an advocate on the commission to represent small businesses and homeowners, and demand equity and fairness in the ratemaking process.

Requiring minimum qualifications for appointments is a tried and true practice – long embraced by San Franciscans – that professionalizes agencies and increases efficiency.

Establishing minimum qualifications for PUC Commissioners is not "political interference" – it's good government.

VOTE YES ON PROPOSITION E.

Supervisor Sophie Maxwell*
Board of Supervisors President Aaron Peskin*
Supervisor Bevan Dufty*
Supervisor Sean Elsbernd*

*For identification purposes only





PAID ARGUMENTS IN FAVOR OF PROPOSITION E

The Public Utilities Commission controls the water supply of 2.4 million people. Proposition E ensures that the Commissioners who oversee this vital public agency have the qualifications to do so.

Vote yes on E

San Francisco Tomorrow

The true source of funds for the printing fee of this argument is San Francisco Tomorrow.

Ratepayers and consumers support Yes on E

Frustrated when you open your water bill? Too often the Public Utilities Commission has balanced their budget on the backs of San Francisco ratepayers. Proposition E dedicates one seat on the Public Utilities Commission for a Ratepayer Advocate. As the city's water system prepares to spend \$4.3 billion on a seismic retrofit project, its time for homeowners to have a voice when it comes to setting rates. Now is the time for reform. Vote YES on E!

Dave Bisho, San Francisco Homeowner

The true source of funds for the printing fee of this argument is David Bisho.

San Francisco Democratic Party Endorses Yes on E

The Public Utilities Commission is a little-known but extremely powerful agency. San Francisco Democrats support Proposition E because it ensures that qualified individuals, subject to constitutional checks and balances, are guiding the vital decisions of the PUC. For a professional and accountable Public Utilities Commission, vote YES on E.

San Francisco Democratic Party Alice B. Toklas LGBT Democratic Club Harvey Milk LGBT Democratic Club

The true source of funds for the printing fee of this argument is the Alice B. Toklas LGBT Democratic Club.

The three largest contributors to the true source recipient committee are 1. San Francisco Firefighters PAC, 2. Barnes Mosher Whitehurst Lauter and Partners, 3. Mark Leno for Assembly 2006.





PAID ARGUMENTS AGAINST PROPOSITION E

Supervisor Carmen Chu Urges you to Vote No on Prop. E

The last thing we need is more politics at the PUC. The current Public Utilities Commission is experienced and dedicated, and should stay focused on rebuilding the Hetch Hetchy water system and delivering clean water at an affordable price. Prop E is another needless bureaucratic step that would allow the Board to meddle in city agencies for political reasons. Please join me in voting against Prop E.

Supervisor Carmen Chu

The true source of funds for the printing fee of this argument is the Coalition for Renewable Energy + Affordable Water Rates.

The contributor to the true source recipient committee is the SF Chamber of Commerce's 21st Century PAC.

NO ON PROPOSITION E

In 1995, as part of Charter reform, the Board of Supervisors was given new power to veto the Mayor's appointments to many commissions, including the Public Utilities Commission. This new power has not been good enough for Chris Daly and some of his colleagues on the Board.

Now, they are trying to throw-out the entire PUC commission, forcing the Mayor to nominate commissioners that will be beholden to the Board, rather than residents and water users.

San Francisco is in the middle of a multi-billion dollar rebuild of the Hetch Hetchy system. Now is not the time to have the Supervisors meddling in the management of the PUC.

Protect our water system. Vote NO on PROP E.

San Francisco Chamber of Commerce.

The true source of funds for the printing fee of this argument is the SF Chamber of Commerce.

Asian Pacific Democratic Club Opposes Proposition E

Join us in opposing Proposition E. Proposition E could set a precedent justifying the Board's future involvement in other utilities, including phone service, cable television and energy distribution. Allowing City Government to grow, raise taxes and get further way from providing its core services is irresponsible.

Vote against Proposition E to ensure that the Board does not raise your water, power or phone rates, and slow down the rebuild of Hetch Hetchy.

Asian Pacific Democratic Club

The true source of funds for the printing fee of this argument is the Coalition for Renewable Energy + Affordable Water Rates.

The contributor to the true source recipient committee is the SF Chamber of Commerce's 21st Century PAC.

No on Prop. E.

In 1995, San Francisco voters approved a new Charter which reorganized City government and provided for a separation of powers between the Mayor and the Board of Supervisors.

Since 2001, the Board of Supervisors has attempted to gain power at the expense of the Mayor. Now the Board wants to meddle in the operations of the Public Utilities Commission.

San Francisco voters should tell the Board to butt out. Let the Mayor manage the multi-billion dollar Hetch Hetchy retrofit project and hold the bureaucrats and contractors accountable.

Vote No on Prop. E.

San Francisco Republican Party

Officers

Howard Epstein, Chairman
Jennifer DePalma, Treasurer
Bill Campbell, VC – Finance
Janet Campbell, VC – Special Events
Leo Lacayo, VC – Communications
Christopher L. Bowman, VC – Precinct Operations

Members

12th Assembly District Jim Anderer Michael Antonini, DDS Harold M. Hoogasian Stephanie Jeong David R. Kiachko Ron "Dr. K" Konopaski Rita O'Hara





PAID ARGUMENTS AGAINST PROPOSITION E

13th Assembly District John Brunello Mike DeNunzio Harmeet Dhillon Christine Hughes Dana Walsh Sue C. Woods

SFRP Endorsed Candidates

Dana Walsh, Congressional District 8

Conchita Applegate, Assembly District 12

Harmeet Dhillon, Assembly District 13

Mike DeNunzio, Supervisorial District 3

The true source of funds for the printing fee of this argument is the San Francisco Republican Party.

The three largest contributors to the true source recipient committee are: 1. The DGF Y2K Special Purpose Trust, 2. PG&E, 3. The California Republican Party.

Vote No on Prop. E! Don't over-politicize the SF PUC

This measure is part of continued piecemeal attempts to reduce the mayor's power and has nothing to do with making the San Francisco Public Utilities Commission work better.

This is not a good government measure. It is an attempt to **fur-ther politicize the process** of appointing and confirming nominees to the PUC.

The system today allows the Board of Supervisors to reject a mayoral nominee they do not like. And this does happen.

But Prop. E would reduce the threshold to reject a new commissioner so low that many **more nominees would get hung up in the politics of the moment.**

Unfortunately for millions of water and energy users who rely on the SFPUC, these political games are harming your long-term needs.

If this measure passes, all current commissioners will be kicked off in August. Is this responsible government at a time when we are spending billions on a redo of our water system?

Let's fix the PUC, not hyper-politicize it.

Vote No on Prop. E!

For the full analysis, go to www.spur.org

San Francisco Planning and Urban Research (SPUR)

The true source of funds for the printing fee of this argument is the SPUR Voter Education Fund.

The three largest contributors to the true source recipient committee are: 1. SPUR, 2. Paul Sack, 3. Mike Wilmar.

Want the Board of Supervisors in charge of your water supply?

Prop E is a "get even with the Mayor" measure to lower the threshold of Supervisors necessary to veto appointments to the Public Utilities Commission that oversees our water system. If Prop E passes, six supervisors could stop PUC appointments.

Prop E would also set higher standards of professional experience for PUC commissioners than currently exist for the director of the PUC, and certainly exceed the qualifications of the last director, whose termination prompted this retaliatory measure.

There is no way to hold elected officials accountable when lines of authority are blurred by measures like this one – vote **NO** on **E**.

San Francisco Taxpayers Union

The true source of funds for the printing fee of this argument is the SF Taxpayers Union.

No on Prop. E.

The Board of Supervisors are at it again trying to blur the separation of powers between the Mayor and the Board as enshrined in the 1995 City Charter. Don't let the Board politicize the important work of the PUC. Let the Mayor retain the ability to effectively manage the multi-billion dollar Hetch Hetchy retrofit project and to hold City bureaucrats and contractors accountable.

Vote No on Prop. E.

Citizens for a Better San Francisco

CBSF Endorsed Candidates for the June 3, 2008 Primary





PAID ARGUMENTS AGAINST PROPOSITION E

Harmeet Dhillon, 13th Assembly District

San Francisco Republican County Central Committee

12th Assembly District
Michael Joseph Antonini
Jim Anderer
Walter Armer
Chris Baker
David Kiachko
James Kincaid
Mike Gleim

13th Assembly District
Sarah M. Vallette
Guy Vaillancourt
John Brunello
Brooke Chappell
Bill Campbell
Michael Cisternino
Harmeet K. Dhillon
Jennifer DePalma
Eugene A. Dermody, Jr.
Matt DiChiara
Alisa Farenzena
Nicholas J. Gaffney

For more information, please go to www.CBSF.net.

The true sources of funds for the printing fee of this argument are Bill Campbell, Mike Antonini and Harmeet Dhillon.





PROPOSITION F

Shall it be City policy that any mixed-use development plan the City approves for Candlestick Point and Hunters Point Shipyard require 50% of all new housing units developed in the area be affordable, give preferences for the rental or purchase of new affordable housing to families of low and moderate income, and, if Alice Griffith housing is rebuilt, replace the units on a one-to-one basis; and shall the City be prohibited from selling, conveying or leasing any City-owned land at Candlestick Point unless the Board of Supervisors finds that the mixed-use development plan for this area incorporates these policies?



Digest

by the Ballot Simplification Committee

THE WAY IT IS NOW: The Bayview-Hunters Point Area Plan of the San Francisco General Plan identifies affordability as the primary housing issue facing the Bayview.

In May 2007, San Francisco's Board of Supervisors and Mayor endorsed a new conceptual framework for a mixed-use project to revitalize two areas in the Bayview: Candlestick Point and Hunters Point Shipyard. Candlestick Point includes the Alice Griffith Housing Development, the Candlestick Point State Recreation Area and the Cityowned stadium leased by the San Francisco 49ers.

The new conceptual framework outlines a project that would include: thousands of new housing units, including affordable housing; hundreds of acres of public parks; job-generating commercial space; and possibly a new 49ers stadium.

Regarding affordable housing, the conceptual framework contains a guiding principle that at least 25% of the new housing units be affordable to members of the Bayview-Hunters Point community. Under City and State law, 15% of new housing must be affordable in projects such as the one outlined in the conceptual framework.

If the Alice Griffith units are rebuilt, the conceptual framework calls for at least one-for-one replacement of units at existing income levels and of the same household size. Reconstruction of the Alice Griffith units would be in addition to the 25% minimum percentage for new affordable homes. The construction would have to be done to allow Alice Griffith residents to move to the new upgraded units, without being displaced from Alice Griffith, until the replacement units are ready for occupancy.

THE PROPOSAL: Proposition F would make it City policy that any mixed-use development plan for the project site in Candlestick Point and Hunters Point Shipyard include affordable housing requirements. "Affordable housing" is defined as housing costs that do not exceed 30% of household monthly gross income.

Under Proposition F City policy would require:

- At least 50% of all new housing units developed in the project site would be affordable so that at least:
 - one-sixth of all units are affordable to households earning no more than 80% of the San Francisco median household income (SFMI):
 - one-sixth are affordable to households earning no more than 60% of SFMI; and
 - one-sixth are affordable to households earning no more than 30% of SFMI.

- Preferences for the rental or purchase of new affordable housing shall be given to families of low and moderate income in this priority:
 - (1) any Alice Griffith resident in good standing;
 - (2) persons entitled to residential relocation assistance;
 - (3) individuals paying more than 50% of their income for housing or residing in public or HUD Section 8 housing;
 - (4) San Francisco residents; and
 - (5) the general public.
- If the Alice Griffith units are rebuilt, at least one-for-one replacement of units at existing income levels and of the same household size must be provided. The construction would have to be done to allow Alice Griffith residents to move to the new upgraded units, without being displaced from Alice Griffith, until the replacement units are ready for occupancy.

Proposition F would prohibit the Board of Supervisors from approving the sale, conveyance or lease of any City-owned land at the project site until the Board finds that the mixed-use development plan incorporates the policies summarized above. This prohibition includes the existing 49ers stadium and related parking areas.

A "YES" VOTE MEANS: If you vote yes, you want it to be City policy that any mixed-use development plan the City approves in Candlestick Point and Hunters Point Shipyard include these requirements: 50% of all new housing units developed in the area be affordable, preferences for the rental or purchase of new affordable housing be given to families of low and moderate income, and, if Alice Griffith housing is replaced, units are replaced on a one-to-one basis. You also want to prohibit the City from selling, conveying or leasing any City-owned land at Candlestick Point unless the Board of Supervisors finds that the mixed-use development plan for this area incorporates these policies.

A "NO" VOTE MEANS: If you vote no, you do not want it to be City policy to require at least 50% of all new housing units developed in Candlestick Point and Hunters Point Shipyard to be affordable or meet certain other specific affordability requirements. You also do not want to prohibit the City from selling, conveying or leasing any City-owned land at Candlestick Point unless the Board of Supervisors finds that the mixed-use development plan for this area incorporates these affordable housing policies.

Notice to Voters:

The "Controller's Statement" and "How 'F' Got on the Ballot" information on this measure appear on the opposite (facing) page.

THIS MEASURE REQUIRES 50%+1 AFFIRMATIVE VOTES TO PASS.

ARGUMENTS FOR AND AGAINST THIS MEASURE IMMEDIATELY FOLLOW THIS PAGE. THE FULL TEXT BEGINS ON PAGE 158. SOME OF THE WORDS USED IN THE BALLOT DIGEST ARE EXPLAINED ON PAGE 90.





Controller's Statement on "F"

City Controller Edward Harrington has issued the following statement on the fiscal impact of Proposition F:

Should the proposed initiative be approved by the voters, in my opinion, in and of itself there would be little direct impact on the cost of govern-

However, should both this ordinance and Proposition G, the ordinance proposing a development plan for the Bayview Hunters Point and Candlestick areas be approved by the voters, and development occurs in those areas that would not have otherwise, this ordinance would result in the City eventually collecting less property tax revenue than it would have under Proposition G. Future property tax revenues that would be generated under the development plan would range widely depending on market conditions and other factors, but the assessed value of the project with the affordable housing units specified by this ordinance would be lower. The amount of revenue that would be foregone is unknown, but certainly significant.

The initiative would change the affordable housing requirement specified in the proposed development plan for the Bayview Hunters Point and Candlestick areas. Currently, the City's framework plans call for 25% of the housing units to be affordable. This initiative would specifically require that 50% of the units be affordable for persons earning from 30% to 80% of San Francisco's median household income (currently \$24,100 to \$64,250 for a family of four).

Current estimates are that approximately \$1.5 billion for transportation, utilities and other infrastructure improvements will be needed over a multiyear period to develop the Bayview Hunters Point and Candlestick areas under any scenario. These costs would be primarily funded through private capital and through taxes and fees generated directly by the project. The Initiative would significantly reduce revenues available to pay for these necessary transportation, utility and other infrastructure improve-

This statement does not address the potential impact of the development plan or the affordable housing requirement on retail businesses or the local economy.

How "F" Got on the Ballot

On March 5, 2008 the Department of Elections certified that the initiative petition, calling for Proposition F to be placed on the ballot, had qualified for the ballot.

7,168 signatures were required to place an initiative ordinance on the ballot. This number is equal to 5% of the total number of people who voted for Mayor in 2007. A review of all signatures submitted by the proponents of the initiative petition prior to the February 4, 2008 submission deadline showed that more than the required number of signatures was valid.

ARGUMENTS FOR AND AGAINST THIS MEASURE IMMEDIATELY FOLLOW THE FACING PAGE. THE FULL TEXT BEGINS ON PAGE 158.



PROPONENT'S ARGUMENT IN FAVOR OF PROPOSITION F

Guarantee Affordable Housing in Bayview! Yes on F!

In the last 15 years, our City lost more than 45% of our African American population. Now with major development proposals in the Bayview, one of San Francisco's last African American communities is at risk.

One of the main forces driving African Americans and other working class families out of our City is the cost of housing. In order to meet the housing needs in our City's eastern neighborhoods, nearly two-thirds of all new housing would have to be affordable. The need for affordable housing in the Bayview is even greater.

Proposition F requires at least 50% of all new housing be affordable in any new development in Candlestick Point and Hunters Point Shipyard. It also requires the rebuilding of Alice Griffith public housing with no displacement of current residents.

Proposition F is necessary to provide housing opportunities to working families, public sector workers, teachers, students and many others. It redistributes a portion of the redevelopment

funds and subsides that multi-billion dollar corporations like Lennar will receive to build at this site toward real and tangible community benefits.

San Francisco is a City that prides itself on diversity and social justice. We cannot rely on the promises of an out-of-state developer with a history of environmental racism in Bayview and across the country to protect the future of our remaining African American community. We need the guarantee of Proposition F. Join social justice organizations, family advocates, environmental justice organizations, and thousands of San Franciscans in voting Yes on Proposition F.

Environmental Justice Advocacy
Chinese Progressive Association
POWER
Coleman Advocates for Children and Youth
St. Peter's Housing Committee
Sierra Club
James P. Queen

REBUTTAL TO PROPONENT'S ARGUMENT IN FAVOR OF PROPOSITION F

Proposition F is a prescription for failure

Supervisor Chris Daly's Proposition F is a fake affordable housing measure that fails the most basic public policy tests:

NO PUBLIC HEARINGS. Proposition F had no public hearings, no public meetings, and no public input from the Bayview community.

NO ECONOMIC ANALYSIS. Proposition F provides no financing for its affordable housing, and no economic analysis which shows that it is feasible.

NO FUNDING FOR HOUSING. Who's going to pay for the housing required under Proposition F? It would potentially require billions of dollars in new taxes.

If Proposition F passes, there will be no development in the Shipyard and Candlestick Point anytime soon. There will be no extension of the Bay Trail, no new parks or athletic fields, no bike trails, no permanent home for the artists and certainly no accelerated cleanup of the Hunters Point Shipyard.

There will be no new jobs, no new affordable housing, the Alice Griffith Public Housing Project will not be rebuilt, and much of the southern waterfront will remain abandoned, dirty and dangerous.

Proposition F is a poison pill that will bring to a halt any plans for jobs, housing or parks for the next 10 to 15 years.

Join us in rejecting Supervisor Chris Daly's attempt to tell the people of the Bayview-Hunters Point what's good for them.

VOTE NO ON PROPOSITION F

Mayor Gavin Newsom James Bryant, President APRI*

*For identification purposes only





OPPONENT'S ARGUMENT AGAINST PROPOSITION F

PROPOSITION F IS JUST MORE POLITICS FROM CHRIS DALY.

Supervisor Chris Daly is trying to stop Proposition G – the next step in a decade-long effort to help speed environmental clean up, and bring 300 acres of parks, more than 8,000 jobs and as many as 2,500 affordable homes to Bayview Hunters Point.

Daly claims he's trying to stop Proposition G because 2,500 units of affordable housing isn't enough – even though they represent 25% of all the units – and it's the largest single increase in affordable housing in San Francisco history.

But Daly just pushed through a plan in his own district that offers LESS AFFORDABLE HOUSING with fewer benefits than the project he now opposes in Supervisor Sophie Maxwell's district. Daly called his own deal for much less affordable housing "unprecedented," saying that any more affordable housing would push it "to the brink of project extinction."

Why is Chris Daly trying to stop a proposal for the Bayview Hunters Point even though it offers much MORE AFFORDABLE HOUSING AND COMMUNITY BENEFITS than the projects he supports in his own district? Because this isn't about affordable housing, it's about politics.

Chris Daly's political ploy will:

- STOP economic restoration of this long-neglected neighborhood.
- SLOW the environmental clean-up.
- DEPRIVE the Bayview and the entire city of more than 8,000 new jobs.
- PREVENT the rebuilding of the dilapidated and dangerous Alice Griffith Housing Project.
- DRIVE AWAY hundreds of millions of dollars in economic benefits in these tough economic times.

Don't let Chris Daly stop a neighborhood-backed plan that will transform the Shipyard and Candlestick Point into productive uses for all of San Francisco.

Proposition F fails the Bayview and every San Franciscan.

VOTE YES ON PROPOSITION G - AND NO ON PROP. F.

Mayor Gavin Newsom Supervisor Michela Alioto-Pier James Bryant, APRI President Phil Ting, Assessor

REBUTTAL TO OPPONENT'S ARGUMENT AGAINST PROPOSITION F

NO MORE POLITICS.

VOTE YES ON PROPOSITION F.

Proposition F was developed by residents of Bayview Hunters Point (BVHP) in response to Mayor Newsom/Lennar Corporation's Proposition G, which offers NO REAL GUARANTEES of jobs, parks or affordable housing to the people of the long neglected BVHP community. This is a classic case of a greedy corporation's attempt at one of the largest "land grabs" in San Francisco history. In order to ensure that this development truly speaks to the concerns and needs of BVHP, the community called for half of the new housing units to be affordable to all San Franciscans.

Read the text of Proposition G--it does NOTHING to ensure jobs, parks and housing. It does not guarantee the rebuilding of Alice Griffith, but instead uses deceptive and non-legally binding language, such as "should," and "encourages" with NO GUARANTEES WHATSOEVER.

Lennar cannot be trusted. In September 2007, the San Francisco Board of Education unanimously condemned Lennar for exposing our public school children and their families to asbestos and other toxins in BVHP. The San Francisco Bay Guardian wrote a feature story, describing Lennar as "The Corporation that Ate San Francisco."

We cannot trust greedy, out of state developers to do the right thing. A grassroots, community effort demanded 50% affordable housing, collecting 11,811 signatures in 10 days with only a few thousand dollars.

We don't need more politics or broken promises. We need guaranteed affordable housing!

POWER

Chinese Progressive Association Sierra Club St. Peter's Housing Committee





PAID ARGUMENTS IN FAVOR OF PROPOSITION F

Don't let an out-of-state developer buy your vote!

While Lennar Corporation has already spent over \$1,000,000.00 on their deceptive campaign; our grassroots effort for affordable housing doesn't have thousands of dollars to spend on paid ballot arguments.

Vote Yes on F.

POWER

The true source of funds for the printing fee of this argument is POWER (People Organized to Win Employment Rights).

Vote for the Environment - Vote YES on F!

Building affordable housing in cities reduces suburban sprawl and saves farms and wildlife habitat from development. Without affordable housing in cities, citizens are forced into longer commutes, increasing congestion and greenhouse gas emissions.

Urban growth is desirable, but should not displace low-income or current residents from their homes, livelihoods, or communities. Including affordable housing in new developments is smart growth.

That's why environmental groups urge a vote for Proposition F.

Prop F reasonably requires that half of the new Candlestick and Shipyard housing be affordable for middle and low-income households. This is achievable because the city is donating public land to the developer and is providing funds.

By creating affordable housing, Proposition F fights global warming by reducing sprawl, helps protect farms and habitat, and provides desperately needed housing that low- and middle-income San Franciscans can afford.

Yes on Proposition F.

Sierra Club

The true source of funds for the printing fee of this argument is the Sierra Club.





PAID ARGUMENTS AGAINST PROPOSITION F

VOTE NO ON F!

Supervisor Chris Daly put Proposition F on the ballot as a last-minute spoiler measure to stop new housing in Bayview-Hunters Point. Proposition F imposes 50% affordability standards that could result in **NO** housing being built in this long-neglected area. Existing proposals to develop the site call for 25% affordable housing, which is well *above* City and State standards. That amounts to over 2,500 units of housing to families making \$64,000, or less! Proposition F puts all that new housing at risk. Proposition F will waste a unique opportunity to help Bayview-Hunters Point, and most importantly, provide housing to families.

The residents of Bayview-Hunters Point deserve the same level of services and quality of life as the rest of San Francisco. Stop Supervisor Daly's ill-conceived measure.

Vote **NO** on Proposition F!

Plan C San Francisco

www.plancsf.org

The true sources of funds for the printing fee of this argument are Michael Sullivan and Robert C. Gain.

San Francisco's Neighborhoods oppose Prop F

We support more affordable housing; unfortunately THIS MEASURE WILL NOT RESULT IN MORE AFFORDABLE HOUSING — it will kill the Bayview project already 10+ years in planning.

This measure...

- Is disguised as affordable housing but is really an anti-development measure.
- Will leave cleanup of the shipyard and development back at square one.
- Will result in delay in bringing jobs and parks to deserving Bayview residents.

Vote NO on Prop F!

- Coalition for San Francisco Neighborhoods

The true source of funds for the printing fee of this argument is the Coalition for San Francisco Neighborhoods.

NO on PROPF

Don't be fooled by Chris Daly. If increasing the affordable housing requirement for the proposed redevelopment of the Hunters Point Shipyard and Candlestick area sounds too good to be true, it is. Prop. F will kill this vital economic development program as well as any chance to keep the 49ers.

Your "No" vote on F and Yes vote on G will insure that after 35 years the shipyard land will finally be put into productive use, jobs created, housing built and active recreational facilities and waterfront parks developed.

VOTE "NO" on F and "YES" on G to bring jobs and economic growth to Bayview-Hunters Point.

San Francisco Chamber of Commerce

The true source of funds for the printing fee of this argument is the SF Chamber of Commerce.

Vote No on Prop. F!

This measure would undercut efforts to build thousands of units of housing in the Bayview and Hunters Point.

Current San Francisco law requires that 15% of the units built by developers be subsidized. This has resulted in many projects being shelved because they are not economically feasible.

Prop. F would increase that requirement so that 50% of the units would be subsidized. Such a requirement makes it impossible for housing of any income level to be built.

Bill Campbell, Vice Chair – Finance, San Francisco Republican Party

Sarah Vallette, Candidate, SFRCCC, 13th AD Guy Vaillancourt, Candidate, SFRCCC, 13th AD Alisa Farenzena, Candidate, SFRCCC, 13th AD

The true source of funds for the printing fee of this argument is Bill Campbell.

No On F

Don't be hoodwinked. Proposition F is a devious measure by Chris Daly to use affordable housing as a political hammer to stop greatly needed revival of Bayview - Hunter's Point. Daly knows





PAID ARGUMENTS AGAINST PROPOSITION F

that this is unrealistic and will render the project economically infeasible. It will kill approximately 8,000 new jobs.

No On F.

San Francisco Republican Party

Officers

Howard Epstein, Chairman
Jennifer DePalma, Treasurer
Bill Campbell, VC – Finance
Janet Campbell, VC – Special Events
Leo Lacayo, VC – Communications
Christopher L. Bowman, VC – Precinct Operations

Members

12th Assembly District Jim Anderer Michael Antonini, DDS Harold M. Hoogasian Stephanie Jeong David R. Kiachko Ron "Dr. K" Konopaski Rita O'Hara

13th Assembly District John Brunello Mike DeNunzio Harmeet Dhillon Christine Hughes Ramiro Maldonado, Jr. Dana Walsh Sue C. Woods

Endorsed Candidates

Dana Walsh, Congressional District 8

Conchita Applegate, Assembly District 12

Harmeet Dhillon, Assembly District 13

Mike DeNunzio, Supervisorial District 3

The true source of funds for the printing fee of this argument is the San Francisco Republican Party.

The three largest contributors to the true source recipient committee are: 1. The DGF Y2K Special Purpose Trust, 2. PG&E, 3. The California Republican Party.

Proposition F Fails the Bayview

We are Bayview residents and community leaders who strongly oppose Proposition F. Proposition F was not written or approved by members of our community. In fact, it has never had a single public hearing, in the Bayview or anywhere in the city. It was placed on the ballot at the last minute and its sole aim is to defeat an initiative that *does* have Bayview community support – Proposition G. While Proposition F may sound good on the surface, all it really does is destroy years of community planning based on hundreds of public meetings and direct input from Bayview residents. We urge our fellow San Franciscans to see Proposition F for what it really is – a poison pill that fails the Bayview, and fails the city. Please vote NO on F.

Supervisor Sophie Maxwell*
Rev. Arelious Walker, Pastor
Rev. Theron L. Jones I, Pastor/Parent
Toye Moses, President, African American Democratic Club*
Angelo King, Chair, Bayview Hunters Point Project Area
Committee*
Lola Whittle, Director, Bayview Business Resource Center*
Omar Khalif, Bayview Parent

*For identification purposes only

The true source of funds for the printing fee of this argument is Lennar Homes of California, Inc.

Help San Francisco Young People and vote No on Prop F

Young people in San Francisco are strongly in need of affordable housing – and that is exactly why we are *opposing* Proposition F. Proposition F will stop the construction of 2,500 affordable homes in the abandoned Hunters Point Shipyard. These are homes that young San Franciscans need and deserve. Please vote no on Proposition F.

Renee Darner, President, College Democrats at SFSU*

*For identification purposes only

The true source of funds for the printing fee of this argument is Lennar Homes of California.





PAID ARGUMENTS AGAINST PROPOSITION F

SAN FRANCISCO DEMOCRATIC PARTY OPPOSES PROP F

The San Francisco Democratic Party urges San Francisco Democrats to oppose Proposition F. While proponents claim that Proposition F is about affordable housing, the truth is that Proposition F will destroy a plan to build 2,500 affordable homes in the abandoned Hunters Point Shipyard and completely rebuild the run-down Double Rock Housing Project without displacing current tenants. For real affordable housing, the Democratic Party urges you to vote No on Prop F.

San Francisco Democratic Party

The true source of funds for the printing fee of this argument is Lennar Homes of California.

This is the worst form of ballot box planning meant to block investment in Bayview Hunters Point.

Reject Prop. F!

This is a **poison pill** intending to sink the Hunters Point Redevelopment Plan.

The current Hunters Point plan already mandates 25% affordable housing in the project area. This level is significantly higher than the citywide inclusionary requirement that 15% of units built on-site be provided as affordable housing.

But Prop. F seeks to impose a 50% affordable housing requirement on the Shipyards plan. This measure was introduced with no financial analysis of the impact of this requirement on the feasibility of the plan.

Quite simply, Prop. F would make new development at Hunters Point financially infeasible.

After thirty years of disinvestment, do we want to kill this opportunity for investment, housing opportunities, and new jobs? Do we want to allow last minute ballot box zoning to render the Hunters point plan infeasible?

SPUR believes that the choice is not between 25% affordable housing at Hunters Point and 50% affordable housing but between 25% and no project at all.

Vote No on Prop. F

Vote Yes on Prop. H to support the Bayview mixed-use plan

San Francisco Planning and Urban Research Association (SPUR)

For our full ballot analysis, go to www.spur.org

The true source of funds for the printing fee of this argument is the SPUR Voter Education Fund.

The three largest contributors to the true source recipient committee are: 1. SPUR, 2. Paul Sack, 3. Mike Wilmar.

No on Prop. F.

After years of community outreach and planning by the City, a handful of no-growth activists concocted Prop. F, which would require that 50% of the units constructed be "affordable".

Were Prop. F to pass, no new housing at Hunters Point would be constructed. Additionally, it would indefinitely delay the 49'ers' stadium project.

It's a lose-lose proposition for the community and for sports fans.

Vote No on Prop. F.

Citizens for a Better San Francisco

CBSF Endorsed Candidates for the June 3, 2008 Primary

Harmeet Dhillon, 13th Assembly District

San Francisco Republican County Central Committee

12th Assembly District
Michael Joseph Antonini
Jim Anderer
Walter Armer
Rita Elizabeth O'Hara
Chris Baker
David Kiachko
James Kincaid
Mike Gleim





PAID ARGUMENTS AGAINST PROPOSITION F

13th Assembly District
Sarah M. Vallette
Guy Vaillancourt
John Brunello
Brooke Chappell
Bill Campbell
Michael Cisternino
Harmeet K. Dhillon
Jennifer DePalma
Eugene A. Dermody, Jr.
Matt DiChiara
Alisa Farenzena
Nicholas J. Gaffney

For more information, please go to www.CBSF.net.

The true sources of funds for the printing fee of this argument are Bill Campbell, Mike Antonini and Harmeet Dhillon.



Mixed-Use Development Project for Candlestick Point and Hunters Point Shipyard



PROPOSITION G

Shall it be City policy to encourage timely development of a mixed-use project in the Bayview on Candlestick Point and Hunters Point Shipyard, including a new 49ers stadium or a non-stadium alternative; shall the City be authorized to transfer park land in Candlestick Point for non-recreational use if the land is replaced with new public parks or open spaces of at least equal size and the transfer meets the measure's policy objectives; and shall Propositions D and F, approved by the voters in June 1997, be repealed?



Digest

by the Ballot Simplification Committee

THE WAY IT IS NOW: In May 2007, San Francisco's Board of Supervisors and Mayor endorsed a new conceptual framework for a mixed-use project to revitalize two areas in the Bayview: Candlestick Point and Hunters Point Shipyard.

Candlestick Point includes the Alice Griffith Housing Development, the Candlestick Point State Recreation Area and the City-owned stadium leased by the San Francisco 49ers. That lease will expire in 2013 unless the 49ers extend it. In late 2006, the 49ers announced their intent to explore relocating to Santa Clara. The new conceptual framework endorsed by the Board and Mayor includes both a site in Hunters Point Shipyard for a 49ers stadium and a non-stadium alternative.

In June 1997, the voters approved two measures related to developing Candlestick Point: Proposition D, which allowed the City to issue lease revenue bonds of up to \$100,000,000 for a stadium development; and Proposition F, which changed City zoning to allow a stadium and related shopping/entertainment center to be built (see legal text beginning on page 167). The City did not issue the bonds or develop the project.

THE PROPOSAL: Proposition G would make it City policy to encourage, subject to public input and the environmental review process, the timely development of Candlestick Point and Hunters Point Shipyard with a mixed-use project including:

- over 300 acres of public park and open space improvements;
- · between 8,500 and 10,000 homes for sale or rent;
- · about 700,000 square feet of retail uses;
- about 2,150,000 square feet of green office, science and technology, research and development, and industrial uses;
- · a possible arena or other public performance site;
- a site in Hunters Point Shipyard for a new stadium if the 49ers and the City determine in a timely manner that the stadium is feasible;
- additional green office, science and technology, research and development, and industrial space, and/or additional housing if a new stadium is not built.

The measure would further make it City policy that the project be consistent with these objectives:

- producing tangible community benefits for the Bayview and the Citv:
- reconnecting the Hunters Point Shipyard and Candlestick Point with the Bayview and protecting the Bayview's character for existing residents;
- producing substantial new housing in a mix of rental and for-sale units, both affordable and market-rate, and encouraging the rebuilding of the Alice Griffith Housing Development;
- · incorporating environmental sustainability;
- encouraging the 49ers to remain in San Francisco by providing a new stadium site and supporting infrastructure; and
- requiring the project to be financially sound, with or without a new stadium.

Proposition G also would authorize the City to sell, convey or lease park land in Candlestick Point under the Recreation and Park Department's jurisdiction and allow non-recreational uses on this land. The City must ensure that the project creates new public parks or open space of at least equal size in the project site. The Board of Supervisors must find that the transfer of land is consistent with the measure's objectives.

Proposition G would repeal Propositions D and F, approved by the voters in June 1997.

A "YES" VOTE MEANS: If you vote yes, you want City policy to encourage timely development of a mixed-use project in the Bayview on Candlestick Point and Hunters Point Shipyard. This project would include a new 49ers stadium or a non-stadium alternative. You also want to authorize the City to transfer park land in Candlestick Point for non-recreational use if the land is replaced with new public parks or open spaces of at least equal size and the transfer meets the measure's objectives. You also want to repeal Propositions D and F, approved by the voters in June 1997.

A "NO" VOTE MEANS: If you vote no, you do not want City policy to encourage timely development of a mixed-use project in the Bayview on Candlestick Point and Hunters Point Shipyard, including the possibility of a new 49ers stadium or a non-stadium alternative. You do not want to authorize the City to transfer park land in Candlestick Point for non-recreational use even if the land is replaced with new public parks or open spaces of at least equal size. You do not want to repeal Propositions D and F, approved by the voters in June 1997.

Notice to Voters:

The "Controller's Statement" and "How 'G' Got on the Ballot" information on this measure appear on the opposite (facing) page.

THIS MEASURE REQUIRES 50%+1 AFFIRMATIVE VOTES TO PASS.

ARGUMENTS FOR AND AGAINST THIS MEASURE IMMEDIATELY FOLLOW THIS PAGE. THE FULL TEXT BEGINS ON PAGE 162. SOME OF THE WORDS USED IN THE BALLOT DIGEST ARE EXPLAINED ON PAGE 90.





Mixed-Use Development Project for Candlestick Point and Hunters Point Shipyard

Controller's Statement on "G"

City Controller Edward Harrington has issued the following statement on the fiscal impact of Proposition G:

Should the proposed initiative be approved by the voters, in my opinion, in and of itself there would be little direct impact on the cost of government.

The ordinance proposes a development plan for the Bayview Hunters Point and Candlestick Point areas which would encourage new business, housing, retail and parkland development and allow for construction of a new football stadium and other development projects. The development plan would eventually require changes to the land uses, height and density limits and other elements of the City's Planning Code and other laws. If the plan results in development that would not have occurred otherwise in the designated areas, property tax revenues and sales tax revenues to the City would certainly increase.

Current estimates are that approximately \$1.5 billion for transportation, utilities and other infrastructure improvements will be needed over a multi-year period to develop these areas under any scenario. These costs would be primarily funded through private capital and through taxes and fees generated directly by the projects themselves.

The Planning Department, the Economic and Workforce Development Department and other City offices would incur added costs to administer the plan, however, as is the case for most City planning processes, these costs can be recovered through fees charged to development projects.

This statement does not address the potential impact of this development plan on retail businesses or the local economy.

How "G" Got on the Ballot

On February 20, 2008 the Department of Elections certified that the initiative petition, calling for Proposition G to be placed on the ballot, had qualified for the ballot.

7,168 signatures were required to place an initiative ordinance on the ballot. This number is equal to 5% of the total number of people who voted for Mayor in 2007. A random check of the signatures submitted by the proponents of the initiative petition prior to the February 4, 2008 submission deadline showed that more than the required number of signatures was valid.



PROPONENT'S ARGUMENT IN FAVOR OF PROPOSITION G

Hunters Point Shipyard, once a thriving economic engine for surrounding neighborhoods and the entire city, has been closed since 1974.

Proposition G will help speed the clean up of the Shipyard and turn this environmental hazard into affordable homes, livable wage jobs, and parks for all San Franciscans.

Created through years of community input and strongly supported by Bayview-Hunters Point leaders, Proposition G will help bring economic vitality to this neglected corner of the city - including thousands of construction jobs and 8,000 PERMANENT JOBS following completion of the project with a priority for neighborhood residents.

Proposition G's plan calls for transforming the neglected Shipyard and Candlestick Point parking lots into:

- OVER 300 ACRES of parks, open space and recreation fields the largest park expansion in 100 years.
- AS MANY AS 2,500 AFFORDABLE HOMES and up to 7,500 more homes and apartments, including many for working families, built using the latest GREEN BUILDING practices and TRANSIT FRIENDLY planning.
- A SCIENCE AND TECH PARK FOR GREEN TECH BUSINESSES to improve the environment and provide jobs to local residents.

- A permanent home for existing Shipyard artists.
- · A unit-for-unit replacement of the dilapidated Alice Griffith Housing project – without displacing tenants.

Proposition G also accommodates a new, world-class football stadium for the 49ers – with no new taxpayer funding.

The time has come.

The Hunters Point Shipyard is an embarrassment to our city. We've waited too long to clean up the toxics, improve children's health in the area, and revive this economic engine.

It's time to take action. Please join us in support of Proposition G's plan to clean up the Shipyard and turn this neglected land into productive uses.

Find out more at www.CleanUptheShipyard.com.

VOTE YES on G.

Senator Dianne Feinstein Mayor Gavin Newsom Supervisor Sophie Maxwell

REBUTTAL TO PROPONENT'S ARGUMENT IN FAVOR OF PROPOSITION G

NO ON G!

The federal government recently committed \$82 million towards ongoing toxic cleanup at Hunters Point. More is needed, but Prop G does NOT add ANY new money for cleanup. Lennar is already building housing in the Shipyard, without Prop G.

Read the text: Prop G only "encourages the rebuilding of Alice Griffith." It DOESN'T replace it. Nowhere does it require 25% affordable housing. It only "encourages" new rental and condos. But Lennar broke the exact same promise in the Shipyard and is now building zero affordable rental units.

Prop G "encourages" jobs but doesn't have a plan to hire local residents.

There is no park expansion in Prop G. It only requires Lennar to replace parkland it develops for highrises. The replacement parkland is parking lots for the new stadium and thin shoreline strips.

38-CP134-EN-J08

Lennar's plan did NOT go through the usual planning process but was created in back room political deals.

Prop G is financed by redevelopment money funded by taxpayers, without spending limits. Lennar wants \$350 million for the stadium alone. Last fall, Moody's reduced Lennar's rating to "Junk Bond" status. Prop G is a corporate bailout at taxpayers' expense.

With so much at stake, we can't bet our future on vague allusions. We need a plan that delivers Bayview revitalization, jobs, and affordable housing - not empty promises.

No on Proposition G.

Sierra Club **POWER** League of Conservation Voters Harvey Milk LGBT Democratic Club Chinese Progressive Association St. Peter's Housing Committee





OPPONENT'S ARGUMENT AGAINST PROPOSITION G

The Bayview neighborhood desperately needs economic revitalization, but Proposition G doesn't deliver. Proposition G makes big promises but doesn't guarantee affordable housing, jobs for local residents, or any more parkland than already exists.

Proposition G is a sweetheart deal for Lennar, an out-of-state developer that has already spent over \$1,000,000.00 on its political campaign. It doesn't require Lennar to pay for the public land for its development and places no limits on the public funds for the project. Proposition G hands Lennar a blank check.

Proposition G is ballot box planning at its worst. It authorizes transfer of parkland to the developer before Lennar completes environmental review. Transit "improvements" promised by Lennar will primarily benefit new luxury condo owners, not the rest of Bayview. In fact, the plan proposes to build a high-speed road and bus line that completely bypass the Bayview neighborhood.

Proposition G claims to improve city and state parks when it really allows Lennar to build luxury high-rise condos on public parkland. It would dismantle a state park and trade city parkland for parking lots. It also endangers a wildlife habitat restoration area funded by the state.

If you read the legal text of Prop G, you'll find it riddled with weasel words including "encourage" and "should." Prop G actually contains language that specifically allows Lennar's development to be different than the project described!

That's why housing advocates, environmental groups, and community organizations are opposing Proposition G. We favor a community-based plan that will guarantee affordable housing, jobs benefits and top-notch parks for the Bayview community and the city.

Vote No on Proposition G.

Sierra Club People Organized to Win Employment Rights Harvey Milk LGBT Democratic Club Chinese Progressive Association San Francisco League of Conservation Voters St. Peter's Housing Committee

REBUTTAL TO OPPONENT'S ARGUMENT AGAINST PROPOSITION G

Don't be misled by the opponents of Proposition G

Ten years in the making, Proposition G is a community-led plan to transform the Hunters Point Shipyard and the parking lots of Candlestick Point into jobs, parks and housing for all San Franciscans. No existing housing will be lost or neighbors pushed out.

The basis of Proposition G is a conceptual framework agreement that went through scores of public meetings, involving hundreds of Bayview residents. It was approved by the Board of Supervisors and the Mayor.

PROPOSTION G IS NOT A BLANK CHECK. It's one step in a long public process that will include a full environmental impact report and approvals by up to 19 different regulatory agencies.

PROPOSITION G IS SUPPORTED BY THE BAYVIEW. The residents and community leadership of the Bayview support Proposition G because it revitalizes the community.

PROPOSTITION G WILL IMPROVE THE ENVIRONMENT and protect the health of the Bayview by speeding the clean up of the Shipyard, creating productive space for the benefit of the entire city.

If Proposition G is defeated, the Bayview-Hunters Point neighborhood will be forced to wait another 10 or 15 years for a new plan of action.

Proposition G is endorsed by the San Francisco Democratic Party.

This is a choice between real, positive change and no change at all – and the choice is clear.

VOTE YES on G.

Senator Dianne Feinstein* Mayor Gavin Newsom Supervisor Sophie Maxwell

*For identification purposes only





PAID ARGUMENTS IN FAVOR OF PROPOSITION G

YES on G

Proposition G is good for everyone. It will provide a needed mix of 8,500-10,000 units of housing. They will include low income and market rate rentals and ownership housing. It will speed up funding for the environmental cleanup of Hunters Point Shipyard and create new and improved parkland and open recreational space on the waterfront. It will also repeal \$100 million in public bonds that are no longer needed. Vote YES on G.

Mike DeNunzio

Candidate for Supervisor, District 3

The true source of funds for the printing fee of this argument is DeNunzio for Supervisor.

The contributor to the true source recipient committee is Mike DeNunzio.

San Francisco's Neighborhoods support Prop G

10+ years in planning, this measure puts forward a design for this under-served neighborhood. This vacant land has been sitting unproductive for years. It's time to move forward on a wellthought out proposal that will deliver jobs, housing, and parks.

- No Shipyard artists will be displaced.
- Not a single private structure will be torn down.
- Alice Griffith public housing will be rebuilt without displacing residents.
- No money will come from city funds.
- The plan integrates into the existing community.
- Over 300 acres of new parks.
- Cleanup of the shipyard and infrastructure is paid by developer; it is not from city coffers.

This is a conceptual framework only; it still requires the proposal go through normal public review and environmental processes.

Vote YES on Prop G!

- Coalition for San Francisco Neighborhoods

The true source of funds for the printing fee of this argument is the Coalition for SF Neighborhoods.

YES ON PROP G

For over thirty years-since the Nixon Administration closed the shipyard- the Hunters Point community has been promised jobs and economic development. Your YES vote on Prop G will finally deliver on that promise.

10,000 new homes, at least 25% of them affordable for working families, thousands of jobs, green businesses, 400 acres of parks, a site for a 49er stadium and rebuilt public housing.

The Bayview/Hunters Point community has waited too long. Vote YES on G and NO on F for real economic development.

San Francisco Chamber of Commerce

The true source of funds for the printing fee of this argument is the SF Chamber of Commerce.

Vote Yes on Prop. G!

The residents of the Bayview and Hunters Point have waited decades to see a revitalization of their area. After years of community meetings, studies, and negotiations, there is a viable proposal to invest billions of dollars into this neglected corner of the City which would create good paying jobs and build thousands of units of housing for all income levels. let's take advantage of this opportunity by voting Yes on G.

Bill Campbell, Vice Chair – Finance, San Francisco Republican Party

Sarah Vallette, Candidate, SFRCCC, 13th AD Guy Vaillancourt, Candidate, SFRCCC, 13th AD

The true source of funds for the printing fee of this argument is Bill Campbell.

Yes on G

This mixed-use project to revitalized Bayview – Hunter's Point is the product of a ten-year planning process and millions of dollars of private investment. It would be a tragedy if this project was derailed and the housing scheduled to be built next year isn't built. It would also be tragic if San Francisco loses the 8,000 new jobs this project will produce.

San Francisco Republican Party





PAID ARGUMENTS IN FAVOR OF PROPOSITION G

Officers

Howard Epstein, Chairman
Jennifer DePalma, Treasurer
Bill Campbell, VC – Finance
Janet Campbell, VC – Special Events
Leo Lacayo, VC – Communications
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13th Assembly District John Brunello Mike DeNunzio Harmeet Dhillon Christine Hughes Ramiro Maldonado, Jr. Dana Walsh Sue C. Woods

Endorsed Candidates

Dana Walsh, Congressional District 8

Conchita Applegate, Assembly District 12

Harmeet Dhillon, Assembly District 13

Mike DeNunzio, Supervisorial District 3

The true source of funds for the printing fee of this argument is the San Francisco Republican Party.

The three largest contributors to the true source recipient committee are: 1. The DGF Y2K Special Purpose Trust, 2. PG&E, 3. The California Republican Party.

Yes on G: 2,500 homes affordable for working families

With purchase prices going through the roof and families leaving to look for cheaper cities to live in, something must be done for those who can't afford to stay here. Projects such as this one are required by law to set aside 15% of new units as affordable housing. The City has called for 25% of this project to be affordable. With up to 10,000 new homes being built 2,500 new affordable homes could come to the Bayview— many at entry-level prices. We have an opportunity to keep San Franciscans in San Francisco. Vote Yes on Proposition G.

Tim Colen, Executive Director, San Francisco Housing Action Coalition*

*For identification purposes only

The true source of funds for the printing fee of this argument is Lennar Homes of California, Inc.

Bayview Parents for New Parks

Bayview Hunters Point is a place for young people -- 28.5% of our City's youth live in the neighborhood, yet we have less than 5% of the parks and playgrounds. With crime and violence rampant in the Bayview, our children need a place where they only have to worry about being children. As parents, we need you to vote Yes on Proposition G.

Omar Khalif, Bayview Parent

The true source of funds for the printing fee of this argument is Lennar Homes of California, Inc.

New Affordable Housing for Seniors

Proposition G helps provides new affordable homes for Bayview seniors. Most of our senior population in the Bayview has been here since the 1940's and 1950's, after coming to San Francisco to work at the Shipyard. Unfortunately, because of the cost of housing and the crime, our seniors are now being forced to leave. Our seniors have a right to stay in our community. YES on Proposition G.

Dr. George Davis, Executive Director, Bayview Hunters Point Senior Center

The true source of funds for the printing fee of this argument is Lennar Homes of California, Inc.

Bayview Merchants Association supports YES on G

Proposition G represents real progress for the neighborhood. The project sponsor has already invested over \$80 million on the neighboring project, much of which has gone to local contractors. Proposition G presents further opportunity for local merchants and business owners to flourish. Bayview Merchants say "Vote Yes on Proposition G".





PAID ARGUMENTS IN FAVOR OF PROPOSITION G

Al Norman, President, Bayview Merchants Association

The true source of funds for the printing fee of this argument is Lennar Homes of California.

DEMOCRATIC PARTY ENDORSES YES ON G

San Francisco Democrats can be proud to support Proposition G. It is the product of years of community planning, and its benefits are far-reaching. The plan calls for thousands of new homes, with 25% affordable, and encourages the latest green building practices. It will help accelerate clean up of the Hunters Point Shipyard. And, it has a strong commitment that new permanent and construction jobs will go to neighborhood and city residents. The plan has appropriate environmental safeguards and the right planning checks and balances. Please join with the San Francisco Democratic Party and vote YES on G.

San Francisco Democratic Party

The true source of funds for the printing fee of this argument is Lennar Homes of California.

Permanent Space for Hunters Point Artists—Yes on G

With studio space becoming outrageously expensive throughout San Francisco, it is important that the Hunters Point Shipyard artists' community -- one of the largest on the West Coast – continue to thrive. Proposition G helps provide permanent, affordable space for existing Shipyard artists. Join us in voting Yes on G.

John Jablonski, Hunters Point Artist*

*For identification purposes only

The true source of funds for the printing fee of this argument is Lennar Homes of California.

San Francisco Asian American leaders support YES on G

Proposition G will lead the revitalization of Southeastern San Francisco, and it will be done without the use of taxpayer money from the San Francisco General Fund. Prop G also saves taxpayer money by rescinding the 1997 public bond measure for \$100 million that was targeted for the 49ers stadium. Proposition G will generate up to 10,000 homes and thousands of jobs at all education levels, and bring in a great deal of sales tax revenue, without risk to the City. Proposition G makes sense for our city.

Assessor Phil Ting* Supervisor Carmen Chu*

*For identification purposes only

The true source of funds for the printing fee of this argument is Lennar Homes of California.

Alice Griffith/Double Rock Tenants Say YES on G

As tenants of Alice Griffith/Double Rock Housing Project, we urge San Franciscans to support Proposition G. Proposition G will help completely rebuild our community with no new taxes or risk to the General Fund, and without displacing residents-we'll be able to move from our current homes right into the new ones. Built in 1962 for naval shipyard workers, our homes are now rundown and dangerous, and one in every four is in life-threatening condition. While the federal government turns its back on us, Proposition G represents hope. Please join us and vote YES on G.

Lavelle Shaw, President, Alice Griffith Tenants Association Alice Griffith Residents: Andre Anderson, Joe Anne Brewster, Denise Chandler, Enna Dials, Pamela Mims, Dedria Smith, Adrianne Vandercourt, Victoria Vandercourt, Leshall Wallace, Kisha Whittenberg, Jacqueline Williams

The true source of funds for the printing fee of this argument is Lennar Homes of California.

Keep the 49ers in San Francisco. Vote YES on G

Proposition G accommodates a new home for the San Francisco 49ers WITH NO NEW TAXES AND NO GENERAL FUND DEBT if the team decides to stay in San Francisco. This is our team and it needs to stay in our City - San Francisco has been a gold and red town since 1950. The 49ers have won 5 Super Bowls since their inception and when they win number six, we have to make sure that they parade down Market Street with the Vince Lombardi Trophy. From the great teams in the 1950s to the dynasty of the 80's and 90's, they were our team, and with the passing of Proposition G, they can remain our team. Keep the 49ers in San Francisco, Vote Yes on Proposition G.

Sue Hoffman, President, SF Goal Rushers*

*For identification purposes only





PAID ARGUMENTS IN FAVOR OF PROPOSITION G

The true source of funds for the printing fee of this argument is Lennar Homes of California. Inc.

Supervisor Maxwell and Bayview Community Leaders Urge You to Vote YES on G

For the past ten years, local Bayview leaders, small business owners, the faith community and other residents have been meeting to create the best plan to transform the abandoned Shipyard into an economic engine for our neighborhood and the City. We strongly support Proposition G as consistent with our planning and a roadmap for a more vibrant community. Proposition G will help re-connect the Shipyard with the neighborhood, build as many as 2,500 homes affordable for working people, bring thousands of new jobs for residents, create economic opportunity for local small businesses, and create over 300 acres of open space and parkland. Please listen to the voices of our community, vote Yes on Proposition G.

Supervisor Sophie Maxwell*
Rev. Aurelious Walker, Pastor
Toye Moses, President, African American Democratic Club*
Linda Richardson, Bayview Community Activist
Lola Whittle, Director, Bayview Business Resource Center*
Angelo King, Chair, Bayview Hunters Point Project Area Cmte*

*For identification purposes only

The true source of funds for the printing fee of this argument is Lennar Homes of California.

Bring investment, jobs and affordable housing to Bayview Hunters Point

Support Prop. G

For decades, Hunters Point was a major job center in San Francisco. But since the 1970s Hunters Point has lost tens of thousands of jobs and struggled with the lost investment. This plan will bring job and housing opportunities and overall economic development to Bayview Hunters Point.

The Plan provides **thousands of affordable housing units.** At 25% affordable housing, the project far exceeds what is required under the City's inclusionary housing law.

The Plan provides millions of square feet of commercial space for cleantech businesses of the future. The Plan provides **hundreds of acres of new parks** and useable open space for residents of the Bayview, the City and the Region **without making use of any General Fund dollars.**

It will protect and enhance the artist community in the Shipyard.

It will **facilitate the ongoing toxic cleanup of the Shipyard**. \$86 million from the federal government has been awarded for the cleanup **conditional on a development plan going forward.**

This important project deserves our support.

Vote Yes on Prop. G

For the full analysis, go to www.spur.org

San Francisco Planning and Urban Research (SPUR)

The true source of funds for the printing fee of this argument is the SPUR Voter Education Fund.

The three largest contributors to the true source recipient committee are: 1. SPUR, 2. Paul Sack, 3. Mike Wilmar.





PAID ARGUMENTS AGAINST PROPOSITION G

Vote No on Proposition G. The City and Bayview Community deserve better.

Prop G asks voter approval for:

- plans for a toxic site without environmental review
- undermining a wetland restoration project
- paving over part of a State Park.

It's bad planning and bad government.

San Francisco Tomorrow

The true source of funds for the printing fee of this argument is San Francisco Tomorrow.

G = Gentrification

Greedy out-of-state developers and City Hall want you to bless the destruction of what's left of the black population of San Francisco. The Redevelopment Agency is their weapon, just as it was in the Western Addition 40 years ago.

Lennar Corporation has spun a **web of lies** to convince San Francisco voters that Prop G is good for Bayview-Hunters Point – it is NOT. Prop G is a multi-million dollar GIFT to Lennar, whose devalued stock is a national disgrace, from Lennar's City Hall campaign contribution recipients and their lobbyist friends.

I am 75 years old and know a scam when I see one.

Read the fine print and don't buy their lies - vote NO on G.

Espanola Jackson

The true source of funds for the printing fee of this argument is Espanola Jackson.

Environmental groups support economic development and parks improvements in the Bayview Hunters Point area. But Proposition G is a bad deal for Southeast parks and the environment.

Prop G is deceptive, claiming credit for parks *already planned* and funded by other sources. Here's what it actually does:

- Builds on state park land once considered for campgrounds
- In return for building on city parkland, it creates "parks" that will be used for stadium parking.

- Builds highrises near the shoreline that will cast shadows on the state park
- Adds a \$60 million dollar, 9-lane bridge that endangers a bird nesting restoration area that has taken years to plan and \$11 million to create
- Did not go through the standard planning process

"Green development" is more than a few solar panels on a building. Proposition G is a raw deal for the Bayview's parks. Southeast San Francisco deserves first-rate parks and open space.

Vote No on Proposition G.

Sierra Club

San Francisco League of Conservation Voters

The true sources of funds for the printing fee of this argument are the Sierra Club and the SF League of Conservation Voters.





PROPOSITION H

Shall it be unlawful for City elected officials, candidates or political committees they control to solicit or accept campaign contributions from contractors who are prohibited from making contributions to these elected officials, candidates and political committees because the contractor has a pending contract or a recently approved contract before the official or the Board on which the official or an appointee of the official sits?



Digest

by the Ballot Simplification Committee

THE WAY IT IS NOW: San Francisco law allows a candidate or office holder to solicit or accept contributions from persons who contract with the City.

However, a person who contracts with the City is prohibited from making a campaign contribution if:

- the contract or series of contracts has a total anticipated or actual value of \$50,000 or more;
- the contract must be approved by the elected official, the board to which the official was elected or a State government board on which an appointee of the official serves:
- the contract is made with the City, a State agency on whose board an appointee of a City elective official serves, the San Francisco Unified School District, or the San Francisco Community College District;
- the contribution is made to a City elected official, candidates for such City offices or to political committees they control; and
- the contribution is made at any time from the start of negotiations for the contract until either the end of negotiations or six months after the date the City approves the contract.

THE PROPOSAL: Proposition H is an ordinance that would extend existing law to make it unlawful for City elected officials, candidates or political committees they control to solicit or accept campaign contributions from those contractors who are prohibited from making donations under existing law.

Any official, candidate or political committee they control that solicits or accepts these prohibited contributions could face penalties and would be required to transfer the contribution to the City.

Proposition H also would extend existing law to apply to contracts that must be approved by any City board on which an elected official serves.

A "YES" VOTE MEANS: If you vote yes, you want to change City law to make it unlawful for City elected officials, candidates or political committees they control to solicit or accept campaign contributions from certain contractors.

A "NO" VOTE MEANS: If you vote no, you do not want to make these changes to City law.

Controller's Statement on "H"

City Controller Edward Harrington has issued the following statement on the fiscal impact of Proposition H:

Should the proposed ordinance be approved by the voters, in my opinion, there would be a minimal impact on the cost of government.

How "H" Got on the Ballot

On January 15, 2008 the Department of Elections received a proposed ordinance signed by Mayor Newsom.

The City Elections Code allows the Mayor to place an ordinance on the ballot in this manner.

THIS MEASURE REQUIRES 50%+1 AFFIRMATIVE VOTES TO PASS.





PROPONENT'S ARGUMENT IN FAVOR OF PROPOSITION H

We must continue the process of reform in San Francisco. That's why I ask you to join me in voting Yes on Proposition H.

Proposition H is a common-sense change to our city ethics rules to help prevent even the appearance of a conflict of interest. It will ban those who seek an action from our city government from making contributions to political campaigns before, during and after they seek that action.

We have the right to expect that our leaders make decisions free from the influence of special interest campaign contributions. By banning contributions from those who seek major actions from the city, we help ensure a government that is more responsive to the needs of every resident - not just those who help fund campaigns.

This measure increases confidence in government by decreasing special interest influence over government decisions. It also protects those many residents who are legitimately petitioning

their government for action from feeling as if they must give to campaigns in order to be heard.

We've made great steps toward reforming San Francisco city government during the past five years. Proposition H is one more important milestone in the ongoing process of reform.

Help us keep reforming San Francisco - Vote YES on Proposition H.

Mayor Gavin Newsom

REBUTTAL TO PROPONENT'S ARGUMENT IN FAVOR OF PROPOSITION H

PROPOSITION H HAS UNCONSTITUTIONALITY PROBLEMS:

Proposition H raises serious disputes that were originally on United States Constitution ratification and the political fights of Patrick Henry ("Give me Liberty, or give me death!") versus James Madison (1809-1817 U.S. President).

Revolutionary War hero and Virginia Governor Patrick Henry, an anti-federalist who opposed passage of the U.S. Constitution, wanted federalist Madison defeated in his 1788 election to the First United States House of Representatives.

To win, Madison proposed amending the Constitution with his "Bill of Rights" -- including the First Amendment (Free Speech Clause, etc.).

Proposition H issues from City Hall political disputes over ballot measures. It seeks to amend San Francisco's Campaign and Governmental Code section 1.126, prohibiting public officials from soliciting or accepting contributions from certain City contractors for their controlled committees. Strangely, it *allows* "special interest" City employee unions to make such financial contributions. Worse, it appears to unconstitutionally violate First Amendment and *Buckley vs. Valeo* free speech requirements...by banning such spending on *ballot measures*.

Proposition H is being opposed by a wide spectrum of groups, from the Republican Central Committee to the Harvey Milk Democratic Club.

Vote "NO!".

Dr. Terence Faulkner, J.D.

Republican Central Committeeman*

U.S. Supreme Court Plaintiff* (free speech cases: Geary vs.

Renne, Mark vs. Corwin)

Eve Del Castello

Republican Central Committee Candidate*

Republican Forum President*

Doo Sup Park

Voting Alternate Delegate

San Francisco Republican Central Committee*

Stephanie Jeong

Republican Central Committeewoman*

Mike Garza

San Francisco Chapter President

Mexican American Political Association (MAPA)*

*For identification purposes only





OPPONENT'S ARGUMENT AGAINST PROPOSITION H

THE LATE WILLIAM F. BUCKLEY (1925-2008) WAS RIGHT: RESTRICTING POLITICAL SPENDING TOO MUCH ATTACKS FREE SPEECH:

In the U.S. Supreme Court case of *Buckley vs. Valejo*, the great William F. Buckley (1925-2008) correctly attacked overly restrictive political campaign spending laws for being restrictive of free speech and the U.S. Constitution's First Amendment. We need free discussion of ideas.

Proposition H purports to call for the amendment of San Francisco's Campaign and Governmental Conduct Code to prevent public officials from using funds from their controlled campaign committees for the support of City ballot measures. As the U.S. Supreme Court Justices noted in *Buckley vs. Valejo*, some candidates may be corrupted by campaign donations. Ideas and ballot propositions are not.

Passing Proposition H would restrict constitutional free speech. That is bad policy.

Dr. Terence Faulkner, J.D.
 Past County Chairman
 San Francisco Republican Party*
 (Founded: January 1856)

*For identification purposes only

REBUTTAL TO OPPONENT'S ARGUMENT AGAINST PROPOSITION H

With all due respect to the opponent's understanding of Buckley, the law permits campaign finance restrictions when there is a compelling community interest. There is no greater interest for our city than to protect our residents from even the appearance of undue influence over major government decisions.

Please help us continue the process of reform.

Vote Yes on Proposition H.

Mayor Gavin Newsom



PAID ARGUMENTS IN FAVOR OF PROPOSITION H

NO PAID ARGUMENTS IN FAVOR OF PROPOSITION H WERE SUBMITTED

PAID ARGUMENTS AGAINST PROPOSITION H

Proposition H was placed on the ballot without review by the Ethics Commission, bypassing their important role as the ethical watchdog of the City. Send a message that we don't want our Ethics Commission ignored; vote NO on H..

San Francisco Tomorrow

The true source of funds for the printing fee of this argument is San Francisco Tomorrow.



PROPOSITION A

This Proposition may be known and referred to as the "San Francisco Quality Teacher and Education Act of 2008" or as "Proposition A".

FINDINGS

WHEREAS: The Board of Education of the San Francisco Unified School District (the "Board") believes that a qualified special tax is necessary to maintain quality education for all of the students of the San Francisco Unified School District (the "District"); and

WHEREAS: Funding from the State of California (the "State") and Federal Government have been inadequate to meet these objectives and the Board has no assurance that State or Federal funding will permit the District to meet these objectives in the future; and

WHEREAS: Since Proposition 13 passed in 1978, California's per-pupil spending has slid to one of the lowest in the nation; in January 2008, an *Education Week* report ranked California 46° in education spending nationwide; and

WHEREAS: San Francisco has the 2st highest cost of living of any city in the country but there are 13 cities in California alone that pay teachers more than San Francisco; and

WHEREAS: The District has a difficult time attracting and retaining quality teachers, with some schools suffering from high teacher turn over and some subjects, such as bilingual education, special education, math, and science, experiencing teacher shortages; and

WHEREAS: Education studies have show that one of the most important factors determining student achievement is a fully supported, welltrained and consistent teacher in the classroom; and

WHEREAS: The Board of Education has determined in its best judgment that in order to improve quality education in San Francisco for all students that an election is advisable and necessary to request voters to authorize a qualified special tax in the amount of \$198 per year per parcel of taxable real property, to be collected beginning July 1, 2008;

WHEREAS: Section 4 of Article XIIIA of the California Constitution and Sections 50075, 50076, 50077, 50079 and 53722 et seq. of the California Government Code, authorize a school district, upon approval of two-thirds of the electorate voting on the proposition, to levy a qualified special tax for specified purposes following notice and a public hearing; and

WHEREAS: The Board of Education has conducted public hearing after due notice regarding the proposed authorization of the special tax, as required by law, and

THEREFORE BE IT RESOLVED: That based upon these findings, the Board of Education of the San Francisco Unified School District provides as follows:

Section 1: TERMS OF THE SAN FRANCISCO QUALITY TEACHER AND EDUCATION ACT OF 2008

(a) Terms and Purposes: Upon approval of two thirds of those voting on this proposition, the District shall be authorized to and shall levy a qualified special tax of \$198 per year per parcel of taxable real property in the District, commencing July 1, 2008, and adjusting for inflation each year thereafter by the San Francisco All Items Consumer Price Index for All Urban Consumers (CPI-U) as reported by the US Department of Labor's Bureau of Labor Statistics.

The qualified special tax shall be known and referred to as the "San Francisco Quality Teacher and Education Act of 2008." Proceeds of the San Francisco Quality Teacher and Education Act of 2008 shall be authorized to be used to:

- Strategically raise the salary of teachers and provide retention bonuses so the District can compete with other districts in attracting and retaining the best teachers to support student achievement;
- Provide additional compensation/stipends to teachers who work at schools with high teacher turnover and in hard-to-fill subject areas;
- Provide additional training to staff, including Child Development Program and K-12 teachers and paraprofessionals;
- Provide more competitive compensation and/or benefits to other school personnel;
- Develop a Master Teacher program and provide incentives for exceptional teachers to stay in the classroom to support student achievement and promote professional learning communities;
- Expand and improve the Peer Assistance and Review program and increase teacher support and accountability;
- Support best practices at schools by providing additional recognition and resources to schools that model effective school-wide strategies and show the most growth in student achievement;
- Improve academic innovation, technology and other support resources to assure continuous growth of innovative teaching and learning opportunities and provide students, parents, and teachers with access to current technology and adequate resources to support student achievement;
- Allocate a portion of funds to public charter schools; and
- Conduct the election and provide oversight to make sure the proceeds from the parcel tax are only spent in the manner approved by the voters
- (b) <u>Senior Citizen Exemption Available</u>: An optional exemption from the special tax will be made available annually to each individual in the District who attains 65 years of age prior to July 1 of the tax year, and who owns a beneficial interest in the parcel, and who uses that parcel as his or her principal place of residence, and who applies to the District on or before July 1 of each tax year, or during the first year of the tax at a date to be determined by the Board of Education. Any application for such exemption must be submitted to the District and must be renewed annually.

Section 2: ACCOUNTABILITY MEASURES

- (a) <u>Oversight Committee</u>: An independent oversight committee shall be appointed by the Board of Education to ensure that the proceeds from this proposition are expended for the purposes described in the proposition.
- (b) Government Code Section 50075.1 Compliance: The members of the Board, the Superintendent of the District, and officers of the District are hereby requested and directed, individually and collectively, to provide accountability propositions pursuant to Government Code Section 50075.1 that include, but are not limited to, all of the following: (i) a statement indicating the specific purposes of the qualified special tax, (ii) a requirement that the proceeds be applied only to the specific purposes identified pursuant to subsection (i), (iii) the creation of a separate special account into which the proceeds from the special taxes shall be deposited, and (iv) an annual report pursuant to Section 50075.3. of the Government Code.
- (c) <u>Government Code Section 50075.3 Compliance</u>: Pursuant to Section 50075.3 of the Government Code, the Board directs that the Chief Financial Officer of the District file a report with the Board no later than January 1, 2009, and at least once a year thereafter. The annual report shall contain both of the following: (i) the amount of funds collected and expended from the special taxes, and (ii) the status of any projects or programs required or authorized to be funded as identified in subsection (a)(i) hereof from the proceeds of the special taxes.



LEGAL TEXT OF PROPOSITIONS A AND B

(d) <u>Specific Purposes</u>: All of the purposes set forth in the proposition shall constitute the specific purposes of the San Francisco Quality Teacher and Education Act of 2008, and the proceeds of that special tax shall be applied only for such purposes, and shall not fund any program, project or reduction other than those authorized above.

Section 3: PROTECTION OF FUNDING

If the adoption of this Proposition results in any decrease in State or Federal funding to the District, then the amount of the special taxes authorized by this Proposition will be reduced annually as necessary in order to restore any such reduction in State or Federal funding; or the Board may authorize the Tax Collector to transfer to the City's Children's Fund, or such other fund as the Board may designate for activities that are consistent with the general purposes of this proposition, such amounts as are designated by the Board to be necessary to restore any such reduction in State or Federal funding.

Section 4: LEVY AND COLLECTION

- (a) <u>Collection</u>: The San Francisco Quality Teacher and Education Act of 2008 special tax shall be collected by the City And County of San Francisco's Office of the Treasurer and Tax Collector (the "Tax Collector") at the same time and in the same manner and shall be subject to the same penalties as *ad valorem* property taxes collected by the Tax Collector. The collection of taxes under the Quality Teacher in Every Classroom of 2008 shall not decrease the funds available from other sources of the District in any period from the effective date hereof.
- (b) <u>Definition</u>: "Parcel of taxable real property" as used herein shall be defined as any unit of real property in the City and County of San Francisco that receives a separate tax bill for *ad valorem* property taxes from the Tax Collector's Office.
- (c) Exemption: All property that the Tax Collector has determined to be otherwise exempt from or on which are levied no *ad valorem* property taxes in any year shall also be exempt from the San Francisco Quality Teacher and Education Act of 2008 in such year. The Tax Collector's determination of exemption or relief for any reason of any parcel from taxation, other than the Senior Citizen Exemption, shall be final on the taxpayer for purposes of the San Francisco Quality Teacher and Education Act of 2008. Taxpayers desiring to challenge the Tax Collector's determination should do so under the procedures established by the Tax Collector's Office and Section 4876.5 of the California Revenue and Taxation Code or other applicable law. Taxpayers seeking any refund of taxes paid pursuant to the San Francisco Quality Teacher and Education Act of 2008 shall follow the procedures applicable to tax refunds pursuant to the California revenue and Taxation Code.
- (d) <u>List of Senior Citizen Exemption</u>: Parcels owned and occupied by individuals who are 65 years of age or older may be exempt pursuant to the Senior Citizen Exemption provisions set forth above. The District shall annually provide a list to the Tax Collector, on or before a date established by the Tax Collector each year, of the parcels which the District has approved for the Senior Citizen Exemption as described above.
- (e) <u>Duration</u>: The collection of taxes pursuant to this San Francisco Quality Teacher and Education Act of 2008 shall commence July 1, 2008 and expire June 30, 2028.
- (f) <u>Appropriations Limit</u>: The Board shall provide, pursuant to Section 7902.1 of the Government Code or any successor provision of law, for any increase in the District's appropriations limit as shall be necessary to ensure that the proceeds of the special tax may be collected and spent for the authorized purposes.

Section 5: SEVERABILITY

The Board hereby declares, and the voters by approving this proposition concur, that every section, paragraph, sentence and clause of this proposition has independent value, and the Board and the voters would have adopted each provision hereof regardless of every other provision hereof. Upon approval of this proposition by the voters, should any part be found by a court of competent jurisdiction to be invalid for any reason, all remaining parts hereof shall remain in full force and effect to the fullest extent allowed by law.

PROPOSITION B

Describing and setting forth a proposal to the qualified voters of the City and County of San Francisco to amend the Charter of the City and County of San Francisco by:

- amending Section A8.428, to increase the years of service required for new employees to qualify for subsidized health benefits at retirement and to adjust the formula for calculating retiree health benefit subsidies for those new employees;
- adding Sections 12.204, A8.409-7, and A8.590-8, and amending Section A8.432, to fund retiree health benefits for the City and County of San Francisco and other participating employers:
- adding Sections A8.404-1 and A8.409-8 so that economic provisions, including wages, shall not be increased for miscellaneous City and County employees for the fiscal year commencing July 1, 2009 and ending on June 30, 2010, and recognizing certain ongoing economic expenditures by the City and County in future years; and
- adding Sections A8.526-2 and A8.526-3, and amending Sections A8.509, A8.587-2 and A8.587-13, to increase retirement benefits for retirees and employees who retire on or after January 10, 2009 to encourage longer employment and retention and improved cost of living benefits for all retirees and employees.

The Board of Supervisors hereby submits to the qualified voters of the City and County, at an election to be held on June 3, 2008, a proposal to amend the Charter of the City and County by: amending Sections A8.428, A8.432, A8.509, A8.587-2 and A8.587-13; and, adding Sections 12.204, A8.404-1, A8.409-7, A8.409-8, A8.526-2, A8.526-3, and A8.590-8; all to read as follows:

Note: Additions are <u>single-underline italics Times New Roman</u>; Deletions are <u>strikethrough italics Times New Roman</u>.

SEC. 12.204. RETIREE HEALTH CARE TRUST FUND.

The Retiree Health Care Trust Fund ("RHCTF") shall be an irrevocable trust fund established under Section A8.432, and separate from the Health Service System trust fund described in Charter Sections 12.203 and A8.428, to provide a funding source to defray the cost of the City's, and other Participating Employers', obligations to pay for health coverage for retired persons and their survivors entitled to health coverage under Section A8.428. Trust assets shall be held for the sole and exclusive purpose of providing health coverage to eligible retired persons and their survivors, and to defray the reasonable expenses of administering the RHCTF, including but not limited to educational, actuarial, consulting, administrative support and accounting expenses associated with the RHCTF. Administrative costs, including but not limited to educational, actuarial and consulting expenses associated with the Retiree Health Care Trust Fund, as adopted by the board of supervisors in the annual budget, shall be paid from the Retiree Health Care Trust Fund, but only upon adoption of a resolution by the Retiree Health Trust Fund Board approving such expenses.



The RHCTF shall be governed by a Retiree Health Trust Fund Board ("Board"). The Board shall consist of five trustees, one of whom shall be appointed by the City Controller, one of whom shall be appointed by the City Treasurer, one of whom shall be appointed by the Executive Director of the San Francisco Employees Retirement System, and two of whom shall be elected from among active employee and retired members of the City's Health Service System. One of the elected trustees shall be an active employee member and one shall be a retired member as of the date of their respective elections. Each elected trustee shall serve for a term of five years. No person may serve simultaneously as a trustee on the Board and as an elected or appointed member of the San Francisco Employees Retirement System Board or the Health Service System Board.

SEC. A8.404-1. FY 2009-2010 INTERIM ECONOMIC PROVISIONS.

Notwithstanding any other provision of Charter Section A8.404, for the fiscal year commencing July 1, 2009, and ending on June 30, 2010, all economic provisions (including but not limited to wages, premium pay rates, overtime, any employer pickup of the employees' retirement contribution, paid time off, and other compensation, but not including any trust fund contributions required under Section A8.404(f)) shall not be increased for miscellaneous City and County platform employees, and coach or bus operators of the municipal railway, above the levels set in place as of close of business June 30, 2009, nor may new economic provisions be added.

SEC. A8.409-7. RETIREE HEALTH CARE TRUST FUND.

Notwithstanding any other provision of Charter Sections A8.409 through A8.409-8, the provisions and operation of the Retiree Health Care Trust Fund, including employee contributions to the fund, shall be determined pursuant to Charter Sections 12.204, A8.432, and A8.433, and shall not be subject to the dispute resolution procedures contained in Charter Section A8.409-4.

SEC. A8.409-8. FY 2009-2010 ECONOMIC PROVISIONS AND FUTURE PROCEEDINGS.

Notwithstanding any other provision of Charter Sections A8.409 through A8.409-7, for the fiscal year commencing July 1, 2009, and ending on June 30, 2010, all economic provisions (including, but not limited to, wages, premium pay rates, overtime, any employer pickup of the employees' retirement contribution, paid time off, and other compensation) shall remain unchanged for miscellaneous City and County officers and employees at the levels set in place as of close of business June 30, 2009, and no new economic provisions may be added. For the fiscal year commencing July 1, 2009, and ending on June 30, 2010, economic provisions shall not be subject to the dispute resolution procedures contained in Charter Section A8.409-4. Notwithstanding any other provision of Charter Section A8.409-4, for the fiscal year commencing July 1, 2010, and ending on June 30, 2011, and every year thereafter, in any mediation/ arbitration proceeding under A8.409-4, the mediation/arbitration board shall recognize as wages the ongoing economic expenditures made by the City and County beginning, during and continuing beyond fiscal year 2009-2010 as a result of this Charter Amendment submitted to the voters at the June 3, 2008 election when evaluating any economic proposals contained in a last offer of settlement by either party. However, City and County contributions to the Retiree Health Care Trust Fund under Section A8.432 shall not be considered or relied on by the mediation/arbitration board as a wage or other payment to employees for the purposes of evaluating the proposals contained in the last offers of settlement of either party. Likewise, in evaluating the proposals contained in the last offers of settlement of either party, the mediation/arbitration board shall not take into account or otherwise consider or rely on any mandatory employee contributions to the Retiree Health Care Trust Fund required under Charter Sections 12.204 and A8.432.

SEC. A8.428. HEALTH SERVICE SYSTEM TRUST FUND.

There is hereby created a health service system trust fund. The costs of the health service system shall be borne by the members of the system and retired persons, the City and County of San Francisco because of its members and retired persons, and because of the members and retired persons of the Parking Authority of the City and County of San Francisco because of its members and retired persons, the San Francisco Unified School District because of its members and retired persons and the San Francisco Community College District because of its members and retired persons.

(a) Definitions

"Credited Service" means years of employment with the Employers.

"Employers" as used in this section means the City and County of San Francisco ("City and County"), the San Francisco Unified School District ("School District") and/or the San Francisco Community College District ("Community College District"). Employers shall also include the Superior Court of California, County of San Francisco ("Superior Court"), to the extent the Superior Court participates in the City's Health Service System under A8.428(e).

"Hired on or Before January 9, 2009" as used in this section means employees of the City and County, the School District and/or the Community College District who were hired on or before January 9, 2009, excluding the following categories of employees: (1) as-needed employees who have never earned 1,040 or more hours of compensation during any 12-month period ending on or before January 9, 2009; and/or (2) employees who have separated from the Employers on or before January 9, 2009, and have less than 5 years of Credited Service.

"PERS" as used in this section shall mean the Public Employees' Retirement System of the State of California.

"Registered as Domestic Partners" as used in this section means persons who have established a domestic partnership according to the provisions of Chapter 62 of the San Francisco Administrative Code, as amended from time to time. Domestic partners who have formed their domestic partnership only by notarization of a declaration of Domestic Partnership as provided in Chapter 62 of the San Francisco Administrative Code shall not be recognized or treated as a domestic partnership under this Section unless and until the domestic partnership is registered or certified.

"Retirement System" as used in this section shall mean the San Francisco City and County Employees' Retirement System.

"Retired under the San Francisco City and County Employees' Retirement System" as used in this section includes persons who retire for service; retire for disability; or who receive a retirement or vesting allowance from the Retirement System.

<u>A-r"R</u>etired <u>pP</u>erson" as used in this section means:

(1) -A former member of the health service system, <u>hired by the Employers on or before January 9, 2009</u>, retired under the San Francisco City and County Employees' Retirement System <u>or PERS (hereinafter, "Retired Employee who was Hired on or Before January 9, 2009"); and</u>

(2) The surviving spouse or surviving domestic partner of an active employee <u>hired on or before January 9, 2009, provided that the surviving spouse or surviving domestic partner and the active employee have been married or Registered as Domestic Partners for a period of at least one year prior to the death of the active employee; and</u>

(3) The surviving spouse or surviving domestic partner of a #Retired eEmployee who was Hired on or Before January 9, 2009, provided that the surviving spouse or surviving domestic partner and the active or #Retired eEmployee who was Hired on or Before January 9, 2009 have been married or #Registered as dDomestic pPartners for a period of at least one year prior to the death of the active or #Retired eEmployee who was Hired on or Before January 9, 2009.;

(4) A former member of the health service system, hired by the Employers on or after January 10, 2009, and retired under the Retirement System or PERS for disability or retired under the Retirement System or PERS: (i) within 180 days of separation from employment from the Employers; and (ii) with 10 or more years of Credited Service with the

LEGAL TEXT OF PROPOSITION B

Employers (hereinafter, "Retired Employee who was Hired on or After January 10, 2009");

(5) The surviving spouse or surviving domestic partner of an active employee hired on or after January 10, 2009, with 10 or more years of Credited Service with the Employers, or who died in the line of duty where the surviving spouse or surviving domestic partner is entitled to a death allowance as a result of the death in the line of duty, provided that the surviving spouse or surviving domestic partner and the active employee have been married or Registered as Domestic Partners for a period of at least one year prior to the death of the active employee; or

(6) The surviving spouse or surviving domestic partner of a Retired Employee who was Hired on or After January 10, 2009, provided that the surviving spouse or surviving domestic partner and the Retired Employee who was Hired on or After January 10, 2009, have been married or Registered as Domestic Partners for a period of at least one year prior to the death of the Retired Employee who was Hired on or After January 10, 2009.

(b) Employer Contributions

The City and County, the $s\underline{S}$ chool $d\underline{D}$ istrict and the $e\underline{C}$ ommunity $e\underline{C}$ ollege $d\underline{D}$ istrict shall each contribute to the health service fund amounts sufficient for the following purposes, and subject to the following limitations:

(a)(1) All funds necessary to efficiently administer the health service system.

(b)(2) The City and County, the \pm School \pm District and the \pm Community \pm College \pm District shall contribute to the health service system fund with respect to each of their members an amount equal to "the average contribution," as certified by the health service board in accordance with the provisions of Section A8.4238.

(c)(3) Retired Employees Who Were Hired on or Before January 9,2009

For Retired Persons identified in A8.428 Subsections (a)(1), (a)(2) and (a)(3), the Employers shall contribute to the health service fund amounts subject to the following limitations: Monthly contributions required from rRetired rRersons and the surviving spouses and surviving domestic partners of active employees and rRetired rRersons participating in the system shall be equal to the monthly contributions required from members in the system for health coverage-excluding health coverage or subsidies for health coverage paid for active employees as a result of collective bargaining, with the following modifications:

(\underline{H}) the total contributions required from \underline{FR} etired \underline{PP} ersons who are also covered under Medicare shall be reduced by an amount equal to the amount contributed monthly by such persons to Medicare;

(2ii) because the monthly cost of health coverage for rRetired pPersons may be higher than the monthly cost of health coverage for active employees, the City and County, the sSchool dDistrict and the eCommunity eCollege dDistrict shall contribute funds sufficient to defray the difference in cost to the system in providing the same health coverage to rRetired pPersons and the surviving spouses and surviving domestic partners of active employees and rRetired pPersons as is provided for active employee members excluding health coverage or subsidies for health coverage paid for active employees as a result of collective bargaining;

(3iii) after application of <u>Section (e) and sSubsections (e3), (3)(4i)</u> and (e3)(2ii), the City and County, the <u>sSchool dDistrict</u> and the eCommunity eCollege dDistrict shall contribute 50% of rRetired pPersons' remaining monthly contributions.

(4) Retired Employees Who Were Hired on or After January 10, 2009 - Categories of Employees Eligible for 100% Employer Contribution

For Retired Persons identified in A8.428 Subsections (a)(4), (a)(5) and (a)(6), the Employers shall contribute 100% of the employer contribution established in A8.428 Subsection (b)(3) for:

(i) A Retired Employee who was Hired on or After January 10, 2009, with 20 or more years of Credited Service with the Employers; and

their surviving spouses or surviving domestic partners;

(ii) The surviving spouses or surviving domestic partners of active employees hired on or after January 10, 2009, with 20 or more years of Credited Service with the Employers;

(iii) Retired Persons who retired for disability; and their surviving spouses or surviving domestic partners; and

(iv) The surviving spouses or surviving domestic partners of active employees who died in the line of duty where the surviving spouse or surviving domestic partner is entitled to a death allowance as a result of the death in the line of duty.

(5) Retired Employees Who Were Hired on or After January 10, 2009 - Categories of Employees Eligible for 50%-75% Employer Contribution.

For Retired Persons identified in A8.428 Subsections (a)(4), (a)(5) and (a)(6), the Employers shall contribute:

(i) 50% percent of the employer contribution established in A8.428 Subsection (b)(3) for a Retired Employee who was Hired on or After January 10, 2009, with at least 10 but less than 15 years of Credited Service with the Employers; their surviving spouses or surviving domestic partners; and the surviving spouses or surviving domestic partners of active employees hired on or after January 10, 2009, with at least 10 but less than 15 years of Credited Service with the Employers; and

(ii) 75% percent of the employer contribution established in A8.428 Subsection (b)(3) for a Retired Employee who was Hired on or After January 10, 2009, with at least 15 but less than 20 years of Credited Service with the Employers; their surviving spouses or surviving domestic partners; and the surviving spouses or surviving domestic partners of active employees hired on or after January 10, 2009, with at least 15 but less than 20 years of Credited Service with the Employers.

(6) Employees Hired on or After January 10, 2009 – Categories of Employees Eligible for Access to Retiree Medical Benefits Coverage

An employee hired on or after January 10, 2009, and retired under the Retirement System or PERS with five (5) or more years Credited Service with the Employers, shall be eligible to receive health benefits as a member of the health service system, provided that he or she makes monthly contributions equal to one hundred percent (100%) of the total premiums for health coverage as established by the Health Service Board, including the total cost for dependent coverage. At such time as he or she becomes eligible to receive benefits under A8.428 Subsection (a)(4), the Employers shall contribute the amounts established in A8.428 Subsections (b)(4), (b)(5), and (c), as applicable.

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(7) Chart Summarizing Employer Contributions Under A8.428 Subsections (b)(4), (b)(5) and (b)(6) For Employees Hired on or After January 10, 2009

Years of Credited Service At Retirement	Percentage of Employer Contribution Established in A8.428 Subsection (b)(3)
1. Less than 5 years of Credited Service with the Employers (except for the surviving spouses or surviving domestic partners of active employees who died in the line of duty)	<u>No Retiree Medical Benefits</u> <u>Coverage</u>
2. At least 5 but less than 10 years of Credited Service with the Employers; or greater than 10 years of Credited Service with the Employers but not eligible to receive benefits under Subsections (a)(4), (b)(4) and (b)(5) (A8.428 Subsection (b)(6))	0% Access to Retiree Medical Benefits Coverage, Including Access to Dependant Coverage, But No Employer Contribution; Employee Pays Health Insurance Premium
3. At least 10 but less than 15 years of Credited Service with the Employers (A8.428 Subsection (b)(5))	50%
4. At least 15 but less than 20 years of Credited Service with the Employers (A8.428 Subsection (b)(5))	75%
5. At least 20 years of Credited Service with the Employers; Retired Persons who retired for disability; surviving spouses or surviving domestic partners of active employees who died in the line of duty (A8.428 Subsection (b)(4))	<u>100%</u>

The above chart is a simplified summary of Employer contributions under A8.428 Subsections (b)(4), (b)(5) and (b)(6) for employees hired on or after January 10, 2009. The express language of Subsections (b)(4), (b)(5) and (b)(6), and not the summary chart or its content, shall determine Employer contributions.

(d)(c) The City and County, the San Francisco Unified School District and the San Francisco Community College District shall contribute to the health service system fund 50% of the monthly contributions required for the first dependent of rRetired pPersons in the system. Except as hereinbefore set forth, the City and County, the San Francisco Unified School District and the San Francisco Community College District shall not contribute to the health service system fund any sums on account of participation in the benefits of the system by members' dependents, except surviving spouses and surviving domestic partners, *rR*etired pPersons' dependents, except surviving spouses and surviving domestic partners, persons who retired and elected not to receive benefits from theSan Francisco City and County Employees' Retirement System; resigned employees and teachers defined in Section A8.425, and any employee whose compensation is fixed in accordance with Sections A8.401, A8.403, or A8.404 of this charter and whose compensation therein includes an additional amount for health and welfare benefits or whose health service costs are reimbursed through any fund established for said purpose by ordinance of the board of supervisors.

(d) It shall be the duty of the board of supervisors, the board of education and the governing board of the community college district annually to appropriate to the health service system fund such amounts as

are necessary to cover the respective obligations of the City and County, the San Francisco Unified School District and the San Francisco Community College District hereby imposed. Contributions to the health service system fund of the City and County, of the School dDistrict and of the eCommunity eCollege dDistrict shall be charged against the general fund or the school, utility, bond or other special fund concerned.

(e) To the extent the Superior Court elects to participate in the City's Health Service System for the provision of active and retiree health care benefits, Superior Court employees shall be treated the same as City employees for the purposes of vesting, employer contribution rates, and benefit levels, in accordance with the Trial Court Employment Protection and Governance Act and applicable state law. The Superior Court shall pay all administrative and health care costs related to the Superior Court's covered employees or retirees as a participating Employer. The Superior Court may withdraw from participation in the City's Health Service System at any time, which shall not require an amendment to this Charter.

The amendments of this section contained in the proposition therefor submitted to the electorate on <u>June 3, 2008 November 7, 2000</u>-shall be <u>operative effective</u> January 10, 2009+. The <u>purpose of the January 10, 2009</u>. Charter amendment is to amend Section A8.428 to change the required years of service and employer retiree health care contribution amounts for employees hired on or after January 10, 2009. Nothing in this Charter amendment shall expand or contract the groups of employees eligible for retiree health care benefits beyond those groups eligible as of June 3, 2008.

SEC. A8.432. <u>RETIREE HEALTH CARE TRUST FUND</u> TRANSITION.

There is hereby created a Retiree Health Care Trust Fund ("RHCTF") for the purpose described in Section 12.204. The Retiree Health Trust Fund Board ("Board") described in Section 12.204 shall have exclusive authority and control over the administration of the RHCTF, investments of trust assets, and disbursements from the trust in accordance with the provisions of this Charter.

Active officers and employees of the City and County and Participating Employers, who commenced employment with the City and County, or the Participating Employers, on or after January 10, 2009, shall contribute their respective Employer's "Normal Cost" to the RHCTF. The annual active employee contribution rate shall be the Employers' "Normal Cost" as determined by the Employers' respective General Accounting Standards Board ("GASB") Actuaries computed as a percentage of compensation not to exceed 2% of pre-tax compensation to the RHCTF. The Employers' GASB actuaries shall determine the Employers' respective "Normal Cost" on an annual basis.

The City and County and Participating Employers shall each contribute 1% of compensation for officers and employees hired on or after January 10, 2009. Once an Employer has no Unfunded Actuarial Accrued Liability and the Retiree Health Trust Fund is Fully Funded, then the Employer and its active officers and employees hired on or after January 10, 2009, shall instead each contribute 50% of the "Normal Cost" as determined by the Employers' respective GASB actuaries, not to exceed 2% of pre-tax compensation, and the 1% Employer contribution shall no longer be required.

Contributions to the RHCTF from the City and County, and its officers and employees, and each Participating Employer, and their officers and employees, shall be segregated from each other and only used as a funding source to defray each Employers' obligations to pay for retiree health care under Section A8.428 and each Employers' share of administrative expenses. The funds may be pooled for investment purposes only.

No disbursements, other than to defray reasonable expenses of administering the RHCTF, may be made from the trust prior to January 1, 2015. Commencing January 1, 2015, trust assets may be used to defray the cost of the City's, and other Participating Employers', obligations to pay for health coverage for the retired persons and their survivors entitled to health care coverage under Section A8.428. The amount and frequency of such disbursements shall be determined by the Board in con-



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sultation with the Employers' respective GASB Actuaries.

(a) Definitions.

"Actuarial Accrued Liability" a used in this section, means "Actuarial Accrued Liability" as that term is defined under GASB No. 45

"Employers" as used in this section means the City and County and the Participating Employers.

"Fully Funded" as used in this section means that an Employer's GASB Actuary has determined that the market value of assets in the Retiree Health Care Trust Fund equals or exceeds the Actuarial Accrued Liability.

"GASB Actuary" and "GASB Actuaries" as used in this section means the actuarial firms hired by the Employers to provide estimates of each Employers' respective total liability and annual required contribution for post retirement health benefits under GASB No. 45.

"GASB No. 45" as used in this section means Statement No. 45 of the Governmental Accounting Standards Board, Accounting and Financial Reporting by Employers for Postemployment Benefits Other Than Pensions.

"Health coverage" as used in this section, means the health benefits or health insurance provided by the health service system for retirees, survivors and dependents under Section A8.428.

"Normal Cost" as used in this section, means the Employers' normal cost under GASB No. 45 as determined by the Employers' respective GASB Actuaries.

"Retiree" as used in this section, means a former employee who is retired and is entitled to health coverage under Section A8.428, and the qualified survivors or dependents of such retirees who are entitled to health coverage under Section A8.428.

"Participating Employers" as used in this section and Section 12.204, shall include the San Francisco Unified School District and the San Francisco Community College District, following a resolution by these employers' respective governing boards to participate in the Retiree Health Care Trust Fund.

Notwithstanding Charter Section A8.433, the Board of Supervisors shall adopt, by a majority vote before January 1, 2009, such ordinances as are necessary to create and administer the Retiree Health Care Trust Fund, and all such other matters as may be necessary to establish and maintain the purpose described in this section and Section 12.204.

The board of supervisors is authorized to enact by a vote of threefourths of its members, any and all ordinances necessary to carry out the provisions of Sections A8.420 to and including 8.432.

Any surplus or deficit existing in the health service fund on February 5, 1958, shall belong to or be the obligation of members, as the case may be, and the city and county and the San Francisco Unified School District shall neither receive payment nor credit nor shall it contribute to such fund on account of medical care rendered prior to such date.

SEC. A8.509. RETIREMENT—MISCELLANEOUS OFFICERS AND EMPLOYEES ON AND AFTER JULY 1, 1947.

Miscellaneous officers and employees, as defined in this section, who are members of the retirement system under this section of the charter on February 1, 1969, and persons who become miscellaneous officers and employees after February 1, 1969, shall be members of the retirement system, subject to the following provisions of this section, in addition to the provisions contained in Sections 3.670, 3.672 12.100, 12.103, 8.500, 8.510 and 8.520 of this charter notwithstanding the provisions of any other section of the charter, provided that the retirement system shall be applied to persons employed on a part-time, temporary or substitute basis only as the bBoard of s Supervisors shall determine by ordinance enacted by three-fourths vote of all members of the board. Miscellaneous officers and employees of the said departments who are members of the retirement system under Section 8.507 of the charter on February 1, 1969 shall continue to be members of the system under Section 8.507 and shall not be subject to any of the provisions of this section, except as specifically provided in this section.

(a) The following words and phrases as used in this section, unless a different meaning is plainly required by the context, shall have the following meaning:

"Retirement allowance," or "allowance," shall mean equal monthly payments, beginning to accrue upon the date of retirement, and continuing for life unless a different term of payments is definitely provided by the context.

"Compensation," as distinguished from benefits under the workers' compensation laws of the State of California, shall mean all remuneration whether in cash or by other allowances made by the City and County, for service qualifying for credit under this section.

"Compensation earnable" shall mean the compensation as determined by the retirement board, which would have been earned by the member had he <u>or she</u> worked, throughout the period under consideration, the average number of days ordinarily worked by persons in the same grade or class of positions as the positions held by him <u>or her</u> during such period and at the rate of pay attached to such positions, it being assumed that during any absence, he <u>or she</u> was in the position held by him <u>or her</u> at the beginning of the absence, and that prior to entering Cityservice he was in the position first held by him in City-service.

"Benefit" shall include "allowance," "retirement allowance," and "death benefit."

"Average final compensation" shall mean the average monthly compensation earned by a member during any five consecutive years of credited service in the retirement system in which his *or her* average final compensation is the highest, unless the board of supervisors shall otherwise provide by ordinance enacted by three-fourths vote of all members of the board.

For the purposes of the retirement system and of this section, the terms "miscellaneous officer or employee," or "member," as used in this section shall mean any officer or employee who is not a member of the fire or police department as defined in the charter for the purpose of the retirement system, under Section 8.507 of the charter.

"Retirement system" or "system" shall mean San Francisco City and County Employees' Retirement System as created in Section 8.500 of the charter.

"Retirement board" shall mean "+Retirement +Board" as created in Section 3.670 12.100 of the charter.

"Charter" shall mean the charter of the City and County of San Francisco.

Words used in the masculine gender shall include the feminine and neuter genders, and singular numbers shall include the plural; and the plural the singular.

"Interest" shall mean interest at the rate adopted by the retirement board.

(b) Any member who completes at least 20 years of service in the aggregate credited in the retirement system, and attains the age of 50 years, or at least 10 years of service in the aggregate credited in the retirement system, and attains the age of 60 years, said service to be computed under Subsection (g) hereof, may retire from service at his or her option. Members shall be may retired under this section on the first day of the month next following the attainment by them of the age of 65 years. A member retired after reaching the age of 60 62 years shall receive a service retirement allowance at the rate of two and three-tenths percent of said average final compensation for each year of service; provided, however, that upon the compulsory retirement of a member upon his attainment of the age of 65 years, if the allowance available to such member, pursuant to the provisions of Subsection (f) of this section, shall be greater in amount than the service retirement allowance otherwise payable to such member under this Subsection (b), then such member shall receive as his service retirement allowance, in lieu of the allowance otherwise payable under this Subsection (b), an allowance computed in accordance with the formula provided in said Subsection (f). The service retirement allowance of any member eligible to retire under this section retiring prior to attaining the age of 60 years, after rendering 20 years or more of such service and having attained the age of 50 years, computed under Subsection (g), shall be an allowance equal to the percentage of said average final compensation set forth opposite his age at retirement,



taken to the preceding completed quarter year, for each year of service, computed under Subsection (g):

Age at Retirement	Percent for Each Year of Credited Service
50	1.0000
50 1/4	1.0250
50 1/2	1.0500
50 3/4	1.0750
51	1.1000
51 1/4	1.1250
51 1/2	1.1500
51 3/4	1.1750
52	1.2000
52 1/4	1.2250
52 1/2	1.2500
52 3/4	1.2750
53	1.3000
53 1/4	1.3250
53 1/2	1.3500
53 3/4	1.3750
54	1.4000
54 1/4	1.4250
54 1/2	1.4500
54 3/4	1.4750
55	1.5000
55 1/4	1.5250
55 1/2	1.5500
55 3/4	1.5750
56	1.6000
56 1/4	1.6250
56 1/2	1.6500
56 3/4	1.6750
57	1.7000
57 1/4	1.7250
57 1/2	1.7500
57 3/4	1.7750
58	1.8000
58 1/4	1.8250
58 1/2	1.8500
58 3/4	1.8750
59	1.9000
59 1/4	1.9250
59 1/2	1.9500
59 3/4	1.9750
60	2.1000
60 1/4	2.1250
60 1/2	2.1500
60 3/4	2.1750
61	2.2000
61 1/4	2.2250
61 1/2	2.2500
61 3/4	2.2750
62	2.3000
T 4 1 11	<u></u>

In no event shall a member's retirement allowance exceed 75 percent of his average final compensation.

Before the first payment of a retirement allowance is made, a member retired under this subsection or Subsection (c) of this section, may elect to receive the actuarial equivalent of his <u>or her</u> allowance, partly in an allowance to be received by him <u>or her</u> throughout his <u>or her</u> life, and partly in other benefits payable after his <u>or her</u> death to another person or persons, provided that such election shall be subject to all the conditions prescribed by the <u>bB</u>oard of <u>sSupervisors</u> to govern similar elections by other members of the retirement system, including the character and amount, of such other benefits <u>if provided, however, that at any time within 30 days after the date on which his compulsory retirement</u>

would otherwise have become effective, a member who has attained the age of 65 years may elect within 30 days, without right of revocation, to withdraw his or her accumulated contributions, said election to be exercised in writing on a form furnished by the retirement system and filed at the office of said system, and a member so electing shall be considered as having terminated his or her membership in said system on the date immediately preceding the date on which his or her compulsory retirement would otherwise have become effective, and he shall be paid forthwith his or her accumulated contributions, with interest credited thereon. Notwithstanding the provisions of Section 8.514 of this charter, the portion of service retirement allowance provided by the City and County 's contributions shall be not less than \$100 per month upon retirement after 30 years of service and after attaining the age of 60 years, and provided further that as to any member with 15 years or more of service at the compulsory a retirement age of 65, the portion of the service retirement allowance provided by the City and County 's contribution shall be such that the total retirement allowance shall not be less than \$100 per month. In the calculations under this subsection of the retirement allowance of a member having credit for service in a position in the evening schools and service in any other position, separate retirement allowances shall be calculated in the manner prescribed for each class of service, the average final compensation in each case being that for the respective class of service; provided that the aggregate retirement allowance shall be taken into account in applying the provisions of this subsection providing for a minimum retirement allowance. Part-time service and compensation shall be reduced to full-time service and compensation in the manner prescribed by the board of supervisors, and when so reduced, shall be applied on full time service and compensation in the calculations of retirement allowances.

(c) Any member who becomes incapacitated for performance of duty because of disability determined by the retirement board to be of extended and uncertain duration, and who shall have completed at least 10 years of service credited in the retirement system in the aggregate, computed as provided in Subsection (g) hereof, shall be retired upon an allowance of one and eight-tenths percent of the average final compensation of said member, as defined in Subsection (a) hereof for each year of credited service, if such retirement allowance exceeds 40 percent of his or her average final compensation; otherwise one and eight-tenths percent of his or her average final compensation multiplied by the number of years of City -service which would be credited to him or her were such City service to continue until attainment by him or her of age 60, but such retirement allowance shall not exceed 40 percent of such average final compensation. In the calculation under this subsection of the retirement allowance of a member having credit for service in a position in the evening schools and service in any other position, separate retirement allowances shall be calculated, in the manner prescribed, for each class of service, the average final compensation in each case being that for the respective class of service; provided that the average final compensation upon which the minimum total retirement allowance is calculated in such case shall be based on the compensation earnable by the member in the classes of service rendered by him or her during the one year immediately preceding his or her retirement. Part-time service and compensation shall be reduced to full-time service and compensation in the manner prescribed by the board of supervisors, and when so reduced, shall be applied as full-time service and compensation in the calculation of retirement allowances. An application for a disability retirement The question of retiring a member under this subsection may be brought before the retirement board on said board's own motion, by the Executive Director of the Retirement System, by recommendation of any department head, commission or board, or by said member or his guardian. If his or her disability shall cease, his or her retirement allowance shall cease, and he or she shall be restored to service in the position or classification he or she occupied at the time of his or her retirement.

- (d) No modification of benefits provided in this section shall be made because of any amounts payable to or on account of any member under workers' compensation laws of the State of California.
 - (e) If a member shall die, before retirement, (1) If no benefit is



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payable under subdivision (2) of this subsection (e):

- (A) Regardless of cause, a death benefit shall be paid to the member's estate or designated beneficiary consisting of the compensation earnable by the member during the six months immediately preceding death, plus the member's contributions and interest credited thereon.
- (B) If a member sustains a traumatic bodily injury through external and violent means in the course and scope of employment and death results within 180 days of such injury, an additional insurance benefit of 12 months of compensation earnable shall be paid to the member's estate or designated beneficiary.
- (2) If, at the date of his or her death, he or she was qualified for service retirement by reason of service and age under the provisions of Subsection (b) of this section, and he or she has designated as beneficiary his or her surviving spouse, who was married to him or her for at least one full year immediately prior to the date of his <u>or her</u> death, onehalf of the retirement allowance to which the member would have been entitled if he or she had retired from service on the date of his or her death, shall be paid to such surviving spouse who was his or her designated-beneficiary at the date of his or her death, until such spouse's death or remarriage, or if there be no surviving spouse, to the unmarried child or children of such member under the age of 18 years, collectively, until every such child dies, marries or attains the age of 18 years, provided that no child shall receive any allowance after marrying or attaining the age of 18 years. If, at the death of such surviving spouse, who was receiving an allowance under this Subdivision (2), there be one or more unmarried children of such member under the age of 18 years, such allowance shall continue to such child or children, collectively, until every such child dies, marries or attains the age of 18 years, provided that no child shall receive any allowance after marrying or attaining the age of 18 years. If the total of the payments of allowance made pursuant to this Subdivision (2) is less than the benefit which was otherwise payable under Subdivision (1) of this subsection, the amount of said benefit payable under Subdivision (1) less an amount equal to the total of the payments of allowance made pursuant to this Subdivision (2) shall be paid in lump sum as follows:
- (A) If the person last entitled to said allowance is the remarried surviving spouse of such member, to such spouse.
- (B) Otherwise, to the surviving children of the member, share and share alike, or if there are no such children, to the estate of the person last entitled to said allowance.

The surviving spouse may elect, on a form provided by the retirement system and filed in the office of the retirement system before the first payment of the allowance provided herein, to receive the benefit provided in Subdivision (1) of this subsection in lieu of the allowance which otherwise would be payable under the provisions of this subdivision. If a surviving spouse, who was entitled to make the election herein provided, shall die before or after making such election, but before receiving any payment pursuant to such election, then the legally appointed guardian of the unmarried children of the member under the age of 18 years, may make the election herein provided before benefit has been paid under this Subsection (e), for and on behalf of such children if, in his or her judgment it appears to be in their interest and advantage, and the election so made shall be binding and conclusive upon all parties in interest.

If any person other than such surviving spouse shall have and be paid a community property interest in any portion of any benefit provided under this Subsection (e), any allowance payable under this Subdivision (2) shall be reduced by the actuarial equivalent, at the date of the member's death, of the amount of benefits paid to such other person.

Upon the death of a member after retirement and regardless of the cause of death, a death benefit shall be paid to his <u>or her</u> estate or designated beneficiary in the manner and subject to the conditions prescribed by the board of supervisors for the payment of a similar death benefit upon the death of other retired members.

(f) Should any miscellaneous member cease to be employed as such a member, through any cause other than death or retirement, all of his <u>or her</u> contributions, with interest credited thereon, shall be refunded to him <u>or her</u> subject to the conditions prescribed by the board of supervi-

sors to cover similar terminations of employment and reemployment with and without redeposit of withdrawn accumulated contributions of other members of the retirement system, provided that if such member is entitled to be credited with at least 10 years of service or if his or her accumulated contributions exceed \$1,000, he or she shall have the right to elect, without right of revocation and within 90 days after said termination of service, or if the termination was by lay-off, 90 days after the retirement board determines the termination to be permanent, whether to allow his or her accumulated contributions to remain in the retirement fund and to receive benefits only as provided in this paragraph. Failure to make such election shall be deemed an irrevocable election to withdraw his <u>or her</u> accumulated contributions. A person who elects to allow his <u>or</u> her accumulated contributions to remain in the retirement fund shall be subject to the same age requirements as apply to other members under this section for service retirement, but he <u>or she</u> shall not be subject to a minimum service requirement. Upon the qualification of such member for retirement by reason of age, he or she shall be entitled to receive a retirement allowance which shall be the actuarial equivalent of his accumulated contributions and an equal amount of the contributions of the City and County, plus 1-2/3 percent of his or her average final compensation for each year of service credited to him or her as rendered prior to his <u>or her</u> first membership in the retirement system. Upon the death of such member prior to retirement, his or her contributions with interest credited thereon shall be paid to his or her estate or designated benefi-

- (g) The following time and service shall be included in the computation of the service to be credited to a member for the purpose of determining whether such member qualifies for retirement and calculating benefits:
- (1) Time during which said member is a member of the retirement system and during and for which said member is entitled to receive compensation because of services as a miscellaneous officer or employee.
- (2) Service in the fire and police departments which is not credited as service of a member under this section shall count under this section upon transfer of a member of either of such departments to employment entitling him <u>or her</u> to membership in the retirement system under this section, provided that the accumulated contribution standing to the credit of such member shall be adjusted by refund to the member or by payment of the member, to bring the account at the time of such transfer to the amount which would have been credited to it had the member been a miscellaneous employee throughout the period of his <u>or her</u> service in either such departments at the compensation he received in such departments
- (3) Time during which said member is absent from a status included in paragraphs (1) or (2) next preceding which is not deemed absence from service under the provisions of Section 8.520 of the charter and for which such member is entitled to receive credit as service for the City and County by virtue of contributions made in accordance with the provisions of such section.
- (4) Prior service determined and credited as prescribed by the board of supervisors for persons who are members under Section 8.507.
- (5) The board of supervisors, by ordinance enacted by a threefourths vote of its members, may provide for the crediting as service under the retirement system of service, other than military service, rendered as an employee of the federal government and service rendered as an employee of the State of California or any public entity or public agency in the State of California. Said ordinance shall provide that all contributions required as the result of the crediting of such service shall be made by the member and that no contributions therefore shall be required of the City and County.
- (h) All payments provided under this section shall be made from funds derived from the following sources, plus interest earned on said funds:
- (1) There shall be deducted from each payment of compensation paid to a member under Section 8.509 a sum equal to 7-1/2 percent of such payment of compensation. The sum so deducted shall be paid forthwith to the retirement system. Said contribution shall be credited to the individual account of the member from whose salary it was deducted, and



the total of said contributions, together with interest credited thereon in the same manner as is prescribed by the board of supervisors for crediting interest to contributions of other members of the retirement system, shall be applied to provide part of the retirement allowance granted to, or allowance granted on account of said member under Section 8.509, or shall be paid to said member or his <u>or her</u> estate or beneficiary as provided in Sections 8.509(e) and 8.509(f).

- (2) Contributions based on time included in paragraphs (1) and (3) of Subsection (g), and deducted prior to July 1, 1947, from compensation of persons who become members under this section, and standing with interest thereon, to the credit of such members on the records of the retirement system on said date, shall continue to be credited to the individual accounts of said members, and shall be combined with and administered in the same manner as the contributions deducted after said date.
- (3) The total contributions, with interest thereon, made by or charged against the City and County and standing to its credit, on July 1, 1948, in the accounts of the retirement system, on account of persons who become members under this section, shall be applied to provide the benefits under this section.
- (4) The City and County shall contribute to the retirement system such amounts as may be necessary, when added to the contributions referred to in the preceding paragraphs of this Subsection (h), to provide the benefits payable under this section. Such contributions of the City and County to provide the portion of the benefits hereunder, which shall be based on service rendered by each member prior to the date upon which his or her rate of contribution is determined in paragraph (1), Subsection (h), shall not be less during any fiscal year than the amount of such benefits paid during said year. Such contributions of the City and County to provide the portion of the benefits hereunder, which shall be based on service rendered by respective members on and after the date stated in the next preceding sentence, shall be made in annual installments, and the installment to be paid in any year shall be determined by the application of a percentage to the total salaries paid during said year, to persons who are members under this section, said percentage to be the ratio of the value of the effective date hereof, or at the later date of a periodical actuarial valuation and investigation into the experience under the system, of the benefits thereafter to be paid under this section, from contributions of the City and County, less the amount of such contributions, and plus accumulated interest thereon, then held by said system to provide said benefits on account of service rendered by respective member after the date stated in the sentence next preceding, to the value at said respective dates of salaries thereafter payable to said members. Said values shall be determined by the actuary, who shall take into account the interest which shall be earned on said contributions, the compensation experience of members, and the probabilities of separation by all causes, of members from service before retirement, and of death after retirement. Said percentage shall be changed only on the basis of said periodical actuarial valuation and investigation into the experience under the system. Said actuarial valuation shall be made every even-numbered year, and said investigation into the experience under the system shall be made every odd-numbered year.

Notwithstanding the provisions of this Subdivision (4), any additional liabilities created by the amendments of this Section 8.509 contained in the proposition therefore submitted to the electorate on November 6, 1973, shall be amortized over a period of 30 years.

- (5) To promote the stability of the retirement system through a joint participation in the result of variations in the experience under mortality, investment and other contingencies, the contributions of both members and the City and County, held by the system to provide the benefits under this section, shall be a part of the fund in which all other assets of said system are included. Nothing in the section shall affect the obligations of the City and County to pay to the retirement system any amounts which may or shall become due under the provisions of the charter prior to the effective date hereof, and which are represented on July 1, 1947, in the accounts of said system by debits against the City and County.
 - (i) Upon the completion of the years of service set forth in

Subsection (b) of this section as requisite to retirement, a member shall be entitled to retire at any time thereafter in accordance with the provisions of said Subsection (b), and nothing shall deprive said member of said right.

- (j) Except as otherwise provided in section 8.511 of this charter, no person retired under this section, for service or disability and entitled to receive a retirement allowance under the retirement system, shall serve in any elective or appointive position in the City and County service, including membership on boards and commissions, nor shall such persons receive any payment for service rendered to the City and County after retirement, provided that service as an election officer or juror shall not be affected by this section.
- (k) Any section or part of any section in this charter, insofar as it should conflict with this section, or with any part thereof, shall be superseded by the contents of this section. In the event that any word, phrase, clause or subsection of this section shall be adjudged unconstitutional, the remainder thereof shall remain in full force and effect.
- (l) Notwithstanding the provisions of Subsections (b), (c), (f), and (i) of this section, any member convicted of a crime involving moral turpitude, committed in connection with his <u>or her</u> duties as an officer or employee of the City and County of San Francisco, shall, upon his <u>or her</u> removal from office or employment pursuant to the provisions of this charter, forfeit all rights to any benefits under the retirement system except refund of his <u>or her</u> accumulated contributions; provided, however, that if such member is qualified for service retirement by reason of service and age under the provisions of Subsection (b) of this section, he <u>or she</u> shall have the right to elect, without right of revocation and within 90 days after his <u>or her</u> removal from office or employment, whether to withdraw all of his <u>or her</u> accumulated contributions or to receive as his <u>or her</u> sole benefit under the retirement system, an annuity which shall be the actuarial equivalent of his <u>or her</u> accumulated contributions at the time of such removal from office or employment.
- (m) The amendments of this section contained in the proposition submitted to the electorate on November 6, 1984 are hereby declared to be prospective and shall not give any person a claim against the City and County relating to a death prior to ratification of this amendment by the State Legislature.

(n) The amendments to Section A8.509 contained in the proposition submitted to the electorate on June 3, 2008 shall apply only to miscellaneous officers and employees under this Section A8.509 who were not retired on January 10, 2009, and whose accumulated contributions were in the retirement fund on January 10, 2009 and who were not retired on that date.

SEC.A8.526-2.COST OF LIVING ADJUSTMENT INALLOWANCES ON AND AFTER JANUARY 10, 2009.

(a) Notwithstanding the provisions of Section A8.526 or any other provision of the charter to the contrary, effective January 10, 2009, each retirement allowance payable which is not subject to change when the salary rate of any member is changed shall be adjusted according to the provisions of this Section A8.526-2 and not Section A8.526.

(b)(1) Funds necessary for the payment of any increase in allowances pursuant to this Section A8.526-2 that are payable to, or on account of, members who retired or died, shall be provided from the City's accumulated contributions held by the system on account of such members. The City's contributions shall be determined on the basis of a normal contribution rate which shall be computed as a level percentage of compensation which, when applied to the future compensation of the average new member entering the system, together with the required member contribution, will be sufficient to provide for the payment of all prospective benefits of such member.

(b)(2) Any increase in allowances payable which are not funded by the City's accumulated contributions held by the system shall be funded by contributions of members entitled to said allowances, which shall be at rates which are in addition to the rates of contribution otherwise provided by charter or ordinance, provided that a member's rate of contribution shall not exceed one-half of one percent of his or her monthly com-



LEGAL TEXT OF PROPOSITION B

pensation. The contributions made under this section by any member shall be credited together with regular interest thereon to his or her individual account and shall be subject to the same charter and ordinance provisions relating to accumulated contributions of the member, including withdrawal and death benefits other than death allowances, provided, however, that upon his or her retirement or death, such accumulated contributions and interest shall not be applied to provide a part of the retirement benefits payable to him or her on the death allowance benefits payable on account of his or her death otherwise provided by charter or ordinance, but instead shall be held, together with the accumulated contributions made by the City pursuant to this Subsection (b(3)), with interest thereon, to provide the benefits under this Section A8.526-2.

(b)(3) The rates of contribution of members and the City, as provided herein, shall be fixed by the retirement board from time to time as it determines necessary.

(c)(1) The retirement board shall determine, prior to April 1 of each year, the percentage of increase or decrease in the cost of living during the preceding calendar year, as shown by the then current Consumer Price Index, All Items, San Francisco (1957-59=100), issued by the U.S. Bureau of Labor Statistics and published in the Monthly Labor Review or a successor publication. The cost of living adjustments as hereinafter provided shall be based on the percentage of such increase or decrease.

(c)(2) Notwithstanding any other charter or ordinance provision governing the retirement system, effective January 10, 2009, every retirement or death allowance payable to, or on account of, any member who retires or dies as a member of the system or who has retired or died as such a member, except allowances subject to change when the salary rate of any member is changed, shall be increased or decreased as of July 1, 2009, and on July 1, of each succeeding year, by an amount equal to the percentage, as determined in Subsection (c)(1) multiplied by the monthly allowance payable on June 30 of that calendar year.

(c)(3) The percentage of increase or decrease in each such allowance shall be the percentage which is determined by the retirement board to approximate to the nearest one percent increase or decrease in the cost of living during the preceding calendar year.

(c)(4) No such adjustment in any year shall exceed two percent of said allowance; provided, however, that no allowance shall be reduced below the amount being received by the member or the member's beneficiary on July 1, 1968, or on the effective date the member began to receive the allowance, whichever is later.

(d)(1) Commencing with the effective date of this Section A8.526-2, if the percentage of increase or decrease in the cost of living in any calendar year, as determined to the nearest one percent by the retirement board, were to exceed two percent as compared with the cost of living in the next preceding calendar year, the percentage of increase or decrease in the cost of living in excess of two percent, shall be accumulated to provide increases or decreases in the cost of living in each succeeding calendar year.

SEC. A8.526-3. SUPPLEMENTAL COST OF LIVING BENEFIT ON AND AFTER JANUARY 10, 2009.

(a) Notwithstanding the provisions of Section A8.526-1 or any other provision of this charter to the contrary, effective January 10, 2009, all supplemental cost of living benefits adjustments payable, including retirement allowances subject to change when the salary rate of a member is changed, shall be determined pursuant to the provisions of Section A8.526-3 and not Section A8.526-1.

(b)(1) On July 1, 2009 and July 1 of each succeeding year, the retirement board shall determine whether, in the previous fiscal year, there are earnings in excess of the expected earnings on the actuarial value of the assets. In those years when the previous year's earnings exceed the expected earnings on the actuarial value of the assets, then on July 1 each retirement allowance or death allowance payable on account of a member who died, including retirement allowances subject to change when the salary rate of a member is changed, shall be increased by an amount equal to three and one-half percent (3.5%) of the allow-

ance as of June 30, less the amount of any cost of living adjustment provided pursuant to Section A8.526-2 and less the amount of any cost of living adjustment, payable in that fiscal year, which is the result of a change in the salary of the member.

(b)(2) If, on July 1, 2009 and July 1 of each succeeding year, the previous fiscal year's earnings exceed the expected earnings on the actuarial value of the assets, but they are insufficient to increase said allowances by three and one-half percent (3.5%) as provided in Subsection (b) (1), then to the extent of excess earning, said allowances shall be increased in increments of one-half percent (5.5%) up to the maximum three and one-half percent (3.5%) of the allowance as of June 30, less the amount of any cost of living adjustment provided pursuant to Section A8.526-2 and less the amount of any cost of living adjustment, payable in that fiscal year, which is the result of a change in the salary of the member.

(c) When the previous fiscal year's earnings exceed the expected earnings on the actuarial value of the assets but are not sufficient to fund any supplemental cost of living benefit adjustment pursuant to either Subsection (b)(1) or (b)(2), the retirement board shall reserve the excess earnings for that year. Said reserved earnings shall accumulate only until such time that said reserved earnings, plus the next year's earnings in excess of the expected earnings on the actuarial value of the assets, are sufficient to fund one fiscal year's increase in the supplemental cost of living benefit adjustment, at which time the earnings in reserve shall be withdrawn and used to fund a supplemental cost of living benefit adjustment as provided in either Subsection (b)(1) or (b)(2).

(d) Any supplemental cost of living benefit adjustment, once paid to a member, shall not be reduced thereafter.

SEC. A8.587-2. SERVICE RETIREMENT.

Any member who completes at least 20 years of service in the aggregate credited in the retirement system and attains the age of 50 years, or at least 10 years of service in the aggregate credited in the retirement system, and attains the age of 60 years, said service to be computed under Section A8.587-7 may retire for service at his or her option. Members may retire under this section or under the provisions of A8.587-6, on the first day of the month next following the attainment by them of the age of 65 years. A member retired after reaching the age of $60 \underline{62}$ years shall receive a service retirement allowance at the rate of 2 2.3 percent of said average final compensation for each year of service. The service retirement allowance of any member retiring prior to a) attaining the age of 60 years, and after rendering 20 years or more of such service, computed under Section A8.587-7, and having attained the age of 50 years, or b) attaining the age of 60 years, and after rendering 10 years or more of such service, computed under Section A8.587-7, shall be an allowance equal to the percentage of said average final compensation set forth opposite his or her age at retirement, taken to the preceding completed quarter year, for each year of service, computed under Section A8.587-7:

	Percent for
Age at	Each Year of
Retirement	Credited Service
50	1.0000
50 1/4	1.0250
50 1/2	1.0500
50 3/4	1.0750
51	1.1000
51 1/4	1.1250
51 1/2	1.1500
51 3/4	1.1750
52	1.2000
52 1/4	1.2250
52 1/2	1.2500
52 3/4	1.2750
53	1.3000
53 1/4	1.3250



53 1/2	1.3500
53 3/4	1.3750
54	1.4000
54 1/4	1.4250
54 1/2	1.4500
54 3/4	1.4750
55	1.5000
55 1/4	1.5250
55 1/2	1.5500
55 3/4	1.5750
56	1.6000
56 1/4	1.6250
56 1/2	1.6500
56 3/4	1.6750
57	1.7000
57 1/4	1.7250
57 1/2	1.7500
57 3/4	1.7750
58	1.8000
58 1/4	1.8250
58 1/2	1.8500
58 3/4	1.8750
59	1.9000
59 1/4	1.9250
59 1/2	1.9500
59 3/4	1.9750
60	<u>2.1000</u>
60 1/4	
60 1/2	
60 3/4	
61	2.2000
61 1/4	2.2250
61 1/2	
61 3/4	
<u>62</u>	2.3000

In no event shall a member's retirement allowance exceed seventy five percent of his or her average final compensation.

Before the first payment of a retirement allowance is made, a member, retired under this section or Section A8.587-3, may elect to receive the actuarial equivalent of his or her allowance, partly in an allowance to be received by him or her throughout his or her life, and partly in other benefits payable after his or her death to another person or persons, provided that such election shall be subject to all the conditions prescribed by the board of supervisors to govern similar elections by other members of the retirement system, including the character and amount, of such other benefits. Notwithstanding the provisions of Section A8.514 of this charter, the portion of service retirement allowance provided by the City and County 's contributions shall be not less than \$100 per month upon retirement after thirty years of service and after attaining the age of 60 years, and provided further that as to any member with 15 years or more of service at the retirement age of 65, the portion of the service retirement allowance provided by the City and County 's contribution shall be such that the total retirement allowance shall not be less than \$100 per month. In the calculations under this section of the retirement allowance of a member having credit for service in a position in the evening schools and service in any other position, separate retirement allowances shall be calculated, in the manner prescribed for each class of service, the average final compensation in each case being that for the respective class of service, provided that the aggregate retirement allowance shall be taken into account in applying the provisions of this section providing for a minimum retirement allowance. Part-time service and compensation shall be converted to full-time service and compensation in the manner prescribed by the board of supervisors, and when so converted shall be applied on full-time service and compensation in the calculation of retirement allowances.

SEC. A8.587-13. APPLICATION OF PLAN.

(a) The provisions of Section A8.587 and Section A8.587-1 through A8.587-13 shall not apply to any members of the Retirement System under section A8.584 who retired or died before November 7, 2000.

(b) The amendments to Section A8.587 contained in the proposition submitted to the electorate on June 3, 2008 shall apply only to miscellaneous officers and employees under Section A8.587 who were not retired on January 10, 2009, and whose accumulated contributions were in the retirement fund on January 10, 2009 and who were not retired on that date.

(c) For members of the retirement system under Sections A8.584 or A8.587 who retired before January 10, 2009 and are later elected or appointed to a position or office which subjects him or her to membership in the retirement system under Section A8.587, the amendments to Section A8.587 submitted to the electorate on June 3, 2008 shall only apply to service after January 10, 2009.

SEC. A8.590-8. RETIREE HEALTH CARE TRUST FUND.

Notwithstanding any other provision of Charter Sections A8.409 through A8.409-8, the provisions and operation of the Retiree Health Care Trust Fund, including employee contributions to the fund, shall be determined pursuant to Charter Sections 12.204, A8.432, and A8.433, and shall not be subject to the dispute resolution procedures contained in Charter Section A8.590-5.

PROPOSITION C

Describing and setting forth a proposal to the qualified voters of the City and County of San Francisco to amend the Charter of the City and County of San Francisco by amending Sections A8.584-9, A8.586-12, A8.587-9, A8.588-12, A8.597-12 and A8.598-12, and by adding Sections A8.584-13, A8.586-16, A8.587-14, A8.588-16, A8.597-16 and A8.598-16 to reaffirm the voters' intent that members convicted of a crime involving moral turpitude in connection with their duties as an officer or employee of the City and County, the school district, the college district, or the Superior Court of California, County of San Francisco, shall forfeit any right to a retirement benefit funded, in whole or in part, from contributions by the City and County, the school district, or the college district.

The Board of Supervisors hereby submits to the qualified voters of the City and County, at an election to be held on June 3, 2008, a proposal to amend the Charter of the City and County by amending Sections A8.584-9, A8.586-12, A8.587-9, A8.588-12, A8.597-12 and A8.598-12, and by adding Sections A8.584-13, A8.586-16, A8.587-14, A8.588-16, A8.597-16 and A8.598-16 to read as follows:

Note: Additions are <u>single-underline italics Times New Roman</u>.

Deletions are <u>strikethrough italics Times New Roman</u>.

SEC. A8.584-9. RIGHT TO RETIRE.

Upon the completion of the years of service set forth in Section 8.584-2 as requisite to retirement, a member shall be entitled to retire at any time thereafter in accordance with the provisions of said Section 8.584-2, and, except as provided in *the following paragraph*—Section 8.584-13, nothing shall deprive said member of said right.

Any member convicted of a crime involving moral turpitude committed in connection with his duties as an officer or employee of the City and County shall, upon his removal from office or employment, pursuant to the provisions of this charter, forfeit all rights to any benefits under the retirement system except refund of his accumulated contributions; provided, however, that if such member is qualified for service retirement by reason of service and age under the provisions of Section 8.584-2, he shall have the right to elect, without right of revocation and within 90 days after his removal from office or employment to receive as his sole benefit under the retirement system an annuity which shall be the actu-



LEGAL TEXT OF PROPOSITION C

arial equivalent of his accumulated contributions at the time of such removal from office or employment.

<u>SEC.A8.584-13. FORFEITURE FOR CRIMES INVOLVING MORAL TURPITUDE.</u>

Any member convicted of a crime involving moral turpitude committed in connection with his or her duties as an officer or employee of the City and County, the school district, the college district, or the Superior Court of California, County of San Francisco, shall forfeit all rights to any benefits under the retirement system except refund of his or her accumulated contributions; provided, however, that if such member is qualified for service retirement by reason of service and age under the provisions of Section 8.584-2, he or she shall have the right to elect, without right of revocation and within 90 days after his or her removal from office or employment, to receive as his or her sole benefit under the retirement system an annuity which shall be the actuarial equivalent of his or her accumulated contributions at the time of such removal from office or employment.

Any member, after retirement for service or disability or while receiving a vesting allowance, who is convicted of a crime involving moral turpitude in connection with his or her duties as an officer or employee of the City and County, the school district, the college district, or the Superior Court of California, County of San Francisco, shall forfeit all rights to any further benefit from the Retirement System and the Retirement System shall immediately cease all future payments to such member; provided however, that if, at the time of the conviction, said member has remaining accumulated contributions, then such member shall have the right to elect, without right of revocation and within 30 days after his or her conviction, to receive as his or her sole benefit under the retirement system an annuity which shall be the actuarial equivalent of his or her accumulated contributions remaining at the time of the conviction.

SEC. A8.586-12. RIGHT TO RETIRE.

Upon the completion of the years of service set forth in Section 8.586-2 as requisite to retirement, a member of the police department shall be entitled to retire at any time thereafter in accordance with the provisions of said Section 8.586-2, and, except as provided in *the following paragraph Section 8.586-16*, nothing shall deprive said member of said right.

Any member of the police department convicted of a crime involving moral turpitude committed in connection with his or her duties as a member of the police department shall, upon termination of his or her employment pursuant to the provisions of this charter, forfeit all rights to any benefits under the retirement system except refund of his or her accumulated contributions; provided, however, that if such member is qualified for service retirement by reason of service and age under the provisions of Section 8.586-2, he or she shall have the right to elect, without right of revocation and within 90 days of the termination of his or her employment, whether to withdraw all of his or her accumulated contributions or to receive as his or her sole benefit under the retirement system an annuity which shall be the actuarial equivalent of his or her accumulated contributions at the time of such termination of employment.

SEC.A8.586-16. FORFEITURE FOR CRIMES INVOLVING MORAL TURPITUDE.

Any member convicted of a crime involving moral turpitude committed in connection with his or her duties as an officer or employee of the City and County shall forfeit all rights to any benefits under the retirement system except refund of his or her accumulated contributions; provided, however, that if such member is qualified for service retirement by reason of service and age under the provisions of Section 8.586-2, he or she shall have the right to elect, without right of revocation and within 90 days after his or her removal from office or employment to receive as his or her sole benefit under the retirement system an annuity which shall be the actuarial equivalent of his or her accumulated contributions at the time of such removal from office or employment.

Any member, after retirement for service or disability or while

receiving a vesting allowance, who is convicted of a crime involving moral turpitude in connection with his or her duties as an officer or employee of the City and County shall forfeit all rights to any further benefit from the Retirement System and the Retirement System shall immediately cease all future payments to such member; provided however, that if, at the time of the conviction, said member has remaining accumulated contributions, then such member shall have the right to elect, without right of revocation and within 30 days after his or her conviction, to receive as his or her sole benefit under the retirement system an annuity which shall be the actuarial equivalent of his or her accumulated contributions remaining at the time of the conviction.

SEC. A8.587-9. RIGHT TO RETIRE.

Upon the completion of the years of service set forth in Section A8.587-2 as requisite to retirement, a member shall be entitled to retire at any time thereafter in accordance with the provisions of said Section A8.587-2, and, except as provided in *the following paragraph Section* 8.587-14, nothing shall deprive said member of said right.

Any member convicted of a crime involving moral turpitude committed in connection with his or her duties as an officer or employee of the City and County shall, upon his or her removal from office or employment, pursuant to the provisions of this charter, forfeit all rights to any benefits under the retirement system except refund of his or her accumulated contributions; provided, however, that if such member is qualified for service retirement by reason of service and age under the provisions of Section A8.587-2, he or she shall have the right to elect, without right of revocation and within 90 days after his or her removal from office or employment to receive as his or her sole benefit under the retirement system an annuity which shall be the actuarial equivalent of his or her accumulated contributions at the time of such removal from office or employment.

SEC.A8.587-14. FORFEITURE FOR CRIMES INVOLVING MORAL TURPITUDE.

Any member convicted of a crime involving moral turpitude committed in connection with his or her duties as an officer or employee of the City and County, the school district, the college district, or the Superior Court of California, County of San Francisco, shall forfeit all rights to any benefits under the retirement system except refund of his or her accumulated contributions; provided, however, that if such member is qualified for service retirement by reason of service and age under the provisions of Section 8.587-2, he or she shall have the right to elect, without right of revocation and within 90 days after his or her removal from office or employment to receive as his or her sole benefit under the retirement system an annuity which shall be the actuarial equivalent of his or her accumulated contributions at the time of such removal from office or employment.

Any member, after retirement for service or disability or while receiving a vesting allowance, who is convicted of a crime involving moral turpitude in connection with his or her duties as an officer or employee of the City and County, the school district, the college district, or the Superior Court of California, County of San Francisco, shall forfeit all rights to any further benefit from the Retirement System and the Retirement System shall immediately cease all future payments to such member; provided however, that if, at the time of the conviction, said member has remaining accumulated contributions, then such member shall have the right to elect, without right of revocation and within 30 days after his or her conviction, to receive as his or her sole benefit under the retirement system an annuity which shall be the actuarial equivalent of his or her accumulated contributions remaining at the time of the conviction.

SEC. A8.588-12. RIGHT TO RETIRE.

Upon the completion of the years of service set forth in Section 8.588-2 as requisite to retirement, a member of the fire department shall be entitled to retire at any time thereafter in accordance with the provisions of said Section 8.588-2, and, except as provided in *the following paragraph* Section 8.588-16, nothing shall deprive said member of said right.



Any member of the fire department convicted of a crime involving moral turpitude committed in connection with his or her duties as a member of the fire department shall, upon termination of his or her employment pursuant to the provisions of this charter, forfeit all rights to any benefits under the retirement system except refund of his or her accumulated contributions; provided, however, that if such member is qualified for service retirement by reason of service and age under the provisions of Section 8.588-2, he or she shall have the right to elect, without right of revocation and within 90 days of the termination of his or her employment, whether to withdraw all of his or her accumulated contributions or to receive as his or her sole benefit under the retirement system an annuity which shall be the actuarial equivalent of his or her accumulated contributions at the time of such termination of employment.

SEC.A8.588-16.FORFEITURE FOR CRIMES INVOLVING MORAL TURPITUDE.

Any member convicted of a crime involving moral turpitude committed in connection with his or her duties as an officer or employee of the City and County shall forfeit all rights to any benefits under the retirement system except refund of his or her accumulated contributions; provided, however, that if such member is qualified for service retirement by reason of service and age under the provisions of Section 8.588-2, he or she shall have the right to elect, without right of revocation and within 90 days after his or her removal from office or employment to receive as his or her sole benefit under the retirement system an annuity which shall be the actuarial equivalent of his or her accumulated contributions at the time of such removal from office or employment.

Any member, after retirement for service or disability or while receiving a vesting allowance, who is convicted of a crime involving moral turpitude in connection with his or her duties as an officer or employee of the City and Count shall forfeit all rights to any further benefit from the Retirement System and the Retirement System shall immediately cease all future payments to such member; provided however, that if, at the time of the conviction, said member has remaining accumulated contributions, then such member shall have the right to elect, without right of revocation and within 30 days after his or her conviction, to receive as his or her sole benefit under the retirement system an annuity which shall be the actuarial equivalent of his or her accumulated contributions remaining at the time of the conviction.

SEC. A8.597-12. RIGHT TO RETIRE.

Upon the completion of the years of service set forth in Section 8.597-2 as requisite to retirement, a member of the police department shall be entitled to retire at any time thereafter in accordance with the provisions of said Section 8.597-2, and, except as provided in *the following paragraph Section 8.597-16*, nothing shall deprive said member of said right.

Any member of the police department convicted of a crime involving moral turpitude committed in connection with his or her duties as a member of the police department shall, upon termination of his or her employment pursuant to the provisions of this charter, forfeit all rights to any benefits under the retirement system except refund of his or her accumulated contributions; provided, however, that if such member is qualified for service retirement by reason of service and age under the provisions of Section A8.597-2, he or she shall have the right to elect, without right of revocation and within 90 days of the termination of his or her employment, whether to withdraw all of his or her accumulated contributions or to receive as his or her sole benefit under the retirement system an annuity which shall be the actuarial equivalent of his or her accumulated contributions at the time of such termination of employment.

SEC.A8.597-16. FORFEITURE FOR CRIMES INVOLVING MORAL TURPITUDE.

Any member convicted of a crime involving moral turpitude committed in connection with his or her duties as an officer or employee of the City and County shall forfeit all rights to any benefits under the retirement system except refund of his or her accumulated contributions: provided, however, that if such member is qualified for service retirement by reason of service and age under the provisions of Section 8.597-2, he or she shall have the right to elect, without right of revocation and within 90 days after his or her removal from office or employment to receive as his or her sole benefit under the retirement system an annuity which shall be the actuarial equivalent of his or her accumulated contributions at the time of such removal from office or employment.

Any member, after retirement for service or disability or while receiving a vesting allowance, who is convicted of a crime involving moral turpitude in connection with his or her duties as an officer or employee of the City and County shall forfeit all rights to any further benefit from the Retirement System and the Retirement System shall immediately cease all future payments to such member; provided however, that if, at the time of the conviction, said member has remaining accumulated contributions, then such member shall have the right to elect, without right of revocation and within 30 days after his or her conviction, to receive as his or her sole benefit under the retirement system an annuity which shall be the actuarial equivalent of his or her accumulated contributions remaining at the time of the conviction.

SEC. A8.598-12. RIGHT TO RETIRE.

Upon the completion of the years of service set forth in Section 8.598-2 as requisite to retirement, a member of the fire department shall be entitled to retire at any time thereafter in accordance with the provisions of said Section 8.598-2, and, except as provided in *the following paragraph Section 8.598-16*, nothing shall deprive said member of said right.

Any member of the fire department convicted of a crime involving moral turpitude committed in connection with his or her duties as a member of the fire department shall, upon termination of his or her employment pursuant to the provisions of this charter, forfeit all rights to any benefits under the retirement system except refund of his or her accumulated contributions; provided, however, that if such member is qualified for service retirement by reason of service and age under the provisions of Section A8.598-2, he or she shall have the right to elect, without right of revocation and within 90 days of the termination of his or her employment, whether to withdraw all of his or her accumulated contributions or to receive as his or her sole benefit under the retirement system an annuity which shall be the actuarial equivalent of his or her accumulated contributions at the time of such termination of employment.

SEC.A8.598-16. FORFEITURE FOR CRIMES INVOLVING MORAL TURPITUDE.

Any member convicted of a crime involving moral turpitude committed in connection with his or her duties as an officer or employee of the City and County shall forfeit all rights to any benefits under the retirement system except refund of his or her accumulated contributions; provided, however, that if such member is qualified for service retirement by reason of service and age under the provisions of Section 8.598-2, he or she shall have the right to elect, without right of revocation and within 90 days after his or her removal from office or employment to receive as his or her sole benefit under the retirement system an annuity which shall be the actuarial equivalent of his or her accumulated contributions at the time of such removal from office or employment.

Any member, after retirement for service or disability or while receiving a vesting allowance, who is convicted of a crime involving moral turpitude in connection with his or her duties as an officer or employee of the City and County shall forfeit all rights to any further benefit from the Retirement System and the Retirement System shall immediately cease all future payments to such member; provided however, that if, at the time of the conviction, said member has remaining accumulated contributions, then such member shall have the right to elect, without right of revocation and within 30 days after his or her conviction, to receive as his or her sole benefit under the retirement system an annuity which shall be the actuarial equivalent of his or her accumulated contributions remaining at the time of the conviction.



PROPOSITION D

Describing and setting forth a proposal to the qualified voters of the City and County of San Francisco to amend the Charter of the City and County of San Francisco by amending Section 4.101 to make it City policy to consider and as appropriate support the nomination, appointment and confirmation of female, minority, and disabled candidates to fill seats on appointive boards, commissions, or advisory bodies.

The Board of Supervisors hereby submits to the qualified voters of the City and County, at an election to be held on June 3, 2008, a proposal to amend the Charter of the City and County by amending Section 4.101 to read as follows:

Note: Additions are <u>single-underline italics Times New Roman</u>.

Deletions are <u>strikethrough italics Times New Roman</u>.

SEC. 4.101. BOARDS AND COMMISSIONS--COMPOSITION.

- (a) Unless otherwise provided in this Charter, the composition of each appointive board, commission or advisory body of any kind established by this Charter or legislative act of the United States of America, the State of California or the Board of Supervisors shall:
- 1. Be broadly representative of the communities of interest, neighborhoods, and the diversity in ethnicity, race, age, *and* sexual orientation, *and types of disabilities* of the City and County and have representation of both sexes; and
- 2. Consist of electors of the City and County at all times during the term of their respective offices, unless otherwise specifically provided in this Charter; or in the case of boards, commissions or advisory bodies established by legislative act the position is (a) designated by ordinance for a person under legal voting age, or (b) unless specifically exempt from the provisions, or waived by the appointing officer or entity upon a finding that an elector with specific experience, skills or qualifications willing to serve could not be located within the City and County.

It shall be official City policy that the composition of each appointive board, commission, or advisory body of any kind established by this Charter or legislative act of the United States of America, the State of California, or the Board of Supervisors shall reflect the interests and contributions of both men and women of all races, ethnicities, sexual orientations, and types of disabilities. The voters therefore urge in the strongest terms all City officers and agencies involved in nominating, appointing or confirming members of those appointive boards, commissions, or advisory bodies to consider and as appropriate support the nomination, appointment or confirmation of female, minority, and disabled candidates to fill seats on those bodies.

The Commission on the Status of Women shall conduct an analysis of appointments to appointive boards, commissions, and advisory bodies in the second and fourth year of each mayoral administration to track the diversity of appointments to such bodies. This analysis, to be based only on voluntary disclosures, shall include gender, ethnicity, sexual orientation, disability status, and any other relevant demographic qualities.

- (b) Vacancies on appointive boards, commissions or other units of government shall be filled for the balance of the unexpired term in the manner prescribed by this Charter or ordinance for initial appointments.
- (c) Terms of office shall continue as they existed on the effective date of this Charter.

PROPOSITION E

Describing and setting forth a proposal to the qualified voters of the City and County of San Francisco to amend the Charter of the City and County of San Francisco by amending Section 4.112 to require confirmation by the Board of Supervisors of the Mayor's appointments to the Public Utilities Commission and to set qualifications for members of the Public Utilities Commission.

The Board of Supervisors hereby submits to the qualified voters of the City and County, at an election to be held on June 3, 2008, a proposal to amend the Charter of the City and County by amending Section 4.112 to read as follows:

Note: Additions are <u>single-underline italics Times New Roman</u>. Deletions are <u>strikethrough italics Times New Roman</u>.

SEC. 4.112. PUBLIC UTILITIES COMMISSION.

(a) The Public Utilities Commission shall consist of five members appointed by the Mayor, subject to confirmation by a majority of the Board of Supervisors. pursuant to Section 3.100, for four-year terms. Each of the members shall serve for a term of four years. Members may be removed by the Mayor only pursuant to Section 15.105.

(b) Seat 1 on the Commission shall be a member with experience in environmental policy and an understanding of environmental justice issues. Seat 2 shall be a member with experience in ratepayer or consumer advocacy. Seat 3 shall be a member with experience in project finance. Seat 4 shall be a member with expertise in water systems, power systems, or public utility management. And Seat 5 shall be an at-large member.

(c) The respective terms of office of members of the Public Utilities Commission who hold office on August 1, 2008 shall expire at noon on that date, and the members appointed pursuant to the amendments to this Section approved at the June 2008 election shall succeed to said office at that time. In order to provide for staggered terms, the members appointed to Seats 2 and 4 shall serve for an initial term of two years from August 1, 2008. The remaining three members appointed to Seats 1, 3, and 5 shall serve for an initial term of four years from August 1, 2008, and thereafter the terms of all members shall be four years.

(d) The Commission shall have charge of the construction, management, supervision, maintenance, extension, operation, use and control of all water and energy supplies and utilities of the City as well as the real, personal and financial assets, which are under the Commission's jurisdiction on the operative date of this Charter, or assigned pursuant to Section 4.132.

PROPOSITION F

Ordinance setting forth policies requiring the development plan for the Bayview Hunters Point area to include a significant amount of affordable housing and requiring the Board of Supervisors to find that the development plan is consistent with these affordable housing policies before it approves any sale, conveyance or lease of the Cityowned land at Candlestick Point, including the property currently used for the existing Monster Park stadium and related parking areas, in connection with the development plan.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Findings.

The People of the City and County of San Francisco (the "City") make the following findings:

- (a) In May 2007 the City's Board of Supervisors and Mayor approved a resolution endorsing a Conceptual Framework for the integrated development of certain real property at Candlestick Point and the remaining phases of the Hunters Point Shipyard redevelopment project, both of which are located within the Bayview Hunters Point area of San Francisco (the "Bayview").
- (b) The Shipyard property, owned by the United States Department of the Navy (the "U.S. Navy"), consists of a once thriving major maritime industrial center that employed generations of Bayview residents. In 1974, the U.S. Navy ceased operation of the Shipyard, the closure of which had profoundly negative impacts on the economic base of the Bayview. The Bayview is characterized by underused and declin-



ing former industrial areas in need of revitalization. In July 1997, the Board of Supervisors adopted and the Mayor approved a redevelopment plan for the Shipyard (the "Shipyard Redevelopment Plan").

- (c) Candlestick Point includes (i) the Alice Griffith Public Housing Development, also known as Double Rock ("Alice Griffith Public Housing"), which is owned by the San Francisco Housing Authority; (ii) the Candlestick Point State Recreation Area; and (iii) the City-owned stadium and related parking area under lease to the San Francisco Forty Niners (the "49ers") named Monster Park. In June 2006, the Board of Supervisors adopted and the Mayor approved a redevelopment plan covering large portions of the Bayview, including most of Candlestick Point (the "Bayview Redevelopment Plan").
- (d) The Conceptual Framework envisions a major mixed-use project for the area, including hundreds of acres of new waterfront parks and open space, thousands of new units of housing, including affordable housing, extensive job-generating retail and research and development space, permanent space for the artist colony that exists in the Shipyard and a site for a new stadium for the 49ers. Combining planning and development for the Shipyard Property and Candlestick Point as an integrated revitalization project provides, among other goals, an opportunity to provide a significant amount of affordable housing. The Shipyard Property and Candlestick Point are referred to in this Initiative as the "Project Site." A map of these two areas is attached for reference as Exhibit A. The integrated development envisioned under the Conceptual Framework is referred to in this Initiative as the "Integrated Development Plan."
- (e) The purpose of the Conceptual Framework was to (1) set forth certain goals and principles to guide the proposed redevelopment of the Project Site, (2) present a preliminary plan for the integrated development of the Project Site so that the City may begin environmental review under the California environmental Quality Act ("CEQA"), and (3) set forth the parameters for the City and the San Francisco Redevelopment agency to begin an extensive community and public review process of the preliminary proposal, as that proposal may be modified and updated during the public review and planning process. As such, the Conceptual Framework envisions the creation of affordable housing, but does not set specific goals with respect to the amount of affordable housing to be created by the project.
- (f) The Bayview Hunters Point Area Plan of the San Francisco General Plan identifies affordability as the primary housing issue facing the Bayview. As stated in the General Plan, the Bayview has a low median income relative to the rest of the City, such that to be affordable to most Bayview households, rental housing should be at a cost level affordable to those with 50% of the City's median income and ownership housing should be at a cost level affordable to households earning an amount equal to 80% of the City's medial income.
- (g) The Alice Griffith Public Housing is in need of repair and replacement. The Alice Griffith Public Housing site includes vacant land owned by the Housing Authority and provides an opportunity for the Housing Authority to partner in the overall redevelopment of housing in the area.

Section 2. Governmental and Public Review and Approval.

Any Integrated Development Plan for the Project Site will be subject to extensive public review and input and require public approvals from the City and various federal and state agencies, which may include among others the San Francisco Redevelopment Agency, the State Department of Parks and Recreation, the San Francisco Housing Authority, the San Francisco Bay Conservation and Development Commission, the State Lands Commission, the State Regional Water Quality Control Board and the U.S. Navy. The implementation of any Integrated Development Plan for the Project Site will also require amendments to the City's General Plan, the existing Bayview Redevelopment Plan and the Shipyard Redevelopment Plan following environmental review under CEQA. As a result of the public review and approval process described here, the boundaries of the Project Site as identified on Exhibit A and the provisions of the Integrated Development Plan as described in the Conceptual Framework and generally described in this Initiative may be materially different at the time of approval. The reference to the Project Site and Integrated Development Plan in this Initiative is intended to refer to both the Project Site and the Integrated Development Plan as they are defined in this Initiative, and as they may be modified in the future as a result of the public review and approval process, including the CEQA process.

Section 3. Purpose.

The purpose of this Initiative is to express the voters' intent that the City and other applicable agencies incorporate a significant affordable housing component into the Integrated Development Plan. The voters wish to encourage all local, state and federal agencies with applicable jurisdiction to take all steps necessary to proceed with an Integrated Development Plan consistent with this Initiative.

Section 4. Policies

- It is the Policy of the People of the City that any Integrated Development Plan approved by the City for the Project Site under a new redevelopment plan for the Project Site or through amendments to the Shipyard Redevelopment Plan or Bayview Redevelopment Plan, or both, include the following provisions:
- (a) The Integrated Development Plan shall require that at least one-half of all new housing units to be developed in the Project Site over the term of the redevelopment plan be affordable as follows: (1) at least one-sixth of all units shall be affordable to 80% SFMI households; (2) at least one-sixth of all units shall be affordable to 60% SFMI households; and (3) at least one-sixth of all units shall be affordable to 30% SFMI households. For purposes of this subsection (a):
- (i) "80% SFMI household," "60% SFMI household," and "30% SFMI household" mean, respectively, a household that earns no more than 80%, 60%, and 30% of the median household income, adjusted for family size, in the City, as calculated by the Mayor's Office of Housing or its successor ("MOH") each year using data from the United States Department of Housing and Urban Development ("HUD") or, if that data is unavailable, from other comparable, publicly available and credible data.
- (ii) "Affordable" means a residential dwelling offered for rent at a monthly price, including utilities, that does not exceed thirty percent (30%) of household monthly gross income, or offered for sale at a price with a payment for all housing costs that is consistent with MOH's underwriting guidelines. MOH shall develop and maintain guidelines that specify affordability and other requirements, including a minimum household size for dwellings with a certain number of bedrooms or square feet.
- The Integrated Development Plan shall provide that preferences for the affordable housing provided by this Initiative shall be made available for rent or purchase to persons and families of low- and moderate-income in the following order of priority, to the extent permitted by law: (1) any resident in good standing of Alice Griffith Public Housing as of January 1, 2008 or subsequently; (2) persons who have rights to residential relocation assistance under the San Francisco Redevelopment Agency's Certificate of Preference Program as amended by San Francisco Redevelopment Agency Resolution No. 253-98, adopted on December 8, 1998 and others who are entitled to residential relocation assistance under the California Redevelopment Law because they have been displaced from redevelopment project areas in San Francisco; (3) rent burdened or assisted housing residents, defined as persons paying more than 50% of their income for housing, or persons residing in public housing or HUD Section 8 housing; (4) San Francisco residents and (5) members of the general public. Any residency preference authorized under this Section shall be permitted only to the extent that such preference: (a) does not have the purpose or effect of delaying or otherwise denying access to housing based on race, color, ethnic origin, gender, religion, disability, age, or other protected characteristic of any member of an applicant household; and (b) is not based on how long an applicant has resided or worked in the area.
- (c) Any rebuilding of Alice Griffith Public Housing as part of the Integrated Development Plan, to the extent allowed under any applicable federal and state laws, (i) shall provide at least one-for-one replacement units targeted to the same income levels as those of the existing



LEGAL TEXT OF PROPOSITION F

residents and (ii) must be phased to ensure that all eligible residents of Alice Griffith Public Housing as of January 1, 2008, have the right to move to new comparable units on the Alice Griffith Public Housing site without being displaced from existing Alice Griffith Public Housing units until the new replacement units are ready for occupancy; provided, however, this Initiative does not intend to fix income eligibility for San Francisco Housing Authority residency or alter any applicable rules or regulations of the San Francisco Housing Authority or of HUD regarding eligibility for residency.

Section 5. Disposition of City Land at Candlestick Point

The Board of Supervisors shall not approve any sale, conveyance or lease of the City-owned land at Candlestick Point, including the property currently used for the existing Monster Park stadium and related parking areas, in connection with the Integrated Development Plan unless the Board of Supervisors finds, following the public review process described in Section 2 of this Initiative, that the Integrated Development Plan is consistent with and incorporates the policies set forth in Section 4 of this Initiative.

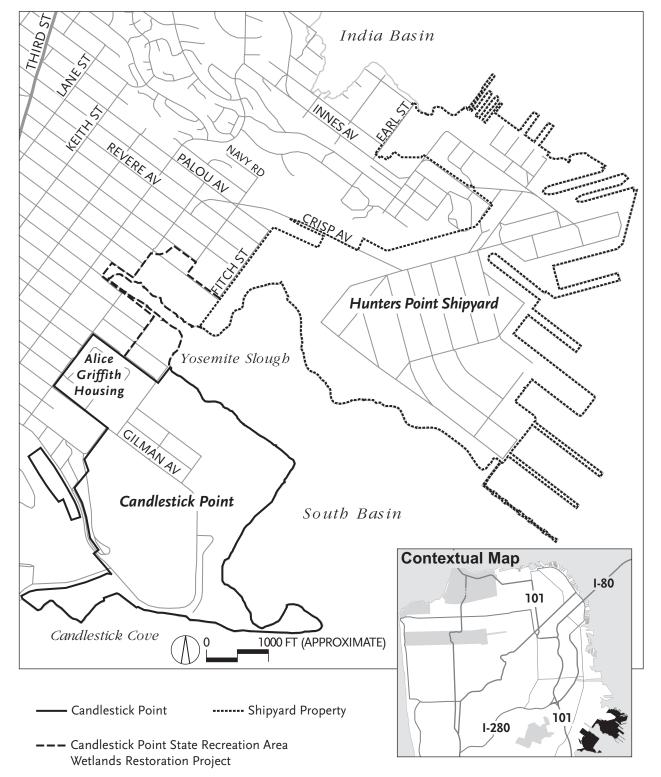
Section 6. Severability

If any provision of this Initiative, or any application of this Initiative to any person or circumstance is held invalid, such invalidity shall not affect any provision or application of this Initiative that can be given effect without the invalid provision or application. To this end, the provisions of this Initiative are severable.

(Legal Text of Proposition F includes "Exhibit A" on next page.)



EXHIBIT AMap of the Shipyard Property and Candlestick Point



PROPOSITION G

Section 1. Title.

This Initiative shall be known and may be cited as the "Bayview Jobs, Parks and Housing Initiative."

Section 2. Findings.

The People of the City and County of San Francisco (the "City") make the following findings:

- (a) Improving the quality of life of the residents of the Bayview Hunters Point community (the "Bayview") is one of the City's highest priorities. Expediting the revitalization of the Bayview will provide long overdue improvements that also will benefit the City as a whole. Both the Hunters Point Shipyard (the "Shipyard") and Candlestick Point are part of the Bayview and together make up the largest area of underused land in the City. Combining planning and development for the remainder of the Shipyard that is not already underway (the "Shipyard Property") and Candlestick Point as an integrated revitalization project will provide hundreds of acres of much needed public parks and public open space, significant jobs and economic development opportunities, particularly for residents and businesses of the Bayview, and a substantial number of new affordable and market-rate housing units, including a mix of rental and for-sale units. Integrated development of these areas can also provide a world-class site for a new stadium for the San Francisco Forty Niners (the "49ers"), including improvements in transportation and other infrastructure. The Shipyard Property and Candlestick Point, subject to any final adjustments as described in Section 9, are referred to in this Initiative as the "Project Site." A map of these two areas is attached for reference as Exhibit A.
- (b) The Shipyard was once a thriving, major maritime industrial center that employed generations of Bayview residents. Following World War II, the Shipyard was a leading hub of employment for the Bayview, providing logistics support, construction and maintenance for U.S. naval operations. At its peak, the Shipyard employed more than 17,000 civilian and military personnel, many of whom lived in the adjacent Bayview neighborhood. In 1974, the United States Department of the Navy (the "Navy") ceased operation of the Shipyard. The closure of the Shipyard had profoundly negative impacts on the economic base of the Bayview. In 1993, the United States Congress passed special legislation that gave the Navy authority to convey the Shipyard to the City.
- (c) Candlestick Point includes: (i) the Alice Griffith Housing Development, also known as Double Rock ("Alice Griffith Housing"), which, although in need of repair or replacement for its residents, has few governmental resources for those repairs; (ii) the Candlestick Point State Recreation Area, much of which is severely under-improved, under-utilized and under-funded, and the restoration and improvement of which has been a long-term goal of the Bayview, the City and the State; and (iii) the City-owned stadium, named Monster Park, that is nearing the end of its useful life.
- (d) The Yosemite Slough, which lies between Candlestick Point and the Shipyard Property, was once a pristine wetland area but has been subject to environmental distress caused by illegal dumping and neglect. The California State Parks Foundation and California State Parks are in the process of implementing the Yosemite Slough Restoration plan, which will reopen the Yosemite Slough to public access, create the largest contiguous wetland area in the City and make the wetlands pristine again.
- (e) The City's lease of Monster Park to the 49ers is scheduled to expire in May 2013, although the 49ers have the right to extend that date by exercising certain extension options. In the fall of 2006, the 49ers announced their intention to explore relocating to Santa Clara. Since then, the 49ers have continued to evaluate the feasibility of building a new stadium both there and in San Francisco. Regardless of the 49ers' final decision, the City would like to proceed with the integrated revitalization of the Project Site, with or without a new stadium.
- (f) Community and elected officials and San Francisco voters have consistently expressed their support for revitalizing the Project Site

and demanded accountability from the federal government to clean up the Shipyard. In July 1997, the Board of Supervisors adopted and the Mayor approved a redevelopment plan for the Shipyard (the "Shipyard Redevelopment Plan"), and in June 2006, after a ten-year planning process, the Board of Supervisors adopted and the Mayor approved a redevelopment plan covering large portions of the Bayview, including most of Candlestick Point (the "Bayview Redevelopment Plan"). Both those redevelopment plans are designed to create economic development, affordable housing, parks and open space and other community benefits by developing underused lands like those comprising the Project Site. More recently, in May 2007 the Board of Supervisors and the Mayor approved a resolution endorsing a Conceptual Framework for the integrated development of the Project Site with a major mixed-use project, including hundreds of acres of new waterfront parks and open space, thousands of new units of housing, a robust affordable housing program, extensive job-generating retail and research and development space, permanent space for the artist colony that exists in the Shipyard and a site for a new stadium for the 49ers on the Shipyard Property.

In furtherance of the Board's May 2007 resolution and in compliance with the California Environmental Quality Act ("CEQA"), on August 31, 2007 the Redevelopment Agency of the City and County of San Francisco (the "Agency") and the San Francisco Planning Department published a Notice of Preparation of an Environmental Impact Report (the "NOP") and solicited public participation in determining the scope of an Environmental Impact Report ("EIR") for the development of the Project Site. Both the NOP and the Conceptual Framework contemplate that integrated development of the Project Site should proceed whether or not the 49ers elect to build a new stadium on the Project Site and contemplate that, if a new 49ers' stadium is not constructed because the 49ers move to Santa Clara or elsewhere, other uses, including additional green office, science and technology, research and development and industrial space or housing-or a combination of those uses-will be developed on the Project Site instead of the stadium and associated parking.

Section 3. Purpose.

In light of the findings set forth in Section 2 above, the purpose of this Initiative is to express the voters' intent that the City and other applicable agencies move forward with the revitalization of the Project Site to provide tangible benefits for the Bayview in particular and the City generally and a new stadium site for the 49ers. Toward that end, the voters wish to repeal Propositions D and F, establish policies to guide the revitalization planning efforts, authorize the lease or conveyance of Cityowned park land at Candlestick Point under certain conditions and encourage all local, state and federal agencies with applicable jurisdiction to take all steps necessary to proceed with the development of the Project Site consistent with this Initiative.

More specifically, the People of the City declare their purposes in enacting this Initiative to be as follows:

- (a) Improving and creating additional public parks and public open space in the Bayview, particularly along the waterfront. This Initiative will permit the City's park property at Candlestick Point, including land currently used for Monster Park and associated surface parking, to be transferred for development consistent with the objectives described in Section 4 below. At the same time, this Initiative requires that any park property transferred by the City be replaced with other public park and public open space property of at least the same size in the Project Site, all as provided in Section 6 below. It also encourages the improvement of the Candlestick Point State Recreation Area and the extension of the Bay Trail along the Project Site's waterfront.
- (b) <u>Improving the quality, availability and affordability of housing in the Bayview</u>. This Initiative encourages the development of new housing in the Project Site with a mix of rental and for-sale units, both affordable and market-rate.
- (c) <u>Improving the quality of Alice Griffith Housing</u>. This Initiative encourages the rebuilding of Alice Griffith Housing as a part of the development of the Project Site, subject to consultation with the resi-



dents of Alice Griffith Housing and to approval by applicable government agencies. If such approvals are obtained and Alice Griffith Housing is included in the integrated development project, such development must be consistent with the objectives in subsection (3) of Section 4 below that relate to Alice Griffith Housing.

- (d) Elevating the Project Site into a regional center for green development and the use of green technology. This Initiative encourages the use of green building construction practices and the incorporation of environmental sustainability principles in the design and development of the Project Site, including the use of renewable energy. In addition, this Initiative encourages the inclusion of green development projects on the Project Site, such as green office, research and development or industrial projects, including a green office, science and technology, biotechnology or digital media campus.
- (e) <u>Providing commercial opportunities and jobs for the residents of the Bayview</u>. This Initiative encourages and anticipates construction and permanent jobs for local economically disadvantaged residents, particularly in the Bayview, and a range of economic development opportunities, including retail and commercial space.
- (f) Encouraging the 49ers to remain in San Francisco. The 49ers are an important source of civic pride and have contributed to the Bayview. They are closely identified with San Francisco, having played in San Francisco since the 1940s and in Candlestick Point since the 1970s. This Initiative encourages the 49ers to remain in San Francisco by providing a world-class site for a new stadium on the Shipyard Property, together with supporting infrastructure.
- (g) Repealing the earlier stadium mall framework and financing propositions. In June 1997, the City's voters adopted two ballot measures—Proposition D and Proposition F—relating to stadium and mall development at Candlestick Point. Proposition D authorized the City to use lease financing to borrow up to \$100 million toward building a new stadium at Candlestick Point. Proposition F changed various City zoning and other laws so that a new stadium, an entertainment and regional shopping center and new residential developments could be built. In the fall of 2006 the 49ers decided that the proposed stadium did not meet their needs. The plan envisioned by Propositions D and F for a stadium and adjoining retail and entertainment center partially financed through the use of a \$100 million bond issuance by the City is no longer viable. Accordingly, this Initiative repeals both Propositions D and F.

Section 4. Policies.

It is the Policy of the People of the City that, consistent with the objectives set forth in this Section 4 and subject to the public review process generally described in Sections 5 and 9 below, the City shall encourage the timely development of the Project Site with a mixed-use project that includes the following major uses, together with supporting transportation and other infrastructure improvements (collectively, the "Project"): (i) over 300 acres of public park and public open space improvements, including the improvement of the existing Candlestick Point State Recreation Area, the establishment of a new State park area on the Shipyard Property, the creation of a number of recreation facilities, sports fields and neighborhood-oriented parks and the extension of the Bay Trail along the waterfront of the Project Site; (ii) between about 8,500 and 10,000 residential housing units across the Project Site, including a mix of rental and for-sale units, both affordable and market-rate; (iii) about 600,000 square feet of regional retail on Candlestick Point and about 100,000 square feet of neighborhood-serving retail on the Shipyard Property; (iv) about 2,000,000 square feet of green office, science and technology, biotechnology or digital media office, research and development and industrial uses on the Shipyard Property and about 150,000 square feet on Candlestick Point, with more of such uses on the Project Site if the stadium is not built on the Shipyard Property; (v) if practicable, a site for an arena or other public performance venue; (vi) if the 49ers and the City determine it is feasible to build a new stadium for the 49ers and the 49ers elect in a timely manner to do so, a site on the Shipyard Property for a new National Football League stadium for the 49ers, including green parking surfaces that would both accommodate parking for stadium events and serve as public playing fields at other times; and (vii) if a new stadium is not built, then additional green office, science and technology, research and development and industrial space, or housing—or a combination of those uses—instead of the stadium and associated parking. Development of the Project Site shall be consistent with the following objectives:

- (1) The integrated development should produce tangible community benefits for the Bayview and the City, and in so doing should:
 - Improve the Candlestick Point State Recreation Area to enhance public access to the waterfront and enjoyment of the Bay.
 - Create new public recreational and public open spaces in the Project Site.
 - Preserve the shoreline of the Project Site primarily for public park and public open space uses, including an extension of the Bay Trail along the Project Site's waterfront.
 - Afford a range of job and economic development opportunities for local, economically disadvantaged individuals and business enterprises, particularly for residents and businesses located in the Bayview.
 - Include neighborhood-serving retail.
 - Subsidize the creation of permanent space on the Shipyard Property for the existing artists.
 - Transform the contaminated portions of the Shipyard Property into economically productive uses or public open space, as appropriate.
 - Encourage the timely development of the Project Site and its public benefits, whether or not the 49ers decide to remain in San Francisco, including developing alternate uses for the stadium site on the Shipyard Property that are consistent with the other objectives set forth in this Section 4, but recognizing that the overall financial feasibility of the development of the Project Site and the phasing of the integrated development depends on the 49ers' vacating the current site of Monster Park, whether to a new stadium on the Shipyard Property or elsewhere outside of the Project Site.
- (2) The integrated development should reunify the Project Site with the Bayview and should protect the character of the Bayview for its existing residents, and in so doing should:
 - Foster the creation of strong commercial, institutional, cultural and urban design ties between the development in the Project Site and the Bayview in particular and the City in general.
 - Provide automobile, public transportation and pedestrian connections between the Shipyard Property and Candlestick Point to facilitate the integration of the Project Site and reunification with the Bayview.
 - Afford substantial affordable housing, jobs and commercial opportunities for existing Bayview residents and businesses.
 - Prohibit, in implementing the Project, the use of eminent domain to acquire any property that is currently residentially zoned, is improved with a building that contains one or more legally occupied dwelling units, is a church or other religious institution, or is publicly owned, including, without limitation, property owned by the Housing Authority of the City and County of San Francisco.
- (3) The integrated development should include substantial new housing in a mix of rental and for-sale units, both affordable and market-rate, and encourage the rebuilding of Alice Griffith Housing, and in so doing should:



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- Provide substantial opportunities for new affordable housing that is targeted to the lower income levels of the Bayview population, including new units that are suitable for families, seniors and young adults.
- Include housing at levels dense enough to: create a distinctive urban form and at levels sufficient to make the development of the Project Site financially viable, consistent with the objectives stated in subsection (6) below; attract and sustain neighborhood retail services and cultural amenities; create an appealing walkable urban environment served by transit; help pay for transportation and other infrastructure improvements; and achieve economic and public benefits for the Bayview in particular and the City generally.
- Subject to consultation with Alice Griffith Housing residents and the receipt of all required governmental approvals, rebuild Alice Griffith Housing to provide at least one-for-one replacement units targeted to the same income levels as those of the existing residents and ensure that eligible Alice Griffith Housing residents have the opportunity to move to the new, upgraded units directly from their existing Alice Griffith Housing units without having to relocate to any other area.
- Include a mix of stacked flats, attached town homes and—in appropriately selected locations—low-rise, mid-rise and high-rise towers, to help assure the economic feasibility of the development and provide a varied urban design.
- (4) The integrated development should incorporate environmental sustainability concepts and practices, and in so doing should:
 - Apply sustainability principles in the design and development of public open spaces, recreation facilities and infrastructure, including wastewater, storm water, utility and transportation systems.
 - Apply green building construction practices.
 - Include energy efficiency and the use of renewable energy.
 - Encourage green development projects, such as green office, research and development or industrial projects, including a green technology, biotechnology or digital media campus.
- (5) The integrated development should encourage the 49ers—an important source of civic pride—to remain in San Francisco by providing a world-class site for a new waterfront stadium and supporting infrastructure, and in so doing should:
 - Provide parking, transportation, transit and other infrastructure necessary for the operation of the stadium, including automobile, public transit and pedestrian connections between the Shipyard Property and Candlestick Point in order to facilitate the efficient handling of game day traffic.
 - Prohibit the issuance by the City of lease revenue bonds or other debt that will be secured by or repaid from revenues on deposit in the City's General Fund to finance development of the new stadium.
- (6) The integrated development should be fiscally prudent, with or without a new stadium, and in so doing should:
 - Minimize any adverse impact on the City's General Fund relating to the development of the Project Site by relying to the extent feasible on the development to be self-sufficient.
 - Promote financial self-sufficiency by: encouraging

- substantial private capital investment; leveraging land value created through the entitlement process for the Project Site; allowing the City or the Agency, subject to the review process generally described in Section 5 below, to contribute real property in the Project Site, so long as the contribution is linked to the provision of public benefits consistent with the objectives in this Section 4 or to the grant of rights to the City or the Agency to share in surplus revenues from development of the Project Site; and permitting the use of certain tax exempt financing tools such as the allocation of property tax-increment from the Project Site, the issuance of tax allocation bonds based on such increment and the issuance of community facilities (Mello-Roos) bonds secured by private property in the Project Site.
- Allow the Agency to use its city-wide Affordable Housing Fund to help finance affordable housing projects in the Project Site.
- Except as provided immediately above, prohibit the use of property tax increment from any part of a redevelopment area outside of the Project Site to finance construction of improvements in the Project Site.
- To the extent feasible, use state and federal funds to pay for environmental remediation on the Project Site and help pay for transportation and other infrastructure improvements, and provide ways for other development projects outside the Project Site to pay their fair share for new infrastructure improvements.

Section 5. Governmental and Public Review of Development Plan.

Any development plan proposed for the Project Site, including the Project, will be subject to extensive public review and input. For example, any development plan will require public approvals from the City and the Agency, including conforming amendments to the City's General Plan and the existing Bayview Redevelopment Plan and Shipyard Redevelopment Plan, following environmental review under CEQA. Further, under federal and state laws, aspects of the development plan may also be reviewed by various regional, state and federal agencies, which may include the State Department of Parks and Recreation, the San Francisco Bay Conservation and Development Commission, the State Lands Commission, the State Regional Water Quality Control Board and the Navy.

Section 6. Disposition of City Land at Candlestick Point.

Under San Francisco Charter Section 4.113, the voters of the City approve the following (each a "Permitted Transfer"): (1) the sale, conveyance or lease for non-recreational purposes of any of the park land that is under the jurisdiction of the San Francisco Recreation and Park Commission and located within the boundary of Candlestick Point, including the property currently used in connection with the existing stadium and related parking areas; and (2) the construction, maintenance and use for non-recreational purposes of any structure on such property. Each Permitted Transfer may be free from any restriction that the affected real property be used for park or recreation purposes, so long as: (a) the City's approval of such Permitted Transfer requires a binding obligation to create new public park or public open space land areas, at least equal in size to the real property subject to the Permitted Transfer, that are located in the Project Site; and (b) the Board of Supervisors finds in approving a Permitted Transfer at the conclusion of the review process generally described in Section 5 above, that: (i) new land areas are suitable for public park or public open space and will be dedicated for such uses; and (ii) the Permitted Transfer furthers development of the Project Site consistent with the objectives set forth in Section 4 above. The voters' approvals granted under this Section 6 are not intended to modify or abrogate any existing legal commitment of the City or to limit any other



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authority to sell, convey, lease or otherwise transfer any other Cityowned land in the Project Site or to build, maintain or use any such land or structures on such land under any City ordinance or other applicable law.

Section 7. Repeal of Proposition D.

The approval of the voters to lease-finance a stadium development at Candlestick Point, in principal amount not exceeding \$100 million, as more particularly set forth in Proposition D adopted in June 1997, a copy of which is attached for reference as Exhibit B, is repealed in its entirety. Accordingly, the City no longer has voter authority as required under its Charter to issue lease revenue bonds under Proposition D for a stadium development.

Section 8. Repeal of Proposition F.

Proposition F, adopted by the voters on June 3, 1997, a copy of which is attached for reference as Exhibit C, is repealed in its entirety.

Section 9. Implementing Actions.

The People of the City encourage the City, the Agency and other public agencies with applicable jurisdiction to proceed as expeditiously as possible to implement this Initiative, including, but not limited to, adopting land use controls for the Project Site consistent with the objectives set forth in Section 4 above and subject to the review process generally described in Section 5 above.

As a result of the public process generally described in Section 5 above and certain variables, including, for example and without limitation, market changes, economic feasibility and the timing of the 49ers departure from Monster Park, the final development plan for the Project Site may be materially different from the Project and the boundaries of the Project Site may be materially different from those identified on Exhibit A. The People of the City encourage the Board of Supervisors and other public agencies with applicable jurisdiction to approve such final development plans at the conclusion of the review process generally described in Section 5 above, so long as the Board of Supervisors and the Mayor then determine that such plans are generally consistent with the objectives set forth in Section 4 above.

Section 10. Interpretation.

The title of this Initiative and the captions preceding the sections of this Initiative are for convenience of reference only. Such title and captions shall not define or limit the scope or purpose of any provision of this Initiative. The use of the terms "including," "such as" or words of similar import when following any general term, statement or matter shall not be construed to limit such term, statement or matter to the specific items or matters, whether or not language of non-limitation is used. Rather, such terms shall be deemed to refer to all other items or matters that could reasonably fall within the broadest possible scope of such statement, term or matter. The use of the term "or" shall be construed to mean and/or.

Section 11. Severability.

If any provision of this Initiative or any application thereof to any person or circumstance is held invalid, such invalidity shall not affect any provision or application of this Initiative that can be given effect without the invalid provision or application. To this end, the provisions of this Initiative are severable.

Attachments:

Exhibit A Map of the Shipyard Property and Candlestick Point

Exhibit B Proposition D (June 1997)

Exhibit C Proposition F (June 1997)

(Legal Text of Proposition G continues on next page.)



EXHIBIT A

Map of the Shipyard Property and Candlestick Point

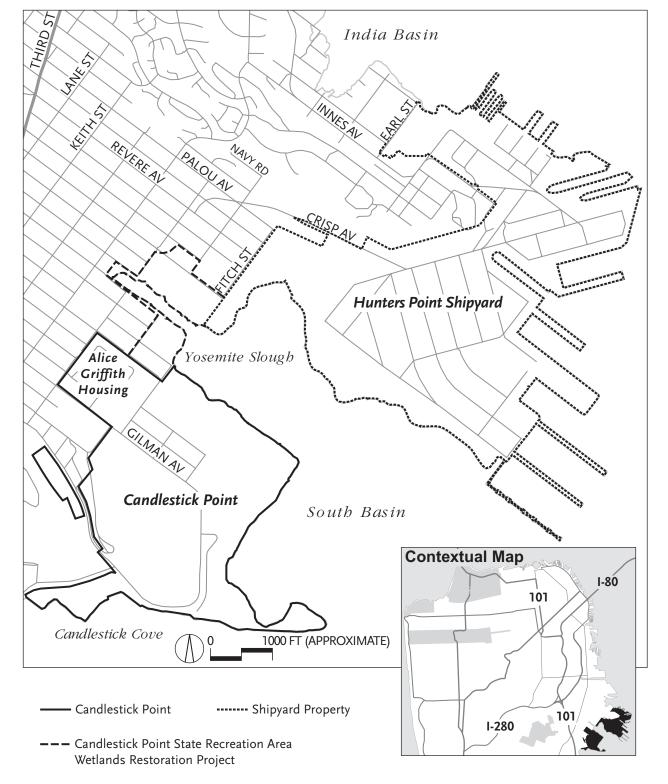


EXHIBIT B PROPOSITION D

SUBMITTING A BALLOT PROPOSITION FOR THIS YEAR'S JUNE 3RD SPECIAL ELECTION, AUTHORIZING THE CITY TO LEASE-FINANCE A STADIUM DEVELOPMENT AT CANDLESTICK POINT, IN PRINCIPAL AMOUNT NOT EXCEEDING \$100,000,000, PROVIDED NO CITY TAXES ARE INCREASED OR NEWLY IMPOSED WITHOUT PROPOSITION 218 VOTER APPROVAL; AND FINDING THE LEASE-REVENUE BOND PROPOSITION IS IN CONFORMITY WITH THE EIGHT PRIORITY POLICIES OF PLANNING CODE SECTION 101.1 AND THE CITY'S GENERAL PLAN

• RESOLVED, That pursuant to Charter Section 9.108, the Board of Supervisors hereby submits to the electorate of the City and County of San Francisco the following proposition:

Shall the City lease-finance a stadium development at Candlestick Point, in principal amount not exceeding \$100,000,000, provided no City taxes are increased or newly imposed without Proposition 218 voter approval.

The proposition shall be submitted to the electorate at the Special Election to be held on June 3, 1997. The proposition shall be placed on the ballot as a separate proposition in the form set forth above; and, be if

- FURTHER RESOLVED, That the stadium development shall consist of the development, acquisition and/or construction of the stadium and related infrastructure, facilities, structures, equipment and furnishings, in whole or in part (collectively, the "Stadium Development"); and, be it
- FURTHER RESOLVED, That the term "infrastructure" shall mean the physical systems and services which support, in whole or in part, the Stadium Development and its users, including, but not limited to, parking, streets, highways, water systems and sewer systems; and, be if
- FURTHER RESOLVED, That the term "Candlestick Point" shall mean Candlestick Point, the adjacent land and any other lands deemed necessary by the Board of Supervisors for the completion of the Stadium Development; and, be it
- FURTHER RESOLVED, That the authorized principal amount of \$100,000,000 shall be used to finance (1) a portion of the total cost of the Stadium Development; (2) cost of issuance; (3) capitalized interest; (4) reserve accounts; and (5) any other related cost designated by the Board of Supervisors; and, be it
- FURTHER RESOLVED, That the City shall not impose any new taxes or increase or extend any existing taxes for the Stadium Development without voter approval to the extent required by Proposition 218 passed by the voters on November 5, 1996; and, be it
- FURTHER RESOLVED, That the Board of Supervisors having reviewed the proposed legislature, finds and declares that the proposed lease-revenue bond proposition is, on balance, in conformity with the General Plan and is consistent with the Eight Priority Policies of the Planning Code Section 101.1 and hereby adopts the findings of the City Planning Department, as set forth in Planning Commission Resolution No. 14295, adopted February 6, 1997 and incorporates said finding by reference; and, be it
- FURTHER RESOLVED, That the City shall not issue the bonds until the following conditions have been negotiated and concluded with the Mayor's Office:
 - The Forty Niners shall provide a written commitment to the City that it will play all of its home games in the stadium until the retirement of the City's bonds for the Stadium Development.
 - A certification from the Controller that the total net proceeds
 of bonds available for construction shall not exceed
 \$100,000,000. The City's contribution for construction shall
 be reduced by any net proceeds received from any tax allocation bonds that the Redevelopment Agency elects to issue
 based on tax increment generated by the Project.

- The City determines, through the Mayor's office, that sufficient financial commitments are in place to construct an adjacent retail shopping center.
- A written commitment to comply with all the requirements of Administrative Code Sections 12B and 12C that are applicable to the Stadium Development, including nondiscrimination in benefits based on domestic partner status.
- A written commitment to provide an opportunity for 1000 permanent jobs at the Project to recipients of general assistance who become eligible through a training program.
- 6. A written commitment to use good faith efforts to provide that 50% of the construction jobs will be held by residents of the Bay-View Hunters Point-South Bayshore Community and 25% of permanent jobs available at the Project will be held by the community residents.
- A written commitment that the City will only be responsible for no more than 50% of football related operations and maintenance expenses of the stadium, based on a budget approved by the City and the Forty-Niners.
- A written commitment that there will be adequate provision for labor union representation at the project, including a card check neutrality agreement.
- A written commitment to pay any reduction in property tax revenues due to a reassessment to the extent necessary to service any tax allocation bonds issued for the Stadium Development.
- The City, through the Mayor's office, has determined that the City's contribution towards construction of the Project will be provided on a 20/80 prorata basis.
- 11. For purposes of these conditions, Project shall be defined to mean both the Stadium Development and the proposed shopping retail center to be located at Candlestick Point. The Mayor shall deliver a certificate to the Board of Supervisors that the foregoing conditions have been met. Upon the Board of Supervisors approving the issuance of the bonds, such certificate shall be final and conclusive in all respects as to the satisfaction of all the foregoing conditions. Bonds includes bonds, lease-financing arrangements, and certificates of participation.

EXHIBIT C PROPOSITION F

Be it ordained by the People of the City and County of San Francisco:

Section 1. [Policy, Purpose]

It shall be the Policy of the People that a new professional football stadium, retail shopping and entertainment center, and related open space and parking be constructed, developed and operated at Candlestick Point consistent with the following principles:

The San Francisco Forty Niners are an invaluable source of civic pride and an integral part of San Francisco's image as a world-class city. The City and County of San Francisco must take immediate action to ensure that the Forty Niners have a suitable stadium in which to play their home games after the current lease at the existing stadium known as 3COM Park at Candlestick Point (formerly known as Candlestick Park) expires.

The City and County of San Francisco should have a state-of-theart professional football stadium suitable for hosting the National Football League's Super Bowl on a regular basis.

Candlestick Point and the surrounding area is the most suitable location within San Francisco for the construction of a new professional football stadium for the San Francisco Forty Niners and retail shopping and entertainment center that will assist in revitalizing the economy of the Bayview-Hunters Point-South Bayshore area and provide jobs.

The stadium shall be designed and constructed by the San Francisco Forty Niners, or an affiliate thereof, or a developer selected by the San Francisco Forty Niners or an affiliate thereof, through a combina-



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tion of public and private financing.

The stadium shall be constructed in conjunction with the retail shopping and entertainment center.

The City and County of San Francisco shall retain ownership of the land upon which the stadium and retail shopping and entertainment center shall be built.

The City and County of San Francisco shall enter into one or more ground leases with the San Francisco Forty Niners, or an affiliate thereof, or the developer of the stadium and/or retail shopping and entertainment center, selected by the San Francisco Forty Niners or its affiliate, for the stadium and retail shopping and entertainment center site.

Development of the stadium and retail and entertainment center shall incorporate open space and shall be consistent with the purposes of the Candlestick Point State Recreation Area and the recreational opportunities presently available in that area, including shoreline trails and shoreline access to San Francisco Bay.

The existing stadium shall be demolished once the new stadium is completed and ready for occupancy, provided that the Giants baseball team has relocated to a new facility.

The stadium and retail stopping and entertainment center will produce substantial economic and public benefits for San Francisco residents generally and for the residents and business owners of the Bayview-Hunters Point-South Bayshore community specifically.

The stadium and retail shopping and entertainment center, and all related parking, will satisfy any public trust requirements and restrictions applicable to any portion of the site consisting of former tidelands and submerged lands.

Section 2. [Implementation]

Promptly following the effective date of this ordinance, the City and County of San Francisco, through the Board of Supervisors, the Planning Commission, Redevelopment Agency and other appropriate officials, boards or commissions, shall proceed to cooperate with the San Francisco Forty Niners, or its affiliate, in taking all action necessary to achieve the purposes of this ordinance, including but not limited to assisting in the negotiations for property acquisition and applying for conforming amendments to all applicable state and regional plans and regulations.

Section 3. [Election Under Charter Section 4.113]

Pursuant to San Francisco Charter Section 4.113, the electors of the City and County of San Francisco hereby approve the lease for non-recreational purposes of, and the construction, development, operation, maintenance, repair and replacement of structures for non-recreational purposes on, any and all of the park land presently under the jurisdiction of the City's Recreation and Park Commission and located within the boundaries of the Candlestick Point Special Use District as defined in this ordinance, including the property currently used for the existing stadium and paved stadium parking.

Section 4. [General Plan; Amendment]

The General Plan of the City and County of San Francisco is hereby amended as follows:

- (a) Figure 3 ("Generalized Land Use and Density") of the South Bayshore Area Plan Element shall be amended to redesignate the property generally bounded by Jamestown Avenue Extension, Giants Drive, Gilman Avenue, Arelious Walker Drive (Fitch Street), Carroll Avenue, Griffith Street, and San Francisco Bay, as the "Candlestick Point Special Use District."
- (b) Figure 4 ("Candlestick Point Perimeter Proposed Revitalization Area") of the South Bayshore Area Plan Element shall be amended to indicate that the property within the Candlestick Point Special Use District shall be devoted to "Stadium, Commercial, Parking and Open Space" uses.
- (c) New Policy 7.4 shall be added to the South Bayshore Area Plan Element to read as follows:

POLICY 7.4

Encourage commercial development within the Candlestick Point Special Use District that will complement a new sports stadium and the other commercial areas within the South Bayshore Area and

the City, and that will create job opportunities for South Bayshore residents.

The existing sports stadium within this district may be replaced with a new professional football stadium of a size and character suitable for hosting the National Football League's Super Bowl on a regular basis. The construction of a new football stadium should be accompanied by development of retail and entertainment uses complementary to the stadium that will assist in revitalizing the economy of the area and create employment opportunities for South Bayshore residents. The City should require developers of new uses within the district to make good faith efforts to provide both construction and permanent jobs to South Bayshore residents.

Commercial development within the district should consist primarily of destination-oriented uses that will supplement, and not substitute for, neighborhood-serving retail services within the South Bayshore area and particularly in the Third Street core commercial area. Structures to house retail and entertainment uses within the Candlestick Point Special Use District should be integrally linked to, and should be planned and developed as a comprehensive unit with, the stadium complex. The existing shoreline trail should be retained and enhanced. In addition, commercial development within the district should incorporate open space areas to the extent feasible. Transportation and transit improvements should be made in conjunction with development within the district. The City, with public input, should coordinate development within the Candlestick Point Special Use District with on-going revitalization efforts for the South Bayshore area.

- (d) Map 1 of the Recreation and Open Space Element shall be amended so that all property within the Candlestick Point Special Use District that is shown as property owned by the "Recreation and Park Department" shall be shown instead as property owned by "Other City Departments".
- (e) Maps 2, 4, 8 and 9 of the Recreation and Open Space Element shall be amended by deleting all property within the Candlestick Point Special Use District from the "Existing Public Open Space" designation on Maps 2 and 4; the "Public Open Space" designation on Map 8; and the "Public Recreation and Open Space" designation on Map 9.
- (f) Map 2 of the Commerce and Industry Element shall be amended to add a notation for all property within the Candlestick Point Special Use District that states, "Candlestick Point Special Use District; see applicable Planning Code provisions."
- (g) Map 4 of the Urban Design Element shall be amended to add a notation for all property within the Candlestick Point Special Use District that states, "Candlestick Point Special Use District; see applicable Planning Code provisions."
- (h) The Land Use Index shall be amended to conform to the amendments made above in subsections (a) through (g) in this Section 4

Section 5. [Special Use District].

Part II, Chapter II of the San Francisco Municipal Code (City Planning Code) is hereby amended by adding Section 249.19 to read as follows:

"Section 249.19 Candlestick Point Special Use District.

A Special Use District entitled the "Candlestick Point Special Use District," the boundaries of which are designated on Sectional Map No. 10 SU of the Zoning Maps of the City and County of San Francisco, and which is generally bounded by Jamestown Avenue Extension, Giants Drive, Gilman Avenue, Arelious Walker Drive (Fitch Street), Carroll Avenue, Griffith Street, and San Francisco Bay, is hereby established for the purposes set forth below. The following provisions shall apply within the Candlestick Point Special Use District:

(a) <u>Purposes.</u> The following controls, imposed in the Candlestick Point Special Use District, shall accommodate the development of a stadium suitable for professional football and the National Football League's Super Bowl ("Stadium") and a retail shopping and entertainment center ("Retail/Entertainment Center"), together with open space and related parking facilities (collectively, the "Combined Project"), as principal uses, and other uses as conditional uses.



- (b) <u>Controls.</u> The specific controls set forth herein shall apply only to the principal uses and conditional uses described in this Section 249.19(b). Any other development not described herein shall be governed by the underlying zoning controls.
- (1) <u>Principal Uses.</u> The following uses shall be permitted as principal uses in this Special Use District:
- (i) Stadium: A stadium, primarily to be used for professional football, but which may also be used for other sporting events or outdoor entertainment events, and which may include other assembly and entertainment uses, and other uses related to the stadium, including retail sales and personal service uses, sports clubs, restaurants and office uses accessory to the stadium (which shall not be deemed an "office development" subject to the provisions of Planning Code Sections 309 through 325 et seq.).
- (ii) Retail/Entertainment Center: A Retail Entertainment Center which may include any type or size of retail establishment, restaurant, bar, entertainment use (including but not limited to movie theaters), amusement enterprise (including but not limited to arcades, nightclubs, bowling alleys, and skating rinks), and amusement park. Principal uses allowed under this subsection (ii) shall be limited to a total of 1,400,000 square feet of occupied floor area.
- (iii) Open Space: Areas devoted to landscaping, shoreline access, shoreline trails, and active or passive recreational uses. The areas used for passive or active recreational uses may also be used as temporary parking areas to support stadium events, provided that such areas shall not be paved and shall include drainage and other improvements appropriate for both open space and temporary parking uses.
- (iv) Parking: Off-street vehicle parking, provided by surface parking lots or underground or above ground parking garages to serve the Stadium and Retail/Entertainment Center.
- (2) <u>Conditional Uses.</u> The Planning Commission may authorize the following uses within the Special Use District as a conditional use:
- (i) Any principally permitted uses allowed under Section 249.19(b)(1)(ii) which exceed a total of 1,400,000 square feet of occupied floor area.
- (ii) Any use not specified in subsection (b)(1) above and permitted in any C District, as that term is defined in Planning Code Section 102.5.
- (3) <u>Prohibited Uses.</u> Adult entertainment establishments, as defined in Planning Code Section 790.36, massage establishments as defined in Planning Code Section 790.60 and any type of gaming, wagering or gambling establishment, shall not be permitted within the Special Use District.
- (4) <u>Floor Area Ratio.</u> There shall be no floor area ratio limitation for the Combined Project or any approved conditional use.
- (5) Design Review By Planning Commission. Any application for a new structure, or major alteration of an existing structure, to house a use permitted by this section as a principal use under Section 249.19(b)(1) shall be subject to design review and approval by the Planning Commission. The Planning Commission shall approve such application if it finds that the proposed development meets the applicable height, bulk, floor area limitation and parking standards of this Section 249.19(b), and is consistent with the Priority Policies set forth in Planning Code Section 101.1, and that the architectural design of the structures, the landscaping, and the quantity and design of usable open space are appropriate for the intended use, location and purpose of the structure(s). The Planning Commission shall take final action on any completed application for a development permitted by this section within 60 days of its first public hearing on the application. The procedures and criteria in this subsection shall govern in lieu of the discretionary review process set forth in Section 26 of Part III of the San Francisco Municipal Code. The fee for review of any application under this subsection shall be based on the cost of the time and materials (calculated at a rate of \$77/hour as may be adjusted by the Consumer Price Index) up to a maximum fee of \$14,800.

- (6) <u>Parking</u>. Parking shall be governed by Article 1.5 of the Planning Code unless otherwise specified in this subsection.
- (i) Planning Code Section 159 and subsections (a), (b), (h) and (p) of Planning Code Section 155 shall not apply to parking provided within the Special Use District. Planning Code Sections 155(i) and (j) shall apply only to the amount of parking required under Section 151.
- (ii) For the purposes of calculating minimum required parking under Planning Code Section 151, in no case shall the total number of required parking spaces for the Combined Project exceed the greater of either the parking spaces calculated for the Stadium or the parking spaces calculated for the Retail/Entertainment Center, standing alone.
- (7) Appeal. The Planning Commission's determination on the design of the Combined Project pursuant to Section 249.19(b)(5) shall be a final determination on all design issues, except that the Arts Commission shall review the design, if required by Charter Section 5.103. Notwithstanding the provisions of Section 26 of Part III of the San Francisco Municipal Code, review by the Board of Appeals on the issuance of any demolition permit, building or site permit in this Special Use District shall be limited to compliance with the San Francisco Building Code, Health Code and Fire Code.
- (c) <u>State Park Land.</u> To the extent any land owned or otherwise under the jurisdiction or control of the California Department of Parks and Recreation is included within the boundaries of the Special Use District, any development on such land shall be consistent with the purpose of the Candlestick Point State Recreation Area and shall continue to make available to the people the recreational opportunities that are offered by the shoreline, waters and environment of San Francisco Bay. To this end, no development shall be permitted within 120 feet of the shoreline of the San Francisco Bay, as measured at mean low tide.

Section 6. [Height Limit; Exceptions]

(a) Part II, Chapter II of the San Francisco Municipal Code (City Planning Code) is hereby amended by adding Section 263.14 to read as follows:

"Section 263.14. Height Restrictions for Candlestick Point Special Use District.

In the 60/150-200-X Height and Bulk District as designated on Sectional Map No. 10H of the Zoning Map, the height limit shall be 60 feet, except that heights up to 200 feet shall be permitted for any stadium use permitted within the Candlestick Point Special Use District. An exception to the 60 foot height limit may be granted by the Planning Commission as a conditional use within the Candlestick Point Special Use District, up to a maximum height of 150 feet. In the event any stadium constructed within the Special Use District is integrated into a retail shopping center or other structure, any transitional structures which connect or otherwise attach the stadium to the other structure shall be considered part of the stadium for purposes of determining the permissible height of the transitional structure. All structures within the Candlestick Point Special Use District shall be exempt from the provisions of Planning Code Section 295.

- (b) Part II, Chapter II of the San Francisco Municipal Code (City Planning Code) is hereby amended by adding subsection (L) to Section 260(b)(1) to enact the following exemption from height limits otherwise established by the City Planning Code:
- "(L) In the Candlestick Point Special Use District, light standards for the purpose of the lighting the stadium, scoreboards associated with the stadium, and flagpoles and other ornamentation associated with the stadium."

Section 7. [Signs]

Part II, Chapter II of the San Francisco Municipal Code (City Planning Code) is hereby amended by adding Section 608.51 to read as follows:

"Section 608.4A. Signs for Uses Within the Candlestick Point Special Use District.

Any sign that directs attention to a business, commodity, service, industry or other activity that is or will be sold, offered or conducted



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within the Candlestick Point Special Use District and that either is greater than 200 square feet in area or extends above the roofline of the building upon which the sign is located ("SUD Sign") shall be permitted within the Candlestick Park Special Sign District if approved by the Planning Commission as a conditional use. Planning Code Sections 608.4, 608.5 and 609.2, or any other regulation applicable to signs within the Candlestick Park Special Sign District, shall not apply to SUD Signs. SUD Signs shall conform to the restrictions set forth in Planning Code Section 607 for signs in C-3 Districts, except that there shall be no height limit for SUD Signs. The Planning Commission may authorize an SUD Sign as a conditional use if the design of the sign and any associated sign structure is appropriate for the intended use and location. This criterion shall be in lieu of the criteria set forth in Planning Code Section 303(c)(1) through (4). Any scoreboard or sign within a stadium located in the Candlestick Point Special Use District shall be exempt from regulation under Article 6 of the Planning Code. Principally permitted signs within the Special Use District shall be consistent with a sign program submitted and approved by the Planning Commission as part of the design review process for the Candlestick Point Special Use District.

Section 8. [Special Use District Boundaries; Zoning Maps]

- (a) The boundaries of the Candlestick Point Special Use District created by this Ordinance are shown in Figure 1 attached hereto, which is provided for general orientation purposes only.
- (b) Special Use Map. Part II, Chapter II of the San Francisco Municipal Code (City Planning Code) is hereby amended by amending Sectional Map No. 10 SU of the Zoning Maps of the City and County of San Francisco to include the Candlestick Point Special Use District, the boundaries of which are hereinafter described.

The Special Use District shall include property bounded as follows, with street boundaries following the centerline of the referenced streets: Beginning at the point which is the intersection of Giants Drive and Gilman Avenue (the point of beginning), along Gilman Avenue to Arelious Walker Drive (also known as Fitch Street), along Arelious Walker Drive to Carroll Avenue, along Carroll Avenue to Griffith Street (a mapped but unconstructed street), along Griffith Street to the San Francisco Bay shoreline, then continuing south along the San Francisco Bay shoreline to Alvord Street (a mapped but unconstructed street), then continuing south and west along a line extending from Alvord Street to the San Francisco Bay shoreline, continuing east along the San Francisco Bay shoreline to Coleman Street (a mapped but unconstructed street), then north and east along Coleman Street to Jamestown Avenue Extension, then along the Jamestown Avenue Extension to the farthest west point of Assessor's Block No. 5000, then along the north west border of Assessor's Block No. 5000 to Giants Drive, then along Giants Drive to the intersection of Giants Drive and Gilman Avenue (the point of beginning).

Existing Use Districts	Use District Hereby Approved
P, M-1, M-2, RH-2	To Existing Use Districts Add the Candlestick Point Special Use District Overlay

(c) Height and Bulk. Part II, Chapter II of the San Francisco Municipal Code (City Planning Code) is hereby amended by amending Sectional Map No. 10 H of the Zoning Maps to enact the following changes in the height and bulk classifications for the property within the Candlestick Point Special Use District, as more particularly described in subsection (b) in this Section 8.

Height and Bulk Districts to be Superseded	Height and Bulk District Hereby Approved
OS; 40-X	60/150-200-X

Section 9. [Waterfront Plan]

Chapter 61 of the San Francisco Administrative Code ("Waterfront Land Use"), adopted by the People of the City and County of San Francisco pursuant to Proposition H, is hereby amended as follows:

- (a) Section 61.2(d) shall be amended by adding the following subsection:
- "(3) This provision shall not be applicable to any new development within the Candlestick Point Special Use District."
- (b) Section 61.4 shall be amended by adding the following subsection:
- "(i) Within the Candlestick Point Special Use District, any use that is permitted as a principal or conditional use under Planning Code Section 249.19."

Section 10. [Public Contracting Provisions]

Notwithstanding any provision of the San Francisco Municipal Code (the "Municipal Code") or any other ordinance or regulation of the City and County of San Francisco to the contrary, the Stadium, Retail/ Entertainment Center and related physical improvements and infrastructure to be constructed in the Candlestick Point Special Use District shall not be deemed to be a "public work or improvement" as that term or any similar term is used in any provision of the Municipal Code or any other ordinance or regulation of the City and County of San Francisco, including but not limited to, Chapter 6 of the San Francisco Administrative Code. No provision of the Municipal Code, nor any other ordinance or regulation of the City and County of San Francisco shall be deemed to require the person or entities, including the City and County of San Francisco, constructing any portion or all of the Stadium, Retail/ Entertainment Center and related improvements and infrastructure, to follow any particular procedure, comply with any bidding or advertising requirements, or otherwise engage in any particular practice with respect to the selection of contractors or sub-contractors for the award of contracts or subcontracts for the design, construction, purchase of materials, management or operation of any portion or all of the stadium, retail shopping and entertainment center and associated improvements; provided, however, the design and construction of the Stadium, Retail/Entertainment Center and related improvements and infrastructure shall be subject to the applicable provisions of Chapter 12B, 12C and 12D of the San Francisco Administrative Code and to the terms and conditions of any public financing and the ground lease or leases. It is the intent of the people of the City and County of San Francisco, in adopting this section of this Ordinance, that the design and construction of the Stadium, Retail/ Entertainment Center and related improvements and infrastructure shall be done in an expeditious manner, and shall not be undertaken as if such design and construction were the design and construction of conventional public work or improvement. This section shall be liberally construed to fulfill this intent.

Section 11. [Redevelopment Agency]

The Candlestick Point Special Use District is within the South Bayshore Redevelopment Survey Area. In the event that a Redevelopment Project Area is adopted which includes the Combined Project, the Combined Project shall be subject to the authority of the Redevelopment Agency of the City and County of San Francisco authority pursuant to state law.

Section 12. [Compliance With Laws]

Except as otherwise specified herein, the construction of the Combined Project shall be subject to all federal, state and local laws, ordinances and regulations (as the same may be amended), including but not limited to the California Environmental Quality Act (Public Resources Code Section 21000, et seq.).

Section 13. [Amendment]

Any provision of this ordinance may be amended by the Board of Supervisors and shall not require the vote of the electors of the City and County of San Francisco, provided that such amendments are consistent with the purpose and intent of this ordinance.

Section 14. [Severability]

If any provision of this ordinance, or any application thereof to any person or circumstance, is held invalid, such invalidity shall not affect



LEGAL TEXT OF PROPOSITIONS G AND H

any provision or application of this ordinance that can be given effect without the invalid provision or application. To this end, the provisions of this ordinance are severable.

PROPOSITION H

Ordinance amending Chapter 1 of Article I of the Campaign and Governmental Conduct Code by amending section 1.126 to prohibit elected officials and their controlled committees from soliciting or accepting contributions from certain City contractors.

Note: Additions are <u>single-underline italics Times New Roman</u>; deletions are <u>strikethrough italics Times New Roman</u>.

Board amendment additions are <u>double underlined</u>.

Board amendment deletions are <u>strikethrough normal</u>.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The San Francisco Campaign and Governmental Conduct Code is hereby amended by amending Section 1.126, to read as follows:

SEC. 1.126. CONTRIBUTION LIMITS – CONTRACTORS DOING BUSINESS WITH THE CITY.

- (a) Definitions. For purposes of this Section, the following words and phrases shall mean:
- (1) "Person who contracts with" includes any party or prospective party to a contract, as well any member of that party's board of directors, its chairperson, chief executive officer, chief financial officer, chief operating officer, any person with an ownership interest of more than 20 percent in the party, any subcontractor listed in a bid or contract, and any committee, as defined by this Chapter, that is sponsored or controlled by the party, provided that the provisions of Section 1.114 of this Chapter governing aggregation of affiliated entity contributions shall apply only to the party or prospective party to the contract.
- (2) "Contract" means any agreement or contract, including any amendment or modification to an agreement or contract, with the City and County of San Francisco, a state agency on whose board an appointee of a City elective officer serves, the San Francisco Unified School District, or the San Francisco Community College District for:
 - (A) the rendition of personal services,
 - (B) the furnishing of any material, supplies or equipment,
 - (C) the sale or lease of any land or building, or
 - (D) a grant, loan or loan guarantee.
- (3) "Board on which an individual serves" means the board to which the officer was elected and any other board on which the elected officer serves.
- (b) Prohibition <u>on contribution</u>. No person who contracts with the City and County of San Francisco, a state agency on whose board an appointee of a City elective officer serves, the San Francisco Unified School District or the San Francisco Community College District,
 - (1) Shall make any contribution to:
- (A) An individual holding a City elective office if the contract must be approved by such individual, the board on which that individual serves or a <u>state agency on whose board</u> on which an appointee of that individual serves;
 - (B) A candidate for the office held by such individual; or
 - (C) A committee controlled by such individual or candidate
- (2) Whenever the agreement or contract has a total anticipated or actual value of \$50,000.00 or more, or a combination or series of such agreements or contracts approved by that same individual or board have a value of \$50,000.00 or more in a fiscal year of the City and County
- (3) At any time from the commencement of negotiations for such contract until-

- (A) The termination of negotiations for such contract; or
- (B) Six months have elapsed from the date the contract is approved.
- (c) Prohibition on receipt of contribution. No individual holding City elective office or committee controlled by such an individual shall solicit or accept any contribution prohibited by subsection (b) at any time from the formal submission of the contract to the individual until the termination of negotiations for the contract or six months have elapsed from the date the contract is approved. For the purpose of this subsection, a contract is formally submitted to the Board of Supervisors at the time of the introduction of a resolution to approve the contract.
- (d) Forfeiture of contribution. In addition to any other penalty, each committee that receives a contribution prohibited by subsection (c) shall pay promptly the amount received or deposited to the City and County of San Francisco and deliver the payment to the Ethics Commission for deposit in the General Fund of the City and County; provided that the Commission may provide for the waiver or reduction of the forfeiture.
 - (ee) Notification.
- (1) Prospective Parties to Contracts. Any prospective party to a contract with the City and County of San Francisco, a state agency on whose board an appointee of a City elective officer serves, the San Francisco Unified School District or the San Francisco Community College District shall inform each person described in subsection (a)(1) of the prohibition in subsection (b) by the commencement of negotiations for such contract.
- (2) Individuals Who Hold City Elective Office. Every individual who holds a City elective office shall, within five business days of the approval of a contract by the officer, a board on which the officer sits or a board of a state agency on which an appointee of the officer sits, notify the Ethics Commission, on a form adopted by the Commission, of each contract approved by the individual, the board on which the individual serves or the board of a state agency on which an appointee of the officer sits. An individual who holds a City elective office need not file the form required by this subsection if the clerk or secretary of a board on which the individual serves or a board of a state agency on which an appointee of the officer serves has filed the form on behalf of the board.

