

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

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

MEETING MINUTES

Tuesday, December 6, 2005 2:00 PM

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

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL
Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee

Supervisors Ammiano, Mirkarimi, Elsbernd

City and School District Select Committee

Supervisors Ammiano, Maxwell, Ma, Commissioners Chin, Commissioner Kelly, Commissioner Wynn

City Operations and Neighborhood Services Committee

Supervisors McGoldrick, Dufty, Ma

Government Audit and Oversight Committee

Supervisors Peskin, Elsbernd, Daly

Land Use Committee

Supervisors Maxwell, Sandoval, McGoldrick

Rules Committee

Supervisors Alioto-Pier, Mirkarimi, Peskin

Meeting Days

Thursday

1:30 PM

2nd Monday (Bi-monthly)

3:30 PM

1st and 3rd Monday

10:30 AM

2nd and 4th Monday

1:00 PM

Wednesday

1:00 PM

Wednesday

10:00 AM

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

Volume 100 Number 42

Members Present: Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Fiona Ma, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:03 p.m. On the call of the roll Supervisors Ma, Maxwell, McGoldrick and Sandoval were noted absent.

There was a quorum.

Supervisors Ma and McGoldrick were noted present at 2:04 p.m.

Supervisor Maxwell was noted present at 2:05 p.m.

Supervisor Sandoval was noted present at 2:07 p.m.

APPROVAL OF MEETING MINUTES

Supervisor Elsbernd, seconded by Supervisor Mirkarimi, moved to approve November 1, 2005 and November 8, 2005 Meeting Minutes. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

051677 [Grant of Federal Funds - Municipal Transportation Agency - \$65,840,680]
Supervisor Dufty

Resolution authorizing the Municipal Transportation Agency to Accept and Expend \$65,840,680 of Federal Formula Section 5307 Surface Transportation Program and Congestion Mitigation for Air Quality Capital Assistance for various San Francisco capital projects and activities, excluding Administrative Overhead Costs.

(Fiscal impact.)

Resolution No. 825-05

ADOPTED

**051678 [Grant of Regional Funds - Municipal Transportation Agency - \$2,945,658]
Supervisor Dufty**

Resolution authorizing the Municipal Transportation Agency to accept and expend \$2,945,658 of Assembly Bill 664 Funds for San Francisco Municipal Railway Capital Projects, excluding administrative overhead costs.

(Fiscal impact.)

Resolution No. 842-05

ADOPTED

**051679 [Grant of Federal Funds - Municipal Transportation Agency - \$23,305,667]
Supervisor Dufty**

Resolution authorizing the Municipal Transportation Agency to accept and expend \$23,305,667 Federal Formula Section 5309 Fixed Guideway capital projects and activities, excluding administrative overhead costs.

(Fiscal impact.)

Resolution No. 843-05

ADOPTED

**051695 [Accept-Expend Federal Grant - Mayor's Office of Criminal Justice (MOCJ) - \$100,000]
Supervisor Maxwell**

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to retroactively accept and expend a grant in the amount of \$100,000 from the Office of Justice Programs (OJP), Department of Justice for the purpose of supporting activities to reduce the number of violent and drug-related crimes in the designated Weed and Seed area within the Bayview Hunters Point neighborhood.

Resolution No. 844-05

ADOPTED

**051696 [Accept-Expend Federal Grant - Mayor's Office of Criminal Justice (MOCJ) - \$653,368]
Supervisor Maxwell**

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to retroactively accept and expend a grant in the amount of \$653,368 from the Bureau of Justice Assistance (BJA), Office of Justice Programs (OJP), Department of Justice for the purpose of supporting activities to reduce the drug problem and violent activity associated with drug activity in San Francisco.

Resolution No. 845-05

ADOPTED

051810 [Lease of Real Property at 1390 Market Street]

Resolution authorizing the renewal and expansion of a lease at 1390 Market Street for the Department of Children, Youth and their Families. (Real Estate Department)

Resolution No. 840-05

ADOPTED

Recommendations of the City Operations and Neighborhood Services Committee

051232 [Liquor License, 566 Minnesota Street]

Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to Daniel Kahn, for The Bargain Bank located at 566 Minnesota Street, will serve the convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Resolution No. 839-05

ADOPTED

051760 [Liquor License, 56 Belden Street]

Resolution determining that the issuance of a Type 48 on-sale general license to Thierry Collomb, for Voda LLC located at 56 Belden Street, will serve the convenience of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Resolution No. 829-05

ADOPTED

051815 [Additional contract funds to evaluate the integration of buprenorphine treatment into the SFGH AIDS Program]

Resolution authorizing the San Francisco Department of Public Health, Community Behavioral Health Services (SFDPH, CBHS), to enter retroactively into an agreement with the University of California San Francisco (UCSF), the primary contractor, and expend additional funds in the amount of \$351,939 to provide local and multi-site evaluation of the integration of buprenorphine treatment into the SFGH AIDS Program, and to add one (1.0) new position funded through this agreement; for the period of September 1, 2004 to August 31, 2009. (Public Health Department)

Resolution No. 830-05

ADOPTED

**051839 [Grant to improve child passenger safety in San Francisco - Department of Public Health]
Supervisor Ma**

Resolution authorizing the San Francisco Department of Public Health (SFDPH), to accept and expend a new grant in the amount of \$563,195 from the California Office of Traffic Safety (COTS) to improve child passenger safety in San Francisco, to enter into an agreement for the use of these funds, and to add one (1.0) position funded through this grant agreement; for the period of October 1, 2005, to December 31, 2007.

Resolution No. 823-05

ADOPTED

051840 [Contract funds from a new primary contractor to evaluate the impact of a resource center for drug users, Year 3]

Resolution authorizing the San Francisco Department of Public Health, Community Behavioral Health Services (SFDPH, CBHS), to enter retroactively into Year 3 of an agreement with a new primary contractor, the Research Triangle Institute (RTI), and expend funds in the amount of \$6,004 to provide research evaluation services; for the period of July 1, 2005 to December 31, 2005. (Public Works Department)

Resolution No. 831-05

ADOPTED

Recommendations of the Rules Committee

051764 [Appointment - Child Care Planning and Advisory Council]

Resolution appointing Candace Wong, term ending December 31, 2005, and Maria Luz Torre, term ending December 31, 2007, to the Child Care Planning and Advisory Council.

Candace Wong, succeeding Renu Nanda, resigned, seat 3, must be a nominee of District 3 Supervisor selected from: parent advisory councils of public and private child care programs; associations of child care centers, family day care providers and Head Start; public interest organizations including but not limited to the Child Care Law Center; community organizations; the Bay Area Employer Work and Family Coalition; and members of labor organizations and local organizations that fall within the definition of "Community representative", for the unexpired portion of a three-year term ending December 31, 2005.

Maria Luz Torre, succeeding herself, term expired; seat 10, must be a nominee of District 10 Supervisor selected from: parent advisory councils of public and private child care programs; associations of child care centers, family day care providers and Head Start; public interest organizations including but not limited to the Child Care Law Center; community organizations; the Bay Area Employer Work and Family Coalition; and members of labor organizations and local organizations that fall within the definition of "Community representative", for the unexpired portion of three-year term ending December 31, 2007.

Resolution No. 832-05
ADOPTED

051851 [Appointment - In-Home Supportive Services Public Authority]

Resolution appointing Patricia Webb, term ending March 1, 2007, Sharon Brunn, term ending March 1, 2008, Kelly Dearman, term ending March 1, 2006, and Rosie Byers and Alice Wong, for terms to be determined, to the In-Home Supportive Services Public Authority.

Patricia Webb, succeeding Karen Young-Simmons, term expired, seat 2, must be a consumer between the ages of 18 and 60, authorized to represent organizations that advocate for younger people with disabilities, for the unexpired portion of a three-year term ending March 1, 2007.

Sharon Brunn, succeeding herself, term expired, seat 3, must be a consumer at-large over the age of 55, for the unexpired portion of a three-year term ending March 1, 2008.

Kelly Dearman, succeeding June Keller, term expired, seat 6, must be a member of the Human Services Commission, recommended to the Board by the Commission, for the unexpired portion of a three-year term ending March 1, 2006.

Rosie Byers, new appointment, seat 12, must be a member representing the bargaining unit of the union that represents IHSS independent providers, for the unexpired portion of a three-year term to be determined.

Alice Wong, new appointment, seat 13, must be a consumer at-large who is 18 years of age or older, for the unexpired portion of a three-year term to be determined.

Resolution No. 833-05
ADOPTED

The Consent Agenda was approved by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, McGoldrick, Mirkarimi, Peskin

Absent: 2 - Maxwell, Sandoval

Supervisor Maxwell, seconded by Supervisor McGoldrick, moved to rescind the previous vote.

Motion to rescind the previous vote carried without objection.

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

051940 [Adopting findings related to the tentative parcel map appeal on property located at 554 Valley]
Motion adopting findings related to the appeal of the decision of the Department of Public Works approving tentative parcel map for a 2-lot subdivision project located at 554 Valley Street (Lot 081 in Assessor's Block 6611). (Clerk of the Board)

(Companion measure to Files 051780, 051781, 051782, 051783.)

Motion No. M05-153

APPROVED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

051950 [Adopting findings related to affirming the categorical exemption issued for 899 North Point Street]
Motion adopting findings related to affirming the determination by the Planning Department that the 899 North Point Street project is categorically exempt from environmental review under the California Environmental Quality Act.

(Companion measure to Files 051222, 051223, 051224, 051225.)

Motion No. M05-151

APPROVED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

Recommendation of the Budget and Finance Committee

**050871 [Adopting the Redevelopment Plan Amendment for the South of Market Earthquake Recovery Redevelopment Project Area]
Mayor, Supervisor Daly**

Ordinance approving and adopting findings pursuant to the California Environmental Quality Act and a Statement of Overriding Considerations for the Redevelopment Plan Amendment for the South of Market Earthquake Recovery Redevelopment Project Area; amending Ordinance No. 234-90 to adopt the Redevelopment Plan Amendment for the South of Market Redevelopment Project Area; adopting findings that the Redevelopment Plan Amendment and related documents are consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting other findings pursuant to the California Community Redevelopment Law; and authorizing official acts in furtherance of this ordinance.

(Fiscal impact.)

Ordinance No. 276-05

FINALLY PASSED by the following vote:

Ayes: 10 - Alloto-Pier, Ammiano, Daly, Duffy, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

Recommendation of the Government Audit and Oversight Committee

**051887 [Amendments to Administrative Code Section 10B]
Supervisors Peskin, Mirkarimi**

Ordinance amending section 10B.2 of the Administrative Code to eliminate the provisions allowing the Mayor to waive payment for services under this chapter, and amending section 10B.20 of the Administrative Code to provide that any person, firm or corporation who receives a street closure permit while being in arrears more than 90 days for payment required shall not be eligible for a future permit.

Ordinance No. 280-05

FINALLY PASSED by the following vote:

Ayes: 10 - Ammiano, Daly, Duffy, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Alioto-Pier

From the Land Use Committee Without Recommendation

- 051590 [Designating a portion of Lot 1 in Assessor's Block 1700 (Golden Gate Park), the Music Concourse, as a Landmark under Planning Code Article 10]**
Supervisors Mirkarimi, Maxwell, Sandoval, Ammiano, Daly

Ordinance designating a portion of Lot 1 in Assessor's Block 1700 (Golden Gate Park), the Music Concourse, as Landmark No. 249, pursuant to Article 10, Sections 1004 and 1004.4 of the Planning Code. (Planning Department)

Ordinance No. 278-05

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Duffy, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Rules Committee

- 051285 [Report of Revenue Recovery for Damage to City Property]**
Supervisor Ma

Ordinance amending the San Francisco Administrative Code by adding Section 4.26 to require each department to report annually on the value of damage sustained to City real and personal property under its control and the amount of revenue recovered from those responsible for damaging the property.

Ordinance No. 277-05

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Duffy, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Elsbernd

- 051456 [Creating a Foster Care Improvement Task Force]**
Supervisor Maxwell

Ordinance amending the San Francisco Administrative Code by adding Sections 5.300 and 5.305 to establish a Foster Care Improvement Task Force charged with implementing the recommendations of the Disproportionality Project, and to examine and address the overrepresentation of African American children in foster care.

Ordinance No. 279-05

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Duffy, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Elsbernd

NEW BUSINESS

Recommendation of the Budget and Finance Committee

**051510 [First Source Hiring Ordinance - Expanding the Chapter to apply to contract modifications; defining OLSE; amending liquidated damages and penalty sections and to provide for administrative review]
Supervisors Mirkarimi, Ammiano**

Ordinance amending the San Francisco Administrative Code by amending sections 83.2, 83.4, 83.6, 83.7, 83.9, 83.10, 83.11, 83.12, and 83.18 of the First Source Hiring Program to: 1) correct erroneous grammar and subsection references; 2) change "Department of Human Services (DHS)" to "Human Services Agency (HSA);" 3) define OLSE; 4) include the OLSE in making the final administrative determination regarding compliance with this Chapter; 5) include contract modifications under the definition of contracts; 6) amend provision of liquidated damages against contractors who fail to comply with this Chapter and to provide for administrative review; and 7) amend provision of a penalty against permittees and contractors engaged in non-City work performed in San Francisco who fail to comply with this Chapter and to provide for administrative review.

(Fiscal impact.)

Supervisor Mirkarimi, seconded by Supervisor Elsbernd, moved that this Ordinance be **RE-REFERRED** to the Budget and Finance Committee. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendation of the Rules Committee

**051800 [Canceling January 3, 2006, Board of Supervisors meeting]
Supervisor Peskin**

Motion canceling January 3, 2006, meeting of the Board of Supervisors.

Motion No. M05-150

APPROVED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

Recommendation of the Land Use Committee

**051462 [Condominium conversion lottery based on seniority of participation]
Supervisors Dufty, Ma, Alioto-Pier**

Ordinance amending Subdivision Code Section 1396.1 to prioritize the condominium conversion lottery based on seniority of participation in prior lotteries and making environmental findings.

Supervisor Mirkarimi was previously excused from voting on this matter.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Excused: 1 - Mirkarimi

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

Recess

The Board recessed at the hour of 3:43 p.m.

Reconvening of the Board

The Board reconvened at the hour of 4:03 p.m.

Calling the Roll

The following Supervisors were noted present: Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Peskin - 7

Supervisors Mirkarimi and Maxwell were noted present at 4:05 p.m.

Supervisor McGoldrick was noted present at 4:10 p.m.

Supervisor Sandoval was noted present at 4:50 p.m.

SPECIAL ORDER 4:00 P.M.**051784 [Public Hearing - Conditional Use Appeal for 80 West Portal Avenue]**

Hearing of persons interested in or objecting to the Planning Commission by its Motion No. 17117 dated October 6, 2005 (Case No. 2005.0698C), approving, subject to certain conditions, a conditional use authorization pursuant to Planning Code Section 729.53, to establish mortgage brokerage as a business or professional service (Guarantee Mortgage), in a vacant ground floor commercial space approximately 2,318 gross square feet in the West Portal Avenue Neighborhood Commercial District and 26-X Height and Bulk District, on property located at 80 West Portal Avenue, Lot 008, in Assessor's Block 2931. (Appellant: Kenneth D. Kruszka, representing the Greater West Portal Neighborhood Association).

(Filed November 1, 2005; companion measure to Files 051784, 051785, 051786, 051787; District 7.)

The President inquired as to whether or not any member wished to address the Board.

Kenneth D. Kruszka, Greater West Portal Neighborhood Association, appellant

Patricia Greenlin; support of appellant

Jim Christian; support of appellant

Bren Norris; support of appellant

Patricia Clark; support of appellant

Owner of Dimitris; support of appellant

Carolyn Wood, Miraloma Park; support of appellant

Howard Strassner; support of appellant

Bud Wilson; support of appellant

Ellen Johnson; support of appellant

Ms. Doyle; support of appellant

Larry Badiner, Zoning Administrator, Planning Department reviewed with the Board the Planning Commission's recommendation.

There were no representatives from the project sponsor.

Rebuttal Period:

Kenneth D. Kruszka, Greater West Portal Neighborhood Association, appellant

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the conditional use application decision described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

- 051785 [Approving Planning Commission decision related to Conditional Use Appeal for 80 West Portal Avenue]**
Motion approving decision of the Planning Commission by its Motion No. 17117, approving Conditional Use Application 2005.0698C on property located at 80 West Portal Avenue, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)
- Supervisor Elsbernd, seconded by Supervisor Alioto-Pier, moved that this Motion be TABLED. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Duffy, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
- 051786 [Disapproving Planning Commission decision related to Conditional Use Appeal for 80 West Portal Avenue]**
Motion disapproving decision of the Planning Commission by its Motion No. 17117, approving Conditional Use Application 2005.0698C on property located at 80 West Portal Avenue. (Clerk of the Board)
- Motion No. M05-148
Supervisor Elsbernd, seconded by Supervisor Alioto-Pier, moved that this Motion be APPROVED. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Duffy, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
- 051787 [Preparation of findings related to the Conditional Use Appeal for 80 West Portal Avenue]**
Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 2005.0698C on property located at 80 West Portal Avenue, for action by the Board at its next meeting. (Clerk of the Board)
- Motion No. M05-149
Supervisor Elsbernd, seconded by Supervisor Alioto-Pier, moved that this Motion be APPROVED. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Duffy, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

SPECIAL ORDER 4:00 P.M.

- 051852 [Public Hearing - Appeal of Categorical Exemption from Environmental Review for 730 Great Highway]**
Hearing of persons interested in or objecting to the decision of the Planning Department dated July 19, 2004, (Case No. 031009E), exempting from environmental review under General Rule (State CEQA Guidelines, Section 15061 (b)(3)), the proposed construction project at 730 Great Highway. The project would construct a three-story, four-unit dwelling structures, 31.5 feet high with 6,540 square feet living area, 840 square feet garage which accommodate 4 off-street parking spaces. The proposed site is a 3,360 square feet vacant lot at east Great Highway and about 141 feet south from Balboa Street, zoned RM1, 40-X Height and Bulk District, within coastal Special Use District (SUD) and Special Sign District (SSD). (Appellant: Stephen M. Williams representing the Ocean Parc Village Homeowners Association.)
- The President inquired as to whether or not any member wished to address the Board.
There were none.
Continued to January 17, 2006 at 4:00 p.m.*
- Supervisor Mirkarimi, seconded by Supervisor Maxwell, moved that this Hearing be CONTINUED. The motion carried by the following vote:
Ayes: 9 - Alioto-Pier, Ammiano, Daly, Duffy, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin
Absent: 2 - McGoldrick, Sandoval

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Categorical Exemption from Environmental Review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

051853 [Affirming the categorical exemption issued for 730 Great Highway]

Motion affirming the determination by the Planning Department that the 730 Great Highway project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Continued to January 17, 2006 at 4:00 p.m.

Supervisor Mirkarimi, seconded by Supervisor Maxwell, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin
Absent: 2 - McGoldrick, Sandoval

051854 [Disapproving the categorical exemption issued for 730 Great Highway]

Motion disapproving the determination by the Planning Department that the 730 Great Highway project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Continued to January 17, 2006 at 4:00 p.m.

Supervisor Mirkarimi, seconded by Supervisor Maxwell, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin
Absent: 2 - McGoldrick, Sandoval

051855 [Preparation of findings related to the categorical exemption issued for 730 Great Highway]

Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the 730 Great Highway project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Continued to January 17, 2006 at 4:00 p.m.

Supervisor Mirkarimi, seconded by Supervisor Maxwell, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin
Absent: 2 - McGoldrick, Sandoval

COMMITTEE REPORTS

**051767 [Red Light Photo Enforcement Contract]
Supervisor Ma**

Resolution approving the contract between the Department of Parking and Traffic and ACS State and Local Solutions for administrative support services for the Red Light Photo Enforcement Program for a term not to exceed five years and an amount not to exceed \$10,195,471.00.

(Fiscal impact.)

Resolution No. 826-05

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

**051890 [Traffic Regulations - 18th Street]
Supervisor Dufty**

Resolution rescinding No Parking 7am-4pm except Saturday and Sunday on 18th Street, north side, between Dolores and Church Streets.

**NO PARKING 7A-4P EXCEPT SATURDAY AND SUNDAY-- RESCIND
18th Street, north side, between Dolores and Church Streets**

Resolution No. 834-05

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

Abdullah Megaheed; showed interest in homeless issues
James Chaffee; expressed concern with issues relating to the Library
Bernice, Local IBU-ILWU; support of Item 46 Maritime Union Job Retention
Captain Ray Shipley, Masters Mates & Pilots; support of Item 46 Maritime Union Job Retention
Gunnar Lundeberg, Sailors Union of the Pacific; support of Item 46 Maritime Union Job Retention
Jackie Pasquale; support of Item 46 Maritime Union Job Retention
Brad Kopp; support of Item 46 Maritime Union Job Retention
Roger Lowe; support of Item 46 Maritime Union Job Retention
Felix Thierry; support of Item 46 Maritime Union Job Retention
Linda Hallford; support of Item 46 Maritime Union Job Retention
Jennifer Norris; expressed opposition to Item 38 relating to the Bernal Heights preschool
Peter Warfield; expressed concern issues relating to RFID
Eugene Gordon; showed interest with human rights issues
Anthony Paplosky; support of Item 46 Maritime Union Job Retention
Alan Zeng; expressed concern with issues relating to the Chinese New Years Eve parade
Ellen Engbert; expressed opposition to Item 38 relating to the Bernal Heights preschool
Rubin David Goodman; showed interest in programs to help stop violence
Marion Chadfell Taylor; expressed opposition to Item 38 relating to the Bernal Heights preschool
Claire, Friends of the Library; expressed opposition to Item 38 relating to the Bernal Heights preschool

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

051926 [Urging Low-Income Heating Oil Assistance Program]
Supervisors Peskin, Dufty, Daly

Resolution commending Citgo Petroleum Group for its plan to provide low-income communities in the United States of America with discounted home heating oil, inviting Citgo to engage in a similar program with San Francisco's low-income residents, and urging other major oil companies to invest a portion of record profits in low-income assistance programs.

Supervisor Daly requested to be added as a co-sponsor.

Resolution No. 835-05

ADOPTED

051927 [Accept-Expend State Grant - Police Department]
Supervisor Alioto-Pier

Resolution authorizing the Chief of Police for the City and County of San Francisco to retroactively accept and expend a grant in the amount of \$45,000.00 (Forty-Five Thousand dollars) from the California Department of Boating and Waterways to purchase miscellaneous boating equipment for use in boating safety and law enforcement activities.

Resolution No. 824-05

ADOPTED

- 051929** [Proclaiming that the San Francisco Lesbian/Gay Freedom Band as the Official Band of the City and County of San Francisco]
Supervisors Dufty, Ammiano

Resolution proclaiming that the San Francisco Lesbian/Gay Freedom Band as the Official Band of the City and County of San Francisco.

Resolution No. 828-05

ADOPTED

- 051930** [Declaring December 10th, 2005 as Dance-Along Nutcracker Day in the City and County of San Francisco]
Supervisors Dufty, Ammiano

Resolution declaring December 10th, 2005 as Dance-Along Nutcracker Day in the City and County of San Francisco.

Resolution No. 837-05

ADOPTED

- 051931** [National Family Week]
Supervisor Ma

Resolution declaring November 20 – 26, 2005 as “National Family Week” in the City and County of San Francisco.

Resolution No. 836-05

ADOPTED

- 051932** [Supporting the Department on the Status of Women proposal for a Domestic Violence Cross-Training Institute]
Supervisor Maxwell

Resolution supporting the Department on the Status of Women’s proposal to the Blue Shield Foundation for funding to support the development of a Domestic Violence Cross-Training Institute.

Resolution No. 838-05

ADOPTED

- 051933** [Commending Thrasher Magazine on their 25th Anniversary]
Supervisor Mirkarimi

Resolution commending Thrasher Magazine on the occasion of their 25th anniversary.

Resolution No. 827-05

ADOPTED

**051934 [Grant to improve pedestrian safety awareness in San Francisco]
Supervisor Mirkarimi**

Resolution authorizing the San Francisco Department of Public Health (SFDPH), to accept and expend a new grant in the amount of \$337,725 from the California Office of Traffic Safety (COTS) to improve pedestrian safety awareness in San Francisco, and to enter into an agreement for the use of these funds; for the period of October 1, 2005, to December 31, 2007.

**Resolution No. 841-05
ADOPTED**

**051946 [Urging CA Air Resources Board]
Supervisor Peskin**

Resolution supporting adoption of the California Air Resources Board's (CARB) proposed regulation for auxiliary diesel engines and diesel-electric engines operated on ocean-going vessels within California waters and 24 nautical miles of the California Baseline for the purpose of reducing air pollution from ships that call on the Port of San Francisco, neighboring ports and all California ports.

**Resolution No. 860-05
ADOPTED**

051900 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

**Motion No. M05-152
APPROVED**

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Severed from Without Reference to Committee Agenda

Supervisor Ammiano requested that this matter be severed so that it might be considered separately.

**051928 [Bernal Heights preschool]
Supervisor Ammiano**

Resolution urging that the Bernal Preschool return to the Bernal Branch Library upon completion of the Branch Library Renovation.

Continued to December 13, 2005

Supervisor Ammiano, seconded by Supervisor Daly, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Supervisor McGoldrick

Supervisor Ammiano, seconded by Supervisor Daly, moved to excuse Supervisor McGoldrick, at his request, because of possible conflict of interest, from voting. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval
Excused: 1 - McGoldrick

Supervisor Peskin requested that this matter be severed so that it might be considered separately.

**051947 [Supporting Maritime Union Job Retention]
Supervisors Peskin, Alioto-Pier, Daly, Mirkarimi, Maxwell, Ma, Dufty**

Resolution supporting the retention of San Francisco maritime union jobs aboard the Alcatraz ferry service and urging the San Francisco Port Commission to consider the economic and traffic impacts of moving ferry service away from Fisherman's Wharf.

Supervisors Alioto-Pier, Daly, Mirkarimi, Maxwell, Ma, and Dufty requested to be added as co-sponsors.

Resolution No. 846-05

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval
Excused: 1 - McGoldrick

OFF-AGENDA LEGISLATION**Introduced by Supervisors or Mayor****Ordinances**

**051954 [Amend the Definition of Properties Eligible to Apply for a Mills Act Contract]
Supervisor Alioto-Pier**

Ordinance amending the Administrative Code by amending Section 71.2 to expand the definition of "qualified historical properties" eligible to apply for a Mills Act contract; and making environmental findings.

(Fiscal impact.)

12/6/05, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 1/5/2006.

**051956 [Prohibiting taxicab permit holders from joining or transferring to a color scheme that is not in compliance with the rules and regulations of the City's paratransit program]
Supervisor Peskin**

Ordinance amending Police Code Section 1147.8 to prohibit taxicab permit holders from joining or transferring to a color scheme that is not in compliance with the rules and regulations of the City's paratransit program.

12/6/05, ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 1/5/2006.

**051962 [Membership in the Asthma Task Force]
Supervisor Maxwell**

Ordinance amending Sections 19A.20 and 19A.23 of the San Francisco Administrative Code to reduce the number of voting members in the Asthma Task Force from 20 to 15 members, modify the list of non-voting members from City agencies, and extend the Task Force expiration date to June 30, 2008.

12/6/05, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 1/5/2006.

**051963 [Memorandum of Understanding - Local 21, AFL-CIO]
Mayor**

Ordinance adopting and implementing the agreement between the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO and the City and County of San Francisco to resolve a grievance regarding the application of performance bonus language for Fiscal Year 2004-2005 in the parties' Memorandum of Understanding and to implement the amended performance bonus language for Fiscal Year 2005-2006 in Amendment No. 5 to the Memorandum of Understanding, effective upon adoption.

(Fiscal impact.)

12/6/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**051822 [Residential Housing Purchaser Protection Ordinance]
Supervisor Daly**

Ordinance amending Administrative Code Section 37.10A to require property owners and their agents to disclose to prospective buyers of residential property consisting of two or more units, the legal ground(s) for the termination of a tenancy and whether any units were occupied by elderly and or disabled tenants at the time of termination of tenancy.

11/1/05, RECEIVED AND ASSIGNED to Land Use Committee.

11/7/05, REFERRED TO DEPARTMENT. Referred to City Attorney to be approved as to form.

12/6/05, SUBSTITUTED. Supervisor Daly submitted a substitute ordinance bearing new title and approved as to form.

12/6/05, ASSIGNED to Land Use Committee. Sponsor requests this item be considered at the December 14, 2005 meeting.

Resolutions**051952 [Board of Supervisors - Meeting Schedule]**

Resolution revising the regular meeting schedule of the Board of Supervisors by canceling the February 21, 2006, May 30, 2006, October 10, 2006, November 28, 2006, December 19, 2006, December 26, 2006 and January 2, 2007 meetings and by canceling all Board and Committee meetings from August 16 through September 5, 2006 and re-instating the regularly scheduled Board of Supervisors meeting on January 17, 2006.
(Clerk of the Board)

12/6/05, RECEIVED AND ASSIGNED to Rules Committee.

**051955 [Parking Regulations]
Supervisor Peskin**

Resolution enacting and rescinding parking regulations at various locations.

PARKING METER AREA 3, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY, 1-HOUR PARKING – RESCIND

PARKING METER AREA 3, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY, 2-HOUR PARKING – ESTABLISH

Grant Avenue, both sides, between Vallejo and Filbert Streets

(11/29/05: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street.)

12/6/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee. 01/06/06- Parking and Traffic notified to post notices in affected locations and ad place in the 1/11/06 edition of the SF Chronicle for the 1/23/06 meeting date.

**051957 [Grant of Local Funds - Municipal Transportation Agency]
Supervisors Dufty, Ma**

Resolution authorizing the Municipal Transportation Agency to accept and expend \$876,050 of Transportation Fund for Clean Air Regional Funds from the Bay Area Air Quality Management District to implement projects that reduce air pollution from motor vehicles.

12/6/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

051960 [Authorizing the Committee on Information Technology to amend its contract with En Pointe Technologies to exceed \$10 million]

Supervisor Daly

Resolution authorizing the Committee on Information Technology to enter into the Third Amendment between the City and En Pointe Technologies (part of the Computer Store procurement vehicle), in which the amendment shall increase the contract's anticipated expenditures to over \$10 million.

12/6/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 051961 [Authorizing the Committee on Information Technology to amend its contract with Xtech to exceed \$10 million]**
Supervisor Daly

Resolution authorizing the Committee on Information Technology to enter into the Third Amendment between the City and Xtech (part of the Computer Store procurement vehicle), in which the amendment shall increase the contract's anticipated expenditures to over \$10 million.

12/6/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 051964 [Urging Planning Commission to Update Transportation Analyses under CEQA]**
Supervisor Mirkarimi

Resolution urging the Planning Commission to set policy directing the Environmental Review Officer to modify local environmental review criteria to assess transportation impacts more accurately in conformance with updated analytical methods.

12/6/05, RECEIVED AND ASSIGNED to Land Use Committee.

- 051965 [Accept-Expend State Grant - Port Commission]**
Supervisor Alioto-Pier

Resolution authorizing the San Francisco Port Commission to accept and expend a grant in the amount of \$450,000 from the Governor's Office of Homeland Security for purchase of security enhancements.

12/6/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 051966 [Honoring Rosa Parks]**
Supervisors Ammiano, Maxwell, Dufty, Peskin, Mirkarimi, Daly, Alioto-Pier, McGoldrick, Ma, Elsbernd

Resolution commemorating the life and mourning the loss of Rosa Parks, an icon of the Civil Rights Movement whose brave act of refusing to give up her seat on an Alabama bus in 1955 led to the end of legalized segregation in the United States; and further declaring that December 1st shall annually be observed as Rosa Parks Commemoration Day in the City and County of San Francisco and further urging the President of the United States and the United States Congress to officially designate December 1st as a holiday to commemorate the life and contribution of Rosa Parks and the legacy of the Civil Rights movement in the United States; and further encouraging all businesses in the City, both public and private, to either close on December 1st or allow the many workers and students in the City who will want to attend Rosa Parks Commemoration events taking place during normal business hours to take the day off or to leave work and school early with impunity.

12/6/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 051967 [Contract with Owners' Association for administration of Noe Valley Community Benefit District]**
Supervisor Dufty

Resolution approving an agreement with the nonprofit Owners' Association for administration of the property-based business improvement district known as the "Noe Valley Community Benefit District" pursuant to Section 36651 of the Streets and Highways Code.

12/6/05, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 051968 [Contract with Owners' Association for administration of Castro/Upper Market Community Benefit District]
Supervisor Dufty**

Resolution approving an agreement with the nonprofit Owners' Association for administration of the property-based business improvement district known as the "Castro/Upper Market Community Benefit District" pursuant to Section 36651 of the Streets and Highways Code.

12/6/05, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 051969 [Urging the Names Project Foundation to return the AIDS Quilt to San Francisco]
Supervisors Dufty, Ammiano, Mirkarimi**

Resolution urging the Names Project Foundation to return the AIDS Quilt to San Francisco.

12/6/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 051970 [Commending Supervisor Zev Yaroslavsky for 30 years of elected service to the City and County of Los Angeles, California]
Supervisor Dufty**

Resolution commending Supervisor Zev Yaroslavsky for 30 years of dedicated elected public service to the City and County of Los Angeles, California.

12/6/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 051971 [Commending Wells Fargo]
Supervisors Dufty, Ammiano**

Resolution commending Wells Fargo for its Exemplary Corporate Citizenship and Commitment to Diverse Communities.

12/6/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 051972 [Expressing best wishes to Eric Batchelder for a successful recovery and commending his dedication and courage as a member of the San Francisco Police Department]
Supervisors Dufty, Elsbernd**

Resolution expressing best wishes to Eric Batchelder for a successful recovery and commending his dedication and courage as a member of the San Francisco Police Department.

12/6/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 051973 [Russian Bilingual Bicultural Program]
Supervisor Ma**

Resolution urging the San Francisco Unified School District to consider the feasibility of establishing a Russian Bilingual Bicultural Program, incorporating methods from the European educational system of learning.

12/6/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051974 [Accept-Expend Grant - Public Library]
Supervisor Ma**

Resolution authorizing the Department of Public Library to accept and expend a grant in the amount of \$153,000 from the Bill & Melinda Gates Foundation to provide sustainable public access computer hardware and software upgrades.

12/6/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051975 [Accept-Expend Federal Grant - Office of the Chief Medical Examiner]
Supervisors Ma, Dufty**

Resolution authorizing the Office of the Chief Medical Examiner to accept and expend a grant in the amount of \$74,300.00 from the Office of Justice Programs of the Department of Justice for Forensic Science improvement.

12/6/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051977 [Accept and Expend Federal Transportation Grant - Airport Commission]
Supervisor Ma**

Resolution authorizing the Airport Commission to accept and expend a grant totaling \$44,000 from the Federal Transit Administration through the California Department of Transportation (CalTrans) and the Metropolitan Transportation Commission (MTC) for ground transportation planning interns.

12/6/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051978 [Accept-Expend State Grant - Port Commission]
Supervisor Maxwell**

Resolution authorizing the San Francisco Port Commission to accept and expend \$4,200,000 in grant funds from the Safe Accountable Flexible Efficient Transportation Equity Act: a Legacy for Users (\$3,200,000), the Metropolitan Transportation Commission Regional Bicycle and Pedestrian Program Grant (\$750,000), and the Association of Bay Area Governments (\$250,000) for continued work on the Illinois Street Intermodal Bridge Project.

12/6/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051979 [International Day to end violence against sex workers]
Supervisor McGoldrick**

Resolution proclaiming December 17th, 2005 as International Day to End Violence Against Sex Workers in San Francisco.

12/6/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

051980 [Unlitigated Claim against Pacific Gas and Electric Company]

Resolution authorizing settlement of the unlitigated claim by the City and County of San Francisco against Pacific Gas and Electric Company for \$615,222.78 for damages caused by power outage of December 20-21, 2003. (City Attorney)

12/1/05, RECEIVED AND ASSIGNED to Rules Committee.

- 051987 [Calling for the immediate incorporation of human rights curricula in primary and secondary schools and offering express support for the drafting of an International Convention on Human Rights]
Supervisors McGoldrick, Mirkarimi, Elsbernd**

Resolution calling for the immediate incorporation of human rights education into the curricula of primary and secondary schools in San Francisco and encouraging the teaching of human rights in schools worldwide and offering express support for the drafting of an International Convention on Human Rights for the new millennium.

12/6/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 051988 [Commending the 409 House at 409 Clayton Street]
Supervisor Mirkarimi**

Resolution commending the 409 House at 409 Clayton Street in recognition of its contributions to community activism in San Francisco.

12/6/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 051989 [Commending the Coordinators of the Thanksgiving Dinner for the Homeless and Needy]
Supervisor Mirkarimi**

Resolution commending the event coordinators of the Thanksgiving Dinner for the Homeless and Needy for organizing a successful holiday celebration and feast in the Western Addition.

12/6/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 051990 [Exclusive Negotiating Agreement for Development of the Old Mint]
Supervisor Peskin**

Resolution extending the expiration date of the Exclusive Negotiating Agreement between the City and the San Francisco Museum and Historical Society for the development of the Old Mint.

12/6/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 051953 [Overview of shootings and homicides in San Francisco, 2004 and 2005]
Supervisors Maxwell, Mirkarimi**

Hearing to consider the following topics: 1) Geography of shootings and homicides; 2) Demographic and social profile of perpetrators and victims; 3) Status of investigations and prosecutions.

12/6/05, RECEIVED AND ASSIGNED to Select Committee on Ending Gun and Gang Violence. Sponsor requests this item be considered at the December 12, 2005 meeting.

**051958 [Jimmy Herman Cruise Ship terminal and future of Pier 35]
Supervisor Alioto-Pier**

Hearing regarding the status of the Jimmy Herman Cruise Ship terminal and the future of Pier 35.
12/6/05, RECEIVED AND ASSIGNED to Land Use Committee.

**051959 [Halloween in the Castro]
Supervisor Dufty**

Hearing to review the City's efforts to manage Halloween in the Castro and consider alternatives such as charging a mandatory entrance fee.

12/6/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Motion

**051951 [Rules of Order - Select Committee on Ending Gun and Gang Violence Consists of Five Members]
Supervisor Maxwell**

Motion amending the Board of Supervisors Rules of Order by adding Rule 5.8 to provide that the Select Committee on Ending Gun and Gang Violence shall be comprised of five members of the Board of Supervisors.
12/6/05, RECEIVED AND ASSIGNED to Rules Committee. Sponsor requests this item be heard at the December 14, 2005 meeting.

PROPOSED ORDINANCES

051896 [Settlement of Lawsuit - National Center for International Schools, et al., v. CCSF, et al.]

Ordinance authorizing settlement of the lawsuit filed by National Center for International Schools against the City and County of San Francisco for \$178,667.42; the lawsuit was filed on October 28, 2004 in San Francisco Superior Court, Case No. 435-875; entitled National Center for International Schools, et al., v. City and County of San Francisco, et al. (City Attorney)

11/21/05, RECEIVED AND ASSIGNED to Rules Committee.

051899 [Settlement of Lawsuit - Evan Weiss Arkush, et al., v. CCSF, et al.]

Ordinance authorizing settlement of the lawsuit filed by Evan Weiss Arkush against the City and County of San Francisco for \$125,000; the lawsuit was filed on July 26, 2004 in San Francisco Superior Court, Case No. 432-947; entitled Evan Weiss Arkush, et al., v. City and County of San Francisco, et al. (City Attorney)

11/23/05, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

**051837 [Exceptions to the Ban on Compensated Advocacy]
Supervisors Mirkarimi, Ammiano**

Ordinance amending Section 3.224 of the Campaign and Governmental Conduct Code to clarify that the exception to the ban on compensated advocacy for City officers who are licensed attorneys applies to City officers who are licensed attorneys engaged in the practice of law, which includes representing clients in communications with the City Attorney's Office, District Attorney's Office, the Public Defender's Office, attorneys in the Tax Collector's Office or Sheriff's Department, outside legal counsel hired by the City, and City officers and employees who are named in a pending litigation matter or are witnesses or potential witnesses in a pending litigation matter. (Ethics Commission)

11/15/05, RECEIVED AND ASSIGNED to Rules Committee.

051875 [Report of assessment costs for sidewalk and curb repairs]

Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Public Works Department)

(DPW Order No. 175,671; Location: 800 Shrader Street.)

11/16/05, ASSIGNED to Board of Supervisors.

12/7/05, FILED. Withdrawn by Department.

**051876 [Statements of Economic Interests for Candidates for City Elective Office]
Supervisors Mirkarimi, Ammiano**

Ordinance amending section 3.1-102 of the Campaign and Governmental Conduct Code to require all candidates for City elective office to file statements of economic interests with the Department of Elections no later than the final filing date for a declaration of candidacy. (Ethics Commission)

11/21/05, RECEIVED AND ASSIGNED to Rules Committee.

051897 [Proposed Expenditure of California Healthcare for Indigents Program (CHIP) funds for Fiscal Year 2005-06]

Resolution authorizing adoption of the County Description of Proposed Expenditure of California Healthcare for Indigents (CHIP) funds for Fiscal Year 2005-2006 and that the President or duly authorized representative of the Board of Supervisors of the City and County of San Francisco can certify the County Description of Proposed Expenditure of CHIP funds for the Fiscal Year 2005-2006. (Public Health Department)

11/22/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

051898 [Appointment - Local Homeless Coordinating Board]

Resolution appointing Christine Ma, M.D., for a term to be determined, to the Local Homeless Coordinating Board, residency requirement waived. (Controller)

11/22/05, RECEIVED AND ASSIGNED to Rules Committee.

051935 [Settlement of Claim - Yully Company]

Resolution approving the settlement of the unlitigated Claim No. 05-03042 filed by Yully Company on March 24, 2005, against the City and County of San Francisco for \$119,000. (City Attorney)

11/23/05, RECEIVED AND ASSIGNED to Rules Committee.

Requests Granted

From: Supervisor Elsbernd

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the feasibility of installing a stop sign at the intersection of San Anselmo and San Buenaventura.

From: Supervisor Elsbernd

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To inspect whether or not the Department of Parking and Traffic can install a yield sign or some other traffic calming measure at the intersection on Isola Way approaching Teresita Blvd.

From: Supervisor Elsbernd

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To inspect whether or not the Department of Parking and Traffic can install a stop sign or some other traffic calming measure at the intersection of Vale Avenue and Sloat Boulevard. This intersection represents a safety concern to neighbors in the area.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of the repair of potholes at the following locations: 839 Golden Gate Avenue, 855 Golden Gate Avenue and 536 Steiner Street.

From: Supervisor Mirkarimi

To: General Manager, Public Utilities Commission

Requesting/Inquiring: To report on the status of the cleaning of the storm drains along Webster Street at the intersections of Turk Street, Golden Gate Avenue, McAllister Street and Fulton Street.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of the cleaning of the storm drain grates along Webster Street at the intersections of Turk Street, Golden Gate Avenue, McAllister Street and Fulton Street.

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the status of the graffiti removal from street parking signs on Fillmore Street between Fulton and Eddy Streets.

From: Supervisor Mirkarimi

To: General Manager, Recreation and Parks Department

Requesting/Inquiring: To report on the status of trimming the trees on Lincoln Way between 15th and 17th Avenue. CC: Mark Matthieu, 1515A Lincoln Way, S.F. 94122

From: Supervisor Alioto-Pier

To: Executive Director, Human Services Agency

Requesting/Inquiring: (See attached.)

In Memoriams

*Ivan Zimmerman - Supervisor Elsbernd
Ernest Laurent Sarlatte - Supervisor Elsbernd
Janet Pomeroy - Entire Board
Douglas Murphy - Entire Board
John Voelker - Entire Board
Peter Haas - Supervisor Dufty
Thomas Francis O'Donnell, Jr. - Supervisor Elsbernd
Hildegard Burness - Supervisors Elsbernd and Dufty
Mary Alatorre - Supervisor Dufty
Eileen P. Hallisy - Supervisor Elsbernd
Qiong Zhen Yu Zhou - Supervisors Peskin and Mirkarimi
Robert C. Poon, D.D.S. - Supervisor McGoldrick
Derrick Lindsey, Jr. - Supervisor Mirkarimi
De'Mario Brown - Supervisor Mirkarimi
Edith Hemer - Supervisor Sandoval*

ADJOURNMENT

There being no further business the Board adjourned at the hour of 5:03 p.m.

Gloria L. Young, Clerk of the Board

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

Approved by the Board of Supervisors on January 10, 2006.

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited.

Gloria L. Young
Clerk of the Board