

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

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

## MEETING MINUTES

Monday, June 11, 2001 2:00 PM

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

Regular Meeting

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*TOM AMMIANO, PRESIDENT  
CHRIS DALY, MATT GONZALEZ, TONY HALL, MARK LENO,  
SOPHIE MAXWELL, JAKE McGOLDRICK, GAVIN NEWSOM  
AARON PESKIN, GERARDO SANDOVAL, LELAND Y. YEE  
Gloria L. Young, Clerk of the Board*

### BOARD COMMITTEES

#### Committee Membership

**Audit, Labor and Government Efficiency Committee**

Supervisors Newsom, Daly, McGoldrick

**City and School District Committee**

Supervisor Maxwell, Supervisor Ammiano, Commissioner Wynns, Commissioner Mar

**Economic Vitality, Small Business and Social Policy Committee**

Supervisors Sandoval, Newsom, Maxwell

**Finance Committee**

Supervisors Leno, Peskin, Gonzalez

**Housing, Transportation and Land Use Committee**

Supervisors McGoldrick, Daly, Peskin

**Neighborhood Services and Parks Committee**

Supervisors Yee, Hall, Sandoval

**Public Health and Environment Committee**

Supervisors Maxwell, Yee, Leno

**Public Utilities and Deregulation Committee**

Supervisors Daly, Gonzalez, Ammiano

**Rules Committee**

Supervisors Gonzalez, Hall, Ammiano

#### Meeting Days

2nd & 4th Tuesday  
1:00 PM

Call of the Chair

1st & 3rd Tuesday  
10:00 AM

Wednesday  
10:00 AM

2nd & 4th Thursday  
10:00 AM

1st & 3rd Tuesday  
1:00 PM

2nd & 4th Tuesday  
10:00 AM

Call of the Chair

1st & 3rd Thursday  
1:00 PM

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

**Members Present:** Tom Ammiano, Chris Daly, Matt Gonzalez, Tony Hall, Mark Leno, Sophie Maxwell, Jake McGoldrick, Gavin Newsom, Aaron Peskin, Gerardo Sandoval, Leland Y. Yee.

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## ROLL CALL AND PLEDGE OF ALLEGIANCE

*The meeting was called to order at 2:00 p.m. On call of the roll, the following Supervisors were noted absent:*

*Supervisors McGoldrick - 1.*

*Quorum present.*

*Supervisor McGoldrick was noted present at 2:02 p.m.*

## APPROVAL OF MEETING MINUTES

*Motion to approve the May 29 and June 4, 2001, Meeting Minutes.*

**Supervisor Leno, seconded by Supervisor Yee, moved to approve the May 29 and June 4 Meeting Minutes. The motion carried by the following vote:**

**Ayes:** 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

## Introduction of Guest

*Supervisor Yee made a presentation to the Bay Area Sports Hall of Fame - Chinatown YMCA.*

## AGENDA CHANGES

*The President inquired if there were any changes to the agenda members were aware of which needed to be continued, tabled or considered differently.*

*Supervisor Gonzalez stated that he would like to continue Items 13-16, 501-503 Laguna Street.*

## COMMUNICATIONS

## CONSENT AGENDA

**Items 1 through 2**

**Recommendation of the Finance Committee**

010549 [Appropriation, funding for uniform firefighters and investigators overtime]  
Ordinance appropriating \$2,160,476 from the Airport and various departmental revenues to fund the cost of uniform firefighters and investigators salaries and overtime in the Fire Department for fiscal year 2000-01.  
(Controller)

(Fiscal impact.)

Ordinance No. 129-01  
FINALLY PASSED

**Recommendation of the Housing, Transportation and Land Use Committee**

010838 [Inner Sunset Neighborhood Commercial District Zoning Amendment]  
Ordinance amending changes in property use classification by amending the zoning map of the City and County of San Francisco for thirty-five small-scale Neighborhood Commercial District parcels and one Neighborhood Commercial District parcel in the area of Irving Street between 5th and 19th Avenues. (Planning Department)

(Certificate of Determination of Exemption/Exclusion from Environmental Review dated June 29, 2000; Planning Commission Resolution No. 1613 adopted April 5, 2001 recommending adoption of the Zoning Map Amendments as presented in the above ordinance; Case No. 2000.407Z.)

Ordinance No. 130-01  
FINALLY PASSED

The foregoing items were acted upon by the following vote:  
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

**REGULAR AGENDA**

**UNFINISHED BUSINESS**

**Recommendations of the Finance Committee**

**010843 [Appropriation, Gang Outreach and Youth Violence Prevention Program]**  
Ordinance appropriating \$200,000 of the General Fund Reserve to fund Gang Outreach and Youth Violence Prevention Program in areas of the City with concentrated amounts of serious and violent youth crimes through the Mayor's Office of Criminal Justice for fiscal year 2000-01.

(Fiscal impact.)

**Ordinance No. 131-01**

**FINALLY PASSED** by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

**010872 [Water Rates]**  
Ordinance approving revised schedule of rates to be charged by the San Francisco Public Utilities Commission for water service to its retail customers inside and outside the City and County of San Francisco. (Public Utilities Commission)

**Ordinance No. 132-01**

**FINALLY PASSED** by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Noes: 2 - Daly, Hall

**010873 [Water Rates]**  
Ordinance approving revised schedule of rates to be charged by the San Francisco Public Utilities Commission for water service to its suburban resale customers. (Public Utilities Commission)

**Ordinance No. 133-01**

**FINALLY PASSED** by the following vote:

Ayes: 10 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Noes: 1 - Daly

**Recommendation of the Housing, Transportation and Land Use Committee**

010891 [Tenant Home Ownership; Condominium Type Ownership Structures]  
Supervisors McGoldrick, Daly

Ordinance amending the San Francisco Subdivision Code by amending Sections 1302, 1308, 1359, 1388, 1396, and 1396.1 and by adding Section 1316, to provide tenant home ownership and to regulate the formation of certain condominium-type ownership structures where an exclusive right of occupancy exists but is not specified in the deed, to amend the annual condominium conversion requirements pertaining to tenants and owner occupants, to amend the definition of tenant, to exempt certain tenancies-in-common from the annual limit on condominium conversions, to create a special lottery process for purchasing tenants, to create an exemption from the lottery for two unit buildings where at least one unit has been owner occupied for one year prior to application for conversion, to create a pool of 200 conversions with restrictions on resale price in the condominium lottery specifically for purchasing tenants of median income or less, to increase the conversion limit to 200 units and 200 units with restrictions on resale price and to make these limits permanent, and to add and amend other definitions to implement these measures.

*Supervisor McGoldrick moved to amend on Page 11, line 1, delete "two or "; after "three" insert "or four". Page 12, line 3 after "by" insert "or by required number of purchasing tenants, each,". On Page 15, line 3 delete "two,".*

**Supervisor McGoldrick, seconded by Supervisor Daly, moved that this Ordinance be AMENDED. The motion carried by the following vote:**

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

*Supervisor Leno moved to amend on Page 9, line 18, replace "270 days" with "two year"; line 19, replace "270" with "180".*

**Supervisor Leno, seconded by Supervisor McGoldrick, moved that this Ordinance be AMENDED. The motion carried by the following vote:**

Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee  
Noes: 1 - Hall

*Supervisor Leno moved to amend on Page 11, line 1, insert after "three" the words "or four".*

**Supervisor Leno, seconded by Supervisor McGoldrick, moved that this Ordinance be AMENDED. The motion carried by the following vote:**

Ayes: 8 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee  
Noes: 3 - Daly, Gonzalez, Hall

*Supervisor Peskin moved to amend on Page 9, line 9, delete "January 1" and insert "July 15".*

**Supervisor Peskin, seconded by Supervisor McGoldrick, moved that this Ordinance be AMENDED. The motion carried by the following vote:**

Ayes: 9 - Ammiano, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee  
Noes: 2 - Daly, Hall

*Deputy City Attorney requested a technical amendment on Page 10, line 5, replace "(d)" with "(e)".*

**Supervisor McGoldrick, seconded by Supervisor Daly, moved that this Ordinance be AMENDED. The motion carried by the following vote:**

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

**PASSED ON FIRST READING AS AMENDED** by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Peskin, Sandoval

Noes: 3 - Hall, Newsom, Yee

## NEW BUSINESS

### Recommendations of the Economic Vitality, Small Business and Social Policy Committee

**010884 [Appropriation, Educational Program for Waterfront Kids]  
Supervisor Sandoval**

Ordinance appropriating \$150,000 to fund a Marina Waterfront Educational Program for San Francisco youth administered by the Recreation and Park Department, for fiscal year 2000-01.

Supervisor Newsom dissenting in committee.

**PASSED ON FIRST READING** by the following vote:

Ayes: 6 - Ammiano, Daly, Gonzalez, Maxwell, McGoldrick, Sandoval

Noes: 5 - Hall, Leno, Newsom, Peskin, Yee

**010653 [Liquor License Transfer, 650 Gough Street]**

Resolution determining that the transfer of a Type 48 on-sale general public premises alcoholic beverage control license to Greg Medow for 687 McAllister, LLC dba "The Lotus Lounge" from #1 Gilbert Street to 650 Gough Street, District 6, will serve the public 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.

**Resolution No.** 482-01

**ADOPTED** by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee

Absent: 1 - Newsom

**010837 [Liquor License, 220 4th Street]**

Resolution determining that the issuance of a Type 21 off-sale general alcoholic beverage control license to Zain H. Azzghayer dba "Zains" located at 220 4th Street, District 6, will serve the public 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 a condition.

**Resolution No.** 483-01

**ADOPTED** by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee

Absent: 1 - Newsom

**010999 [Contract Modification with IHSS Consortium of San Francisco for In-Home Supportive Services]  
Supervisor Newsom**

Resolution approving the modification of the contract between the City and County of San Francisco and IHSS Consortium of San Francisco for the provision of In-Home Supportive Services for the period from July 1, 1999 to June 30, 2001, in the increased amount of \$2,074,688, for a total contract amount of \$18,207,501. (Human Services Department)

**Resolution No. 484-01**

**ADOPTED by the following vote:**

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee  
Absent: 1 - Newsom

**011000 [Contract Modification with Addus Healthcare for In-Home Supportive Services]  
Supervisor Newsom**

Resolution approving the modification of the contract between the City and County of San Francisco and Addus Healthcare for the provision of In-Home Supportive Services for the period from July 1, 1999 to June 30, 2001, in the increased amount of \$2,308,327, for a total contract amount of \$17,197,171. (Human Services Department)

**Resolution No. 485-01**

**ADOPTED by the following vote:**

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee  
Absent: 1 - Newsom

**011005 [Grant, Centralized Domestic Violence Crisis Line]  
Supervisors Leno, Newsom, Maxwell**

Resolution authorizing the Department on the Status of Women to accept retroactively and expend a grant in the amount of \$145,475 from the California Endowment for establishing San Francisco's first Centralized Twenty-four Hour Multi-language Domestic Violence Crisis Line. (Commission on Status of Women)

**Resolution No. 486-01**

**ADOPTED by the following vote:**

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Yee  
Absent: 2 - Newsom, Sandoval

**SPECIAL ORDER 3:00 P.M.**

**010977 [Public Hearing - 501-503 Laguna Street]**

Hearing of persons interested in or objecting to the decision of the Planning Commission by its Motion No. 16145 dated April 19, 2001, approving Conditional Use Application No. 2001.072C, subject to certain conditions, to mount a total of three panel antennas within a single cylinder on the roof and install a base transceiver station in the basement, as part of Sprint's wireless telecommunications network at the two-story residential over commercial mixed use building within the Hayes-Gough Neighborhood Zoning District (NCD) and a 50-X Height and Bulk District, pursuant to Section 720.83 of the Planning Code, on property located at: 501-503 Laguna Street, northwest corner at Fell Street; Lot 35, in Assessor's Block 0819.

(Appeal filed on May 21, 2001; Categorically exempt from environmental review process pursuant to Class 1 exemptions of Title 14 of the California Administrative Code; companion measure to Files 010978, 010979, 010980; District 5.)

*Supervisor Gonzalez requested this matter be continued to June 25, 2001.*

**Supervisor Gonzalez, seconded by Supervisor Leno, moved that this Hearing be CONTINUED. The motion carried by the following vote:**

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

*Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.*

**From the Clerk****010978 [Appeal, Conditional Use, 501-503 Laguna Street]**

Motion approving decision of the Planning Commission by its Motion No. 16145, approving Conditional Use Application No. 2001.072C, on property located at 501-503 Laguna Street, northwest corner at Fell Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

*Supervisor Gonzalez requested this matter be continued to June 25, 2001.*

**Supervisor Gonzalez, seconded by Supervisor Leno, moved that this Motion be CONTINUED. The motion carried by the following vote:**

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

**010979 [Appeal, Conditional Use, 501-503 Laguna Street]**

Motion disapproving decision of the Planning Commission by its Motion No. 16145, approving Conditional Use Application No. 2001.072C, on property located at 501-503 Laguna Street, northwest corner at Fell Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

*Supervisor Gonzalez requested this matter be continued to June 25, 2001.*

**Supervisor Gonzalez, seconded by Supervisor Leno, moved that this Motion be CONTINUED. The motion carried by the following vote:**

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

**010980 [Findings - 501-503 Laguna Street]**

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 2001.072C, on property located at 501-503 Laguna Street, northwest corner at Fell Street, for action by the Board at its next meeting. (Clerk of the Board)

*Supervisor Gonzalez requested this matter be continued to June 25, 2001.*

**Supervisor Gonzalez, seconded by Supervisor Leno, moved that this Motion be CONTINUED. The motion carried by the following vote:**

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee



## PUBLIC COMMENT

*Abdalla Megahed, regarding homeless population;*  
*Ernestine Weiss, regarding Department of Parking and Traffic, Davis Street;*  
*Veron Jenkins, Jr., regarding homeless population;*  
*Howard Strasser, Sierra Club, renewable resource legislation;*  
*Male speaker, charter amendment;*  
*Nick Pasquariello, 3260 19th Street appeal;*  
*John Barbey, 3260 19th Street appeal;*  
*Hal Peters, global warming;*  
*Joe Malalaid, renewable energy resources;*  
*Den Grace, renewable energy resources;*  
*Mark Ruberg, renewable energy resources;*  
*Susan Stevenson, renewable energy resources;*  
*John Bardis, charter amendment regarding budget;*  
*Allen Trobidin, budget process;*  
*Marty, youth commission.*

## APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

*These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.*

**011081 [Legislative Analyst Request]  
 Supervisor Hall**

Motion asking the Legislative Analyst to perform a jurisdictional comparison between San Francisco and 5 Bay Area cities and counties comparing how we fund our municipal golf courses to how these 5 other jurisdictions fund their well respected municipal golf courses; how our golf courses are funded in comparison to Alameda Municipal Golf Course, Poplar Creek in San Mateo, Shoreline Golf Course, Palo Alto Municipal Golf Course, and De La Vega Golf Course in Santa Cruz.

**APPROVED by the following vote:**

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

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

### Items 20 through 34

**011067 [San Jose Avenue Bike Lane]**  
**Supervisors Leno, Peskin**

Resolution urging the Department of Parking and Traffic to create a San Jose Avenue bicycle lane and to implement traffic calming measures between Randall and Tiffany Streets.

**Resolution No. 487-01**  
**ADOPTED**

**011068 [Art Commission/Recreation and Park Grant - \$189,000]**  
**Supervisors Maxwell, Peskin, Leno**

Resolution authorizing the Art Commission and the Recreation and Park Department jointly to apply, accept and expend a grant in the total amount of \$189,000 from the State 2000 Bond Act for the Recreation and Park Department's Youth Stewardship Program (\$94,500) and the Bayview Opera House (\$94,500).

**Resolution No. 488-01**  
**ADOPTED**

**011069 [Senate Bill 791]**  
**Supervisor Newsom**

Resolution urging the State Legislature to adopt Senate Bill 791 introduced by Senator Bruce McPherson, relating to an act to amend Section 11357 of the Health and Safety Code, relating to controlled substances.

**Resolution No. 489-01**  
**ADOPTED**

**011073 [Commendation]**  
**Supervisors Leno, Maxwell, Ammiano, Yee, Peskin**

Resolution commending Sue Bierman for outstanding service to the community.

**Resolution No. 492-01**  
**ADOPTED**

**011074 [Commendation]**  
**Supervisors Leno, Maxwell, Gonzalez, Ammiano, Peskin**

Resolution commending the San Francisco annual Queer Arts Festival.

**Resolution No. 493-01**  
**ADOPTED**

**011075 [Commendation]**  
**Supervisors Maxwell, Leno**

Resolution commending the Public Utilities Commission for their successful "Toilets for only \$10" program and their commitment to San Francisco's environment as well as the City's nonprofit community.

**Resolution No. 494-01**  
**ADOPTED**

**011076 [Commendation]**  
**Supervisors Sandoval, Ammiano**

Resolution commending Cleo Cummings for over 32 years of service as Principal of Sheridan Elementary School.

**Resolution No. 495-01**  
**ADOPTED**

**011077 [Commendation]**  
**Supervisors Sandoval, Peskin, Maxwell**

Resolution commending Lieutenant Patty Yuen for being named Firefighter of the Year.

**Resolution No. 496-01**  
**ADOPTED**

**011078 [Commendation]**  
**Supervisors Sandoval, Hall, Peskin**

Resolution commending Nathan Calixto for competing at the Scripps Howard National Spelling Bee.

**Resolution No. 497-01**  
**ADOPTED**

**011079 [Proclamation]**  
**Supervisors Sandoval, Leno, Maxwell**

Resolution proclaiming July 23rd through July 27th, 2001 Disability Awareness Week for Latinos.

**Resolution No. 498-01**  
**ADOPTED**

**011080 [Commendation]**  
**Supervisors Yee, Hall, Maxwell**

Resolution commending the Ford Motor Company for sponsoring Ford Free Tuesdays at the California Palace of the Legion of Honor through 2001.

**Resolution No. 499-01**  
**ADOPTED**

**011034 [Final Map for a 7 Unit Residential Condominium Project]**  
Motion approving Final Map of 419 Fulton Street, a Residential Condominium Project, being a subdivision of Lot 39, Assessor's Block No. 793, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

(DPT Order No. 172,972; District 6.)

**Motion No. M01-71**  
**APPROVED**

**011055 [Final Map for a 6 Unit Mixed Use Condominium Project]**

Motion approving Final Map of 798 South Van Ness and 3310 19th Street, a Mixed Use Condominium Project, being a subdivision of Lot 10, Assessor's Block No. 3590, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 172,989; 798 South Van Ness-District 6; 3310 19th Street-District 9.)

Motion No. M01-72

**APPROVED**

The foregoing items were acted upon by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

**SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE****011070 [Renewable Energy Resources]**

Supervisor Peskin

Resolution urging nationwide mobilization of renewable energy resources, beyond the requirements of the Kyoto Protocol, to stabilize atmospheric conditions and to mitigate the ecological and economic damage and injury to human life caused by global warming.

*Supervisor Peskin requested this item be severed so it could be considered separately.*

**SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.**

*Supervisor Peskin submitted an amendment of the whole.*

Supervisor Peskin, seconded by Supervisor Daly, moved that this Resolution be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE**. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Resolution No. 490-01

**ADOPTED AS AMENDED** by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

**011072 [Commendation]**

Supervisors Hall, Ammiano, Newsom, Gonzalez

Resolution commending Jeanne Villafuerte for her dedicated service to the youth of San Francisco as Principal at West Portal Elementary School.

**SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.**

Resolution No. 491-01

**ADOPTED** by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

## IMPERATIVE AGENDA

*Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.*

**011134 [Commendation]  
Supervisor Leno**

Resolution commending Bevan Dufty for his years of service to the City and County of San Francisco.  
*Supervisor Leno presented for immediate adoption.*

*Supervisor Gonzalez requested this matter be sent to committee.*

**REFERRED** to the Audit, Labor and Government Efficiency Committee.

## OFF-AGENDA LEGISLATION

### Introduced by Supervisors or Mayor

#### Ordinances

**011102 [Amending the Jobs Housing Linkage Program Ordinance]  
Supervisor Gonzalez**

Ordinance amending the San Francisco Planning Code by amending Section 313.5 to change the formula used in the Jobs Housing Linkage Program to determine the number of affordable housing units a housing developer is required to build if an office developer elects to comply with the Jobs Housing Linkage Program Ordinance by payment of money or land to a housing developer.

(Fiscal impact.)

6/11/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 7/11/2001. 6/14/01 - Transmitted to Planning Commission for public hearing and recommendation.

**011114 [Zoning Map amendment, 525 Golden Gate]  
Supervisor Ammiano**

Ordinance amending Zoning Map Sheet 2H of the City and County of San Francisco for property located at 525 Golden Gate Avenue, Lot 1 in Assessor's Block 766, to change the height district classification from 130E to 200L; adopting findings pursuant to the California Environmental Quality Act; and adopting findings that the General Plan amendment is consistent with the eight Priority Policies of Planning Code Section 101.1. 6/11/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 7/11/2001. 6/15/01 - Transmitted to Planning Commission for public hearing and recommendation.

**011115 [General Plan Amendment, 525 Golden Gate]  
Supervisor Ammiano**

Ordinance amending the San Francisco General Plan in connection with approval of a City Administrative Building; adopting findings pursuant to the California Environmental Quality Act; and adopting findings that the General Plan amendment is consistent with the eight Priority Policies of Planning Code Section 101.1. 6/11/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 7/11/2001. 6/15/01 - Transmitted to Planning Commission for public hearing and recommendation.

**010901 [Housing Developments Special Election, Affordable Housing Bonds]  
Supervisor Daly**

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 6, 2001, for the purpose of submitting to the voters of the City and County of San Francisco a proposition to incur the following bonded debt of the City and County: Two Hundred Million Dollars (\$200,000,000) to finance and/or lease low-income housing and to provide down-payment assistance to low and moderate first-time homebuyers; finding that the estimated costs of such proposed projects are and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; consolidating the special election with the general election; establishing the election precincts, voting places and officers for the election; and waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510.

(Fiscal impact.)

5/14/01, RECEIVED AND ASSIGNED to Finance Committee.

6/11/01, SUBSTITUTED. Supervisor Daly submitted a substitute ordinance bearing same title.

6/11/01, ASSIGNED to Finance Committee.

**011101 [Landmark Designation, 261-271 Columbus Avenue]  
Supervisors Peskin, Leno, Newsom**

Ordinance amending Appendix A of Planning Code Article 10 to designate 261-271 Columbus Avenue, City Lights Bookstore, as Landmark No. 228.

6/11/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

**Resolutions****011100 [Zoning - Extension of Planning Commission Review Period]****Supervisor Leno**

Resolution extending the prescribed time within which the planning commission may render its decision on a proposed ordinance to amend the planning code to require that all new commercial buildings and commercial buildings with major renovations contain parking spaces for bicycles proportionate to and in accordance with such building's square footage and primary use.

6/11/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**011103 [Revenue Bond Election]****Supervisors Leno, Maxwell, McGoldrick, Peskin, Daly, Newsom, Gonzalez**

Resolution calling and providing for a Special Election to be held in the City and County of San Francisco for the purpose of submitting to the qualified voters of said City and County on November 6, 2001 a proposition for the issuance of revenue bonds by the Public Utilities Commission of the City and County of San Francisco in a principal amount not to exceed \$100,000,000 to finance the acquisition, construction, rehabilitation, installation and/or improvement of solar energy facilities and equipment, energy conservation facilities and equipment and/or renewable energy facilities and equipment; consolidating said Special Election with the General Municipal Election to be held on November 6, 2001; and finding the proposed project is in conformity with the priority of Planning Code Section 101.1(b) and the City's General Plan.

(Fiscal impact.)

6/11/01, ASSIGNED UNDER 30 DAY RULE to Finance Committee, expires on 7/11/2001.

**011104 [Refuse Collection and Disposal Advisory Task Force]****Supervisors Leno, Maxwell, McGoldrick**

Resolution establishing a Refuse Collection and Disposal Advisory Task Force to submit, no later than September 1, 2002, a report and recommendations to the Board of Supervisors regarding the regulation of collection and disposal of refuse and recyclable materials in the City and County of San Francisco; December 31, 2002 sunset clause.

6/11/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**011106 [AB 55 - HIV/AIDS Drug Treatment]****Supervisor Maxwell**

Resolution urging the California State Assembly to adopt Assembly Bill 55 introduced by Assemblywoman Carol Migden, relating to an act to urge the Public Employees' Retirement System, as shareholders of pharmaceutical companies that develop HIV and AIDS drug treatments, to enact policy to provide affordable HIV and AIDS drug treatments to the majority of those infected with HIV and AIDS in less developed countries.

6/11/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**011107 [Caltrain Downtown Extension]  
Supervisors Ammiano, Leno**

Resolution urging the Metropolitan Transportation Commission (MTC) to give the highest priority to the Caltrain Downtown Extension in the Regional Transportation Plan, urging the San Francisco MTC and State representatives to actively pursue funding for the project, urging the use of bridge toll revenue to fund the project, urging that seismic work on the Bay Bridge proceed simultaneously with Transbay Terminal and Caltrain Extension work, and urging the defeat of AB 1171 and SB 873.

6/11/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**011108 [Commendation]  
Supervisor Leno**

Resolution commending the California Court of Appeal First Appellate District for rejecting a challenge by housing developers to a Napa, California inclusionary housing law that requires low-cost units in every new housing development.

6/11/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**011109 [Commendation]  
Supervisors Maxwell, Leno, Newsom**

Resolution commending the San Francisco Airport Commander Sylvia Harper for her commitment and service to her community and San Francisco at large.

6/11/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**011110 [Commendation]  
Supervisors Maxwell, Leno, Newsom**

Resolution commending Captain Ron Roth of the San Francisco Police Department (SFPD) for his outstanding service and dedication to safety and violence prevention in his community.

6/11/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**011111 [Commendation]  
Supervisors Newsom, Hall**

Resolution commending the Little Sisters of the Poor, the residents, staff and benefactors of St. Anne's Home on their Centennial Celebration.

6/11/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.



**011116 [CEQA Findings, 525 Golden Gate]  
Supervisor Ammiano**

Resolution affirming certification of the Final Environmental Impact Report and adopting environmental findings pursuant to the California Environmental Quality Act and State Guidelines in connection with adoption of General Plan Amendment, Zoning Map Amendment and other actions to approve development and construction of City Administrative Building located at 525 Golden Gate Avenue.  
6/11/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 7/11/2001.

**011117 [PG&E, Pacific Bell]  
Supervisors Peskin, Leno, Ammiano, Maxwell, Newsom**

Resolution urging PG&E, Pacific Bell and manufacturers of non-wood utility poles to conduct a feasibility study of alternatives to chemically treated wood utility poles and urging all utility pole owners to take steps to protect public health and the environment from wood preservatives in utility poles.  
6/11/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**011118 [Landmark, U.S. Mint]  
Supervisors Peskin, Daly, Maxwell, Newsom**

Resolution initiating the Designation of a Landmark of the Old U.S. Mint bounded by Fifth, Jessie, Mint and Mission Streets, Block 3704, Lot 11, pursuant to Section 1004.1 of the San Francisco Planning Code.  
6/11/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**011134 [Commendation]  
Supervisor Leno**

Resolution commending Bevan Dufty for his years of service to the City and County of San Francisco.  
6/11/01, REFERRED to Audit, Labor and Government Efficiency Committee. Supervisor Leno presented for immediate adoption.

Supervisor Gonzalez requested this matter be sent to committee.

### Requests for Hearing

**011112 [Permit Expeditors and the City's Permitting Process]  
Supervisor Daly**

Hearing to study the City's permitting process and the corrosive impact of permit expeditors, with specific focus on the Controller's audit of DBI and news reports of raves at 3Com Park, owned by Recreation and Park Department.  
6/11/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**011113 [Review of S.F. Development Impact Fees]  
Supervisor Leno**

Hearing on the Controller's Review of San Francisco's Development Impact Fees.  
6/11/01, RECEIVED AND ASSIGNED to Finance Committee.

**011098 [Fiscal Year 2001-2002 Budget]  
Supervisors Leno, Peskin, Gonzalez**

Hearing to consider City Departments' responses to critical health and housing policy issues raised by the public during the eleven District Town Hall Budget Meetings held in May of 2001.  
6/11/01, RECEIVED AND ASSIGNED to Finance Committee.

### Motions

**011105 [Needle Exchange Emergency]  
Supervisors Ammiano, Newsom, Yee, Leno, Daly, Peskin, McGoldrick, Maxwell**

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. (Clerk of the Board)  
6/11/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### Introduced by the President at the Request of Departments

## **PROPOSED ORDINANCES**

- 011093 [Pension Buy-Backs - Rollovers]**  
Ordinance authorizing the Retirement System to accept rollovers from other tax qualified plans for buy-backs. (Retirement System)  
6/6/01, ASSIGNED UNDER 30 DAY RULE to Audit, Labor and Government Efficiency Committee.  
6/7/01, SUBSTITUTED. City Attorney submitted a substitute ordinance bearing new title.  
6/7/01, ASSIGNED UNDER 30 DAY RULE to Audit, Labor and Government Efficiency Committee, expires on 7/11/2001.

## **PROPOSED RESOLUTIONS**

- 011059 [Redevelopment Agency Interim Budget, Fiscal Year 2001-2002]**  
Resolution approving an Interim Budget for the Redevelopment Agency of the City and County of San Francisco for fiscal year 2001-2002. (Redevelopment Agency)  
  
(Fiscal impact.)  
5/31/01, RECEIVED AND ASSIGNED to Finance Committee. June 4, 2001: Redevelopment Agency submitted a replacement resolution to correct format errors.

- 011060 [Redevelopment Agency Budget and Bonds, Fiscal Year 2001-2002]**  
Resolution approving the budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2001-2002; and approving the issuance by the Agency of Bonds in an aggregate principal amount not to exceed \$60,000,000 for the purpose of financing Redevelopment activities in fiscal year 2001-2002. (Redevelopment Agency)  
  
(Fiscal impact.)  
5/31/01, RECEIVED AND ASSIGNED to Finance Committee. June 4, 2001: Redevelopment Agency submitted a replacement resolution to correct format errors.
- 011061 [Federal grant for District Attorney's Community Prosecution Program - Operation Second Chance]**  
Resolution authorizing retroactively the District Attorney of the City and County of San Francisco to accept and expend funds in the amount of \$179,250 made available through the United States Department of Justice, Bureau of Justice Assistance, for the implementation of a community prosecution project entitled "Operation Second Chance", and waiving indirect costs due to funding constraints. (District Attorney)  
6/1/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.
- 011082 [Grant funds to Arts Commission for Endangered Garden Sunnydale Pump Station]**  
Resolution authorizing the Director of the Arts Commission to accept and expend up to \$15,000 in federal funds granted through the San Francisco Urban Resources Partnership which is administrated through the Natural Resources Conservation Service, the forest service of the United States Department of Agriculture and the Environment Protection Agency, for the restoration of the Endangered Garden Public Art Project at the Sunnydale Pump Station. (Arts Commission)  
6/5/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee.
- 011083 [Joint Powers Agreement with Victim Witness Assistance Program]**  
Resolution authorizing the San Francisco District Attorney to contract for, accept and expend funds allocated from the California State Board of Control Victims of Crime Program, for a project entitled "Joint Powers Agreement with Victim and Witness Assistance Program", and waiving indirect costs due to funding constraints. (District Attorney)  
6/5/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.
- 011084 [Emergency Repair, Hetch Hetchy San Joaquin Pipeline No. 1]**  
Resolution authorizing expenditure of funds for emergency repair of corrosion in San Joaquin Pipeline No. 1 of the Hetch Hetchy Aqueduct. (Public Utilities Commission)  
6/6/01, RECEIVED AND ASSIGNED to Finance Committee.
- 011085 [Federal grant for the San Francisco Collaboration to Address Domestic Violence and Child Maltreatment]**  
**Supervisor Leno**  
  
Resolution authorizing the Department of Human Services to accept and expend a grant in the amount of \$349,380 from the U.S. Department of Health and Human Services, Administration on Children, Youth and Families for the implementation of the San Francisco Collaboration to Address Domestic Violence and Child Maltreatment. (Human Services Department)  
6/6/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

- 011086 [Private grant for the Kinship Support Network]**  
Resolution authorizing the Department of Human Services to accept and expend a grant in the amount of \$20,000 from the Ford Foundation, Innovations in American Government 2000 Award Program for the implementation of the San Francisco Kinship Support Network. (Human Services Department)  
6/6/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.
- 011087 [Private grant for the S.F. Children's Faith Initiative]**  
Resolution authorizing the Department of Human Services to accept and expend a grant in the amount of \$300,000 from the Stuart Foundation for the implementation of the San Francisco Children's Faith Initiative. (Human Services Department)  
6/6/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.
- 011088 [State grant for the Community Resource Computer Learning Center]**  
**Supervisors Leno, Newsom, Sandoval**  
  
Resolution authorizing the Department of Human Services to accept and expend a grant in the amount of \$700,000 from the State of California, Governor's Office of Emergency Services for the implementation of the Community Resource Computer Learning Center. (Human Services Department)  
6/6/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.
- 011089 [Private Grant for the S.F. Family-to-Family Initiative]**  
**Supervisor Leno**  
  
Resolution authorizing the Department of Human Services to accept and expend a grant in the amount of \$500,000 from the Anne E. Casey Foundation for the implementation of the San Francisco Family-to-Family Initiative. (Human Services Department)  
6/6/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.
- 011090 [Private grants for the Cafe' Training Project]**  
Resolution authorizing the Department of Human Services to accept and expend two grants in the amounts of \$125,000 and \$25,000 from the Walter & Elsie Haas Fund and from the Kimball Foundation respectively for capital improvements for the Cafe' Training Project. (Human Services Department)  
6/6/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.
- 011091 [Private grant funds for the S.F. Club Siblings Camp]**  
Resolution authorizing the Department of Human Services to accept and expend a grant in the amount of \$20,000 from the Zellerbach Family Fund for the implementation of the San Francisco Club Siblings Camp. (Human Services Department)  
6/6/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.
- 011092 [In-Home Supportive Services Contract]**  
Resolution approving the contract between the City and County of San Francisco and the IHSS Consortium of San Francisco for the provision of In-Home Supportive Services for the period from July 1, 2001 to June 30, 2004, in the amount of \$29,214,373. (Human Services Department)  
  
(Fiscal impact.)  
6/6/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

**011096 [Private grant funds to DPH for substance abuse services.]  
Supervisors Leno, Maxwell**

Resolution authorizing the San Francisco Department of Public Health, Community Substance Abuse Services, to accept and expend a grant in the amount of \$60,000 from Join Together for the period of April 9, 2001 to April 8, 2002, and to enter into an agreement for the use of these funds. (Public Health Department)  
6/4/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

**011097 [Grant funds to DPH for Traffic and Pedestrian Safety Program]  
Supervisor Leno**

Resolution authorizing the San Francisco Department of Public Health, Population Health and Prevention, to accept and expend a grant in the amount of \$798,353 from the California Business, Transportation & Housing Agency Office of Traffic Safety for the period of April 1, 2001 to March 31, 2003 and to enter into an agreement for the use of these funds. (Public Health Department)  
6/4/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

## Requests Granted

*From: Supervisor Sandoval*

*To: Mayor*

*To: Controller*

*To: Chief, Fire Department*

*To: Chief, Police Department*

*Requesting/Inquiring: That the Mayor, Controller, and Chiefs of the Fire and Police Departments investigate and report on the feasibility of imposing a market rate fee on Treasure Island Development Authority for municipal services.*

*From: Supervisor Sandoval*

*To: City Attorney*

*Requesting/Inquiring: To draft an amendment to state legislation that would ensure public safety facilities of the City and County are exempted from paying market rate rents to the Treasure Island Development Authority.*

*From: Supervisor Daly*

*To: All Task Force*

*Requesting/Inquiring: That all Task Force created by the Board of Supervisors and still in operation, report on meeting times and locations, membership roster and annual report and budget where appropriate.*

*From: Supervisor Hall*

*To: Director, Department of Public Health*

*Requesting/Inquiring: Requesting information on the Health Care Accountability Ordinance, specifically the following items:*

- 1. The Health Department surveyed local businesses, and found that, in average, 85% of an employee's health insurance is paid by the employer and 15% paid by the employee. Reportedly, under the ordinance, the Health Commission will not require any contribution by the employees. If that is the case, why did the Health Department use funds for such a survey if it planned to ignore the results?*
- 2. Does the Health Care Ordinance require the coverage of employees who are already covered by their spouse's policy or by Medicare?*
- 3. Will the Health Commission take into account the concerns of the business community?*
- 4. Finally, please define the term "irresponsible employer." Reportedly, at last Tuesday's Health Commission meeting, Health Department staff said that an employer who does not provide the standard plan proposed by the Department, and instead elects to pay the \$1.50 is an "irresponsible employee." Is that a correct statement? If yes, please explain why an employer who cannot afford to provide the standard plan, and instead elects to pay the \$1.50 is "irresponsible?"*

*From: Supervisor Hall*

*To: Director, Department of Public Works*

*Requesting/Inquiring: Inquiring if the Department intends to place future efforts on delinquent and irresponsible property owners, or will it continue to go after and harass responsible property owners?*

*From: Supervisors Leno, McGoldrick, Maxwell*

*To: City Attorney*

*Requesting/Inquiring: To draft a ballot initiative which if approved by the voters would make the Board of Supervisors the appeal body for rate adjustments under the 1932 Refuse Collection and Disposal Ordinance.*

*From: Supervisor Newsom*

*To: Tax Collector*

*To: Chief, Police Department*

*To: City Attorney*

*Requesting/Inquiring: That the Tax Collector's Office, working with the Police Department's Taxi Detail and*

*the City Attorney's Office to inform working taxi drivers about the steps required to obtain a taxi medallion by making this information available to drivers during their annual A-card renewal every year.*

*From: Supervisor Newsom*

*To: Chief, Police Department*

*Requesting/Inquiring: To identify what their current efforts are toward tracking the number of domestic violence calls made on a monthly basis.*

*From: Supervisor Peskin*

*To: City Attorney*

*Requesting/Inquiring: To amend Chapter 57 of the Administrative Code to mandate that two commissioners on the Film Commission be representatives from neighborhood groups that have experience filming in their area.*

## **In Memoriams**

*Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:*

*Nicosi Johnson (Supervisors Leno, Maxwell)*

*Jack Scannell (Supervisor Hall)*

*Mary Agnos (Entire Board)*

## **ADJOURNMENT**

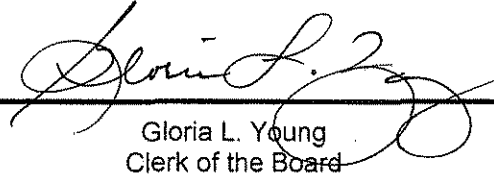
*There being no further business, the Board at the hour of 5:04 p.m. adjourned.*

*Gloria L. Young, Clerk*

*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*

*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