

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, May 29, 2001 2:00 PM

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

Regular Meeting

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, Gavin Newsom, Aaron Peskin, Gerardo Sandoval, Leland Y. Yee.

Members Absent: Jake McGoldrick.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Tom Ammiano presiding.

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

Supervisors McGoldrick, Sandoval, Yee - 3.

Quorum present.

Supervisor McGoldrick was excused. (See infra.)

Supervisor Sandoval was noted present at 2:03 p.m.

Supervisor Yee was noted present at 2:09 p.m.

Supervisor McGoldrick Excused from Attendance

Supervisor Leno, seconded by Supervisor Yee, moved to excuse Supervisor McGoldrick from attending this meeting. The motion carried by the following vote:

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

APPROVAL OF MEETING MINUTES

Supervisor Newsom, seconded by Supervisor Peskin, moved to approve the April 2 and April 9, 2001 Meeting Minutes. The motion carried by the following vote:

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

CONSENT AGENDA

Recommendations of the Finance Committee

010781 [Appropriation, Energy Costs]
Mayor

Ordinance appropriating \$4,032,000 of the General Fund Reserve to fund the energy costs incurred by Light, Heat and Power for General Fund supported departments for fiscal year 2000-01.

(Fiscal Impact.)

Ordinance No. 123-01
FINALLY PASSED

010816 [Lease of Property]

Resolution authorizing the lease of 4,945 sq.ft. at 1500 Howard Street for the Department of Public Health. (Real Estate Department)

(District 6)

Resolution No. 440-01
ADOPTED

010819 [Contracting out Pretrial Court Diversion Services]

Resolution approving the Controller's certification that Pretrial Court Diversion Services for Inmates in the City and County of San Francisco can practically be performed by private contractor at a lower cost for the year commencing July 1, 2001, than if work were performed by City and County employees. (Sheriff)

Resolution No. 441-01
ADOPTED

010820 [Contracting out Arrestees' Own Recognizance Services]

Resolution approving the Controller's certification that own recognizance services for arrestees in the City and County of San Francisco can practically be performed by private contractor at a lower cost for the year commencing July 1, 2001, than if work were performed by City and County employees. (Sheriff)

Resolution No. 442-01
ADOPTED

010821 [Contracting out Jail Food Services]

Resolution approving the Controller's certification that County Jail food service management operations for the City and County of San Francisco can practically be performed by private contractor at a lower cost for the year commencing July 1, 2001, than if work were performed by City and County employees. (Sheriff)

Resolution No. 443-01
ADOPTED

010822 [Airport Lease Modification, Glide Slope Equipment]

Resolution approving a lease modification for updated glide slope equipment between the Federal Aviation Administration and the City and County of San Francisco, acting through its Airport Commission. (Airport Commission)

Resolution No. 444-01
ADOPTED

010827 [Port Lease Agreement]

Resolution approving a lease agreement with Corzac, Inc. d.b.a. Jelly's - A Dance Cafe and the City and County of San Francisco operating by and through the San Francisco Port Commission for restaurant space at Pier 50, San Francisco, California. (Port)

Resolution No. 445-01

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin

Absent: 3 - McGoldrick, Sandoval, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Committee of the Whole

010887 [Human Health and Environment Protections for New Electric Generation]

Supervisor Maxwell

Ordinance adopting minimum requirements for the protection of human health and the environment for any proposal for new electric generation at the Potrero Power Plant in Southeast San Francisco; and requiring all City officials and departments to advocate these requirements, and greater protections, in regulatory proceedings and negotiations regarding the proposal to build a new power plant at the site of the existing Potrero Power Plant; and requiring approval of the Board of Supervisors for an agreement by City officials or departments for new electric generation in southeast San Francisco.

Ordinance No. 124-01

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval

Absent: 2 - McGoldrick, Yee

Recommendations of the Finance Committee

010711 [Appropriation, funding the Sheriff's Department shortfalls in salary, overtime, holiday pay and workers compensation]

Ordinance appropriating \$2,971,186 from the General Fund Reserve to cover the shortfalls on salaries, overtime, holiday pay and workers compensation at the Sheriff's Department for fiscal year 2000-01. (Controller)

(Fiscal impact.)

(Supervisor Peskin dissenting in Committee)

Ordinance No. 122-01

FINALLY PASSED by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Sandoval

Noes: 1 - Peskin

Absent: 2 - McGoldrick, Yee

010848 [Health Plan Benefits - Contractors]

Mayor

Ordinance amending the San Francisco Administrative Code by adding Chapter 12Q, encompassing Sections 12Q.1 through 12Q.11, to require contractors that provide services to the City or enter into certain leases with the City, and certain subcontractors, subtenants and parties providing services to tenants and subtenants on City property, with respect to covered employees, to offer health plan benefits to employees, to make payments to the City for use by the Department of Public Health, to make payments directly to employees under limited circumstances, or to participate in a health benefits program developed by the Director of Health. (Mayor)

(Fiscal impact.)

Ordinance No. 116-01

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval

Absent: 2 - McGoldrick, Yee

Recommendation of the Public Health and Environment Committee**010269 [Nuisance Code Revision]**

Supervisors Newsom, Leno, Sandoval, Peskin, Daly, Maxwell, Ammiano

Ordinance amending Sections 37, 92, 283, 585, 596, 598, 599, 600, 605, 607, 608, and 1604; adding Sections 580, 581, 582, 614, 615, and 616; and deleting Sections 93 to 97.6, inclusive and 606 of the San Francisco Health Code consolidating various provisions that set forth conditions that constitute a public nuisance and to declare the presence of mold and mildew and lead hazards as public nuisances; clarifying the requirements regarding the maintenance of small animals, poultry and game birds in residential districts; authorizing the Department of Public Health to recover administrative costs incurred in pursuing an abatement action as authorized by Government Code Section 25845; and establishing an administrative enforcement process for the abatement of nuisances; and increasing the minimum criminal penalties from \$25 to \$100 and the maximum criminal penalties from \$250 to \$1000 for non-compliance with a Director's Order.

Supervisors Maxwell and Ammiano requested to be added as co-sponsors.

PASSED, ON FIRST READING by the following vote:

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

Absent: 1 - McGoldrick

NEW BUSINESS

Recommendations of the Finance Committee

010409 [Equal Access to Services]

Supervisors Leno, Gonzalez, Sandoval, Yee, Ammiano, Peskin, Maxwell, Daly, McGoldrick

Ordinance amending San Francisco Administrative Code by adding Chapter 89, Sections 89.1 through 89.14, to require City departments to offer bilingual services and materials if a substantial or concentrated portion of the public utilizing their services does not speak English effectively because it is not their primary language.

Supervisor Hall, seconded by Supervisor Sandoval moved that Section 89.3 be divided to be considered separately. (See File 011051)

DIVIDED.

Supervisor Leno moved to amend Page 4, line 22 after "position" to insert "in which a primary job responsibility consists of"; to delete "that involves the requirement to"; to change "meet" to "meeting"; to change "contact" to "contacting"; to change "deal" to "dealing".

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

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

Noes: 1 - Hall

Absent: 1 - McGoldrick

Ordinance amending San Francisco Administrative Code by adding Chapter 89, Sections 89.1, 89.2 and 89.4 through 89.14, to require City departments to offer materials if a substantial or concentrated portion of the public utilizing their services does not speak English effectively because it is not their primary language.

PASSED ON FIRST READING AS AMENDED by the following vote:

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

Absent: 1 - McGoldrick

011051 [Equal Access to Services]

Ordinance amending San Francisco Administrative Code by adding Chapter 89, Section 89.3 to require City departments to offer bilingual services if a substantial or concentrated portion of the public utilizing their services does not speak English effectively because it is not their primary language.

Supervisor Hall, seconded by Supervisor Yee moved to amend Section 89.3 by adding the following subsection: (d) Nothing herein shall be construed to require the ability to proficiently speak a language, in addition to English, to be considered a minimum qualification for applicants to "public contact" positions. (1) The ability to speak a second language shall only be considered an additional qualification for applicants to "public contact" positions, and said ability may be substituted for 25% of the position's minimum qualifications.

Motion to amend failed adoption by the following vote:

Ayes: 1 - Supervisor Hall

Noes: 9 - Supervisors Ammiano, Daly, Gonzalez, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee

Absent: 1 - McGoldrick

PASSED ON FIRST READING AS DIVIDED by the following vote:

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

Noes: 1 - Hall

Absent: 1 - McGoldrick

**010763 [Appropriation, Infrastructure Projects in Golden Gate Park]
Supervisors Newsom, Sandoval**

Ordinance appropriating \$16,998,742 of the Golden Gate Park Bond Proceeds to fund the construction and renovation activities associated with the MLK Utilities Project, North and South Lake project and the Golden Gate Park East Entrance for the Department of Recreation and Park for fiscal year 2000-01. (Controller)

(Fiscal impact.)

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

PASSED, ON FIRST READING by the following vote:

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

Absent: 1 - McGoldrick

From Finance Committee Without Recommendation**010667 [Airport Lease Agreement Modification for United Airlines, Inc.]**

Resolution approving Lease Modification Number Fifteen for Lease No. 82-0126 between United Airlines, Inc. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

Resolution No. 439-01

ADOPTED by the following vote:

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

Absent: 1 - McGoldrick

Recommendations of the Public Health and Environment Committee

010777 [Grant funds to DPH from Eli Lilly and Company]

Resolution authorizing the San Francisco Department of Public Health, Population Health and Prevention, to accept and expend a grant in the amount of \$125,000 from Eli Lilly and Company for the period July 1, 2001 to June 30, 2002 and to enter into an agreement for the use of these funds. (Public Health Department)

Resolution No. 436-01

ADOPTED by the following vote:

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

010922 [State grant for Substance Abuse and Crime Prevention Act]

Supervisors Leno, Newsom

Resolution authorizing the Department of Public Health to accept and expend a grant in the amount of \$54,705 from the State of California Department of Alcohol and Drug Programs for substance abuse treatment services for certain non-violent drug possession offenders as required by Proposition 36: Substance Abuse and Crime Prevention Act of 2000. (Public Health Department)

Resolution No. 446-01

ADOPTED by the following vote:

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

010923 [Substance Abuse and Crime Prevention Act of 2000 - Approval of County Plan]

Supervisors Leno, Newsom, Sandoval

Resolution approving the San Francisco County Plan for Fiscal Year 2001-2002 pursuant to the Substance Abuse and Crime Prevention Act of 2000. (Public Health Department)

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

Resolution No. 437-01

ADOPTED by the following vote:

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

Recommendation of the Rules Committee**010840 [Elections Task Force]**

Ordinance creating the Elections Task Force to redraw Board of Supervisor district lines pursuant to the provisions set forth in Charter Section 13.110(d) following the 2000 federal census. (Clerk of the Board)

Supervisor Sandoval requested this matter be re-referred to committee.

Supervisor Sandoval, seconded by Supervisor Daly, moved that this Ordinance be **RE-REFERRED** to the Rules Committee. The motion carried by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Peskin, Sandoval
Noes: 2 - Newsom, Yee
Absent: 1 - McGoldrick

SPECIAL ORDER 3:00 P.M.

010875 [Public Hearing - Appeal, Conditional Use, 3620 19th Street]

Hearing of persons interested in or objecting to the decision of the Planning Commission by its Motion No. 16134, dated April 5, 2001 approving Conditional Use Application No. 99.210C, subject to certain conditions, a conditional use authorization to develop a residential project comprised of 43 dwelling units and 52 off-street parking spaces, requiring conditional use approval to develop the project as a Planned Unit Development, with exceptions from rear yard requirements and residential density standards within an RH-2 (Residential, House, Two-Family) District and an RH-3 (Residential, House, Three-Family) District and a District and a 40-X Height and Bulk District, on property located at: 3620 19th Street, bounded on the south by 19th Street, on the north by 18th Street, on the west by Oakwood Street and on the east by Guerrero Street; Lots 18, 68, 70, in Assessor's Block 3587.

6/18/01 in Board: Supervisor Peskin moved to continue to June 25, 2001, and reopen public hearing at 3:00 p.m.; companion measure to Files 010874, 010876, 010877, 010878; District 8.)

Speakers: Nick Pasquariello, Appellant

Tisha Kenny, Supports

Eileen Gold, Opposes

Tom Gold, Opposes

Lorne Hayes, Supports

Leslie Chin, Opposes

Gerald Konderod, Opposes

Marion Quinones, Opposes

Carol Shaw, Opposes

Steve Secrist, Supports

Daniel Goodlett, Opposes

Marie Cantaw, Opposes

Ginny Prior, Opposes

Casgo Fillderleal, Opposes

Jane Sutton, Opposes

Arnie Lerner, Opposes

John Barbey, Opposes

Beth Freemon, Opposes

Doug Comstock, Opposes

Irene Hanson, Opposes

Jessica Kahn, Opposes

Gerald Green, Director of Planning, Planning Department

Jonathan Borstein, representing the project sponsor requested this matter be continued to June 18, 2001.

The Public Hearing was closed.

HEARD AT PUBLIC HEARING.

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

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

010876 [Appeal, Conditional Use, 3620 19th Street]

Motion approving decision of the Planning Commission by its Motion No. 16134, approving Conditional Use Application No. 99.201C, on property located at 3620 19th Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Yee requested this matter be continued to June 18, 2001.

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

Ayes: 8 - Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Ammiano, Daly
Absent: 1 - McGoldrick

010877 [Appeal, Conditional Use, 3620 19th Street]

Motion disapproving decision of the Planning Commission by its Motion No. 16134, approving Conditional Use Application No. 99.201C, on property located at 3620 19th Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Yee requested this matter be continued to June 18, 2001.

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

Ayes: 8 - Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Ammiano, Daly
Absent: 1 - McGoldrick

010874 [Environmental Review]

Motion certifying review of Final Negative Declaration relating to proposed Conditional Use of Property at 3620 19th Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Yee requested this matter be continued to June 18, 2001.

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

Ayes: 8 - Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Ammiano, Daly
Absent: 1 - McGoldrick

010878 [Findings - 3620 19th Street]

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 99.201C, on property located at 3620 19th Street, for action by the Board at its next meeting. (Clerk of the Board)

Supervisor Yee requested this matter be continued to June 18, 2001.

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

Ayes: 8 - Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Ammiano, Daly
Absent: 1 - McGoldrick

PUBLIC COMMENT

*Abdalla Megahed;
Richard Robertson, homelessness;
Joseph Braverman, website;
Robert Laytham, Living Wage Coalition;
Meligh Raughem, power plant;
Michael Levin, History Museum.*

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.

**010948 [Grant funds]
Supervisors Ammiano, Peskin**

Resolution authorizing the San Francisco Department of Public Health (SFDPH), subcontractor, to accept new funding in the amount of \$230,117 to augment an earlier award of \$247,970 for a total of \$478,087 from Public Health Foundation Enterprises, Inc. (PHFE), primary contractor, to fund the SFDPH portion for "San Francisco HIV Vaccine Clinical Trials", a unit of the HIV Vaccine Trials Network (HVTN); retroactively for the period of June 1, 2000 to May 31, 2001.

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

**Resolution No. 438-01
ADOPTED**

**010949 [Funding for nonprofit organizations]
Supervisor Daly**

Resolution urging the Mayor to include funds in his FY 2001-2002 budget to pay for health insurance costs of nonprofit agencies that will increase due to recent action by the Mayor and Board of Supervisors.

**Resolution No. 454-01
ADOPTED**

**010950 [AB 151, Children's Internet Protection Act]
Supervisor Leno**

Resolution urging the California State Assembly to oppose AB 151, the Children's Internet Protection Act, sponsored by Assemblywoman Sarah Reyes.

**Resolution No. 447-01
ADOPTED**

**010952 [Commendation]
Supervisor Sandoval**

Resolution commending Reverend Glenda Hope for her devoted work on behalf of the homeless and poor of San Francisco.

Resolution No. 449-01
ADOPTED

**010953 [Commendation]
Supervisor Sandoval**

Resolution commending the exceptional work of Bill Catalano, music teacher at James Denman Middle School.

Resolution No. 450-01
ADOPTED

**010954 [Commendation]
Supervisors Maxwell, Peskin, Leno**

Resolution commending Dogpatch Neighborhood Association for their dedication and commitment to creating a stronger Dogpatch community.

Supervisors Peskin and Leno requested to be added as co-sponsors.

Resolution No. 451-01
ADOPTED

011003 [Final Map for an 18 Unit Condominium Project]

Motion approving Final Map of 560 Haight Street, a Residential Condominium Project, being a subdivision of Lot 6A, Assessor's Block No. 848, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 172,970; District 5.)

Motion No. M01-67
APPROVED

The foregoing items were acted upon by the following vote:

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

Severed From For Adoption Without Committee Reference Agenda

**010900 [HOPE VI Application, Hunter's View Public Housing Development]
Supervisors Maxwell, Peskin**

Resolution supporting the San Francisco Housing Authority in submitting a HOPE VI (Housing Opportunities for People Everywhere) grant application in the amount of \$35 million to the U.S. Department of Housing and Urban Development.

Supervisor Maxwell requested this matter be severed so it could be considered separately.

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Maxwell requested this be referred to committee.

REFERRED to the Housing, Transportation and Land Use Committee.

**010951 [Commendation]
Supervisor Sandoval**

Resolution commending the San Francisco Bicycle Coalition and the many volunteers that made Bike-to-Work Day on May 17, 2001 possible.

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

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

5/29/01 - In Board - Amended. Replace "May 16" with "May 17" wherever it appears in the legislation.

Supervisors Peskin, Leno and Newsom requested to be added as co-sponsors.

President Ammiano, seconded by Supervisor Leno, moved that this Resolution be AMENDED. The motion carried by the following vote:

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

Resolution No. 448-01

ADOPTED AS AMENDED by the following vote:

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

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.

[Purely Commendatory Finding]

Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Leno, seconded by Supervisor Peskin, moved **ADOPTION** of the commendatory finding. The motion carried by the following vote:

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

[Brown Act Finding]

Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Leno, seconded by Supervisor Peskin, moved **ADOPTION** of the Brown Act finding. The motion carried by the following vote:

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

Imperative Resolution

011052 [Proclamation]
Supervisor Leno

Resolution declaring May 30, 2001 Suicide Prevention Day in San Francisco.

Resolution No. 452-01

Supervisor Leno, seconded by Supervisor Peskin, moved that this Resolution be **ADOPTED**. The motion carried by the following vote:

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

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

**010564 [MOU, Automotive Machinists, Local 1414]
Mayor**

Ordinance implementing an arbitration award establishing the terms of the Memorandum of Understanding between the Peninsula Automotive Mechanics Lodge No. 1414, International Association of Machinists and Aerospace Workers, AFL-CIO and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

5/29/01, SUBSTITUTED. The Mayor submitted a substitute ordinance bearing new title.

5/29/01, ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010570 [MOU, Electrical Workers, Local 6]
Mayor**

Ordinance implementing an arbitration award establishing the terms of the Memorandum of Understanding between the International Brotherhood of Electrical Workers, Local 6, American Federation of Labor and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

5/29/01, SUBSTITUTED. The Mayor submitted a substitute ordinance bearing new title.

5/29/01, ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010881 [Sewer Service Charges, Fiscal Year 2001-2002]
Mayor**

Ordinance adopting and imposing schedules of sewer service charges to be paid by users for fiscal year 2001-2002 pursuant to Part II, Chapter X, Articles 4.1 and 4.2 of the San Francisco Municipal Code (Public Works Code). (Mayor)

(Transmittal date 5/29/01.)

5/29/01, SCHEDULED FOR PUBLIC HEARING. Scheduled for public hearing before Board on June 25, at 3:00 p.m.

**010984 [MOU, SEIU Local 790 Staff Nurses and Pier Diem Nurses- Amendment No. 1]
Mayor**

Ordinance adopting and implementing Amendment No. 1 to the 2000-2003 Memorandum of Understanding between the Service Employees International Union, Local 790, AFL-CIO for Staff and Per Diem Nurses and the City and County of San Francisco by modifying paragraph 318 which provides for the pass-through of State of California funds to certain represented classes working at Skilled Nursing Facilities. (Mayor)

5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010985 [MOU, SEIU Locals 250, 535, & 790 - Amendment No. 1]
Mayor**

Ordinance adopting and implementing Amendment No. 1 to the 2000-2003 Collective Bargaining Agreement between the Service Employees International Union, Locals 250, 535 and 790 and the City and County of San Francisco by modifying paragraph 307 which provides for the pass-through of State of California funds to certain represented classes working at Skilled Nursing Facilities. (Mayor)

5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010986 [MOU, International Federation of Professional & Technical Engineers, Local 21 (Arbitration Award)]
Mayor**

Ordinance implementing an arbitration award establishing the terms of the Memorandum of Understanding between the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010987 [MOU, Deputy Sheriffs Association (Mediated Agreement)]
Mayor**

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the Deputy Sheriffs Association of San Francisco, Inc. and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010988 [MOU, District Attorney Investigators Association (Mediated Agreement)]
Mayor**

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the San Francisco District Attorney Investigators Association and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010989 [MOU, Municipal Attorneys' Association (Arbitration Award)]
Mayor**

Ordinance implementing an arbitration award establishing the terms of the Memorandum of Understanding between the Municipal Attorneys' Association of San Francisco and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010990 [MOU, Municipal Executives Association (Mediated Agreement)]
Mayor**

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the San Francisco Municipal Executives Association and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

Supervisor Daly dissenting in committee.

5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010991 [MOU, Probation Officers Association (Arbitration Award)]
Mayor**

Ordinance implementing an arbitration award establishing the terms of the Memorandum of Understanding between the San Francisco Deputy Probation Officers' Association, and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010992 [MOU, Transport Workers Union, Local 200 (Mediated Agreement)]
Mayor**

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the Transport Workers Union of America, Local 200 (SEAM) and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010993 [MOU, Transport Workers Union, Local 250-A Multi-Unit (Mediated Agreement)]
Mayor**

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the Transport Workers' Union of America, Local 250-A Multi-Unit and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010994 [MOU, Transport Workers Union, Local 250-A Automotive Service Workers (7410) & Transit Fare Inspectors (9132)]
Mayor**

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the Transport Workers Union of America, Local 250-A AFL-CIO and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010995 [MOU, Teamsters Local 856 (Mediated Agreement)]
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the Teamsters, Local 856 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010996 [MOU, Union of American Physicians and Dentists, Unit 8-CC (Mediated Agreement)]
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the California Federation of the Union of American Physicians and Dentists and the City and County of San Francisco for Bargaining Unit 8-CC to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010997 [MOU, Union of American Physicians and Dentists, Unit 11-AA, (Mediated Agreement)]
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the California Federation of the Union of American Physicians and Dentists and the City and County of San Francisco for Bargaining Unit 11-AA to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010998 [MOU, SEIU Locals 250, 535 & 790 - Amendment No. 2]
Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2000-2003 Collective Bargaining Agreement between the Service Employees International Union, Locals 250, 535 and 790 and the City and County of San Francisco by amending Article III.A. which provides for a one-time wage adjustments to Class 2450 Pharmacist and Class 2454 Clinical Pharmacist. (Mayor)

5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

011007 [Settlement of Grievance - Pharmacists]
Mayor

Resolution authorizing settlement of the grievance filed by SEIU Local 790 on behalf of Pharmacists and Clinical Pharmacists, pursuant to the Memorandum of Understanding between SEIU Local 790 and the City and County of San Francisco in an aggregate amount not to exceed \$191,000.00. (Mayor)

5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**011008 [Teamsters Local 856 Supervising Nurses - Amendment No. 1]
Mayor**

Ordinance adopting and implementing Amendment No. 1 to the 2000-2003 Memorandum of Understanding between the City and County of San Francisco and the Freight Checkers, Clerical Employees & Helpers, Local 856 (Supervising Registered Nurses, Unit 11.B.) by adding paragraph 99a. to Section III.E. Holidays and Holiday Pay. (Mayor)

5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**011050 [Tour Buses on El Camino del Mar, and portions of 25th Avenue]
Supervisor Newsom**

Ordinance amending Police Code Section 1183.13 to prohibit the driving of tour buses on El Camino del Mar between the Presidio and Legion of Honor Drive, and on 25th Avenue between Lake Street and El Camino del Mar, through December 31, 2002.

5/29/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 6/30/2001.

Resolutions

**011052 [Proclamation]
Supervisor Leno**

Resolution declaring May 30, 2001 Suicide Prevention Day in San Francisco.

5/29/01, ADOPTED.

**011013 [Commendation]
Supervisors Ammiano, Leno, Newsom, Daly**

Resolution in recognition of Mark Dunlop for his dedicated service and leadership to the City and County of San Francisco and declaring May 29th Mark Dunlop Day in the City and County of San Francisco.

5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**011014 [Commendation]
Supervisors Leno, Maxwell, Newsom, Peskin**

Resolution commending the San Francisco Youth Symphony on its 20th anniversary.

5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**011015 [Commendation]
Supervisors Maxwell, Daly, Newsom**

Resolution commending the San Francisco Organizing Project-St. Elizabeth Chapter for their relentless efforts to improve the quality of life for the residents and merchants of the Portola community.

5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011016 [Commendation]
Supervisors Maxwell, Leno, Newsom

Resolution commending the dedicated men and women of the San Francisco Municipal Railway for their commitment to serving the people of the City and County of San Francisco and declaring May 31, 2001 to be "MUNI Employees Day" in San Francisco.

5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011017 [Commendation]
Supervisors Newsom, Daly, Leno, Peskin

Resolution commending the significant efforts of the Treatment on Demand (TOD) Planning Council and urging the Mayor to do everything possible to ensure support and funding for all interventions proposed by the TOD Planning Council.

5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011018 [Commendation]
Supervisors Peskin, Leno, Newsom

Resolution commending the Chinatown Night Market Fair on its success on the occasion of its third year anniversary.

5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011019 [Commendation]
Supervisors Sandoval, Daly, Leno

Resolution commending the Coalition Against Racial and Ethnic Scapegoating for raising the public consciousness in San Francisco about the national release of the film Pearl Harbor.

5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011020 [Commendation]
Supervisor Sandoval

Resolution commending United States and San Francisco veterans on Memorial Day, May 30th, 2001.

5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011021 [Commendation]
Supervisors Yee, Ammiano, Leno, Newsom, Daly, Gonzalez, Hall, Maxwell, McGoldrick, Peskin, Sandoval

Resolution commending Jean Lum on the occasion of her retirement from the Office of the Clerk of the Board of Supervisors after 37 years of service to the City and County of San Francisco.

5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**011022 [Proclamation]
Supervisors Sandoval, Hall, Leno**

Resolution proclaiming July 23rd through July 27th, 2001 Disability Awareness Week for Latinos.
5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**011023 [Pedro Ordenes and Gary Emich]
Supervisors Peskin, Newsom**

Resolution communicating best wishes for Pedro Ordenes and Gary Emich as they attempt to set a new World Record on June 11, 2001 in completing their hundredth open-water swim from Alcatraz to San Francisco.
5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**011024 [Mission Creek Bikeway Project]
Supervisors Daly, Leno, Peskin**

Resolution supporting the Mission Creek Bikeway Project.
5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**011025 [National Affordable Housing Trust Fund]
Supervisor Daly**

Resolution supporting the National Affordable Housing Trust Fund Campaign.
5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**011026 [SB 307, California Japantown Preservation Pilot Project]
Supervisors Gonzalez, Peskin**

Resolution urging the Governor and State Legislature to support SB 307 which would create, until July 1, 2004, the California Japantown Preservation Pilot Project, which would require the State Librarian to provide a one-time grant to the City of Los Angeles, the City of San Jose, and the City and County of San Francisco, for the purposes of aiding in the preparation, adoption, or implementation of specific plans that promote the preservation of existing Japantown neighborhoods in those jurisdictions.
5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**011027 [AB 1261, Transitional Housing for foster youth]
Supervisors Gonzalez, Leno**

Resolution urging the California State Legislature to adopt and Governor Davis to sign AB 1261, the bill which would extend services of transitional housing for foster youth.
5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**011028 [AB 1261, Transitional Housing for foster youth]
Supervisors Newsom, Leno**

Resolution urging the California State Legislature to adopt and Governor Gray Davis to sign Assembly Bill (AB) 1261, which would extend services of transitional housing for foster youth.

5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**011029 [Voluntary Campaign Contribution Limits]
Supervisors Hall, Ammiano, Newsom, Daly, Peskin**

Resolution urging candidates for the Board of Directors of the proposed San Francisco-Brisbane Municipal Utility District to adopt voluntary campaign contribution limits in the November 2001 election.

5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**011030 [State Grant, National AIDS Memorial Grove]
Supervisors Leno, Daly, Newsom**

Resolution authorizing the Department of Recreation and Park to apply, accept and expend a grant in the total amount of \$500,000 from the State 2000 Bond Act for the National AIDS Memorial Grove in Golden Gate Park.

5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**011031 [Clayton Street retaining wall license agreement]
Supervisor Leno**

Resolution approving a license agreement, including an assignment of claims, concerning the construction and maintenance of the Clayton Street retaining wall located adjacent to the Pemberton Steps and ratifying and directing certain actions in connection with this resolution.

5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**011032 [Appointment - Department of Elections]
Supervisor Yee**

Resolution urging Bill Lee, City Administrator to appoint Naomi Nishioka as the Interim Director of the Department of Elections, if one is not selected within the next two weeks.

5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**011033 [Commendation]
Supervisors Ammiano, Daly, Peskin**

Resolution commending Chief Fred Lau and the Officers of the San Francisco Police Department for the Police Crisis Intervention Training.

5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**011048 [State grant for Recreation and Park Department Projects]
Mayor, Supervisors Hall, Newsom**

Resolution authorizing the Department of Recreation and Park to apply, accept and expend grants in the total amount of \$3,644,500 from the State General Fund for Sunnyside (Monterey) Conservatory, John Muir Way Fishing Pier at Lake Merced, and Palace of Fine Arts.

5/29/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

Requests for Hearing

**011035 [Biannual Overtime Report]
Supervisor Newsom**

Hearing concerning an analysis of the Biannual Overtime Report submitted by the Controller on May 1, 2001 for each department for the 1999-2000, and 2000-2001 fiscal years.

5/29/01, RECEIVED AND ASSIGNED to Finance Committee.

**011036 [Paramedic Programs]
Supervisor Newsom**

Hearing for an update on the following programs: (1) Rapid Paramedic Response System (2) One on One Paramedic Program.

5/29/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

**011046 [Latino Disability Awareness]
Supervisor Sandoval**

Hearing to address the issues faced by people with disabilities particularly in the Latino community in San Francisco.

5/29/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

Sponsor requests this item be considered at the July 17, 2001 meeting.

**011047 [City Attorney's Investigative Powers]
Supervisor Yee**

Hearing regarding the investigative powers of the City Attorney's Office. The hearing will include the guidelines by which the investigators operate and limitations, if any, upon use of investigators when the subjects of investigation are not relevant to City business.

5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

Motions

**011049 [Legislative Analyst Request]
Supervisor Leno**

Motion asking the Legislative Analyst to research how the City of Los Angeles and other municipalities have managed and funded 24 hour residential parking permits in high density urban areas.
5/29/01, ASSIGNED to Board of Supervisors. Scheduled for Board consideration June 4, 2001.

**011053 [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)
5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

**010885 [Parking Meters]
Supervisor Daly**

Ordinance amending San Francisco Traffic Code Section 201 requiring that all parking meters display a telephone number where broken parking meters can be reported to the Department of Parking and Traffic or parking meters with inaccurate measuring devices can be reported to the Department of Consumer Assurance.

(Fiscal impact.)

5/14/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 6/13/2001.

5/18/01, SUBSTITUTED. City Attorney submitted a substitute ordinance bearing new title.

5/18/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 6/29/2001.

010965 [Settlement of Lawsuit]

Ordinance authorizing settlement of the lawsuit by Maximilian Castro against the City and County of San Francisco for \$925,000; the lawsuit was filed on December 15, 2000 in San Francisco Superior Court, Case No. 317-475; entitled Maximilian Castro, et al., v. City and County of San Francisco, et al.; other material terms of said settlement are the possible one-time payment of reasonable cost of a future surgery as determined and ordered by the Hon. Sickles James, Judge. (City Attorney)

5/22/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010975 [Settlement of Lawsuit]

Ordinance authorizing settlement of the lawsuit filed by Michael and Debra Miron against the City and County of San Francisco for \$367,000; the lawsuit was filed on June 5, 2001 in San Mateo Superior Court, Case No. 413178; entitled Michael and Debra Miron, et al., v. City and County of San Francisco, et al. (City Attorney)

5/17/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010976 [Settlement of Lawsuit]

Ordinance authorizing settlement of the lawsuit entitled United States ex rel. Dante S. Galura, et al. v. San Luis Gonzaga Construction, Inc. et al., U.S. District Court, Northern District of California, Case No. C-96-2350 filed by former workers of San Luis Gonzaga Construction, Inc. the United States and City and County of San Francisco ("City") as intervenors, for enforcement of prevailing wage requirements and breach of contract; material terms of the settlement provide that the City will retain for itself \$339,048.61 in Municipal Transportation Authority and Department of Public Works contract funds that would otherwise be payable to San Luis Gonzaga Construction, Inc. ("SLGC"); former SLGC workers will receive a total of \$300,000 from SLGC as back wages and statutory attorneys fees; SLGC and its owners will cooperate with the City's ongoing investigation of contracts awarded by the Airport Commission. (City Attorney)
5/21/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

PROPOSED RESOLUTIONS**010939 [State grant allowing the Director of Public Works to accept and expend a \$1,000,000 for beach nourishment and long-term planning activities at Ocean Beach]
Supervisors Hall, Yee, Newsom**

Resolution authorizing the Director of Public Works to accept and expend a grant in the amount of \$1,000,000 from the California Public Beach Restoration Program with required local matching funds of \$150,000 for the Ocean Beach Erosion Control Project. (Public Works Department)
5/17/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

**010999 [Contract Modification with IHSS Consortium of San Francisco for In-Home Supportive Services]
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, 2000 to June 30, 2001, in the increased amount of \$453,750, for a total contract amount of \$18,207,501. (Human Services Department)
5/22/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.****011000 [Contract Modification with Addus Healthcare for In-Home Supportive Services]
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, 2000 to June 30, 2001, in the increased amount of \$378,750, for a total contract amount of \$17,197,171. (Human Services Department)
5/22/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.****011005 [Grant, Centralized Domestic Violence Crisis Line]
Supervisors Leno, Newsom**

Resolution authorizing the Department on the Status of Women to accept 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)
5/23/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.
Department requests this item be calendared at the June 5, 2001 meeting.
Supervisors Leno and Newsom requested to added as co-sponsors.

Request Granted*Requests Granted**From: Supervisor Hall**To: City Attorney**Requesting/Inquiring: To amend the membership composition of the Immigrant Rights Commission to include at least one member who speaks a language into which the City will be translating documents under the Equal Access Ordinance, File No. 010409.**From: Supervisor Hall**To: City Attorney**Requesting/Inquiring: To draft an ordinance directing the San Francisco Public Utilities Commission to create an Office of Public Power dedicated to securing reliable and affordable electrical power for the residents and businesses of the City and County. This new Office of Public Power shall be responsible for identifying, securing and purchasing sufficient supplies of electrical power to meet as much of the current and projected needs of the City and County.**From: Supervisor Maxwell**To: City Attorney**Requesting/Inquiring: To draft legislation to amend Section 1148.1(b) of the San Francisco Police Code whereby the time commitment to operate a ramped taxi permit would be reduced from five years to thirty months.**From: Supervisor Newsom**To: Director, Department of Public Health**Requesting/Inquiring: To analyze and review the deaths reported in the San Francisco Medical Examiner from December 1999 through November 2000 (Homeless Death Review) to help identify gaps in our system of care and where we can focus our efforts to prevent future homeless deaths.**From: Supervisor Newsom**To: City Attorney**Requesting/Inquiring: To draft legislation based upon recommendations from Budget Analyst to seek ways to reduce the number of claims and litigation cases filed against the City's General Fund support departments, including the following:*

- 1. To require the City Attorney's Office to submit a monthly report to the Board of Supervisors summarizing the claims and litigation exposure of the General Fund, by cause, code and department, for the month and cumulatively for the year.*
- 2. To require the City Risk Manager to implement a tracking program for the number of vehicle related claims and litigation cases to determine the common causes, and develop policies to reduce these claims to be implemented at the departmental level.*
- 3. To require the City Risk Manager to develop a tracking system for City vehicle related claims citywide.*
- 4. To require City Departments to designate an existing position within the department to be responsible for risk management functions including tracking and analyzing claims.*
- 5. To require the City to undertake an evaluation of its current policy of funding departments safety programs from departmental budgets and funding department claims and litigation costs from the General Fund Litigation Reserve.*
- 6. To require the City Attorney's Office to implement an Interdepartmental Risk Management Working Group to assist department in establishing trends and restructuring their risk management functions.*

*From: Supervisor Newsom**To: City Attorney**Requesting/Inquiring: To draft an ordinance requiring the installation of Low Pressure Excess Flow Valves or*

other similar automatic gas shut-off valves in new homes and substantial remodels.

From: Supervisor Sandoval

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To investigate and report on the feasibility of establishing a crosswalk at 4770 Mission Street, the location of a multi-unit residential facility for seniors.

From: Supervisor Sandoval

To: City Attorney

Requesting/Inquiring: To prepare a legal memorandum on the City's ability to regulate notary publics.

From: Supervisor Yee

To: City Attorney

Requesting/Inquiring: To draft legislation which prohibits events in Civic Center from blocking off full access to public facilities such as the Main Library, as well as blocking public access to the two playgrounds at the Civic Center.

From: Supervisor Yee

To: City Attorney

Requesting/Inquiring: To draft legislation to amend Section 33.1A of the Traffic Code regarding Temporary No Parking Signs:

- 1. If the sign does not comply with the provisions Section 33.1A of the Traffic Code that stipulates that the temporary no parking sign include the phone number of a contact person, then the sign is null and void and parking is allowed.*
- 2. The temporary no parking sign must include the information that if construction activity in zoned for residential or neighborhood-commercial district hasn't begun by 12:00 p.m., then parking is legal.*
- 3. If there is more than 5 days of continued construction inactivity where temporary no parking signs have been posted, then the signs are null and void, and the applicant must resubmit request.*

From: Supervisor Ammiano

To: Mayor

Requesting/Inquiring: Urging the Mayor to include language to set up an advisory committee to provide oversight for the Minimum Compensation Ordinance.

In Memoriams

Mark Smith (Supervisor Newsom)

Richard Weisman (Supervisor Peskin)

ADJOURNMENT

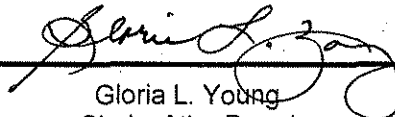
There being no further business, the Board at the hour of 6:12 p.m. adjourned.

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 July 16, 2001.

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