



**Board of Supervisors**

# **City and County of San Francisco**

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



## **AGENDA**

**Monday, July 15, 2002  
2:00 PM**

**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**

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## **ROLL CALL AND PLEDGE OF ALLEGIANCE**

## **APPROVAL OF MEETING MINUTES**

*Motion to approve the May 6, 2002 Meeting Minutes.*

## **AGENDA CHANGES**

## **COMMUNICATIONS**

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



## **From the Clerk**

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

- 3.           020901    [Appeal, Conditional Use, 3130-3154 Noriega Street]**  
Motion approving decision of the Planning Commission by its Motion No. 16390, approving Conditional Use Application No. 2001.0995CE, on property located 3130-3154 Noriega Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

6/17/2002, CONTINUED. Supervisor Yee requested this matter be continued to July 1, 2002.  
7/1/2002, CONTINUED. Continued to July 8, 2002.  
7/8/2002, CONTINUED. Continued to July 15, 2002.

**Question: Shall this Motion be ADOPTED?**
  
- 4.           020902    [Appeal, Conditional Use, 3130-3154 Noriega Street]**  
Motion disapproving decision of the Planning Commission by its Motion No. 16390, approving Conditional Use Application No. 2001.0995CE, on property located 3130-3154 Noriega Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

(Requires eight votes.)

6/17/2002, CONTINUED. Supervisor Yee requested this matter be continued to July 1, 2002.  
7/1/2002, CONTINUED. Continued to July 8, 2002.  
7/8/2002, CONTINUED. Continued to July 15, 2002.

**Question: Shall this Motion be ADOPTED?**
  
- 5.           020903    [Findings - 3130-3154 Noriega Street]**  
Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional use Application No. 2001.0995CE, on property located at 3130-3154 Noriega Street, for action by the Board at its next meeting. (Clerk of the Board)

6/17/2002, CONTINUED. Supervisor Yee requested this matter be continued to July 1, 2002.  
7/1/2002, CONTINUED. Continued to July 8, 2002.  
7/8/2002, CONTINUED. Continued to July 15, 2002.

**Question: Shall this Motion be ADOPTED?**
  
- 6.           021200    [Adopting findings related to the conditional use appeal on property located at 2455 Bush Street (a.k.a 1770 Scott Street)]**  
Motion adopting findings related to the appeal of the Planning Commission's approval of Conditional Use Application No. 99.0818C (which allowed the lot size to exceed 9,999 square feet ((77,056 square feet existing)), allowed the use size to exceed 3,999 square feet ((21,000 gross square feet proposed)), allowed the demolition of approximately 5,900 square feet of a two-story building fronting on Bush Street, and allowed the construction of a new two and three story replacement structure and additions of approximately 11,700 gross square

feet with new locker and fitness rooms to serve the existing tennis club ((The California Tennis Club)) per Sections 121.1, 121.2, 303, 711.11, 711.21, and 711.81 of the Planning Code) for the property in an NC-2 (Small-Scale Neighborhood Commercial) District and a 40-X Height and Bulk District, located at 2455 Bush Street (a.k.a. 1770 Scott Street), between Scott and Pierce Streets in the Western Addition neighborhood (Lot 3 in Assessor's Block 680). (Clerk of the Board)

(Companion measure to Files 020769, 020770, 020771, 020772.)

7/10/2002, REFERRED to Board of Supervisors.

**Question: Shall this Motion be ADOPTED?**

## **Recommendations of the Budget Committee**

*Present: Supervisors Maxwell, Peskin, Ammiano, Yee, McGoldrick*

**7. 021076 [Street fairs fees] Mayor**

Ordinance amending Traffic Code Section 806 to charge street fairs where alcoholic beverages are served the full cost of police services, rather than 40 percent of the cost, to eliminate the \$2,500 cap on charges for police services for street fairs where alcoholic beverages are served, to eliminate ISCOTT's authority to waive payment of the cost of police services for street fairs where alcoholic beverages are served, and to provide for annual adjustment of these fees to reflect changes in the Consumer Price Index. (Mayor)

7/1/2002, CONTINUED ON FIRST READING. Continued to July 8, 2002.

7/8/2002, CONTINUED ON FIRST READING. Continued to July 15, 2002.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**8. 020471 [Increasing the Annual Residential Rent Ordinance Fee to a maximum of \$27.00 per unit]**

Ordinance amending Administrative Code Chapter 37A "Residential Rent Stabilization and Arbitration Fee" by amending Sections 37A.2 and 37A.6 to increase the maximum annual residential rent ordinance fee from \$19 per unit in fiscal year 2000-2001 or \$16 per unit in other years, to \$27.00 per unit; and requiring the amount of the increase to be paid in equal halves by the owner(s) and tenant(s) of each residential unit; this increase will sunset in two years. (Rent Stabilization and Arbitration Board)

7/1/2002, CONTINUED ON FIRST READING. Continued to July 8, 2002.

7/8/2002, PASSED ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

## **Recommendation of the Health and Human Services Committee**

*Present: Supervisors Daly, Leno, Maxwell*

**9. 020593 [Residential Rent Assistance Pilot Program] Supervisors Ammiano, Daly, Maxwell**

Ordinance establishing a General Fund residential rent assistance program for tenants whose federal rent subsidy in San Francisco has been reduced or revoked due to a failure to meet

federal immigration status verification requirements imposed under Section 592 of the federal Quality Housing and Work Responsibility Act of 1998 ("QHWRA," Public Law 105-276, 42 U.S.C. 1436a), including tenants in San Francisco Housing Authority units and Section 8 units; providing criteria and procedures for disbursement of funding, with disbursements available commencing July 1, 2002; providing two outreach grants of \$5,000 each; and identifying companion legislation that would provide funding of \$349,000 from the City's General Fund for the first year of the Program (July 2002 through June 2003).

(Fiscal impact.)

6/17/2002, SUBSTITUTED. Supervisor Ammiano submitted a substitute ordinance bearing same title.

7/8/2002, PASSED ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

### **Recommendation of the Neighborhood Services and Recreation Committee**

*Present: Supervisors Newsom, McGoldrick*

**10. 020813 [Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuits filed by the City and County of San Francisco against City of Daly City and Olympic Club for receipt of an aggregate amount of \$150,000.00 from City of Daly City and Olympic Club; the City and County of San Francisco filed the lawsuits on January 16, 2001 and May 16, 2001, respectively, in San Francisco Superior Court (Cases No. 318-127 and 321-393); other material terms of said settlement are each defendant to pay \$75,000.00. (City Attorney)

7/8/2002, PASSED ON FIRST READING. Supervisor Hall excused from voting.

**Question: Shall this Ordinance be FINALLY PASSED?**

### **Recommendation of the Rules and Audits Committee**

*Present: Supervisors Hall, Gonzalez, Sandoval*

**11. 020783 [Establishing the San Francisco Entertainment Commission]**

**Supervisors Leno, McGoldrick, Ammiano, Gonzalez, Newsom, Peskin, Sandoval, Daly**

Ordinance: (1) amending the San Francisco Administrative Code to add a new Chapter 90 establishing the San Francisco Entertainment Commission; (2) providing for assistance from the Police Department to the Entertainment Commission for the transfer of specified permitting and licensing functions from the Police Department to the Entertainment Commission; (3) amending Article 1 of the San Francisco Police Code (i) relative to renewals of permits and licenses generally, and (ii) to transfer permitting responsibility for the use of loudspeakers or sound amplifying equipment outside buildings or out of doors from the Police Department to the Entertainment Commission; (4) amending Article 15 of the San Francisco Police Code to transfer licensing responsibility for amusements from the Police Department to the Entertainment Commission; (5) amending Article 15.1 of the San Francisco Police Code to transfer permitting responsibility for Places of Entertainment from the Police Department to the Entertainment Commission; and (6) amending Article 15.2 of the San Francisco Police Code to transfer permitting responsibility for Extended Hours Premises from the Police Department to the Entertainment Commission.

(Fiscal impact.)  
(Supervisor Hall dissenting in Committee.)

7/1/2002, CONTINUED ON FIRST READING. Continued to July 8, 2002.

7/8/2002, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. 7/08/02 Amendment of the whole bearing same title.

7/8/2002, PASSED ON FIRST READING AS AMENDED.

**Question: Shall this Ordinance be FINALLY PASSED?**

## NEW BUSINESS

### Recommendations of the Budget Committee

*Present: Supervisors Maxwell, Peskin, Yee, Ammiano, McGoldrick*

- 12. 020956 [Annual Budget, Fiscal Year 2002-03] Mayor**  
Motion approving Annual Budget for City and County of San Francisco for Fiscal Year 2002-2003. (Mayor)  
(Companion measure to Files 020957, 020958, 020959, 020960, 09061.)  
*(Charter Section 9.100 provides the Board shall not adopt the Budget earlier than July 15, 2002 nor later than August 1, 2002.)*  
**Question: Shall this Motion be ADOPTED?**
- 13. 020957 [Government Funding for Fiscal Year 2002-03]**  
Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2003. (Mayor)  
(Fiscal impact; Companion measure to Files 020956, 020958.)  
*(Charter Section 9.100 provides the Board shall not adopt the Budget earlier than July 15, 2002 nor later than August 1, 2002.)*  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**
- 14. 020958 [Public Employment, Fiscal Year 2002-03]**  
Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2003, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor. (Human Resources Department)  
(Fiscal impact; Companion measure to Files 020956, 020957.)

*(Charter Section 9.100 provides the Board shall not adopt the Budget earlier than July 15, 2002 nor later than August 1, 2002.)*

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**15. 020944 [Redevelopment Agency Budget and Bonds, Fiscal Year 2002-2003]**

Resolution approving the budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2002-2003, as amended; and approving the issuance by the Agency of Bonds in an aggregate principal amount not to exceed \$41,500,000 for the purpose of financing Redevelopment activities in fiscal year 2002-2003.

**Question: Shall this Resolution be ADOPTED?**

**Recommendations of the Finance Committee**

*Present: Supervisors Peskin, Ammiano*

**16. 021070 [MOU, Amendment No. 1, Teamsters Local 853] Mayor**

Ordinance adopting and implementing Amendment No. 1 to the 2001-2003 Memorandum of Understanding between the Teamsters, Local No. 853 and the City and County of San Francisco by adding a new section to Article III.F. Additional Compensation which provides for the pass-through of State of California funds to certain represented classes working at Skilled Nursing Facilities. (Mayor)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

*Present: Supervisors Peskin, Daly*

**17. 021127 [Setting Fees for City Day Camps]**

Ordinance amending the San Francisco Park Code by adding Section 12.15, setting fees for participating in day camps run by the Recreation and Park Department. (Mayor)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

*Present: Supervisors Peskin, Daly, Ammiano*

**18. 021169 [Affordable Housing Bonds Special Election] Mayor, Supervisors Ammiano, Daly**

Ordinance calling and providing for a special election to be held in the City and County of San Francisco (the "City") on November 5, 2002, for the purpose of submitting to the qualified voters of the City a proposition for the issuance of bonds by the City (or one of its agencies, departments or enterprises) in the principal amount of Two Hundred Fifty Million Dollars (\$250,000,000) to finance the acquisition, construction and/or rehabilitation of housing affordable to low- and moderate-income households and downpayment assistance to low- and moderate-income first-time homebuyers; finding that the estimated cost of the project is and will be too great to be paid out of the ordinary annual income and revenue of

the City 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 and the manner of holding the special election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on the bonds and providing for the levy and collection of taxes to pay both principal and interest therefor; prescribing notice to be given of the special election; finding the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Administrative Code Section 2A.53; consolidating the special election with the general election; establishing the election precincts, voting places and officers for the special election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with Section 53410 of the California Government Code; and incorporating the provisions of Article V of Chapter V of the San Francisco Administrative Code. (Mayor)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

*Present: Supervisors Peskin, Daly*

**19. 020987 [Agreement to Quitclaim Twenty-Three (23) Noise Easements]**

Resolution authorizing the rescission by the City and County of San Francisco of twenty-three (23) Grants of Easement previously acquired by City, for one property in the City of Pacifica and twenty-two (22) in the City of San Bruno. (Real Estate Department)

**Question: Shall this Resolution be ADOPTED?**

*Present: Supervisors Peskin, Daly, Ammiano*

**20. 020726 [Increasing Fee Charged to Participants in First Offender Prostitution Program] Mayor**

Resolution approving increase in authorized fee for the First Offender Prostitution Program to \$1,000. (Mayor)

**Question: Shall this Resolution be ADOPTED?**

**21. 021130 [Approval of Lease with the U.S. Customs Service in West Field Cargo Building 1]**

Resolution approving and authorizing the execution of a Lease with the U.S. Customs Service for space in West Field Cargo Building 1. (Airport Commission)

**Question: Shall this Resolution be ADOPTED?**

**From Finance Committee Without Recommendation**

*Present: Supervisors Peskin, Daly, Ammiano*

**22. 021170 [Veterans Building Special Election] Supervisor Sandoval**  
Ordinance calling and providing for a special election to be held in the City and County of



San Francisco on Tuesday, November 5, 2002, 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: One Hundred Twenty-Two Million Seven Hundred Fifty-Five Thousand Dollars (\$122,755,000) for the acquisition, rehabilitation, renovation, improvement, construction and/or reconstruction by the City and County of the San Francisco War Memorial Veterans Building, and all other works, property and structures necessary or convenient for the foregoing purposes; providing for the use of available annual revenues on deposit in the War Memorial Special Fund to reduce the property tax impact; finding that the estimated cost of such proposed project is 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; finding the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Administrative Code Section 2A.53; consolidating the special election with the general election; establishing the election precincts, voting places and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with Section 53410 of the California Government Code; and incorporating the provisions of Article V of Chapter V of the San Francisco Administrative Code.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**23. 021171 [War Memorial Special Fund] Supervisor Sandoval**

Ordinance amending Article XIII of Chapter X of the San Francisco Administrative Code regarding the War Memorial Special Fund (the "Fund") by amending Section 10.100-361 to correct outdated Administrative Code section references and clarify the uses of moneys in the Fund.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**24. 021172 [Pedestrian Safety and Livable Streets Special Election] Supervisor Ammiano**

Ordinance calling and providing for a special election to be held in the City and County of San Francisco (the "City") on Tuesday, November 5, 2002, 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: One Hundred Fifty Million Dollars (\$150,000,000) to finance street resurfacing, curb ramp construction, sidewalk improvement and street structure improvement projects, street signal and fire alarm call box improvement projects, street improvements for bicycle use and all other structures and improvements necessary or convenient for the foregoing purposes; 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; finding the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Administrative Code Section 2A.53; consolidating the special election with the general election; establishing the election precincts, voting places and officers for the election;

waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with Section 53410 of the California Government Code; and incorporating the provisions of Article V of Chapter V of the San Francisco Administrative Code.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

### **Recommendation of Rules and Audits Committee**

*Present: Supervisors Hall, Gonzalez, Sandoval*

**25. 020884 [Charter Amendment - Board of Supervisors] Supervisor Gonzalez**

Charter amendment (Third Draft) to amend Section 2.100 to provide that the job of a member of the Board of Supervisors of the City and County of San Francisco is a full time position, and to provide that the Civil Service Commission shall set the Supervisors' salary once every five (5) years. The Civil Service Commission must consider salaries of other California City Councils and County Boards of Supervisors, and may also consider the Consumer Price Index (CPI).

*(Pursuant to the provisions of Rule 2.28.7 of the Board's Rules of Order, at least six days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from committee and any Board order of submission to the electorate. In accordance therewith consideration of the proposed Charter amendment appropriately may be continued at least one week.)*

**Question: Shall this Charter Amendment be SUBMITTED?**

### **From Rules and Audits Committee "Without Recommendation"**

*Present: Supervisors Hall, Gonzalez*

**26. 020938 [Charter Amendment - Retirement Benefits for Supervisors Ammiano, Gonzalez  
Miscellaneous Safety Employees]**

Charter amendment (First Draft) to amend Appendix A8.506-2 thereto, relating to retirement benefits for miscellaneous safety employees.

(Fiscal impact.)

*(Pursuant to the provisions of Rule 2.28.7 of the Board's Rules of Order, at least six days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from committee and any Board order of submission to the electorate. In accordance therewith consideration of the proposed Charter amendment appropriately may be continued at least one week.)*

**Question: Shall this Charter Amendment be SUBMITTED?**

**27. 020885 [Charter Amendment - Parental Leave Compensation] Supervisors Daly, Gonzalez**

Charter amendment (Second Draft) to amend the charter regarding compensation during parental leave.

(Fiscal impact.)

*(Pursuant to the provisions of Rule 2.28.7 of the Board's Rules of Order, at least six days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from committee and any Board order of submission to the electorate. In accordance therewith consideration of the proposed Charter amendment appropriately may be continued at least one week.)*

**Question: Shall this Charter Amendment be SUBMITTED?**

**From Rules and Audits Committee with recommendation "Do Not Submit"**

*Present: Supervisors Hall, Gonzalez*

- 28. 020882 [Charter Amendment - Public Advocate] Supervisor McGoldrick**  
Charter amendment (Second Draft) to amend Section 6.100 and adding Section 6.108 to create the Public Advocate.
- (Pursuant to the provisions of Rule 2.28.7 of the Board's Rules of Order, at least six days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from committee and any Board order of submission to the electorate. In accordance therewith consideration of the proposed Charter amendment appropriately may be continued at least one week.)*
- Question: Shall this Charter Amendment be SUBMITTED?**

**Referred from Rules and Audits Committee**

*Present: Supervisors Hall, Gonzalez, Sandoval*

- 29. 021150 [Appointments, Planning Commission] Supervisor Ammiano**  
Motion approving the Board of Supervisors President's nomination of Lisa Feldstein, Kevin Hughes, and Marilyn Sue Lee to the Planning Commission, terms to be determined by lot.  
Lisa Feldstein, Seat 1, new position, must be nominated by the President of the Board of Supervisors, term to be determined by lot.  
Kevin Hughes, Seat 2, new position, must be nominated by the President of the Board of Supervisors, term to be determined by lot.  
Marilyn Sue Lee, Seat 3, new position, must be nominated by the President of the Board of Supervisors, term to be determined by lot.  
(Nomination of Marilyn Sue Lee, seat 3, To Board Without Recommendation; Supervisor Hall dissenting.)
- Question: Shall this Motion be ADOPTED?**
- 30. 021151 [Appointments, Planning Commission] Supervisor Ammiano**  
Motion rejecting the Board of Supervisors President's appointment of Marilyn Sue Lee to the Planning Commission.  
(Appointment of Marilyn Sue Lee, seat 3, To Board Without Recommendation; Supervisor Gonzalez dissenting.)
- Question: Shall this Motion be ADOPTED?**
- 31. 021156 [Appointments, Planning Commission] Mayor**  
Motion approving the Mayor's nomination of Jon Ballesteros and Hector Chinchilla to the Planning Commission, terms to be determined by lot. (Mayor)  
Jon Ballesteros, Seat 4, new position, must be nominated by the Mayor, term to be determined by lot.

Hector Chinchilla, Seat 5, new position, must be nominated by the Mayor, term to be determined by lot.  
(Nomination of Hector Chinchilla, seat 5, To Board Without Recommendation; Supervisor Hall dissenting.)

**Question: Shall this Motion be ADOPTED?**

**32. 021157 [Appointments, Planning Commission] Mayor**

Motion rejecting the Mayor's appointments of Hector Chinchilla, Dr. William Fay, and Frances Lee to the Planning Commission. (Mayor)

(Appointment of Hector Chinchilla, seat 5, To Board Without Recommendation; Supervisor Gonzalez dissenting.

Appointment of Dr. William Fay, seat 6, rejected; Supervisor Sandoval dissenting.

Appointment of Frances Lee, seat 7, rejected; Supervisor Sandoval dissenting.)

**Question: Shall this Motion be ADOPTED?**

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

### **Board of Supervisors Sitting as a Committee of the Whole**

**33. 021214 [Hearing - Automatic sprinklers in residential hotels]**

Hearing on the proposed ordinance amending the San Francisco Fire Code Section 9001.1.3 and the San Francisco Housing Code Section 904 to extend compliance with requirements regarding installation of automatic sprinkler systems in residential hotels, as defined in the Ordinance, to January 31, 2003; providing findings as to local conditions pursuant to the California Health and Safety Code; and making this Ordinance retroactive to June 30, 2002. (Clerk of the Board)

(Companion measure to File 021218.)

**Action:** \_\_\_\_\_

### **Committee of the Whole Rise and Report Without Recommendation**

**34. 021218 [Requirements for automatic sprinklers in residential hotels] Supervisor Newsom**

Ordinance amending the San Francisco Fire Code Section 9001.1.3 and the San Francisco

Housing Code Section 904 to extend compliance with requirements regarding installation of automatic sprinkler systems in residential hotels, as defined in the Ordinance, to January 31, 2003; providing findings as to local conditions pursuant to the California Health and Safety Code; and making this Ordinance retroactive to June 30, 2002.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

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

**35. 021166 [Hearing - Ground Lease of Redevelopment Agency Land for Dudley Apartments]**

Hearing of persons interested in or objecting to proposed resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 3726, Lot 10, commonly known as 172 Sixth Street, to Mercy Housing California XXII, L.P., a California Limited Partnership, for 55 years for the purpose of developing housing for very low income households. (Clerk of the Board)

**Action:** \_\_\_\_\_

*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.*

**36. 021167 [Ground Lease of Redevelopment Agency Land for Dudley Apartments] Mayor**

Resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 3726, Lot 10, commonly known as 172 Sixth Street, to Mercy Housing California XXII, L.P., a California Limited Partnership, for 55 years for the purpose of developing housing for very low income households. (Mayor)

**Question: Shall this Resolution be ADOPTED?**

## **COMMITTEE REPORTS**

*Reports from committees, if any, recommending emergency or urgent measures.*

### **From Transportation and Commerce Committee**

*The following item will be considered by the Transportation and Commerce Committee at a Regular Meeting on Thursday, July 11, 2002, at 9:30 a.m. The Chair intends to request the Committee to send the following item to the Board as a committee report.*

**37. 020916 [Amending and Extending Interim Controls Regulating Certain Uses in the Mission District] Supervisor Ammiano**

Resolution amending interim controls to require conditional use and expanded public notice for certain uses in the Mission District in the Area Bounded by Guerrero Street, Cesar Chavez Street, Potrero Avenue and the Central Freeway, in the Valencia Street Neighborhood Commercial District, in the 24th Street - Mission Neighborhood Commercial District, on Mission Street From 15th Street to Cesar Chavez Street Zoned NC-3, and in the NEMIZ; extending the interim controls to July 7, 2003 or until permanent controls are adopted.

(Certificate of Exemption/Exclusion from Environmental Review dated 6/25/02)

**Question: Shall this Resolution be ADOPTED?**

**From Rules and Audits Committee**

*The following items will be considered by the Rules and Audits Committee at a Special Meeting on Monday, July 15, 2002 a 9:00 a.m. The Chair intends to request the Committee to send the following items to the Board as committee report.*

**38. 011656 [Charter Amendment - Public Utilities Commissioners] Supervisors Hall, Gonzalez**

Charter amendment (Third Draft) to amend Section 4.112 to require each Public Utilities Commissioner to meet specific qualifications for appointment, providing for appointment of new commissioners.

*(Pursuant to the provisions of Rule 2.28.7 of the Board's Rules of Order, at least six days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from committee and any Board order of submission to the electorate. In accordance therewith consideration of the proposed Charter amendment appropriately may be continued at least one week.)*

**Question: Shall this Charter Amendment be SUBMITTED?**

**39. 020805 [Charter Amendment - Entertainment Commission] Supervisors Leno, McGoldrick, Daly, Ammiano, Gonzalez, Newsom, Peskin, Sandoval**

Charter amendment (Third Draft) to amend the Charter of the City and County of San Francisco by adding section 4.117 to establish the composition of and appointment of members to the San Francisco Entertainment Commission.

*(Pursuant to the provisions of Rule 2.28.7 of the Board's Rules of Order, at least six days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from committee and any Board order of submission to the electorate. In accordance therewith consideration of the proposed Charter amendment appropriately may be continued at least one week.)*

**Question: Shall this Charter Amendment be SUBMITTED?**

- 40. 012056 [Charter Amendment - Municipal Water and Power] Supervisors Ammiano, Maxwell**  
Charter amendment (Fourth Draft) to amend Section 4.112 and to add a new Chapter 8B addressing Commission governance, goals and objectives related to energy, powers of the Commission related to energy, siting of energy facilities and rates for energy services.  
(Fiscal impact.)

6/17/2002, SUBSTITUTED. Supervisor Ammiano submitted a substitute Charter amendment (Second Draft) bearing new title.

*(Pursuant to the provisions of Rule 2.28.7 of the Board's Rules of Order, at least six days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from committee and any Board order of submission to the electorate. In accordance therewith consideration of the proposed Charter amendment appropriately may be continued at least one week.)*

**Question: Shall this Charter Amendment be SUBMITTED?**

- 41. 021253 [Charter Amendment - Changes to Public Utilities Commission Related to Energy] Supervisor Gonzalez**

Charter amendment (First Draft) to amend Sections 4.112 and 13.101 and add a new Chapter 8B addressing Commission governance, goals and objectives related to energy, powers of the Commission related to energy, siting of energy facilities and rates for energy services.

*(Pursuant to the provisions of Rule 2.28.7 of the Board's Rules of Order, at least six days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from committee and any Board order of submission to the electorate. In accordance therewith consideration of the proposed Charter amendment appropriately may be continued at least one week.)*

**Question: Shall this Charter Amendment be SUBMITTED?**

- 42. 021254 [Charter Amendment - Revenue Bond Authority for Energy Facilities] Supervisor Ammiano**

Charter amendment (First Draft) to add a new Section 8B.110 empowering the Board of Supervisors to issue revenue bonds for the acquisition of energy facilities.

*(Pursuant to the provisions of Rule 2.28.7 of the Board's Rules of Order, at least six days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from committee and any Board order of submission to the electorate. In accordance therewith consideration of the proposed Charter amendment appropriately may be continued at least one week.)*

**Question: Shall this Charter Amendment be SUBMITTED?**

- 43. 020887 [Charter Amendment - Establishing Municipal Water and Power Agency]**

Charter Amendment (Fourth Draft) to create a new Article VIII B to add Sections 8B.120 through 8B.128, deleting Section 9.111-1 and amending Section 16.103 to establish exclusive control of water and clean water utilities; rate setting standards and methods; transfer of surplus funds between utilities; independence in contracting, purchasing and hiring; revenue bonds or other financing methods.

(Fiscal impact.)

6/17/2002, SUBSTITUTED. Supervisor Ammiano submitted a substitute charter amendment (Second Draft) bearing new title.

*(Pursuant to the provisions of Rule 2.28.7 of the Board's Rules of Order, at least six days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from committee and any*

*Board order of submission to the electorate. In accordance therewith consideration of the proposed Charter amendment appropriately may be continued at least one week.)*

**Question: Shall this Charter Amendment be SUBMITTED?**

**44. 020888 [Charter Amendment - Assistance to Elections Department] Supervisor Ammiano**

Charter amendment (Fifth Draft) to amend sections 13.103.5, 13.104.5, 15.100 and 6.102 to clarify that said section does not prohibit City personnel from providing to the Department of Elections services that are indistinguishable from services provided to other City departments and unrelated to the conduct of elections; authorize the Board of Supervisors to grant a waiver, applicable before, during and after election day, to the prohibition on use of City employees; eliminate the requirement that, prior to seeking a waiver from the Board of Supervisors, the Elections Commission make a finding that the Department of Elections will not have adequate staffing to conduct an election without the waiver; specify that the Sheriff is responsible for transporting voted ballots and other documents and devices used to record votes from the polls to the central counting location and approving a security plan; and eliminate some of the restrictions that apply to members of the Ethics Commission, Elections Commission, and the City Attorney.

*(Pursuant to the provisions of Rule 2.28.7 of the Board's Rules of Order, at least six days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from committee and any Board order of submission to the electorate. In accordance therewith consideration of the proposed Charter amendment appropriately may be continued at least one week.)*

**Question: Shall this Charter Amendment be SUBMITTED?**

**45. 020886 [Charter Amendment - Homeless Policy] Supervisor Daly**

Charter amendment (Fourth Draft) to require a vote of not less than two-thirds (2/3) of the members of the Board of Supervisors to change any enactment regarding homeless policy or services within the same fiscal year in which such enactment was adopted; to add Section 4.134 to establish a Local Homeless Coordinating Board to advise the Mayor and the Board of Supervisors on the development, implementation and evaluation of homeless policy; and to amend Section 10.104 to authorize not more than five (5) staff members for the Local Homeless Coordinating Board who shall be exempt from civil service rules.

6/10/2002, SUBSTITUTED. Supervisor Daly presented a substitute Charter Amendment (Second Draft) bearing new title.

*(Pursuant to the provisions of Rule 2.28.7 of the Board's Rules of Order, at least six days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from committee and any Board order of submission to the electorate. In accordance therewith consideration of the proposed Charter amendment appropriately may be continued at least one week.)*

**Question: Shall this Charter Amendment be SUBMITTED?**

**46. ROLL CALL FOR INTRODUCTIONS**

*Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, and letters of request to the City Attorney.*

**47. PUBLIC COMMENT**



*An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to*

## **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.*

- 48. 021227 [Legislative Analyst Request] Supervisor Gonzalez**  
Motion asking the Legislative Analyst to survey other comparable municipalities on regulatory requirements imposed on hospitals who reduce hospital services. These requirements could be public notification, fees, or other mitigation measures.

**Question: Shall this Motion be ADOPTED?**

- 49. 021198 [Legislative Analyst Request] Supervisor Leno**  
Motion asking the Legislative Analyst to research the impact of new fees for street fairs that serve alcohol. The research should explore the impact on small and large street fairs operational ability and grant programs to non-profits if police costs are paid at 100% cost. Additionally, the office should research on what basis the decision is made for the amount of police needed for each event and how police services are provided in other cities.

**Question: Shall this Motion be ADOPTED?**

## **CLOSED SESSION**

## **CONFERENCE WITH CITY ATTORNEY - Anticipated Litigation as Plaintiff**

- 50. 021190 [Closed Session - Status of Potential AT&T Merger Litigation]**  
Motion that the Board of Supervisors convene in closed session for the purpose of discussing the status of the potential AT&T merger litigation.

*After a closed session, if one occurs, the President shall (1) request the Deputy City Attorney to identify the subjects discussed in the closed session, and (2) direct the Clerk of the Board to report the vote taken on any motion in the closed session.*

*[Elect To Disclose]*

*Motion that the Board finds it is in the public interest to disclose information discussed in closed session, and directs the President immediately to disclose that information.*

*[Elect Not to Disclose]*

*Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations concerning the anticipated litigation listed above.*

## **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 51 through 60**

- 51. 021123 [Negotiations Regarding GCIU Local 4N and Independent/SF Examiner IU Local 4N and the Examiner/Independent] Supervisors Ammiano, Daly**
- Resolution regarding negotiations between GCIU Local 4N and the SF Examiner/Independent.
- 6/17/2002, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 6/24/2002, CONTINUED. Supervisor Ammiano requested this matter be severed so it could be considered separately. Supervisor Ammiano requested this item be continued to July 15, 2002.
- Question: Shall this Resolution be ADOPTED?**
- 52. 021193 [Extending the Planning Review Period for Secondary Units] Supervisor Peskin**
- Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the San Francisco Planning Code by repealing Section 207.2 [Second Units] in its entirety, adding a new Section 207.2 and amending Section 209.1 to authorize one additional secondary unit limited to 750 square feet of gross floor area on a lot within 1250 feet of a Primary Transit Street or Transit center and also within 1250 feet of a Neighborhood Commercial or Commercial zoning district, on a lot containing a qualified historical building or where the unit is specifically designed and constructed for the elderly or persons with physical disabilities and to prohibit the owner from legalizing an illegal unit pursuant to the provisions of this ordinance; by amending Sections 135(d), Table 151 of Section 151 and 307(g) to establish the amount of open space

and parking required for the secondary units.

7/1/2002, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

- 53. 021194 [Muwekma Ohlone Tribe] Supervisor Newsom**  
Resolution urging the United States Congress, the Department of the Interior and its Bureau of Indian Affairs to reaffirm and restore the Muwekma Ohlone Tribe of the San Francisco Bay Area as a Federally Acknowledged Indian Tribe.  
7/1/2002, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
**Question: Shall this Resolution be ADOPTED?**
- 54. 021195 [Commending San Francisco Chapter of the National Organization for Women] Supervisor Newsom**  
Resolution commending the San Francisco Chapter of the National Organization for Women for its continued efforts to empower women and its continued vigilance to attempts by others to limit the reproductive choice of women.  
7/1/2002, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
**Question: Shall this Resolution be ADOPTED?**
- 55. 021196 [Commending Teddy Witherington and SF LGBT Pride Committee] Supervisors Leno, Ammiano, Maxwell**  
Resolution commending Teddy Witherington and the San Francisco Lesbian, Gay, Bisexual and Transgender Pride Committee.  
7/1/2002, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
**Question: Shall this Resolution be ADOPTED?**
- 56. 021222 [Urging St. Luke's Hospital to Remain Open] Supervisor Ammiano**  
Resolution urging St. Luke's Hospital not to close its Emergency Room, Maternity Unit, or any other patient service due to the announced Registered Nurse strike.  
7/8/2002, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
**Question: Shall this Resolution be ADOPTED?**
- 57. 021223 [Senate Bill 1301 - Reproductive Privacy Act] Supervisor Newsom**  
Resolution urging the State Legislature to adopt Senate Bill 1301, introduced by Senator Sheila Kuehl, relating to an act to amend Section 2253 of the Business and Professions Code, to add Article 2.5 to Chapter 2 of Par 2 of Division 106 of, and to repeal Section s123400, 123405, 123407, 123410, 123415, and 123430 of the Health and Safety Code, relating to reproductive privacy.  
7/8/2002, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

- 58. 021224 [Authorizing the San Francisco Department of Aging and Adult Services to accept and expend Senior Facilities Special Funding] Supervisor Sandoval**

Resolution authorizing the San Francisco Department of Aging and Adult Services to accept and expend Senior Facilities Special Funding from the California State Department of Aging in the amount of \$250,000 to establish a senior center.

7/8/2002, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

- 59. 021211 [Final Map for a 5 Unit Residential Condominium Project]**

Motion approving Final Map of 120 Wetmore Street, a Residential Condominium Project, being a subdivision of Lot 34, Assessor's Block No. 212, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

(DPT Order No. 173,625; District 3.)

7/10/2002, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Motion be ADOPTED?**

- 60. 021212 [Final Map for a 6 Unit Residential Condominium Project]**

Motion approving Final Map of 1001 - 1003 - 1005 - 1007 - 1009 - 1011 Lombard Street, a Residential Condominium Project, being a subdivision of Lot 1, Assessor's Block No. 71, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

(DPT Order No. 173,624; District 2.)

7/10/2002, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Motion be ADOPTED?**

*Questions on the For Adoption Without Committee Reference Agenda: \_\_\_\_\_*

## **61. 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).*

*[Serious Injury Finding]*

*Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."*

*[Purely Commendatory Finding]*

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

*[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.*

*[Imperative Resolutions, if any]*

## **OFF-AGENDA LEGISLATION**

## **PROPOSED ORDINANCES**

*Proposed ordinances received from July 2 through noon on July 10, for reference by President to appropriate committee on July 15, 2002.*

**021201 [Building Code]**

Ordinance repealing the San Francisco Building Code and adopting, in its entirety, a new San Francisco Building Code. (Building Inspection Department)

(Companion measure to File 021202.)

7/10/2002, RECEIVED AND ASSIGNED to Public Works and Public Protection Committee.

**021203 [Electrical Code]**

Ordinance repealing the San Francisco Electrical Code and adopting, in its entirety, a new San Francisco Electrical Code. (Building Inspection Department)

(Companion measure to File 021204.)

7/10/2002, RECEIVED AND ASSIGNED to Public Works and Public Protection Committee.

**021205 [Housing Code]**

Ordinance repealing the San Francisco Housing Code and adopting, in its entirety, a new San

Francisco Housing Code. (Building Inspection Department)  
(Companion measure to File 021206.)

7/10/2002, RECEIVED AND ASSIGNED to Public Works and Public Protection Committee.

**021207 [Mechanical Code]**

Ordinance repealing the San Francisco Mechanical Code and adopting, in its entirety, a new San Francisco Mechanical Code. (Building Inspection Department)  
(Companion measure to File 021208.)

7/10/2002, RECEIVED AND ASSIGNED to Public Works and Public Protection Committee.

**021209 [Plumbing Code]**

Ordinance repealing the San Francisco Plumbing Code and adopting, in its entirety, a new San Francisco Plumbing Code. (Building Inspection Department)  
(Companion measure to File 021210.)

7/10/2002, RECEIVED AND ASSIGNED to Public Works and Public Protection Committee.

## PROPOSED RESOLUTIONS

*Proposed resolutions received from July 2 through noon on July 10, for reference by President to appropriate committee on July 15, 2002.*

**021184 [Airport Concession Lease]**

Resolution approving the North Terminal Candy Store Lease between See's Candies, Inc. and the City and County of San Francisco, Acting by and through its Airport Commission.  
(Airport Commission)

7/2/2002, RECEIVED AND ASSIGNED to Finance Committee.

**021186 [Contracting out Laundry Services at Laguna Honda Hospital]**

Resolution concurring retroactively, with the Controller's certification that the laundry services can be performed for the Department of Public Health, Laguna Honda Hospital by private contractor for a lower cost than similar work performed by City and County employees. (Public Health Department)

7/8/2002, RECEIVED AND ASSIGNED to Finance Committee.

**021187 [Fire Code]**

**Supervisor Gonzalez**

Resolution endorsing amendments and providing findings as to the local conditions supporting those amendments to the 2001 State Fire Code, as required by California Health and Safety Code. (Fire Department)

(Companion measure to File 021135.)

7/10/2002, RECEIVED AND ASSIGNED to Public Works and Public Protection Committee.

**021188 [Contracting out Shuttle Bus Service]**

Resolution approving the Controller's certification that shuttle bus services for San Francisco International Airport's Long-Term Parking Lot, the employee garage and surface Lot DD can practically be performed by private contractor at a lower cost than if work were performed by City and County employees. (Airport Commission)

7/10/2002, RECEIVED AND ASSIGNED to Finance Committee.

**021192 [Study of at-risk and HIV positive youth in San Francisco]**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to enter retroactively into an agreement in the amount of \$20,160 with The Regents of the University of California San Francisco (UCSF), the primary contractor, to participate in a study of at-risk and HIV positive youth in San Francisco, for the period of March 1, 2002, to February 28, 2003. (Public Health Department)

7/10/2002, RECEIVED AND ASSIGNED to Health and Human Services Committee.

**021199 [Contracting out Paratransit Services]**

Resolution concurring with the controller's certification that paratransit services for the Municipal Transportation Agency can be practically performed by a private contractor at a lower cost than by city and county employees. (Municipal Transportation Agency)

7/10/2002, RECEIVED AND ASSIGNED to Finance Committee.

**021202 [Building Code]**

Resolution endorsing those changes and providing findings as to the local conditions requiring amendments to the State Building Code, as required by California Health and Safety Code. (Building Inspection Department)

7/10/2002, RECEIVED AND ASSIGNED to Public Works and Public Protection Committee.

**021204 [Electrical Code]**

Resolution endorsing those changes and providing findings as to the local conditions requiring amendments to the State Electrical Code, as required by California Health and Safety Code. (Building Inspection Department)

7/10/2002, RECEIVED AND ASSIGNED to Public Works and Public Protection Committee.

**021206 [Housing Code]**

Resolution endorsing those changes and providing findings as to the local conditions requiring amendments to the State Housing Code, as required by California Health and Safety Code. (Building Inspection Department)

7/10/2002, RECEIVED AND ASSIGNED to Public Works and Public Protection Committee.

**021208 [Mechanical Code]**

Resolution endorsing those changes and providing findings as to the local conditions requiring amendments to the State Mechanical Code, as required by California Health and Safety Code. (Building Inspection Department)

7/10/2002, RECEIVED AND ASSIGNED to Public Works and Public Protection Committee.

**021210 [Plumbing Code]**

Resolution endorsing those changes and providing findings as to the local conditions requiring amendments to the State Plumbing Code for buildings, as required by California Health and Safety Code. (Building Inspection Department)

7/10/2002, RECEIVED AND ASSIGNED to Public Works and Public Protection Committee.

**021213 [Telecommunication conduit across Minna Street for SFMOMA]**

Resolution granting revocable permission to San Francisco Museum of Modern Art (SFMOMA) to occupy a portion of the public right-of-way to excavate, install and maintain one (1) 4-inch Schedule 40 conduit across Minna Street, between 3rd and New Montgomery Streets to interconnect the SFMOMA at 151 3rd Street (Block 3722, Lot 078) with auxiliary office space at 667 Mission Street/170 Minna Street (Block 3722, Lot 067) for providing voice and data connection between the two buildings and making findings of consistency with the priority policies of Planning Code Section 101.1. (Public Works Department)

7/10/2002, RECEIVED AND ASSIGNED to Public Works and Public Protection Committee.

**021256 [Petitions and Communications]**

Petitions and Communications received from July 2 through noon on July 10, for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on July 15, 2002.

From concerned citizens, requesting the Board of Supervisors hold new hearings on animal testing at UCSF and do everything in the Board's power to compel UCSF to end Stephen Lisberger's cruel and outdated experiments. Approximately 70 letters and postcards(1)

From concerned citizens, submitting opposition to the demolition of a one-story building located at 3130-3154 Noriega Street and the construction of a four-story building in its place. File 020902,12 letters(2)

From Office of the City Attorney, submitting report regarding the Presidio Trust's Environmental Impact Statement for the Presidio Trust Implementation Plan. File 021160(3)

From SF Drug Abuse Advisory Board and City-Wide Alcoholism Advisory Board, submitting report on substance abuse treatment programs funded by the City and County of San Francisco.(4)

From Public Transportation Commission, submitting copy of revised Municipal Transportation Agency Rules of Order as adopted on July 2, 2002.(5)



From Youth Commission, regarding the Commission's support for skateboarding. (6)

From SF Unified School District, submitting 1997 Proposition A Quarterly Report and Bond Issuance Documents, dated July 2002.(7)

From Law Office of Joseph Durante, regarding Rite Aid sublease of 4550-4556 Mission Street.Copy: Supervisor Sandoval(8)

From Office of the Controller, submitting information regarding duties prescribed by Charter Amendments 020882 (Auditor General) and 011957 (Public Advocate) currently performed by City agencies. (9)

From Office of the Controller, submitting some historical information on the City's relationship with its outside auditors. Copy: Supervisors Ammiano, Hall(10)

From SF County Transportation Authority (SFCTA), submitting report on the adequacy of the Presidio Trust's responses to SFCTA comments on the Presidio Trust Improvement Plan Draft Environmental Impact Statement. File 021168(11)

From Emergency Communications Department, submitting list of gifts valued at less than \$10,000 that was accepted by the Emergency Communications Department during the fiscal year 2001/02.(12)

From Department of Elections, submitting summary of the Department's plan to implement Instant Runoff Voting starting with the November 2003 election.Copy: Each Supervisor(13)

From Department of Building Inspection, submitting three cellular antenna permit applications filed for the following addresses: 530 Bush Street, 2255 Hayes Street, and 1111 Junipero Serra Boulevard. (Reference No. 20000403-002)Copy: Supervisor Yee(14)

From Emergency Communications Department, submitting annual report of sole source contracts for fiscal year 2001/02.(15)

From Frederick Hobson, submitting copy of letter sent to Commission of Animal Control regarding request to be put on the mailing list for agendas and minutes of the Commission.(16)

Number not used. (17)

From Redevelopment Agency, submitting notice of community meeting on July 11, 2002 to discuss the proposed amendment to the Agency's Housing Participation Policy requirements for all residential development in the Western Addition.(18)

Number not used.(19)

From Wilma Pang, regarding the re-appointment of Arnold Chin to the Appeals Board.Copy: Rules and Audits Committee(20)

From Ethics Commission, submitting support for proposed Charter amendment that makes the job of a member of the Board of Supervisors a full time position, and that the Civil Service commission every five years set the Supervisors' salary. File 920884 Copy: Rules Committee(21)

From concerned citizens, submitting opposition to proposal to install 12 cell phone antennas on the top of St. Mary's Hospital on Hayes Street. 2 letters(22)

From Mary Russo McAfee, urging the Presidio Trust to delay their decision on the alternatives proposed in the Trust's FEIS Presidio plan until August 21, 2002. File 021144Copy: Each Supervisor(23)

From concerned citizens, submitting support for proposed ordinance to prohibit public urination and defecation in San Francisco. File 0202934 letters(24)

From Dr. Alfred Parrott, requesting support to save and restore the San Francisco Armory located at 14th and Mission Street. Copy: Supervisor Ammiano(25)

From concerned citizens, submitting support for keeping the Muse Mecanique at the Cliff House open. File 020455(26)

From Budget Analyst, submitting Activity Status Report for the Quarter ending June 30, 2002.(27)

From Office of the Treasure & Tax Collector, regarding the feasibility of adding a list of important senior service contact numbers in the annual property tax bill. (Reference No. 20020603-009) Copy: Supervisor Sandoval(28)

From concerned citizens, submitting support for a moratorium on the Natural Areas Program and planning process until full public disclosure and participation is ensured.2 letters(29)

From Patricia Vaughey, submitting opposition to Conditional Use that allows the construction of a new two-and three story replacement structure and additions of approximately 11,700 gross square feet with new locker and fitness rooms to serve the existing California Tennis Club at 2455 Bush Street. File 020771(30)

From Rochelle Frank, submitting an overview of the Family Mosaic Project.(31)

From Fire Department, regarding letter sent to Public Health by the SF Paramedic Association, requesting Health Department perform an expedited five year review of the status of the San Francisco EMS system; reconvene the Joint Health-Fire Commission in a meeting to review the performance of the City's EMS system and the status of the Fire-EMS merger; and declare a moratorium on changes to the EMS system until the report is completed. (32)

From Planning Department, regarding the Presidio Trust Implementation Plan Final Environmental Impact Statement. File 021144(33)

From Planning Department, submitting recommendation on proposed ordinance that would require twenty percent of required setback areas remain unpaved and devoted to plant material, and to prohibit parking from obstructing required setbacks. File 020493(34)

From Claudia Middendorf, commenting on the lack of street cleaning in San Francisco. Copy: Each Supervisor(35)

From Planning Department, submitting recommendation on proposed ordinance amending zoning map to change the height district from 80 feet to 90 feet and adjust the boundary between the 90 foot height and open space portions of the property at 375 Laguna Honda Boulevard to fully encompass the developed portion of the property. Files 021191,

021183(36)

From Geoffrey Stevenson, submitting a different viewpoint on installation of PCS and Cell phone Base Stations. Copy: Each Supervisor(37)

From Office of the Treasurer, submitting the investment activity (for fiscal year to date) of portfolio under management. (38)

From Building Inspection Commission, regarding revisions to the proposed ordinance that modify the requirements regarding installation of automatic sprinkler systems in residential hotels. File 020443(39)

From Clerk of the Board, submitting notice that the Board of Supervisors has not entered into any new contracts during fiscal year 2001/02.(40)

From Clerk of the Board, submitting list of gifts received in fiscal year 2001/02.(41)

From concerned citizens, submitting support for full funding of New Leaf Services.2 letters(42)

From Office of the Controller, submitting a brief history of New York City's Public Advocate's Office as requested at the June 26, 2002 Rules Committee hearing. Copy: Supervisors Hall, Gonzalez, Sandoval(43)

From Mesha Monge-Irizarry, commenting on the death of her son at the Sony Metreon Theater on June 13, 2002 and the San Francisco Police Department. Copy: Each Supervisor(44)

From Weitzman & Poler, submitting support for the Marina Small Craft Harbor Renovation Plan.(45)

From Civil Service Commission, regarding proposed Charter Amendment that makes the job of a member of the Board of Supervisors full time and that salaries be set by the Civil Service Commission once every five years.(46)

From San Francisco Airport, submitting SFO Enterprises, Inc. audited financial statements for FY 2001; the first full operating year, and for the last three months of FY2000.Copy: Each Supervisor(47)

From Office of the Mayor, regarding sole source contracts for fiscal year 2001/02.(48)

From Department of Public Works, submitting report regarding status of the \$150,000 Median Strip Pilot Program in District 7, and future plans the Department has for expanding this program into other areas of the City.Copy: Supervisor Hall(49)

From Christine Louie, urging the Board to remove all offensive display racks advertising provocative shots of women. Copy: Each Supervisor(50)

From Department of Public Health, submitting an overview of 24-Hour Inpatient and Crisis Intervention Treatment Services in San Francisco.(51)

From Planning Department, submitting notice that the Landmarks Preservation Advisory Board will act on the designation of the Dogpatch Historic District within the required 30 days.(52)

From William Spencer Company, requesting the Board remove the zoning restrictions in the Mission district to allow other owners to improve and rent their property.(53)

From Nancy Pelosi, regarding treatment of Tenzin Khangsar while he was protesting outside the World Affairs Council by the San Francisco Police Department.(54)

From various City departments and other agencies, submitting Conflict of Interest Code Review Reports (Campaign and Governmental Conduct code, Article III, Chapter 1). Copy: City Attorney's Office(55)  
Office of Citizen Complaints  
Law Library  
Rent Board  
Human Services  
Hazardous Materials Advisory Committee  
San Francisco Convention Facilities  
Board of Appeals  
Mayor's Office of Emergency Services  
Human Rights Commission

#### APPOINTMENTS BY THE MAYOR

Recreation and Park Commission

James Lazarus

John Murray

Rebecca Prozan

## ADJOURNMENT

### Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

Agenda are available on the internet at [www.ci.sf.ca.us/bdsupvrs.bos.htm](http://www.ci.sf.ca.us/bdsupvrs.bos.htm).

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK.

Board meetings are televised on channel 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language translation at a meeting must be received no later than noon the Friday before the meeting.

Contact Ohn Myint at (415) 554-7704.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes

anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.



### **Disability access**

The Legislative Chamber of the Board of Supervisors is in Room 250 of City Hall, 1 Dr. Carlton B. Goodlett Place. The Chamber is wheelchair accessible.

The closest accessible BART Station is Civic Center, three blocks from City Hall. Accessible MUNI lines serving this location are: #47 Van Ness, and the #71 Haight/Noriega and the F Line to Market and Van Ness and the Metro stations at Van Ness and Market and at Civic Center. For more information about MUNI accessible services, call 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex.

The following services are available when requests are made by 4:00 p.m. of the Friday before the Board meeting: For American Sign Language interpreters, use of a reader during a meeting, or sound enhancement system, contact Ohn Myint at (415) 554-7704.

For a large print copy of agenda or minutes in alternative formats, contact Annette Lonich at (415) 554-7706. The Clerk of the Board's Office TTY number for speech-hearing impaired is (415) 554-5227.

In order to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products.

### **Know Your Rights Under the Sunshine Ordinance**

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

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Donna Hall by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 409, by phone at (415) 554-7724, by fax at (415) 554-5784 or by email at Donna.Hall@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Ms. Hall or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfgov.org/bdsupvrs/sunshine.htm>

### **Lobbyist Registration and Reporting Requirements**

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

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