

# 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, March 7, 2006 2:00 PM

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

### Regular Meeting

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

### BOARD COMMITTEES

#### Committee Membership

##### **Budget and Finance Committee**

Supervisors Daly, Dufty, Peskin, Mirkarimi, Elsbernd

##### **City and School District Select Committee**

Supervisors Ammiano, Maxwell, Ma, Commissioners Chin, Kelly, Wynns

##### **City Operations and Neighborhood Services Committee**

Supervisors McGoldrick, Dufty, Ma

##### **Government Audit and Oversight Committee**

Supervisors Ammiano, Alioto-Pier, Peskin

##### **Land Use and Economic Development Committee**

Supervisors Maxwell, Sandoval, McGoldrick

##### **Rules Committee**

Supervisors Mirkarimi, Elsbernd, Ammiano

##### **Select Committee on Ending Gun and Gang Violence**

Supervisors Maxwell, Mirkarimi, Ammiano, Alioto-Pier, Dufty

#### Meeting Days

Wednesday

1:00 PM

2nd Monday (Bi-monthly)

4:00 PM

1st and 3rd Monday

1:00 PM

2nd and 4th Monday

1:00 PM

Wednesday

1:00 PM

Thursday

10:00 AM

1st and 3rd Monday

10:00 AM

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

Volume 101 Number 8

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

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## ROLL CALL AND PLEDGE OF ALLEGIANCE

*The meeting was called to order at 2:06 p.m. On the call of the roll Supervisors Alioto-Pier and McGoldrick were noted absent.*

*There was a quorum.*

*Supervisor Alioto-Pier was noted present at 2:08 p.m.  
Supervisor McGoldrick was excused from attending today's meeting.*

### Supervisor McGoldrick Excused from Attendance

Supervisor Sandoval, seconded by Supervisor Elsbernd, moved to excuse Supervisor McGoldrick from attending today's meeting. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Duffy, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval

Absent: 1 - Alioto-Pier

Excused: 1 - McGoldrick

## CONSENT AGENDA

### Recommendation of the Government Audit and Oversight Committee

060078 [Capital Expenditure Plan; timeline amendments for initial submission and approval]  
Supervisor Elsbernd

Ordinance amending Administrative Code Section 3.20 to provide that the initial ten-year capital expenditure plan to be prepared thereunder shall be submitted to the Mayor and the Board of Supervisors by May 1, 2006 and that the Mayor and the Board of Supervisors shall review, update, amend and adopt such plan by resolution by August 1, 2006.

Ordinance No. 40-06

FINALLY PASSED

### Recommendations of the Land Use and Economic Development Committee

**051562 [Zoning Map Amendment in connection with Third Street and Oakdale Avenue Affordable Housing Special Use District]  
Supervisor Maxwell**

Ordinance amending Zoning Map Section 10 and 10SU of the City and County of San Francisco for the property at 4800 Third Street (Lot 45, Assessor's Block 5322), located at the southwest corner of the block bounded by Oakdale Avenue, Third Street, Palou Avenue, and Newhall Street; adopting findings under the California Environmental Quality Act; and making findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.

**Ordinance No. 36-06  
FINALLY PASSED**

**051563 [Third Street and Oakdale Avenue Affordable Housing Special Use District]  
Supervisor Maxwell**

Ordinance adding Planning Code Section 249.30 to establishing the Third Street and Oakdale Avenue Affordable Housing Special Use District for property at 4800 Third Street (Lot 45, Assessor's Block 5322), located at the southwest corner of the block bounded by Oakdale Avenue, Third Street, Palou Avenue, and Newhall Street, and making findings including findings under the California Environmental Quality Act and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.

**Ordinance No. 37-06  
FINALLY PASSED**

**Recommendations of the Rules Committee**

**052044 [Settlement of Lawsuit - Mary Williams]**

Ordinance authorizing settlement of the matter of Mary Williams v. City and County of San Francisco for \$225,000. The lawsuit was filed on November 5, 2004 in San Francisco Superior Court, Case No. 436-121; entitled Mary Williams v. City and County of San Francisco, et al. (City Attorney)

**Ordinance No. 38-06  
FINALLY PASSED**

**060006 [Settlement of Claims - Pacific Gas & Electric Company]**

Ordinance authorizing settlement of a claim filed by Pacific Gas & Electric Company (PG&E) against the City and County of San Francisco (City) and a complaint filed by the City against PG&E. PG&E's claim was filed on April 9, 2004, in the United States Bankruptcy Court and amended on June 1 and June 11, 2004, Case No. 01-30923-DM, Adversary Proceeding No. 04-3071. The City's complaint against PG&E was filed on June 29, 2005 at the Federal Energy Regulatory Commission, Docket No. EL05-133-000.

**Ordinance No. 39-06  
FINALLY PASSED**

**060097 [Settlement of Lawsuit - Maria Castillo]**

Ordinance authorizing settlement of the lawsuit filed by Maria Castillo against the City and County of San Francisco for \$40,000; the lawsuit was filed on January 18, 2005 in San Francisco Superior Court, Case No. 437-830; entitled Maria Castillo, et al., v. City and County of San Francisco, et al. (City Attorney)

**Ordinance No. 41-06  
FINALLY PASSED**

**060099 [Settlement of Lawsuit and Grievance - Gary Thompson]**

Ordinance authorizing settlement of the lawsuit filed by Gary Thompson and the grievance filed by his Union, Service Employees Service Employees International Union, Local 790, against the City and County of San Francisco for \$199,000; the lawsuit was filed on May 14, 2003 in United States District Court, Northern District of California, Case No. CV-03-02243-WDB and is entitled Gary Thompson v. City and County of San Francisco, et al; the grievance was filed on August 28, 2003 and is entitled Service Employees International Union, Local 790 v. City and County of San Francisco, ERD No. 12-03-1143. (City Attorney)

**Ordinance No.** 42-06

**FINALLY PASSED**

The foregoing items were acted upon by the following vote:

Ayes: 9 - Ammiano, Daly, Duffy, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval

Absent: 1 - Alioto-Pier

Excused: 1 - McGoldrick

**Severed from the Consent Agenda**

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

**Recommendation of the Budget and Finance Committee****060076 [To appropriate \$5,216,754 to fund the maintenance and reconstruction of public streets, roads, and the 4th Street Bridge for DPW for Fiscal Year 2005-06]**

**Mayor**

Ordinance appropriating \$5,216,754 of Fiscal Year 2005-2006 State Traffic Congestion Relief Funds to fund the maintenance and reconstruction of public streets, roads, and the 4th Street Bridge for the Department of Public Works for Fiscal Year 2005-2006.

(Fiscal impact.)

*Continued to March 21, 2006*

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

Ayes: 9 - Ammiano, Daly, Duffy, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval

Absent: 1 - Alioto-Pier

Excused: 1 - McGoldrick

*Supervisor Alioto-Pier noted present at 2:08 p.m.*

## REGULAR AGENDA

## UNFINISHED BUSINESS

### Recommendations of the Budget and Finance Committee

**051792 [Regulating Deemed Approved Off-Sale Alcohol Uses and Establishing An Annual Fee]  
Supervisors Maxwell, Duffy, Peskin, Ma, Mirkarimi**

Ordinance amending the Administrative Code to add Chapter 26, ("Deemed Approved Off-Sale Alcohol Use Nuisance Regulations"), deeming all existing non-conforming and permitted off-sale alcohol uses "approved;" establishing an administrative hearing process to abate nuisance activities by deemed approved off-sale alcohol uses; creating a list of performance standards that reflect existing local nuisance and related state and federal laws; providing for an education and outreach program; authorizing penalties for violation of performance standards including administrative penalties from \$500 to \$1000 or revocation of deemed approved status; providing for appeals of conditions or administrative penalties to the Board of Appeals; providing for appeals of the revocation of deemed approved status to the Board of Supervisors or the Board of Appeals; setting an annual fee of \$264 for deemed approved off-sale alcohol uses; establishing a deemed approved off-sale alcohol use nuisance regulation continuing project accounts within the City's General Fund; and making environmental findings.

*Supervisor Ma, seconded by Supervisor Daly, moved to amend "Section 26.12 by replacing Sections (a) and (b) (1) and (2)".*

*Motion to amend failed by the following vote:*

*Ayes: 3 - Daly, Ma, Mirkarimi*

*Noes: 6 - Alioto-Pier, Ammiano, Duffy, Elsbernd, Maxwell, Peskin*

*Absent: 1 - Sandoval*

*Excused: 1 - McGoldrick*

**Ordinance No. 43-06**

**FINALLY PASSED by the following vote:**

**Ayes: 9 - Alioto-Pier, Ammiano, Daly, Duffy, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin**

**Absent: 1 - Sandoval**

**Excused: 1 - McGoldrick**

**060205 [Requiring Notice to Potential Buyers of Certain Deemed Approved Off-Sale Alcohol Uses Where the Use Has Violated the Performance Standards.]  
Supervisors Daly, Ammiano**

Ordinance amending the ordinance Regulating Deemed Approved Off-Sale Alcohol Uses and Establishing An Annual Fee (Board File No. 051792) by amending Section 26.20 to require that the seller of a Deemed Approved Off-Sale Alcohol Use ("Use") provide certain notice to potential buyers of the Use if the Use has, within the past three years, been the subject of an administrative hearing at which a finding of violation of the Performance Standards was made, at which conditions were imposed on the Use's continued operations, and/or at which administrative penalties were imposed on the Use for violation of the Performance Standards; and making environmental findings.

**Ordinance No.** 44-06

**FINALLY PASSED** by the following vote:

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

## **NEW BUSINESS**

### **Recommendations of the Budget and Finance Committee**

**051908 [Health Care Accountability Ordinance]  
Supervisors Ammiano, McGoldrick, Ma**

Ordinance amending the San Francisco Administrative Code by amending Sections 12Q.2.1, 12Q.2.2, 12Q.2.9, 12Q.3, 12Q.4, 12Q.5 and 12Q.6, and adding Sections 12Q.5.1, and 12Q.5.2, and 12Q.8 to: change the requirements of the Health Care Accountability Ordinance with respect to health benefit plans, exemptions for certain categories of employees and agreements, and the payment rates due from employers; authorize the Health Commission to increase the payment rates; authorize the withholding of contract payments; make both substantive and clarifying changes with respect to obligations imposed on Contracting Parties for notification, investigation, auditing, inspection, enforcement, and settlement procedures; revise procedures for the assessment of liquidated damages; establish a process for determining violations and for the administrative appeal of such determinations; authorize waiver of requirements of the Ordinance through collective bargaining; and ratify certain administrative actions.

(Fiscal impact.)

*Supervisor Ma requested to be added as a co-sponsor.*

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

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

**060215 [To appropriate \$4,910,000 of funding from the General Fund Reserve and de-appropriate savings to fund cost overruns in the Police Department for Fiscal Year 2005-2006.]**

**Supervisor Daly**

Ordinance appropriating \$4,910,000, including \$3,570,000 of funding from the General Fund Reserve and de-appropriating \$1,300,000 in workers' compensation savings and \$40,000 in permanent miscellaneous salary cost savings, to fund the cost overruns of overtime, and adjust salaries and fringe benefits in the Police Department for Fiscal Year 2005-06.

(Fiscal impact.)

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

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

**060031 [Approving a contract between the City and County of San Francisco and the American Registry for Internet Numbers, LTD. (ARIN) for registration of Internet Protocol address space]**

**Supervisor Dufty**

Ordinance approving a contract between the City and County of San Francisco and the American Registry for Internet Numbers, LTD. (ARIN), for the registration of Internet Protocol address space, required to increase the City's bandwidth on the Internet and designating ARIN as the sole source contractor for the registration of Internet Addresses, and waiving the competitive procurement requirements of the San Francisco Administrative Code Chapter 21 for this service, and approving the City indemnifying and holding ARIN harmless against claims arising from the activities of the City under the contract, and waiving the requirement of Section 21.35 of the San Francisco Administrative Code that every contract contain a statement regarding liability of claimants for submitting false claims, and waiving the requirement of Section 21.19(d) of the San Francisco Administrative Code that a City contract not contain an automatic renewal provision.

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

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

**060244 [Water Line Relocation Agreement]**

**Supervisor Peskin**

Resolution approving and authorizing the execution and delivery of a Water Line Relocation Agreement with San Francisco Community College ("City College") authorizing the exchange of real property interests in the City and County of San Francisco following the completion of construction of a new water pipeline; adopting findings of consistency with the General Plan and priority policies of Planning Code Section 101.1; and adopting environmental findings.

(Supervisor Daly dissenting in committee.)

**Resolution No. 133-06**

**ADOPTED by the following vote:**

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval  
Noes: 1 - Daly  
Excused: 1 - McGoldrick

**060130 [Emergency replacement of chiller at San Francisco General Hospital]**

Resolution approving an emergency public work contract of the replacement of a chiller at San Francisco General Hospital. (Public Works Department)

(Fiscal impact.)

**Resolution No.** 127-06

**ADOPTED** by the following vote:

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

**Recommendations of the Land Use and Economic Development Committee****051889 [Policy that the City should supply electricity to new City developments where feasible]**

**Supervisors Mirkarimi, Sandoval, Maxwell, Daly, Peskin, Ammiano**

Ordinance amending the Administrative Code to add Chapter 99: Public Power in New City Developments, establishing as the policy of the City and County of San Francisco that, where feasible, the City shall be the electricity provider for new City developments, including military bases and redevelopment projects.

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

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

**060085 [Hunters Point Shoreline Interim Controls]**

**Supervisors Maxwell, McGoldrick, Alioto-Pier**

Resolution adopting interim zoning controls in the Hunters Point Shoreline area for a period of eighteen (18) months that would, within the currently zoned M-1 and M-2 areas generally bounded by Jennings Street, Hunters Point Boulevard, Innes Avenue, Earl Street and the San Francisco Bay, permit new housing as an accessory use to certain designated uses, or if it is contained within a permitted institutional use, or with a required ratio of four (4) square feet of permitted non-residential use for every one (1) square foot of residential space built; that would, within the currently zoned NC-2 area abutting Innes Avenue and Hunters Point Boulevard between Jennings Street and Earl Street, permit new housing on other than the ground floor and in conjunction with non-residential development; that would require a conditional use permit for all new construction or change in use in the M-1 and M-2 zoning districts and for all uses that include new housing in the NC-2 zoning district, and adopting findings.

**Resolution No.** 132-06

**ADOPTED** by the following vote:

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



## Recommendation of the Government Audit and Oversight Committee

060223 [MOU - Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 1)]  
Mayor

Ordinance adopting and implementing Amendment No. 2, the negotiated agreement that amends the 2003-2007 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 1) by amending the parties' agreement to reflect wages, hours and working conditions for classification H-3 EMT/Paramedic/Firefighter.

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

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

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

### Privilege of the Floor

It was decided to suspend Rule 4.28 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests.

*Angela Williams, Vice President, Commission on the Status of Women shared opening remarks with the Board members.*

*Supervisor Ammiano welcomed, introduced and presented a Certificate of Honor to Melba Maldonado in recognition of International Women's Day.*

*Supervisor Daly welcomed, introduced and presented a Certificate of Honor to Bernadette Borja Sr. in recognition of International Women's Day.*

*Supervisor Duffy welcomed, introduced and presented a Certificate of Honor to Gillian Gillette in recognition of International Women's Day.*

*Supervisor Elsbernd welcomed, introduced and presented a Certificate of Honor to Katherine J. Pattison in recognition of International Women's Day.*

*Supervisor Ma welcomed, introduced and presented a Certificate of Honor to Darlene Mar in recognition of International Women's Day.*

*Supervisor Maxwell, welcomed, introduced and presented a Certificate of Honor to Dr. Jadine Burke in recognition of International Women's Day.*

*Supervisor Elsbernd, on behalf of Supervisor McGoldrick, welcomed, introduced and presented a Certificate of Honor to Leilani Battiste in recognition of International Women's Day.*

*Supervisor Mirkarimi welcomed, introduced and presented a Certificate of Honor to Mattie Scott in recognition of International Women's Day.*

*Supervisor Peskin, welcomed, introduced and presented a Certificate of Honor to Dr. Diana Taylor in recognition of International Women's Day.*

*Supervisor Sandoval welcomed, introduced and presented a Certificate of Honor to Teresita Gatan in recognition of International Women's Day.*

*Supervisor Alioto-Pier welcomed, introduced and presented a Certificate of Honor to Diane Buchanan Wilsey in recognition of International Women's Day.*

## ROLL CALL FOR INTRODUCTIONS

### 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 speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.*

*Steve Covey; showed interest in the medical marijuana issues and appreciation for the Board's resolution in support of his cause*  
*Walter; expressed appreciation to the Board in song*  
*Francisco da Costa; expressed concern with issues relating to the environment*  
*Eugene Gordon, Jr.; expressed concern with pedestrian safety signs*  
*Female speaker; expressed concern with issues relating to safety for citizens*  
*John da Donna; expressed concern with issues relating to the Iraq War*  
*Female speaker; expressed concern with lack of representation*  
*Male speaker; expressed concern with issues relating to the SF homeless and Katrina victims*  
*Male speaker; showed appreciation of legislation supporting the homeless and victims with AIDS*  
*Robert Pender, Vice-President of Park Merced Residents; expressed concern with rent control evictions*  
*Mel Bettle; expressed concern with issues relating to the beating of homeless victims and housing needs*  
*James Chaffee; expressed concern with public comment time limit and issues relating to public funding for the SF Public Library*

## CLOSED SESSION

## CONFERENCE WITH CITY LABOR NEGOTIATORS

*Supervisor Sandoval was noted absent at 4:23 p.m.*

**060288 [Closed Session - Conference with City's Labor Negotiators (Collective Bargaining)]**

Motion that the Board of Supervisors convene in closed session with the City's Labor Relations Negotiators, the Mayor and the Director of Human Resources, for the purpose of reviewing the City's positions in the pending labor negotiations with organizations representing the City employee groups.

This closed session is permitted by Government Code Section 54957.6, and San Francisco Administrative Code Section 67.8.

*CLOSED SESSION*

*The Board recessed at the hour of 4:23 p.m. to convene in closed session pursuant to the above motion.*

*Reconvening of the Board*

*The Board at the hour of 5:07 p.m. reconvened.*

*Calling the Roll*

*The following Supervisors were noted present: Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin - 9*

*Report on Closed Session*

*Deputy City Attorney Cheryl Adams, reported that the Board of Supervisors has met in closed session with the City Labor Negotiators, under the provisions of Government Code Section 54957.6 (a) and San Francisco Administrative Code 67.8 for the purpose of reviewing the City's positions in pending labor negotiations with organizations representing the City employee groups.*

*Persons in attendance: Supervisors Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin*

*Cheryl Adams, Deputy City Attorney  
Phil Ginsburg, Director, Human Resources Department  
Micki Callahan, Assistant Employee Relations Director  
Martin Gran, Deputy City Attorney  
Monique Zmuda, Assistant Controller  
Gloria L. Young, Clerk of the Board  
Kay Gulbengay, Deputy Clerk*

*The meeting was informational only and no action was taken.*

**Supervisor Alioto-Pier, seconded by Supervisor Elsbernd, moved not to disclose at this time its closed session deliberations concerning the pending City Labor Negotiations. (Collective Bargaining). The motion carried by the following vote:**

**Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin  
Absent: 1 - Sandoval  
Excused: 1 - McGoldrick**

*Continued to March 28, 2006*

**Supervisor Elsbernd, seconded by Supervisor Alioto-Pier, moved that this Motion be CONTINUED. The motion carried by the following vote:**

**Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin  
Absent: 1 - Sandoval  
Excused: 1 - McGoldrick**

**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.*

**060257 [Apply for grants from a state agency - Department of the Environment]  
Supervisor Ma**

Resolution authorizing the Department of the Environment to apply for a planning grant from the California Cultural and History Endowment in the amount of \$138,060 to be used for design development and construction documents for the renovation its new site on the ground floor of 25 Van Ness.

Resolution No. 134-06

**ADOPTED**

**060259 [Supporting S.B. 1033 and H.R. 2330 to improve security and immigration]  
Supervisors Ma, Elsbernd**

Resolution supporting S.B. 1033 and H.R. 2330, the Kennedy/McCain Bill to improve security and immigration.

Resolution No. 137-06

**ADOPTED**

**060268 [Authorizing the Planning Department to apply for a Workforce Housing Reward Program Grant]  
Mayor**

Resolution authorizing the Planning Department to apply for a Workforce Housing Reward Program Grant.

Resolution No. 128-06

**ADOPTED**

**060269 [Urging the IRS to reconsider ruling Domestic Partners and Community Property]  
Supervisors Ammiano, Dufty, Mirkarimi**

Resolution urging the IRS to reconsider their ruling on Domestic Partners and Community Property, and their declaration that everyone must file separately.

*Supervisors Dufty and Mirkarimi requested to be added as co-sponsors.*

Resolution No. 129-06

**ADOPTED**

**060270 [Urging the Los Altos City Council to reconsider an amendment forbidding official proclamations referring to ethnicity, race, religion or sexual orientation]  
Supervisors Ammiano, Dufty**

Resolution urging the Los Altos City Council to reconsider its decision to pass an amendment forbidding official proclamations which make reference specifically to ethnicity, race, religion, or sexual orientation.

Resolution No. 138-06

**ADOPTED**

**060272 [Commending Vicki McWilliams]  
Supervisor Daly**

Resolution commending Vicki McWilliams for her work to support community based organizations, improve communications and facilitate working relationships between government, business and community in the Mid-Market, Union Square and South of Market neighborhoods.

**Resolution No. 130-06**

**ADOPTED**

**060279 [Commending Jill Pfeiffer]  
Supervisor Sandoval**

Resolution commending Jill Pfeiffer for her service as the Director of Excelsior Family Connections and her dedication to the Excelsior community.

**Resolution No. 131-06**

**ADOPTED**

**060276 [Extending Time for Labor Negotiations to June 30, 2006]  
Supervisor Peskin**

Motion extending time for labor negotiations to June 30, 2006, pursuant to Charter Section 11.100.

**Motion No. M06-29**

**APPROVED**

**060277 [Authorizing preparation of Proponent/Opponent ballot arguments and rebuttal ballot arguments for  
submittal to the voters at the June 6, 2006 Election]  
Supervisor Peskin**

Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for Charter Amendment approved by the Board of Supervisors for submittal to the voters at the June 6, 2006 Election.

**Motion No. M06-24**

**APPROVED**

**The foregoing items were acted upon by the following vote:**

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

Excused: 1 - McGoldrick

**Severed from the Without Reference to Committee Agenda**

*Supervisor Peskin requested that the following File Nos. 060248, 060249, 060258, 060273 and 060274 be severed so that they may be considered separately.*

- 060248 [Approve an agreement between SFPUC and SF Recycling and Disposal (SFR&D) for the installation and operation of a photovoltaic project to provide electricity to SFR&D's recycling facility at Pier 96]  
Supervisor Maxwell**

Resolution authorizing the San Francisco Public Utilities Commission ("SFPUC") to enter into an agreement with San Francisco Recycling and Disposal ("SFR&D") for the installation and operation of a photovoltaic system and associated facilities to provide electricity to SFR&D's recycling facility at Pier 96.

**REFERRED to the City Operations and Neighborhood Services Committee.**

- 060249 [Authorizing the Director of the Department of Public Works to accept and expend federal grant funds totaling \$6,110,000 for the SOMA Pavement Renovation Project and the Cortland Avenue Pavement Renovation Project]  
Supervisor Ammiano**

Resolution authorizing the Director of the Department of Public Works to accept and expend federal Surfacing Transportation Program funds totaling \$6,110,000 for the SOMA Pavement Renovation Project and the Cortland Avenue Pavement Renovation Project.

**Resolution No.** 136-06

**ADOPTED by the following vote:**

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

- 060273 [Grant of Regional Funds - Municipal Transportation Agency]  
Supervisor Maxwell**

Resolution authorizing the Municipal Transportation Agency to accept and expend \$157,031 of Regional Measure 2 Operating Assistance funds.

**REFERRED to the City Operations and Neighborhood Services Committee.**

- 060274 [Accept-Expend Federal Grant - Department of the District Attorney]  
Supervisors Maxwell, Ammiano**

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of \$443,989 through the United States Department of Justice, Office of Juvenile Justice and Delinquency Prevention, entitled "Bayview Community Response Network".

**REFERRED to the Government Audit and Oversight Committee.**

**060258 [Accept-Expend Equipment - Police Department]  
Supervisor Ma**

Resolution authorizing the Chief of Police for the City and County of San Francisco to retroactively accept and expend telephone intercept equipment in the amount of \$249,170 made available through the Technology Transfer Program, Office of National Drug Control Policy, Counterdrug Technology Assessment Center (ONDCP/CTAC).

**REFERRED** to the City Operations and Neighborhood Services Committee.

*Supervisor Elsbernd requested that the following File Nos. 060271 and 060278 be severed so they might be considered separately.*

**060271 [Urging Representatives Nancy Pelosi and Tom Lantos to support HR 4232, the "End the War in Iraq Act of 2005"]  
Supervisors Daly, Ammiano, Mirkarimi**

Resolution urging Representatives Nancy Pelosi and Tom Lantos to add their names to the list of Representatives sponsoring HR 4232, the End the War in Iraq Act of 2005, introduced by Representative Jim McGovern; and urging Senators Diane Feinstein and Barbara Boxer to file legislation to the same effect in the Senate.

*Continued to March 14, 2006*

**Supervisor Elsbernd, seconded by Supervisor Alioto-Pier, moved that this Resolution be CONTINUED. The motion carried by the following vote:**

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

**060278 [Request for a backup plan for the June and November 2006 elections]  
Supervisor Mirkarimi**

Resolution requesting the Department of Elections to prepare and present to the Board of Supervisors a backup plan for the June and November 2006 elections in case the Department's currently chosen vendor fails to have its voting equipment certified in time for use in such elections.

**REFERRED** to the Rules Committee.

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

**060275 [Commending Amy Ackerman]  
Supervisors Peskin, Sandoval**

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

**Resolution No. 135-06**

**ADOPTED** by the following vote:

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



## **OFF-AGENDA LEGISLATION**

### **Introduced by Supervisors or Mayor**

#### **Ordinances**

**041005 [Pedestrian Protections]**  
**Supervisors Ma, Alioto-Pier, Dufty, Daly, Mirkarimi**

Ordinance adding Sections 73, 73.1, 73.2, 75, and 79 to the San Francisco Traffic Code to require the Director of Parking and Traffic to: (1) install countdown pedestrian signals and ladder striped crosswalks, (2) designate specific crosswalk signal crossing times, and (3) upon the recommendation of the Pedestrian Safety Advisory Committee, install one hundred signs a year for three years informing the public regarding prohibited sidewalk activities; amending Section 703 of the San Francisco Public Works Code to require: (1) all curb heights and adjacent sidewalks be a minimum height of six to eight inches as measured from the gutter by June 30, 2024, and (2) a citywide survey of curb heights and adjacent sidewalks be conducted by the San Francisco Department of Public Works by June 30, 2007, in order to prioritize the work process; adding Sections 703.3, 703.4, and 703.5 to the San Francisco Public Works Code to require the Director of Public Works to install: (1) corner curb bulb-outs on Geary Boulevard, Mission Street, Geneva Avenue, and at the intersections of Dr. Carlton B. Goodlett Place and McAllister and Grove Streets, as permitted by state and local law, by June 30, 2009, and (2) ADA compliant curb-cut ramps on every sidewalk corner in the City by June 30, 2014; and providing that the requirements and schedules for installation of certain devices and improvements shall inform the San Francisco Pedestrian Master Plan and that funding may be sought through the Proposition K 5-Year Funding Priority Program.

(02/01/05 in Board: Supervisor Ma submitted a substitute ordinance bearing new title.)  
(Fiscal impact.)

7/13/04, ASSIGNED UNDER 30 DAY RULE to Land Use Committee, expires on 8/12/2004.

8/11/04, REFERRED TO DEPARTMENT. Referred to Department of Parking and Traffic for environmental review.

12/7/04, SUBSTITUTED. Supervisor Ma submitted a substitute ordinance bearing new title.

12/7/04, ASSIGNED to Land Use Committee.

12/9/04, REFERRED TO DEPARTMENT. Referred to Department of Parking and Traffic for environmental review.

12/10/04, REFERRED TO DEPARTMENT. Referred to Department of Parking and Traffic as a courtesy.

12/15/04, REFERRED TO DEPARTMENT. Referred to Planning Department (Interim Director of Planning) for environmental review.

12/17/04, REFERRED TO DEPARTMENT. Referred to Planning Department (Environmental Review Officer) for environmental review.

12/20/04, RESPONSE RECEIVED. DPT responding that item is not under their purview.

12/20/04, TRANSFERRED to Finance and Audits Committee.

12/22/04, RESPONSE RECEIVED. Planning Department environmental review; categorically exempt.

1/31/05, TRANSFERRED to Budget and Finance Committee. New committee structure effective 2/7/05.

2/1/05, TRANSFERRED to Land Use Committee.

2/1/05, SUBSTITUTED. Supervisor Ma submitted a substitute ordinance bearing new title.

2/1/05, ASSIGNED to Land Use Committee.

3/9/05, TRANSFERRED to Budget and Finance Committee.

12/29/05, FILED PURSUANT TO RULE 5.37.

3/7/06, REACTIVATED PURSUANT TO RULE 5.23. Supervisor Ma requested this matter be reactivated.

3/8/06 - Supervisor Mirkarimi requested to be added as co-sponsor.

3/7/06, ASSIGNED to Land Use and Economic Development Committee.

- 060310 [To appropriate \$4,629,087 of unappropriated general fund balance to support an hourly wage of \$11.04 under the Minimum Compensation Ordinance for Fiscal Year 2005-2006]  
Supervisors McGoldrick, Daly**

Ordinance appropriating \$4,629,087 of unappropriated general fund balance to support an hourly wage increase to \$11.04 under the Minimum Compensation Ordinance for Fiscal Year 2005-2006.

(Fiscal impact.)

3/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee. 03/14/06 - Referred to the Youth Commission for review and comment.

- 060311 [Appropriating \$20,000,000 of General Fund balance for Affordable Housing Projects, Real Ownership Opportunities for Tenants, and Rental Subsidies for Fiscal Year 2005-06]  
Supervisor Daly**

Ordinance appropriating \$40,000,000 of General Fund balance for the acquisition, construction, and rehabilitation of affordable family housing, housing for seniors and persons with disabilities, and housing for persons who are currently homeless or who are at risk of being homeless.

(Fiscal impact.)

3/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 060313 [Zoning – Interim Moratorium on Institutional Uses in the Jackson Square Special Use District and Imposing the provisions of this District on City Landmark No. 237]  
Supervisor Peskin**

Urgency Ordinance approving an interim zoning moratorium on the establishment or expansion of Institutional uses in the Jackson Square Special Use District and imposing the provisions of the Jackson Square Special Use District on City Landmark No. 237 (Block 195, Lot 004) for a period of 45 days and making required findings, including findings of consistency with the priority policies of Planning Code Section 101.1 and environmental findings.

3/7/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

## **Resolutions**

- 060248 [Approve an agreement between SFPUC and SF Recycling and Disposal (SFR&D) for the installation and operation of a photovoltaic project to provide electricity to SFR&D's recycling facility at Pier 96]  
Supervisor Maxwell**

Resolution authorizing the San Francisco Public Utilities Commission ("SFPUC") to enter into an agreement with San Francisco Recycling and Disposal ("SFR&D") for the installation and operation of a photovoltaic system and associated facilities to provide electricity to SFR&D's recycling facility at Pier 96.

2/28/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

3/7/06, REFERRED to City Operations and Neighborhood Services Committee.

**060273 [Grant of Regional Funds - Municipal Transportation Agency]  
Supervisor Maxwell**

Resolution authorizing the Municipal Transportation Agency to accept and expend \$157,031 of Regional Measure 2 Operating Assistance funds.

2/28/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

3/7/06, REFERRED to City Operations and Neighborhood Services Committee.

**060274 [Accept-Expend Federal Grant - Department of the District Attorney]  
Supervisors Maxwell, Ammiano**

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of \$443,989 through the United States Department of Justice, Office of Juvenile Justice and Delinquency Prevention, entitled "Bayview Community Response Network".

2/28/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

3/7/06, REFERRED to Government Audit and Oversight Committee.

**060258 [Accept-Expend Equipment - Police Department]  
Supervisor Ma**

Resolution authorizing the Chief of Police for the City and County of San Francisco to retroactively accept and expend telephone intercept equipment in the amount of \$249,170 made available through the Technology Transfer Program, Office of National Drug Control Policy, Counterdrug Technology Assessment Center (ONDPC/CTAC).

2/28/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

3/7/06, REFERRED to City Operations and Neighborhood Services Committee.

**060278 [Request for a backup plan for the June and November 2006 elections]  
Supervisor Mirkarimi**

Resolution requesting the Department of Elections to prepare and present to the Board of Supervisors a backup plan for the June and November 2006 elections in case the Department's currently chosen vendor fails to have its voting equipment certified in time for use in such elections.

2/28/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

3/7/06, REFERRED to Rules Committee.

**060309 [Extending Early Retirement Program]  
Mayor**

Resolution extending Early Retirement Program for and through fiscal years 2006-07.

(Fiscal impact.) (Supervisors Peskin and Elsbernd dissented in Committee.)

3/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee. 03/13/06 - Referred to Human Service and Retirement System for review and comment.

**060312 [Recommending approval of Community Facilities District formation and financing by the ABAG Finance Authority For Nonprofit Corporations]  
Supervisor Daly**

Resolution recommending approval of the formation of a community facilities district and the issuance of revenue bonds by the ABAG Finance Authority For Nonprofit Corporations related to the Rincon Hill Downtown Residential District; making findings; approving related joint community facilities agreement; and granting general authority to city officials to take actions necessary to implement this resolution.

3/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee. 3/25/06 - Published public hearing notice for Board of Supervisors Board April 4, 2006 at 3:00 p.m.

**060314 [STOP Intersections]  
Supervisor Mirkarimi**

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Irving Street and 11th Avenue: stopping eastbound and westbound on Irving Street.

(3/6/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street.)

3/7/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**060315 [STOP Intersections]  
Supervisor Mirkarimi**

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Stopping Haight Street at the south leg of Cole Street, making the west-most Cole Street T-intersection with Haight Street an all-way STOP.

PAINTED CROSSWALK - DELETE

Remove painted crosswalk crossing Haight Street at the north leg of Cole Street (to encourage pedestrian crossings at new all-way STOP).

(3/6/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street.)

3/7/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**060316 [Accept-Expend Federal and State Grants for Voting Equipment]  
Supervisor Mirkarimi**

Resolution approving the application for funds under the federal Help America Vote Act of 2002 ("HAVA"), Section 301, and Proposition 41 authorizing the San Francisco Department of Elections to accept and expend grants in an amount not to exceed \$3.5 million from the California Secretary of State for utilization of Elections Systems & Software's ("ES&S") AutoMARK in the June 6, 2006 election.

3/7/06, RECEIVED AND ASSIGNED to Rules Committee.

**060321 [Fillmore Street Farmers Market]  
Supervisor Alioto-Pier**

Resolution allowing for occupancy of a portion of the sidewalk and the parking lane on the east side of Fillmore between Chestnut and Bay Street from 8:00 A.M. to 3:00 P.M. on every Saturday between May 6, 2006 through October 28, 2006.

3/7/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**060322 [Commending Janet Rogers]  
Supervisor Elsbernd**

Resolution commending Janet Rogers on the celebration of her 35 years of service to the City and County of San Francisco.

3/7/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**060324 [Accept-Expend Federal Grant - MOCJ - \$37,500]  
Supervisor Maxwell**

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to retroactively accept and expend a grant in the amount of \$37,500 from the van Loben Sels/RembeRock Foundation for the purpose of exploring potential alternatives to the California Youth Authority/Division of Juvenile Justice for San Francisco youth.

3/7/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**060323 [Arbor Week March 13-18, 2006]  
Supervisor Ma**

Resolution declaring March 13 – 18, 2006 as "Arbor Week" in the City and County of San Francisco.

3/7/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**060325 [Accept-Expend Federal Grant - MOCJ - \$25,000]  
Supervisor Maxwell**

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to retroactively accept and expend a grant in the amount of \$25,000 from the Haigh-Scatena Foundation for the purpose of exploring potential alternatives to the California Youth Authority/Division of Juvenile Justice for San Francisco youth.

3/7/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**060326 [Declaring April 22nd, 2006 as Heber Cady Tilden Day in San Francisco]  
Supervisor McGoldrick**

Resolution declaring April 22nd, 2006 as Heber Cady Tilden Day in San Francisco.

3/7/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**060327 [Commending Dr. David Smith]  
Supervisor Mirkarimi**

Resolution commending Dr. David Smith for 39 years of service to the community at the Haight Ashbury Free Clinic.

3/7/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**060328 [Honoring the life of Mary Rogers]  
Supervisors Mirkarimi, Maxwell, Dufty**

Resolution honoring the life of Mary Rogers for 40 years of community service to San Francisco fighting for the rights of a community.

3/7/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**060329 [Accept-Expend Regional Grant - Department of the Environment]  
Supervisor Mirkarimi**

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$200,000 from the Bay Area Air Quality Management District Transportation Fund to collaborate with the San Francisco Bike Coalition and the Metropolitan Transportation Commission on the development of a web-based point-to-point bicycle route planning tool called BikeInsight.

3/7/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

### **Requests for Hearing**

**060280 [Budget Hearing and Review, FY 2006-07]**

Hearing to consider the Annual Budget for the Municipal Transportation Agency for fiscal year 2006-2007. (Clerk of the Board)

3/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**060305 [City's prevention and intervention strategy for communities plagued by gun and gang violence]  
Supervisor Maxwell**

Hearing to discuss the City's prevention and intervention strategy for communities plagued by gun and gang violence. What supportive programs currently exist for victims and witnesses of violent crimes? How is the City engaging the youth in these communities, what supportive programs exists for them?

3/7/06, RECEIVED AND ASSIGNED to Select Committee on Ending Gun and Gang Violence.

**060306 [Tools used by the City to solve crimes]  
Supervisor Maxwell**

Hearing to discuss the tools used by the City to solve crime such as police investigations, prosecution, forensic lab and witness protection programs.

3/7/06, RECEIVED AND ASSIGNED to Select Committee on Ending Gun and Gang Violence.

**060307 [City's strategy for prevention and intervention on the trafficking of guns]  
Supervisor Maxwell**

Hearing to discuss the issue of guns. How are they trafficked? What is the City's strategy for prevention and intervention?

3/7/06, RECEIVED AND ASSIGNED to Select Committee on Ending Gun and Gang Violence.

**060308 [City's various programs for ex-offenders]  
Supervisor Maxwell**

Hearing to discuss the City's various programs for ex-offenders from probation to community reintegration.

3/7/06, RECEIVED AND ASSIGNED to Select Committee on Ending Gun and Gang Violence.

**060317 [Joint Report from the Mayor's Office, Controller's Office, and Budget Analyst on the Three-Year  
General Fund Budget Projection, FY 2006-2007 through FY 2008-2009.]  
Supervisor Daly**

Hearing to consider the Joint Report from the Mayor's Office, Controller's Office, and Budget Analyst on the Three-Year General Fund Budget Projection, FY 2006-2007 through FY 2008-2009.

3/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**060318 [Overview of major departments' policy objectives for FY 2006-2007]  
Supervisor Daly**

Hearing to consider the overview of major departments' policy objectives for FY 2006-2007.

3/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**060319 [Board of Supervisors policy priorities statement to the Mayor's office for the FY 2006-2007 budget]  
Supervisor Daly**

Hearing to consider the Board of Supervisors policy priorities statement to the Mayor's office for the FY 2006-2007 budget.

3/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**060320 [Current year surplus and the Controller's budget projection for FY 2006-2007.]  
Supervisor Daly**

Hearing to consider the relation between the current year surplus and the Controller's budget projection for FY 2006-2007.

3/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

## **PROPOSED ORDINANCE**



**060245 [Settlement of Lawsuit - Tutor Saliba Corporation, et al.]**

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco, and City Attorney Dennis J. Herrera on behalf of the People of the State of California, against Ronald N. Tutor, Tutor-Saliba Corporation, Tutor-Saliba-Perini & Buckley, J.V., Perini Corporation, Buckley & Company, Inc., American Home Insurance Company, Fidelity and Deposit Company of Maryland, Swiss Reinsurance America Corporation and Aetna Casualty and Surety Company, filed on November 1, 2002 in the United States District Court, Northern District of California, Case No. 02-5286 CW (EMC), entitled City and County of San Francisco, et al., v. Tutor-Saliba Corporation, et al.; and the lawsuit filed by Tutor-Saliba Corporation against Dennis J. Herrera, Tutor-Saliba Corporation v. Herrera; filed on February 19, 2004 in San Francisco Superior Court, Case No. Civ. 434144, California Court of Appeal Case No. A0 108712, for payment by the Tutor Defendants of \$19,000,000 to the City and County of San Francisco. Other material terms of said settlement are: (1) payments to be made by Tutor-Saliba Corporation or Tutor-Saliba Perini & Buckley, J.V. to the City and County of San Francisco as follows: \$8,000,000 to be paid by June 30, 2006, \$3,000,000 to be paid by June 30, 2007, \$3,000,000 to be paid by June 30, 2008, and \$5,000,000 to be paid by June 30, 2009. (City Attorney)

2/27/06, RECEIVED AND ASSIGNED to Rules Committee.

## **PROPOSED RESOLUTION**

**060239 [Airport Revenue Bonds]**

Resolution approving a form of letter of credit and reimbursement agreement relating to the Airport subordinate commercial paper notes and related matters. (Airport Commission)

2/24/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Requests Granted**

*From: Supervisor Mirkarimi*

*To: Director, Department of Parking and Traffic*

*Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the feasibility of extending the passenger-loading zone to 5:00 PM in front of Kipps Academy and Gateway School on Pierce Street between Geary and O'Farrell Streets.*

*From: Supervisor Mirkarimi*

*To: Director, Planning Department*

*To: Director, Board of Permit Appeals*

*Requesting/Inquiring: Inquiry to the Planning Department and the Board of Permit Appeals regarding the 1980-1998 Golden Gate Avenue, 800-808 Lyon Street - negative impacts on the City and tenants resulting from permit #200312021446; and how said permit relates to Certificate of Final Completion and Occupancy (application #446386; December 20, 1978).*

*From: Supervisor Mirkarimi*

*To: Chief, San Francisco Police Department*

*Requesting/Inquiring: Supervisor Mirkarimi requests information within two weeks on what security measures were enacted and what was required from the SFPD and event sponsors regarding the Rapper/Dance event that occurred this past weekend in the Western Addition which resulted in three shootings, two near fatal.*

*From: Supervisor Mirkarimi*

*To: Director, Department of Public Works*

*Requesting/Inquiring: Requesting the Department of Public Works to remove graffiti at the following locations: DPT signs at 2107 O'Farrell, lamp post at Geary/Baker, building at 1409-13 Divisadero, and wood fence at 1210 Scott Street.*

*From: Supervisor Elsbernd*

*To: Director, Department of Parking and Traffic*

*Requesting/Inquiring: Requesting the Department of Parking and Traffic to investigate the possibility of installing a stop sign at Santiago Street and 15th Avenue.*

**In Memoriams**

*Father Harry Carlin, SJ - Supervisor Elsbernd*

*Dwayne Young - Supervisor Mirkarimi*

*Henry Huront Esajian - Supervisor Sandoval*

*Mary Helen Rogers - Entire Board*

*Walter G. Jebe, Sr. - Supervisor Sandoval*

*Marie Haver - Supervisor Sandoval*

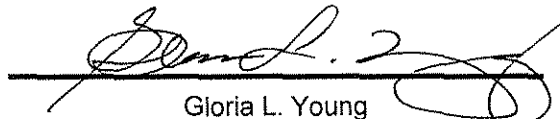
## ADJOURNMENT

*There being no further business, the March 7, 2006 Board adjourned at the hour of 5:08 p.m.*

*Gloria L. Young, Clerk of the Board*

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

*Approved by the Board of Supervisors on April 4, 2006.*



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Gloria L. Young  
Clerk of the Board