

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, February 3, 2004 PM
Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

MATT GONZALEZ, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, TONY HALL, FIONA MA, SOPHIE MAXWELL,
JAKE MCGOLDRICK, AARON PESKIN, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvsrs

BOARD COMMITTEES

Committee Membership

Budget Committee

Supervisors Daly, Peskin, Maxwell, Ma, Gonzalez

City and School District Select Committee

Supervisors Maxwell, Ammiano, Ma, Commissioners Cruz, Sanchez, Kelly

City Services Committee

Supervisors Dufty, Ma

Finance and Audits Committee

Supervisors Peskin, Sandoval, McGoldrick

Land Use Committee

Supervisors McGoldrick, Maxwell, Ammiano

Rules Committee

Supervisors Hall, Dufty, Gonzalez

Meeting Days

Thursday
1:00 PM

2nd Monday, bi-monthly
4:00 PM

Thursday
9:30 AM

Wednesday
12:30 PM

Monday
1:00 PM

Wednesday
9:30 AM

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

Members Present: Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Duffy, Matt Gonzalez, Tony Hall, Fiona Ma, Sophie Maxwell, Jake McGoldrick, Aaron Peskin, Gerardo Sandoval.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:06 p.m. On the call of the roll Supervisor Ammiano was noted absent.

Quorum present.

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

APPROVAL OF MEETING MINUTES

Supervisor Maxwell, seconded by Supervisor Duffy, moved to approve January 13, 2004 Meeting Minutes. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Daly, Duffy, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 1 - Ammiano

CONSENT AGENDA

Recommendations of the Finance and Audits Committee

031698 [Approval of the Amended Ground Lease for the Rincon Park Restaurants Project]
Supervisor McGoldrick

Resolution approving the Amended Ground Lease between the Port Commission and JMA Waterfront Properties, LLC, a Delaware limited liability company, for the Rincon Park Restaurants Project, located on The Embarcadero between Howard and Folsom Streets, for a total term, including renewal options, of sixty years.
(Port)

(Public Benefit Recipient.)

Resolution No. 64-04

ADOPTED

**031827 [Airport Concession Lease]
Supervisor McGoldrick**

Resolution approving Amendment No. 2 to the Boarding Areas "B" and "C" Principal Retail Concession Lease No. 98-0228 between Pacific Gateway Concessions, LLC, and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

(No Public Benefit Recipient.)

Resolution No. 65-04

ADOPTED

Recommendations of the Land Use Committee

032012 [Summary Vacation of a Retaining Wall, Sewer and Utility Easement Within Assessor's Block 2763, Lot 023 - 3750 Market Street]

Ordinance ordering the summary vacation of a retaining wall, sewer and utility easement located within Assessor's Block 2763, Lot 023, on land commonly known as 3750 Market Street, subject to specified conditions; adopting findings pursuant to the California Streets and Highways Code Sections 8330 et seq.; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the vacation and sale are consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; authorizing the conveyance of the vacated easement area to the fee owner of Assessor's Block 2763, Lot 023; and ratifying and authorizing actions in furtherance of the ordinance. (Real Estate Department)

(Public Benefit Recipient.)

Ordinance No. 21-04

FINALLY PASSED

032008 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Octavia Boulevard, both sides, between Hayes and Market Streets;
Fell Street, north side, between Frontage Road and Octavia Boulevard;
Octavia Frontage Road, east side, from Market Street to 140 feet northerly;
Octavia Frontage Road, east side, from Haight Street to 40 feet northerly;
Rose Street, north side, from Octavia Frontage Road to 30 feet easterly;
Octavia Frontage Road, east side, from Haight Street to 40 feet northerly;
Octavia Frontage Road, east side, from Page Street to 40 feet northerly;
Octavia Frontage Road, east side, from Oak Street to 40 feet northerly;
Octavia Frontage Road, west side, from Fell Street to 24 feet southerly;
Octavia Frontage Road, west side, from Oak Street to 40 feet southerly;
Lily Street, south side, from Octavia Frontage Road to 26 feet westerly;
Octavia Frontage Road, west side, from Haight Street to 60 feet southerly;
Oak Street, both sides, from Gough Street to 22 feet easterly; and
Oak Street, both sides, from 98 feet west of Franklin Street to 149 feet westerly.

BLUE ZONE - REVOKE

Oak Street, south side, from Gough Street to 28 feet easterly.

BLUE ZONE - ESTABLISH

Gough Street, west side, from Oak Street to 26 feet southerly.

TOW-AWAY, NO STOPPING, 7:00 AM TO 9:00 AM AND 4:00 PM TO 6:00 PM, MONDAY THROUGH FRIDAY - ESTABLISH

Oak Street, south side, from Octavia Boulevard to 150 feet westerly.

TOW-AWAY, NO STOPPING, 7:00 AM - 9:00 AM, MONDAY THROUGH FRIDAY - REVOKE

Oak Street, north side, from Octavia Street to Laguna Street. (Parking and Traffic Department)

(12/9/03: Environmental review pursuant to the California Environmental Quality Act completed through a Certificate of Determination of Exemption/Exclusion from Environmental Review dated October 7, 2003, Case No. 2003.0764R, San Francisco Planning Department; DPT Order No. 2725; No Public Benefit Recipient.)

Resolution No. 70-04

ADOPTED

032050 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

BICYCLE LANES - ESTABLISH

Oakdale Avenue, both directions, from Phelps Street to 180 feet west of 3rd Street and from 3rd Street to 80 feet easterly.

RIGHT TURN ONLY - RESCIND

21st Street, eastbound and westbound, at Guerrero Street.

NO LEFT TURN EXCEPT MUNI AND TAXIS FROM 3 PM TO 7 PM (SIX-MONTH TRIAL) - ESTABLISH

Northbound Potrero Avenue to westbound 24th Street; and Eastbound 24th Street to northbound Potrero Avenue.

STREET CLOSURE, 10 AM to 3 PM, MONDAY THROUGH FRIDAY - ESTABLISH

Leidesdorff Alley, between Halleck and Sacramento Streets.

ONE-WAY (NORTHBOUND) TRAFFIC DESIGNATION - ESTABLISH

Arago Street, between Havelock and Paulding Streets. (Parking and Traffic Department)

(12/12/03: 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; DPW Order No. 2735; No Public Benefit Recipient.)

Resolution No. 74-04

ADOPTED

031994 [Installation of 4-way stop sign Chestnut and Powell Streets]

Supervisor Peskin

Resolution urging the installation of four-way Stop signs at the intersection of Chestnut and Powell Streets.

Resolution No. 67-04

ADOPTED

031995 [Four-way stop at intersection of Greenwich and Powell Streets]

Supervisor Peskin

Resolution designating Greenwich and Powell intersection as a four-way STOP intersection.

Resolution No. 68-04

ADOPTED

032048 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Dartmouth and Silliman Streets, facing Dartmouth Street, making this intersection an all-way STOP;
Burrows and Hamilton Streets, facing Hamilton Street, making this intersection an all-way STOP; and
Mullen and Peralta Avenues, stopping Peralta Avenue at Mullen Avenue, making this uncontrolled intersection
a two-way STOP. (Parking and Traffic Department)

(12/12/03: 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; DPW Order No. 2735; No Public Benefit Recipient.)

Resolution No. 72-04

ADOPTED

040003 [STOP Intersections - Various Streets]

Supervisor McGoldrick

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Lincoln Way, Martin Luther King Jr. Drive, and La Playa Street, stopping Lincoln Way, making this
intersection an All-Way STOP.

Great Highway and John F. Kennedy Drive, stopping The Great Highway, making this intersection and All-
Way STOP.

Fulton and La Playa Streets, stopping Fulton Street, making this intersection an All-Way STOP.

47th Avenue and Fulton Street, stopping Fulton Street, making this intersection an All-Way STOP.

Resolution No. 75-04

ADOPTED

032049 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

NO PARKING ANYTIME - ESTABLISH

Lucky Street, west side, from the north property line to the south property line of 2843 Folsom Street (a 25-foot zone across from 39 Lucky Street); and
Dolores Street, west side, from 28th Street to eight feet northerly.

NO PARKING ANYTIME - RESCIND

Ellsworth Street, west side, from the south property line of 760 Ellsworth Street to the south property line of 764 Ellsworth Street, north of Alemany Boulevard (50 feet).

RESIDENTIAL PERMIT PARKING AREA "S" (2-HOUR TIME LIMIT, 8 AM - 9 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Castro Street, both sides, between 23rd and Elizabeth Streets (1100 block); and
Elizabeth Street, both sides, between Castro and Noe Streets. (500 block).

ANGLE PARKING (45-DEGREE) - ESTABLISH

Oakdale Avenue, north side, from 140 feet east of 3rd Street (near Mendell Street) to Lane Street.

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH

Mendell Street, both sides, between Oakdale and Palou Avenues;
Riviera Street, on the eastern terminus, from the southeast corner to a point 24 feet northerly; and
Riviera Street, south side, from the terminus to a point 10 feet westerly.
Greenwich Street, east of Hyde Street, from the north curb line to 13 feet southerly and from 39 feet to the south curb line, along the terminus wall.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Harriet Street, east side, from Brannan Street to 40 feet southerly;
Oakdale Avenue, both sides, from 3rd Street to 16 feet east of Mendell Street;
Washington Street, south side, from Leavenworth Street to 10 feet westerly (replaces seven-foot red zone);
Market Street, east side, from Corbett Avenue and Portola Drive crosswalk to 550 feet northerly; and
Portola Drive, east side, from Corbett Avenue and Market Street crosswalk to 385 feet southerly.

RESIDENTIAL PERMIT PARKING AREA "Z" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Church Street, both sides, between 27th and Duncan Streets (portion of the 1500 block).

TOW-AWAY, NO STOPPING ANYTIME - RESCIND**RESIDENTIAL PERMIT PARKING AREA "A" AND "C" (2-HOUR TIME LIMIT, 8 AM - 7 PM, MONDAY THROUGH FRIDAY) - ESTABLISH**

Broadway, north side, from 13 to 240 feet east of Hyde Street.

UNMETERED MOTORCYCLE PARKING - ESTABLISH

Hill Street, north side, between Guerrero and Valencia Streets, in front of 16 Hill Street (accommodates five unmetered motorcycle spaces);
Greenwich Street, east of Hyde Street, from 35.5 feet to 39 feet south of the north curb line, along the terminus wall, for one space;
Steiner Street, east side, between the driveways of 1000 and 1006 Steiner Street (accommodating six to seven motorcycle parking stalls);
Dolores Street, west side, from 8 feet to 22 feet north of 28th Street (accommodates four unmetered motorcycle parking spaces);
Waller Street, between the driveways of 231 and 235 Waller Street (accommodates two motorcycle parking spaces);
Frederick Street, adjacent to the triangular island east of Arguello Boulevard, on the north side of the island,

from the east end to 14 feet westerly (accommodates four unmetered motorcycle stalls), and on the south side of the island, from the east end to eight feet westerly (accommodates two unmetered motorcycle stalls).

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

Cesar Chavez Street, north side, from Castro Street to 400 feet easterly;
 Gaven Street, north side, from west curb line of Bowdoin Street to west edge of driveway at 394 Gaven Street (80-foot zone);
 Lyon Street east side, between Golden Gate Avenue and Turk Street;
 Cole Street, west side, from Carmel Street to 195 feet southerly;
 Greenwich Street, east of Hyde Street, from 13 feet to 39 feet south of the north curb line, along the terminus wall;
 Jones Street, west side, from California Street to Pine Street;
 4th Avenue, east side, between Irving Street and Parnassus Avenue;
 5th Avenue, east side, between Irving Street and Parnassus Avenue;
 Taylor Street, west side, between California and Pine Streets;
 Mason Street, east side, between Bush and California Streets;
 Dartmouth Street, west side, from Dwight Street to a point 45 feet north of Mansell Street;
 Hamilton Street, west side, between Dwight and Woolsey Streets;
 Barneveld Avenue, east side, from Gaven Street to Silver Avenue;
 18th Street, south side, between Arkansas and Connecticut Streets;
 23rd Street, south side, between Indiana and Minnesota Streets;
 De Haro Street, east side, between 19th Street and Southern Heights Avenue;
 De Haro Street, east side, between 22nd and 23rd Streets;
 Minnesota Street, east side, between 22nd Street and terminus south of 22nd Street;
 Missouri Street, west side, from 0 to 200 feet north of 17th Street;
 San Bruno Avenue, east side, between 16th and 17th Streets;
 Tennessee Street, east side, between 20th and 22nd Streets;
 Tennessee Street, both sides, from 0 to 170 feet south of 22nd Street; and
 San Bruno Avenue, both sides, from 18th to 20th Streets. (Parking and Traffic Department)

(12/12/03: 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; DPW Order No. 2735; No Public Benefit Recipient.)

Resolution No. 73-04

ADOPTED

Recommendations of the Rules Committee

040036 [Settlement of Claim - North Coast County Water District]

Resolution approving the settlement of the unlitigated claim filed by North Coast County Water District against San Francisco for \$86,247.48; claim was filed on August 29, 2003.

Resolution No. 76-04

ADOPTED

040043 [Appointment]

Resolution appointing Dr. George Kozitza, term ending June 5, 2005 to the Treasury Oversight Committee. Residency requirement waived.

Dr. George Kozitza, (residency requirement waived) succeeding Sarah Hart, resigned, seat 3, must represent the Superintendent of Schools; be nominated by the San Francisco Treasurer and be confirmed by the Board of Supervisors for the unexpired portion of a four year term ending June 5, 2005

Resolution No. 77-04
ADOPTED

040084 [Appointment]

Resolution appointing My Do, term ending April 22, 2004 to the Biosciences Task Force.

My Do, new position, seat 9, must represent a neighborhood organization in the Mission, for the unexpired portion of a term ending April 22, 2004.

Resolution No. 78-04
ADOPTED

The foregoing items were acted upon by the following vote:

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

Severed from Consent Agenda

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

032007 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

NO TURNS - ESTABLISH

Octavia Frontage Road, northbound, at Haight Street;
Octavia Frontage Road, northbound, at Fell Street; and
Octavia Frontage Road, southbound, at Oak Street.

NO LEFT TURNS - ESTABLISH

Octavia Boulevard, southbound, at Market Street;
Freeway off-ramp, (Octavia Boulevard) northbound, at Market Street;
Octavia Boulevard, northbound and southbound, at Haight Street;
Octavia Boulevard, northbound and southbound, at Page Street;
Octavia Boulevard, northbound and southbound, at Oak Street;
Octavia Frontage Road, southbound, at Haight Street;
Octavia Frontage Road, northbound and southbound, at Page Street;
Octavia Frontage Road, northbound and southbound, at Oak Street; and
Octavia Frontage Road, northbound and southbound, at Fell Street.

MULTIPLE LEFT TURN LANES - ESTABLISH

Octavia Boulevard, northbound, at Fell Street.

MULTIPLE RIGHT TURN LANES - ESTABLISH

Oak Street, eastbound, at Octavia Boulevard.

RIGHT TURN ONLY - ESTABLISH

Octavia Frontage Road, southbound, at Market Street;
Waller Street, eastbound, at Market Street; and
Octavia Frontage Road, southbound, at Fell Street.

NO TURN ON RED - ESTABLISH

Haight Street, eastbound and westbound, at Octavia Boulevard;
Page Street, eastbound and westbound, at Octavia Boulevard;
Market Street, Octavia Boulevard, Freeway Intersection, all approaches; and
Oak Street, eastbound, at Octavia Boulevard.

ONE-WAY STREET - ESTABLISH

East Octavia Frontage Road, northbound, between Hayes and Market Streets;
West Octavia Frontage Road, southbound, between Hayes and Market Streets;
Lily Street, westbound, between Laguna Street and Octavia Boulevard (reverses direction);
Rose Street, eastbound, between Gough Street and Octavia Boulevard (reverses direction);
Elgin Park, southbound, between Duboce Avenue and McCoppin Street; and
McCoppin Street, eastbound, between Elgin Park and Market Street.

TOW-AWAY LANE MUST TURN LEFT - ESTABLISH

Eastbound Oak Street at Laguna Street.

(12/9/03: Environmental review pursuant to the California Environmental Quality Act completed through a Certificate of Determination of Exemption/Exclusion from Environmental Review dated October 7, 2003, Case No. 2003.0764R, San Francisco Planning Department; DPT Order No. 2725; No Public Benefit Recipient.)

*Supervisor McGoldrick, seconded by Supervisor Ammiano, to divide the question regarding No Left Turn - Establish on Octavia Frontage Road, northbound and southbound, at Page street;
Right Turn Only - Establish on Octavia Frontage road, southbound, at Fell Street. (See File No. 040178)*

DIVIDED.

Resolution enacting and rescinding traffic regulations on various streets.

NO TURNS - ESTABLISH

Octavia Frontage Road, northbound, at Haight Street;
Octavia Frontage Road, northbound, at Fell Street; and
Octavia Frontage Road, southbound, at Oak Street.

NO LEFT TURNS - ESTABLISH

Octavia Boulevard, southbound, at Market Street;
Freeway off-ramp, (Octavia Boulevard) northbound, at Market Street;
Octavia Boulevard, northbound and southbound, at Haight Street;
Octavia Boulevard, northbound and southbound, at Page Street;
Octavia Boulevard, northbound and southbound, at Oak Street;
Octavia Frontage Road, southbound, at Haight Street;
Octavia Frontage Road, northbound and southbound, at Oak Street; and
Octavia Frontage Road, northbound and southbound, at Fell Street.

MULTIPLE LEFT TURN LANES - ESTABLISH

Octavia Boulevard, northbound, at Fell Street.

MULTIPLE RIGHT TURN LANES - ESTABLISH

Oak Street, eastbound, at Octavia Boulevard.

RIGHT TURN ONLY - ESTABLISH

Octavia Frontage Road, southbound, at Market Street;
Waller Street, eastbound, at Market Street; and

NO TURN ON RED - ESTABLISH

Haight Street, eastbound and westbound, at Octavia Boulevard;
Page Street, eastbound and westbound, at Octavia Boulevard;
Market Street, Octavia Boulevard, Freeway Intersection, all approaches; and
Oak Street, eastbound, at Octavia Boulevard.

ONE-WAY STREET - ESTABLISH

East Octavia Frontage Road, northbound, between Hayes and Market Streets;
West Octavia Frontage Road, southbound, between Hayes and Market Streets;
Lily Street, westbound, between Laguna Street and Octavia Boulevard (reverses direction);
Rose Street, eastbound, between Gough Street and Octavia Boulevard (reverses direction);
Elgin Park, southbound, between Duboce Avenue and McCoppin Street; and
McCoppin Street, eastbound, between Elgin Park and Market Street.

TOW-AWAY LANE MUST TURN LEFT - ESTABLISH

Eastbound Oak Street at Laguna Street.

(12/9/03: Environmental review pursuant to the California Environmental Quality Act completed through a Certificate of Determination of Exemption/Exclusion from Environmental Review dated October 7, 2003, Case No. 2003.0764R, San Francisco Planning Department; DPT Order No. 2725; No Public Benefit Recipient.)

Resolution No. 69-04

ADOPTED AS DIVIDED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Duffy, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

040178 [Traffic Regulations]
Resolution enacting traffic regulations on Octavia Frontage Road.

NO LEFT TURNS - ESTABLISH
Octavia Frontage Road, northbound and southbound, at Page Street.

RIGHT TURN ONLY - ESTABLISH
Octavia Frontage Road, southbound, at Fell Street. (Parking and Traffic Department)

(12/9/03: Environmental review pursuant to the California Environmental Quality Act completed through a Certificate of Determination of Exemption/Exclusion from Environmental Review dated October 7, 2003, Case No. 2003.0764R, San Francisco Planning Department; DPT Order No. 2725; No Public Benefit Recipient.)

Divided from File No. 032007

REFERRED to the Land Use Committee.

REGULAR AGENDA

UNFINISHED BUSINESS

Called from the Land Use Committee

031770 [General Plan Amendments]
Ordinance amending the Rincon Hill Area Plan of the San Francisco General Plan to make the Area Plan consistent with a new Residential/Commercial Subdistrict within the Area Plan, to amend objectives related to parking, tower separation and open space requirements, to encourage additional height within the district that would allow greater residential density, and to amend various maps within the Area Plan to reflect the new subdistrict and the new height and bulk controls and new midblock pedestrian passage way configuration, and to allow the replacement of parking currently used by Federal agencies that are located on a development site within the new subdistrict; adopting findings. (Planning Department)

(No Public Benefit Recipient.)

Ordinance No. 18-04

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 1 - Ammiano

031771 [Zoning Map Amendment - Rincon Hill Area]

Ordinance amending the San Francisco Planning Code by amending the Zoning Map of the City and County of San Francisco to change the use classification, special use district classification and the height and bulk designation of the property zoned P (Public) and bounded by Spear Street, Harrison Street, Beale Street and Folsom Street (excepting the southern portion of Block 3746), and adopting findings. (Planning Department)

(No Public Benefit Recipient.)

Ordinance No. 19-04

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 1 - Ammiano

031772 [Establishing a "Residential/Commercial Subdistrict" in the Rincon Hill area]

Ordinance amending the San Francisco Planning Code by amending Section 249.1(a) to reference "Residential/Commercial Subdistrict," add Section 249.1(b)(8) to create the "Residential/Commercial Subdistrict" generally encompassing most of the property zoned P (Public) and bounded by Spear Street, Harrison Street, Beale Street, and Folsom Street (excepting the southern portion of Block 3746 and Lot 9 of Block 3745), and to add Section 249.1(e) to create special use, density, open space, parking, street frontage, site coverage, dwelling unit exposure, height, bulk standards, and tower separation standards, for the "Residential/Commercial Subdistrict"; adopting findings. (Planning Department)

(No Public Benefit Recipient.)

Ordinance No. 20-04

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 1 - Ammiano

NEW BUSINESS

Recommendations of the Finance and Audits Committee

**031985 [Appropriate funding for the Laguna Honda Hospital Replacement Program]
Mayor, Supervisors Hall, Sandoval, McGoldrick, Dufty**

Ordinance appropriating \$189,427,586 of General Obligation Bond proceeds, \$1,046,158 in bond interest, \$15,992,796 in tobacco settlement revenues, and \$5,072,941 of interest earnings on tobacco settlement revenue for a total of \$211,539,481 to fund the Laguna Honda Replacement Program for the Public Health Department for fiscal year 2003-04.

(Fiscal impact.)

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

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

**031986 [Laguna Honda Hospital General Obligation Bond Issuance]
Mayor, Supervisors Hall, Sandoval, McGoldrick, Dufty**

Ordinance providing for the issuance of not to exceed \$299,000,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Laguna Honda Hospital, 1999); providing that such bonds may be issued as fixed or variable interest rate obligations; providing for the levy of a tax to pay the principal and interest of said bonds and authorizing payment of bonds from other legally available funds of the City; authorizing the execution of a Master Trust Agreement and Declaration of Trust which provide for the terms of said bonds; providing for the appointment of depositories and other agents of said bonds; ratifying certain actions previously taken; and granting general authority to city officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said bonds.

(Fiscal impact.)

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

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

**031987 [Laguna Honda Hospital General Obligation Bond Sale]
Mayor, Supervisors Hall, Sandoval, McGoldrick, Dufty**

Resolution authorizing and directing the sale of an issue of not to exceed \$230,000,000 City and County of San Francisco General Obligation Bonds (Laguna Honda Hospital, 1999); approving the forms of an Official Notice of Sale and a Notice of Intention to Sell Bonds; providing that such Bonds may be sold pursuant to a competitive or negotiated sale and as fixed or variable interest rate obligations; authorizing the City's compliance with a Continuing Disclosure Certificate; approving the form and execution of an Auction Agreement, a Broker-Dealer Agreement, a Market Agent Agreement, a Bond Purchase Contract, a Remarketing Agreement, a Standby Purchase Agreement and an Official Statement; approving modifications to documents; ratifying certain actions previously taken; and granting general authority to city officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said Bonds.

(Fiscal impact.)

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

Resolution No. 66-04

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

**031990 [Business Tax]
Supervisors Ma, McGoldrick**

Ordinance amending the Business and Tax Regulations Code to: (1) amend Article 12-A (Payroll Expense Tax Ordinance) to (i) conform Article 12-A (Payroll Expense Tax Ordinance) with the amendments to Article 6 (Common Administrative Provisions) and (ii) consolidate exemptions, definitions and other administrative provisions, as amended, that apply to Article 12-A (Payroll Expense Tax Ordinance) and other Articles of the Business and Tax Regulation Code, and place them in Article 6 (Common Administrative Provisions); (2) amend Article 12 (Business Registration Ordinance) to conform business registration requirements with amendments to Article 12-A (Payroll Expense Tax Ordinance) and Article 6 (Common Administrative Provisions); and (3) amend Article 6 (Common Administrative Provisions) to (i) clarify common administrative provisions and conform them with amendments to Article 12-A (Payroll Expense Tax Ordinance) and Article 12 (Business Registration Ordinance), (ii) consolidate exemptions, definitions and other administrative provisions that apply to Article 12-A (Payroll Expense Tax Ordinance), Article 12 (Business Registration Ordinance) and other Articles of the Business and Tax Regulations Code, and (iii) eliminate the Board of Review. (Treasurer-Tax Collector)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

**031598 [First Amendment to Lease of SFPUC Property for Operation of a Public Golf Course and Related Facilities]
Supervisor McGoldrick**

Resolution authorizing a First Amendment to Lease of Public Utilities Commission Land between the City and County of San Francisco and Crystal Springs Golf Partners, L.P., in San Mateo County. (Public Utilities Commission)

(Fiscal impact; Public Benefit Recipient.)

Resolution No. 63-04

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

032011 [BART Payment for MUNI Transfer Trips]

Resolution approving an Agreement between the City and County of San Francisco (the "City") and the Bay Area Rapid Transit District ("BART") authorizing payment to the Municipal Transportation Agency ("MTA") for transfer trips provided by the Municipal Railway in FY 2003-2004. (Municipal Transportation Agency)

(No Public Benefit Recipient.)

Resolution No. 71-04

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

032028 [Lease of Real Property - 10 United Nations Plaza]

Supervisors Maxwell, McGoldrick

Resolution authorizing a lease of approximately 8,105 square feet of space at 10 United Nations Plaza for the Department of Child Support Services for a term of six years.

(Public Benefit Recipient.)

Resolution No. 59-04

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Recommendations of the Land Use Committee**031880 [Amending Fire Code to require self-contained breathing replenishment systems in high rise building]
Supervisors Dufty, Daly, Hall, Peskin, Ma**

Ordinance amending San Francisco Fire Code by adding Section 9001.1.4 to require self-contained breathing replenishment systems in high rise buildings where permits have been issued after June 30, 2004.

Supervisor Dufty, seconded by Supervisor Hall, moved to amend on page 1, line 5, by replacing "June 30, 2004" with "March 30, 2004." New Title

Supervisor Dufty, seconded by Supervisor Hall, moved that this Ordinance be AMENDED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Ordinance amending San Francisco Fire Code by adding Section 9001.1.4 to require self-contained breathing replenishment systems in high rise buildings where permits have been issued after March 30, 2004.

Supervisors Hall, Peskin and Ma requested to be added as co-sponsors.

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

032052 [Use of ramped taxi medallion in a spare taxicab sedan when ramped taxi is out of service]
Ordinance adding Section 1148.6 of the Police Code to provide that the Taxi Commission may adopt a policy that allows ramped taxi permits to be used to operate spare regular taxicabs when the ramped taxi is out of service for necessary repairs or must be replaced due to breakdown of or damage to the vehicle, provided that the policy meets certain conditions. (Taxi Commission)

(No Public Benefit Recipient.)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Recommendation of the Rules Committee

031656 [Campaign Consultants Lobbying Current and Former Clients]
Supervisors Daly, Ammiano

Ordinance amending Article II, Chapter 1, Section 2.100, adding section 2.117 to Article II, Chapter 1, and adding section 1.545 to Article I, Chapter 5 of the Campaign and Governmental Conduct Code to prohibit campaign consultants and employees of campaign consultants from lobbying current and former clients.

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

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

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

Supervisor Ma, seconded by Supervisor Dufty, moved 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. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Privilege of the Floor

Supervisor Ma introduced and welcomed Meng Deng, a student from Presidio Middle School and winner of the Independent Living Resource Center poster contest.

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

Abdullah Megaheed; homeless issues
Ernestine Weiss; Golden Gateway and Park Merced rentals to corporations
Vernon Jenkins, general issues
Leon Shy; Youth Commission, entertainment issues
Paula Thomas; general issues
Linda Jofuka; support of Item 37
Francisco Di Costa; Public Comment 3 minutes
John Roosevelt; Day Labor Program
Jim Reed, building contractor, housing issues in SF
Male Speaker; issues regarding recent Mayor's election
Dr. Eddy Albine; African American Veteran Post; support of Item 38
Chinese American Veteran; support of Item 38
Kenneth McGillian; Central Freeway, support Item 37
Female Speaker; Central Freeway, support Item 37
Female Speaker; Central Freeway, support Item 37
Female Speaker; Central Freeway support Item 37
Female Speaker; Central Freeway, support Item 37
Male Speaker; Central Freeway, support Item 37
Paul McGowan; issues regarding SFGH and death of a male
Caymus Jones; South Beach resident program, homeless shelters
Male Speaker; Central Freeway, support Item 37
John Newman; Central Freeway, support Item 37
Female Speaker; Central Freeway, support Item 37
Pedro Gonzalez; Central Freeway, support Item 37
Jason Borne; Central Freeway, support Item 37
Alvin Jones, Bay View Hunters Point; homeless issues
Alicia Duke, Planning for the Elderly; review discharge planning task force, Item 41
Eleanor Worthy; PCC, support Discharge Planning task force report, Item 41
Bruce Allison; support Discharge Planning task force report, Item 41
Allen Beets; Central Freeway, support Item 37
Penny Mitchell, Co- Chair of Discharge Planning task force, support Item 41
Ron Smith, Hospital Council; support Discharge Planning task force report, support Item 41
Ace Washington, Community Activist, Western Addition; African Black History Month request a letter for Channel 29
Amanda Cotton; Bookstore owner; freeway issues support Item 37
Member of Discharge Planning Task Force, Item 41
Female Speaker; decision making process to take into consideration culture heritage
Co-Chair Discharge Planning Task Force, Item 41
Alicia; Retail owner in Hayes Valley; Central Freeway, support Item 37
Female Speaker; Central Freeway issues, support Item 37
Male Speaker; pollution issues

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.

Supervisor Maxwell noted absent at 4:30 p.m.

**040089 [Board of Supervisors - Meeting Schedule]
Supervisor Gonzalez**

Resolution revising the regular meeting schedule of the Board of Supervisors by canceling the November 30, and the December 28, 2004 meetings and by canceling all Board and Committee meetings from August 18 through September 6, 2004.

Resolution No. 79-04

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Duffy, Gonzalez, Hall, Ma, McGoldrick, Peskin, Sandoval
Absent: 1 - Maxwell

**040096 [San Francisco City Employees' Retirement System Annual Report]
Supervisors Sandoval, Dufty**

Resolution approving the printing of not more than 100 hard copies of the San Francisco City Employees' Retirement System Annual Report on an annual basis as well as posting it on the web.

Resolution No. 80-04

ADOPTED by the following vote:

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

**040110 [AIDS Quilt]
Supervisors Ammiano, Dufty**

Resolution urging the Names Project Foundation to return the AIDS Quilt to San Francisco and urging the Department of Real Estate to identify City-owned property that may be suitable to house the Quilt.

Resolution No. 81-04

ADOPTED by the following vote:

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

**040111 [Recognizing Nora Castañeda, President of the Women's Development Bank in Venezuela]
Supervisor Ammiano**

Resolution recognizing the central role of Nora Castañeda, President of the Women's Development Bank of Venezuela (Banmujer).

Resolution No. 82-04

ADOPTED by the following vote:

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

**040112 [2004 Prevent Childhood Exposure to Violence Month]
Supervisors Ammiano, Dufty**

Resolution ratifying that the Board of Supervisors declares the month of February 2004 as "Prevent Childhood Exposure to Violence Month" in the City and County of San Francisco.

Resolution No. 83-04

ADOPTED by the following vote:

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

**040113 [Urging Comcast to advertise in support of medical marijuana]
Supervisors Ammiano, Dufty**

Resolution urging Comcast to accept political advertising in support of medical marijuana.

Resolution No. 84-04

ADOPTED by the following vote:

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

**040115 [San Francisco Chinese American Veterans Recognition Day]
Supervisors Ma, Dufty, Sandoval, Peskin, McGoldrick, Hall**

Resolution declaring February 16, 2004 to be "San Francisco Chinese American Veterans Recognition Day".

Supervisors Sandoval, Peskin, McGoldrick and Hall requested to be added as co-sponsors.

Resolution No. 85-04

ADOPTED by the following vote:

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

**040118 [Lunar New Year 2004]
Supervisors Ma, Dufty, Sandoval, McGoldrick, Hall**

Resolution celebrating the Lunar New Year and proclaiming January 22, 2004, the first day of the Year of the Monkey.

Supervisors Sandoval, McGoldrick and Hall requested to be added as co-sponsors.

Resolution No. 87-04

ADOPTED by the following vote:

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

**040121 [Hospital and Nursing Home Discharge Planning Task Force]
Supervisors Ma, Dufty**

Resolution adopting the findings in the Hospital and Nursing Home Discharge Planning Task Force's Final Report as submitted.

Resolution No. 88-04

ADOPTED by the following vote:

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

**040122 [Commending the "Earn It! Keep It! Save It! San Francisco Initiative" for their efforts]
Supervisors Maxwell, Dufty, Ma, McGoldrick**

Resolution commending the "Earn It! Keep It! Save It! San Francisco Initiative" for their efforts to increase the claiming of EITC, Child Tax Credit and other state and federal tax credits through free tax preparation assistance, as well as to link low-income families to financial education, asset development and other benefit programs

Supervisors Ma and McGoldrick requested to be added as co-sponsors.

Resolution No. 89-04

ADOPTED by the following vote:

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

**040123 [Black History Month - February]
Supervisors Maxwell, Dufty, Ma, Sandoval, McGoldrick, Hall**

Resolution recognizing the month of February as Black History Month.

Supervisors Sandoval, McGoldrick and Hall requested to be added as co-sponsors.

Resolution No. 90-04

ADOPTED by the following vote:

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

**040124 [Dear Diva]
Supervisors Peskin, Ammiano, Dufty, McGoldrick**

Resolution bestowing the title of San Francisco Emissary to AIDS Orphans to Dear Diva and recognizing her past, present and future work on behalf of those orphaned by AIDS worldwide.

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

Resolution No. 91-04

ADOPTED by the following vote:

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

**040078 [Final Map for a 9 Unit Mixed/Use Condominium Project - 1738 Lombard Street]
Motion approving Final Map of 1738 Lombard Street, A Mixed Use Condominium Project, being a subdivision of Lot 26 in Assessor's Block No. 495, and adopting findings pursuant to Planning Code Section 101.1. (Public Works Department)**

(DPW Order No. 174,629; District 2.)

Motion No. M04-16

APPROVED by the following vote:

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

040079 [Final Map for a 6 Unit Mixed/Use Condominium Project - 3110 California Street]

Motion approving Final Map of 3110 California Street, A Mixed/Use Condominium Project, being a subdivision of Lot 25 in Assessor's Block No. 1022, and adopting findings pursuant to Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 174,627; District 2.)

Motion No. M04-17

APPROVED by the following vote:

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

Severed from Without Reference to Committee

Supervisors Daly, Dufty and McGoldrick requested that this matter be severed so that it could be considered separately.

Supervisor Daly Excused From Voting

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

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Gonzalez, Hall, Ma, McGoldrick, Peskin, Sandoval
Absent: 1 - Maxwell
Excused: 1 - Daly

**040114 [Urging the Governor to consider postponing further Central Freeway touchdown ramp construction]
Supervisor Dufty**

Resolution urging the Governor to consider postponing further construction work on the Central Freeway touchdown ramp, to allow the City and State to study alternative Central Freeway configurations that may better serve traffic flow and lessen the negative impacts on the surrounding neighborhoods.

Supervisor McGoldrick requested that this matter be referred to Committee.

REFERRED to the Land Use Committee.

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

**040116 [Lenard D. Louie Day]
Supervisors Ma, Dufty, Peskin, McGoldrick, Hall, Gonzalez**

Resolution recognizing Lenard D. Louie's contributions to the community and declaring January 28, 2004 to be "Lenard D. Louie Day" in San Francisco.

Supervisors Peskin, McGoldrick, Hall and Gonzalez requested to be added as co-sponsors.

Resolution No. 86-04

ADOPTED by the following vote:

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

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor**Ordinances****040141 [Transit Impact Development Fee]
Supervisor McGoldrick**

Ordinance repealing San Francisco Administrative Code Chapter 38 (Transit Impact Development Fee) and adding a new Chapter 38 (Sections 38.1, 38.2, 38.3, 38.4, 38.5, 38.6, 38.7, 38.8, 38.9, 38.10, 38.11, 38.12, 38.13, 38.14, 38.15), to enact a new Transit Impact Development Fee.

2/3/04, ASSIGNED UNDER 30 DAY RULE to Land Use Committee, expires on 3/4/2004.

**040144 [Basic Floor Area Ratio Limit for C-M Zoning Districts]
Supervisor Daly**

Ordinance amending the San Francisco Planning Code by amending Section 124(a) to provide that the basic floor area ratio limit for C-M Zoning Districts is 3.0 to 1; adopting findings.

2/3/04, ASSIGNED UNDER 30 DAY RULE to Land Use Committee, expires on 3/4/2004.

**040145 [Zoning Map Amendment]
Supervisor Daly**

Draft ordinance amending the San Francisco Planning Code by amending the Zoning Map of the City and County of San Francisco to change the height designation of the property zoned 40-X that lies on the western side of Second Street between South Park and Townsend Street (Block 3775/Lots 007 and 008), and adopting findings.

2/3/04, RECEIVED AND ASSIGNED to Land Use Committee.

**040146 [Determination of Fiscal Feasibility of Proposed Project]
Supervisor Peskin**

Ordinance amending the San Francisco Administrative Code by adding a new Chapter 28 to require Board of Supervisors review of a proposed project meeting certain criteria and a determination that the proposed project is fiscally responsible and feasible before undertaking environmental review of the proposed project.

2/3/04, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 3/4/2004.

**040147 [General Plan Amendment in connection with Downtown Housing Demonstration Special Use District]
Supervisor Peskin**

Ordinance amending the San Francisco General Plan to change the height and bulk classification in connection with approvals for the proposed Downtown Housing Demonstration Special Use District encompassing the property zoned Downtown Office District (C-3-O) at the corner of Market Street, Kearny Street and Geary Avenue (690 Market Street, Assessor's Block 0311, Lot 006) from 250-S to 285-S; adopting findings pursuant to the California Environmental Quality Act; and adopting findings that the General Plan amendment is consistent with the eight Priority Policies of Planning Code Section 101.1.

2/3/04, ASSIGNED UNDER 30 DAY RULE to Land Use Committee, expires on 3/4/2004.

**040159 [Interdepartmental Transfers - High Street Properties, AB 2848, Lot 01 and AB 2850, Lot 23]
Supervisor Dufty**

Ordinance transferring jurisdiction of the real property on High Street identified as Assessor's Block 2848, Lot 01 and Assessor's Block 2850, Lot 23 from the Department of Public Works to the Recreation and Park Department; adopting findings that the transfers are consistent with the General Plan and section 101.1 of the Planning Code, and requesting official actions in connection with this Ordinance.
2/3/04, RECEIVED AND ASSIGNED to Land Use Committee.

Resolution

**040153 [Urging support for the transfer of vacant properties on High Street Assessor's Block 2848, Lot 001 and Assessor's Block 2850, Lot 023 from DPW to Recreation and Park Department]
Supervisor Dufty**

Resolution urging support for the transfer of vacant properties on High Street identified as Assessor's Block 2848, Lot 001 and Assessor's Block 2850, Lot 023 from the Department of Public Works to the Recreation and Park Department for the creation of open space.
2/3/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**040154 [Urging Rejection of Lease Extension Option for Premises at 2350 19th Avenue]
Supervisor Hall**

Resolution urging the City's Director of Property to reject the Tenant's notice to extend the term of the Lease for the Premises at 2350 19th Avenue.
2/3/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**040155 [Entertainment Commission]
Supervisors Maxwell, Hall**

Resolution urging the Entertainment Commission to prioritize their efforts to educate and outreach to both promoters and operators of cultural, entertainment, athletic and similar events and establishments throughout the City about the regulations and policy surrounding the permitting process.
2/3/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**040156 [William Alexander Leidesdorff, Jr.]
Supervisors Maxwell, Dufty**

Resolution recognizing William Alexander Leidesdorff, Jr. as the African Founding Father of California.
2/3/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**040157 [Creating City Website for Canadian Pharmacies]
Supervisors Peskin, Sandoval, Daly**

Resolution urging the Department of Public Health to develop a list of approved Canadian pharmacies and to develop an online resource to educate San Francisco residents about how to safely import pharmaceuticals from Canadian pharmacies.

2/3/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**040158 [Nathan Ratner]
Supervisors Peskin, Hall**

Resolution declaring Nathan Ratner a living treasure of San Francisco.

2/3/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**040114 [Urging the Governor to consider postponing further Central Freeway touchdown ramp construction]
Supervisor Dufty**

Resolution urging the Governor to consider postponing further construction work on the Central Freeway touchdown ramp, to allow the City and State to study alternative Central Freeway configurations that may better serve traffic flow and lessen the negative impacts on the surrounding neighborhoods.

1/27/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

2/3/04, REFERRED to Land Use Committee. Supervisor McGoldrick requested that this matter be referred to Committee.

Requests for Hearing

**040142 [Public benefits policy and legislation]
Supervisor McGoldrick**

Hearing to discuss the development of a public benefits (such as affordable housing, open space, community service space, and production, distribution and repair space) policy and legislation.

2/3/04, RECEIVED AND ASSIGNED to Land Use Committee.

**040143 [Pedestrian safety on Park Presidio Boulevard, Fulton Street, Geary Boulevard, and other problem areas in District 1]
Supervisor McGoldrick**

Hearing on the state of pedestrian safety on Park Presidio Boulevard, Fulton Street, Geary Boulevard, and other problem areas in District 1, with a special emphasis on what measures may be taken by the Police Department, Department of Parking & Traffic, Department of Public Works, and Health Department to improve the safety of these streets for pedestrians.

(Possible measures to be explored shall include but not be limited to increased traffic enforcement efforts (such as sting operations for red light running and failure to yield to cross-walks); targeted and effective public education programs; traffic calming measures; changes in intersection street structures (such as bulb-outs); changes in signage and/or traffic and pedestrian crossing signals (such as more traffic lights or stop signs); and changes in traffic rules (such as no right turns on red.)

2/3/04, RECEIVED AND ASSIGNED to Land Use Committee.

**040148 [Waterfront Security Coordination]
Supervisors Alioto-Pier, Daly, Peskin, Dufty**

Hearing on the coordination of waterfront security between federal, state, and local agencies in order to better protect San Franciscans to ensure the City and County is in the best possible position to qualify for federal funds.

2/3/04, RECEIVED AND ASSIGNED to City Services Committee.

**040149 [Mission Housing Development Corporation (MHDC)]
Supervisors Ammiano, Daly, Maxwell, Gonzalez**

Hearing to consider recent events at the Mission Housing Development Corporation (MHDC), including the Board of Directors' recent suspension of the Executive Director and its impacts on MHDC projects funded by the City and County of San Francisco.

2/3/04, RECEIVED AND ASSIGNED to Land Use Committee.

040151 [Hearing - Police Department]

Hearing to discuss with the Police Department what they are doing to curb violence and prevent additional meaningless deaths in the Southeast sector of the City. (Clerk of the Board)

2/3/04, ASSIGNED to Board of Supervisors. Pursuant to File 040152, Board to sit as a Committee of the Whole on February 10, 2004, at 5:30 p.m.

Motions

**040140 [Needle Exchange Emergency]
Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Dufty**

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

2/3/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**040150 [Legislative Analyst Request - Waterfront Security]
Supervisors Alioto-Pier, Daly**

Motion requesting the Legislative Analyst to research and evaluate the programs and systems used by similar waterfront cities in North America to ensure waterfront security. Specifically examine Boston, Vancouver, New York City, Seattle, Portland, and Baltimore.

2/3/04, ASSIGNED to Board of Supervisors. Schedule for Board consideration February 10, 2004.

**040152 [Committee of the Whole - Violence in the Southeast Sector of the City]
Supervisors Maxwell, Daly, Dufty, Hall**

Motion scheduling a Committee of the Whole on February 10, 2004, at 5:30 p.m. to hold a hearing to discuss with the Police Department what they are doing to curb violence and prevent additional meaningless deaths in the Southeast sector of the City.

2/3/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

040031 [Modification of parking regulations on portions of Mission Street]

Ordinance repealing Section 32.6.4 of the San Francisco Traffic Code, pertaining to part-time tow-away parking restrictions on portions of Mission Street (between 22nd and Cesar Chavez Streets). (Parking and Traffic Department)

1/20/04, RECEIVED AND ASSIGNED to Land Use Committee.

040032 [Modification of traffic regulations on portions of Mission Street]

Ordinance repealing Section 35.1 of the San Francisco Traffic Code, pertaining to part-time left turn restrictions on portions of Mission Street (between 22nd and Cesar Chavez Streets). (Parking and Traffic Department)

1/20/04, RECEIVED AND ASSIGNED to Land Use Committee.

040074 [Speed Limit - Portion of Octavia Boulevard]

Ordinance adding Section 175.35 to the San Francisco Traffic Code establishing a 30-MPH speed limit along a portion of Octavia Boulevard (central lanes only, between Fell and Market Streets). (Parking and Traffic Department)

1/21/04, RECEIVED AND ASSIGNED to Land Use Committee.

040075 [Speed Limit - Portion of Octavia Frontage Road]

Ordinance adding San Francisco Traffic Code Section 174.8 to establish a 15-MPH speed limit along a portion of Octavia Frontage Road (between Hayes and Market Streets). (Parking and Traffic Department)

1/21/04, RECEIVED AND ASSIGNED to Land Use Committee.

040080 [Settlement of Lawsuit - Sofia Rillanos]

Ordinance authorizing settlement of the lawsuit filed by Sofia Rillanos against the City and County of San Francisco for \$80,000; the lawsuit was filed on March 23, 2003 in San Francisco Superior Court, Case No. 418-598; entitled Sofia Rillanos, v. City and County of San Francisco, et al; other material terms of said settlement are that plaintiff is to seek a non-disability-related retirement with the San Francisco Employees' Retirement System within three days of the date the settlement amount is paid. (City Attorney)

1/26/04, RECEIVED AND ASSIGNED to Rules Committee.

040081 [Settlement of Lawsuit - Katherine Cox]

Ordinance authorizing settlement of the lawsuit filed by Katherine Cox against the City and County of San Francisco for \$200,000.00; the lawsuit was filed on September 3, 2002 in San Francisco Superior Court, Case No. 412117; entitled Katherine Cox, et al., v. City and County of San Francisco, et al. (City Attorney)

1/26/04, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS**040028 [STOP Intersections]**

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

22nd Avenue and Pacheco Street, stopping Pacheco Street, making this intersection an All-Way STOP; and Niagara and San Jose Avenues, stopping San Jose Avenue, making this intersection an All-Way STOP. (Parking and Traffic Department)

(1/8/04: 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; DPT Order No. 2744.)

1/20/04, RECEIVED AND ASSIGNED to Land Use Committee.

040029 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

TOW-AWAY, NO STOPPING ANYTIME - RESCIND

Cesar Chavez Street, north side, between Illinois and Michigan Streets.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

Donner Avenue, both sides, from Phelps Street to easterly terminus (legislates existing parking conditions); and Pacific Avenue, south side, between Lyon Street and Presidio Avenue (legislates existing parking conditions).

UNMETERED MOTORCYCLE PARKING - ESTABLISH

Hayes Street, north side, within the nine foot curb space between the driveways of 1448 and 1450 Hayes Street, west of Broderick Street.

UNMETERED MOTORCYCLE PARKING - ESTABLISH

1673 Page Street, between the driveways for 1669 and 1673 Page Street (11-foot space). (Parking and Traffic Department)

(1/8/04: 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; DPT Order No. 2744.)

1/20/04, RECEIVED AND ASSIGNED to Land Use Committee.

040030 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

YIELD SIGN - ESTABLISH

Potrero Avenue/Cesar Chavez Street/Southbound 101 Off-Ramp at Bayshore Boulevard, southbound (eastbound).

NO TURN ON RED - ESTABLISH

Market Street, westbound, at Davis and Pine Streets.

RIGHT LANE MUST TURN RIGHT - RESCIND**RIGHT LANE MUST TURN RIGHT EXCEPT MUNI - ESTABLISH**

Clay Street, eastbound, at Davis Street.

RIGHT TURN ONLY - ESTABLISH

Fowler Avenue, southbound, at Teresita Boulevard.

YIELD SIGN - ESTABLISH

Teresita Boulevard, southbound, at Fowler Avenue.

NO RIGHT TURN ON RED INTO MARKET STREET - RESCIND**NO RIGHT TURN ON RED - ESTABLISH**

Castro Street, northbound, at Market Street.

NO TURN ON FLASHING RED - RESCIND**NO TURN ON RED - ESTABLISH**

Church Street, northbound, at Market Street. (Parking and Traffic Department)

(1/8/04: 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; DPT Order No. 2744.)

1/20/04, RECEIVED AND ASSIGNED to Land Use Committee.

040033 [Settlement of Claim - Catherine Lee]

Resolution approving the settlement of the unlitigated claim filed by Catherine Lee against San Francisco for \$33,000; claim was filed on September 8, 2003.; Claim No. 04-00706. (City Attorney)

1/20/04, RECEIVED AND ASSIGNED to Rules Committee.

040034 [Modification #6 to Lease and Use Agreement No. L-82-0115 with Delta Air Lines, Inc. at Terminal 1 of S.F. International Airport.]

Resolution approving and authorizing the execution of Modification # 6 to Lease and Use Agreement No. L-82-0115 with Delta Air Lines, Inc., to reduce terminal space in Terminal 1 of San Francisco International Airport. (Airport Commission)

1/20/04, RECEIVED AND ASSIGNED to Finance and Audits Committee.

040035 [Modification #7 to Lease and Use Agreement No. L-82-0119 with Northwest Airlines, Inc. at Terminal 1 of S.F. International Airport]

Resolution approving and authorizing the execution of Modification # 7 to Lease and Use Agreement No. L-82-0119 with Northwest Airlines, Inc., to reduce terminal space in Terminal 1 of San Francisco International Airport. (Airport Commission)

1/20/04, RECEIVED AND ASSIGNED to Finance and Audits Committee.

**040076 [Transgender cultural competency training to providers]
Supervisor Dufty**

Resolution authorizing the San Francisco Department of Public Health, AIDS Office (SFDPH, AIDS) to accept retroactively and expend a grant in the amount of \$75,000 from the Department of Health and Human Services, Health Resources and Services Administration (DHHS, HRSA) for transgender cultural competency training and to enter into an agreement for the use of these funds; for the period of August 1, 2003, to July 31, 2004. (Public Health Department)

1/22/04, RECEIVED AND ASSIGNED to City Services Committee.

040082 [Gift from Cypress Lawn Funeral Home]

Resolution accepting Cypress Lawn Funeral Home's gift of goods and services to re-inter remains from the Yerba Buena Cemetery and agreeing to indemnify Cypress Lawn Funeral Home for any legal action resulting from and attributable to the provision of such goods and services. (Medical Examiner/Coroner)

1/26/04, RECEIVED AND ASSIGNED to Finance and Audits Committee.

Requests Granted

From: Supervisors Ammiano, Gonzalez

To: City Attorney

Requesting/Inquiring: To prepare an amendment to the Administrative Code requiring the Director of Planning, as part of CEQA review, to seek independent economic analysis of the value of proposed zoning changes, prior to Planning Commission or Board of Supervisors consideration of such proposed changes.

From: Supervisor Ammiano

To: Chancellor, City College

Requesting/Inquiring: Inquiring as to whether or not Community College of San Francisco and the Board of Trustees of City College of San Francisco consider themselves a "state agency" subject to Public Resources Code 5024, 5024.5 and 5027

From: Supervisors Alioto-Pier, Daly

To: Director, Office of Emergency Services

To: Chief, Police Department

To: Chief, Fire Department

To: Director, Golden Gate Bridge Authority

To: Director, California Highway Patrol

To: Director, Federal Aviation Authority

To: Director, Department of Fish and Game

To: Director, National Park Service

To: Director, Coast Guard

To: Director, National Guard

To: Director, Golden Gate National Recreation Area

To: Director, Port

Requesting/Inquiring: To report on the scope and costs of programs and activities addressing waterfront security in the City and County of San Francisco encompassing the entire waterfront.

From: Supervisor Daly

To: City Attorney

Requesting/Inquiring: To draft legislation to facilitate a gun buyback program.

From: Supervisor Daly

To: Chief, Police

To: Director, Mayor's Office of Community Development

To: District Attorney

To: Director, Department of Public Health

Requesting/Inquiring: To report on your willingness to participate in a gun buy back program.

From: Supervisors Dufty, Ammiano

To: City Attorney

Requesting/Inquiring: To draft legislation amending the Planning Code to provide for zoning accommodations to facilitate the cooperative collective cultivation of medical cannabis, consistent with federal and state law.

From: Supervisor Dufty

To: City Attorney

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the City Attorney work with the Department of Parking and Traffic to draft legislation for the study and evaluation of pedestrian safety measures, parking enforcement, and speed limits in the City and County of San Francisco. (See Attached.)

From: Supervisor Dufty

To: City Attorney

Requesting/Inquiring: To draft legislation amending Public Works Code Section 724 et seq. concerning permits for temporary street space occupancy to address short-term occupation of less than 24 hours and less than 7 days.

From: Supervisor Hall

To: Director of Property

Requesting/Inquiring: To provide a list of all City properties that are being leased for \$1.00 a year or less (e.g. 2350 19th Avenue). Please also provide a list of which City Department has jurisdiction over said property.

From: Supervisor Sandoval

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the feasibility of installation of traffic calming measures at the following locations:

Traffic camera at the corner of San Jose Ave. and Ocean Ave., traffic camera at the corner of Mission St. and Geneva Avenue, stop sign/light at the corner of San Jose Ave. and Santa Ynez Street.

cc: John McGirr, NMTIA, P.O Box 12111, S San Francisco, CA 94112

Stop sign/light at the corner of San Jose Ave. and Naglee St., an additional bike lane on Ocean Ave. from Phelan St. to Alemany Blvd., a possible upgrade to highly visible signs along Alemany Blvd.; a one-way conversion of Congdon St. between Silver Ave. and Alemany Blvd.

cc: Katherine Taylor, 102 Maynard St., San Francisco, CA 94112

Stop sign/light at the corner of Persia St. and London St.

cc: Gloria Alonzo, 437 London St., San Francisco, CA 94112

Stop sign/light at the corner of Ocean Ave. and Persia St.

cc: Elizabeth Muller, 542 Athens St., San Francisco, CA 94112

Four-way stop sign at the corner of Delano Ave. and Santa Ynez St.

cc: Gina Martinez, 8 Balhi Ct., San Francisco, CA 94112

Traffic calming solution at the corner of Niagara St. and San Jose Ave.

cc: Linda Harte, 98 Newton, San Francisco, CA 94112

Traffic calming solution at the corner of Mission St. and Geneva Ave.

cc: Linda Harte, 98 Newton, San Francisco, CA 94112

Traffic calming solution at the corner of Lisbon St. and France St.

cc: Dale Lovett, 559 Lisbon St., San Francisco, CA 94112

Traffic calming solution along Persia St. which may include ladder-striped crosswalks at the corners of LaGrade St., Vienna St., and London St.

Traffic calming solution along Alemany Blvd. which may include ladder-striped crosswalks at the corners of Congdon St., Trumbull St., and Santa Rosa St.

Upgrade to a countdown crosswalk at Mission St. and Excelsior Ave., a curb bulbout at Excelsior Ave. and Lisbon St., and highly visible signs highlighting the presence of nearby schools.

Cc: Mike Warren, 50 San Gabriel Ave., San Francisco, CA 94112

Upgrade of highly visible signs and/or a possible ladder-striped crosswalk at the corner of Avalon St. and Lisbon St. due to the presence of nearby schools.

Ladder-striped crosswalk at the corner of Craut St. and Silver Ave. This could precipitate the removal of a dangerous crosswalk at the corner of Lisbon St. and Craut St.

Traffic calming solution near the intersections of Lyell St., Bosworth St., and Arlington St., possibly including a bike path, highly visible signs denoting pedestrian right-of-way, and stop signs/lights.

Traffic calming solution along Mission St. possibly including traffic controls at pedestrian crosswalks to alert traffic of their crossing, adding ladder-striping to existing crosswalks, giving one-way status to San Juan St. toward Alemany Blvd. and adding ladder-striped crosswalks at the corners of Mission St. and Onondaga St. and Mission St. and France St.

Increasing the time allotted for pedestrians to cross at Alemany Blvd. and Onondaga St.

From: Supervisor Maxwell

To: Port

Requesting/Inquiring: To submit a detailed status report on its plans for Pier 70 and Piers 90-96, the Backlands, including the department's proposed budget, planning process, timeline, and any RFPs being considered for the areas.

From: Supervisor Maxwell

To: City Attorney

Requesting/Inquiring: To research whether the City can increase the penalty for violators of the San Francisco Police Code Article 15.1: Entertainment Regulations Permit and License provisions. Also, to provide recommendations on any needed changes to the State law to allow San Francisco to impose greater penalties for misdemeanors.

From: Supervisor Maxwell

To: City Attorney

Requesting/Inquiring: To draft legislation amending Police Code Article 15.1, Sections 1060.2, 1060.19, 1060.20 and 1060.25, regarding entertainment regulations permit and license provisions.

From: Supervisor Maxwell

To: Legislative Analyst

To: City Attorney

Requesting/Inquiring: To research the current procedures and guidelines of the Police Department with respect to issuing permits for public social events and parties conducted throughout the city. Specifically, what are their practices of distributing 10B officers to these events? Are there special circumstances when more 10B officers are dispatched to one event versus another? Is there a direct correlation with the distribution of officers linked to the number of violence at these events? Does the Police Department have records on how many of these events have resulted in violence?

In Memoriams

Fredrick C. Guisande (Supervisor Ammiano)

Barbara Epp-Isackson (Supervisor Dufty)

Rose Schuman (Supervisor Dufty)

Stanley L. Berger (Supervisor Hall)

Chapin Coit (Supervisor Peskin)

Patricia Funsten Costello (Supervisor Sandoval)

Jesse S. Valencia (Supervisor Sandoval)

ADJOURNMENT


There being no further business, the Board at the hour of 4:39 p.m. adjourned.

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 February 24, 2004.

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



Gloria L. Young
Clerk of the Board