

# Board of Supervisors

## City and County of San Francisco

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



### **AGENDA**

**Tuesday, August 12, 2003  
2:00 PM**

#### **Regular Meeting**

**MATT GONZALEZ, PRESIDENT  
TOM AMMIANO, CHRIS DALY, BEVAN DUFTY, TONY HALL,  
FIONA MA, SOPHIE MAXWELL, JAKE McGOLDRICK,  
GAVIN NEWSOM, AARON PESKIN, GERARDO SANDOVAL**

**Gloria L. Young, Clerk of the Board**

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

## **APPROVAL OF MEETING MINUTES**

*Motion to approve the June 24, 2003 Board Minutes.*

## **AGENDA CHANGES**

## **COMMUNICATIONS**

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

- 1) Legislation*
- 2) Budget Analyst report*
- 3) Legislative Analyst report*
- 4) Department or Agency cover letter and/or report*
- 5) Public correspondence*

*These items will be available for review at City Hall, Room 244, Reception Desk.*

## **CONSENT AGENDA**

*All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.*

### **Items 1 through 25**

#### **Recommendation of the Budget Committee**

*Present: Supervisors Daly, Maxwell, Ma*

**1. 030637 [Extending Redevelopment Agency's Times for Incurring and Repaying Debt]**

Ordinance approving, for the redevelopment plans listed below, the elimination of the existing time limits in each plan for establishment of loans, advances and indebtedness: (1) the Western Addition Area A-2 Redevelopment Plan, (2) the Yerba Buena Center Redevelopment Plan, (3) the Rincon Point - South Beach Redevelopment Plan, and (4) the Embarcadero-Lower Market (Golden Gateway) Redevelopment Plan. (Mayor)

5/2/03: Exempt from CEQA Non-physical exemption CEQA Guidelines Section 15060(c)(8) and Section 15378; Fiscal impact.

7/29/2003, PASSED, ON FIRST READING.

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

#### **Recommendations of the City Services Committee**

*Present: Supervisors Dufty, Ma, Newsom*

**2. 031176 [Reduce sexual risk for HIV transmission in substance using men who have sex with men] Supervisor Dufty**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to enter retroactively into an agreement in the amount of \$127,961 with Public Health Foundation Enterprises Inc. (PHFE), the primary contractor, to reduce the sexual risk for HIV transmission in substance using men who have sex with men (SU-MSM), for the period of September 1, 2002, to August 31, 2003. (Public Health Department)

(No Public Benefit Recipient.)

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

**3. 031178 [Renew Revolving Loan Funds Agreement with State] Supervisor Dufty**

Resolution authorizing the Office of the District Attorney to renew its current agreement with the California Victim Compensation and Government Claims Board, an agent of the State of California, for a revolving loan fund in the amount of \$75,000 to be used to pay for verified funeral/burial expenses and emergency relocation for victims of domestic violence and sexual



**8. 031195 [Memorandum of Understanding re PERS Contract Amendment] Mayor, Supervisors Sandoval, Ma, Dufty**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association regarding the amendment of the contract with the Public Employees' Retirement System to provide the County's Sheriffs with the retirement benefits known as 3% @ 55. (Mayor)

7/29/2003, PASSED, ON FIRST READING.

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

**9. 030743 [Lease, Parking Agreement and Negative Declaration for Piers 1, 3 and 5] Supervisor Peskin**

Resolution approving and authorizing a 66-year Lease with San Francisco Waterfront Partners, LLC for Piers 1 1/2, 3 and 5, Approving Related Parking Agreement, and Adopting Findings of Mitigated Negative Declaration pursuant to California Environmental Quality Act.

(Public Benefit Recipient.)

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

**10. 030890 [Lease Agreement with Imperial Parking]**

Resolution approving lease agreement with Imperial Parking (U.S.), and the City and County of San Francisco operating by and through the San Francisco Port Commission to operate a surface parking lot at Seawall Lot 330, Embarcadero between Bryant and Beale Streets. (Port)

(No Public Benefit Recipient.)

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

**Recommendations of the Land Use Committee**

*Present: Supervisors McGoldrick, Maxwell, Ammiano*

**11. 031165 [STOP Intersections]**

Resolution designating certain intersections as "STOP" intersections.

**STOP SIGNS - ESTABLISH**

38th Avenue and Irving Street, stopping Irving Street at 38th Avenue, making this an all-way STOP; 22nd Avenue and Ortega Street, stopping Ortega Street at 22nd Avenue, making this an all-way STOP; and 21st Avenue and Irving Street, stopping Irving Street at 21st Avenue, making this an all-way STOP. (Parking and Traffic Department)

(6/2703: 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. 2652; No Public Benefit Recipient.)

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

- 12. 031166 [Traffic Regulations, Various Streets]**  
Resolution enacting and rescinding traffic regulations on various streets.
- LEFT LANE MUST TURN LEFT EXCEPT MUNI - ESTABLISH  
19th Avenue, northbound, at Junipero Serra Boulevard.
- ONE WAY STREET (NORTHBOUND) - ESTABLISH  
Guttenberg Street, between Hanover and Mission Streets.
- LEFT LANE MUST TURN LEFT - ESTABLISH  
7th Avenue, northbound, at Lawton Street. (Parking and Traffic Department)
- (6/27/03: 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; DPT Order No. 2652; No Public Benefit Recipient.)
- Question: Shall this Resolution be ADOPTED?**
- 13. 031167 [Parking Regulations, Various Locations]**  
Resolution enacting and rescinding parking regulations at various locations.
- TAXI ZONE - ESTABLISH  
4th Street, west side, from Minna Street to 150 feet southerly (150-foot Taxi Zone).
- TOW-AWAY LANE MUST TURN RIGHT - ESTABLISH  
TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH  
4th Street, southbound, from 150 feet south of Minna Street to Howard Street.
- TOUR BUS LOADING ZONE - ESTABLISH  
Howard Street, north side, from 120 feet to 445 feet west of 4th Street (325-foot white zone).
- TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH  
Howard Street, north side, from 4th Street to 120 feet westerly.
- TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH  
Howard Street, north side, from 445 feet to 570 feet west of 4th Street (125-foot zone).
- TOW-AWAY, NO PARKING ANYTIME - ESTABLISH  
Minna Street, south side, from 4th Street to 615 feet westerly.
- NO PARKING ANYTIME - REVOKE  
Minna Street, south side, from 230 feet west of 4th Street to 385 feet westerly (385-foot zone).
- TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH  
Turk Street, south side, from Divisadero Street to 95 feet westerly.
- RESIDENTIAL PERMIT PARKING AREA "J" (2-HOUR TIME LIMIT, 7 AM - 9 PM, MONDAY THROUGH SUNDAY) - ESTABLISH  
Shrader Street, both sides, between Haight and Page Streets.

**TOW-AWAY, NO STOPPING ANYTIME - RESCIND**

7th Avenue, east side, from 40 feet to 180 feet north of Lawton Street.

**RESIDENTIAL PERMIT PARKING AREA "N" (2-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH**

Funston Avenue, west side, between Clement Street and Geary Boulevard (300 block).

**2-HOUR PARKING TIME LIMIT, 7 AM TO 6 PM, EXCEPT SUNDAY - RESCIND**

**RESIDENTIAL PERMIT PARKING AREA "N" (2-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH**

14th Avenue, east side, between Clement Street and Geary Boulevard.

**TOW-AWAY, NO PARKING ANYTIME - ESTABLISH**

Cesar Chavez Street south side, from 200 feet to 295 feet east of Kansas Street (in front of 2323 Cesar Chavez Street); and

Cesar Chavez Street, south side, from 402 feet to 638 feet east of Kansas Street (in front of 2323 Cesar Chavez Street).

**RESIDENTIAL PERMIT PARKING AREA "R" (2-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH**

Turk Street, north side, between Buchanan and Laguna Streets;

Laguna Street, west side, between Eddy and Turk Streets;

Eddy Street, both sides, between Buchanan and Laguna Streets; and

Larch Way, both sides, between Buchanan and Laguna Streets.

Note: Larch Way is a private drive within the Yerba Buena Plaza East Housing Development that will not be signed, but residents will be eligible for permits.

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

Church Street, both sides, between 26th and Clipper Streets (1300 block).

**45-DEGREE ANGLED PARKING - ESTABLISH**

2600 Block of Harrison Street, east side, from 23rd Street to a point 187 feet south of 22nd Street (approximately 20 feet south of existing bicycle lane)

**TOW-AWAY, NO PARKING ANYTIME - ESTABLISH**

Ritch Street, east side, from 92 feet to 131 feet north of Brannan Street; and

Ritch Street, east side, from 165 feet to 196 feet north of Brannan Street.

**TOW-AWAY, NO STOPPING ANYTIME - RESCIND**

**TOW-AWAY, NO STOPPING DURING CANDLESTICK PARK EVENTS - ESTABLISH**

Jamestown Avenue, south side, between Ingalls and Redondo Streets.

**COMPACT VEHICLES ONLY - ESTABLISH**

Northern end of 20th Avenue, north of Lake Street, from west curb to 20 feet easterly (two spaces perpendicular to terminus). (Parking and Traffic Department)

(6/27/03: 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; DPT Order No. 2652; No Public Benefit Recipient.)

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

## **Recommendations of the Rules Committee**

*Present: Supervisors Hall, Dufty, Gonzalez*

- 14. 031078 [Settlement of Lawsuit - John Darmanin]**  
Ordinance authorizing settlement of the lawsuits filed by John Darmanin against the City and County of San Francisco for \$80,000; the lawsuits were filed on February 19, 1999 (H-19 Reinstatement) and February 5, 2003 (Enforcement of Judgment), in the San Francisco Superior Court, Case Nos. 301-118 and 502-410; entitled John Darmanin, et al. v. City and County of San Francisco, et al., and San Francisco Fire Fighters Local 798, et al. v. Demmons, et al. (City Attorney)  
(Public Benefit Recipient.)  
  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**
- 15. 031079 [Settlement of Lawsuit - John Darmanin]**  
Ordinance authorizing settlement of the lawsuit filed by John Darmanin against the City and County of San Francisco for \$105,000; the lawsuit was filed on December 29, 1997, in the United States District Court, Northern District of California, Case No. C 97-4703; entitled John Darmanin, et al., v. City and County of San Francisco, et al. (City Attorney)  
(Public Benefit Recipient.)  
  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**
- 16. 031177 [Settlement of Lawsuit - John Eiler]**  
Ordinance authorizing settlement of the lawsuit filed by John Eiler against the City and County of San Francisco for \$300,000; the lawsuit was filed on March 15, 2002 in San Francisco Superior Court, Case No. 02-405687; entitled John Eiler, et al., v. James Strain, City and County of San Francisco, et al. (City Attorney)  
(Public Benefit Recipient.)  
  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**
- 17. 031179 [Settlement of Lawsuits - Regents of the University of California and University of California, Hastings College of the Law]**  
Ordinance approving the settlement of the following lawsuits: (1) Regents of the University of California v. City and County of San Francisco, San Francisco Superior Court Case No. 311005, filed March 24, 2000; (2) Regents of the University of California v. City and County of San Francisco, San Francisco Superior Court Case No. 324662, filed September 18, 2001; (3) University of California, Hastings College of the Law v. City and County of San Francisco, San Francisco Superior Court Case No. 400550, filed October 24, 2001; and (4) Regents of the University of California and University of California, Hastings College of the Law v. City and County of San Francisco, San Francisco Superior Court Case No. 414027, filed October 24, 2002. These settlements result in payment by the City in an undetermined amount not to exceed \$155,000; potential payment by the City of an additional amount to be determined; and an agreement on the maximum future water and sewer rate charges to plaintiffs for the next three fiscal years. (City Attorney)  
(Public Benefit Recipient.)

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

**18. 030606**

**[Appointment]**

Resolution appointing Karen Cohn, term ending June 30, 2005 to the Asthma Task Force. Residency requirement waived.

Karen Cohn, (residency requirement waived) succeeding Jennifer Mann, seat 20, must be a representative of the Department of Public Health and is a voting member, for the unexpired portion of a two year term ending June 30, 2005.

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

**19. 030750**

**[Appointment]**

Resolution appointing Madison Kilpatrick, Scott Williams, L. Michael Costas, Richard Morten, Lori Yamauchi, Reed Benet, Theresa Feely, Joe Raguso, Dr. Mike Le, Karen Pierce, Janice Bolaffi, Peter Cohen, and Corinne Woods, terms to be determined, to the Biosciences Task Force.

Madison Kilpatrick, new position, seat 1, must be from a business association for a term to be determined.

Scott Williams, new position, seat 2, have expertise in the bioscience industry for a term to be determined.

L. Michael Costas, new position, seat 3, must be from a bioscience company for a term to be determined.

Richard Morten, new position, seat 4, must be from an urban planning association for a term to be determined.

Lori Yamauchi, new position, seat 5, must be from an educational institution with expertise in the biosciences and bioscience industry for a term to be determined.

Reed Benet, new position, seat 7, must be from a private real estate firm that represents companies seeking bioscience space in the Bay Area for a term to be determined.

Theresa Feely, new position, seat 8, must be from an organization that specializes in job training and placement for a term to be determined.

Joe Raguso, new position, seat 10, must represent a neighborhood organization from the South of Market for a term to be determined.

Dr. Mike Le, new position, seat 11, must represent a neighborhood organization from Potrero Hill/Dogpatch for a term to be determined.

Karen Pierce, new position, seat 12, must represent a neighborhood organization in Bayview Hunters Point for a term to be determined.

Janice Bolaffi, new position, seat 14, must represent a neighborhood organization in the City and County of San Francisco for a term to be determined.

Peter Cohen, new position, seat 15, must represent a neighborhood organization in the City and County of San Francisco for a term to be determined.

Corinne Woods, new position, seat 16, must represent a neighborhood organization in the City and County of San Francisco for a term to be determined.

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

**20. 031024**

**[Appointment]**

Resolution appointing Rebecca Anne Turner, term ending January 31, 2004 to the Mental Health Board.

Rebecca Anne Turner, succeeding Richard Nazzardini, resigned, seat 15, must be a health



professional, for the unexpired portion of a three year term ending January 31, 2004.

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

*Present: Supervisors Hall, Dufty*

- 21. 031084 [Appointment]**  
Resolution appointing Walter DeVaughn, term ending September 30, 2005 to the Adult Day Health Care Planning Council.  
Walter DeVaughn, succeeding himself, term expired, seat 1, must be a person over 55 years of age who has a demonstrated interest in the special health and social needs of the elderly and who is representative of organizations dedicated primarily to the needs of older persons, including those of low income and racial and ethnic minorities, for a three year term ending September 30, 2005.

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

- 22. 031190 [Appointment]**  
Resolution appointing Marylouise Lovett, term ending March 31, 2004 to the Commission on Aging Advisory Council.  
Marylouise Lovett, succeeding Reeva Olsen, resigned, seat 3, must be a nominee of Supervisor Maxwell for the unexpired portion of a two-year term ending March 31, 2004.

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

*Present: Supervisors Hall, Dufty, Gonzalez*

- 23. 031199 [Reappointment of Sunil Daluvoy to the Telecommunications Commission] Mayor**  
Resolution confirming the reappointment of Sunil Daluvoy to the Telecommunications Commission, term ending July 1, 2006. (Mayor)

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

*Present: Supervisors Hall, Dufty*

- 24. 031200 [Reappointment of Kimberlee Bogen to the Telecommunications Commission] Mayor**  
Resolution confirming the reappointment of Kimberlee Bogen to the Telecommunications Commission, term ending July 1, 2006. (Mayor)

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

- 25. 031231 [Appointment]**  
Resolution appointing Ellouise Patton, term ending September 4, 2006 to the Delinquency Prevention Commission.  
Ellouise Patton, succeeding Enola Maxwell, deceased, seat 10, must be nominated by District

10 Supervisor for the unexpired portion of a 4-year term ending September 4, 2006.

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

*Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:* \_\_\_\_\_

## **REGULAR AGENDA**

## **UNFINISHED BUSINESS**

### **From the Clerk**

**26. 031306 [Adopting findings related to the conditional use appeal on property located at 40-50 Lansing Street]**

Motion adopting findings related to the appeal of the Planning Commission's approval of Conditional Use Application No. 2002.0446CEV (which allowed the construction of an 84-foot tall residential building within an R (Residential) District pursuant to Planning Code Section 152, and allowed the construction of a building with full lot coverage in the Rincon Hill Special Use District pursuant to Planning Code Section 249.1(b)(1)(C) in an RC-4 District, an 84-R Height and Bulk District and the Rincon Special Use District/Residential Subdistrict) on property located at 40-50 Lansing Street (a.k.a. 35 Guy Place) (Lot 11 in Assessor's Block 3749). (Clerk of the Board)

(Companion measure to Files 031037, 031038, 031039, 031040. 031090.)

7/29/2003, REFERRED to Board of Supervisors.

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

**27. 031335 [Adopting findings related to the appeal of the CEQA determination by the Planning Department for the Secondary Unit Ordinance]**

Motion adopting findings related to the appeal of the determination by the Planning Department that the Secondary Unit Ordinance is exempt/excluded from the California Environmental Quality Act. (Clerk of the Board)

8/1/2003, REFERRED to Board of Supervisors.

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

## **NEW BUSINESS**

### **Recommendations of the City Services Committee**

*Present: Supervisors Dufty, Ma*

**28. 031105 [Amending Police Code Sections 4302 and 4303 to Define Harassment]**

**Supervisors Peskin, Ma,  
Maxwell, Daly, Ammiano,  
Dufty, Gonzalez, Hall**

Ordinance amending Police Code Sections 4302 and 4303 to (1) eliminate the requirement that before they may be protected from harassment, persons seeking access to health care facilities invoke a "buffer zone" by declaring to protestors a desire to be left alone; and (2) to define harassment of a person seeking access to a health care facility as the non-consensual and knowing approach within eight feet of another person for purposes of passing a leaflet or handbill to, display a sign to, or engage in oral protest, education or counseling with such other person in a public way or on a sidewalk area within one hundred feet of a health care facility.

(No fiscal impact.)

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

*Present: Supervisors Dufty, Ma, Newsom*

**29. 031076 [Support of Proposed Skate Park at Potrero del Sol Park] Supervisors Newsom, Dufty, Ma**

Resolution supporting the Skateboarding Task Force and the Recreation and Park Department's recommendation to build a skate park at the Potrero del Sol Park; and urging the Department to improve bathroom facilities at the Park.

(No fiscal impact.)

6/17/2003, REFERRED to City Services Committee.

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

**30. 031138 [Liquor Licenses, 399 4th Street]**

Resolution determining that the transfer of a Type 20 off-sale beer and wine alcoholic beverage control license from 5423 Geary Boulevard to 399 4th Street for Whole Foods Market California, Inc. dba "Whole Foods Market"(District 6), and issuance of a Type 42 on-sale beer and wine public premises license to the same applicant, will serve the convenience of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code.

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

**Recommendation of the Finance and Audits Committee**

*Present: Supervisors Peskin, Sandoval, McGoldrick*

**31. 030848 [General Assistance-In-kind Assistance] Supervisors Newsom, Dufty, Sandoval, McGoldrick, Peskin**

Ordinance modifying the City's General Assistance (GA) Program by amending San Francisco Administrative Code Sec. 20.57 to reflect the current grant amount; amending Administrative Code Sec. 20.59.3 to provide in-kind housing, utilities and meals to homeless applicants and recipients; amending Administrative Code Sec. 20.57.1 to value housing, utilities and meals provided to homeless recipients as in-kind assistance; adding Administrative Code Sec. 20.57.6A. to provide a special needs allowance to homeless recipients; adding Administrative Code Sec. 20.60.12 to establish a baseline GA budget; adding Administrative Code Sec. 20.60.13 to require a Controller's evaluation; adding Administrative Code Sec. 20.60.14 to establish an operative date for these amendments of on or before July 1, 2003.

7/8/2003, CONTINUED. Continued to July 15, 2003

7/15/2003, REFERRED to Finance and Audits Committee.

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

**From the Finance and Audits Committee "Without Recommendation"**

*Present: Supervisors Peskin, Sandoval, McGoldrick*

**32. 031361 [General Assistance-In-Kind Assistance; Department of Human Services Care Fund] Supervisor Hall**

Ordinance modifying the City's General Assistance (GA) Program by amending San Francisco Administrative Code Sec. 20.57 to reflect the current grant amount; amending Administrative Code Sec. 20.59.3 to provide in-kind housing, utilities and meals to homeless applicants and recipients; amending Administrative Code Sec. 20.57.1 to value housing, utilities and meals provided to homeless recipients as in-kind assistance; adding Administrative Code Sec. 20.57.6A. to provide a special needs allowance to homeless recipients; adding Administrative Code Sec. 20.60.12 to establish a baseline GA budget; adding Administrative Code Sec. 20.60.13 to require a Controller's evaluation; adding Administrative Code Sec. 20.60.14 to establish an operative date for these amendments of on or before July 1, 2003; and amending the San Francisco Administrative Code by adding Section 10.100-77, to establish a Department of Human Services Care Fund, defining terms, identifying revenues, restricting permissible uses, providing for verification and adjustment of appropriations, and limiting expenditures in excess of the fund cap.

Supervisor McGoldrick dissenting.

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

**Recommendations of the Finance and Audits Committee**

*Present: Supervisors Peskin, Sandoval, McGoldrick*

**33. 031238 [Establishing a Department of Human Services Care Fund] Supervisors Hall, Newsom**

Ordinance amending the San Francisco Administrative Code by adding Section 10.100-77, to establish a Department of Human Services Care Fund, defining terms, identifying revenues, restricting permissible uses, providing for verification and adjustment of appropriations, and limiting expenditures in excess of the fund cap.

(Fiscal impact.)

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

**34. 031240 [Establishing Cash for Care Special Account] Supervisor McGoldrick**

Ordinance amending Section 10.100 of the San Francisco Administrative Code to establish the Cash for Care Special Account to receive, administer and fund programs for the homeless of San Francisco.

(Fiscal impact.)

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

35. 031241 **[Expanding Eligibility to Participate in Annual Joint Fundraising Drive]** Supervisor McGoldrick
- Ordinance amending Section 16.93-2 of the San Francisco Administrative Code to allow the Cash for Care Special Account to participate in the annual joint fundraising drive.

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

36. 031245 **[Amendment No. 1 to 2003-2005 MOU, Cement Masons, Local 580]** Mayor
- Ordinance adopting and implementing Amendment No. 1 to the 2003-2005 Memorandum of Understanding between the Cement Masons, Local 580 and the City and County of San Francisco by amending Article III.O. to correct a clerical omission by inserting a Long-Term Disability provision. (Mayor)

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

37. 031170 **[Airport Lease with U.S. Government for office space]**
- Resolution approving, retroactive to November 1, 2002, a Lease with the U.S. Government for office space to be occupied by the Transportation Security Administration at the International Terminal. (Airport Commission)
- (Public Benefit Recipient.)

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

### **Recommendations of the Land Use Committee**

*Present: Supervisors McGoldrick, Maxwell, Ammiano*

38. 031211 **[Changing Official Width of Sidewalk]**
- Ordinance Amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section No. 1560 to change the official sidewalk width on the west side of Illinois Street between 18th and 19th Streets; making findings pursuant to the General Plan and Planning Code Section 101.1; and addressing relocation, modification, or both of facilities affected by the sidewalk width changes. (Public Works Department)

(No Public Benefit Recipient.)

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

39. 031202 **[Sublease Amendment with the John Stewart Company related to Treasure Island Housing]** Mayor
- Resolution approving and authorizing the Executive Director for the Treasure Island Development Authority to enter into an amendment to a sublease with the John Stewart Company to change the premises, to adjust the rent schedule and to adjust the development fee. (Mayor)

(No Public Benefit Recipient.)

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

40. 031203 [Sublease Amendment with Community Housing Partnership for Treasure Island Housing] Mayor  
Resolution approving and authorizing the Executive Director for the Treasure Island Development Authority to enter into an amendment to a sublease with Community Housing Partnership to amend the premises to include six additional housing units. (Mayor)  
(No Public Benefit Recipient.)

Question: Shall this Resolution be ADOPTED?

### **Recommendations of the Rules Committee**

*Present: Supervisors Hall, Dufty, Gonzalez*

41. 030483 [Recognition of marriages, domestic partnerships and civil unions] Supervisors Daly, Dufty  
Ordinance amending Chapter 62 of the Administrative Code by adding Section 62.10 to extend recognition of domestic partnerships, civil unions, and other similar legal relationships to persons who lawfully enter into these agreements in other jurisdictions.

Question: Shall this Ordinance be PASSED ON FIRST READING?

*Present: Supervisors Hall, Dufty*

42. 021951 [Establishing Multi-disciplinary Task Force on Childhood Nutrition] Supervisors Maxwell, Hall, Dufty  
Resolution establishing a multi-disciplinary task force on childhood nutrition and physical activity.

Question: Shall this Resolution be ADOPTED?

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

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

43. 031209 [Hearing - Ground Lease of Redevelopment Agency Land for Jordan Apartments]  
Hearing of persons interested in or objecting to proposed resolution approving (1) a ground lease of land at 820 O'Farrell Street (Assessor's Block 0716, Lot 003) from the San Francisco Redevelopment Agency to Jordan Housing Corporation, a California nonprofit public benefit corporation ("JHC"), for \$1.00 per year plus \$129,999 per year of deferred rent for sixty-five (65) years with an option to renew for an additional thirty-four (34) years, and (2) the sale of improvements thereon for \$2,050,000 to JHC for the purpose of rehabilitating, owning and operating housing for very low income households. (Clerk of the Board)

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

*Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing*

described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

## Committee of the Whole Rise and Report Without Recommendation

44. 031208 [Ground Lease of Redevelopment Agency Land for Jordan Apartments] Mayor
- Resolution approving (1) a ground lease of land at 820 O'Farrell Street (Assessor's Block 0716, Lot 003) from the San Francisco Redevelopment Agency to Jordan Housing Corporation, a California nonprofit public benefit corporation ("JHC"), for \$1.00 per year plus \$129,999 per year of deferred rent for sixty-five (65) years with an option to renew for an additional thirty-four (34) years, and (2) the sale of improvements thereon for \$2,050,000 to JHC for the purpose of rehabilitating, owning and operating housing for very low income households.
- (Fiscal impact.)
- Question: Shall this Resolution be ADOPTED?

## SPECIAL ORDER 3:00 P.M.

45. 031265 [Appeal, Mitigated Negative Declaration - 2026 Lombard Street]
- Hearing of persons interested in or objecting to the decision of the Planning Commission by its Motion No. 16595 adopted June 12, 2003, approving a mitigated negative declaration for the proposed development at 2026 Lombard Street.
- (Appeal filed July 14, 2003 by Stephen M. Williams, Esq.; companion measure to Files 031266, 031267, 031268.)
- Action: \_\_\_\_\_

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

### From the Clerk

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

46. 031266 [Affirming adoption of the negative declaration for 2026 Lombard Street]
- Motion affirming the Planning Commission adoption of the negative declaration for 2026 Lombard Street. (Clerk of the Board)

Question: Shall this Motion be ADOPTED?

47. 031267 [Reversing adoption of the negative declaration for 2026 Lombard Street]

Motion reversing the Planning Commission adoption of the negative declaration for 2026 Lombard Street.

Question: Shall this Motion be ADOPTED?

48. 031268 [Preparation of findings to reverse adoption of the negative declaration for 2026 Lombard Street]

Motion directing the Clerk of the Board to prepare findings reversing the Planning Commission adoption of the negative declaration for 2026 Lombard Street Project. (Clerk of the Board)

Question: Shall this Motion be ADOPTED?

## SPECIAL ORDER 3:00 P.M.

49. 031232 [Public Hearing - Appeal, Conditional Use - 2026 Lombard Street]

Hearing of persons interested in or objecting to the decision of the Planning Commission by its Motion No. 16596 dated June 12, 2003 approving a conditional use authorization, Case No. 2002.0497C, to allow the construction of an approximately 49,000 square foot 97 room tourist hotel with 78 off-street parking spaces on a lot containing approximately 13,600 square feet, pursuant to Planning Code Sections 712.11, 712.21, 712.55 and 303, in an NC-3 (Moderate Scale Neighborhood Commercial) District and a 40-X Height and Bulk District, located at 2026 Lombard Street, north side between Fillmore and Webster Streets, Lot 025 in Assessor's Block 0492.

(Appeal filed July 14, 2003 by Stephen M. Williams, Esq. The project received a Preliminary Mitigated Negative Declaration (PMND) from the Planning Department on March 29, 2003. The PMND was appealed; Planning upheld the PMND on June 12, 2003; companion measure to Files 031232, 031233, 031234, 031235, 031236; District 2).

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

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

### **From the Clerk**

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

50. 031233 [Appeal, Conditional Use - 2026 Lombard Street]

Motion approving decision of the Planning Commission by its Motion No. 16596 approving Conditional Use Application No. 2002.0497C, on property located at 2026 Lombard Street,



and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

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

**51. 031234 [Appeal, Conditional Use - 2026 Lombard Street]**

Motion disapproving decision of the Planning Commission by its Motion No. 16596 approving Conditional Use Application No. 2002.0497C, on property located at 2026 Lombard Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

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

**52. 031236 [Environmental Review - 2026 Lombard Street]**

Motion certifying review of Final Mitigated Negative Declaration relating to proposed Conditional Use of property at 2026 Lombard Street. (Clerk of the Board)

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

**53. 031235 [Findings - 2026 Lombard Street]**

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 2002.0497C, on property located at 2026 Lombard Street, for action by the Board at its next meeting. (Clerk of the Board)

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

**54. ROLL CALL FOR INTRODUCTIONS**

*Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.*

**55. 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*

**CLOSED SESSION**

**CONFERENCE WITH CITY ATTORNEY**

**City as Defendant**

56. 031347 [Closed Session - Existing Litigation, City as Defendant]

Motion that the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following existing litigation in which, in sum, plaintiff challenges the constitutionality of the City's Minority/Women/Local Business Utilization Program.

Government Code Section 54956.9(a) and San Francisco Administrative Code Section 67.10(d)(1) permit this closed session. Discussion in open session concerning this matter would likely and unavoidably prejudice the position of the City in the pending litigation listed below.

Schram Construction, Inc. v. San Francisco, S. F. Superior Court No. CGC 03 421249 (filed June 10, 2003) (City Attorney)

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

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

*[Elect To Disclose]*

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

*[Elect Not to Disclose]*

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

## **FOR ADOPTION WITHOUT COMMITTEE REFERENCE**

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

### **Items 57 through 70**

57. 031328 [Commending SF Clean City Coalition, SF Chamber of Commerce and the Department of Public Works] Supervisors Dufty, Ma

Resolution commending the creation of a public-private partnership between the San Francisco Clean City Coalition, the San Francisco Chamber of Commerce and the Department of Public Works (DPW) for the development of an innovative performance evaluation program called StreetFacts. The Board of Supervisors encourages the Mayor, DPW, other city agencies, the San Francisco Clean City Coalition, and the San Francisco Chamber of Commerce to partner in the collection of StreetFacts data and in developing strategies towards the overall improvement of street cleanliness, beauty, and safety in San Francisco.

7/29/2003, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

- 58. 031329 [Controller's Office to conduct comprehensive surveys regarding the effects of health and human service budget cuts] Supervisors Dufty, Daly, Ma**

Resolution requesting the City Controller's Office to conduct comprehensive surveys on the effect of any proposed and final health and human service budget cuts on San Franciscans receiving services from both faith and community-based non-profit contractors as well as City agencies, and on the alternatives to such services and the populations most affected by these service cuts.

7/29/2003, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

- 59. 031331 [Opposing Proposition 54] Supervisors Sandoval, Ammiano, Gonzalez**

Resolution opposing Proposition 54 on the October 7, 2003 ballot which would bar most state agencies from collecting individual racial and ethnic data.

7/29/2003, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

- 60. 031355 [Revenue bonds for the 601 King Street Apartments] Supervisor Maxwell**

Resolution authorizing the issuance and sale of revenue bonds by the ABAG Finance Authority for Nonprofit Corporation in an aggregate principal amount not to exceed \$49,800,000 for the 601 King Street Apartments.

8/6/2003, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

- 61. 031356 [Multifamily housing revenue bonds for the Project as defined herein] Supervisor Daly**

Resolution authorizing the issuance and sale of multifamily housing revenue bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$30,000,000 for the Project (as defined herein).

8/6/2003, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

- 62. 031358 [Commending Cathay Post No. 384] Supervisor Sandoval**

Resolution commending the Cathay Post No. 384 for increasing awareness about issues concerning Chinese American veterans and bringing recognition to their military service achievements.

8/6/2003, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

- 63. 031359 ["Know your Rights Day"]** **Supervisor Sandoval**  
Resolution urging the Board of Education to integrate a 'Know Your Rights Day' intended to educate students about their rights, into the San Francisco Unified School District's (SFUSD) schedule.  
8/6/2003, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
**Question: Shall this Resolution be ADOPTED?**
- 64. 031309 [Needle Exchange Emergency]** **Supervisors Ammiano, Newsom, 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.  
7/29/2003, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
**Question: Shall this Motion be ADOPTED?**
- 65. 031330 [Waiver Permitting City Employees to Assist the Department of Elections]** **Supervisor Gonzalez**  
Motion granting a waiver from the prohibition imposed by Charter section 13.104.5, to permit City employees to assist the Department of Elections with the October 7, 2003, November 4, 2003, December 9, 2003 and March 2, 2004 elections.  
7/29/2003, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
**Question: Shall this Motion be ADOPTED?**
- 66. 031350 [Final Map for a 5 Unit Residential Condominium Project]**  
Motion approving Final Map of 1171 Oak Street, A Residential Condominium Project, being a subdivision of Lot 26 in Assessor's Block No. 1218, and adopting findings pursuant to Planning Code Section 101.1. (Public Works Department)  
(No Public Benefit Recipient; DPW Order No. 174,300; District 8.)  
8/5/2003, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
**Question: Shall this Motion be ADOPTED?**
- 67. 031351 [Final Map for a 51 Unit Live/Work Condominium Project]**  
Motion approving Final Map of 200 Townsend Street Lofts, 200 Townsend Street, A Live/Work Condominium Project, being a subdivision of Lot 165 in Assessor's Block No. 3787, and adopting findings pursuant to Planning Code Section 101.1. (Public Works Department)  
(No Public Benefit Recipient; DPW Order No. 174,302; District 6.)

8/5/2003, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**68. 031352 [Final Map for a 24 Unit Live/Work Condominium Project]**

Motion approving Final Map of 599 3rd Street, a Live/Work Condominium Project, being a subdivision of Lot 23 in Assessor's Block No. 3775, and adopting findings pursuant to Planning Code Section 101.1. (Public Works Department)

(No Public Benefit Recipient; DPW Order No. 174,301; District 6.)

8/5/2003, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**69. 031353 [Final Map for an 8 Unit Live/Work Condominium Project]**

Motion approving Final Map of 1025 Minna Street, a Live/Work Condominium Project, being a subdivision of Lot 110, Assessor's Block No. 3511, and adopting findings pursuant to Planning Code Section 101.1. (Public Works Department)

(No Public Benefit Recipient, DPW Order No. 174,307; District 6.)

8/5/2003, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**70. 031354 [Final Map for a 16 Unit Residential Condominium Project]**

Motion approving Final Map of 300 Linden Avenue, a Residential Condominium Project, being a subdivision of Lot 48, Assessor's Block No. 817, and adopting findings pursuant to Planning Code Section 101.1. (Public Works Department)

(No Public Benefit Recipient; DPW Order No. 174,299; District 6.)

8/5/2003, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

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

**71. IMPERATIVE AGENDA**

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

*[Serious Injury Finding]*

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

*[Purely Commendatory Finding]*

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

*[Brown Act Finding]*

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

*[Imperative Resolutions, if any]*

## **OFF-AGENDA LEGISLATION**

### **PROPOSED ORDINANCES**

*Proposed ordinances received from July 22, 2003 to August 4, 2003, for reference by President to appropriate committee on August 12, 2003.*

**031333 [Making Environmental Findings and Increasing Street Artist Certificate Fee]**

Ordinance making required environmental findings and amending Article 24 of the San Francisco Police Code by amending Section 2404.1 to increase the fee for a Street Artist Certificate and amending Section 2404.2 to clarify the fee setting procedure. (Arts Commission)

7/30/2003, RECEIVED AND ASSIGNED to Finance and Audits Committee.

**031338 [Settlement of Lawsuit - Bellaire Tower Homeowners Association]**

Ordinance authorizing settlement of the lawsuit filed by Bellaire Tower Homeowners Association against the City and County of San Francisco for \$83,862.34; the lawsuit was filed on December 31, 2001 in San Francisco Superior Court, Case No. 402-355; entitled Bellaire Tower Homeowners Association, et al. v. City and County of San Francisco, et al. (City Attorney)

(Public Benefit Recipient.)

8/4/2003, RECEIVED AND ASSIGNED to Rules Committee.

### **PROPOSED RESOLUTIONS**

*Proposed resolutions received from July 22, 2003 to August 4, 2003, for reference by President to appropriate*

**031253 [Contracting out Convention Facilities management, operation and maintenance services]**

Resolution concurring with the Controller's certification that Convention Facilities management, operation and maintenance services can be practically performed at Bill Graham Civic Auditorium and the Moscone Center by private contractor for a lower cost than similar work services performed by City and County employees. (Administrative Services Department)

7/23/2003, RECEIVED AND ASSIGNED to Finance and Audits Committee.

**031270 [Contracting out Paratransit Services]**

Resolution concurring with the Controller's determination that paratransit services for the Municipal Transportation Agency can be practically performed by a private contractor at a low cost than by City and County employees. (Public Transportation Commission)  
(Public Benefit Recipient.)

7/25/2003, RECEIVED AND ASSIGNED to Finance and Audits Committee.

**031271 [Grant of Easements in Santa Clara County]**

Resolution authorizing the grant of easements to the Santa Clara Valley Transportation Authority over property in the County of Santa Clara under the jurisdiction of the San Francisco Public Utilities Commission; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting findings pursuant to the California Environmental Quality Act; authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution; and ratifying acts and authorizing actions in furtherance of this resolution. (Real Estate Department)  
(Public Benefit Recipient.)

7/25/2003, RECEIVED AND ASSIGNED to Finance and Audits Committee.

**031285 [Grant of Easements in San Mateo County]**

Resolution authorizing a grant of easements to the State of California over property in the County of San Mateo under the jurisdiction of the San Francisco Public Utilities Commission; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting findings pursuant to the California Environmental Quality Act; ratifying acts and authorizing actions in furtherance of this resolution; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department)  
(Public Benefit Recipient.)

7/25/2003, RECEIVED AND ASSIGNED to Finance and Audits Committee.

**031307 [Extending provisional appointments]**

Resolution approving extension to June 30, 2004 of provisional appointments of employees in

classifications 1270 Departmental Personnel Officer, 1272 Senior Departmental Personnel Officer, 1458 Legal Secretary I, 1460 Legal Secretary II, 1820 Junior Administrative Analyst, and 1932 Assistant Storekeeper. (Human Resources Department)

(No Public Benefit Recipient.)

7/24/2003, RECEIVED AND ASSIGNED to Finance and Audits Committee.

**031332 [Real Property License Agreement]**

Resolution authorizing a City-wide 800 MHz Radio System license agreement at the VA Medical Center, 4150 Clement Street, San Francisco for the Emergency Communications Department. (Real Estate Department)

(Public Benefit Recipient.)

7/30/2003, RECEIVED AND ASSIGNED to Finance and Audits Committee.

**031334 [Lease of Real Property]**

Resolution authorizing a lease renewal of 1,496 sq. ft. for an Optometrist Office at 34 Van Ness Avenue, a City owned building commonly known as 30 Van Ness. (Real Estate Department)

(Public Benefit Recipient.)

7/29/2003, RECEIVED AND ASSIGNED to Finance and Audits Committee.

**031336 [Study of at-risk and HIV positive youth in San Francisco]**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to enter retroactively into an agreement in the amount of \$19,800 with The Regents of the University of California San Francisco (UCSF), the primary contractor, to participate in a study of at-risk and HIV positive youth in San Francisco, for the period of March 1, 2003, to February 29, 2004. (Public Health Department)

(No Public Benefit Recipient.)

8/1/2003, RECEIVED AND ASSIGNED to City Services Committee.

**031337 [Emergency Medical Services Fund Reimbursement]**

Resolution authorizing the San Francisco Department of Public Health, Emergency Medical Services (SFDPH, EMS) to accept and expend retroactively funds in the amount of \$920,650 from the Emergency Medical Services Fund (EMSF) to reimburse providers for emergency medical services rendered during the period of July 1, 2002 to June 30, 2004, and for administrative costs associated with this program. (Public Health Department)

(No Public Benefit Recipient.)

7/31/2003, RECEIVED AND ASSIGNED to City Services Committee.

**031339 [Lease of Real Property]**

Resolution authorizing the renewal of a lease of real property at 755 and 759 South Van Ness



Avenue for continued use by the Department of Public Health, Community Behavioral Health Services. (Real Estate Department)

(Public Benefit Recipient.)

8/4/2003, RECEIVED AND ASSIGNED to Finance and Audits Committee.

**031362 [Petitions and Communications]**

Petitions and Communications received from July 22, 2003 through August 4, 2003, for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on August 12, 2003. Part 1

From Department of Elections, submitting list of important dates for the Statewide Special Election (Recall of Governor) scheduled for October 7, 2003. Copy: Each Supervisor(1)

From Ethics Commission, submitting Second Quarter 2003 Lobbyist Report.(2)

From Fire Department, submitting list of all sole source contracts entered into during the past fiscal year.(3)

From Office of the Mayor, returning vetoed resolution that recognizes the Vietnamese Heritage Flag and Freedom Flag as the symbol of the Vietnamese American community. File 031220, Copy: Each Supervisor(4)

From Office of the Mayor, returning with his approval an ordinance the SF General Assistance aid program with letter attached. File 030871 Copy: Each Supervisor(5)

From Department of Elections, submitting copy of certified letter sent to the proponent of the "Protection of Homeless" Initiative Ordinance that the Initiative does qualify for the upcoming November 4, 2003 Municipal Election in the City and County of San Francisco. Copy: Each Supervisor(6)

From Department of Human Resources, submitting list of all sole source contracts entered into during the past fiscal year.(7)

From Department of Human Resources, submitting Quarterly Report of Economic Settlements.(8)

From SF Unified School District, submitting 1997 Proposition A Quarterly Report and Bond Issuance documents dated July 1, 2003.(9)

From concerned citizens, voicing their opinion on the recently passed resolution recognizing the Yellow Vietnamese Heritage and Freedom Flag. Copy: Each Supervisor(10)

From concerned citizens, voicing their opinion on proposal to install parking meters in Golden Gate Park. File 030991, Copy: Each Supervisor(11)

From Office of the Treasurer/Tax Collector, submitting the Bureau of Delinquent Revenue quarterly report for the period of April 1, 2003 through June 30, 2003.(12)

From Department of Parking and Traffic, submitting list of tow refunds for the fourth quarter of fiscal year 2002-03.(13)

From Office of the Controller, submitting the regular set of high level financial reports for the month of June 2003 showing fiscal year 2002-2003 status and year-end figures for the prior year.(14)

From Department of Human Services, submitting request for waiver of Administrative Code Sections 12B and 12C for Equifax which provides credit checks, social security search, and skip tracing services to locate or validate a client's address, employment and to assess a client's ability to pay back inappropriately awarded benefits.(15)

From Office of the Controller, regarding review of permit fees and assessment schedules proposed by the Department of Public Works. File 030830(16)

From Department of Elections, regarding the Gubernatorial recall election in October 2003.(17)

From Mark Longwood, submitting report on field tests done in the Marina District, Fort Mason and Aquatic Park areas supporting the Marina neighbors' contention that Verizon Wireless cellular phone services in the area is good.(18)

From Office of the Controller, submitting a cost analysis of an amendment to the MOU between the City and County and Cement Masons Local 580.(19)

From Office of the Controller, submitting report concerning the review of Travelex America, Inc. and its foreign currency operations at SF International Airport.(20)

From Office of the Mayor, submitting list of sole source contracts entered into during the past fiscal year.(21)

From Port of San Francisco, regarding whether the Port can dedicate a space for the purposes of float building and storage.(22)

From Ethics Commission, submitting list of sole source contracts entered into during the past fiscal year.(23)

From Recreation and Park Department, submitting list of sole source contracts entered into during the past fiscal year.(24)

From Charles Candau, submitting request for liquor license for "House of Shields" located at 39 New Montgomery Street.(25)

From Pacific Gas and Electric Company, submitting request on behalf of its subsidiaries ETrans, LLC, and GTrans, LLC for suspension of all activity to process the applications for new franchises until further notice.(26)

From Civil Service Commission, submitting survey of monthly rates paid to police officers and firefighters in all cities of 350,000 or more in the State of California.(27)

From State Board of Equalization, regarding proposed amendments to Property Tax Rule 462.240.(28)

From SF Transportation Authority, submitting Final Environmental Impact Report for consideration of the New Expenditure Plan and 30-year Sales Tax Reauthorization.(29)

From Emergency Communications Department, submitting list of sole source contracts

entered into during the past fiscal year.(30)

From various signators, submitting Form 700 Statement of Economic Interests:(31)  
Christine Gasparac

From Planning Department, regarding proposed substitute ordinance amending Department of Public Works Rules and Regulations Governing the Posting of Banners. File 020061(32)

From Emergency Communications Department, submitting list of sole source contracts entered into during the past fiscal year.(33)

From State Public Utilities Commission, submitting notice that Blue and Gold Fleet, L.P. has applied for a fare increase for passengers using the Alameda/Oakland Ferry Service, including service to and from San Francisco and Angel Island State Park.(34)

From Allie London, regarding the outstanding work of Beth Goudreau and Yvette Ortega of Medic #8. Copy: Each Supervisor, Fire Chief(35)

From concerned citizens, requesting the Board do whatever it can to keep SF Liberation Radio on the air.(36)

From Martin Lyon, commenting on various local topics.(37)

From Teddy Ryan, regarding his experience with a parking control officer on July 22, 2003 near Second and Harrison Streets. Copy: Department of Parking and Traffic(38)

From Department of Elections, submitting copy of certified letter sent to the proponent of the "Minimum Wage" Initiative Ordinance that the Initiative does qualify for the upcoming November 4, 2003 Municipal Election in the City and County of San Francisco.(39)

From James Chaffee, submitting his concern with library funds not being used as voted for by the citizens of San Francisco, that stressed the need to replace neighborhood branches in rental facilities with branches in stand-alone city-owned facilities. Copy: Each Supervisor(40)

From David Rogers, urging the Board to have an emergency meeting with the Department of Elections to discuss the upcoming election.(41)

From Department of Children, Youth and Their Families, submitting request for release of reserved funds of \$37,500 to operate its information and referral services for fiscal year 2003-04. Copy: Finance Committee, Budget Analyst(42)

From Ryan Yip, submitting request on behalf of the American Cancer Society's San Francisco RELAY FOR LIFE event (An interactive experience that offers everyone an opportunity to gather in the fight against cancer), for a proclamation declaring San Francisco County a relay for life community.(43)

From SF Public Library, submitting list of sole source contracts entered into by the library during fiscal year 2002/03.(44)

From Recreation and Park Department, submitting list of sole source contracts entered into by the library during fiscal year 2002/03.(45)

From Comcast Cable Communications, Inc., submitting notice that KQED (Public Broadcasting Station) will introduce additional programming on August 8, 2003.(46)

From Department of Elections, submitting copy of certified letter sent to the proponent of the "Aggressive Solicitation Ban and Diversion Program" that the petition did contain sufficient valid signatures to qualify for the upcoming November 4, 2003 Municipal Election to be held in the City and County of San Francisco. Copy: Each Supervisor(47)

From John Jenkel, commenting on various subjects.(48)

From Department of Consumer Assurance, submitting list of sole source contracts entered into by the department during fiscal year 2002/03.(49)

From Roger Dreyfoos, commenting on the homeless situation in San Francisco. File 030848(50)

From Jason Born, submitting opposition to the proposed placement of the Market St./Octavia St. Off-Ramp.(51)

From Bernard Rush, submitting opposition to proposed legislation regarding the motorcycle sidewalk parking policy.(52)

From Richard Robinson, suggesting Mr. Williard Hall be named director of the Mayor's Office of Homelessness as soon as the present director leaves.(53)

From Jude Koski, concerning the Page Street Garden Acquisition.(54)

From Sam Podolsky, submitting support for Care Not Cash as passed by the voters in the last election.(55)

From Real Estate Division, submitting report on real property owned by the City and County of San Francisco as of fiscal year ending June 30, 2003.(56)

#### APPOINTMENTS BY THE MAYOR

Art Commission  
Andrea Cochran  
Anne K. Brauer

Environment Commission  
Randall Hayes  
Parin Shah

Human Rights Commission  
Martha Knutzen

Taxi Commission  
Mary McGuire  
Martin B. Smith  
Patricia Breslin

**031363 [Petitions and Communications]**

Petitions and Communications received from July 22, 2003 through August 4, 2003, for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on August 12, 2003. Part 2

From Human Rights Commission, submitting report on the "Racial Privacy Initiative" anticipated impact on City programs. (56)

From Fire Department, submitting description of the responsibilities of the two current Deputy Chief positions in the Fire Department and the proposed position of Deputy Chief for the Airport Division. File 031033(57)

From Planning Department, submitting notice of Certificate of Determination of Exemption/Exclusion from Environmental Review for proposed ordinance that prohibits the sale or storage of alcohol as an accessory use in dwellings in R and NC Districts. File 031059(58)

From Derrill Dabkoski, commenting on the passage of the Vietnamese American Heritage and Freedom Flag resolution.(59)

From West of Twin Peaks Central Council, submitting opposition to proposed legislation regarding "Final Draft of the Housing Element". File 030828(60)

From Office of the City Attorney, submitting monthly report for services provided for May and June 2003.(61)

From Ted Mackay, submitting his concerns with the new Muni buses.(62)

From Police Department, submitting list of all goods and/or cash donated to the Police Department during fiscal year July 1, 2002 to June 30, 2003.(63)

From District Attorney, submitting request for waiver of Sections 12B and 12C of the Administrative Code for a one-time purchase of gift cards from Safeway, Inc.(64)

From Airport, submitting notice that the Airport plans to incorporate the City's Minimum Compensation and Health Care Accountability Ordinances into the Rental Car Leases and Agreements. Copy: Each Supervisor(65)

From Airport, regarding lease and operating agreement between Smarte Carte, Inc. and the City and County of San Francisco acting by and through the Airport Commission for a five-year period, commencing April 1, 2002. Copy: Each Supervisor(66)

From Planning Department, submitting list of sole source contracts entered into during fiscal year 2002/03.(67)

From Mirna Escobar, regarding various issues with the San Francisco Housing Authority.(68)

From George Ridegely, submitting opposition to proposed legislation that would ban the posting of signs on utility poles and lampposts. Copy: Each Supervisor(69)

From Michael Smithwick, urging the board to reject the Environmental Impact Report (EIR) for the proposed parking garage in Golden Gate Park and send it back to the Planning Department. File 031321(70)

From Norman Larson, urging the Board to raise height limits in transit corridors from 40 feet to 80 feet, and allow secondary units without parking spaces in the same areas. File 030896(71)

From concerned citizen, submitting opposition to the installation of parking meters in Golden Gate Park or the Marina. File 030991(72)

## **ADJOURNMENT**

### **Meeting Procedures**

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

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

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

Agenda are available on the internet at [www.sfgov.org/bdsupvrs.bos.htm](http://www.sfgov.org/bdsupvrs.bos.htm).

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

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

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

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

Contact Ohn Myint at (415) 554-7704.

**AVISO EN ESPAÑOL:** La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.



### **Disability access**

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

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

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

All meetings are real-time captioned and are cablecast open-captioned on SF Cable 26.

The following services are available when requests are made by 4:00 p.m. of the Friday before the Board meeting.

This advance notice will help ensure availability.

ú For American Sign Language interpreters or use of a reader during a meeting, contact Ohn Myint at (415) 554-7704.

ú For a large print copy of agenda or minutes in alternative formats, contact Annette Lonich at (415) 554-7706. Assistive listening devices are available from the receptionist in the Clerk of the Board's Office, Room 244, prior to the meeting.

The Clerk of the Board's Office TTY number is (415) 554-5227.

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

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

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

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Donna Hall by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at Donna.Hall@sfgov.org

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

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

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

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