

Full Board Agendas
Board of Supervisors

City and County of San Francisco

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



AGENDA

Monday, August 27, 2001
2:00 PM

Regular Meeting

TOM AMMIANO, PRESIDENT
CHRIS DALY, MATT GONZALEZ, TONY HALL, MARK LENO,
SOPHIE MAXWELL, JAKE McGOLDRICK, GAVIN NEWSOM
AARON PESKIN, GERARDO SANDOVAL, LELAND Y. YEE

Gloria L. Young, Clerk of the Board

ROLL CALL AND PLEDGE OF ALLEGIANCE

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 12

Recommendations of the Audit, Labor and Government Efficiency Committee

Present: Supervisors Newsom, Daly, McGoldrick

1. 011377 [Settlement of Lawsuit]
Ordinance authorizing settlement of the lawsuit filed by Brenda Sgamba against the City and County of San Francisco for one hundred sixty-two thousand, seven hundred and fifty dollars and no cents (\$162,750.00), and to Sgamba's attorney Christopher Dolan (payable to The Dolan Law Firm) the total lump sum for costs and fees of one hundred sixty-two thousand, two hundred and fifty dollars and no cents (\$162,250.00) (for a total sum of \$325,000.00); the lawsuit was filed on March 16, 1999 in San Francisco Superior Court, Case No. 302-011; entitled Brenda Sgamba v. City and County of San Francisco, et al. (City Attorney)

8/20/2001, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
2. 011378 [Settlement of Lawsuit]
Ordinance authorizing settlement of the lawsuit filed by Robert Weidman against the City and County of San Francisco for \$27,500, plus an amount not to exceed \$20,000 for additional attorney's fee and cost; the lawsuit was filed on May 24, 2001, in the United States District Court, Case No. C99-4442 TEH; entitled Robert Weidman v. City and County of San Francisco, et al. (City Attorney)

8/20/2001, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
3. 011442 [Settlement of Lawsuit]
Ordinance authorizing settlement of the lawsuit filed by Scottie M. McKinney against the City and County of San Francisco for \$100,000; the lawsuit was filed on January 14, 2000 in United States District Court, Case No. C00-0175 MMC; entitled Scottie M. McKinney v. City and County of San Francisco; other material terms of said settlement are McKinney agrees to retire, and not to seek or accept employment from the City and County of San Francisco in the future. (City Attorney)

8/20/2001, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Economic Vitality, Small Business and Social Policy Committee

Present: Supervisors Newsom, Maxwell

4. 011275 [Grant - Vertical Defense of Indigents Program]
Resolution authorizing the Office of the Public Defender to accept and expend a grant in the amount of \$197,714 from the Office of Criminal Justice Planning (OCJP) as part of the on-going Vertical Defense of Indigents Program. (Public Defender)

Question: Shall this Resolution be ADOPTED?

5. 011427 [San Francisco Solid Waste Management Program - Food Scrap Diversion at Schools]

Resolution authorizing the Department of the City Administrator to retroactively accept and expend a grant in the amount of Twenty Five Thousand Dollars (\$25,000.00) from the San Francisco Foundation for the purpose of implementing "Food Scrap Diversion at Schools." (Administrative Services Department)

Question: Shall this Resolution be ADOPTED?

6. 011492 [State Grant for Homeless Shelter Services at 1101 Polk Street-]

Resolution authorizing the Department of Human Services to accept and expend a forgivable loan in the amount of \$496,544 from the California Department of Housing and Community Development Emergency Housing Assistance Program (EHAP) to make crucial improvements at Multi-Service Center North (1101 Polk Street), which provides homeless shelter services. (Human Services Department)

Question: Shall this Resolution be ADOPTED?

7. 011175 [Advisory Board Report, Union Square Business Improvement]

Motion approving the annual report prepared by the Advisory Board to the Union Square Business Improvement District for Fiscal Year 2000-2001. (Clerk of the Board)

Question: Shall this Motion be ADOPTED?

Recommendation of the Finance Committee

Present: Supervisors Leno, Peskin, Gonzalez

8. 011481 [Contracting Out City Services]

Resolution concurring with the Controller's certification that assistance to certain victims of crime and education in community anti-street violence can be practically performed for the District Attorney's Victim Witness Assistance Program by a private contract at a lower cost than similar work services performed by City and County employees. (District Attorney)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Neighborhood Services and Parks Committee

Present: Supervisors Yee, Hall

9. 011179 [Federal Grant - Improvements at Civic Center-United Nations Plazas/Mid-Market]

Resolution authorizing the Director of the Department of Public Works (DPW) to accept and expend \$936,325 in federal Transportation, Community and System Preservation (TCSP) funds for improvements in Civic Center-United Nations Plazas/Mid-Market. (Public Works Department)

Question: Shall this Resolution be ADOPTED?

10. 011443 [One-year extension for occupancy of Anthony and Jessie Streets during construction operations at 560 Mission Street]

Resolution granting revocable permission to Turner Construction Company for a one-year extension to temporarily close and occupy a portion of the sidewalk and parking lane on the easterly side of Anthony Street, between Mission and Jessie Streets, and a portion of the street area on Jessie Street during construction operations at 560 Mission Street (Block 3708, Lots 015, 017 & 018). (Public Works Department)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Gonzalez, Ammiano

11. 011236 [Appointment]
Resolution appointing Jennifer Mann, term ending June 30, 2003, to the Asthma Task Force, residency requirement waived.

Jennifer Mann (residency requirement waived), new appointment, seat 20, must be a representative of the Department of Public Health, for a new two-year term ending June 30, 2003.

Question: Shall this Resolution be ADOPTED?

12. 011401 [Appointment]
Resolution appointing Gwendolyn Ann Smith, Felicia Elizondo, and Simon Aronoff, terms ending June 1, 2002, to the Transgender Civil Rights Implementation Task Force, residency requirement waived.

Gwendolyn Ann Smith (residency requirement waived), succeeding Theresa Sparks, resigned, seat 2, must be a member of the transgender community; for the unexpired portion of a two-year term ending June 1, 2002;

Felicia Elizondo, succeeding Riley Morgan, resigned, seat 5, must be a member of the transgender community; for the unexpired portion of a two-year term ending June 1, 2002;
Simon Aronoff (residency requirement waived), succeeding David Strachan, resigned, seat 6, must be a member of the transgender community; for the unexpired portion of a two-year term ending June 1, 2002.

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

13. 011551 [Findings - Appeal of the Planing Commission's certification of the Final Environmental Impact Report for the New M. H. de Young Museum Project]
- Motion adopting findings related to the appeal of the Planning Commission's certification of the Final Environmental Impact Report, Case File No. 199.455E (Commission Motion No. 16039, approved December 7, 2000), for the proposed New M. H. de Young Museum Project in Golden Gate Park, located at 75 Tea Garden Drive (Lot 1 in Assessor's Block 1700). (Clerk of the Board)
- (Companion measure to Files 011486, 011487, 011488, 011489.)
- 8/21/2001, REFERRED to Board of Supervisors.
- Question: Shall this Motion be ADOPTED?

Recommendations of the Audit, Labor and Government Efficiency Committee

Present: Supervisors Newsom, Daly, McGoldrick

14. 011320 [MOU, Police Officers Association] Mayor
- Ordinance adopting and implementing the Memorandum of Understanding between the San Francisco Police Officers' Association (SFPOA) and the City and County of San Francisco to be effective for the period July 1, 2001, through June 30, 2003. (Mayor)
- (Fiscal impact.)
- 8/20/2001, PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Housing, Transportation and Land Use Committee

Present: Supervisors McGoldrick, Peskin

15. 010488 [Bicycle Storage] Supervisors Leno, Gonzalez
- Ordinance amending Section 155 of the Planning Code and adding Section 155.4 to the

Planning Code to require that all new commercial buildings and commercial buildings with major renovations contain parking spaces for bicycles proportionate to and in accordance with such building's square footage and primary use.

Planning Commission Resolution #16180 adopted June 28, 2001 recommending approval. Received Certificate of Determination of Exemption/Exclusion from Environmental Review dated April 17, 2001.

8/20/2001, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

16. 011124 [Commercial Vehicle Weight Restriction - Pond Street]
Ordinance adding Section 28.5.53 to the San Francisco Traffic Code, establishing a commercial vehicle weight restriction on a portion of Pond Street. (Parking and Traffic Department)

8/20/2001, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Gonzalez, Hall, Ammiano

17. 010840 [Elections Task Force]
Ordinance creating the Elections Task Force to redraw Board of Supervisor district lines pursuant to the provisions set forth in Charter Section 13.110(d) following the 2000 federal census; operative date September 10, 2001. (Clerk of the Board)

5/29/2001, RE-REFERRED to Rules Committee. Supervisor Sandoval requested this matter be re-referred to committee.

8/20/2001, AMENDED. 8/20/01 - Supervisor Hall, seconded by Supervisor Yee moved to amend on Page 1, line 5 and on Page 2, line 2, replace "October 9" with "September 10".

8/20/2001, PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

18. 011497 [Rent Control Ordinance amendment, six month period which landlords may not evict tenants for non-payment of capital improvement passthrough] Supervisors Ammiano, Hall, Gonzalez

Ordinance providing a six-month period commencing August 10, 2001, during which landlords are prevented from evicting tenants for non-payment of that portion of rent attributable to capital improvement passthrough petitions decided at the Rent Board after April 10, 2000, pursuant to capital improvement petitions filed prior to August 10, 2001.

8/20/2001, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

19. 011468 [Ballot Argument - Municipal Utility District] Supervisor Ammiano
Motion authorizing proponent's ballot argument in favor of Proposition ____, a proposal to

form a Municipal Utility District for the City and County of San Francisco and the City of Brisbane to be known as the San Francisco-Brisbane Municipal Utility District.

8/20/2001, CONTINUED. Supervisor Peskin moved to continue to August 27, 2001.

Question: Shall this Motion be ADOPTED?

NEW BUSINESS

Recommendations of the Economic Vitality, Small Business and Social Policy Committee

Present: Supervisors Newsom, Maxwell

20. 011196 [Liquor License Transfer, 716 Grant Avenue]
Resolution disapproving the request to transfer a Type 21 off-sale general alcoholic beverage control license to Juliana Yan dba "Chine D'Art" from 812 Washington Street to 716 Grant Avenue, District 3, and determining that it will not serve the public convenience and necessity 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?

21. 011218 [Liquor License Transfer, 2222 Polk Street]
Resolution determining that the transfer of a Type 20 off-sale beer and wine alcoholic beverage control license to Michael Najib Dabit dba "Polk and Green Produce" from 550 Taraval Street to 2222 Polk Street (District 3), will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code; with conditions.

Question: Shall this Resolution be ADOPTED?

22. 011222 [Liquor License Transfer, at 145 Jackson Street]
Resolution determining that the transfer of a Type 20 off-sale beer and wine alcoholic beverage control license from Safeway Store Unit 203 located at 2300 - 16th Street to Safeway Store #4601 at 145 Jackson Street (District 3), and exchanging said license to a Type 21 off-sale general alcoholic beverage control license, will serve the public convenience and necessity 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?

Recommendations of the Finance Committee

Present: Supervisors Leno, Peskin, Gonzalez

23. 011242 [Requiring situs and/or street name on recorded documents] Supervisor Yee
Ordinance amending Article 12C of Part III of the San Francisco Municipal Code (Real

Property Tax) by amending Section 1102.1 thereto to require that every document pertaining to real property that is submitted for recordation show on the face of the document the commonly-known situs and/or street name and number of the real property described therein.

Question: Shall this Ordinance be PASSED ON FIRST READING?

24. 011405 [Appropriation, Police Department] Supervisor Leno
Ordinance reallocating \$1,200,000 retroactively from Police Department appropriations to the Fire Department to fund the cost of uniform firefighters for fiscal year 2000-01.
(Fiscal impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

25. 011426 [BART/SFIA On-Airport Project Development Agreement]
Resolution approving Modification No. 1 to the BART/SFIA On-Airport Project Development Agreement, as it relates to the on-Airport portion of the BART to San Francisco Airport Extension project, which is by and between the City and County of San Francisco, acting by and through its Airport Commission ("SFIA"), and the Bay Area Rapid Transit District ("BART"). (Airport Commission)

Question: Shall this Resolution be ADOPTED?

26. 011499 [Setting San Francisco's 2001-2002 property tax rate and establishing passthrough rate for residential tenants] Mayor
Ordinance providing revenue and levying property taxes for City and County purposes and establishing passthrough rate for residential tenants pursuant to Chapter 37 of the Administrative Code for the fiscal year ending June 30, 2002. (Mayor)

Question: Shall this Ordinance be PASSED ON FIRST READING?

27. 011500 [Setting San Francisco's Unified School District's 2001-2002 property tax to be included in the City's overall property tax rate] Mayor
Ordinance providing revenue and levying property taxes for San Francisco Unified School District's purposes for the fiscal year ending June 30, 2002. (Mayor)

Question: Shall this Ordinance be PASSED ON FIRST READING?

28. 011501 [Setting San Francisco Community College District's 2001-2002 property tax rate to be included in the City's overall property tax rate] Mayor
Ordinance providing revenue and levying property taxes for San Francisco Community College District purposes for the fiscal year ending June 30, 2002. (Mayor)

Question: Shall this Ordinance be PASSED ON FIRST READING?

29. 011502 [Adjusting Appropriations - Art Commission] Mayor
Ordinance amending the Annual Appropriation Ordinance for Fiscal Year 2001-2002, File

Number 011041, Ordinance Number 170-01, adjusting appropriations to meet the requirements of the Art Commission pursuant to Charter Section 16.106(1). (Mayor)

Question: Shall this Ordinance be PASSED ON FIRST READING?

30. 010845 [Dancehall Permits] Supervisors Daly, Gonzalez,
Peskin, Leno

Ordinance amending San Francisco Police Code Section 1023 to exempt dances and dancehalls from the need to obtain a dancehall permit if the location where the dance is being held has a place of entertainment permit and provides free drinking water.

7/23/2001, CONTINUED. Supervisor Daly, seconded by Supervisor Leno moved to continued to July 30, 2001.

7/30/2001, CONTINUED. Supervisor Daly moved to continue to August 13, 2001.

8/13/2001, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

8/13/01 - Supervisor Daly presented an amendment of the whole bearing new title.

8/13/2001, RE-REFERRED to Finance Committee. Re-referred to Finance.

Question: Shall this Ordinance be PASSED ON FIRST READING?

From Finance Committee Without Recommendation

Present: Supervisors Leno, Peskin, Gonzalez

31. 011176 [Lease of Property]
Resolution authorizing the lease of real property at 100 Blanken Street, San Francisco, California, for the Department of Public Health. (Real Estate Department)
(District 10)

Question: Shall this Resolution be ADOPTED?

32. 011425 [Lease of Property]
Resolution authorizing a new lease of real property at 2712 Mission Street on behalf of the Department of Public Health, Community Mental Health Services. (Real Estate Department)
(Fiscal impact; District 9.)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Neighborhood Services and Parks Committee

Present: Supervisors Yee, Hall

33. 011333 [Commend - 2008 Olympics in Beijing] Supervisor Yee
Resolution commending China for their successful bid for the 2008 Summer Olympics in Beijing.

7/23/2001, REFERRED. Referred to Audit, Labor and Government Efficiency Committee.

Question: Shall this Resolution be ADOPTED?

Recommendation of the Public Health and Environment Committee

Present: Supervisors Maxwell, Yee, Leno

34. 010889 [2001 Homeless Continuum of Care Plan] Supervisor Daly
Resolution endorsing and adopting the 2001 Homeless Continuum of Care Plan prepared by
Local Homeless Coordinating Board.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Gonzalez, Ammiano

35. 010762 [Selection of Police Inspectors]
Ordinance amending Section 2A.78 of the San Francisco Administrative Code to conform
with post Consent Decree requirements regarding the administration of examination for the
rank of Assistant Inspector. (Police Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

36. 010119 [Establishing a 19-member task force to study civic participation and electoral reform] Supervisor Daly
Resolution establishing the Civic Participation Task Force to study trends in civic
participation and report back to the Board of Supervisors with proposed electoral reforms.

Question: Shall this Resolution be ADOPTED?

37. 011396 [Appointment]
Resolution appointing Supervisor Aaron Peskin, indefinite term, to the Water Transit
Authority Community Advisory Committee.
Aaron Peskin, new appointment, Seat 1, must be appointed by the San Francisco Board of
Supervisors to represent the county in which a water transit terminal is located, for an
indefinite term.

Question: Shall this Resolution be ADOPTED?

38. 011205 [Mid-Income Housing Task Force] Supervisors Daly, McGoldrick
Resolution establishing the Mid-Income Housing Task Force.

7/2/2001, SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA. Supervisor McGoldrick requested this item be severed and considered separately.

7/2/2001, REFERRED to Rules Committee. Supervisor McGolderick requested this item be referred to the Rules Committee.

Question: Shall this Resolution be ADOPTED?

39. 011483 [Confirmation]
Resolution appointing Wade Crowfoot, indefinite term, as an alternate member of the San Francisco Bay Conservation and Development Commission.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Gonzalez, Hall, Ammiano

40. 011482 [Appointment]
Motion appointing Supervisor Matt Gonzalez, term to be determined, to the San Francisco Local Agency Formation Commission.
Supervisor Matt Gonzalez, succeeding Supervisor Chris Daly, resigned, Seat 2, term to be determined.

(Supervisor Gonzalez excused from voting.)

Question: Shall this Motion be ADOPTED?

SPECIAL ORDER 3:00 P.M.

41. 011385 [Public Hearing]
Hearing of persons interested in or objecting to report of delinquent charges for refuse collection services and nuisance removal costs submitted by the Director of Public Health as modified to the date of adoption of this resolution, and creating Special Assessments and liens based thereon. (Clerk of the Board)

Action:_____

From Department of Public Health

42. 011386 [Garbage Liens - Department of Public Health]
Resolution confirming report of delinquent charges for refuse collection services and nuisance removal costs submitted by the Director of Public Health as modified to the date of adoption of this resolution, and creating Special Assessments and liens based thereon. (Public Health Department)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

43. 011387 [Public Hearing]
Hearing of persons interested in or objecting to report of delinquent reinspection fee costs submitted by the Director of Public Health, as modified to the date of adoption of the Resolution, and creating special assessments and liens based thereon. (Clerk of the Board)
- Action: _____

From Department of Public Health

44. 011388 [Reinspection Fee Liens - Department of Public Health]
Resolution confirming report of delinquent reinspection fee costs submitted by the Director of Public Health, as modified to the date of adoption of the Resolution, and creating special assessments and liens based thereon. (Public Health Department)
- Question: Shall this Resolution be ADOPTED?

COMMITTEE REPORTS

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

From Rules Committee

The following items will be considered by the Rules Committee at a Special meeting on Friday, August 24, 2001 at 1:00 P.M. The Chair intends to request the committee to send the following items to the Board as a committee report.

45. 011480 [Rebuttal Argument - Solar Energy Facilities] Supervisor Leno
Motion authorizing rebuttal to opponent's ballot argument against Proposition B, a Revenue Bond Measure regarding Solar Energy Facilities.
- Question: Shall this Motion be ADOPTED?
46. 011494 [Rebuttal Argument - Proposition C] Supervisor McGoldrick
Motion authorizing rebuttal to opponent's ballot argument against Proposition C, a Charter Amendment regarding vacancy in Elective Office.
- Question: Shall this Motion be ADOPTED?
47. 011519 [Rebuttal Argument - Proposition D] Supervisor Peskin
Motion authorizing rebuttal to opponent's ballot argument against Proposition D, a Charter Amendment regarding Land Fill in the San Francisco Bay.

Question: Shall this Motion be ADOPTED?

48. 011475 [Rebuttal Argument - Election, Ethics and Outside Counsel] Supervisor Newsom
Motion authorizing rebuttal to opponent's ballot argument against Proposition E, a Charter Amendment regarding Election, Ethics and Outside Counsel.

Question: Shall this Motion be ADOPTED?

49. 011518 [Rebuttal Argument - Proposition F] Supervisor Ammiano
Motion authorizing proponent's rebuttal ballot argument in favor of Proposition F, a Charter Amendment creating a Municipal Water and Power Agency.

Question: Shall this Motion be ADOPTED?

50. 011534 [Rebuttal Argument - Redistricting] Supervisor Daly
Motion authorizing rebuttal to opponent's ballot argument against Proposition G, a Charter Amendment regarding Redistricting.

Question: Shall this Motion be ADOPTED?

51. 011517 [Rebuttal Argument - Proposition H] Supervisor Ammiano
Motion authorizing proponent's rebuttal ballot argument in favor of Proposition H, a Charter Amendment authorizing the Board of Supervisors to issue revenue bonds for renewable energy and energy conservation programs.

Question: Shall this Motion be ADOPTED?

52. 011516 [Rebuttal Argument - Municipal Utility District] Supervisor Ammiano
Motion authorizing proponent's rebuttal ballot argument in favor of Proposition ____, a proposal to form a Municipal Utility District for the City and County of San Francisco and the City of Brisbane to be known as the San Francisco-Brisbane Municipal Utility District.

Question: Shall this Motion be ADOPTED?

53. ROLL CALL FOR INTRODUCTIONS

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

54. PUBLIC COMMENT

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

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

55. 011548 [Legislative Analyst Request] Supervisor Daly
Motion asking the Legislative Analyst to study and report on meeting schedules and preparation of the other 57 Boards of Supervisors in California counties.
Question: Shall this Motion be ADOPTED?
56. 011549 [Legislative Analyst Request] Supervisor Gonzalez
Motion asking the Legislative Analyst to prepare a report detailing the policies and practices employed by other counties related to the calculation of attrition savings in department budgets and the filling of vacant staff positions.
Question: Shall this Motion be ADOPTED?
57. 011550 [Legislative Analyst Request] Supervisor Maxwell
Motion asking the Legislative Analyst to research ways in which the City and County of San Francisco can increase its number of bilingual police officers and police support staff; to provide information on how other cities and counties have sought to address this issue, such as through salary bonuses and other incentives, targeted recruitment programs, or other policies or programs.
Question: Shall this Motion be ADOPTED?

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 58 through 70

58. 011536 [Office of Public Power] Supervisor Hall
Resolution urging the Mayor to create an Office of Public Power within the Public Utilities Commission charged with the responsibility of securing expeditiously reliable and affordable electric power for San Francisco residents and businesses, including City Departments, and urging the State of California to cooperate with the San Francisco Public Utilities Commission by facilitating the purchase of low cost electricity.
8/20/2001, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

59. 011537 [School Bus Retrofit Program] Supervisors Leno, Maxwell,
McGoldrick

Resolution urging the San Francisco Unified School District to pursue the Bay Area Air Quality Management District's school bus retrofit program which covers the cost of installing particulate traps on existing diesel busses.

8/20/2001, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

60. 011538 [Passage of Senate Joint Resolution 17] Supervisors Maxwell, McGoldrick
Resolution urging United States Senate passage of Senate Joint Resolution 17 repealing President George W. Bush's restoration of the Mexico City Policy.

8/20/2001, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

61. 011539 [Rail-Volution Days in S.F.] Supervisors Peskin, Ammiano
Resolution commending Rail-Volution for its forum to build livable communities with transit-oriented development and smart growth and declaring September 13, 2001 through September 16, 2001 Rail-Volution Days in San Francisco.

8/20/2001, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

62. 011540 [Censuring Nancy Ho Belli] Supervisor Peskin
Resolution censuring Nancy Ho Belli, member of the San Francisco Landmarks Preservation Advisory Board, for her negligent ownership of two adjacent buildings at 720-728 Montgomery Street, requesting that Mayor Brown remove Ms. Ho Belli from the Landmarks Advisory Board, and requesting that the District Attorney institute legal proceedings against Ms. Ho Belli, per Planning Code Section 1013(c)2.

8/20/2001, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

63. 011541 [US-Japan Peace Treaty] Supervisors Yee, Ammiano
Resolution urging the government of Japan, on the 50th anniversary of the US-Japan Peace Treaty, to apologize for its wartime atrocities and provide just compensation for the surviving victims of its aggression.

8/20/2001, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

64. 011542 [National Parks and Public Employees] Supervisor Yee
Resolution urging the National Parks to acknowledge the rights of public employees to have union representation and the right to bargain over wages and job conditions with their employers.
8/20/2001, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Resolution be ADOPTED?
65. 011543 [Bicycle Arrow Pavement Markings] Supervisor Yee
Resolution supporting the Department of Parking and Traffic in the utilization of bicycle arrow pavement markings and urging the California Traffic Control Devices Committee to approve these markings as an official traffic control device.
8/20/2001, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Resolution be ADOPTED?
66. 011553 [Authorizing DPW and DPT to apply for, accept and expend grant funds for various bicycle commuter improvements in San Francisco] Supervisor Ammiano
Resolution authorizing the Director of the Department of Public Works and the Executive Director of the Department of Parking and Traffic to apply for, accept and expend up to \$1,155,800 in state Bicycle Transportation Account (BTA) grant funds with required local matching funds of \$ 128,450 to undertake various bicycle improvements in the City and County of San Francisco.
8/22/2001, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Resolution be ADOPTED?
67. 011527 [Final Map for a 6 Unit Mixed-Use Condominium Project]
Motion approving the Final Map of 3288 Steiner Street, A Mixed-Use Condominium Project, being a subdivision of Lot 23, Assessor's Block No. 510, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)
(DPW Order No. 173,128; District 2.)
8/20/2001, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Motion be ADOPTED?
68. 011528 [Final Map for a 102 Unit Live/Work Condominium Project]
Motion approving the Final Map of City Lofts (175 Bluxome Street), A Live/Work Condominium Project, being a subdivision of Lot 29, Assessor's Block No. 3785, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)
(DPW Order No. 173,129; District 6.)

8/20/2001, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be ADOPTED?

69. 011533 [Needle Exchange Emergency] Supervisors Ammiano, Newsom,
Yee, Leno, Daly, Peskin,
McGoldrick, Maxwell

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

8/20/2001, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be ADOPTED?

70. 011568 [Final Map for a 76 Unit Residential Condominium
Project]

Motion approving the Final Map of 530 Chestnut Street and 411 & 445 Francisco Street, A
Residential Condominium Project, being a subdivision of Lot 10, Assessor's Block No. 52,
and adopting findings pursuant to City Planning Code Section 101.1. (Public Works
Department)

(DPW Order No. 173,110; 530 Chestnut Street, District 3; 411 & 445 Francisco Street,
District 3.)

8/20/2001, 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 August 16 through noon on August 22, for reference by President to appropriate committee on August 27, 2001.

011526 [Reward Authorization]
Ordinance authorizing payment of reward to Selina Archuletta and Raven Meadows. (Mayor)
8/16/2001, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

011555 [Changing Official Width of Sidewalk]
Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" is amended by adding thereto Section No. 1551 Changing the Official Sidewalk Width on a Portion of Front Street between Sacramento and California Streets, as shown on Department of Public Works drawing labeled Q-20-514 and making findings pursuant to City Planning Code Section 101.1. (Public Works Department)
8/22/2001, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from August 16 through noon on August 22, for reference by President to appropriate committee on August 27, 2001.

011394 [Airport Information Booth Contract, Fiscal Year 2001-2002]
Resolution approving the Controller's Certification that Airport Information Booth Services at San Francisco International Airport can practically be performed by private contractor at a lower cost than if work were performed by City employees at currently budgeted levels.

(Airport Commission)

8/22/2001, RECEIVED AND ASSIGNED to Finance Committee.

011525 [Appropriation Limit for Fiscal Year 2001-02]

Resolution establishing the appropriations limit for fiscal year 2001-02 pursuant to California Constitution Article XIII B. (Controller)

8/15/2001, RECEIVED AND ASSIGNED to Finance Committee.

8/21/2001, SUBSTITUTED. Substituted by Controller 8/21/01 bearing same title.

8/21/2001, ASSIGNED to Finance Committee.

011571 [Petitions and Communications]

Petitions and Communications received from August 16 through noon on August 22, for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on August 27, 2001.

From Department of Human Resources, submitting annual report for fiscal year 2000/01. (1)

From Office of the City Attorney, regarding the Board of Appeals' decision in the matter of 696 Pennsylvania Avenue, a live-work project owned by R.A.M. Development. (Reference No. 20010514-001) Copy: Supervisor McGoldrick (2)

From Emergency Communication Department, regarding plans for compliance with the Equal Access to City Services Ordinance. (Reference No. 200010716-009) Copy: Each Supervisor (3)

From Department of Building Inspection, submitting two cellular antenna permit applications filed for the following addresses: 300 Gough Street, 345 Stockton Street. (Reference No. 20000403-002) Copy: Supervisor Yee (4)

From Department of Human Services, regarding plans for compliance with the Equal Access to City Services Ordinance. (Reference No. 200010716-011) Copy: Supervisor Leno (5)

From Office of the Controller, submitting report regarding financial audit of the Statement of Cash and Investments for the Office of the Treasurer and Tax Collector for the quarter ended March 31, 2001. (6)

From Department of Elections, submitting annual report for fiscal year 2000/01. (7)

From Amy Reppert, submitting support to ban cell phone use on public transportation, unless it's an emergency. (8)

From Erik Beckjord, commenting on various issues: the need for enforcement of law and/or to enact legislation requiring bicycle messengers to stop running red lights, stop wrong-way riding up one way streets and cursing and threatening citizens, the homeless population in San Francisco. 2 Letters (9)

From concerned citizens, submitting support for proposed legislation establishing the Presidio Neighborhood Representative Work Group. File 011404, 5 Letters (10)

From concerned citizens, commenting on the design of the New M.H. deYoung Museum. File 0114876, 4 Letters (11)

From Administrative Services, regarding sole source contracts for fiscal year 2000/01. (12)

From Office of the Mayor, regarding sole source contracts for fiscal year 2000/01. (13)

From Mayor's Office of Business and Economic Development, regarding sole source contracts for fiscal year 2000/01. (14)

From concerned citizens, commenting on the alleged behavior of Elissa Eckman, Chair of the Commission of Animal Control and Welfare. Copy: Each Supervisor, 2 Letters (15)

From Rick Thurber, commenting on the negative impact that abuse, vandalism and neglect of property has on the quality of life, especially in the inner city. 5 Letters (16)

From Airport, regarding SFO Luggage Cart Lease and Operating Agreement RFP Proposal of Top Cart SFO LLC. Copy: Each Supervisor (17)

From Sama Meshel, commenting on alleged business practices of the San Francisco Tenants Union. Copy: Each Supervisor (18)

From Carlos Petroni, regarding exchange of correspondence with the San Francisco Treasurer. 3 Letters (19)

From United States Department of the Interior, submitting Draft Recovery Plan for the Western Snowy Plover, dated August 15, 2001. (20)

From Police Department, concerning the initial implementation plan for fulfilling the requirements established by the Equal Access to Service Ordinance. (Reference No. 200100716-016) Copy: Each Supervisor (21)

From Redevelopment Agency, submitting the Agency's financial and performance reports for the quarter ended June 30, 2001. (22)

From Corporation of the Fine Arts Museums, regarding appeal of certification of the Final Environmental Impact Report for the New de Young Museum Project. File 011486, Copy: Each Supervisor (23)

From District Attorney, regarding the implementation plan for fulfilling the requirements established by the Equal Access to Service Ordinance. (Reference No. 200100716-007) Copy: Supervisor Leno (24)

From Fire Department, regarding the implementation plan for fulfilling the requirements established by the Equal Access to Service Ordinance. (Reference No. 2000176-010) Copy: Each Supervisor (25)

From John Kennedy University, regarding the attendance projections for the proposed new de Young Museum. File 0111486, Copy: Each Supervisor (26)

From American Association of Museums, submitting notice that the de Young Museum is a fully accredited institution, a distinction that means that according to rigorous and extensive professional review, its management adheres to the best practices in museums and the strictest accountability to public service. Retaining this status is critical to securing major

exhibitions to adopt a San Francisco venue. File 011486, Copy: Each Supervisor (27)

From Office of the Legislative Analyst, submitting report regarding the effects of making pedestrian safety the highest priority in the decision-making process of the Department of Parking and Traffic. (28)

From State Department of Child Support Services, submitting notice clarifying the methodology counties must utilize when calculating an excess payment paid to a CalWORKs family. (29)

From Department of Public Health, submitting report regarding illegal discharges of hazardous waste. Copy: Public Health and Environment Committee (30)

From Chuen Yat Tong, submitting opposition to proposed development of a four-story building for mixed-use at 4501 Irving Street. File 011390 (31)

From Outer Mission Residents Association, submitting copy of letter sent to the Executive Director of the Department of Parking and Traffic regarding an all-way Stop sign at the intersection of Prague Street and South Hill Boulevard. (Reference No. 20010618-006) Copy: Each Supervisor (32)

From Department of Parking and Traffic, regarding request to integrate databases of stolen motor vehicles as to coordinate recovery of vehicles and to prevent erroneous issue of citations. (Reference No. 20010709-010) Copy: Supervisor Yee (33)

From Police Department, regarding proposed legislation to eliminate Police Code Sections 1022 through 1029 known as the "Dance Hall Keeper" ordinance. File 010845, Copy: Each Supervisor (34)

From Ernestine Weiss, submitting petition opposing any amplified sound in Justin Herman Plaza. (35)

From concerned citizens, submitting petition opposing request for a Dance Hall Permit/Place of Entertainment license filed by the LeColonial Restaurant, at 20 Cosmo Place in San Francisco. Copy: Each Supervisor (36)

From State Department of Child Support Services, regarding the implementation of the Complaint Resolution/State Hearing process to resolve complaints received from custodial parties and non-custodial parents. (37)

From Bob Besso, regarding report by KTVU's Rob Roth (August 17, 2001) regarding San Francisco Department of Public Works crews attempting a routine clean up at the homeless encampment under the freeway at Cesar Chavez and Bayshore Boulevard in San Francisco. (38)

From U.S. Department of the Interior, submitting notice that the U.S. Fish and Wildlife Service has re-opened the comment period for the Sacramento Splittail (silvery-gold member of the minnow family). (39)

From Adult Probation Department, regarding the implementation plan for fulfilling the requirements established by the Equal Access to Service Ordinance. (Reference No. 20010716-004) Copy: Supervisor Leno (40)

From John Jenkel commenting on the Robert Noel/Marjorie Knoller dog mauling case. 2

Letters (41)

From State Department of Child Support Services, submitting an updated manual of policies and procedures that incorporate changes from the program administration and compliant resolution for emergency rulemaking. (42)

From Department of Aging and Adult Services, regarding the implementation plan for fulfilling the requirements established by the Equal Access to Service Ordinance. (Reference No. 2000176-005 and -017) Copy: Each Supervisor (43)

From concerned citizens, submitting support for continued funding of the Filipino Education Center in San Francisco. 2 Letters (44)

From Bay Area Rapid Transit District (BART), submitting support for proposed resolution entitled BART/SFIA On-Airport Project Development Agreement. File 011426 (45)

From Department of Public Works, commenting on report by KTVU (August 16, 2001) on DPW work crews cleaning up a homeless encampment in the Potrero Hill District. Copy: Each Supervisor (46)

From Greenbelt Alliance, submitting support for increasing the supply of Bay Area affordable housing while protecting open space and promoting vibrant, diverse communities. Copy: Each Supervisor (47)

From Robert Burns, commenting on restoration plans for Harding Park. (48)

From Frederick Hobson, regarding the Commission of Animal Control and Welfare's amended minutes of the June 14, 2001 meeting. File 010489 (49)

From Mark Almanetti, commenting on proposal to increase parking fines in San Francisco. File 011120 (50)

From Cora Ella, submitting memo entitled "safety awareness affecting parking". Copy: Each Supervisor (51)

From ADJM Cole, submitting support for enforcement of stricter dog laws in City parks. File 011172, Copy: Each Supervisor (52)

From US Army Corps of Engineers, submitting public notice (August 20, 2001) announcing proposed nationwide permit re-issuance request for comments and public hearing in Washington D.C., on September 12, 2001 at the GAO Building. (53)

From Metropolitan Transportation Commission, submitting an Overview of the Draft 2001 Regional Transportation Plan for the San Francisco Bay Area. (54)

From Golden Gate Park Concourse Authority, submitting notice that resolution has been passed to begin a series of improvements to the Music Concourse area and the remainder of the park pursuant to passage of Proposition J, the Golden Gate Park Revitalization Act of 1998. (55)

From Public Utilities Commission, submitting notice that a study of the seismic reliability of Calaveras Dam located on Calaveras Creek in the Diablo Mountain Range (approximately 10 miles northeast of the City of San Jose) is being conducted. (56)

From concerned citizens, submitting support for legislation requiring all City agencies to give 24 hour notice to homeless people before confiscating their personal property. 2 Letters (57)

ADJOURNMENT

Meeting Procedures

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

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

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

Agenda are available on the internet at www.ci.sf.ca.us/bdsupvrs.bos.htm.

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

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

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

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

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

Disability access

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

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

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

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

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

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

Know Your Rights Under the Sunshine Ordinance

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

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code)

or to report a violation of the ordinance, contact Donna Hall by mail to Clerk of the Board of Supervisors, 1 Dr. Carlton B. Goodlett Place, Room 409, by phone at (415) 554-7724, by fax at (415) 554-5784 or by email at Donna_Hall@ci.sf.ca.us

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.ci.sf.ca.us/bdsupvrs/sunshine.htm>